

CLOSED,DOCSSENT,REMANDED

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Houston)
CIVIL DOCKET FOR CASE #: 4:13-cv-03768**

Pidgeon et al v. Parker et al
Assigned to: Judge Lee H Rosenthal
Case in other court: 310th Judicial District Court, 13-75301
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 12/27/2013
Date Terminated: 08/28/2014
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Jack Pidgeon

represented by **Jared R. Woodfill**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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Plaintiff

Larry Hicks

represented by **Jared R. Woodfill**
(See above for address)
LEAD ATTORNEY
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V.

Defendant

Mayor Annise Parker

represented by **David M Feldman**
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Defendant

City Of Houston

represented by **David M Feldman**
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Movant**Noel Freeman**

represented by **Kenneth D Upton , Jr**
 Lambda Legal Defense and Education Fund
 Inc
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 214-219-8585
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Movant**Yadira Estrada**

represented by **Kenneth D Upton , Jr**
 (See above for address)
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Movant**Ronald Reeser**

represented by **Kenneth D Upton , Jr**
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V.

Amicus**State Of Texas**

represented by **Jonathan F. Mitchell**
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Date Filed	#	Docket Text
12/27/2013	<u>1</u>	NOTICE OF REMOVAL from 310th District Court, case number 2013-75301 (Filing fee \$ 400 receipt number 0541-12536258) filed by City Of Houston. (Attachments: # <u>1</u> Civil Cover Sheet)(Feldman, David) (Entered: 12/27/2013)
12/30/2013	<u>2</u>	ORDER for Initial Pretrial and Scheduling Conference and Order to Disclose Interested Persons. Initial Conference set for 5/9/2014 at 02:00 PM in Room 11521 before Judge Ewing Werlein, Jr(Signed by Judge Ewing Werlein, Jr) Parties notified.(smurdock, 4) (Entered: 12/30/2013)
12/30/2013	<u>3</u>	EMERGENCY MOTION, MOTION for Temporary Restraining Order(Motion Docket Date 1/21/2014.) by Larry Hicks, Jack Pidgeon, filed. (Attachments: # <u>1</u> Exhibit A - TRO, # <u>2</u> Exhibit B - Woodfill declaration, # <u>3</u> Exhibit C - City's letter, # <u>4</u> Proposed Order)(Olson, Leif) (Entered: 12/30/2013)
12/30/2013	<u>4</u>	ORDER Extending Temporary Restraining Order. The Temporary Restraining Order is extended until 5:00 p.m. January 2, 2014. (Signed by Judge Lee H Rosenthal) Parties notified.(gkelner, 4) (Entered: 12/30/2013)
12/30/2013	<u>5</u>	NOTICE of Setting as to <u>3</u> EMERGENCY MOTION MOTION for Temporary Restraining Order. Parties notified. Motion Hearing set for 1/2/2014 at 03:00 PM in Courtroom 11B before Judge Lee H Rosenthal, filed. (gkelner, 4) (Entered: 12/30/2013)

