

(VBKx),CLOSED,DISCOVERY,RELATED-G

**UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF
CALIFORNIA (Western Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:08-cv-03178-SJO-VBK**

Armando Miranda et al v. Dale E. Bonner et al
Assigned to: Judge S. James Otero
Referred to: Magistrate Judge Victor B. Kenton
Related Case: 2:07-cv-01854-SJO-VBK
Cause: 42:1983 Civil Rights Act

Date Filed: 05/14/2008
Date Terminated: 03/04/2013
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Armando Miranda
individually and as class representatives

represented by **Barrett S Litt**
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TERMINATED: 03/06/2014

Plaintiff

Eric Flores

individually and as class representatives

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Cynthia M Anderson-Barker

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TERMINATED: 03/06/2014

LEAD ATTORNEY

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Robert Frederick Mann

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Plaintiff

Jorge Heredia

TERMINATED: 09/14/2012

represented by **Donald Webster Cook**

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TERMINATED: 09/14/2012

LEAD ATTORNEY

Barrett S Litt

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TERMINATED: 09/14/2012

Paul J Estuar

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TERMINATED: 09/14/2012

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TERMINATED: 09/14/2012

V.

Defendant

Dale E. Bonner

individually

represented by **Sandra Isabel Barrientos**

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Defendant

Dale E. Bonner
and in their official capacities

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Defendant

J. A. Farrow
individually

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Defendant

J. A. Farrow
and in their official capacities

represented by **Sandra Isabel Barrientos**
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Defendant

Sunne Wright McPeak
individually

represented by **Sandra Isabel Barrientos**
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Defendant

Sunne Wright McPeak
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Defendant

City of Los Angeles

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Defendant

Does

*1 through 10, all on their own behalf and
as representative of a class of Defendants*

Defendant

Dale S. Bonner
TERMINATED: 07/14/2008

represented by **Theodore B Zinger**
(See above for address)
TERMINATED: 01/28/2009

Defendant

Los Angeles Police Department

Defendant

City of Signal Hill
TERMINATED: 09/14/2012

represented by **Glen E Tucker**
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Defendant

Signal Hill Police Department
TERMINATED: 09/14/2012

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Lucy Ann Manfre
(See above for address)
TERMINATED: 09/14/2012

Date Filed	#	Docket Text
05/14/2008	<u>1</u>	COMPLAINT against Defendants Dale E. Bonner(individually), Dale E. Bonner(and in their official capacities), J. A. Farrow(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(individually), Sunne Wright McPeak(and in their official capacities), City of Los Angeles, Does 1 through 10.(Filing fee \$ 350 PAID.) Jury Demanded., filed by plaintiffs Armando Miranda, Eric Flores.(ghap) Additional attachment(s) added on 5/19/2008 (ds,). (Entered: 05/16/2008)
05/14/2008		20 DAY Summons Issued re Complaint – (Discovery), Complaint – (Discovery) <u>1</u> as to Defendants Dale E. Bonner(individually), Dale E. Bonner(and in their official capacities), J. A. Farrow(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(individually), Sunne Wright McPeak(and in their official capacities), City of Los Angeles, Does 1 through 10. (ghap) (Entered: 05/16/2008)
05/14/2008	<u>2</u>	NOTICE of Interested Parties filed by Plaintiffs Armando Miranda, Eric Flores. (ghap) Additional attachment(s) added on 5/19/2008 (ds,). (Entered: 05/16/2008)
05/14/2008		FAX number for Attorneys Paul J Estuar, Barrett S Litt is 213–380–4585. (ghap) (Entered: 05/16/2008)
05/14/2008		FAX number for Attorneys Donald W Cook, Robert Frederick Mann is 213–252–0091. (ghap) (Entered: 05/16/2008)
05/14/2008		FAX number for Attorney Cynthia M Anderson–Barker is 213–381–3246. (ghap) (Entered: 05/16/2008)
06/06/2008	<u>3</u>	STIPULATION for Extension of Time to File response filed by Defendants Dale E. Bonner(individually), J. A. Farrow(individually), Sunne Wright McPeak(individually).(Zinger, Theodore) (Entered: 06/06/2008)
06/06/2008	<u>4</u>	FIRST STIPULATION Extending Time to Answer the complaint as to Dale S. Bonner answer now due 7/10/2008; J. A. Farrow(individually) answer now due 7/10/2008; Sunne Wright McPeak(individually) answer now due 7/10/2008, filed by Defendants Dale S. Bonner; J. A. Farrow(individually); Sunne Wright McPeak(individually).(Zinger, Theodore) (Entered: 06/06/2008)
06/09/2008	<u>5</u>	ORDER RE TRANSFER PURSUANT TO GENERAL ORDER 08–05 –Related Case– filed. Related Case No: CV07–1854 SJO (VBKx). Case transfered from Judge George P. Schiavelli and Magistrate Judge Patrick J. Walsh to Judge S. James Otero and Magistrate Judge Victor B. Kenton for all further proceedings. The case number will now reflect the initials of the transferee Judge CV08–3178 SJO (VBKx).Signed by Judge S. James Otero (at) (Entered: 06/09/2008)
06/09/2008	<u>6</u>	FIRST STIPULATION Extending Time to Answer the complaint as to City of Los Angeles answer now due 7/10/2008, filed by defendant City of Los Angeles.(Leung, Todd) (Entered: 06/09/2008)
06/09/2008	<u>7</u>	NOTICE of Related Case(s) filed by defendant City of Los Angeles. Related Case(s): CV07–1854 (Leung, Todd) (Entered: 06/09/2008)
06/12/2008	<u>8</u>	INITIAL STANDING ORDER for cases assigned to Judge S. James Otero, (bp) (Entered: 06/12/2008)
07/02/2008	<u>9</u>	PROOF OF SERVICE Executed by Plaintiffs Armando Miranda, Eric Flores, upon Dale E. Bonner(individually) served on 5/21/2008, answer due 6/10/2008. <i>Answer due 7/10/08 by Stipulation</i> . The Summons and Complaint were served by Personal service, by Federal statute, upon Kathryn, Executive Assistant. Due Dilligence declaration no. Original Summons not returned. (Estuar, Paul) (Entered: 07/02/2008)
07/02/2008	<u>10</u>	PROOF OF SERVICE Executed by Plaintiffs Armando Miranda, Eric Flores, upon J. A. Farrow(individually) served on 5/21/2008, answer due 7/10/2008. <i>by Stipulation</i> The Summons and Complaint were served by Personal service, by Federal statute, upon Debra Dias, Assoc. Gvt. Programming Analyst. Due Dilligence declaration none. Original Summons not. (Estuar, Paul) (Entered: 07/02/2008)
07/02/2008	<u>11</u>	PROOF OF SERVICE Executed by Plaintiffs Armando Miranda, Eric Flores, upon City of Los Angeles served on 5/21/2008, answer due 7/10/2008. <i>by Stipulation</i> . The Summons and Complaint were served by Personal service, by Federal statute, upon

		Receptionist. Due Dilligence declaration no. Original Summons no. (Estuar, Paul) (Entered: 07/02/2008)
07/02/2008	<u>12</u>	Summons Returned Unexecuted filed by Plaintiffs Armando Miranda, Eric Flores. as to Sunne Wright McPeak(individually), Sunne Wright McPeak(and in their official capacities). (Estuar, Paul) (Entered: 07/02/2008)
07/09/2008	<u>13</u>	Second STIPULATION for Extension of Time to File Answer to 07/24/2008 re Complaint – (Discovery), Complaint – (Discovery) <u>1</u> filed by defendant City of Los Angeles.(Leung, Todd) (Entered: 07/09/2008)
07/14/2008	<u>14</u>	NOTICE OF MOTION AND MOTION to Certify Class <i>for Injunctive Purposes</i> filed by Plaintiffs Armando Miranda, Eric Flores. Motion set for hearing on 8/4/2008 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order for Injunctive Class)(Litt, Barrett) (Entered: 07/14/2008)
07/14/2008	<u>15</u>	DECLARATION of Robert Mann In Support Of MOTION to Certify Class <i>for Injunctive Purposes</i> <u>14</u> filed by Plaintiffs Armando Miranda, Eric Flores. (Litt, Barrett) (Entered: 07/14/2008)
07/14/2008	<u>16</u>	DECLARATION of Barrett Litt In Support Of MOTION to Certify Class <i>for Injunctive Purposes</i> <u>14</u> filed by Plaintiffs Armando Miranda, Eric Flores. (Litt, Barrett) (Entered: 07/14/2008)
07/14/2008	<u>17</u>	DECLARATION of Paul Estuar In Support Of MOTION to Certify Class <i>for Injunctive Purposes</i> <u>14</u> filed by Plaintiffs Armando Miranda, Eric Flores. (Attachments: # <u>1</u> Exhibit 01, # <u>2</u> Exhibit 02, # <u>3</u> Exhibit 001, # <u>4</u> Exhibit 002, # <u>5</u> Exhibit 133, # <u>6</u> Exhibit 140, # <u>7</u> Exhibit 141, # <u>8</u> Exhibit 142, # <u>9</u> Exhibit 143, # <u>10</u> Exhibit 148, # <u>11</u> Exhibit 149, # <u>12</u> Exhibit 150, # <u>13</u> Exhibit 153, # <u>14</u> Exhibit 154, # <u>15</u> Exhibit 155, # <u>16</u> Exhibit 159, # <u>17</u> Exhibit 167, # <u>18</u> Exhibit 168, # <u>19</u> Exhibit 178, # <u>20</u> Exhibit 179, # <u>21</u> Exhibit 190, # <u>22</u> Exhibit 316, # <u>23</u> Exhibit 317, # <u>24</u> Exhibit 318)(Litt, Barrett) (Entered: 07/14/2008)
07/14/2008	<u>18</u>	FIRST AMENDED COMPLAINT against defendants' Los Angeles Police Department, City of Signal Hill, Signal Hill Police Department, Dale E. Bonner(individually), Dale E. Bonner(and in their official capacities), J. A. Farrow(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(individually), Sunne Wright McPeak(and in their official capacities), City of Los Angeles, Does; Party Dale S. Bonner terminated amending Complaint – (Discovery), Complaint – (Discovery) <u>1</u> ,filed by plaintiffs' Jorge Heredia, Armando Miranda, Eric Flores (bp) (Entered: 07/15/2008)
07/14/2008	<u>19</u>	AMENDED NOTICE OF INTERESTED PARTIES filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. Amendment to Certificate/Notice of Interested Parties <u>2</u> (bp) (Entered: 07/15/2008)
07/15/2008	<u>20</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents. The following error(s) was found: Case number is incorrect or missing. RE: Service of Summons and Complaint Returned Executed (20 days) <u>11</u> , Summons Returned Unexecuted <u>12</u> , Service of Summons and Complaint Returned Executed (20 days) <u>9</u> , Service of Summons and Complaint Returned Executed (20 days) <u>10</u> . In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. (csi) (Entered: 07/15/2008)
07/15/2008	<u>21</u>	EX PARTE APPLICATION to Shorten Time for Hearing to 8/04/2008 filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Attachments: # <u>1</u> Declaration re Ex Parte Application, # <u>2</u> Proposed Order Re Ex Parte Application)(Litt, Barrett) (Entered: 07/15/2008)
07/15/2008	<u>22</u>	EX PARTE APPLICATION for Temporary Restraining Order as to Release of Vehicle Seized under § 14602.6(a) <i>Plaintiff Jorge Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause</i> , filed by Plaintiff Jorge Heredia. (Attachments: # <u>1</u> Proposed Order Temporary Restraining Order / Order to Show Cause)(Cook, Donald) (Entered: 07/15/2008)
07/15/2008	<u>23</u>	MEMORANDUM in Support of EX PARTE APPLICATION for Temporary Restraining Order as to Release of Vehicle Seized under § 14602.6(a) <i>Plaintiff Jorge</i>

