#### **CLOSED**

# **U.S. District Court** Western District of Louisiana (Alexandria) CIVIL DOCKET FOR CASE #: 1:80-cv-00680-FAL-JFS

West v. Howard, et al Assigned to: Judge F A Little, Jr Referred to: Magistrate Judge John F Simon Demand: \$0 Cause: 42:1983 Prisoner Civil Rights

#### **Plaintiff**

Kem C West

Date Filed: 04/28/1980 Jury Demand: None Nature of Suit: 550 Prisoner: Civil Rights Jurisdiction: Federal Question

#### represented by Henry Clay Walker

Walker Tooke et al 1700 Irving Pl Shreveport, LA 71101 318-221-8644 Fax: 318-221-7059 Email: hcw@walkerlyons.com LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### **M** Thomas Arceneaux

Blanchard Walker et al P O Drawer 1126 Shreveport, LA 71163-1126 318-221-6858 Fax: 318-227-2967 Email: tarceneaux@bwor.com LEAD ATTORNEY ATTORNEY TO BE NOTICED

V.

# **Defendant**

**Frank A Howard** 

#### represented by David R Lestage

Hall Lestage & Landreneau P O Box 880 DeRidder, LA 70634 337-463-8692 Fax: 337-463-3369 Email: hll207@bellsouth.net LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### Defendant

| John King                             | represented by | J Marvin Montgomery<br>LA Dept of Agriculture & Forestry<br>P O Box 631<br>Baton Rouge, LA 70821-0631<br>225-922-1234<br>Fax: 225-922-1253<br>LEAD ATTORNEY<br>ATTORNEY TO BE NOTICED |
|---------------------------------------|----------------|---|
| <u>Defendant</u>                      |                |   |
| Carroll Herring                       | represented by | J Marvin Montgomery<br>(See above for address)<br>LEAD ATTORNEY<br>ATTORNEY TO BE NOTICED   |
| <u>Defendant</u>                      |                |   |
| Sarah Braud<br>Dr                     | represented by | J Marvin Montgomery<br>(See above for address)<br>LEAD ATTORNEY<br>ATTORNEY TO BE NOTICED   |
| <u>Defendant</u>                      |                |   |
| Roger Guissinter                      | represented by | J Marvin Montgomery<br>(See above for address)<br>LEAD ATTORNEY<br>ATTORNEY TO BE NOTICED   |
| <u>Defendant</u>                      |                |   |
| D J Jones                             |                |   |
| <u>Defendant</u><br>William C Hilton  |                |   |
| <u>Defendant</u><br>George T Knapp    |                |   |
| <u>Defendant</u><br>Raymond Palmer    |                |   |
| <u>Defendant</u><br>Thomas W Stephens |                |   |
| <u>Defendant</u><br>Lee McConathy     |                |   |
| <u>Defendant</u><br>M O Poston        |                |   |

| <u>Defendant</u><br>Wesley Harralson                        |                |  |
|---|----------------|--|
| <u>Defendant</u><br>Franklin D Burns                        |                |  |
| <u>Defendant</u><br>Jack Singletary                         |                |  |
| <u>Defendant</u><br>R Smith, Jr                             |                |  |
| <u>Defendant</u><br>Brent Thompson                          |                |  |
| <u>Defendant</u><br>Walter Warwick                          |                |  |
| <u>Defendant</u><br>Ted R Broyles                           | represented by | 631 Milam St Ste 200<br>Shreveport, LA 71101<br>318-424-3434<br>Fax: 318-425-2403                                      |
|   |                | Email: daryl@capola.com<br>LEAD ATTORNEY<br>ATTORNEY TO BE NOTICED   |
| <u>Defendant</u>  |                |  |
| Roy B Tuck  | represented by | <ul> <li>Daryl Gold</li> <li>(See above for address)</li> <li>LEAD ATTORNEY</li> <li>ATTORNEY TO BE NOTICED</li> </ul> |
| Defendant   |                |  |
| William E Tilley  |                |  |
| Defendant<br>C Paul Phelps<br><i>TERMINATED: 09/03/1982</i> | represented by | <b>J Marvin Montgomery</b><br>(See above for address)<br><i>LEAD ATTORNEY</i><br><i>ATTORNEY TO BE NOTICED</i>         |
| Defendant   |                |  |

