

CLOSED, CONSOL, JURY, TYPE-E

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:99-cv-01698-LFO**

HAMILTON SEC GRP v. ERVIN AND ASSOCIATES, et al
Assigned to: Judge Louis F. Oberdorfer
Demand: \$100,000,000,000
Cause: 28:1441 Petition for Removal- Breach of Contract

Date Filed: 06/25/1999
Jury Demand: Plaintiff
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: Federal Question

Plaintiff

**HAMILTON SECURITIES GROUP,
INC**

represented by **Michael J. McManus**
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ATTORNEY TO BE NOTICED

V.

Defendant

ERVIN AND ASSOCIATES, INC.

represented by **Aaron L. Handleman**
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Defendant

JOHN J. ERVIN

represented by **Aaron L. Handleman**
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LEAD ATTORNEY
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Craig Stephen Brodsky
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Counter Claimant

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V.

Counter Defendant

**HAMILTON SECURITIES GROUP,
INC**

represented by **Michael J. McManus**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

ThirdParty Plaintiff

ERVIN AND ASSOCIATES, INC.

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ThirdParty Plaintiff

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V.

ThirdParty Defendant

UNITED STATES OF AMERICA

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Date Filed	#	Docket Text
06/25/1999	1	NOTICE OF REMOVAL by defendant ERVIN AND ASSOCIATES, defendant JOHN J. ERVIN from D. C. Superior Court. (st) (Entered: 06/29/1999)
06/25/1999	2	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by defendant ERVIN AND ASSOCIATES, defendant JOHN J. ERVIN (st) (Entered: 06/29/1999)
06/25/1999		SUMMONS NOT ISSUED. (st) (Entered: 06/29/1999)
06/30/1999	5	MOTION filed by plaintiff HAMILTON SEC GRP remanding for further proceedings. , and for attorney fee against ERVIN AND ASSOCIATES, JOHN J. ERVIN (st) (Entered: 07/28/1999)
06/30/1999	6	RULE 109 Certificate of disclosure of corporate affiliations and financial interests by plaintiff HAMILTON SEC GRP (st) (Entered: 07/28/1999)
07/13/1999	3	MOTION filed by defendant ERVIN AND ASSOCIATES, defendant JOHN J. ERVIN to extend time to 7/23/99 to file response to plaintiffs motion to remand and for attorneys fees (bjsp) (Entered: 07/14/1999)
07/23/1999	4	MOTION (EX PARTE) filed by defendant ERVIN AND ASSOCIATES, defendant JOHN J. ERVIN for leave to file opposition under seal EXHIBIT (LODGED UNDER SEAL) (st) (Entered: 07/26/1999)
07/23/1999	9	RESPONSE by defendant ERVIN AND ASSOCIATES, defendant JOHN J. ERVIN in opposition to motion remanding for further proceedings. [5-1] by HAMILTON SEC GRP, motion for attorney fee against ERVIN AND ASSOCIATES, JOHN J. ERVIN [5-2] by HAMILTON SEC GRP . (st) (Entered: 07/30/1999)
07/27/1999	7	ORDER by Judge Stanley Sporkin : granting motion for leave to file opposition under seal [4-1] by JOHN J. ERVIN, ERVIN AND ASSOCIATES the copy of ERVIN'S UNREDACTED Opposition Brief attached to the chamber's copy of ERVIN'S motion for leave to file Opposition 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) (blj) (Entered: 07/28/1999)
07/28/1999	8	MOTION (SECOND) filed by defendant ERVIN AND ASSOCIATES, defendant JOHN J. ERVIN to extend time to file a response to the complaint (tth) (Entered: 07/29/1999)
07/30/1999	10	RESPONSE by plaintiff HAMILTON SEC GRP in opposition to motion to extend time to file a response to the complaint [8-1] by JOHN J. ERVIN, ERVIN AND ASSOCIATES . (st) (Entered: 08/02/1999)
08/02/1999	12	REPLY by plaintiff HAMILTON SEC GRP to response to motion remanding