		<i>Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause, EX PARTE APPLICATION for Temporary Restraining Order as to Release of Vehicle Seized under § 14602.6(a) Plaintiff Jorge Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause, 22 Memorandum of Points and Authorities in Support of Plaintiff Jorge Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause, filed by Plaintiff Jorge Heredia. (Cook, Donald) (Entered: 07/15/2008)</i>
07/15/2008	<u>24</u>	DECLARATION of Jorge Heredia, Jose Luis Tirado, Maria Tirado, Dinorah Pinelo, and Donald W. Cook In Support Of EX PARTE APPLICATION for Temporary Restraining Order as to Release of Vehicle Seized under § 14602.6(a) <i>Plaintiff Jorge Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause, EX PARTE APPLICATION for Temporary Restraining Order as to Release of Vehicle Seized under § 14602.6(a) Plaintiff Jorge Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause, 22 Declarations of Jorge Heredia, Jose Luis Tirado, Maria Tirado, Dinorah Pinelo, and Donald W. Cook, in Support of Application for Temporary Restraining Order</i> , filed by Plaintiff Jorge Heredia. (Cook, Donald) (Entered: 07/15/2008)
07/16/2008	<u>25</u>	PROOF OF SERVICE Executed by Plaintiff Armando Miranda, Jorge Heredia, Eric Flores, upon City of Signal Hill served on 7/16/2008, answer due 8/5/2008; Signal Hill Police Department served on 7/16/2008, answer due 8/5/2008. The Summons and Complaint were served by Personal Service service, by F.R.Cv.Proc. 4(c)(2) statute, upon Deputy Clerk Rebecca Burlenson, authorized to accept service. Due Dilligence declaration Not Required. Original Summons Not Returned. (Cook, Donald) (Entered: 07/16/2008)
07/16/2008	<u>26</u>	PROOF OF SERVICE filed by Plaintiff Armando Miranda, Jorge Heredia, Eric Flores, re EX PARTE APPLICATION for Temporary Restraining Order as to Release of Vehicle Seized under § 14602.6(a) <i>Plaintiff Jorge Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause, EX PARTE APPLICATION for Temporary Restraining Order as to Release of Vehicle Seized under § 14602.6(a) Plaintiff Jorge Heredias Application for Temporary Restraining Order Or, in the Alternative, Order to Show Cause, 22</i> , Memorandum in Support of Motion,, <u>23</u> , Declaration (Motion related), Declaration (Motion related), Declaration (Motion related), Declaration (Motion related) <u>24 Proof of Service of Plaintiff Jorge Heredias Application for Tro, Etc.</u> , served on 7/16/2008. (Cook, Donald) (Entered: 07/16/2008)
07/16/2008	<u>27</u>	PROOF OF SERVICE filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores, re MOTION to Certify Class <i>for Injunctive Purposes 14 Proof of Service of Notice and Motion for Class Certification re Service on Signal Hill Defendants</i> , served on 7/16/2008. (Cook, Donald) (Entered: 07/16/2008)
07/16/2008	<u>28</u>	EX PARTE APPLICATION to Continue Hearing on Motion for Class Certification from 8/4/2008 to 9/15/2008 filed by defendant City of Los Angeles.(Leung, Todd) (Entered: 07/16/2008)
07/16/2008	<u>29</u>	NOTICE OF LODGING filed re EX PARTE APPLICATION to Continue Hearing on Motion for Class Certification from 8/4/2008 to 9/15/2008 <u>28</u> (Attachments: # <u>1</u> Proposed Order)(Leung, Todd) (Entered: 07/16/2008)
07/16/2008	<u>30</u>	ORDER Granting Plaintiff Jorge Heredia's "Ex Parte Application for Temporary Restraining Order or, in the Alternative, Order to Show Cause" <u>22</u> by Judge S. James Otero. Because Heredia is likely to succeed and the balance of hardships tips sharply in his favor, Heredia's Application is GRANTED. Signal Hill and the Signal Hill Police Department are ORDERED to release Heredia's car to him or an authorized and licensed representative without requiring payment. Heredia must popst a \$900 security bond. See order for further details. (csi) (Entered: 07/17/2008)
07/17/2008	<u>31</u>	ORDER Granting Defendants' Ex Parte Application to Continue the Hearing Date on Plaintiffs' Motion for Class Certification <u>28</u> by Judge S. James Otero. Defendants' application is GRANTED. Plaintiffs' motion for class certification set for hearing on 8/4/08 is continued to 9/2/08 at 10:00 am. The briefing schedule is modified to reflect the new hearing date. (csi) (Entered: 07/17/2008)

07/17/2008	<u>32</u>	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' EX PARTE APPLICATION FOR ORDER SHORTENING TIME AND FOR WAIVER OF LOCAL RULE 7-3 REQUIREMENT by Judge S. James Otero, re EX PARTE APPLICATION to Shorten Time for Hearing to 8/04/2008 <u>21</u> (bp) (Entered: 07/18/2008)
07/24/2008	<u>33</u>	NOTICE OF MOTION AND MOTION to Dismiss Case (Motion set for hearing on 8/18/2008 at 10:00 AM before Judge S. James Otero.), MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> filed by defendant City of Los Angeles. (Attachments: # <u>1</u> Proposed Order)(Leung, Todd) (Entered: 07/24/2008)
07/24/2008	<u>34</u>	REQUEST FOR JUDICIAL NOTICE re MOTION to Dismiss Case MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> <u>33</u> filed by defendant City of Los Angeles. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit)(Leung, Todd) (Entered: 07/24/2008)
07/25/2008	<u>35</u>	ANSWER to Amended Complaint,, <u>18</u> JURY DEMAND. <i>Answer to Plaintiffs' First Amended Complaint and Demand for Jury Trial</i> filed by defendants Dale E. Bonner(individually), J. A. Farrow(individually), Sunne Wright McPeak(and in their official capacities).(Zinger, Theodore) (Entered: 07/25/2008)
07/25/2008	<u>36</u>	Certificate of Interested Parties filed by defendants Dale E. Bonner(individually), J. A. Farrow(individually), Sunne Wright McPeak(individually), identifying all parties to the lawsuit. (Zinger, Theodore) (Entered: 07/25/2008)
07/25/2008	<u>37</u>	STIPULATION for Discovery as to Early deposition of Plaintiffs filed by defendant City of Los Angeles.(Leung, Todd) (Entered: 07/25/2008)
07/28/2008	<u>38</u>	ORDER Setting Scheduling Conference by Judge S. James Otero. Counsel are hereby notified that a Scheduling Conference has been set for Monday, 8/25/08 at 8:30 a.m. before District Judge S. James Otero in Courtroom 880, 255 East Temple Street, Los Angeles, California 90012. Counsel are directed to file a Joint Rule 26(f) Report on or before 8/11/08. (csi) (Entered: 07/28/2008)
08/04/2008	<u>39</u>	OPPOSITION to MOTION to Dismiss Case MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> <u>33</u> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Estuar, Paul) (Entered: 08/04/2008)
08/05/2008	<u>40</u>	ANSWER to Amended Complaint,, <u>18</u> <i>DEFENDANT CITY OF SIGNAL HILL'S ANSWER TO FIRST AMENDED COMPLAINT AND DEMAND FOR JURY TRIAL</i> filed by DEFENDANT City of Signal Hill.(Tucker, Glen) (Entered: 08/05/2008)
08/05/2008	<u>41</u>	CERTIFICATE of Interested Parties filed by DEFENDANT City of Signal Hill, identifying Plaintiff Armando Miranda; Plaintiff Eric Flores; Plaintiff Jorge Heredia; Defendant Dale E. Bonner; Defendant J.A. Farrow; Defendant Sunne Wright McPeak; Defendant City of Los Angeles; Defendant City of Signal Hill, also erroneously names as Signal Hill Police. (Tucker, Glen) (Entered: 08/05/2008)
08/11/2008	<u>42</u>	REPLY MOTION to Dismiss Case MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> <u>33</u> filed by Defendant City of Los Angeles. (Leung, Todd) (Entered: 08/11/2008)
08/12/2008	<u>43</u>	JOINT RULE 26(f) REPORT filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Cook, Donald) (Entered: 08/12/2008)
08/12/2008	<u>44</u>	STIPULATION to Reschedule Hearing date and briefing schedule on Plaintiffs' Motion for Class Certification filed by defendant City of Los Angeles. (Attachments: # <u>1</u> Proposed Order)(Leung, Todd) (Entered: 08/12/2008)
08/13/2008	<u>45</u>	MINUTES OF IN CHAMBERS ORDER held before Judge S. James Otero: Plaintiff must file a Sur-Reply regarding standing to pursue injunctive relief on or before 8/15/08. This brief is limited to argument and evidence that an injunction would benefit Plaintiffs and must not exceed four pages in length. (bp) (Entered: 08/13/2008)

