

CLOSED

**U.S. District Court**  
**United States District Court for the Western District of Washington (Seattle)**  
**CIVIL DOCKET FOR CASE #: 2:93-cv-01030-WLD-DEW**

Lopez, et al v. Riveland, et al  
Assigned to: William L Dwyer  
Referred to: Hon. David E Wilson  
Demand: \$0  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 07/30/1993  
Date Terminated: 01/30/1995  
Jury Demand: None  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Salvador Lopez**

represented by **Salvador Lopez**  
998452  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**Plaintiff**

**Cortez Sanchez**  
*TERMINATED: 01/11/1994*

represented by **Cortez Sanchez**  
991415  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**Plaintiff**

**Guillermo Mondragon**  
*TERMINATED: 01/11/1994*

represented by **Guillermo Mondragon**  
702922  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**Plaintiff**

**Francisco Morales**  
*TERMINATED: 01/11/1994*

represented by **Francisco Morales**  
700908  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**Plaintiff**

**Jose Carranza**  
*TERMINATED: 01/11/1994*

represented by **Jose Carranza**  
978610  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**Plaintiff**

**Miguel Espinoza**

*TERMINATED: 01/11/1994*

represented by **Miguel Espinoza**

701861  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**Plaintiff**

**Aarturo Hernandez Gomez**

represented by **Aarturo Hernandez Gomez**

702068  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**John B. Midgley**

COLUMBIA LÉGAL SERVICES  
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Email: [john.midgley@columbialegal.org](mailto:john.midgley@columbialegal.org)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Alfonso Jimenez**

represented by **Alfonso Jimenez**

967828  
WSR  
WASHINGTON STATE  
REFORMATORY  
PO BOX 777  
MONROE, WA 98272-0777  
PRO SE

**John B. Midgley**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Dario Garcia**

represented by **John B. Midgley**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Florencio Lopez Leon**

represented by **John B. Midgley**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Felizardo Ramos**

represented by **John B. Midgley**

(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Plaintiff**

**Carlos Montano–Elisea**

represented by **John B. Midgley**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Chase Riveland**  
*Secretary, Dept of Corrections*

represented by **Talis M Abolins**  
CAMPBELL DILLE BARNETT SMITH  
&WILEY  
P O BOX 488  
PUYALLUP, WA 98371  
253-848-3513  
Email: [TalisA@cdb-law.com](mailto:TalisA@cdb-law.com)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**James C Spaulding**  
*Director, Division of Prisons*  
*TERMINATED: 01/11/1994*

represented by **Talis M Abolins**  
(See above for address)  
*TERMINATED: 01/11/1994  
LEAD ATTORNEY*

**Defendant**

**Kenneth DuCharme**  
*Warden, Washington State Reformatory*  
*TERMINATED: 01/11/1994*

represented by **Talis M Abolins**  
(See above for address)  
*TERMINATED: 01/11/1994  
LEAD ATTORNEY*

**Defendant**

**Tom Rolfs**  
*Director, Division of Prisons, WA Dept of  
Corrections, and their officers, agents,  
employees and successors*

Date Filed	#	Docket Text
07/30/1993		LODGED ORDER: applications to proceed IFP, complaint (MD) (Entered: 08/04/1993)
08/06/1993	1	ORDER by Judge Wilson GRANTING application to proceed ifp for pltf Salvador Lopez (cc: all counsel) (MD) (Entered: 08/06/1993)
08/06/1993	2	ORDER by Judge Wilson granting application to proceed IFP for pltf Cortez Sanchez (cc: all counsel) (MD) (Entered: 08/06/1993)
08/06/1993	3	ORDER by Judge Wilson granting application to proceed IFP as to pltf Guillermo Mondragon (cc: all counsel) (MD) (Entered: 08/06/1993)
08/06/1993	4	ORDER by Judge Wilson granting application to proceed IFP for pltf Francisco Morales (cc: all counsel) (MD) (Entered: 08/06/1993)
08/06/1993	5	ORDER by Judge Wilson granting application to proceed IFP for pltf Jose Carranza (cc: all counsel) (MD) (Entered: 08/06/1993)
08/06/1993	6	ORDER by Judge Wilson, granting application to proceed IFp for pltf Arturo Hernandez Gomez (cc: all counsel) (MD) (Entered: 08/06/1993)