		for further proceedings. [5-1] by HAMILTON SEC GRP, motion for attorney fee against ERVIN AND ASSOCIATES, JOHN J. ERVIN [5-2] by HAMILTON SEC GRP (st) (Entered: 08/27/1999)
08/12/1999	11	NOTICE OF WITHDRAWAL of Daniel M. Hawke for defendants ERVIN & ASSOCIATES (st) (Entered: 08/16/1999)
08/12/1999	13	SURREPLY by defendant ERVIN AND ASSOCIATES, defendant JOHN J. ERVIN to motion remanding for further proceedings. [5-1] by HAMILTON SEC GRP, motion for attorney fee against ERVIN AND ASSOCIATES, JOHN J. ERVIN [5-2] by HAMILTON SEC GRP (st) (Entered: 08/27/1999)
09/03/1999		SCHEDULING NOTICE: motion hearing set for 2:00 10/15/99 ; before Judge Stanley Sporkin courtroom 6, second floor. (blj) (Entered: 09/03/1999)
10/01/1999		SCHEDULING NOTICE: motion hearing previously set for 10/15/99 at 2:00 has been RE-SCHEDULED for 4:30 10/28/99 ; before Judge Stanley Sporkin courtroom 6, second floor. (blj) (Entered: 10/01/1999)
10/28/1999		STATUS HEARING before Judge Stanley Sporkin : Reporter: Beverly Byrne (blj) (Entered: 11/14/1999)
11/24/1999	14	MEMORANDUM OPINION by Judge Stanley Sporkin (N) (emh) (Entered: 11/26/1999)
11/24/1999	15	ORDER by Judge Stanley Sporkin : denying motion remanding for further proceedings. [5-1] by HAMILTON SEC GRP, denying motion for attorney fee against ERVIN AND ASSOCIATES, JOHN J. ERVIN [5-2] by HAMILTON SEC GRP (N) (emh) (Entered: 11/26/1999)
12/27/1999	16	TRANSCRIPT filed of hearing for date(s) of October 28, 1999. Reporter: Beverly J. Byrne (dot) (Entered: 12/28/1999)
02/23/2000		CASE REASSIGNED on 2/23/00 from Judge Sporkin to Judge Emmet G. Sullivan (bjsp) (Entered: 02/25/2000)
03/06/2000		CASE REASSIGNED to Judge Ellen S. Huvelle (clv) (Entered: 03/22/2000)
05/09/2000		CASE REASSIGNED from Ellen Huvelle on 5/9/00 to Judge Louis F. Oberdorfer (bjsp) (Entered: 05/10/2000)
06/20/2000	<u>17</u>	ORDER by Judge Louis F. Oberdorfer : status hearing set for 10:00 7/19/00 ; (N) (jf) (Entered: 06/21/2000)
06/23/2000	18	ATTORNEY APPEARANCE for defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN by Craig Stephen Brodsky (ab) (Entered: 06/26/2000)
06/29/2000	19	MOTION filed by defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN to dismiss notice [1-1] , or, in the alternative, for summary judgment ; exhibits (8) (bjsp) (Entered: 06/30/2000)
07/06/2000	20	MOTION filed by plaintiff HAMILTON SEC GRP INC to extend time to to file an opposition to defendants' motion to dismiss or, in the alternative, for summary judgment (jf) (Entered: 07/07/2000)
07/06/2000	21	MOTION filed by plaintiff HAMILTON SEC GRP INC to unseal file (jf) (Entered: 07/07/2000)

07/06/2000	22	MOTION (RENEWED) filed by plaintiff HAMILTON SEC GRP INC for attorney fees ; exhibits (5) (jf) (Entered: 07/07/2000)
07/17/2000	24	MOTION filed by defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN to consolidate cases 96-1258 & 99-1698 (jf) (Entered: 07/18/2000)
07/17/2000	25	RESPONSE by defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN in opposition to motion for attorney fees [22-1] by HAMILTON SEC GRP INC; exhibits (2) . (jf) (Entered: 07/18/2000)
07/18/2000	23	ORDER by Judge Louis F. Oberdorfer: directing that the status conference set for 07/19/00 is canceled. (N) (jf) (Entered: 07/18/2000)
07/21/2000	26	ORDER by Judge Louis F. Oberdorfer : granting motion to extend time to to file an opposition to defendants' motion to dismiss or, in the alternative, for summary judgment [20-1] by HAMILTON SEC GRP INC; further ordered, that plaintiffs may file an opposition to defendants' motion to dismiss or, in the alternative, for summary judgment on or before 14 days after the court enters a final ruling on plaintiffs' renewed motion to remand and for attorney's fees. (N) (jf) (Entered: 07/21/2000)
07/21/2000	27	ORDER by Judge Louis F. Oberdorfer : granting motion to unseal file [21-1] by HAMILTON SEC GRP INC all documents filed under seal/or ex parte by 8/4/00 shall be served onto plaintiffs (N) (jf) (Entered: 07/21/2000)
07/24/2000	28	RESPONSE by defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN to order all documents filed under seal/or ex parte by 8/4/00 shall be served onto plaintiffs [27-1], order [27-2] (bjsp) (Entered: 07/25/2000)
07/25/2000	29	RESPONSE by plaintiff HAMILTON SEC GRP INC to motion to consolidate cases 96-1258 & 99-1698 [24-1] by JOHN J. ERVIN, ERVIN & ASSOC INC (bjsp) (Entered: 07/26/2000)
07/25/2000	30	REPLY by plaintiff HAMILTON SEC GRP INC in support of its renewed motion to remand and motion for attorney fees [22-1] by HAMILTON SEC GRP INC (bjsp) (Entered: 07/26/2000)
08/04/2000	31	REPLY by defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN to plaintiffs' response to defendants' motion to consolidate cases 96-1258 & 99-1698 [24-1] by JOHN J. ERVIN, ERVIN & ASSOC INC (bjsp) (Entered: 08/07/2000)
09/28/2000	32	ORDER by Judge Louis F. Oberdorfer : motion hearing set for 2:00 11/13/00 ; (N) (jf) (Entered: 09/28/2000)
11/13/2000		MOTION HEARING before Judge Louis F. Oberdorfer remanding for further proceedings to the Superior Court for the District of Columbia taken under advisement [0-0] Reporter: Jackie Wood (Miller) (jf) (Entered: 11/14/2000)
11/22/2000	33	SUPPLEMENTAL MEMORANDUM by defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN in support of defendants' opposition to Motion for removal and for attorney's fees [25-1] by JOHN J. ERVIN, ERVIN & ASSOC INC (tth) (Entered: 11/24/2000)
11/22/2000	34	SUPPLEMENTAL MEMORANDUM by defendant ERVIN & ASSOC INC, defendant JOHN J. ERVIN in support of defendants' opposition to motion to removal and for attorneys fees. (td) (Entered: 11/27/2000)

