

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

U.S. District Court
USDC District of Columbia (Washington)

CIVIL DOCKET FOR CASE #: 96-CV-1253

ERVIN AND ASSOCIATES, et al v. HUD, et al
Assigned to: Judge William B. Bryant
Referred to: Mag. Judge Deborah A. Robinson (MJ)

Filed: 06/05/96
Jury demand: Defendant

Demand: \$0,000

Nature of Suit: 440

Lead Docket: None
Dkt# in other court: None

Cause: 28:2201 Declaratory Judgement

Jurisdiction: US Defendant

Case type: 1. civil 2. null

ERVIN AND ASSOCIATES,
INCORPORATED
Plaintiff

Wayne Gormly Travell
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Daniel Matthew Hawke
[term 08/12/99]
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TUCKER FLYER
1615 L Street, NW
Washington, DC 20036
AREA CODE (202)

v.

HELEN DUNLAP
Defendant

G. Scott Williams
[term 04/21/971]
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[COR LD NTC gvt]
U.S. DEPARTMENT OF JUSTICE
Commercial Litigation Branch
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WILLIAMS & CONNOLLY

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Raymond Michael Larizza
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U.S. DEPARTMENT OF JUSTICE
Civil Division
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DEPARTMENT OF HOUSING & URBAN
DEVELOPMENT
Federal Defendant

Roderick Lynn Thomas
[term 10/11/96]
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G. Scott Williams
[term 04/21/97]
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Elisabeth M. Sperow
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Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

Raymond Michael Larizza
(See above)
[COR LD NTC gvt]

HENRY CISNEROS, Secretary of
the United States Department
of Housing and Urban Development
Federal Defendant

Roderick Lynn Thomas
[term 10/11/961
(See above)
[COR LD NTC gvt]

Ruth A. Harvey
(See above)
[COR LD NTC gvt]

G. Scott Williams
[term 04/21/97]
(See above)
[COR LD NTC gvt]

Elisabeth M. Sperow
(See above)
[COR LD NTC gvt]

David H. Moore
(See above)
[COR LD NTC gvt]

Raymond Michael Larizza
(See above)
[COR LD NTC gvt]

SMALL BUSINESS ADMINISTRATION
federal defendant

Roderick Lynn Thomas
(See above)
[COR LD NTC gvt]

Ruth A. Harvey
(See above)
[COR LD NTC gvt]

Elisabeth M. Sperow
(See above)
[COR LD NTC gvt]

David H. Moore
(See above)
[COR LD NTC gvt]

PHILIP LADER, Administrator of
the United States
Small Business Administration
federal defendant

Roderick Lynn Thomas
(See above)
[COR LD NTC gvt]

Ruth A. Harvey
(See above)

[COR LD NTC gvt]
Elisabeth M. Sperow
(See above)
[COR LD NTC gvt]

David H. Moore
(See above)
[COR LD NTC gvtj]

UNITED STATES OF AMERICA
federal defendant

Roderick Lynn Thomas
[term 10/11/96]
(See above)
[COR LD NTC gvt]

Ruth A. Harvey
(See above)
[COR LD NTC gvt]
G. Scott Williams
[term 04/21/971
(See above)
[COR LD NTC gvt]
Elisabeth M. Sperow
(See above)
[COR LD NTC gvt]

Raymond Michael Larizza
(See above)
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JOHN CHRIS GREER
Non Party

David H. Moore
(See above)
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1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 6/5/96 **COMPLAINT** filed by plaintiffs ERVIN AND ASSOCIATES, and HELEN DUNLAP; exhibits (2). (bm) [Entry date 06/07/96]
- 6/5/96 SUMMONS (7) issued to federal party(s) federal defendants HUD, HENRY CISNEROS, SBA, PHILIP LADER, HELEN DUNLAP, and non-parties: U.S. Attorney and U.S. Attorney General. (bm) [Entry date 06/07/96] [Edit date 06/27/96]
- 6/5/96 RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiffs ERVIN AND ASSOCIATES, and HELEN DUNLAP (bm) [Entry date 06/07/96]
- 6/7/96 MAILED CJRA brochure, Meet and Confer list, and Notice regarding dismissal to plaintiffs ERVIN AND ASSOCIATES, and HELEN DUNLAP . (bm)
- 6/24/96 RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 6/6/96 upon federal defendant SBA (ks) [Entry date 06/25/96]
- 6/24/96 RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 6/6/96 upon federal defendant PHILIP LADER(ks) [Entry date 06/25/96]
- 6/24/96 RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 6/6/96 (ks) [Entry date 06/25/96]
- 6/24/96 RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 6/6/96 upon defendant HELEN DUNLAP (ks) [Entry date 06/25/96] [Edit date 06/27/96]
- 6/24/96 RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 6/6/96 upon federal defendant HENRY CISNEROS (ks) [Entry date 06/25/96]
- 6/24/96 RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 6/6/96 upon federal defendant HUD (ks) [Entry date 06/25/96]
- 6/24/96 RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 6/6/96 (ks) [Entry date 06/25/96]
- 8/1/96 **AMENDED COMPLAINT** by plaintiff ERVIN AND ASSOCIATES adding plaintiff EAA CAPITAL COMPANY, and amending complaint[1-1]; Exhibits (3) (Bulky) (ks) [Edit date 08/01/96]
- 8/15/96 ATTORNEY APPEARANCE for federal defendants by Roderick Lynn Thomas (ks) [Entry date 08/16/96]
- 8/15/96 MOTION filed by federal defendants to dismiss complaint [1-1] (ks) [Entry date 08/16/96]
- 8/22/96 MOTION filed by plaintiffs ERVIN AND ASSOCIATES, EAA CAPITAL COMPANY to extend time to 9/5/96 to file their response to defendants motion to dismiss (blj) [Entry date 08/23/96]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

8/27/96 ORDER by Judge William B. Bryant granting motion to extend time to 9/5/96 to file their response to defendants' motion to dismiss [13-1] by EAA CAPITAL COMPANY, ERVIN AND ASSOCIATES; response to motion to dismiss due by 9/5/96. (N) (dot)

9/5/96 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to dismiss complaint [1-1] [12-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD . (ks) [Entry date 09/06/96]

9/13/96 MOTION filed by federal defendants to extend time to 9/23/96 to file their reply brief to their motion to dismiss. (ks) [Entry date 09/16/96]

9/16/96 MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 206(d) filed by plaintiffs ERVIN AND ASSOCIATES, EAA **CAPITAL** COMPANY (blj) [Entry date 09/17/96]

9/17/96 NOTICE OF FILING by federal defendants of the of a copy of the executed Joint Report pursuant to Local Rule 206; Attachments (ks) [Entry date 09/18/96]

9/20/96 ORDER by Judge William B. Bryant : granting motion to extend time to 9/23/96 to file their reply brief to their motion to dismiss. [16-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; reply to brief due by 9/23/96. (N) (dot)

9/20/96 MOTION filed by plaintiff for temporary restraining order, and for preliminary injunction; Exhibits (11). (ks) [Entry date 09/23/96]

9/23/96 REPLY by federal defendants to response to motion to dismiss complaint [1-1] [12-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (ks) [Entry date 09/24/96]

9/27/96 MOTION (UNOPPOSED) filed by federal defendants HUD, HENRY CISNEROS, SBA, PHILIP LADER, USA to extend time to file an opposition to plaintiffs' motion for a temporary restraining order and/or preliminary injunction (blj) [Entry date 09/30/96]

9/27/96 MOTION filed by plaintiff ERVIN AND ASSOCIATES to expedite discovery (ks) [Entry date 10/01/96]

9/30/96 RESPONSE by federal defendant HENRY CISNEROS in opposition to motion to expedite discovery [23-1] by ERVIN AND ASSOCIATES; Exhibit (1). (ks) [Entry date 10/01/96]

9/30/96 RESPONSE by HELEN DUNLAP, HUD, HENRY CISNEROS in opposition to motion for preliminary injunction [20-2] by EAA CAPITAL COMPANY, ERVIN AND ASSOCIATES, motion to dismiss complaint [1-1] [12-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibits (5)(bulky) (ks) [Entry date 10/01/96]