08/13/2008	<u>46</u>	IT IS HEREBY ORDERED that Plaintiffs' motion for class certification is continued to September 29, 2008, and the briefing schedule on the motion is continued as follows: Oppositions due by September 8, 2008; Reply due by September 22, 2008 by Judge S. James Otero (bp) (Entered: 08/13/2008)
08/14/2008	<u>47</u>	MINUTES OF IN CHAMBERS ORDER held before Judge S. James Otero: The parties are advised that MOTION to Dismiss Case MOTION to Strike Portions of First Amended Complaint Amended Complaint, <u>18</u> filed 7/24/08, scheduled for hearing on 8/18/08, is taken under submission. Accordingly, the hearing date is vacated. Order will issue. (bp) (Entered: 08/14/2008)
08/15/2008	<u>48</u>	OPPOSITION <i>Sur-Reply Requested by the Court</i> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Litt, Barrett) (Entered: 08/15/2008)
08/15/2008	<u>49</u>	NOTICE OF MOTION AND MOTION to Certify Class filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. Motion set for hearing on 9/29/2008 at 10:00 AM before Judge S. James Otero. (Litt, Barrett) (Entered: 08/15/2008)
08/15/2008	<u>50</u>	DECLARATION of Barrett S. Litt In Support Of MOTION to Certify Class <u>49</u> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Litt, Barrett) (Entered: 08/15/2008)
08/15/2008	<u>51</u>	DECLARATION of Robert Mann In Support Of MOTION to Certify Class <u>49</u> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Litt, Barrett) (Entered: 08/15/2008)
08/15/2008	<u>52</u>	DECLARATION of Donald Cook In Support Of MOTION to Certify Class <u>49</u> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Litt, Barrett) (Entered: 08/15/2008)
08/15/2008	<u>53</u>	DECLARATION of Paul J. Estuar In Support Of MOTION to Certify Class <u>49</u> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Attachments: # <u>1</u> Exhibit 1 to Estuar Declaration, # <u>2</u> Exhibit 2 to Estuar Declaration, # <u>3</u> Exhibit 133 to Estuar Declaration, # <u>4</u> Exhibit 135 to Estuar Declaration, # <u>5</u> Exhibit 140 to Estuar Declaration, # <u>6</u> Exhibit 141 to Estuar Declaration, # <u>7</u> Exhibit 142 to Estuar Declaration, # <u>8</u> Exhibit 143 to Estuar Declaration, # <u>9</u> Exhibit 148 to Estuar Declaration, # <u>10</u> Exhibit 149 to Estuar Declaration, # <u>11</u> Exhibit 150 to Estuar Declaration, # <u>12</u> Exhibit 153 to Estuar Declaration, # <u>13</u> Exhibit 154 to Estuar Declaration, # <u>14</u> Exhibit 155 to Estuar Declaration, # <u>15</u> Exhibit 159 to Estuar Declaration, # <u>16</u> Exhibit 167 to Estuar Declaration, # <u>17</u> Exhibit 168 to Estuar Declaration, # <u>18</u> Exhibit 178 to Estuar Declaration, # <u>19</u> Exhibit 179 to Estuar Declaration, # <u>20</u> Exhibit 190 to Estuar Declaration, # <u>21</u> Exhibit 318 to Estuar Declaration)(Litt, Barrett) (Entered: 08/15/2008)
08/15/2008	<u>54</u>	SUPPLEMENT to MOTION to Certify Class <u>49</u> <i>Supplemental Declaration of Paul J. Estuar</i> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Attachments: # <u>1</u> Exhibit 25 to Supplemental Declaration, # <u>2</u> Exhibit 26 to Supplemental Declaration, # <u>3</u> Exhibit 27 to Supplemental Declaration)(Litt, Barrett) (Entered: 08/15/2008)
08/15/2008	<u>55</u>	PROPOSED ORDER re MOTION to Certify Class <u>49</u> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Litt, Barrett) (Entered: 08/15/2008)
08/22/2008	<u>56</u>	ORDER by Judge S. James Otero re MOTION to Dismiss Case MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> MOTION to Strike Portions of First Amended Complaint Amended Complaint,, <u>18</u> <u>33</u> . the City's Motion is GRANTED IN PART and DENIED IN PART. Plaintiffs' claims based on the initial impoundment of cars driven by persons with non-Californialicenses are DISMISSED with prejudice. Miranda's procedural due process claim based on a failure to consider mitigating circumstances is DISMISSED without prejudice. Plaintiffs must file a Second Amended Complaint ("SAC") conforming with this Order on or before August 29, 2008. Defendants must answer the SAC on or before September 15, 2008. (rrey) (Entered: 08/22/2008)
08/25/2008	<u>57</u>	NOTICE of Change of Address by Glen E Tucker attorney for Defendant City of Signal Hill, changing address to ALESHIRE & WYNDER LLP, GLEN E. TUCKER, Bar No. 54709, glentucker@yahoo.com, GRACE M. FUJITA, Bar No. 236794, gfujita@awattorneys.com, 1515 W. 190th Sreet, Suite 565, Gardena, CA 90248,

		Telephone: (310) 527-6660, Facsimile: (310) 532-7395. Filed by Defendant CITY OF SIGNAL HILL (erroneously referred to separately as SIGNALL HILL POLICE DEPARTMENT) (Tucker, Glen) (Entered: 08/25/2008)
08/25/2008	<u>58</u>	proof of service OF SERVICE filed by Defendant City of Signal Hill, re Answer to Complaint <u>40</u> <i>NOTICE OF FILING PROOF OF SERVICE OF DEFENDANT CITY OF SIGNAL HILL'S ANSWER TO FIRST AMENDED COMPLAINT AND DEMAND FOR JURY TRIAL</i> served on August 4, 2008. (Tucker, Glen) (Entered: 08/25/2008)
08/25/2008	<u>59</u>	NOTICE OF SERVICE filed by Defendant City of Signal Hill, re Certificate/Notice of Interested Parties, <u>41</u> <i>NOTICE OF FILING PROOF OF SERVICE OF CERTIFICATE OF INTERESTED PARTIES</i> served on August 25, 2008. (Tucker, Glen) (Entered: 08/25/2008)
08/25/2008	<u>60</u>	CORRECTED NOTICE OF SERVICE filed by Defendant City of Signal Hill, re Proof of Service (subsequent documents), Proof of Service (subsequent documents) <u>58</u> <i>NOTICE OF FILING PROOF OF SERVICE OF DEFENDANT CITY OF SIGNAL HILL'S ANSWER TO FIRST AMENDED COMPLAINT AND DEMAND FOR JURY TRIAL</i> served on August 25, 2008. (Tucker, Glen) (Entered: 08/25/2008)
08/27/2008	<u>61</u>	INITIAL DISCLOSURE of PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 26(a)(1) <i>DEFENDANT CITY OF SIGNAL HILL'S INITIAL DISCLOSURES PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 26(a)(1)</i> filed by Defendant City of Signal Hill (Tucker, Glen) (Entered: 08/27/2008)
08/29/2008	<u>62</u>	SECOND AMENDED COMPLAINT against defendants' Dale E. Bonner(individually), Dale E. Bonner(and in their official capacities), J. A. Farrow(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(individually), Sunne Wright McPeak(and in their official capacities), City of Los Angeles, Does, Los Angeles Police Department, City of Signal Hill, Signal Hill Police Department amending Amended Complaint,, <u>18</u> ,filed by plaintiffs' Armando Miranda, Jorge Heredia, Eric Flores (bp) (Entered: 09/02/2008)
08/29/2008	<u>63</u>	20 DAY Summons Issued re Amended Complaint,, <u>62</u> as to defendants' Dale E. Bonner(individually), Dale E. Bonner(and in their official capacities), J. A. Farrow(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(individually), Sunne Wright McPeak(and in their official capacities), City of Los Angeles, Does, Los Angeles Police Department, City of Signal Hill, Signal Hill Police Department. (bp) (Entered: 09/02/2008)
09/04/2008	<u>64</u>	EX PARTE APPLICATION for Order for ALLOWING DEFENDANTS TO FILE A SEPARATE REPLY TO PLAINTIFFS OPPOSITION TO STATE DEFENDANTS MOTION FOR SUMMARY JUDGMENT filed by defendants Dale E. Bonner(individually), J. A. Farrow(individually), Sunne Wright McPeak(individually). (Attachments: # <u>1</u> Proposed Order PROPOSED ORDER ALLOWING DEFENDANTS TO FILE A SEPARATE REPLY TO PLAINTIFFS OPPOSITION TO STATE DEFENDANTS MOTION FOR SUMMARY JUDGMENT.)(Zinger, Theodore) (Entered: 09/04/2008)
09/08/2008	<u>65</u>	OPPOSITION to MOTION to Certify Class <u>49</u> , MOTION to Certify Class <i>for Injunctive Purposes</i> <u>14</u> filed by Defendants Dale E. Bonner, J. A. Farrow, City of Los Angeles, City of Signal Hill. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Leung, Todd) (Entered: 09/08/2008)
09/10/2008	<u>66</u>	ANSWER to Amended Complaint,, <u>62</u> filed by defendant City of Signal Hill.(Tucker, Glen) (Entered: 09/10/2008)
09/10/2008	<u>67</u>	<i>Certificate of Interested Parties of Interested Parties</i> filed by Defendant City of Signal Hill, (Tucker, Glen) (Entered: 09/10/2008)
09/15/2008	<u>68</u>	ANSWER to Amended Complaint,, <u>62</u> <i>Answer to Plaintiffs' Second Amended Complaint and Demand For Jury Trial</i> filed by defendants Dale E. Bonner(individually), J. A. Farrow(individually), Sunne Wright McPeak(individually).(Zinger, Theodore) (Entered: 09/15/2008)
09/15/2008	<u>69</u>	ANSWER to Amended Complaint,, <u>62</u> filed by defendant City of Los Angeles.(Leung, Todd) (Entered: 09/15/2008)