11/30/2000		ALL PLEADINGS IN CIVIL ACTION 99-1698 ARE BEING FILED IN CIVIL ACTION 96-1258 AS OF ORDER DATED 11/30/00. (tth) (Entered: 11/30/2000)
11/30/2000	<u>35</u>	ORDER by Judge Louis F. Oberdorfer : granting motion to consolidate cases 96-1258 & 99-1698 [24-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698, denying motion to remand and for attorney fees [22-1] by HAMILTON SEC GRP INC in 1:99-cv-01698; response to dispositive motions due 12/14/00 in 1:99-cv-01698, in 1:96-cv-01258. (N) (mlp) (Entered: 11/30/2000)
11/30/2000	<u>36</u>	MEMORANDUM by Judge Louis F. Oberdorfer. (N) (N) (mlp) (Entered: 11/30/2000)
12/14/2000	<u>37</u>	MOTION filed by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 to extend time to 12/21/00 to file a response to defendants' motion to dismiss or in the alternative for summary judgment (bjsp) (Entered: 12/15/2000)
12/15/2000	<u>38</u>	ORDER by Judge Louis F. Oberdorfer : granting motion to extend time to 12/21/00 to file a response to defendants' motion to dismiss or in the alternative for summary [37-1] by HAMILTON SEC GRP INC; response to dispositive motions due by 12/21/00 ; (N) (jf) (Entered: 12/18/2000)
12/21/2000	<u>39</u>	RESPONSE by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion to dismiss notice [1-1] [19-1] by JOHN J. ERVIN, ERVIN & ASSOC INC, motion for summary judgment [19-2] by JOHN J. ERVIN, ERVIN & ASSOC INC; Exhibits. (tth) (Entered: 12/22/2000)
01/04/2001	<u>40</u>	ORDER by Judge Louis F. Oberdorfer : motion hearing set for 2:00 1/31/01 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (tb) (Entered: 01/04/2001)
01/04/2001	<u>41</u>	REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to motion to dismiss notice [1-1] [19-1] by JOHN J. ERVIN, ERVIN & ASSOC INC, motion for summary judgment [19-2] by JOHN J. ERVIN, ERVIN & ASSOC INC (tth) (Entered: 01/11/2001)
01/08/2001		MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 for leave to file supplemental memorandum in support of motion to dismiss, or in the alternative for summary judgment ; exhibits (5); (no pending exhibit) (tb) (Entered: 01/10/2001)
01/09/2001		ORDER by Judge Louis F. Oberdorfer : granting motion for leave to file supplemental memorandum in support of motion to dismiss, or in the alternative for summary judgment [92-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC (N) (tb) (Entered: 01/10/2001)
01/12/2001		MOTION (CONSENT) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for leave to file a response to Hamilton Securities Group, Inc.'s and Hamilton Securities Advisory Services, Inc.' Supplemental Memorandum ; EXHIBIT (RESPONSE) (tth) (Entered: 01/19/2001)
01/18/2001		NOTICE OF CHANGE OF ADDRESS by Mark D. Polston in 1:96-cv-01258 representing plaintiff ERVIN & ASSOC INC in 1:96-cv-01258. New address: Hamilton Square, 600 14th Street, NW, Suite 600 Washington, DC 20005-2004, (202) 822-6985, (202) 347-6013 (fax). (tth) (Entered: 01/25/2001)

01/23/2001		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to Hamilton Securities Group, Inc.'s and Hamilton Securities Advisory Services, Inc.'s supplemental Memorandum in support of their Motion to Dismiss or, in the Alternative for Summary Judgment, citing certain statements made by counsel for relator and counsel for the United States. (tth) (Entered: 01/31/2001)
01/31/2001		MOTION HEARING before Judge Louis F. Oberdorfer taken under advisement by HAMILTON SECURITIES, HAMILTON SEC GRP INC motion to dismiss amended complaint [8-1] [71-1] in 1:96-cv-01258, taken under advisement by JOHN J. ERVIN, ERVIN & ASSOC INC motion to dismiss notice [1-1] [19-1] in 1:99-cv-01698 Reporter: Tristan Joseph (tb) (Entered: 01/31/2001)
02/05/2001		STATEMENT filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, regarding: Greer/Audit Chronology; Exhibit (1). (tth) (Entered: 02/12/2001)
02/05/2001		STATEMENT filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, regarding: Burstein Letter Chronology; Exhibits (3). (tth) (Entered: 02/12/2001)
02/08/2001	<u>42</u>	ORDER by Judge Louis F. Oberdorfer : denying motion to dismiss amended complaint [1-1] [75-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258, denying motion to dismiss amended complaint without prejudice [8-1] [71-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258, denying motion for summary judgment [71-2] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258, denying motion to dismiss notice [1-1] without prejudice [19-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698, denying motion for summary judgment [19-2] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 status hearing set for 10:00 2/15/01 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (tb) (Entered: 02/08/2001)
02/15/2001		STATUS HEARING before Judge Louis F. Oberdorfer : status hearing set for 10:00 2/22/01 in 1:96-cv-01258, in 1:99-cv-01698 ; Reporter: Scott Wallace (tb) (Entered: 02/15/2001)
02/15/2001	<u>43</u>	ORDER by Judge Louis F. Oberdorfer : status hearing set for 10:00 2/22/01 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (tb) (Entered: 02/15/2001)
02/20/2001		JOINT MOTION by plaintiff ERVIN & ASSOC INC, defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES, defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to extend time to 3/12/01 to file their respective responsive pleadings (tth) (Entered: 02/21/2001)
02/21/2001	<u>44</u>	ORDER by Judge Louis F. Oberdorfer : granting joint motion to extend time to 3/12/01 to file their respective responsive pleadings [102-1] by WILLIAMS ADLEY & CO, HAMILTON SECURITIES, HAMILTON SEC GRP INC, ERVIN & ASSOC INC in 1:96-cv-01258 extending time to 03/12/01 to answer amended complaint [8-1] by defendants (N) (tb) (Entered: 02/21/2001)
02/22/2001		STATUS HEARING before Judge Louis F. Oberdorfer : Reporter: Jon Hundley, Miller Reporting (tb) (Entered: 02/22/2001)
02/22/2001		ORDER by Judge Louis F. Oberdorfer : referring discovery and settlement negotiations to Magistrate Judge Alan Kay (N) (tb) (Entered: 02/23/2001)
02/23/2001		CASE REFERRED to Magistrate Judge Alan Kay for discovery and for settlement negotiations (bcs) (Entered: 03/22/2001)
03/12/2001	<u>45</u>	ORDER by Magistrate Judge Alan Kay : settlement conference set for 10:30