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 10/1/96 STATUS HEARING before Judge William B. Bryant : motion hearing set for 2:30 10/3/96; dismissing action against individual defendant HELEN DUNLAP; plaintiffs to file amended complaint by 10/4/96, defendants to response by 10/15/96; Reporter: Vicky Stallsworth (dot) [Entry date 10/02/96]
- 10/3/96 ORDER by Judge William B. Bryant: granting in part, denying in part motion to dismiss complaint [1-1] [12-1]; that all claims raised in plaintiffs' First Amended complaint against defendant HELEN DUNLAP in her individual capacity are dismissed without prejudice from this case; that plaintiffs shall file a second amended complaint no later than Friday 10/4/96; that defendants shall respond to plaintiffs' second amended complaint no later than Monday, 10/14/96. (N) (dot)
- 10/4/96 MOTION filed by plaintiff ERVIN AND ASSOCIATES to extend time to 10/7/96 to file their second amended complaint. (ks) [Entry date 10/07/96]
- 10/7/96 **AMENDED COMPLAINT** by plaintiffs [1-1] .; jury demand (ks) [Entry date 10/08/96]
- 10/9/96 ORDER by Judge William B. Bryant: Granting motion to extend time to 10/7/96 to file their second amended complaint. [27-1] by ERVIN AND ASSOCIATES (N) (dot)
- 10/11/96 SUBSTITUTION OF COUNSEL for federal defendants HELEN DUNLAP, HUD, HENRY CISNEROS, USA , substituting Raymond Michael Larizza, G. Scott Williams for attorney Roderick Lynn Thomas for USA, attorney Roderick Lynn Thomas for HENRY CISNEROS, attorney Roderick Lynn Thomas for HUD (ks) [Entry date 10/15/96]
- 10/11/96 MOTION filed by federal defendants to extend time to 11/4/96 to answer amended complaint [28-1] (ks) [Entry date 10/15/96]
- 10/11/96 MOTION filed by defendant HELEN DUNLAP to extend time to 11/5/96 to answer amended complaint [28-1] (ks) [Entry date 10/15/96]
- 10/17/96 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to extend time to 11/5/96 to answer amended complaint [28-1] [32-1] by HELEN DUNLAP; Exhibits (2) (ks) [Entry date 10/18/96]
- 10/22/96 MOTION (emergency) filed by plaintiff ERVIN AND ASSOCIATES to compel production of Freedom of Information Act responses ; Exhibits (15) (Bulky) (ks) [Entry date 10/23/96]
- 10/22/96 REPLY by federal defendants to response to motion to extend time to 11/4/96 to answer amended complaint [28-1] [31-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (ks) [Entry date 10/23/96]

- 10/24/96 ORDER by Judge William B. Bryant: Denying motion to extend time to 11/5/96 to answer amended complaint [28-1] [32-1] by Helen Dunlap, denying motion to extend time to 11/4/96 to answer amended complaint [28-1] [32-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; that defendants shall file and serve their answers or other response to ERVIN'S second amended complaint within five (5) calendar days of the date of this Order. (N) (dot)
- 10/28/96 ATTORNEY APPEARANCE for defendant HELEN DUNLAP by Terrence O'Donnell (ks) [Entry date 10/29/96]
- 10/28/96 MOTION filed by defendant HELEN DUNLAP to extend time to 11/25/96 to file a response to the second amended complaint (ks) [Entry date 10/29/96]
- 10/28/96 NOTICE OF WITHDRAWAL of Roderick L. **Thomas as counsel for** defendant Helen Dunlap. (ks) [Entry date 10/29/96]
- 10/29/96 MOTION filed by federal defendants for leave to file their motion to dismiss in excess of forty-five pages. ; EXHIBIT (MOTION TO DISMISS) (ks) [Entry date 10/30/96] [Edit date 10/30/96]
- 10/30/96 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to extend time to 11/25/96 to file a response to thesecond amended complaint [38-1] by HELEN DUNLAP . (blj) [Entry date 10/31/96]
- 10/31/96 NOTICE OF FILING by federal defendants of their memorandum in support of motion to dismiss; Memorandum; Exhibits (5). (ks) [Entry date 11/01/96]
- 10/31/96 ORDER by Judge William B. Bryant: Denying motion to extendtime to 11/25/96 to file a response to the second amended complaint [38-1] by HELEN DUNLAP; defendant Helen Dunlap's response to plaintiff's second amended complaint on 11/12/96.(N) (ks) [Entry date 11/01/96]
- 11/1/96 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion for leave to file their motion to dismiss in excess of forty-five pages. [40-11 by federal defendantssss, defendant . (ks) [Entry date 11/04/96]
- 11/4/96 NOTICE OF FILING by plaintiff ERVIN AND ASSOCIATES of Proposed Agenda in support of status conference; Attachments (3). (ks) [Entry date 11/05/96]
- 11/4/96 MOTION filed by federal defendants to stay plaintiffs' emergency motion to compel production of Freedom of information Act responses (ks) [Entry date 11/05/96]
- 11/4/96 NOTICE OF FILING by federal defendants of scheduling recommendations. (ks) [Entry date 11/05/96]

11/6/96 ORDER by Judge William B. Bryant : granting motion for leave to file their motion to dismiss in excess of forty-five pages. [40-1] by federal defendants, defendant, the memorandum accompanying Federal defendants' motion to dismiss is hereby accepted for filing. (N) (dot)

11/6/96 NOTICE OF FILING by federal defendants of supplemental scheduling recommendations. (ks) [Entry date 11/08/96]

11/6/96 MOTION filed by federal defendants to dismiss complaint [1-1]; Exhibits (5) (Bulky) (ks) [Entry date 11/19/96]

11/6/96 SCHEDULING CONFERENCE before Judge William B. Bryant Reporter: Chris Bitsko(dot) [Entry date 11/27/96]

11/7/96 TRANSCRIPT filed of Scheduling Conference for date(s) of 11/6/96. Reporter: Thomas C. Bitsko, Miller Reporting. (ks) [Entry date 11/08/96]

11/8/96 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to dismiss the second amended complaint [28-1] [51-1] by HELEN DUNLAP; Exhibits (3). (ks) [Entry date 11/19/96]

11/12/96 MOTION filed by defendant HELEN DUNLAP to dismiss the second amended complaint [28-1] (ks) [Entry date 11/14/96]

11/19/96 REPLY by federal defendants to response to motion to dismiss complaint [1-1] [53-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS (ks) [Entry date 11/20/96]

11/25/96 STATEMENT filed by plaintiff ERVIN AND ASSOCIATES regarding: defendants's motion to dismiss; Attachments. (ks) [Entry date 11/26/96]

11/26/96 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to dismiss the second amended complaint [28-1] [51-1] by HELEN DUNLAP . (ks) [Entry date 11/27/96]

11/26/96 MOTION HEARING before Judge William B. Bryant Reporter:Robert Hines (dot)[Entry date 11/27/96]

12/5/96 MOTION filed by federal defendant HUD on plaintiffs' FOIA CLAIM ;to stay proceedings u y (blj) [Entry date 12/06/96]

12/5/96 REPLY by defendant HELEN DUNLAP in support of her motion to dismiss counts IV and V of the second amended complaint [28-1] [51-1] by HELEN DUNLAP (blj) [Entry date 12/06/96]

12/10/96 RESPONSE by plaintiff ERVIN AND ASSOCIATES in **opposition to** motion to stay proceedings on plaintiffs' FOIA CLAIM [57-1] by HUD; Exhibits (3). (ks) [Entry date 12/11/96]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

12/16/96 MOTION (Emergency) filed by plaintiff ERVIN AND ASSOCIATES for temporary restraining order to enjoin the award of HUD contract No. DULOOC000018485 to the Derry Company and for immediate discovery; Exhibit (1). (ks)

12/17/96 NOTICE OF FILING by plaintiff ERVIN AND ASSOCIATES of a Declaration of John J. Ervin in support of their emergency motion for TRO; Declaration (1).a (ks) [Entry date 12/18/96]

12/17/96 NOTICE OF FILING by federal defendants of a declaration of Angelo Aiosa, submitted in support of HUD's motion to stay proceedings on plaintiff's FOIA Claim; Declaration (1). (ks) [Entry date 12/18/96]

12/17/96 REPLY by federal defendants to response to motion to stay proceedings on plaintiffs' FOIA CLAIM [57-1] by HUD (ks) [Entry date 12/18/96]

12/18/96 RESPONSE by federal defendants to motion for temporary restraining order to enjoin the award of HUD contract No. DULOOC000018485 to the Derry Company and for immediate discovery [60-11 by ERVIN AND ASSOCIATES; attachment (blj) [Entry date 12/19/96]

12/18/96 MOTION HEARING before Judge William B. Bryant for temporary restraining order Reporter: Vernell Marshall (dot) [Entry date 12/20/96]

12/19/96 ORDER by Judge William B. Bryant: Denying motion for temporary restraining order to enjoin the award of HUD contract No. DULOOC000018485 to the Derry Company and for immediate discovery [60-1] by ERVIN AND ASSOCIATES; that motion or immediate discovery is held under advisement pending the submission of an expedited administrative record. (N) (dot) [Entry date 12/20/96]