08/06/1993	7	ORDER by Judge Wilson, granting application to proceed IFP for pltf Alfonso Jimenez (cc: all counsel) (MD) (Entered: 08/06/1993)
08/06/1993	8	ORDER by Judge Wilson granting application to proceed IFP for pltf Miguel Espinoza(cc: all counsel) (MD) (Entered: 08/06/1993)
08/06/1993	9	COMPLAINT (Summons(es) not issued) Receipt # IFP (MD) (Entered: 08/06/1993)
08/06/1993	10	MOTION by plaintiffs for appointment of counsel noted for 8/20/93 (MD) (Entered: 08/06/1993)
08/06/1993	11	AFFIDAVIT of all pltfs regarding motion for appointment of counsel [10-1] (MD) (Entered: 08/06/1993)
08/09/1993	12	ORDER by Judge William L. Dwyer of reference to Magistrate Judge David E. Wilson ent mld (cc: all counsel) (dktclk) (Entered: 08/10/1993)
08/23/1993	13	ORDER by Magistrate Judge David E. Wilson DENYING motion for appointment of counsel [10-1] (cc: all counsel, WLD, DEW) (dktclk) (Entered: 08/23/1993)
08/23/1993	14	ORDER by Magistrate Judge David E. Wilson directing service of process and procedures (cc: all counsel) (MD) (Entered: 08/24/1993)
09/04/1993	15	ACCEPTANCE/ACKNOWLEDGEMENT OF SERVICE of summons and complaint by defendant Chase Riveland on 9/2/93 (MD) (Entered: 09/08/1993)
09/09/1993	16	ACCEPTANCE/ACKNOWLEDGEMENT OF SERVICE of summons and complaint by defendant on 9/3/93 (MD) (Entered: 09/09/1993)
09/10/1993	17	ACCEPTANCE/ACKNOWLEDGEMENT OF SERVICE of summons and complaint by defendant James C Spaulding on 9/8/93 (MD) (Entered: 09/10/1993)
09/15/1993	18	ATTORNEY APPEARANCE for defendant Chase Riveland, defendant James C Spaulding, defendant Kenneth DuCharme by Talis M Abolins-cnsl (MD) (Entered: 09/16/1993)
09/15/1993	19	AFFIDAVIT OF SERVICE by defendant of attorney appearance [18-1] served on 9/14/93 (MD) (Entered: 09/16/1993)
10/20/1993	20	ATTORNEY APPEARANCE for plaintiff Aarturo Hernandez Gomez, plaintiff Alfonso Jimenez by John B. Midgley-cnsl (MD) (Entered: 10/21/1993)
11/13/1993		LODGED ORDER: stipulation and order on amendment of complaint and filing of answer (MD) (Entered: 11/15/1993)
11/17/1993	21	STIPULATION and ORDER by Magistrate Judge David E. Wilson : on order on amendment of complaint and filing of answer. Amended complaint is due on 12/22/93 and answer by 1/21/94 and pltfs shall make any motion for class certification no later than 90 days from the filing of the amended complaint. (cc: all counsel, Wilson) (MD) (Entered: 11/18/1993)
12/20/1993		LODGED ORDER: stipulation and order on amendment of complaint and filing of answer (MD) (Entered: 12/20/1993)
12/22/1993	22	STIPULATION and ORDER by Judge William L. Dwyer : to extend time to file amendment to complaint by 1/11/94 and answer to 2/10/94. Pltf shall file any motion for class certification no later than 90 days after the filing of the amended complaint. (cc: all counsel) (dktclk) (Entered: 12/22/1993)
01/11/1994	23	AMENDED COMPLAINT (first) [9-1] by plaintiff Salvador Lopez; terminating Kenneth DuCharme, James C Spaulding, Miguel Espinoza, Jose Carranza, Francisco Morales, Guillermo Mondragon, Cortez Sanchez; adding Dario Garcia, Florencio Lopez Leon, Felizardo Ramos, Carlos Montano-Elisea, Tom Rolfs (MD) (Entered: 01/12/1994)
02/18/1994		MAIL RETURNED: re: stipulation [22-1], re: stipulation [21-1] [21-1] addressed to Cortez Sanchez (MD) (Entered: 02/23/1994)