12/30/2013	<u>6</u>	ORDER Vacating Order Extending Temporary Restraining Order (Signed by Judge Lee H Rosenthal) Parties notified.(gkelner, 4) (Entered: 12/30/2013)
12/30/2013	<u>7</u>	ORDER Denying <u>3</u> EMERGENCY MOTION for Temporary Restraining Order (Miscellaneous Hearing set for 1/2/2014 at 03:00 PM at Courtroom 11B before Judge Lee H Rosenthal)(Signed by Judge Lee H Rosenthal) Parties notified.(gkelner, 4) (Entered: 12/30/2013)
12/31/2013	<u>8</u>	RESPONSE in Opposition to <u>3</u> EMERGENCY MOTION MOTION for Temporary Restraining Order, filed by City Of Houston, Annise Parker. (Feldman, David) (Entered: 12/31/2013)
12/31/2013	<u>9</u>	Opposed MOTION to Intervene by Noel Freeman, Yadira Estrada, Ronald Reeser, filed. Motion Docket Date 1/21/2014. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Proposed Answer, # <u>3</u> Proposed Order Proposed Order)(Upton, Kenneth) (Entered: 12/31/2013)
12/31/2013	<u>10</u>	MEMORANDUM re: <u>9</u> Opposed MOTION to Intervene by Yadira Estrada, Noel Freeman, Ronald Reeser, filed.(Upton, Kenneth) (Entered: 12/31/2013)
12/31/2013	<u>11</u>	MOTION to Remand, MOTION for Attorney Fees, MOTION for Costs(Motion Docket Date 1/21/2014.) by Larry Hicks, Jack Pidgeon, filed. (Attachments: # <u>1</u> Exhibit 1 – Woodfill decl., # <u>2</u> Appendix A – State–court decisions, # <u>3</u> Appendix B – Pending state–court cases, # <u>4</u> Proposed Order)(Olson, Leif) (Entered: 12/31/2013)
12/31/2013	<u>12</u>	MOTION to Expedite Motion to Remand by Larry Hicks, Jack Pidgeon, filed. Motion Docket Date 1/21/2014. (Attachments: # <u>1</u> Exhibit A – Parker letter, # <u>2</u> Proposed Order)(Olson, Leif) (Entered: 12/31/2013)
01/02/2014	<u>13</u>	BRIEF supporting issuance of TRO by Larry Hicks, Jack Pidgeon, filed.(Olson, Leif) (Entered: 01/02/2014)
01/02/2014	<u>14</u>	Minute Entry for proceedings before the Hon. Lee H. Rosenthal. Motion hearing held on January 2, 2013. After hearing from the parties and for the reasons stated on the record, the court denied the plaintiffs motion for issuance of a temporary restraining order, (Docket Entry No. 13), and motion to expedite, (Docket Entry No. 12). The court will enter a scheduling and docket control order as stated on the record. Appearances: Leif Olson/Jared Woodfill/Robert Talton/Jonathan Saenz for Pltfs. and David Feldman/John Wallace/Lynette Fons/Judith Ramsey for Defts. and Kenneth Upton for Movants. (Court Reporter: M. Malone), filed.(leddins, 4) (Entered: 01/03/2014)
01/06/2014	<u>15</u>	TRANSFER ORDER. Case reassigned to Judge Lee H Rosenthal for all further proceedings. Judge Ewing Werlein, Jr no longer assigned to the case.(Signed by Judge Ewing Werlein, Jr) Parties notified.(kcarr, 4) (Entered: 01/06/2014)
01/06/2014	<u>16</u>	PROPOSED ORDER re: <u>3</u> EMERGENCY MOTION MOTION for Temporary Restraining Order, filed.(Feldman, David) (Entered: 01/06/2014)
01/07/2014	<u>17</u>	TRANSCRIPT re: Motion Hearing held on January 2, 2014 before Judge Lee H Rosenthal. Court Reporter/Transcriber Mayra Malone. Ordering Party Judith Ramsey Release of Transcript Restriction set for 4/7/2014., filed. (mmalone,) (Entered: 01/07/2014)
01/08/2014	<u>18</u>	Notice of Filing of Official Transcript as to <u>17</u> Transcript. Party notified, filed. (hcarr, 4) (Entered: 01/08/2014)
01/08/2014	<u>19</u>	SCHEDULING ORDER entered: January 9, 2014; The proposed intervenors' supplement to their motion to intervene, addressing whether the present case should be consolidated with Freeman v. Parker, No. H–13–3755, January 21, 2014; Defendants' response to Plaintiffs motion for remand, January 30, 2014; Plaintiffs and Defendants' responses to the proposed intervenors' supplemental motion to intervene, February 4, 2014; Plaintiffs' reply in support of motion for remand, February 11, 2013; Defendants' surreply to Plaintiffs' motion for remand. (Signed by Judge Lee H Rosenthal) Parties notified.(leddins, 4) (Entered: 01/08/2014)