12/20/96 NOTICE OF FILING by defendant HELEN DUNLAP, federal defendants HUD, HENRY CISNEROS submit the HUD form 24012; attachment (blj) [Entry date 12/23/96]

12/24/96 MOTION filed by plaintiff ERVIN AND ASSOCIATES to compel the Department of Housing and Urban Development to provide a written explanation of the reasons for withholding payments due to Ervin and Associates, Inc.; Exhibits (7). (ks) [Entry date 12/26/96]

12/27/96 RESPONSE by plaintiffs ERVIN AND ASSOCIATES, EAA CAPITAL COMPANY to defendants' praecipe regarding the Swat sole source justification [66-1] by HENRY CISNEROS, HUD, HELEN DUNLAP; declaration (1) (copy); attachments (5) (blj) [Entry date 12/30/96]

1/3/97 MOTION by federal defendants for clarification of the court's statements regarding federal defendants' motion to dismiss, or in the alternative to extend time to answer the second amended complaint. (ks) [Entry date 01/06/97]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

[Edit date 03/20/97]
1/3/97 RESPONSE by federal defendants in opposition to motion to compel the Department of Housing and Urban Development to provide a written explanation of the reasons for withholding payments due to ervin and Associates, Inc. [67-1] by ERVIN AND ASSOCIATES; Exhibits (2). (ks) [Entry date 01/06/97]

1/7/97 MOTION filed by plaintiff ERVIN AND ASSOCIATES for immediate status/scheduling conference. (ks) [Entry date 01/08/97]

1/7/97 107 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to clarify courts statements regarding federal defendants motion to dismiss or to extend time to answer [69-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibits (3). (ks) [Entry date 03/20/97]

1/9/97 REPLY by plaintiffs ERVIN AND ASSOCIATES, EAA CAPITAL COMPANY to response plaintiffs' to motion to compel the Department of Housing and Urban Development to provide a written explanation of the reasons for withholding payments due to Ervin and Associates, Inc. [67-1] by ERVIN AND ASSOCIATES; attachments (2) (bulky) (blj) [Entry date 01/10/97] .

1/10/97 73 RESPONSE by federal defendants in opposition to motion for immediate status/scheduling conference. [71-1] by ERVIN AND ASSOCIATES . (ks) [Entry date 01/13/97]

1/13/97 74 REPLY by plaintiff ERVIN AND ASSOCIATES to response to motion for immediate status/scheduling conference. [71-1] by ERVIN AND ASSOCIATES (ks) [Entry date 01/14/97]

1/15/97 75 NOTICE OF FILING by federal defendants notifying the Court that the Administrative Record being filed today is not a certified administrative record, which will be filed on 1/16/96; Attachment (1). (ks) [Entry date 01/16/97]

1/15/97 76 ADMINISTRATIVERECORD by federal defendants. (Four extra large folders) (ks) [Entry date 01/16/97]

1/16/97 77 ADMINISTRATIVERECORD by federal defendants; refiling the Officialadministrative record for the Swat Procurements; (Four (4) Large Folders). (ks) [Entry date 01/17/97]

1/30/97 78 ORDER by Judge William B. Bryant: parties to file a brief due 2/5/97 ; response to brief due 2/11/97 ; motion hearing for all pending motions set for 10:00 2/12/97 (N) (ks) [Entry date 01/31/97]

2/4/97 79 TRANSCRIPT filed of hearing on motion for TRO for date(s) of 12/18/96. Reporter: Vernell Marshall (ks) [Entry date 02/05/97]

2/5/97 80 MOTION filed by federal defendants for protective order, and for leave to submit unredacted brief ex parte; Exhibits (3). (ks) [Entry date 02/06/97]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

2/5/97 100 MEMORANDUM by plaintiff ERVIN AND ASSOCIATES regarding discovery; Exhibits (5). (ks) [Entry date 02/24/97]

2/6/97 81 MOTION filed by plaintiff ERVIN AND ASSOCIATES for leave to file their memorandum regarding inadequacies in the SWAT Administrative Record; EXHIBIT (MEMORANDUM) (ks) [Entry date 02/07/97]

2/6/97 82 ORDER by Judge William B. Bryant **granting motion for** leave to file their memorandum regarding inadequacies in the SWAT Administrative Record nunc pro tunc to 2/6/97. [81-1] by ERVIN AND ASSOCIATES (N) (ks) [Entry date 02/07/97]

2/6/97 83 MEMORANDUM by plaintiff ERVIN AND ASSOCIATES regarding inadequacies in the swat administrative record; Exhibits (28) (Bulky) (ks) [Entry date 02/07/97]

2/7/97 84 NOTICE OF FILING by federal defendants of a supplement to their Administrative Record filed on 1/15/97; Attachments. (Bulky) (ks) [Entry date 02/10/97]

2/11/97 85 REPLY by plaintiff ERVIN AND ASSOCIATES to federal defendant's brief regarding discovery related to the Swat Contract [68-1] by EAA CAPITAL COMPANY, ERVIN AND ASSOCIATES .

2/11/97 86 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion for protective order and for leave to submit unredacted brief ex parte [80-1] by USA; Exhibits (3). (ks) [Entry date 02/12/97]

2/11/97 87 NOTICE OF FILING by federal defendants of Declarations of John H. (Chris) Greer and Marc Harris; Declarations (2). (ks) [Entry date 02/12/97]

2/11/97 88 NOTICE OF FILING by federal defendants of Declaration of Nicolas P. Retsinas; Declaration (1); Exhibit (1). (ks) [Entry date 02/12/97]

2/11/97 89 MOTION filed by plaintiff ERVIN AND ASSOCIATES to strike to file defendant's notice of filing Affidavit of Nicholas P. Retsinas [88-1] (ks) [Entry date 02/12/97]

2/11/97 98 RESPONSE by federal defendants of plaintiffs' brief regarding discovery. (ks) [Entry date 02/12/97]

2/11/97 90 NOTICE OF FILING by federal defendants of amended brief regarding discovery relating to the Swat Contract. (ks) [Entry date 02/21/97]

2/11/97 99 AMENDED BRIEF by federal defendants regarding discovery related to the Swat Contract. (ks) [Entry date 02/21/97]

2/12/97 -- MOTION HEARING before Judge William B. Bryant Reporter: Kay Mooney (blj)

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 2/12/97 91 NOTICE OF FILING by federal defendants of second supplement to the Administrative record; Attachments. (ks) [Entry date 02/13/97]
- 2/12/97 92 NOTICE OF FILING by federal defendant HUD of Declaration of Ann Aldrich; Declaration (1); Exhibits (2). (ks) [Entry date 02/13/97]
- 2/12/97 93 ATTORNEY APPEARANCE for HUD, HENRY CISNEROS, SBA, PHILIP LADER, USA by David H. Moore (ks) [Entry date 02/13/97]
- 2/14/97 94 MEMORANDUM AND ORDER by Judge William B. Bryant(N)
(N) (bm)
- 2/14/97 95 ORDER by Judge William B. Bryant : denying motion to dismiss complaint [1-1] [53-1] by USA, PHILIP LADER, SBA,

HENRY CISNEROS with the exception of the Plaintiff's Fifth Amendment due process claims regarding the Single Family Asset Management and the second Financial Advisory Services contracts, and with respect to the plaintiff's request that the award of the second Due Diligence contract be declared void ab initio; Government shall file an answer to the second amended complaint by 3/6/97 (N) (bm)
- 2/14/97 96 PROTECTIVE ORDER by Judge William B. Bryant granting motion for protective order [80-11 by USA ; setting forth procedures for handling confidential material; allowing designated material to be filed under seal. (N) (bm)
- 2/19/97 97 TRANSCRIPT filed of motions hearing for date(s) f 2/12/97. Reporter: Katherine Moomey, Miller Reporting Co. (ks) [Entry date 02/21/97]
- 2/21/97 112 NOTICE OF FILING by federal defendants of documents (FILED UNDER SEAL) (ks) [Entry date 04/04/97]
- 3/5/97 101 MOTION filed by federal defendant to stay proceedings in this action for sixty (60) days due to pending parallel criminal investigation; Attachment (1). (ks) [Entry date 03/06/97]
- 3/5/97 102 MOTION filed by federal defendant to temporarily postpone the time for answering the second amended complaint pending disposition of Federal defendants' motion to stay proceedings. (ks) [Entry date 03/06/97]
- 3/7/97 103 STIPULATED ORDER by Judge William B. Bryant : plaintiffs' response to motion to stay proceedings due 3/10/97 ; defendant's reply to motion due 3/12/97 ; motion hearing set for 2:30 3/13/97 (N) (ks) [Entry date 03/10/97]
- 3/10/97 104 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to stay proceedings in this **action for sixty** (60) days due to pending parallel criminal investigation [101-1] by HUD; Exhibit (1). (ks) [Entry date 03/11/97]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