09/22/2008	<u>70</u>	REPLY Plaintiffs' Reply to Defendants' Opposition to <i>Plaintiffs' Motion for Class Certification</i> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Litt, Barrett) (Entered: 09/22/2008)
09/23/2008	<u>71</u>	MINUTES OF IN CHAMBERS ORDER held before Judge S. James Otero: The parties are advised that Plaintiff's MOTION for Class Certification filed 8/15/08 <u>49</u> and Motion to Certify Class for injunctive purposes filed by plaintiffs Armando Miranda, Eric Flores filed 7/14/08 (14), scheduled for hearing on 9/29/08, are taken under submission. Accordingly, the hearing date is vacated. Order will issue. (bp) (Entered: 09/23/2008)
09/25/2008	<u>72</u>	MINUTES OF Scheduling Conference held before Judge S. James Otero, Last Date to File a Motion or Stipulation to Amend or Add Parties 9/25/2008., Discovery cut-off 3/16/2009., Motion Hearing Cut-off 4/27/2009., Jury Trial set for 6/16/2009 09:00 AM., Pretrial Conference set for 6/8/2009 09:00 AM.Court Reporter: Margarita Lopez. (bp) (Entered: 09/25/2008)
09/30/2008	<u>73</u>	MINUTES OF IN CHAMBERS ORDER Staying Plaintiff's Motions for Class Certification <u>14</u> <u>49</u> held before Judge S. James Otero. For the reasons contained in this order, Plaintiffs' Motions are STAYED pending the Ninth Circuit Court of Appeals' ruling in Salazar v. Schwarzenegger, No. 07-01854. Plaintiffs are ordered to file a Notice of Ruling with the Court within 30 days of the Ninth Circuit's decision. (csi) (Entered: 09/30/2008)
11/24/2008	<u>74</u>	NOTICE OF MOTION AND Joint MOTION to Stay Case pending resolution from the ninth circuit on Salazar v. Schwarzenegger, USDC case number CV07-01854SJO(VBKx) filed by defendant Dale E. Bonner(individually), J. A. Farrow(individually), Sunne Wright McPeak(and in their official capacities), City of Los Angeles, City of Signal Hill. Motion set for hearing on 12/15/2008 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order)(Leung, Todd) (Entered: 11/24/2008)
12/02/2008	<u>75</u>	MEMORANDUM in Opposition to Joint MOTION to Stay Case pending resolution from the ninth circuit on Salazar v. Schwarzenegger, USDC case number CV07-01854SJO(VBKx)Joint MOTION to Stay Case pending resolution from the ninth circuit on Salazar v. Schwarzenegger, USDC case number CV07-01854SJO(VBKx) <u>74</u> <i>Opposition</i> filed by Plaintiffs Armando Miranda, Jorge Heredia, Eric Flores. (Estuar, Paul) (Entered: 12/02/2008)
12/08/2008	<u>76</u>	REPLY in support of Joint MOTION to Stay Case pending resolution from the ninth circuit on Salazar v. Schwarzenegger, USDC case number CV07-01854SJO(VBKx)Joint MOTION to Stay Case pending resolution from the ninth circuit on Salazar v. Schwarzenegger, USDC case number CV07-01854SJO(VBKx) <u>74</u> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak, City of Los Angeles, City of Signal Hill. (Leung, Todd) (Entered: 12/08/2008)
12/09/2008	<u>77</u>	MINUTES OF IN CHAMBERS ORDER held before Judge S. James Otero: re: Joint MOTION to Stay Case pending resolution from the ninth circuit on Salazar v. Schwarzenegger, USDC case number CV07-01854SJO(VBKx)Joint MOTION to Stay Case pending resolution from the ninth circuit on Salazar v. Schwarzenegger, USDC case number CV07-01854SJO(VBKx) <u>74</u> filed 11/24/08, scheduled for hearing on 12/15/08, is taken under submission. Accordingly, the hearing date is vacated. Order will issue. (bp) (Entered: 12/09/2008)
12/10/2008	<u>78</u>	ORDER by Judge S. James Otero, GRANTING Defendants' Joint MOTION to Stay entire action pending resolution from the ninth circuit on Salazar v Schwarzenegger, No.07-1854 <u>74</u> . The Court hereby STAYS the entire action pending the Ninth Circuit Court of Appeals' ruling in Salazar v. Schwartzenegger, No.07-1854. Plaintiffs are ordered to file a notice of ruling with the Court within 30 days of the Ninth Circuit's decision. (bp) (Entered: 12/10/2008)
01/28/2009	<u>79</u>	NOTICE of Change of Attorney Information for attorney Sandra Isabel Barrientos counsel for Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. Theodore Zinger will no longer receive service of documents from the Clerks Office for the reason indicated in the G-06 Notice. Filed by Defendants Dale Bonner, Sunne Wright McPeak, Joseph A. Farrow (Barrientos, Sandra) (Entered: 01/28/2009)

08/27/2010	<u>80</u>	NOTICE of CHANGE IN FIRM NAME filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Estuar, Paul) (Entered: 08/27/2010)
08/30/2010	<u>81</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Notice (Other) <u>80</u> . The following error(s) was found: Incorrect event selected. The correct event is: Notice: change of address (also includes change of firm name). In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 08/30/2010)
03/08/2011	<u>82</u>	NOTICE of Change of address by Glen E Tucker attorney for Defendant City of Signal Hill. Changing attorneys address to 18881 Von Karman Avenue, Suite 1700, Irvine CA 92612. Filed by Defendant City of Signal Hill. (Tucker, Glen) (Entered: 03/08/2011)
06/07/2011	<u>83</u>	MINUTE ORDER (IN CHAMBERS) by Judge S. James Otero. The Court sets a Status Conference on July 18, 2011 at 10:00 a.m. (sch) (Entered: 06/07/2011)
07/18/2011	<u>84</u>	MINUTE ORDER IN CHAMBERS by Judge S. James Otero:The Court Orders the Stay vacated. The Court sets a Status Conference on Monday, August 29, 2011 8:30 a.m.The parties shall file a joint status report by August 15, 2011. (lc) Modified on 7/21/2011 (lc). (Entered: 07/21/2011)
08/15/2011	<u>85</u>	STATUS REPORT <i>JOINTLY</i> filed by Defendants Dale E. Bonner, City of Los Angeles, City of Signal Hill, J. A. Farrow, Sunne Wright McPeak, Plaintiff Armando Miranda. (Barrientos, Sandra) (Entered: 08/15/2011)
08/15/2011	<u>86</u>	NOTICE OF ERRATA filed by Defendants Dale E. Bonner, City of Los Angeles, City of Signal Hill, J. A. Farrow, Sunne Wright McPeak, Plaintiff Armando Miranda. correcting Status Report <u>85</u> (Barrientos, Sandra) (Entered: 08/15/2011)
08/26/2011	<u>87</u>	MINUTE ORDER (IN CHAMBERS) by Judge S. James Otero. The Court continues the Status Conference to Monday, September 26, 2011 at 8:30 a.m. The parties shall file a joint report by September 14, 2011. (sch) (Entered: 08/26/2011)
09/14/2011	<u>88</u>	STATUS REPORT <i>JOINTLY</i> filed by Defendants Dale E. Bonner, City of Los Angeles, City of Signal Hill, J. A. Farrow, Sunne Wright McPeak, Plaintiff Armando Miranda. (Barrientos, Sandra) (Entered: 09/14/2011)
09/26/2011	<u>89</u>	MINUTES: STATUS CONFERENCE: Matter is held for hearing. The Court advises counsel to determine the issues that are still remaining before the Court.Court and Counsel confer. The Court advises counsel to re-visit the issue of class certification. The Court advises counsel to re-define the class and submit a new definition. Plaintiff shall re-file a new motion for class certification due on or before October 17, 2011. The Opposition is due on or before November 7, 2011. The reply is due on or before November 14, 2011. The hearing for the motion is to be set for December 5, 2011 at 10:00 a.m. The Ex Parte Application for Order for Allowing Defendants to File a Separate Reply to Plaintiffs Opposition to State Defendants Motion for Summary Judgment <u>64</u> filed by defendants on 09/04/08 is GRANTED by Judge S. James Otero Court Reporter: Margarita Lopez. (ir) (Entered: 10/04/2011)
09/26/2011	<u>90</u>	AMENDED MINUTES{89} RE STATUS CONFERENCE held before Judge S. James Otero: The Court advises counsel to determine the issues that are still remaining before the Court. Court and Counsel confer. The Court re-visits the issue of class certification. The Court STRIKES the following pending motions, Plaintiffs Motion for Class Certification <u>14</u> and Plaintiffs Motion for Class Certification – Damages class <u>49</u> . Plaintiff shall re-file a new motion for class certification due on or before October 17, 2011. The Opposition is due on or before November 7, 2011. The reply is due on or before November 14, 2011. The hearing for the motion is to be set for December 5, 2011 at 10:00 a.m. The Ex Parte Application for Order for Allowing Defendants to File a Separate Reply to Plaintiffs Opposition to State Defendants Motion for Summary Judgment <u>64</u> filed by defendants on 09/04/08 is GRANTED. (lc) (Entered: 10/07/2011)
10/17/2011	<u>91</u>	NOTICE OF MOTION AND MOTION to Certify Class filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. Motion set for hearing on 12/5/2011 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order)(Litt, Barrett)

		(Entered: 10/17/2011)
10/17/2011	<u>92</u>	DECLARATION of Barrett S. Litt In Support Of MOTION to Certify Class <u>91</u> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Attachments: # <u>1</u> Exhibit Barry Litt CV)(Litt, Barrett) (Entered: 10/17/2011)
10/17/2011	<u>93</u>	DECLARATION of Robert Mann In Support Of MOTION to Certify Class <u>91</u> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Litt, Barrett) (Entered: 10/17/2011)
10/17/2011	<u>94</u>	DECLARATION of Paul J. Estuar In Support Of MOTION to Certify Class <u>91</u> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 25, # <u>4</u> Exhibit 26, # <u>5</u> Exhibit 27, # <u>6</u> Exhibit 28, # <u>7</u> Exhibit 29, # <u>8</u> Exhibit 30, # <u>9</u> Exhibit 133, # <u>10</u> Exhibit 140, # <u>11</u> Exhibit 141, # <u>12</u> Exhibit 142, # <u>13</u> Exhibit 143, # <u>14</u> Exhibit 148, # <u>15</u> Exhibit 149, # <u>16</u> Exhibit 150, # <u>17</u> Exhibit 153, # <u>18</u> Exhibit 154, # <u>19</u> Exhibit 155, # <u>20</u> Exhibit 159, # <u>21</u> Exhibit 167, # <u>22</u> Exhibit 168, # <u>23</u> Exhibit 178, # <u>24</u> Exhibit 179, # <u>25</u> Exhibit 190, # <u>26</u> Exhibit 318)(Litt, Barrett) (Entered: 10/17/2011)
10/17/2011	<u>95</u>	NOTICE OF MOTION AND MOTION for Leave to file Third Amended Class Action Complaint for Damages and Injunctive Relief <i>Plaintiffs Notice of Motion for Leave to File Third Amended Class Complaint for Damages and Injunctive Relief; Memorandum of Points and Authorities; Proposed Third Amended Complaint</i> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. Motion set for hearing on 12/5/2011 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Proposed Order Granting Leave to File Third Amended Class Action Complaint)(Cook, Donald) (Entered: 10/17/2011)
10/18/2011	<u>96</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Robert Mann Declaration (Motion related) <u>93</u> . The following error(s) was found: Refiling of declaration filed Previously on 8/24/2007 in another case CV 07-1854 SJO. Should have Formal Title page and identification as to what this document is... In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 10/18/2011)
11/07/2011	<u>97</u>	OPPOSITION OPPOSITION re: MOTION to Certify Class <u>91</u> filed by Defendants Dale E. Bonner, City of Los Angeles, City of Signal Hill, J. A. Farrow, Sunne Wright McPeak. (Barrientos, Sandra) (Entered: 11/07/2011)
11/07/2011	<u>98</u>	OBJECTION TO DECLARATIONS SUBMITTED BY PLAINTIFFS IN SUPPORT OF MOTION FOR CLASS CERTIFICATION re: MOTION to Certify Class <u>91</u> filed by Defendants Dale E. Bonner, City of Los Angeles, City of Signal Hill, J. A. Farrow, Sunne Wright McPeak. (Barrientos, Sandra) (Entered: 11/07/2011)
11/07/2011	<u>99</u>	DECLARATION of Sandra I. Barrientos re Objection/Opposition (Motion related) <u>97</u> filed by Defendants Dale E. Bonner, City of Los Angeles, City of Signal Hill, J. A. Farrow, Sunne Wright McPeak. (Attachments: # <u>1</u> Exhibit Miranda Depo Transcript, # <u>2</u> Exhibit Flores Depo Transcript, # <u>3</u> Exhibit Heredia Depo Transcript)(Barrientos, Sandra) (Entered: 11/07/2011)
11/08/2011	<u>100</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Objection/Opposition (Motion related) <u>98</u> , Declaration (non-motion), <u>99</u> , Objection/Opposition (Motion related) <u>97</u> . The following error(s) was found: Case number has incorrect Judge and Magistrate Judges initials as : GPS(PJWx). Case was reassigned 6/8/2008). Case number is to correctly read as: CV 08-3179 SJO(VBKx). In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 11/08/2011)
11/14/2011	<u>101</u>	DEFENDANT'S OPPOSITION To Plaintiff's re: MOTION for Leave to file Third Amended Class Action Complaint for Damages and Injunctive Relief <i>Plaintiffs Notice of Motion for Leave to File Third Amended Class Complaint for Damages and Injunctive Relief; Memorandum of Points and Authorities; Pro <u>95</u> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. (Barrientos, Sandra) (Entered:</i>