		AM on 4/2/01 in 1:96-cv-01258 and in 1:99-cv-01698 (N) (kk) (Entered: 03/12/2001)
03/12/2001	47	ANSWER TO COMPLAINT and COUNTERCLAIM by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 against plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698; Exhibits (4) (tth) (Entered: 03/16/2001)
03/15/2001	46	ORDER by Magistrate Judge Alan Kay : settlement conference reset from 4/2/01 to 10:30 AM on 4/6/01 in 1:96-cv-01258 and in 1:99-cv-01698 (N) (kk) (Entered: 03/15/2001)
03/19/2001		PRETRIAL STATEMENTS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, defendant HAMILTON SEC GRP INC in 1:96-cv-01258 (tb) (Entered: 03/20/2001)
03/20/2001		SUPPLEMENTAL MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to pre-trial statement [109-1] by HAMILTON SEC GRP INC, ERVIN & ASSOC INC (bjsp) (Entered: 03/22/2001)
03/23/2001		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for order requiring the presence of insurance carrier representative at settlement conference ; Exhibit (1) (tth) (Entered: 03/26/2001)
03/28/2001		RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion for order requiring the presence of insurance carrier representative at settlement conference [111-1] by ERVIN & ASSOC INC. (tth) (Entered: 03/29/2001)
03/29/2001		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion for order requiring the presence of insurance carrier representative at settlement conference [111-1] by ERVIN & ASSOC INC (tth) (Entered: 04/02/2001)
04/04/2001		ORDER by Judge Louis F. Oberdorfer : referring for report and recommendation on parties' pretrial statment and defendant Hamilton's supplement to pretrial statement to Magistrate Judge (N) (tb) (Entered: 04/05/2001)
04/04/2001		CASE RE-REFERRED to Magistrate Alan Kay for report and recommendations (mmh) (Entered: 04/09/2001)
04/10/2001	48	ORDER by Magistrate Judge Alan Kay : settlement conference set for 10:00 AM on 5/8/01 in 1:96-cv-01258 and in 1:99-cv-01698 (N) (kk) (Entered: 04/10/2001)
04/13/2001		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for order establishing procedures to allow it immedite access to documents currently in the possession of the Special Master (bjsp) (Entered: 04/19/2001)
04/27/2001		RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion for order establishing procedures to allow it immedite access to documents currently in the possession of the Special Master [116-1] by ERVIN & ASSOC INC. (tth) (Entered: 05/08/2001)
05/07/2001		REPLY by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258, defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to response in opposition to motion for order

		establishing procedures to allow it immediate access to documents currently in the possession of the Special Master [116-1] by ERVIN & ASSOC INC (tth) (Entered: 05/10/2001)
05/18/2001	<u>49</u>	AMENDED STATEMENT by plaintiff ERVIN & ASSOC INC to joint pretrial conference statement submitted on March 9, 2001 in 1:96-cv-01258, defendant ERVIN & ASSOC INC in 1:99-cv-01698; exhibit's (1). (cas) (Entered: 05/21/2001)
05/31/2001		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to compel plaintiffs HAMILTON SEC GROUP to provide answer to interrogatories, requests for admissions and to produce all documents (tb) Modified on 06/08/2001 (Entered: 06/08/2001)
06/07/2001		RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion to compel plaintiffs HAMILTON SEC GROUP to provide answer to interrogatories, requests for admissions and to produce all documents [120-1] by ERVIN & ASSOC INC . (bjsp) (Entered: 06/14/2001)
06/14/2001		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion to compel plaintiffs HAMILTON SEC GROUP to provide answer to interrogatories, requests for admissions and to produce all documents [120-1] by ERVIN & ASSOC INC (tb) (Entered: 06/21/2001)
09/28/2001		NOTICE OF CHANGE OF ADDRESS by Mark D. Polston in 1:96-cv-01258 representing plaintiff ERVIN & ASSOC INC in 1:96-cv-01258. New address: 1919 Pennsylvania Avenue, NW Suite 200, Washington DC 20006 (202) 822-6985. (cjp) (Entered: 10/01/2001)
11/19/2001	<u>50</u>	ORDER by Magistrate Judge Alan Kay : settlement conference set for 3:00 PM on 12/18/01 (N) (kk) Modified on 11/20/2001 (Entered: 11/20/2001)
12/20/2001		NOTICE OF CHANGE OF ADDRESS representing plaintiff ERVIN & ASSOC INC in 1:96-cv-01258. New address: 2001 S Street, Suite 310, NW Washington DC 20009 (202) 857-1696. (cjp) (Entered: 01/07/2002)
01/22/2002	<u>51</u>	REPORT AND RECOMMENDATION of Magistrate Judge Alan Kay (N) (kk) (Entered: 01/24/2002)
01/22/2002	<u>52</u>	MEMORANDUM ORDER by Magistrate Judge Alan Kay : denying, as moot, motion by defendants ERVIN & ASSOC., INC. and JOHN J. ERVIN to compel plaintiffs HAMILTON SECURITIES to provide answers to interrogatories and requests for admissions, and to produce all documents (N) (Note: Motion filed as document #120 in 1:96-cv-01258) (kk) Modified on 01/24/2002 (Entered: 01/24/2002)
01/22/2002	<u>53</u>	ORDER by Magistrate Judge Alan Kay : directing the parties to contact Magistrate Judge Kay's chambers to set a hearing date on defendants ERVIN & ASSOC., INC. and JOHN J. ERVINS' motion to establish procedures to allow immediate access to documents currently in the possession of the Special Master [116-1] ; directing the parties to file with chambers, no later than five days prior to the hearing, proposals relating to the timing and costs associated with accessing documents controlled by the Special Master, including who will be responsible for review and organization of the documents and who will bear the costs associated therewith (N) (kk) (Entered: 01/24/2002)