3/12/97 105 REPLY by federal defendants to response to motion to stay proceedings in this action for sixty (60) days due to pending parallel criminal investigation [101-1] by HUD (ks) [Entry date 03/13/97]

3/13/97 -- MOTION HEARING before Judge William B. Bryant granted defendant's motion to stay proceedings in this action [101-1] by HUD Reporter: Harry Deutsch (ks) [Entry date 03/18/97]

3/17/97 106 ORDER by Judge William B. Bryant granting motion to stay proceedings in this action; that all discovery is stayed until 5/5/97; and that Federal defendants' obligation to respond to plaintiff's FOIA requests is not stayed. [101-1] by HUD (N)(ks) [Entry date 03/18/97]

3/21/97 108 MOTION filed by plaintiff ERVIN AND ASSOCIATES for an order compelling defendants to preserve records, data and other evidence; Exhibits (3). (ks) [Entry date 03/24/97]

3/21/97 109 MOTION filed by plaintiff ERVIN AND ASSOCIATES for reconsideration of order granting stay [106-11 (ks) [Entry date 03/24/97]

4/1/97 110 RESPONSE by federal defendant in opposition to motion for an order compelling defendants to preserve records, data and other evidence [108-1] by ERVIN AND ASSOCIATES; Exhibits (8)(ks) [Entry date 04/02/97]

4/1/97 111 MEMORANDUM by federal defendants in opposition to motion for reconsideration of order granting stay [106-1] [109-1] by ERVIN AND ASSOCIATES (ks) [Entry date 04/02/97]

4/3/97 135 MOTION filed by plaintiff ERVIN AND ASSOCIATES for leave to file motion ex parte under seal (FILED UNDER SEAL) (ks) [Entry date 05/16/97] [Edit date 03/23/99]

4/8/97 113 MOTION filed by plaintiff ERVIN AND ASSOCIATES for leave to serve ex parte motion on defendants under seal. (ks) [Entry date 04/10/97]

4/10/97 114 ORDER by Judge William B. Bryant: Granting motion for leave to serve ex parte motion on defendants under seal. [113-1] by ERVIN AND ASSOCIATES; that the plaintiffs' Ex Parte motion shall remain under seal and that Federal defendants and Helen Dunlap are bound by the Seal and shall keep all matters related to the ex parte motion and the matters contained therein confidential. (N) (ks) [Entry date 04/11/97]

4/10/97 136 MOTION filed by plaintiff ERVIN AND ASSOCIATES to transfer case to Judge Stanley Sporkin (FILED UNDER SEAL) (ks) [Entry date 05/16/97]

4/11/97 115 REPLY by plaintiff ERVIN AND ASSOCIATES to response to motion for an order compelling defendants to preserve records, data and other evidence [108-1] by ERVIN AND ASSOCIATES; Exhibits (4). (ks)[Entry date 04/14/97]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

4/11/97 116 REPLY by plaintiff ERVIN AND ASSOCIATES to response to motion for reconsideration of order granting stay [106-11 [109-1] by ERVIN AND ASSOCIATES (ks) [Entry date 04/14/97]

4/15/97 117 MOTION filed by plaintiff ERVIN AND ASSOCIATES to clarify Order granting federal defendant's motion to stay, inter alia, discovery. (ks) [Entry date 04/16/97]

4/15/97 118 ORDER by Judge William B. Bryant: Granting motion for leave to file ex parte motion on defendants under seal. [113-1] by ERVIN AND ASSOCIATES; that the copy of plaintiffs' motion for leave to file motion ex parte and under seal shall be deemed as having been filed under seal with this Court and made a part of the record in this case. (N) (ks) [Entry date 04/16/97]

4/21/97 119 SUBSTITUTION OF COUNSEL for federal defendants, substituting Ruth A. Harvey for attorney G. Scott Williams for USA, HENRY CISNEROS, HUD, HELEN DUNLAP (ks) [Entry date 04/22/97]

4/21/97 121 RESPONSE by federal defendant USA in opposition to plaintiff's motion to transfer case to Judge Sporkin. (FILED UNDER SEAL) (ks) [Entry date 04/25/97]

4/21/97 122 MEMORANDUM by federal defendants in opposition to plaintiff's motion to transfer case to Judge Sporkin (FILED UNDER SEAL). (ks) [Entry date 04/25/97]

4/24/97 120 TRANSCRIPT filed of motions hearing for date(s) of 3/13/97. Reporter: Harry Deutsch (ks) [Entry date 04/25/97]

4/25/97 123 ERRATA by federal defendants HUD, HENRY CISNEROS, SBA, PHILIP LADER, USA to memorandum Of points and authorities in opposition to plaintiffs' motion to transfer; attachment (FILED UNDER SEAL) (blj) [Entry date 04/28/97]

4/28/97 124 MEMORANDUM by federal defendants HUD, HENRY CISNEROS, SBA, PHILIP LADER, USA in opposition to motion for clarification of Order granting federal defendant's motion to stay, inter alia, discovery. [117-1] by ERVIN AND ASSOCIATES (**bij**) [Entry date 04/29/97]

5/1/97 125 MOTION filed by plaintiff ERVIN AND ASSOCIATES for a expedited status conference (ks) [Entry date 05/02/97]

5/5/97 126 ORDER by Judge William B. Bryant : denying motion for reconsideration of order granting stay [106-1] [109-1] by ERVIN AND ASSOCIATES; staying the requirement that federal defendants answer plaintiffs' second amended complaint, and all discovery until 5/5/97; not staying federal defendants' obligation to respond to plaintiffs' FOIA requests. (N) (bm)

5/5/97 127 REPORT by federal defendant HUD on plaintiffs' FOIA requests. (ks) [Entry date 05/06/97]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

5/5/97 128 NOTICE OF FILING by federal defendants of Declaration of Dorothy J. Fason; Declaration (1); Exhibits (3).(ks)
[Entry date 05/06/97]

5/5/97 129 MOTION filed by federal defendant for further partial 90-Day stay of proceedings, and for immediate temporary extension of 3/17/97 Stay.; Attachment (1). (ks)
[Entry date 05/06/97]

5/5/97 133 ORDER by Judge William B. Bryant: Denying plaintiff's motion to transfer case. (N) (FILED UNDER SEAL)(ks)
[Entry date 05/12/97] [Edit date 05/15/97]

5/6/97 130 NOTICE OF WITHDRAWAL of motion to clarify Order granting federal defendant's motion to stay, inter alia, discovery. [117-1] by ERVIN AND ASSOCIATES (ks) [Entry date 05/07/97]

5/6/97 131 ORDER by Judge William B. Bryant : denying motion for immediate temporary extension of 3/17/97 Stay. [129-2] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (N) (ks)
[Entry date 05/07/97]

5/6/97 132 ORDER by Judge William B. Bryant: Granting motion for further partial 90-Day stay of proceedings [129-1] by USA, PHILIP LADER,SBA, HENRY CISNEROS, HUD; that all discovery Is hereby stayed until 4/4/97, with respect to the subject .matter of certain paragraphs of the second amended complaint. (See Order for details) (N) (ks)
[Entry date 05/07/97]

5/9/97 134 NOTICE OF FILING a Third Supplement to the ADMINISTRATIVE RECORD by federal defendants; volumes (16) (One Box- FILED UNDER SEAL) (ks) [Entry date 05/12/97]

5/19/97 137 RESPONSE by plaintiff ERVIN AND ASSOCIATES to report on plaintiff's FOIA requests[127-1] by HUD; Exhibits (10). (Bulky) (ks) [Entry date 05/20/97]

5/20/97 138 ANSWER TO SECOND AMENDED COMPLAINT [28-11 by federal defendants. (ks) [Entry date 05/21/97]

5/30/97 139 ATTORNEY APPEARANCE by Kenneth E. Sealls for subpoenaed GARDINER, KAMYA & ASSOCIATES,P.C. (Address: 1625 K Street, NW, Suite 102, Washington,DC 20006, (202) 857-0744) (ks)
[Entry date 06/02/97]

6/3/97 140 MOTION filed by federal defendants HUD, HENRY CISNEROS, SBA, PHILIP LADER, USA for clarification, and for status conference; Attachments (22)(blj) [Entry date 06/04/97]

6/13/97 141 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion for clarification [140-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibits (13) (Bulky) (ks)
[Entry date 06/16/97]

6/17/97 -- MOTION HEARING before Judge William B. Bryant Reporter: Theresa Sorensen (blj) [Entry date 06/18/97]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

6/20/97 142 MOTION filed by federal defendants for a amended protective order; Exhibit (1). (ks) [Entry date 06/23/97]