02/22/1994		LODGED ORDER: stipulation and order to stay time for an answer (MD) (Entered: 02/23/1994)
02/24/1994	24	STIPULATION and ORDER by Magistrate Judge David E. Wilson : to stay time for an answer until April 1, 1994. Parties are making progress towards a settlement. (cc: all counsel, Wilson) (MD) (Entered: 02/24/1994)
04/11/1994		LODGED ORDER: stipulation and order for further extension of time to file motion for class certification and to file answer (MD) (Entered: 04/12/1994)
04/15/1994	25	STIPULATION and ORDER by Magistrate Judge David E. Wilson, for further extension of time to file motion for class certification and to file answer to and including June 10, 1994. In addition, and for the same reason, the defts request a further extension of 60 days within which to file their answer, that is until May 31, 1994. (cc: all counsel, Wilson) (MD) (Entered: 04/15/1994)
04/20/1994		MAIL RETURNED: re: stipulation [25-1] addressed to Aarturo Hernandez Gomez (MD) (Entered: 04/20/1994)
06/10/1994		LODGED ORDER: stipulation motion and order for further extensions of time to file answer and motion for class certification (MD) (Entered: 06/13/1994)
06/13/1994	26	STIPULATION and ORDER by Magistrate Judge David E. Wilson : defts request a further extension of time within which to file their answer until 7/15/94 and pltf's request a further extension of time to file a motion for class certification to 8/1/94. (cc: all counsel, Wilson) (MD) (Entered: 06/14/1994)
08/01/1994		LODGED ORDER: stipulation and order for further extensions of time to file answer and motion for class certification (MD) (Entered: 08/01/1994)
08/01/1994	27	STIPULATION and ORDER by Judge William L. Dwyer for extension of time to file answer to August 29, 1994 and extension of time to file a motion for class certification to Sept 14, 1994 : (cc: counsel, Judge) (MD) (Entered: 08/01/1994)
08/05/1994		MAIL RETURNED: re: stipulation [27-1] addressed to Aarturo Hernandez Gomez (MD) (Entered: 08/09/1994)
09/14/1994		LODGED ORDER: stipulated motion and order to suspend due dates due to impending settlement (MD) (Entered: 09/15/1994)
09/19/1994	28	STIPULATION and ORDER by Magistrate Judge David E. Wilson : that the due dates for defts' answer and the pltf's' motion for class certification are suspended until further order of this court. (cc: counsel, Judge) (MD) (Entered: 09/20/1994)
09/27/1994		MAIL RETURNED: re: stipulation [28-1] addressed to Aarturo Hernandez Gomez (MD) (Entered: 09/29/1994)
01/23/1995	29	STIPULATION re: motion for stay of proceedings and settlement agreement (MD) (Entered: 01/24/1995)
01/23/1995		LODGED ORDER: order accepting settlement agreement and holding case in abeyance [29-1] (MD) (Entered: 01/24/1995)
01/30/1995	30	ORDER by Judge William L. Dwyer accepting settlement agreement and holding case in abeyance until 18 months from the date of this order dismissed or reopen under the terms of the settlement agreement. (cc: counsel, Judge) (MD) (Entered: 01/31/1995)
01/30/1995	31	ORDER by Judge William L. Dwyer removing case from active caseload until further order of the court. This order is entered for admin purposes. The Court retains full jurisdiction over this action and this order shall not prejudice the rights of any party. (cc: counsel, Judge) (MD) (Entered: 01/31/1995)
06/06/1996	32	STIPULATION and ORDER by Judge William L. Dwyer regarding paragraph 2 of settlement agreement (cc: counsel, Judge) (MD) (Entered: 06/07/1996)
07/13/1996		MAIL RETURNED: re: stipulation [32-1] addressed to Aarturo Hernandez Gomez (MD) (Entered: 07/15/1996)

07/19/1996		MAIL RETURNED: re: stipulation [32-1] addressed to Alfonso Jimenez (MD) (Entered: 07/22/1996)
08/30/1996		LODGED ORDER: re: second stipulation and order re: paragraph 2 of settlement agreement (KERR) (Entered: 08/30/1996)
09/04/1996	33	STIPULATION and ORDER by Judge William L. Dwyer regarding paragraph 2 of settlement agreement (cc: counsel, Judge) (MD) (Entered: 09/04/1996)
09/11/1996		MAIL RETURNED: re: stipulation [33-1] addressed to Alfonso Jimenez (MD) (Entered: 09/12/1996)
09/14/1996		MAIL RETURNED: re: stipulation [33-1] addressed to Aarturo Hernandez Gomez (MD) (Entered: 09/17/1996)
10/10/1996	34	STIPULATIONi/MOTION for dismissal of complaint with prejudice (MD) (Entered: 10/10/1996)
10/10/1996		LODGED ORDER: re: stipulation [34-1] (MD) (Entered: 10/10/1996)
10/10/1996	35	STIPULATION and ORDER by Judge William L. Dwyer of dismissal with prejudice (cc: counsel, Judge, DEW) (MD) (Entered: 10/11/1996)
06/29/2001	<u>36</u>	LETTER from Ernesto Lee Rivas (not a party in this case) (VK) (Entered: 07/02/2001)