01/09/2014	<u>20</u>	SUPPLEMENT to <u>9</u> Opposed MOTION to Intervene by Yadira Estrada, Noel Freeman, Ronald Reeser, filed. (Attachments: # <u>1</u> Exhibit Pending Marriage Cases)(Upton, Kenneth) (Entered: 01/09/2014)
01/09/2014	<u>21</u>	Opposed MOTION to Consolidate Lead Case No. 4:13-cv-03768 and Member Case No. 4:13-cv-03755 by Yadira Estrada, Noel Freeman, Ronald Reeser, filed. Motion Docket Date 1/30/2014. (Attachments: # <u>1</u> Proposed Order Proposed Order)(Upton, Kenneth) (Entered: 01/09/2014)
01/09/2014	<u>22</u>	NOTICE <i>Amended Notice of Removal</i> by City Of Houston, Annise Parker, filed. (Feldman, David) (Entered: 01/09/2014)
01/09/2014	<u>23</u>	NOTICE <i>Certificate of Service in Removed Action</i> by City Of Houston, Annise Parker, filed. (Feldman, David) (Entered: 01/09/2014)
01/16/2014	<u>24</u>	ANSWER to Complaint by City Of Houston, Annise Parker, filed.(Feldman, David) (Entered: 01/16/2014)
01/17/2014	<u>25</u>	MOTION for Leave to File Amicus Brief in Support of Plaintiffs' Motion to Remand by State Of Texas, filed. Motion Docket Date 2/7/2014. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Amicus Brief)(Mitchell, Jonathan) (Entered: 01/17/2014)
01/21/2014	<u>26</u>	RESPONSE in Opposition to <u>11</u> MOTION to Remand MOTION for Attorney Fees MOTION for Costs, filed by City Of Houston, Annise Parker. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Proposed Order)(Feldman, David) (Entered: 01/21/2014)
01/21/2014	<u>27</u>	MOTION to Amend by Larry Hicks, Jack Pidgeon, filed. Motion Docket Date 2/11/2014. (Attachments: # <u>1</u> Complaint Proposed 1st Amended Complaint, # <u>2</u> Proposed Order)(Olson, Leif) (Entered: 01/21/2014)
01/30/2014	<u>28</u>	First RESPONSE to <u>9</u> Opposed MOTION to Intervene filed by City Of Houston, Annise Parker. (Feldman, David) (Entered: 01/30/2014)
01/30/2014	<u>29</u>	First RESPONSE to <u>21</u> Opposed MOTION to Consolidate Lead Case No. 4:13-cv-03768 and Member Case No. 4:13-cv-03755 filed by City Of Houston, Annise Parker. (Feldman, David) (Entered: 01/30/2014)
01/31/2014	<u>30</u>	RESPONSE in Opposition to <u>9</u> Opposed MOTION to Intervene, <u>21</u> Opposed MOTION to Consolidate Lead Case No. 4:13-cv-03768 and Member Case No. 4:13-cv-03755, filed by Larry Hicks, Jack Pidgeon. (Olson, Leif) (Entered: 01/31/2014)
02/05/2014	<u>31</u>	REPLY in Support of <u>11</u> MOTION to Remand MOTION for Attorney Fees MOTION for Costs, filed by Larry Hicks, Jack Pidgeon. (Olson, Leif) (Entered: 02/05/2014)
02/07/2014	<u>32</u>	RESPONSE in Opposition to <u>27</u> MOTION to Amend, filed by City Of Houston, Annise Parker. (Attachments: # <u>1</u> Proposed Order Re Response to Motion to Amend)(Feldman, David) (Entered: 02/07/2014)
02/07/2014	<u>33</u>	RESPONSE in Opposition to <u>25</u> MOTION for Leave to File Amicus Brief in Support of Plaintiffs' Motion to Remand, filed by City Of Houston, Annise Parker. (Feldman, David) (Entered: 02/07/2014)
02/11/2014	<u>34</u>	SURREPLY to <u>11</u> MOTION to Remand MOTION for Attorney Fees MOTION for Costs, filed by City Of Houston, Annise Parker. (Feldman, David) (Entered: 02/11/2014)
08/28/2014	<u>35</u>	MEMORANDUM AND ORDER entered DENYING AS MOOT <u>27</u> MOTION to Amend, GRANTING <u>11</u> MOTION to Remand MOTION for Attorney Fees MOTION for Costs, DENYING AS MOOT <u>21</u> Opposed MOTION to Consolidate Lead Case No. 4:13-cv-03768 and Member Case No. 4:13-cv-03755, DENYINMG AS MOOT <u>9</u> Opposed MOTION to Intervene, DENYING AS MOOT <u>25</u> MOTION for Leave to File Amicus Brief in Support of Plaintiffs' Motion to Remand. Order of Remand to be issued.(Signed by Judge Lee H Rosenthal) Parties notified.(leddins, 4) (Entered: 08/28/2014)
08/28/2014	<u>36</u>	ORDER OF REMAND. This case is remanded to the 310th JDC of Harris County. Case terminated on 8/28/14.(Signed by Judge Lee H Rosenthal) Parties

		notified.(leddins, 4) (Entered: 08/28/2014)
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