6/20/97 143 POST-HEARING MEMORANDUM by plaintiff ERVIN AND ASSOCIATES to demonstrate compliance with this Court's discovery ruling on 6/17/97 and to correct the record; Exhibits (11) (Bulky) (ks) [Entry date 06/23/97]

6/26/97 144 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion for a amended protective order [142-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibits (3). (ks)

7/2/97 145 MOTION (EMERGENCY) filed by plaintiffs ERVIN AND ASSOCIATES, EAA CAPITAL COMPANY to compel Federal defendants to produce documents; attachments (2) (blj) [Entry date 07/03/97]

7/3/97 146 REPLY by federal defendants to response to motion for a amended protective order [142-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (ks) [Entry date 07/08/97]

7/8/97 147 SURREPLY by plaintiff ERVIN AND ASSOCIATES in opposition to motion for a amended protective order [142-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibit (1). (ks) [Entry date 07/09/97]

7/11/97 148 RESPONSE by federal defendant to post-hearing memorandum [143-1] by ERVIN AND ASSOCIATES (ks) [Entry date 07/14/97]

7/14/97 149 MEMORANDUM by federal defendants in opposition to motion to compel Federal defendants to produce documents [145-1] by EAA CAPITAL COMPANY, ERVIN AND ASSOCIATES (ks) [Entry date 07/15/97]

7/16/97 150 REPLY by plaintiff ERVIN AND ASSOCIATES to response to post-hearing memorandum [143-1] by ERVIN AND ASSOCIATES; Exhibit (1). (ks) [Entry date 07/17/97]

7/23/97 151 PROTECTIVE ORDER by Judge William B. Bryant granting motion for a amended protective order [142-1] by USA, LADER, SBA, HENRY CISNEROS, HUD ; setting forth procedures for handling confidential material; allowing designated material to be filed under seal. (N) (bm)

7/25/97 152 TRANSCRIPT filed of motions hearing for date(s) of 6/17/97. Reporter: Theresa Sorensen (ks) [Entry date 07/28/97]

7/28/97 153 MOTION filed by federal defendants for protective order regarding plaintiffs' notice of Fule 30(b)(6) Deposition; Exhibits (3). (ks) [Entry date 07/29/97]

8/5/97 154 MOTION (UNCONTESTED) filed by federal defendants HUD, HENRY CISNEROS, SBA, PHILIP LADER, USA for extension of partial stay of proceedings to 10/6/97; attachments (blj) [Entry date 08/06/97]

- 8/6/97 155 MOTION (UNOPPOSED) filed by federal defendants to extend time to complete briefing concerning the federal defendants motion for a protective order regarding plaintiffs' notice of Rule 30 (B) (6) deposition (blj) [Entry date 08/07/971
- 8/8/97 156 ORDER by Judge William B. Bryant : granting motion for extension of partial stay of proceedings to 10/6/97 [154-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (N) (ks) [Entry date 08/11/971
- 8/8/97 157 ORDER by Judge William B. Bryant granting motion to extend time to complete briefing concerning the federal defendants motion for a **protective order regarding** plaintiffs' notice of Rule 30 (B) (6) deposition [155-11 by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; federal defendants are allowed seven days after the parties meet (N) (ks) [Entry date 08/11/97]
- 8/22/97 158 MOTION(UNCONTESTED) filed by plaintiffs ERVIN AND ASSOCIATES, EAA CAPITAL COMPANY to extend time to 9/11/97 tofile its responses to federal defendants first set of interrogatories and first request for production of documents (blj) [Entry date 08/25/971
- 9/3/97 159 ORDER by Judge William B. Bryant: Granting motion to extend time to 9/11/97 to file its responses to federal defendants first set of interrogatories and first request for production of documents [158-1] by EAA CAPITAL COMPANY, ERVIN AND ASSOCIATES due by 9/11/97 (N) (blj) [Entry date 09/04/971
- 9/12/97 160 MOTION filed by plaintiff ERVIN AND ASSOCIATES for order protecting against the disclosure of the identity of confidential sources; Exhibits (3). (ks) [Entry date 09/16/971
- 9/26/97 161 RESPONSE by federal defendant HUD ' federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA in opposition to motion for order protecting against the disclosure of the identity of confidential sources [160-1] by ERVIN AND ASSOCIATES . (dot) [Entry date 09/30/971
- 9/30/97 162 MOTION filed by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITAL COMPANY to compel production of documents; exhibits (16).(dot) [Entry date 10/01/971
- 10/6/97 163 MOTION (second uncontested) filed by federal defendant to extend time to 10/6/97 for partial stay of proceedings; Attachment. (ks) [Entry date 10/07/97]
- 10/6/97 164 REQUEST by plaintiff ERVIN AND ASSOCIATES for an oral argument hearing(ks) [Entry date 10/07/97]

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 10/14/97 165 MOTION filed by federal defendants to extend time to 10/27/97 to file their response to plaintiff's second motion to compel the federal defendants to produce documents. (ks) [Entry date 10/15/97]
- 10/16/97 166 ORDER by Judge William B. Bryant : granting motion to extend time to 10/27/97 to file their response to plaintiff's second motion to compel the federal defendants to produce documents. [165-1] by HUD; response to motion(s) due by 10/27/97. (N) (dot)
- 10/17/97 167 ORDER by Judge William B. Bryant : granting motion to extend time to 10/6/97 for partial stay of proceedings [163-1] by HUD; all discovery stayed until 12/5/97, with respect to the subject matter of the following paragraphs of the second amended complaint: paragraphs 37-81, 100.d, 206(a) & (b), 242(a) & (b), 271-273, and the sections of the following paragraphs insofar as they pertain to the award of the financial advisor and/or due diligence contracts: 192(c), 227, and 265; all discovery in this action is hereby stayed until 12/5/97, with **respect to the** subject matter of the following paragraphs of the plaintiffs' first request for production of documents: 121-130 (Nancy Andrews), 146 (Nancy Andrews, Aspen, ICF), 165-173 (Legal Services Procurements), and 187-190 (Title VI Appraisals, ICF). (N) (dot)
- 10/27/97 168 MOTION (second) filed by federal defendant to extend time to 11/10/97 to file their response to plaintiff's second motion to compel the federal defendants to produce documents; Exhibit (1). (ks) [Entry date 10/28/97]
- 10/31/97 169 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to extend time to 11/10/97 to file their response to plaintiff's second motion to compel the federal defendants to produce documents [168-1] by HUD . (ks) [Entry date 11/04/97]
- 11/3/97 170 MOTION filed by plaintiff ERVIN AND ASSOCIATES for Order compelling defendants to preserve records, data and other evidence; Exhibits (9). (ks) [Entry date 11/04/97]
- 11/6/97 171 ORDER by Judge William B. Bryant : granting motion to extend time to 11/10/97 to file their response to plaintiff's second motion to compel the federal defendants to produce documents [168-1] by HUD; response to motion(s) due by 11/10/97. (N) (dot) [Entry date 11/07/97]
- 11/10/97 172 MEMORANDUM by federal defendants in opposition to second motion for Order compelling defendants to preserve records, data and other evidence [170-1] by ERVIN AND ASSOCIATES; Exhibits (5). (ks) [Entry date 11/12/97]
- 11/14/97 173 MEMORANDUM by federal defendants in opposition to renewed motion for Order compelling defendants to preserve records, data and other evidence [170-1] by ERVIN AND ASSOCIATES; Exhibits (5). (

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 11/20/97 174 REPLY by plaintiff ERVIN AND ASSOCIATES to response to renewed motion for Order compelling defendants to preserve records, data and other evidence [170-1] by ERVIN AND ASSOCIATES; Exhibits (3). (ks) [Entry date 11/21/97]
- 11/25/97 178 REPLY by plaintiff ERVIN AND ASSOCIATES to response to second motion to compel production of documents; Exhibits (5). (ks) [Entry date 11/28/97]
- 11/25/97 179 OBJECTION TO AND MOTION filed by federal **defendants to quash plaintiffs'** 11/18/97 subpoena for the production of documents. (ks) [Entry date 11/28/97]
- 11/26/97 175 ORDER by Judge William B. Bryant : denying motion for order compelling defendants to preserve records, data and other evidence [170-1] by ERVIN AND ASSOCIATES (N) (dot)
- 11/26/97 176 REPLY by plaintiff ERVIN AND ASSOCIATES to response to motion for order protecting against the disclosure of the identity of confidential sources [160-1] by ERVIN AND ASSOCIATES; Exhibit (1). (ks) [Entry date 11/28/97]
- 11/26/97 177 MOTION filed by federal defendants to compel discovery; Exhibits. (Bulky) (ks) [Entry date 11/28/97]
- 12/2/97 180 MOTION filed by federal defendant for protective order postponing deposition , or in the alternative to **quash** deposition subpoena; Exhibits (5). (ks) [Entry date 12/03/97]
- 12/3/97 181 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to quash deposition subpoena [180-2] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibits (2).(ks) [Entry date 12/04/97]
- 12/5/97 182 MOTION (UNCONTESTED) filed by federal defendant to extend time to 60-day extension of partial stay of proceedings; attachments (1) (jmf) [Entry date 12/08/97]
- 12/5/97 183 RESPONSE by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITAL COMPANY in opposition to motion for protective order postponing deposition [180-1] or, in the alternative, motion to quash deposition subpoena [180-2] by USA, PHILIP LADER, SBA, HENRY CISNEROS,; exhibits (3) HUD . (jmf) [Entry date 12/08/97]
- 12/5/97 184 CROSS MOTIONS by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITAL COMPANY for sanctions; exhibits (3) (jmf) [Entry date 12/08/97]
- 12/10/97 185 ORDER by Judge William B. Bryant : granting motion to extend time to 60-day extension of partial stay of proceedings [182-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; all discovery in this action is stayed until 2/3/98, with respect to the subject matter of the following