02/05/2002		STATUS REPORT by plaintiff ERVIN & ASSOC INC of the status of Records that were previously in the possession of the Special Master. (ks) (Entered: 02/06/2002)
02/27/2002		ATTORNEY APPEARANCE for defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 by John J. Fausti (cdw) (Entered: 03/01/2002)
03/18/2002	54	SCHEDULING ORDER by Judge Louis F. Oberdorfer: written discovery and non-expert depositions closes 12/2/02 in 1:96-cv-01258, in 1:99-cv-01698; plaintiff's rule 26(a)1 12/16/02, ; dispositive motions due 3/24/03, response due 4/24/03, reply to dispositive motions due 5/9/03; status hearing set for 10:00 3/4/03 in; pretrial conference set for 10:00 9/11/03 in; trial set for 10:00 9/29/03 ; , and the plaintiff shall file with the Clerk of the Court pretrial statement on or before 7/24/03; response due on or before 8/7/03; objections to the pretrial statments due on or before 8/21/03 , and that deviations from this scheduling order require prior leave of court , and that if either party has any question about its responsibility for compliance with this scheduling order, that party should, by motion, request a conference with the Court in advance of the pretrial conference, with notice of the request to the opposing party or parties , and that communications with Chambers with regard to any aspect of this action shall be by motion(and not by letter or telephone), except in the most urgent circumstances. (see order for further instructions) (N) (kmk) (Entered: 03/18/2002)
06/11/2002	55	ORDER by Judge Louis F. Oberdorfer: that HAMILTON may file a brief on the issue of whether this court's jurisdiction over Ervin's fraud claims arising from the errors in the computer model is ousted by 31 USC 3703(e)(4) due 7/1/02 in 1:96-cv-01258, in 1:99-cv-01698 ; that ERVIN may file a response to any HAMILTON filing on this jurisdictional issue on or before 7/15/02 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 06/12/2002)
06/28/2002		MOTION filed by defendants HAMILTON SEC GRP INC , HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 7/15/02 to file a motion to dismiss regarding error in the computer model (bcs) (Entered: 07/02/2002)
07/02/2002	56	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 7/15/02 to file a motion to dismiss regarding error in the computer model [135-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; HAMILTON brief due by 7/15/02 in 1:96-cv-01258, in 1:99-cv-01698 ; ERVIN response to brief due by 7/29/02 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 07/03/2002)
07/15/2002		MOTION filed by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to dismiss claims in complaint regarding optimization errors [1-1] ; exhibits (8) (bcs) (Entered: 07/16/2002)
07/22/2002	121	ORDER by Judge Louis F. Oberdorfer: that the hearing on the motions for summary judgment filed by ERVIN & ASSOCIATES, INC. in CA 99cv1698 at 10:00 9/10/03, in Courtroom No. 3; (N) (kmk) (Entered: 07/23/2003)
07/26/2002		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 8/5/02 in which to respond to defendants motion to dismiss plaintiffs claims regarding optimization errors (bcs) (Entered: 07/29/2002)
07/31/2002	57	ORDER by Judge Richard W. Roberts for Judge Louis F. Obderdorfer: granting motion to extend time to 8/5/02 in which to respond to defendants motion to

		dismiss plaintiffs claims regarding optimization errors [138-1] by ERVIN & ASSOC INC response to motion(s) due by 8/2/02 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 07/31/2002)
08/02/2002		RESPONSE (OPPOSITIONS) by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to motion to dismiss claims in complaint regarding optimization errors [1-1] [137-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; exhibits (14) (bcs) (Entered: 08/05/2002)
08/14/2002		MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to extend time to 8/21/02 to file their reply to the motion to dismiss regarding errors in the computer model. (ks) (Entered: 08/16/2002)
08/14/2002		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action ; exhibits (14) (aet) (Entered: 08/16/2002)
08/14/2002		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to amend order [133-6] , and to clarify scheduling Order of 3/18/02 ; Exhibits (14) (Bulky) (ks) (Entered: 08/20/2002)
08/15/2002	58	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 8/21/02 to file their reply to the motion to dismiss regarding errors in the computer model. [141-1] by HAMILTON SEC GRP INC; reply to motion(s) due by 8/21/02 in 1:96-cv-01258, in 1:99-cv-01698; in 1:96-cv-01258 granting motion to extend time to 8/21/02 to file their reply to the motion to dismiss regarding errors in the computer model. [141-1] by HAMILTON SEC GRP INC; reply to motion(s) due by 8/21/02 in 1:96-cv-01258, in 1:99-cv-01698; in (N) (kmk) (Entered: 08/19/2002)
08/21/2002		REPLY by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to response in opposition to motion to dismiss claims in complaint regarding optimization errors [1-1] [137-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; Exhibits (2) (nmr) (Entered: 08/23/2002)
08/22/2002		RESPONSE by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action [142-1] by ERVIN & ASSOC INC . (bcs) (Entered: 08/27/2002)
08/22/2002	59	MOTION filed by defendants ERVIN & ASSOC INC, JOHN J. ERVIN in 1:99-cv-01698 for summary judgment pursuant to FRCP 56 ; exhibits (6) (bcs) (Entered: 08/27/2002)
08/28/2002		TRANSCRIPT filed for date(s) of 9/10/97. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)
08/28/2002		TRANSCRIPT filed for date(s) of 12/19/96. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)
08/28/2002		TRANSCRIPT filed for date(s) of 9/17/99. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)
08/28/2002		TRANSCRIPT filed for date(s) of 3/9/98. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)