Dan Kelly TERMINATED: 09/03/1982

# represented by J Marvin Montgomery

(See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### **Defendant**

Alvis Roberts TERMINATED: 09/03/1982

### **Defendant**

George Fischer TERMINATED: 09/03/1982

## **Defendant**

**Police Dept Vernon Parish** 

represented by J Marvin Montgomery (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

represented by **J Marvin Montgomery** (See above for address)

LEAD ATTORNEY ATTORNEY TO BE NOTICED

## represented by Edwin Louis Cabra

Cabra & Leach P O Box 682 Leesville, LA 71496-0682 US 337-239-6566 Fax: 337-239-6906 Email: cabraleach@bellsouth.net *LEAD ATTORNEY ATTORNEY TO BE NOTICED* 

| Date Filed | #  | Docket Text   |  |
|------------|----|---|--|
| 04/28/1980 | 1  | COMPLAINT filed (former employee) (Entered: 01/28/1991)   |  |
| 04/28/1980 | 2  | MOTION by Kem C West to proceed in forma pauperis with Proposed Order referred to Judge Earl E. Veron (former employee) (Entered: 01/28/1991)   |  |
| 04/28/1980 | 3  | ORDER granting [2-1] motion to proceed in forma pauperis allowing P<br>individually to proceedi I F P. (signed by Judge Earl E. Veron) (former<br>employee) (Entered: 01/28/1991)     |  |
| 06/02/1980 | 44 | ANSWER to Complaint by Frank A Howard (former employee) (Entered: 01/28/1991)   |  |
| 06/30/1980 | 49 | ANSWER to Complaint by C Paul Phelps, Dan Kelly, Alvis Roberts, George Fischer (former employee) (Entered: 01/28/1991)  |  |
| 09/16/1980 | 53 | MINUTE ENTRY: transferring case to Alexandria Division, Judge Scott & upsetting all settings. (signed by Clerk Robert H. Shemwell) NOE by: dm (former employee) (Entered: 01/28/1991) |  |
| 09/16/1980 |    | CASE reassigned to Judge Nauman S. Scott, Alexandria Division this date.<br>(former employee) (Entered: 01/28/1991)   |  |
| 05/18/1981 | 54 | ORDER transferring case to Middle District of Louisiana. (signed by Judge Nauman S. Scott) NOE by: AO (former employee) (Entered: 01/28/1991)   |  |