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

paragraphs of the Second Amended Complaint: Paragraphs 37-81, 100.d, 206(a) & (b), 242(a) & (b), 271-273, and the sections of the following paragraphs insofar as they pertain to the award of the financial advisor and/or due diligence contracts: 192(c), 227, and 265; all discovery in this action is stayed until 2/3/98, with respect to the subject matter of the following paragraphs of the plaintiffs' First Request for production of documents: 121-130 (Nancy Andrews), 146 (Nancy Andrews, Aspen, ICF), 165-173 (Legal Services Procurements), 187-190 (Title VI Appraisals, ICF). (N) (dot)

- 12/10/97 186 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to federal defendants' third uncontested motion for 60-day extension of partial stay of proceedings.a (ks) [Entry date 12/11/97]
- 12/10/97 187 MOTION filed by plaintiff ERVIN AND ASSOCIATES to extend time to 1/10/98 to file its response to federal defendant's motion to compel discovery. (ks) [Entry date 12/11/97]
- 12/10/97 188 REPLY by federal defendant to response to motion to quash deposition subpoena [180-2] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (ks) [Entry date 12/11/97]
- 12/15/97 189 ATTORNEY APPEARANCE for Non Party JOHN CHRIS GREER by Daniel J. Standish. (ks) [Entry date 12/16/97]
- 12/15/97 190 NOTICE by Non Party JOHN CHRIS GREER of status of Deposition of John Chris Greer. (ks) [Entry date 12/16/97]
- 12/16/97 191 ORDER by Judge William B. Bryant : granting motion to extend time to 1/10/98 to file its response to federal defendant's motion to compel discovery. [187-1] by ERVIN AND ASSOCIATES; response to motion(s) due by 1/10/98.(N) (dot)
- 12/16/97 192 ORDER by Judge William B. Bryant denying motion for order protecting against the disclosure of the identity of confidential sources [160-1] by ERVIN AND ASSOCIATES(N) (dot)
- 12/17/97 193 REPLY by federal defendants to response to motion for protective order postponing deposition [180-1]; or in the alternative, to quash deposition subpoena [180-2] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (ks) [Entry date 12/18/97]
- 12/17/97 194 RESPONSE by federal defendants in opposition to cross motion for sanctions [184-1] by EAA CAPITAL COMPANY, ERVIN AND ASSOCIATES . (ks) [Entry date 12/18/97]
- 12/19/97 195 ORDER by Judge William B. Bryant : granting motion to quash plaintiffs' 11/18/97 subpoena for the production of documents. [179-11] by HUD (N) (dot)
- 12/22/97 196 ORDER by Judge William B. Bryant : denying motion to compel production of documents [162-1] by EAA CAPITAL COMPANY, ERVIN AND ASSOCIATES (N) (dot)

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 1/13/98 197 MOTION filed by plaintiff ERVIN AND ASSOCIATES to extend time to 2/23/98 to file its opposition to federal defendant's motion to compel discovery. (ks) [Entry date 01/14/98]
- 1/15/98 198 ORDER by Judge William B. Bryant granting motion to extend time to 2/23/98 to file its opposition to federal defendant's motion to compel discovery. [197-1] by ERVIN AND ASSOCIATES; response to motion(s) due by 2/23/98. (N) (dot)
- 1/23/98 199 SUBSTITUTION OF COUNSEL for Non Party JOHN CHRIS GREER substituting William Allen Bradford Jr. for attorney Daniel James Standish for JOHN CHRIS GREER (ks) [Entry date 01/26/98]
- 1/23/98 200 MOTION filed by Non Party JOHN CHRIS GREER for Peter R. Bisio to appear pro hac vice (HOGAN & HARTSON, L.L.P. 555 13th Street, NW, Washington, D.C. 20004, (202) 637-5749 (ks) [Entry date 01/26/98]
- 1/28/98 201 ORDER by Judge William B. Bryant granting motion for Peter R. Bisio to appear pro hac vice (HOGAN & HARTSON, L.L.P. 555 13th Street, NW, Washington, D.C. 20004, (202) 637-5749) [200-11 by JOHN CHRIS GREER (N) (dot)
- 2/23/98 202 MOTION filed by plaintiff ERVIN AND ASSOCIATES to extend time to 3/16/98 to file its opposition to federal defendant's motion to compel discovery. (ks) [Entry date 02/24/98]
- 2/24/98 203 ORDER by Judge William B. Bryant granting motion to extend time to 3/16/98 to file its opposition to federal defendant's motion to compel discovery. [202-1] by ERVIN AND ASSOCIATES. (N) (dot)
- 3/16/98 204 MOTION filed by plaintiff ERVIN AND ASSOCIATES to extend time to file opposition to federal defendant's motion to compel discovery. (ks) [Entry date 03/17/98]
- 3/19/98 205 ORDER by Judge William B. Bryant : granting motion to extend time to file opposition to federal defendant's motion to compel discovery. [204-1] by ERVIN AND ASSOCIATES; response to motion(s) due by 4/15/98. (N) (dot)
- 3/19/98 206 MOTION filed by plaintiff ERVIN AND ASSOCIATES for order to require Federal Defendants to answer previously stayed allegations of second amended complaint; Exhibits (2). (ks) [Entry date 03/20/98]
- 4/2/98 207 RESPONSE by federal defendants in opposition to motion for order to require Federal Defendants to answer previously stayed allegations of second amended complaint [206-1] by ERVIN AND ASSOCIATES . (ks) [Entry date 04/03/98]
- 4/2/98 208 ANSWER TO SECOND AMENDED COMPLAINT [28-1] by federal defendants. (ks) [Entry date 04/03/98]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

4/3/98 209 MOTION filed by federal defendants to extend time to 6/5/98 to respond to plaintiffs' first set of interrogatories; Exhibit (1). (ks) [Entry date 04/06/98]

4/15/98 210 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to compel discovery [177-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD . (ks) [Entry date 04/16/98]

4/17/98 211 RESPONSE by plaintiffs ERVIN AND ASSOCIATES, and EAA CAPITAL COMPANY in opposition to motion to extend time to 6/5/98 to respond to plaintiffs' first set of interrogatories [209-1] by HUD; exhibits (10). (bm) [Entry date 04/20/98]

4/22/98 212 MOTION filed by federal defendants HUD, HENRY CISNEROS, SBA, PHILIP LADER, and USA to extend time to **4/27/98 within which** to reply to motion to compel (bm) [Entry date 04/23/98]

4/27/98 213 REPLY by federal defendants to response to motion to extend time to 6/5/98 to respond to plaintiffs' first set of interrogatories [209-1] by HUD (ks) [Entry date 04/28/98]

4/27/98 214 REPLY by federal defendants to response to motion to compel discovery [177-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibits. (Bulky) (ks) [Entry date 04/28/98]

4/28/98 215 ORDER by Judge William B. Bryant granting motion to extend time to 4/27/98 within which to reply to motion to compel [212-11 by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (N) (dot)

5/1/98 216 SURREPLY by plaintiff ERVIN AND ASSOCIATES to motion to extend time to 6/5/98 to respond to plaintiffs' first set of interrogatories [209-1] by HUD (ks) [Entry date 05/04/98]

5/13/98 217 SURREPLY by plaintiff ERVIN AND ASSOCIATES in opposition to motion to compel discovery [177-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (ks) [Entry date 05/14/98]

5/15/98 SURREPLY by plaintiff ERVIN AND ASSOCIATES in opposition to motion to compel discovery [177-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibit (1). (ks) [Entry date 05/18/98]