08/28/2002		TRANSCRIPT filed for date(s) of 7/10/98. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002		TRANSCRIPT filed for date(s) of 5/20/97. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002		TRANSCRIPT filed for date(s) of 3/29/99. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002		TRANSCRIPT filed for date(s) of 11/19/98. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action [142-1] by ERVIN & ASSOC INC (bcs) (Entered: 08/29/2002)
09/09/2002		MOTION filed by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 9/20/02 to file an opposition to Ervin & Associates, Inc.s and John Ervins motion for summary judgment in 99cv1698 (bcs) (Entered: 09/10/2002)
09/13/2002	60	ORDER by Judge Paul L. Friedman for Judge Louis F. Oberdorfer: granting motion to extend time to 9/20/02 to file an opposition to Ervin & Associates, Inc.s and John Ervins motion for summary judgment in 99cv1698 [157-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; reply brief to ERVIN & ASSOCIATES, INC'S. and SEC GRP INC JOHN ERVIN'S motion for summary judgment in CA 99- 1698 is hereby extended to and including 9/20/02 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 09/13/2002)
09/18/2002	61	ORDER by Judge Louis F. Oberdorfer: motion hearing set for 10:00 10/17/02 in 1:96-cv-01258, in 1:99-cv-01698 on defendants' motion to dismiss plaintiffs' claims regarding optimization errors; (N) (kmk) (Entered: 09/18/2002)
09/18/2002		SURREPLY by defendants HAMILTON SEC GRP INC , HAMILTON SECURITIES in 1:96-cv-01258 to motion to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action [142-1] by ERVIN & ASSOC INC; attachment (1); (fiat) "LET THIS BE FILED" by Judge Oberdorfer (bcs) Modified on 09/19/2002 (Entered: 09/19/2002)
09/20/2002	62	RESPONSE by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, motion for summary judgment pursuant to FRCP 56 [59-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698.; exhibits (25) (bcs) (Entered: 09/23/2002)
09/30/2002	63	MOTION filed by defendants ERVIN & ASSOC INC , JOHN J. ERVIN in 1:99-cv-01698 to extend time to 10/4/02 to file a reply to Hamiltions opposition to defendants motion for summary judgment (bcs) (Entered: 10/02/2002)
10/03/2002	64	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 10/4/02 to file a reply to Hamiltions opposition to defendants motion for summary judgment [63-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; reply to motion for summary judgment due by 10/4/02 in 1:99-cv-01698, in 1:96-cv-01258; (N) (kmk) (Entered: 10/03/2002)
10/03/2002		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to compel

		discovery , and request expedited determination ; exhibits (15) (bcs) (Entered: 10/04/2002)
10/04/2002	65	REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, motion for summary judgment pursuant to FRCP 56 [59-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698; attachment (1) (mpt) (Entered: 10/07/2002)
10/10/2002		MOTION filed by Non Party USA in 1:96-cv-01258 to quash Ervin's subpoenas pursuant to FRCP 26 and 45 ; affidavits (2); declaration (1); exhibits (17) (bcs) (Entered: 10/11/2002)
10/11/2002		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to motion to quash Ervin's subpoenas pursuant to FRCP 26 and 45 [166-1] by USA (bcs) (Entered: 10/15/2002)
10/17/2002		MOTION HEARING before Judge Louis F. Oberdorfer: Heard and Taken Under Advisement by HAMILTON SECURITIES, HAMILTON SEC GRP INC motion to dismiss claims in complaint regarding optimization errors [1-1] [137-1] in 1:96-cv-01258 Reporter: Beth Wasserman (kmk) (Entered: 10/17/2002)
10/18/2002	66	MEMORANDUM OPINION by Magistrate Judge Alan Kay (N) (kk) (Entered: 10/21/2002)
10/18/2002	67	ORDER by Magistrate Judge Alan Kay : granting in part, denying in part, and deferring in part, motion by plaintiff ERVIN & ASSOC. to compel discovery [164-1] and for expedited determination [164-2] in 1:96-cv-01258; directing that HUD OIG shall make the remaining documents requested under ERVIN'S FRCP 45 subpoena duces tecum, available for inspection within 45 days from the date of this Order, and that the documents shall be produced subject to a Protective Order ; directing that HUD OIG shall provide a privilege log for any documents not produced that HUD OIG claims are entitled to be withheld based on any claim of privilege ; deferring consideration of plaintiff ERVIN'S motion to compel and USA'S cross-motion to quash subpoenas as they relate to HUD OIG'S production of a Rule 30(b)(6) witness ; granting in part, denying in part, and deferring in part,cross-motion by USA to quash ERVIN'S subpoenas pursuant to FRCP 26 and 45 [166-1] in 1:96-cv-01258 (N) (kk) Modified on 10/21/2002 (Entered: 10/21/2002)
10/29/2002		TRANSCRIPT filed for date(s) of 10/17/02. Reporter: Elizabeth L. Wasserman, Miller Reporting Company (bcs) (Entered: 10/30/2002)
11/04/2002		MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 for payment of copying costs, attorney fees and costs, or in the alternative, to seek mediation due to plaintiff Ervin's outstanding discovery charges ; exhibits (6) (bcs) (Entered: 11/05/2002)
11/05/2002	68	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258, plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698, defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to extend time for filing discovery to 3/17/03 , and modification of the scheduling order (bcs) (Entered: 11/07/2002)