| 05/18/1981 |    | Case closed (former employee) (Entered: 01/28/1991)  |  |
|------------|----|--|--|
| 07/21/1981 |    | Case reopened (former employee) (Entered: 01/28/1991)  |  |
| 08/24/1981 | 55 | MOTION w/ brief by Kem C West to certify class action, set Motion Day deadline on 9/28/81 [55-1] before Judge Nauman S. Scott. Notice issued. (former employee) (Entered: 01/28/1991)  |  |
| 10/19/1981 | 60 | ORDER granting [55-1] motion to certify class action (signed by Judge Nauman S. Scott) NOE by: AO (former employee) (Entered: 01/28/1991)  |  |
| 10/19/1981 | 61 | ORDER appointing Michael M. Wahlder as Special Master in this matter.<br>(signed by Judge Nauman S. Scott) NOE by: AO (former employee) (Entered: 01/28/1991)  |  |
| 09/03/1982 | 73 | ORDER that John King as Secy of Dept of Corr be substituted as dft in place of C Paul Phelps, Carroll Herring as State Fire Protection Dept of Public Safety be substituted as dft in place of Daniel L Kelly, that Roger Guissinter as Secy of Dept of H H R be substituted as dft in place of George Fisher, Dr Sarah Braud as Asst Secy of Health Svcs & Environmental Quality of H H R be substituted for Alvis Roberts, & that William E Tilley as D A of 30th J D C in & for Vernon Parish be substituted for Howat Peters & Asa Skinner (signed by Judge Nauman S. Scott) NOE by: wrg (former employee) (Entered: 01/28/1991) |  |
| 10/06/1982 | 74 | CONSENT DECREE signed by all attorneys. (signed by Judge Nauman S. Scott)<br>NOE by: bc (former employee) (Entered: 01/28/1991)  |  |
| 02/18/1983 | 78 | JOINT STIPULATION filed. (former employee) (Entered: 01/28/1991)   |  |
| 02/18/1983 | 79 | JUDGMENT re attorney fees (signed by Judge Nauman S. Scott) (former employee) (Entered: 01/28/1991)  |  |
| 02/18/1983 |    | Case closed (former employee) (Entered: 01/28/1991)  |  |
| 04/18/1983 | 80 | AMENDED JUDGMENT (signed by Judge Nauman S. Scott) (former employee)<br>(Entered: 01/28/1991)  |  |
| 04/15/1988 | 81 | MOTION by Kem C West to show cause with Proposed Order referred to Judge Nauman S. Scott (former employee) (Entered: 01/28/1991)   |  |
| 12/16/1988 | 82 | LETTER from Judge Veron to Atty Walker re: address all future correspondence to same. (former employee) (Entered: 01/28/1991)  |  |
| 01/26/1989 | 84 | MINUTE ENTRY: transferring case to Judge Earl E. Veron, Lake Charles<br>Division for further handling. (signed by Judge Earl E. Veron) NOE by: ln<br>(former employee) (Entered: 01/28/1991)   |  |
| 01/26/1989 |    | CASE reassigned to Judge Earl E. Veron, Lake Charles Division this date.<br>(former employee) (Entered: 01/28/1991)  |  |
| 12/13/1990 | 85 | ORDER of dismissal of under ULLR11. Case may be reinstated within 30 days for good cause shown. (former employee) (Entered: 01/28/1991)  |  |
| 12/18/1990 |    | COPY of document #85 mailed to LA Atty General returned form USPS marked,<br>"Return to sender." (former employee) (Entered: 01/28/1991)   |  |

| 01/10/1991 | 86 | MOTION by Kem C West to reinstate , and to set for hearing with Proposed<br>Order referred to Judge Nauman S. Scott (former employee) (Entered:<br>01/28/1991)  |  |
|------------|----|---|--|
| 01/14/1991 |    | MOTION(S) referred: [86-1] motion to reinstate & [86-2] motion to set for<br>hearing referred to Judge Edwin F. Hunter Jr. (former employee) (Entered:<br>01/28/1991)   |  |
| 01/17/1991 | 87 | ORDER granting [86-1] motion to reinstate & granting [86-2] motion to set for<br>hearing & transferring case to Judge F. A. Little Jr. (signed by Judge Edwin F.<br>Hunter Jr.) NOE by: ln (former employee) (Entered: 01/28/1991)        |  |
| 01/17/1991 |    | Case reopened (former employee) (Entered: 01/28/1991)   |  |
| 01/17/1991 |    | CASE reassigned to Judge F. A. Little Jr. (former employee) (Entered: 01/28/1991)   |  |
| 01/17/1991 |    | CASE ASSIGNED to Magistrate John F. Simon (former employee) (Entered: 01/28/1991)   |  |
| 01/23/1991 | 88 | NOTICE OF SETTING [81-1] motion to show cause before Judge F. A. Little Jr. on 2/19/91 NOE by: om (former employee) (Entered: 01/28/1991)   |  |
| 02/05/1991 | 89 | MOTION by Kem C West to continue ruling with Memorandum and Proposed<br>Order referred to Judge F. A. Little Jr. (former employee) Modified on<br>02/06/1991 (Entered: 02/06/1991)  |  |
| 02/07/1991 | 90 | ORDER mooting [89-1] motion to continue ruling; dismissing [81-1] motion to show cause w/o prejudice to any interested party having standing to file anew. (signed by Judge F. A. Little Jr. ) NOE by: bg (Dean, S) (Entered: 02/12/1991) |  |
| 04/01/1991 |    | Case closed (former employee) (Entered: 04/15/1991)   |  |

| <b>PACER Service Center</b> |                  |                     |                       |
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| PACER<br>Login:             | hs0328           | Client Code:        |                       |
| Description:                | Docket<br>Report | Search<br>Criteria: | 1:80-cv-00680-FAL-JFS |
| Billable<br>Pages:          | 3                | Cost:               | 0.24                  |