5/18/98 ORDER by Judge William B. Bryant: Denying motion to compeldiscovery [177-11 by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (N) (dot)

5/18/98 ORDERby Judge William B. Bryant: Granting motion to extend time to 6/5/98 to respond to plaintiffs' first set ofinterrogatories [209-1] by HUD (N) (dot)

5/22/98 MOTION filed by federal defendants to extend time to 7/2/98 to respond to plaintiff's first request for admissions. (ks) [Entry date 05/26/98]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

5/28/98 RESPONSE by plaintiffs ERVIN AND ASSOCIATES, and EAA CAPITAL COMPANY in opposition to motion to extend time to 7/2/98 to respond to plaintiff's first request for admissions [221-11 by HUD . (bm)[Entry date 05/29/98]

6/5/98 MOTION filed by federal defendant to extend time to 7/6/98 to respond to plaintiffs' first set of interrogatories. (ks) [Entry date 06/08/98]

7/2/98 MOTION(second) filed by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA to extend time to 8/3/98 to respond to plaintiffs' ERVIN AND ASSOCIATES, INC., first request for admissions (dot) [Entry date 07/06/98]

7/8/98 ORDER by Judge William B. Bryant: Granting motion to extend time to 7/20/98 to respond to plaintiffs' ERVIN AND ASSOCIATES, INC., first request for admissions [224-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (N)(dot)

7/8/98 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to defendants' second request for an enlargement of time to respond to plaintiffs' first request for admissions. (bm) [Entry date 07/09/98]

12/24/98 MOTION (THIRD) filed by plaintiff ERVIN AND ASSOCIATES to compel discovery; Attachments (5). (lkn)
[Entry date 01/05/99]

1/6/99 SCHEDULING NOTICE: motion hearing set for 2:30 1/19/99 before Judge William B. Bryant in courtroom 16 on 6th (jaw)

1/12/99 NOTICE OF FILING by federal defendant of declaration of J. Mike Milazzo; Declaration (1). (lkn) [Entry date 01/15/99]

1/12/99 MEMORANDUM by federal defendant in opposition to third motion to compel discovery [227-11 by ERVIN AND ASSOCIATES; Attachments (10). (lkn) [Entry date 01/15/99]

1/19/99 MOTION HEARING before Judge William B. Bryant. motion to compel discovery [227-1] by ERVIN AND ASSOCIATES, argued and parties directed to submit documents for in camera inspection. Reporter: Laura Beasley (jaw) [Edit date 02/17/99]

1/21/99 NOTICE by federal defendant of submission of a sampling of privileged documents; Exhibit (1). (lkn) [Entry date 01/22/99]

1/21/99 CASE REFERRED to Mag. Judge Deborah A. Robinson (MJ) for in camera inspection of documents (cjp)[Entry date 01/25/99]

1/25/99 TRANSCRIPT filed for date(s) of 1/19/99. Reporter: Laura M. Beasley (bjs) [Entry date 01/26/99]

1/27/99 RESPONSE in opposition by plaintiff ERVIN AND ASSOCIATES to notice [230-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS,

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 2/2/99 HUD (lkn) [Entry date 01/28/99]
 REPLY by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA to plaintiffs' opposition to submission of a sampling of privileged documents for in camera review [230-1] by USA, PHILIP LADER, SBA, HENRY exhibits (1) CISNEROS, HUD (bjs) [Entry date 02/03/99]
- 3/1/99 ORDER by Judge William B. Bryant : referring in camera review and inspection of documents which privilege is asserted to Magistrate Judge Deborah Robinson (N) (jw)[Entry date 03/02/99]
- 3/11/99 REQUEST by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITAL COMPANY for status hearing (lkn) [Entry date 03/12/99]
- 3/12/99 SCHEDULING NOTICE: status hearing set for 2:00 3/25/99 before Mag. Judge Deborah A. Robinson (MJ)(N) (bh)
- 3/12/99 STATUS REPORT by federal defendant **concerning submission** of privileged documents to U.S. Magistrate Judge Deborah A. Robinson for in camera review. (jf) [Entry date 03/15/99]
- 3/25/99 STATUS HEARING before Mag. Judge Deborah A. Robinson (Mi) Reporter: Pro-typists(CT25-99-38,2848-end; CT25-99-37,001-1245) (mon) [Entry date 03/26/99]
- 3/29/99 ORDER by Mag. Judge Deborah A. Robinson (MJ) : brief due 3/30/99 ; response to brief due 4/6/99 ; Meet Confer Statement due 4/6/99 . (N)(lin) [Entry date 03/31/99]
- 3/30/99 STATEMENT of authority concerning ex parte explanations regarding the privileged nature of documents, filed by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA , . (lkn) [Entry date 03/31/99]
- 4/2/99 RESPONSE by federal defendant to Court's order [234-2] dated 03/01/99 (jf) [Entry date 04/06/99]
- 4/5/99 JOINT STATUS REPORT by plaintiff ERVIN AND ASSOCIATES, defendant HELEN DUNLAP, federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA, plaintiff EAA CAPITAL COMPANY to Magistrate Robinson regarding meet and confer. (lkn) [Entry date 04/06/99]
- 4/5/99 RESPONSE (OPPOSITIONS) by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITAL COMPANY to statement[237-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (lkn) [Entry date 04/06/99]
- 4/16/99 RESPONSE by federal defendant HUD, federal defendant USA to plaintiffs' initial list of selected documents; exhibits (2) (jf) [Entry date 04/19/99]

4/20/99 NOTICE RE: submission of formerly withheld documents in redacted form by federal defendants (tb) [Entry date 04/21/99]

4/26/99 TRANSCRIPT filed for date(s) of 3/25/99. Reporter: Pro-typist (st) [Entry date 04/28/99]

4/30/99 REPLY by plaintiffs' to Federal Defendants' response to **plaintiffs' initial** list of selected documents (jf) [Entry date 05/03/99]

5/14/99 MOTION filed by plaintiff ERVIN AND ASSOCIATES for partial summary judgment on Counts I, II AND VI of the second amended complaint; exhibits (74) (jf) [Entry date 05/18/99]

5/19/99 MOTION filed by plaintiff ERVIN AND ASSOCIATES for written order compelling federal defendants to produce electronic mail messages (lkn) [Entry date 05/20/99]

5/20/99 MOTION filed by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA to extend time to 7/9/99 to file a response to plaintiffs' motion for partial summary judgment (bjs) [Entry date 05/22/99]

6/1/99 MOTION (UNCONTESTED) filed by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA to extend time to 6/4/99 to respond to plaintiffs' motion for written order compelling federal defendants to produce electronic mail messages (lkn) [Entry date 06/02/99]

6/1/99 RESPONSE by plaintiff ERVIN AND ASSOCIATES in opposition to motion to extend time to 7/9/99 to file a response to plaintiffs' motion for partial summary judgment [248-11 by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; Exhibits (4). (lkn) [Entry date 06/02/99]

6/4/99 MEMORANDUM by federal defendants' in opposition to motion for written order compelling federal defendants to produce electronic mail messages [247-1] by ERVIN AND ASSOCIATES; attachments (1) (jf) [Entry date 06/07/99]

6/4/99 MOTION filed by federal defendants' to amend prior responses to plaintiffs' second request for admissions; exhibits (1) (jf) [Entry date 06/07/99]

6/7/99 REPLY by federal defendant in support of their motion to extend time to 6/4/99 to respond to plaintiffs' motion for written order compelling federal defendants to produce electronic mail messages [249-1]; exhibits (1) CISNEROS, HUD (jf) [Entry date 06/09/99]

- 6/11/99 REPLY by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITAL COMPANY to defendants' opposition to motion for written order compelling federal defendants to produce electronic mail messages [247-1] (if) [Entry date 06/14/99]
- 6/15/99 ORDER by Judge William B. Bryant : granting motion to amend prior responses to plaintiffs' second request for admissions [252-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (N) (jaw)
- 6/16/99 ORDER by Judge William B. Bryant : granting motion to extend time to 7/9/99 to file a response to plaintiffs' motion for partial summary judgment [248-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; response to motion due by 7/9/99 (N) (jaw)
- 6/17/99 MOTION filed by plaintiff ERVIN AND ASSOCIATES for a scheduling order; exhibits (2) (jf) [Entry date 06/18/99] Docket as of December 28,1999 12:45 pm
- 6/28/99 RESPONSE by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA in opposition to motion for a scheduling order [257-11 by ERVIN AND ASSOCIATES . (lkn) [Entry date 06/30/99]
- 6/29/99 NOTICE OF FILING by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA of proposed order denying plaintiffs' motion for a scheduling order (lkn) [Entry date 06/30/99]
- 7/1/99 REPLY by plaintiff ERVIN AND ASSOCIATES to federal defendants' opposition to motion for a scheduling order [257-1] by ERVIN AND ASSOCIATES (lkn) [Entry date 07/02/99]
- 7/8/99 MOTION (SECOND)filed by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA to **extend** time to 7/16/99 to file response to plaintiff's motion for partial summary judgment on Counts I,II and VI of the second amended complaint (lkn) [Entry date 07/09/99]
- 7/12/99 ORDER by Judge William B. Bryant : granting motion to extend time to 7/16/99 to file response to plaintiff's motion for partial summary judgment on Counts I, II and VI of the second amended complaint [261-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD; response to motion for partial summary judgment due 7/16/99 (N) (jaw)
- 7/16/99 MOTION (UNOPPOSED)filed by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA to exceed page limit:EXHIBITS (Memorandum.two **volumes exhibits**). (lkn) [Entry date 07/19/99]