		11/14/2011)
11/14/2011	<u>102</u>	CERTIFICATE OF SERVICE filed by Defendants Dale E. Bonner(and in their official capacities), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(individually), re Objection/Opposition (Motion related), Objection/Opposition (Motion related) <u>101</u> was served on 11/14/11. (Barrientos, Sandra) (Entered: 11/14/2011)
11/14/2011	<u>103</u>	Notice of Joinder in opposition re: MOTION for Leave to file Third Amended Class Action Complaint for Damages and Injunctive Relief <i>Plaintiffs Notice of Motion for Leave to File Third Amended Class Complaint for Damages and Injunctive Relief; Memorandum of Points and Authorities; Pro 95</i> filed by Defendant City of Los Angeles. (Leung, Todd) (Entered: 11/14/2011)
11/14/2011	<u>104</u>	OPPOSITION <i>Response to Defendants' Objections to Declarations Filed</i> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Litt, Barrett) (Entered: 11/14/2011)
11/14/2011	<u>105</u>	REPLY In Opposition To <i>Defendants' Objections to Class Certification Motion</i> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Litt, Barrett) (Entered: 11/14/2011)
11/14/2011	<u>106</u>	JOINDER in MOTION for Leave to file Third Amended Class Action Complaint for Damages and Injunctive Relief <i>Plaintiffs Notice of Motion for Leave to File Third Amended Class Complaint for Damages and Injunctive Relief; Memorandum of Points and Authorities; Pro 95</i> filed by Defendant City of Signal Hill. (Tucker, Glen) (Entered: 11/14/2011)
11/21/2011	<u>107</u>	REPLY IN SUPPORT OF MOTION for Leave to file Third Amended Class Action Complaint for Damages and Injunctive Relief <i>Plaintiffs Notice of Motion for Leave to File Third Amended Class Complaint for Damages and Injunctive Relief; Memorandum of Points and Authorities; Pro 95</i> Plaintiffs Reply to Opposition to Motion for Leave to File Third Amended Class Complaint for Damages and Injunctive Relief filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Cook, Donald) (Entered: 11/21/2011)
11/29/2011	<u>108</u>	MINUTES (IN CHAMBERS): ORDER by Judge S. James Otero. The parties are advised that the MOTION to Certify Class filed by Plaintiffs <u>91</u> and the MOTION for Leave to file Third amended Class Action Complaint for Damages and Injunctive Relief filed by Plaintiffs <u>95</u> , scheduled for hearing on December 5, 2011, are taken under submission. Accordingly, the hearing date is vacated. Order will issue. (sch) (Entered: 11/29/2011)
01/13/2012	<u>109</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: Plaintiffs' Motion for Leave to File Third Amended Class Complaint is GRANTED <u>95</u> . Plaintiffs' Third Amended Complaint is DEEMED FILED AND SERVED this date. Defendants have fifteen days to respond. (lc) (Entered: 01/17/2012)
01/29/2012	<u>110</u>	NOTICE OF MOTION AND MOTION to Dismiss Case filed by defendant City of Los Angeles. Motion set for hearing on 3/5/2012 at 10:00 AM before Judge S. James Otero. (Leung, Todd) (Entered: 01/29/2012)
01/29/2012	<u>111</u>	REQUEST FOR JUDICIAL NOTICE re MOTION to Dismiss Case <u>110</u> filed by defendant City of Los Angeles. (Leung, Todd) (Entered: 01/29/2012)
01/30/2012	<u>112</u>	JOINDER filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak joining in MOTION to Dismiss Case <u>110</u> . (Barrientos, Sandra) (Entered: 01/30/2012)
01/30/2012	<u>113</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: City of Los Angeles MOTION to Dismiss Case <u>110</u> . The following error(s) was found: Local Rule 7.1-1 No Certification of Interested Parties. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 01/30/2012)
01/30/2012	<u>114</u>	JOINDER in MOTION to Dismiss Case <u>110</u> AND ADDITIONAL BASIS FOR DISMISSAL AS TO DEFENDANT CITY OF SIGNAL HILL filed by Defendant City of

		Signal Hill. (Tucker, Glen) (Entered: 01/30/2012)
01/31/2012	<u>115</u>	certificate of Interested Parties filed by defendant City of Los Angeles, (Leung, Todd) (Entered: 01/31/2012)
01/31/2012	<u>116</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: Plaintiffs Motion to Certify Class is DENIED <u>91</u> . Plaintiffs may proceed on their individual claims against the named Defendants. (lc) (Entered: 01/31/2012)
02/13/2012	<u>117</u>	MEMORANDUM in Opposition to MOTION to Dismiss Case <u>110</u> <i>Plaintiffs Opposition to Motion to Dismiss Filed by Defendant City of Los Angeles and Joined by Defendants Bonner, Farrow, McPeak and City of Signal Hill</i> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Cook, Donald) (Entered: 02/13/2012)
02/17/2012	<u>118</u>	DECLARATION of Paul Estuar <i>In Support of Ex Parte Application</i> filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. (Attachments: # <u>1</u> Exhibit A)(Estuar, Paul) (Entered: 02/17/2012)
02/17/2012	<u>119</u>	EX PARTE APPLICATION for Order for Permission to file Motion for Class Certification on behalf of Julia Giron filed by Plaintiff Eric Flores, Jorge Heredia, Armando Miranda. (Attachments: # <u>1</u> Proposed Order)(Estuar, Paul) (Entered: 02/17/2012)
02/21/2012	<u>120</u>	opposition in opposition re: EX PARTE APPLICATION for Order for Permission to file Motion for Class Certification on behalf of Julia Giron <u>119</u> filed by Defendant City of Los Angeles. (Leung, Todd) (Entered: 02/21/2012)
02/21/2012	<u>121</u>	REPLY in support of MOTION to Dismiss Case <u>110</u> filed by Defendant City of Los Angeles. (Leung, Todd) (Entered: 02/21/2012)
02/21/2012	<u>122</u>	REQUEST FOR JUDICIAL NOTICE re MOTION to Dismiss Case <u>110</u> filed by defendant City of Los Angeles. (Leung, Todd) (Entered: 02/21/2012)
02/21/2012	<u>123</u>	JOINDER BY CITY OF SIGNAL HILL IN CITY OF LOS ANGELES' REPLY TO OPPOSITION TO MOTION TO DISMISS THIRD AMENDED COMPLAINT AND SECOND REQUEST FOR JUDICIAL NOTICE re MOTION to Dismiss Case <u>110</u> filed by Defendant City of Signal Hill. (Tucker, Glen) (Entered: 02/21/2012)
02/21/2012	<u>124</u>	JOINDER filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak joining in Reply (Motion related) <u>121</u> . (Barrientos, Sandra) (Entered: 02/21/2012)
02/27/2012	<u>125</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: ORDER DENYING PLAINTIFFS' EX PARTE APPLICATION FOR PERMISSION TO FILE A MOTION FOR CLASS CERTIFICATION ON BEHALF OF JULIA GIRON <u>119</u> . (lc) (Entered: 02/28/2012)
02/29/2012	<u>126</u>	MINUTES (IN CHAMBERS): ORDER by Judge S. James Otero: The parties are advised that Motion to Dismiss Case filed by defendant City of Los Angeles <u>110</u> is taken under submission. Accordingly, the hearing date is VACATED and taken off calendar. No appearances are necessary on this date. An order will issue. (lc) (Entered: 02/29/2012)
04/26/2012	<u>127</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: ORDER GRANTING IN PART AND DENYING IN PART Defendant City of Los Angeles's MOTION TO DISMISS PLAINTIFFS' THIRD AMENDED COMPLAINT <u>110</u> .(1) Plaintiffs Miranda, Flores, and Heredia's § 1983 claims in Counts One and Two are DISMISSED without leave to amend;(2) Plaintiffs' § 1983 claim in Count Three is DISMISSED without leave to amend;(3) Plaintiffs' claim in Count Four alleging a right to pre-seizure notice and hearing is DISMISSED without leave to amend; (4) Plaintiffs' § 1983 claim in Count Five is DISMISSED without leave to amend; and (5) the Court declines to exercise supplemental jurisdiction over all of Plaintiffs' state law claims. The federal claims that remain for Plaintiff Giron are her § 1983 claims for unlawful seizure and uncompensated taking. To the extent that Plaintiffs' fourth cause of action pleads a violation of federal due process due to inadequate notice, Count Four remains as to all Plaintiffs. Defendants shall file an Answer to Plaintiffs' Third Amended Complaint on or before May 10, 2012. (lc) (Entered: 04/26/2012)