11/15/2002		MOTION filed by Non Party USA in 1:96-cv-01258 for protective order pursuant to FRCP 26(c) (bcs) (Entered: 11/18/2002)
11/18/2002		CROSS MOTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for attorney fee , and for costs incurred in response to defendants' motion for copying charges ; exhibits (8) (mpt) (Entered: 11/22/2002)
11/18/2002		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion for payment of copying costs, attorney fees and costs, or in the alternative, to seek mediation due to plaintiff Ervin's outstanding discovery charges [173-1] by WILLIAMS ADLEY & CO; exhibits (8) . (mpt) (Entered: 11/22/2002)
11/22/2002		CROSS MOTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for protective order pursuant to FRCP 26(c) and 45 ; exhibits (2) (bcs) (Entered: 11/26/2002)
11/26/2002		REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to response in opposition to cross motion for attorney fee [176-1] by ERVIN & ASSOC INC, cross motion for costs incurred in response to defendants' motion for copying charges [176-2] by ERVIN & ASSOC INC; exhibits (2) (bcs) (Entered: 12/03/2002)
12/02/2002		MOTION filed by Non Party USA in 1:96-cv-01258 to extend time within which to fully comply with the court's order of 10/18/02 ;declaration (1) (bcs) (Entered: 12/06/2002)
12/05/2002		MOTION (SUPPLEMENTAL) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to compel production of documents in the possession of the HUD OIG , and for attorney fees and costs ; exhibits (2) (bcs) Modified on 12/06/2002 (Entered: 12/06/2002)
12/06/2002		MOTION (UNOPPOSED) filed by Non Party USA in 1:96-cv-01258 to extend time for one day within which to oppose Ervin's cross-motion for protective order (bcs) (Entered: 12/09/2002)
12/09/2002		RESPONSE by Non Party USA in 1:96-cv-01258 in opposition to cross motion for protective order pursuant to FRCP 26(c) and 45 [178-1] by ERVIN & ASSOC INC . (bcs) (Entered: 12/10/2002)
12/13/2002		MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time for a two-day extension of time in which to respond to the government's motion for an enlargement of time within which to fully comply with the court's order of 10/18/02 (bcs) (Entered: 12/16/2002)
12/17/2002	69	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time for a two-day extension of time in which to respond to the government's motion for an enlargement of time within which to fully comply with the court's order of 10/18/02 [185-1] by ERVIN & ASSOC INC; response to motion(s) due by 12/18/02 in 1:96-cv-01258, in 1:99-cv-01698. (N) (kmk) (Entered: 12/17/2002)
12/17/2002		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to cross motion for protective order pursuant to FRCP 26(c) and 45 [178-1] by ERVIN & ASSOC INC (bcs) (Entered: 12/18/2002)
12/17/2002		MOTION filed by Non Party USA in 1:96-cv-01258 to extend time for an additional two days within which to oppose Ervin's supplemental motion to

		compel production of documents in the possession of the HUD OIG and motion for attorneys fees and costs (bcs) (Entered: 12/18/2002)
12/18/2002		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion to extend time within which to fully comply with the court's order of 10/18/02 [181-1] by USA.; exhibits (1) (bcs) (Entered: 12/19/2002)
12/20/2002		REPORT by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to Magistrate Judge Kay regarding HUD OIG document production and request to lift the court's deferral of Ervin's motion to compel 30(b)(6) deposition of Joseph Haban (bcs) (Entered: 12/24/2002)
12/27/2002	70	MEMORANDUM AND ORDER by Magistrate Judge Alan Kay : denying cross motion for protective order pursuant to FRCP 26(c) and 45 [178-1] by ERVIN & ASSOC INC in 1:96-cv-01258, granting motion for protective order pursuant to FRCP 26(c) [175-1] by USA in 1:96-cv-01258 (N) (lin) (Entered: 12/27/2002)
01/03/2003	71	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting motion by USA to extend time within which to fully comply with the court's order of 10/18/02 [181-1] in 1:96-cv-01258; directing that HUD OIG shall produce documents deemed responsive to ERVIN'S subpoena pursuant to the specified schedule (N) (kk) (Entered: 01/03/2003)
01/06/2003		MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to quash plaintiff's rule 45 subpoena , and rquest for protective order ; exhibits (2) (bcs) Modified on 01/10/2003 (Entered: 01/07/2003)
01/07/2003		MOTION (CONSENT) filed by Non Party USA in 1:96-cv-01258 request for entry of protective order (bcs) (Entered: 01/08/2003)
01/08/2003		RESPONSE (OPPOSITIONS) by Non Party USA in 1:96-cv-01258 to request to lift the court's deferral of Ervin's motion to compel 30(b)(6) deposition of Joseph Haban [190-1] by ERVIN & ASSOC INC (bcs) (Entered: 01/09/2003)
01/09/2003	72	ORDER by Magistrate Judge Alan Kay : granting motion request for entry of protective order [194-1] by USA in 1:96-cv-01258 (N) (lin) (Entered: 01/09/2003)
01/09/2003		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to motion to quash plaintiff's rule 45 subpoena [193-1] by WILLIAMS ADLEY & CO, motion rquest for protective order [193-2] by WILLIAMS ADLEY & CO; attachment (1) (bcs) (Entered: 01/10/2003)
01/13/2003	73	(MODIFIED) SCHEDULING ORDER by Judge Louis F. Oberdorfer: discovery closes 3/17/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and dispositive motions due 4/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; response to dispositive motions due 5/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due 6/9/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and status hearing set for 10:00 3/4/03 in 1:96-cv-01258, in 1:99-cv-01698 ; pretrial conference set for 9/11/03 in 1:96-cv-01258, in 1:99-cv-01698 ; trial set for 10:00 9/29/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and the parties shall exchange expert witness disclosures on or before 3/17/03 , and all expert discovery including all expert depositions, shall be completed on or before 4/17/2003 , and plaintiff s' pretrial statements due on or before 7/24/03 , and the defendant pretrial statement due on or before 8/7/03 ; Objections to the pretrial statements due on or before 8/21/03. (N) (kmk) (Entered: 01/13/2003)