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 7/16/99 STATEMENT filed by federal defendant HUD, federal defendant USA of material facts not in dispute . (lkn) [Entry date 07/19/99]
- 7/16/99 STATEMENT of genuine issues filed by federal defendant HUD, federal defendant USA. (lkn) [Entry date 07/19/99]
- 7/16/99 MOTION filed by federal defendant HUD, federal defendant USA for summary judgment (lkn) [Entry date 07/19/99]
- 7/20/99 ORDER by Judge William B. Bryant : granting motion to exceed page limit [263-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (N) (jaw) [Entry date 07/21/99]
- 7/20/99 MEMORANDUM by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA in opposition to motion for partial summary judgment on Counts I, II AND VI of the second amended complaint [246-1] by ERVIN AND ASSOCIATES; Exhibits (Two volumes). (lkn) [Entry date 07/27/99]
- 7/20/99 MEMORANDUM by defendant HELEN DUNLAP, federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA in support of motion for summary judgment [266-1] by USA, HUD; Exhibits (Two volumes). (lkn) [Entry date 07/27/99]
- 7/27/99 MOTION (UNOPPOSED) filed by plaintiff ERVIN AND ASSOCIATES to extend time to 9/10/99 to file its opposition to federal defendants' cr03s-motion for summary judgment and its reply to federal defendants' opposition to plaintiffs' motion for summary judgment (lkn) [Entry date 07/28/99]
- 7/27/99 NOTICE by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA of submission of additional attorney-client and work product privileged documents for in camera review (lkn) [Entry date 07/28/99]
- 8/3/99 ORDER by Judge William B. Bryant : granting motion to extend time to 9/10/99 to file its opposition to federal defendants' cross-motion for summary judgment and its reply to federal defendants' opposition to plaintiffs' motion for summary judgment [270-1] by ERVIN AND ASSOCIATES; response to cross motions due by 9/10/99 ; reply to motion for summary judgment due by 9/10/99 (N) (jaw)
- 8/12/99 NOTICE OF WITHDRAWAL of attorney Daniel Matthew Hawke for EAACAPITAL COMPANY, attorney Daniel Matthew Hawke for ERVIN AND ASSOCIATES. (lkn) [Entry date 08/13/99]
- 8/27/99 MEMORANDUM AND ORDER by Mag. Judge Deborah A. Robinson (MJ): denying federal defendants' request to submit ex parte in camera explanations of the basis of their claims of privilege (N) (N) (bh)

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

- 9/2/99 NOTICE by federal defendant HUD of additional attorney client and work product privileged documents (lkn) [Entry date 09/07/99]
- 9/3/99 MOTION (SECOND) filed by plaintiff ERVIN AND ASSOCIATES to extend time to 10/1/99 to file its opposition to federal defendants' crossmotion for summary judgment and its reply to federal defendants' opposition to plaintiffs' motion for summary judgment (lkn) [Entry date 09/08/99]
- 9/9/99 RESPONSE by federal defendant in opposition to second motion to extend time to 10/1/99 to file its opposition to federal defendants' crossmotion for summary judgment and its reply to federal defendants' opposition to plaintiffs' motion for summary judgment [276-11 by ERVIN AND ASSOCIATES. (jf) [Entry date 09/10/99]
- 9/10/99 MOTION filed by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA to stay discovery, and for protective order deferring depositions; exhibits (4) (jf) [Entry date 09/15/99]
- 9/14/99 REPLY by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITAL COMPANY to federal defendants' opposition to motion to extend time to 10/1/99 to file its opposition to federal defendants' crossmotion for summary judgment and its reply to federal defendants' opposition to plaintiffs' motion for summary judgment [276-11 by ERVIN AND ASSOCIATES (lkn) [Entry date 09/15/99]
- 9/21/99 MOTION (UNOPPOSED) filed by defendant HELEN DUNLAP to extend time to 9/24/99 to file opposition to federal defendants' motion to stay discovery and for protective order (lkn) [Entry date 09/22/99]
- 9/22/99 ORDER by Judge William B. Bryant : granting motion to extend time to 9/24/99 to file opposition to federal defendants' motion to stay discovery and for protective order [280-1] by HELEN DUNLAP; response due by 9/24/99 (N) (jaw) [Entry date 09/23/99]
- 9/24/99 RESPONSE by plaintiff ERVIN AND ASSOCIATES: in opposition to motion to stay discovery [278-11 and for protective order deferring depositions [278-2] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD .; exhibits (1) (jf) [Entry date 09/27/99]
- 9/30/99 REPLY by federal defendant HUD, federal defendant HENRY CISNEROS, federal defendant SBA, federal defendant PHILIP LADER, federal defendant USA in support of motion to stay discovery [278-1] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD, motion for protective order deferring depositions [278-2] by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD (lkn) [Entry date 10/01/99]

Proceedings Include All Events.

TYPE E JURY

1:96cv1253 ERVIN AND ASSOCIATES, et al v. HUD, et al

9/30/99 MOTION (UNOPPOSED) filed by plaintiff ERVIN AND ASSOCIATES to file excess pages limitation (lkn) [Entry date 10/01/99]

10/1/99 MOTION filed by plaintiff ERVIN AND ASSOCIATES to stay briefing on federal defendants' cross-motion for summary judgment pending completion of discovery (jf) [Entry date 10/03/99]

10/2/99 RESPONSE by plaintiff ERVIN AND ASSOCIATES to statement [264-1] by USA, HUD (lkn) [Entry date 10/05/99]

10/2/99 REPLY by plaintiff ERVIN AND ASSOCIATES to federal defendants' opposition to plaintiffs' motion to compel the United States to perform the annual financial statement contract or, in the alternative, for partial summary judgment (lkn) [Entry date 10/05/99]

10/2/99 RESPONSE by plaintiff ERVIN AND ASSOCIATES to statement [265-1] by USA, HUD (lkn) [Entry date 10/05/99]

10/2/99 STATEMENT (SUPPLEMENTAL) filed by plaintiff ERVIN AND ASSOCIATES, of uncontested material facts; Exhibits (20). (lkn) [Entry date 10/05/99]

10/4/99 ORDER by Judge William B. Bryant : granting motion to file excess pages limitation [284-1] by ERVIN AND (N) (jaw) [Entry date 10/05/99]

10/4/99 ORDER by Judge William B. Bryant : granting motion to stay discovery [278-11 by USA, PHILIP LADER, SBA, HENRY CISNEROS, HUD pending a decision on motion of ERVIN for summary judgment and cross-motion of Federal Defts. for summary judgment (N) (jaw) [Entry date 10/05/99]

10/7/99 MOTION filed by plaintiff ERVIN AND ASSOCIATES for reconsideration of order [287-1] (lkn) [Entry date 10/08/99]

10/15/99 MEMORANDUM by federal defendants' in opposition to motion for reconsideration of order staying discovery and granting protective order deffering depositions [287-1] [292-1] by and motion to stay briefing on federal defendants' cross-motion for summary judgment pending completion of discovery [285-1] by ERVIN AND ASSOCIATES; exhibits (2) (jf) [Entry date 10/18/99]

10/26/99 REPLY by plaintiff ERVIN AND ASSOCIATES, plaintiff EAA CAPITALCOMPANY to federal defendants' consolidated opposition to motion for reconsideration of order [287-1] [292-1] by ERVIN AND ASSOCIATES, motion to stay briefing on federal defendants' cross-motion for summary judgment pending completion of discovery [285-1] by ERVIN AND ASSOCIATES; Exhibits (2) (lkn) [Entry date 10/27/99]

10/29/99 NOTICE OF FILING by plaintiff ERVIN AND ASSOCIATES of declaration of John J. Ervin (jf) [Entry date 10/31/99]

11/5/99 NOTICE OF FILING by federal defendants of submission of additional attorney client and work product (jf)