05/07/2012	<u>128</u>	ANSWER to Third Amended Complaint filed by defendant City of Los Angeles.(Leung, Todd) (Entered: 05/07/2012)
05/08/2012	<u>129</u>	MINUTE ORDER (IN CHAMBERS) by Judge S. James Otero: Scheduling Conference set for 8/6/2012 at 08:30 AM; Rule 26 Meeting Report due by 7/23/2012; in order to assist counsel, court has included a schedule form for pretrial dates to be completed by counsel and submitted in conjunction with their rule 26(f) report; if case is part of ADR program, counsel must confer and jointly complete ADR Pilot Program Questionnaire and to file it concurrently with the Joint Rule 26(f) report; plaintiff counsel directed to give notice of scheduling conference to all parties. (sch) (Entered: 05/08/2012)
05/08/2012	<u>130</u>	ANSWER to Plaintiffs' Third Amended Complaint filed by Defendant City of Signal Hill.(Tucker, Glen) (Entered: 05/08/2012)
05/09/2012	<u>131</u>	ANSWER TO PLAINTIFF'S THIRD AMENDED COMPLAINT; AND DEMAND FOR JURY TRIAL filed by Defendants Dale E. Bonner(individually), J. A. Farrow(individually), Sunne Wright McPeak(and in their official capacities).(Barrientos, Sandra) (Entered: 05/09/2012)
06/26/2012	<u>132</u>	NOTICE of Change of address by Glen E Tucker attorney for Defendants City of Signal Hill, Signal Hill Police Department. Changing attorneys address to 2361 ROSECRANS AVENUE, SUITE 475, EL SEGUNDO, CA 90245. Filed by Defendants City of Signal Hill, Signal Hill Police Department. (Tucker, Glen) (Entered: 06/26/2012)
08/02/2012	<u>133</u>	JOINT STATUS REPORT filed by Plaintiffs Eric Flores, Armando Miranda. (Cook, Donald) (Entered: 08/02/2012)
08/06/2012	<u>134</u>	MINUTES OF SCHEDULING CONFERENCE held before Judge S. James Otero. The Court is advised that defendants City of Signal Hill and Signal Hill Police Department have settled. The Court denies plaintiff's request to add new parties. The Court sets the following schedule: As to Plaintiff Eric Flores: Jury Trial set Tuesday, April 16, 2013 at 9:00 a.m.; Pretrial Conference set Monday, April 8, 2013 at 9:00 a.m.; Motion Cutoff Date set Monday, February 11, 2013 at 10:00 a.m.; Discover Cutoff set Wednesday, January 16, 2013. As to Plaintiffs Armando Miranda and Julia Girons: Jury Trial set Tuesday, April 30, 2013 at 9:00 a.m.; Pretrial Conference set Monday, April 22, 2013 at 9:00 a.m.; Motion Cutoff Date set Monday, February 25, 2013 at 10:00 a.m.; Discover Cutoff set Wednesday, December 31, 2013. Court Recorder: Michelle Ortega. (lom) (Entered: 08/06/2012)
08/24/2012	<u>135</u>	NOTICE of Change of Attorney Information for attorney Robert Frederick Mann counsel for Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. Changing address (suite number only) to Suite 2910. Filed by Plaintiffs Armando Miranda, et al. (Mann, Robert) (Entered: 08/24/2012)
09/11/2012	<u>136</u>	STIPULATION to Dismiss Defendants City of Signal Hill, Signal Hill Police Department filed by Plaintiff Jorge Heredia. (Attachments: # <u>1</u> Proposed Order Dismissing Claims of Plaintiff Jorge Heredia)(Cook, Donald) (Entered: 09/11/2012)
09/11/2012	<u>137</u>	Notice of Electronic Filing re Stipulation to Dismiss Party <u>136</u> e-mailed to lmanfre@awattorneys.com bounced due to 5.1.0 - Unknown address error 550-'No such user - psmtpt'. The primary e-mail address associated with the attorney record has been deleted. Pursuant to the General Order and Local Rules it is the attorneys obligation to maintain all personal contact information including e-mail address in the CM/ECF system. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY.(tyw) TEXT ONLY ENTRY (Entered: 09/12/2012)
09/14/2012	<u>138</u>	ORDER by Judge S. James Otero, re Stipulation <u>136</u> all claims of Plaintiff Jorge Heredia are dismissed with prejudice, and defendants City of Signal Hill and the Signal Hill Police Department are hereby dismissed. Each side are to bear their own costs. (lc) (Entered: 09/14/2012)
11/08/2012	<u>139</u>	APPLICATION for Order to Show Cause re: On Why Contempt Citation Should Not Issue Plaintiff Eric Flores Application for Issuance of Order to Show Cause on Why Contempt Citation Should Not Issue; Declaration of Donald W. Cook; Memorandum of Points and Authorities filed by Plaintiff Eric Flores. (Attachments: # <u>1</u> Proposed Order To Show Cause On Why Contempt Citation Should Not Issue)(Cook, Donald)

		(Entered: 11/08/2012)
11/09/2012	<u>140</u>	OPPOSITION re: APPLICATION for Order to Show Cause re: On Why Contempt Citation Should Not Issue <i>Plaintiff Eric Flores Application for Issuance of Order to Show Cause on Why Contempt Citation Should Not Issue; Declaration of Donald W. Cook; Memorandum of Points a <u>139</u> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. (Attachments: # <u>1</u> Declaration of Sandra I. Barrientos, # <u>2</u> Exhibit A & B)(Barrientos, Sandra) (Entered: 11/09/2012)</i>
11/09/2012	<u>141</u>	CERTIFICATE OF SERVICE filed by Defendants Dale E. Bonner(and in their official capacities), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(and in their official capacities), re Objection/Opposition (Motion related), Objection/Opposition (Motion related) <u>140</u> served on 11/9/12. (Gibson, Andrew) (Entered: 11/09/2012)
11/13/2012	<u>142</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Proof of Service (subsequent documents), <u>141</u> . The following error(s) was found:Formal Title page with required LR 11-3.8 filer, attorney, party etc information is missing. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 11/13/2012)
11/13/2012	<u>143</u>	ORDER RE FURTHER BRIEFING by Magistrate Judge Victor B. Kenton. The Court determines that further briefing by Plaintiff and by third party witness California Highway Patrol ("CHP") is necessary. Consequently, within 14 days of the date of this Minute Order, both parties will file Points and Authorities addressing the applicability of sovereign immunity in the discovery context in this case, and other relevant issues such as privilege which may be asserted by CHP. No further briefing will be filed, and the Court will take the matter under submission after receipt of the parties' briefs. IT IS SO ORDERED. <u>139</u> [SEE ORDER FOR FURTHER DETAILS] (gr) (Entered: 11/13/2012)
11/27/2012	<u>144</u>	MEMORANDUM of Points and Authorities in Support filed by Plaintiff Eric Flores. <i>Plaintiff Eric Flores Memorandum Pursuant to Courts 11/13/12 Order; Declaration of Donald W. Cook</i> Re: Order,, <u>143</u> (Cook, Donald) (Entered: 11/27/2012)
11/27/2012	<u>145</u>	OPPOSITION re: APPLICATION for Order to Show Cause re: On Why Contempt Citation Should Not Issue <i>Plaintiff Eric Flores Application for Issuance of Order to Show Cause on Why Contempt Citation Should Not Issue; Declaration of Donald W. Cook; Memorandum of Points a <u>139</u> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. (Attachments: # <u>1</u> Declaration of Sandra I. Barrientos, # <u>2</u> Exhibit A & B)(Barrientos, Sandra) (Entered: 11/27/2012)</i>
11/28/2012	<u>146</u>	CERTIFICATE OF SERVICE filed by Defendants Dale E. Bonner(and in their official capacities), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(and in their official capacities), re Objection/Opposition (Motion related), Objection/Opposition (Motion related) <u>145</u> served on 11/27/12. (Barrientos, Sandra) (Entered: 11/28/2012)
11/29/2012	<u>147</u>	MINUTES (IN CHAMBERS): ORDER by Magistrate Judge Victor B. Kenton: denying <u>139</u> Application for Order to Show Cause re Contempt against Third Party California Highway Patrol. (See order for further details) (rh) (Entered: 11/29/2012)
01/28/2013	<u>148</u>	NOTICE OF MOTION AND MOTION for Summary Judgment as to Third Amended Complaint filed by defendant City of Los Angeles. Motion set for hearing on 2/25/2013 at 10:00 AM before Judge S. James Otero. (Attachments: # <u>1</u> Supplement, # <u>2</u> Proposed Order, # <u>3</u> Supplement)(Leung, Todd) (Entered: 01/28/2013)
01/28/2013	<u>149</u>	NOTICE OF MOTION AND MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>In the Alternative, Partial Summary Judgment Pursuant to FRCP 56, Memorandum of Points and Authorities</i> filed by Defendants Dale E. Bonner(individually). Motion set for hearing on 2/25/2013 at 10:00 AM before Judge S. James Otero. (Barrientos, Sandra) Modified on 1/31/2013 (lc).(STRICKEN PER 1/31/13 ORDER) (Entered: 01/28/2013)

01/28/2013	<u>150</u>	STATEMENT of STATEMENT OF UNCONTROVERTED FACTS AND CONCLUSIONS OF LAW MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>In the Alternative, Partial Summary Judgment Pursuant to FRCP 56, Memorandum of Points and Authorities 149</i> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. (Barrientos, Sandra) (Entered: 01/28/2013)
01/28/2013	<u>151</u>	EXHIBIT to MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>In the Alternative, Partial Summary Judgment Pursuant to FRCP 56, Memorandum of Points and Authorities 149</i> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. (Attachments: # <u>1</u> Exhibit A–I)(Barrientos, Sandra) (Entered: 01/28/2013)
01/28/2013	<u>152</u>	EX PARTE APPLICATION for Leave to TO HAVE MOTION FOR SUMMARY JUDGMENT HEARD AFTER DEADLINE SET IN THE TRIAL SETTING CONFERENCE ORDER filed by Defendants Dale E. Bonner(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(individually). (Attachments: # <u>1</u> Declaration of Sandra I. Barrientos, # <u>2</u> Proposed Order)(Barrientos, Sandra) (Entered: 01/28/2013)
01/28/2013	<u>153</u>	NOTICE OF ERRATA filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. correcting MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>In the Alternative, Partial Summary Judgment Pursuant to FRCP 56, Memorandum of Points and Authorities 149</i> (Barrientos, Sandra) (Entered: 01/28/2013)
01/28/2013	<u>154</u>	NOTICE OF MOTION AND MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>OR, IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 56; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT</i> filed by Defendants Dale E. Bonner(and in their official capacities), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(and in their official capacities). Motion set for hearing on 2/25/2013 at 10:00 AM before Judge S. James Otero. (Barrientos, Sandra) (Entered: 01/28/2013)
01/28/2013	<u>155</u>	NOTICE OF MOTION AND MOTION for Summary Adjudication as to Issues <i>Plaintiffs Miranda and Giron's Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> filed by Plaintiffs Eric Flores, Armando Miranda. Motion set for hearing on 2/25/2013 at 10:00 AM before Judge S. James Otero. (Cook, Donald) (Entered: 01/28/2013)
01/28/2013	<u>156</u>	STATEMENT of UNCONTROVERTED FACTS AND CONCLUSIONS OF LAW MOTION for Summary Adjudication as to Issues <i>Plaintiffs Miranda and Giron's Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities 155 Plaintiffs Armando Miranda and Julia Giron's Separate Statement of Uncontroverted Facts and Conclusions of Law</i> filed by Plaintiffs Eric Flores, Armando Miranda. (Cook, Donald) (Entered: 01/28/2013)
01/28/2013	<u>157</u>	DECLARATION of Donald W. Cook (up thru page 115) In Support Of MOTION for Summary Adjudication as to Issues <i>Plaintiffs Miranda and Giron's Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities 155</i> filed by Plaintiffs Jorge Heredia, Armando Miranda. (Attachments: # <u>1</u> Supplement To Declaration of Donald W. Cook (pp. 38–115))(Cook, Donald) (Entered: 01/29/2013)
01/29/2013	<u>158</u>	DECLARATION of Donald W. Cook (pp. 116 thru 253 [end]) In Support Of MOTION for Summary Adjudication as to Issues <i>Plaintiffs Miranda and Giron's Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities 155</i> filed by Plaintiffs Eric Flores, Armando Miranda. (Attachments: # <u>1</u> Cook declaration – pp. 121 to 253 [end])(Cook, Donald) (Entered: 01/29/2013)
01/29/2013	<u>159</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Bonner defendants MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>In the Alternative, Partial Summary Judgment Pursuant to FRCP 56, 149, Statement (Motion related), 150</i> . The following error(s) was found: <i>Incorrect document attached to # 149, pdf is proposed statement, missing actual motion. Incorrect event selected re #150. Clerk notes an errata was filed re #149 and the</i>

		<i>motion was refiled as # 154, However, still missing proposed judgment and the "proposed statement of uncontroverted facts #150...both should have been submitted as separate attachments. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 01/29/2013)</i>
01/29/2013	<u>160</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Plaintiffs MOTION for Summary Adjudication as to Issues <u>155</u> , Statement (Motion related), Statement (Motion related) <u>156</u> . The following error(s) was found: RE # 155 missing proposed judgment; Incorrect event selected re #156 (pdf is proposed statement of uncontroverted facts). Both the missing Local Rule 56-1 Statement of Uncontroverted Facts and or proposed Judgment should have been submitted as a separate attachment. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 01/29/2013)
01/29/2013	<u>161</u>	NOTICE OF LODGING filed re MOTION for Summary Adjudication as to Issues <i>Plaintiffs Miranda and Giron's Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>155</u> (Attachments: # <u>1</u> Proposed Order)(Cook, Donald) (Entered: 01/29/2013)
01/29/2013	<u>162</u>	NOTICE of Manual Filing filed by Plaintiffs Eric Flores, Armando Miranda of Exhibit JJ to Doc. # 158-1, Declaration of Donald W. Cook in Support of Motions for Summary Adjudication – CD of radio communications. (Cook, Donald) (Entered: 01/29/2013)
01/29/2013	<u>163</u>	NOTICE OF LODGING filed <i>re Exhibit JJ (CD of radio communications)</i> re Declaration (Motion related), Declaration (Motion related) <u>158</u> , Notice of Manual Filing (G-92) <u>162</u> (Cook, Donald) (Entered: 01/29/2013)
01/29/2013	<u>164</u>	PROOF OF SERVICE filed by Plaintiff Eric Flores, Armando Miranda, re Notice of Lodging <u>163</u> of Exhibit JJ to Declaration of Donald W. Cook in Support of Flores' Motion for Summary Adjudication served on 1/29/2013. (Cook, Donald) (Entered: 01/29/2013)
01/29/2013	<u>165</u>	NOTICE OF MOTION AND MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> filed by Plaintiff Eric Flores. Motion set for hearing on 2/25/2013 at 10:00 AM before Judge S. James Otero. (Cook, Donald) (Entered: 01/29/2013)
01/29/2013	<u>166</u>	STATEMENT of UNCONTROVERTED FACTS AND CONCLUSIONS OF LAW MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> Plaintiff Eric Flores <i>Separate Statement of Uncontroverted Facts and Conclusions of Law</i> filed by Plaintiff Eric Flores. (Cook, Donald) (Entered: 01/29/2013)
01/30/2013	<u>167</u>	NOTICE OF LODGING filed re MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> (Attachments: # <u>1</u> Proposed Order)(Cook, Donald) (Entered: 01/30/2013)
01/30/2013	<u>168</u>	NOTICE OF LODGING filed <i>CD of LAPD radio communication</i> re MOTION for Summary Judgment as to Third Amended Complaint <u>148</u> (Attachments: # <u>1</u> Declaration)(Leung, Todd) (Entered: 01/30/2013)
01/30/2013	<u>169</u>	NOTICE OF ERRATA filed by Plaintiffs Eric Flores, Jorge Heredia, Armando Miranda. correcting Declaration (Motion related), Declaration (Motion related) <u>157</u> , Declaration (Motion related), Declaration (Motion related) <u>158</u> , MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> (Cook, Donald) (Entered: 01/30/2013)

01/30/2013	<u>170</u>	ORDER GRANTING EX PARTE APPLICATION FOR LEAVE OF COURT TO HAVE DEFENDANTS MOTION FOR SUMMARY JUDGMENT HEARD AFTER THE COURTS DEADLINE <u>152</u> by Judge S. James Otero: Defendants Motion for Summary Judgment <u>148</u> , <u>149</u> , <u>154</u> , <u>155</u> , <u>165</u> is set for hearing on February 25, 2013. (lc) Modified on 1/30/2013 (lc). Modified on 1/30/2013 (lc). Modified on 1/31/2013 (lc). (Entered: 01/30/2013)
01/30/2013	<u>171</u>	CERTIFICATE OF SERVICE filed by Defendants Dale E. Bonner(and in their official capacities), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(and in their official capacities), re MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>OR, IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 56; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT</i> <u>154</u> , Exhibit to Motion, <u>151</u> , Statement (Motion related), Statement (Motion related) <u>150</u> , EX PARTE APPLICATION for Leave to TO HAVE MOTION FOR SUMMARY JUDGMENT HEARD AFTER DEADLINE SET IN THE TRIAL SETTING CONFERENCE ORDER <u>152</u> served on 01/28/13. (Barrientos, Sandra) (Entered: 01/30/2013)
01/30/2013	<u>188</u>	NOTICE OF DISCREPANCY AND ORDER: by Judge S. James Otero, ORDERING lodging of exhibits jj-cd submitted by Plaintiffs Eric Flores, Armando Miranda received on 1/29/13 is not to be filed but instead rejected. Denial based on: Notice of lodging shall be filed electronically prior to lodging the exhibits together with its NEF, presented with the exhibit to be lodged. (lc) (Entered: 02/06/2013)
01/31/2013	<u>172</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Statement (Motion related), <u>166</u> , MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues</i> <u>165</u> . <i>The following error(s) was found: Missing proposed judgment re #165; Incorrect event selected re #166: Both the missing proposed judgment and proposed statement of uncontroverted facts should have been submitted as a separate attachment. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so.</i> (lc) (Entered: 01/31/2013)
01/31/2013	<u>173</u>	ORDER by Judge S. James Otero: the following document(s) be STRICKEN for failure to comply with the Local Rules, General Order and/or the Courts Case Management Order: MOTION for Summary Judgment <u>149</u> , for the following reasons: Document linked incorrectly to the wrong document/docket entry;Wrong document attached as item #149. (lc) (Entered: 01/31/2013)
02/04/2013	<u>174</u>	EX PARTE APPLICATION for Hearing on 2/25/13 Eric Flores' Summary Adjudication Motion, re MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> , <i>Plaintiff Eric Flores Ex Parte Application for Order Allowing His Motion for Summary Adjudication to Be Heard 2/25/13 with All the Other Similar Motions; Memorandum of Points and Authorities; Declaration of Donald W. Cook</i> filed by Plaintiff Eric Flores. (Attachments: # <u>1</u> Proposed Order Granting Plaintiff Eric Flores' Ex Parte Application etc.)(Cook, Donald) (Entered: 02/04/2013)
02/04/2013	<u>175</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Proof of Service (subsequent documents)) <u>171</u> . The following error(s) was found: Title page is missing with required LR 11-3.8 filer, attorney information. In response to this notice the court may order (1) an amended or correct document to be filed (2) the document stricken or (3) take other action as the court deems appropriate. You need not take any action in response to this notice unless and until the court directs you to do so. (lc) (Entered: 02/04/2013)
02/04/2013	<u>176</u>	NOTICE of Change of Attorney Information for attorney Barrett S Litt counsel for Plaintiffs Eric Flores, Armando Miranda. Changing firm name to Kaye, McLane, Bednarski & Litt. Changing e-mail to blitt@kmbllaw.com. Filed by Plaintiffs Armando Miranda (Litt, Barrett) (Entered: 02/04/2013)
02/04/2013	<u>177</u>	OPPOSITION to MOTION for Summary Adjudication as to Issues <i>Plaintiffs Miranda and Giron's Notice of Motion and Motion for Summary Adjudication of Issues;</i>

		<i>Memorandum of Points and Authorities</i> <u>155</u> filed by Defendant City of Los Angeles. (Attachments: # <u>1</u> Supplement)(Leung, Todd) (Entered: 02/04/2013)
02/04/2013	<u>178</u>	OPPOSITION re: MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. (Attachments: # <u>1</u> Declaration of Sandra I. Barrientos; Exhibits A–D)(Barrientos, Sandra) (Entered: 02/04/2013)
02/04/2013	<u>179</u>	STATEMENT of of Genuine Disputes In Opposition MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. (Barrientos, Sandra) (Entered: 02/04/2013)
02/05/2013	<u>180</u>	MEMORANDUM in Opposition to MOTION for Summary Judgment as to Third Amended Complaint <u>148</u> <i>Plaintiffs Miranda and Giron's Opposition to City of Los Angeles Motion for Summary Judgment</i> filed by Plaintiff Armando Miranda. (Cook, Donald) (Entered: 02/05/2013)
02/05/2013	<u>181</u>	STATEMENT of GENUINE DISPUTES OF MATERIAL FACT IN OPPOSITION TO CITY OF LOS ANGELES MOTION for Summary Judgment as to Third Amended Complaint <u>148</u> <i>Plaintiffs Miranda and Giron's Separate Statement of Genuine Disputes of Material Fact in Opposition to City of Los Angeles Motion for Summary Judgment and Statement of Uncontroverted Facts</i> filed by Plaintiff Armando Miranda. (Cook, Donald) (Entered: 02/05/2013)
02/05/2013	<u>182</u>	STATEMENT of GENUINE ISSUES OF MATERIAL FACT IN OPPOSITION TO STATE DEFENDANTS MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>OR, IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 56; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT</i> <u>154</u> <i>Plaintiff Flores Separate Statement of Genuine Issues of Material Fact in Opposition to State Defendants Motion for Summary Judgment and Statement of Uncontroverted Facts</i> filed by Plaintiff Eric Flores. (Cook, Donald) (Entered: 02/05/2013)
02/05/2013	<u>183</u>	DECLARATION of DONALD W. COOK IN OPPOSITION TO MOTION for Summary Judgment as to Third Amended Complaint <u>148</u> <i>Second Declaration of Donald W. Cook in Support of Plaintiffs Opposition to City of Los Angeles Motion for Summary Judgment</i> filed by Plaintiff Armando Miranda. (Cook, Donald) (Entered: 02/05/2013)
02/05/2013	<u>184</u>	DECLARATION re Declaration (Motion related), Declaration (Motion related) <u>183</u> , Statement (Motion related), Statement (Motion related), Statement (Motion related) <u>182</u> , MEMORANDUM in Opposition to Motion <u>180</u> , Statement (Motion related), Statement (Motion related) <u>181</u> <i>DECLARATION OF DONALD W. COOK PURSUANT TO GENERAL ORDER 08–02 RE: INABILITY TO LOG ON TO PACER TO FILE OPPOSITIONS TO MOTIONS FOR SUMMARY JUDGMENT</i> filed by Plaintiffs Jorge Heredia, Armando Miranda. (Mann, Robert) (Entered: 02/05/2013)
02/05/2013	<u>185</u>	Proof OF SERVICE filed by Defendants Dale E. Bonner(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(and in their official capacities), re Statement (Motion related), Statement (Motion related) <u>179</u> , Objection/Opposition (Motion related), Objection/Opposition (Motion related) <u>178</u> served on 2/5/13. (Barrientos, Sandra) (Entered: 02/05/2013)
02/05/2013	<u>186</u>	MEMORANDUM in Opposition to MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint <i>OR, IN THE ALTERNATIVE, PARTIAL SUMMARY JUDGMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 56; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT</i> <u>154</u> <i>Plaintiff Flores Opposition to State Defendants Motion for Summary Judgment; Memorandum of Points and Authorities</i> filed by Plaintiff Eric Flores. (Cook, Donald) (Entered: 02/05/2013)
02/06/2013	<u>187</u>	ORDER by Judge S. James Otero: granting <u>174</u> Plaintiff Eric Flores ex parte application is hereby granted and his Motion for Summary Adjudication (doc. 165) is set for hearing on February 25, 2013. (lc) (Entered: 02/06/2013)

02/11/2013	<u>189</u>	REPLY filed by Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak to MEMORANDUM in Opposition to Motion, <u>186</u> (Barrientos, Sandra) (Entered: 02/11/2013)
02/11/2013	<u>190</u>	objection in support re: MOTION for Summary Judgment as to Third Amended Complaint <u>148</u> filed by Defendant City of Los Angeles. (Leung, Todd) (Entered: 02/11/2013)
02/11/2013	<u>191</u>	REPLY in support MOTION for Summary Judgment as to Third Amended Complaint <u>148</u> filed by Defendant City of Los Angeles. (Attachments: # <u>1</u> Supplement)(Leung, Todd) (Entered: 02/11/2013)
02/11/2013	<u>192</u>	Proof OF SERVICE filed by Defendants Dale E. Bonner(individually), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(and in their official capacities), re Reply (non-motion) <u>189</u> served on 2/11/13. (Barrientos, Sandra) (Entered: 02/11/2013)
02/11/2013	<u>193</u>	REPLY IN SUPPORT OF MOTION for Summary Adjudication as to Issues <i>Plaintiffs Miranda and Girons Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>155</u> <i>Plaintiffs Miranda and Girons Reply to City of Los Angeles Opposition to Plaintiffs Motion for Summary Adjudication</i> filed by Plaintiff Armando Miranda. (Cook, Donald) (Entered: 02/11/2013)
02/11/2013	<u>194</u>	REPLY IN SUPPORT OF MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> <i>Plaintiff Flores Opposition to State Defendants Motion for Summary Judgment; Memorandum of Points and Authorities</i> filed by Plaintiff Eric Flores. (Cook, Donald) (Entered: 02/11/2013)
02/12/2013	<u>195</u>	NOTICE OF ERRATA filed by Plaintiff Eric Flores. correcting Reply (Motion related), Reply (Motion related) <u>194</u> <i>Plaintiff Flores Notice of Erratum Re: Reply to State Defendants Opposition to Plaintiffs Motion for Summary Adjudication</i> (Cook, Donald) (Entered: 02/12/2013)
02/12/2013	<u>196</u>	REPLY IN SUPPORT OF MOTION for Summary Adjudication as to Issues <i>Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues; Memorandum of Points and Authorities</i> <u>165</u> <i>Plaintiff Flores Reply to the State Defendants Opposition to Plaintiffs Motion for Summary Adjudication</i> filed by Plaintiff Eric Flores. (Cook, Donald) (Entered: 02/12/2013)
02/15/2013	<u>197</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: The Court finds these matters suitable for disposition without oral argument and vacates the hearing re the MOTION for Summary Judgment as to Third Amended Complaint filed by defendant City of Los Angeles <u>148</u> , the MOTION for Summary Judgment as to Plaintiff's Third Amended Complaint Or, in the Alternative, Partial Summary Judgment Pursuant to Federal Rule of Civil Procedure 56 filed by Defendants Dale E. Bonner(and in their official capacities), J. A. Farrow(and in their official capacities), Sunne Wright McPeak(and in their official capacities) <u>154</u> , the MOTION for Summary Adjudication as to Issues Plaintiffs Miranda and Girons Notice of Motion and Motion for Summary Adjudication of Issues filed by Plaintiffs Eric Flores, Armando Miranda <u>155</u> , and the MOTION for Summary Adjudication as to Issues Plaintiff Flores Notice of Motion and Motion for Summary Adjudication of Issues filed by Plaintiff Eric Flores <u>165</u> , set for February 25, 2013. See Fed. R. Civ. P. 78(b). (lc) (Entered: 02/15/2013)
03/04/2013	<u>198</u>	MINUTE ORDER IN CHAMBERS by Judge S. James Otero:The Court vacates and takes off its calendar all the pretrial conferences and trial dates setin this matter. (lc) (Entered: 03/04/2013)
03/04/2013	<u>199</u>	MINUTES (IN CHAMBERS) by Judge S. James Otero: ORDER DENYING PLAINTIFF FLORES'S MOTION FOR SUMMARY ADJUDICATION OF ISSUES <u>165</u> ; GRANTING STATE DEFENDANTS' MOTION FOR SUMMARY JUDGMENT OR, IN THE ALTERNATIVE, PARTIAL SUMMARYJUDGMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 56 <u>154</u> ; DENYING PLAINTIFFS MIRANDA AND GIRON'S MOTION FOR SUMMARY ADJUDICATION OF ISSUES <u>155</u> ; GRANTING DEFENDANT CITY OF LOS ANGELES'S MOTION FOR SUMMARY JUDGMENT/SUMMARY ADJUDICATION <u>148</u> . Judgment is granted in favor of Defendants on Plaintiffs'

		federal claims. For the reasons stated in the MTD Order, Plaintiffs' state law claims are DISMISSED WITHOUT PREJUDICE IN STATE COURT. (lc) (Entered: 03/04/2013)
03/04/2013	<u>200</u>	JUDGMENT by Judge S. James Otero: 1. Judgment in the above-captioned matter be, and hereby is, entered in favor of Defendant City of Los Angeles and against Plaintiffs Armando Miranda and Julia Giron. Plaintiffs Armando Miranda and Julia Giron shall take nothing on their Third Amended Complaint. 2. Judgment in the above-captioned matter be, and hereby is, entered in favor of Defendants Dale E. Bonner, J.A. Farrow, and Sunne Wright McPeak and against Plaintiff Eric Flores. Plaintiff Eric Flores shall take nothing on his Third Amended Complaint. (MD JS-6, Case Terminated). (lc) (Entered: 03/04/2013)
03/22/2013	<u>201</u>	NOTICE of Change of Attorney Information for attorney Donna M Dean counsel for Defendants Dale E. Bonner, J. A. Farrow, Sunne Wright McPeak. Adding Donna M. Dean as attorney as counsel of record for Defendants, Dale E. Bonner, Sunne Wright McPeak, and J.A. Farrow for the reason indicated in the G-06 Notice. Sandra I. Barrientos will no longer receive service of documents from the Clerks Office for the reason indicated in the G-06 Notice. Sandra I. Barrientos is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-06 Notice. Filed by Defendants Dale E. Bonner; Sunne Wright McPeak; J.A. Farrow (Dean, Donna) (Entered: 03/22/2013)
01/16/2014	<u>202</u>	NOTICE OF LODGING filed 1/16/14 on Request for Order to Disburse Funds; Notice of Lodging of proposed Order directing disbursement of funds deposited with the clerk of the court re Order., <u>30</u> (Attachments: # <u>1</u> Proposed Order To Disburse Funds)(Cook, Donald) (Entered: 01/16/2014)
01/17/2014	<u>203</u>	ORDER TO DISBURSE FUNDS by Judge S. James Otero: The Court hereby orders that the security bond posted by Plaintiff Jorge Heredia pursuant to this Courts July 16, 2008 Order <u>30</u>), shall be disbursed to Plaintiff Heredia. The clerk is directed to issue a check in the amount of Nine Hundred Dollars (\$900.00), paid to Robert Mann & Donald W. Cook and Jorge Heredia. (lc) (Entered: 01/21/2014)
02/28/2014	<u>204</u>	MINUTE ORDER IN CHAMBERS by Judge S. James Otero:The Court sets an Order to Show Cause hearing re attorney Paul J. Estuar's failure to comply with Local Rule 83-2.4 Notification of Change of Name, Address, Firm Association, Telephone Number, Facsimile Number or E-Mail Address, on Monday, Monday, May 5, 2014 @ 8:30 a.m. If counsel updates his attorney contact information prior to the hearing date the Order to Show Cause will be vacated and taken off this Courts calendar. Counsel may use form G-6 on the District Court website to comply and complete this update. (lc) (Entered: 02/28/2014)
03/06/2014	<u>205</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Paul J Estuar counsel for Plaintiff Armando Miranda. Paul J. Estuar is no longer attorney of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Plaintiff Paul J. Estuar. (Estuar, Paul) (Entered: 03/06/2014)
04/18/2014	206	SCHEDULING NOTICE ORDER VACATING ORDER TO SHOW CAUSE HEARING by Judge S. James Otero. Counsel having complied with this Court's order to update attorney contact information, the Court vacates and sets aside the Order to Show Cause hearing set for 5/5/14. No appearance is required. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (vcr) TEXT ONLY ENTRY (Entered: 04/18/2014)