01/13/2003	<u>74</u>	MEMORANDUM and ORDER by Judge Louis F. Oberdorfer: granting motion to amend and clarify the deadline for amendment of and joinder of parties in this action [142-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (N) (kmk) (Entered: 01/14/2003)
01/16/2003		REPORT by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to court regarding modified scope and return date of rule 45 subpoena to the Small Business Administration; attachment (1) (bcs) (Entered: 01/21/2003)
01/17/2003		REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to response to motion to quash plaintiff's rule 45 subpoena [193-1] by WILLIAMS ADLEY & CO, motion request for protective order [193-2] by WILLIAMS ADLEY & CO; exhibits (2) (bcs) (Entered: 01/21/2003)
01/22/2003	<u>75</u>	ORDER by Magistrate Judge Alan Kay : denying as moot, supplemental motion by plaintiff/relator ERVIN & ASSOC, INC. to compel production of documents in the possession of the HUD OIG [182-1], and for attorneys fees and costs [182-2] in 1:96-cv-01258 (N) (kk) (Entered: 01/23/2003)
01/24/2003		REPORT by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to the court to clarify the remaining disputed issues in connection with plaintiff's modified scopes of the rule 45 subpoena to the Small Business Administration (bcs) (Entered: 01/28/2003)
01/27/2003	<u>76</u>	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting in part and denying in part, motion by defendant WILLIAMS, ADLEY & CO. to quash plaintiff's Rule 45 subpoena [193-1] in 1:96-cv-01258; directing that the subpoena will be quashed to the extent that it requires the SBA to comply with subpoena requests numbers 1,2,6 and 7; directing that the subpoena will not be quashed regarding requests numbers 3-5; denying request by defendant WILLIAMS ADLEY & CO. to enter a protective order [193-2] in 1:96-cv-01258 (N) (kk) (Entered: 01/27/2003)
01/27/2003	<u>77</u>	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting request by plaintiff/relator ERVIN & ASSOC., INC. that the Court lift its deferral of plaintiff/relator's motion to compel a Rule 30(b)(6) deposition of Joseph Haban ; directing that ERVIN & ASSOC., INC. may notice the FRCP 30(b)(6) deposition of a HUD OIG witness for any time, that is mutually convenient for all persons involved, prior to the close of fact discovery ; granting that portion of ERVIN & ASSOC., INC.'S motion to compel discovery [164-1] in 1:96-cv-01258 that was previously deferred; denying that portion which was previously deferred of HUD OIG'S cross-motion to quash ERVIN'S subpoenas pursuant to FRCP 26 and 45 [166-1] in 1:96-cv-01258 (N) (kk) (Entered: 01/27/2003)
01/31/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for entry of default judgment against HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 (bcs) (Entered: 02/03/2003)
02/10/2003		SUBSTITUTION OF COUNSEL for Non Party USA in 1:96-cv-01258, substituting Brian J. Sonfield for attorney Rudolph Contreras for USA in 1:96-cv-01258 (bcs) (Entered: 02/12/2003)
02/11/2003	<u>78</u>	MOTION filed by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 to extend time to 2/11/03 to answer counterclaim ; EXHIBIT (ANSWER TO COUNTERCLAIM) (nmr) (Entered: 02/13/2003)

02/11/2003		RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion for entry of default judgment against HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 [206-1] by ERVIN & ASSOC INC . (nmr) (Entered: 02/13/2003)
02/20/2003	79	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 2/11/03 to answer counterclaim [78-1] by HAMILTON SEC GRP INC ; Answer extended to 2/11/03 for HAMILTON SECURITIES in 1:96-cv-01258, for HAMILTON SEC GRP INC in 1:96-cv-01258 in 1:99-cv-01698 (N) (kmk) (Entered: 02/21/2003)
02/20/2003	82	ANSWER TO COUNTERCLAIM [47-1], [47-2] by counter-defendant HAMILTON SEC GRP INC in 1:99-cv-01698 (nmr) (Entered: 03/14/2003)
02/26/2003		SUPPLEMENTAL MEMORANDUM by ERVIN & ASSOC INC in 1:96-cv-01258 to motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; Exhibits (2) (nmr) (Entered: 02/27/2003)
02/26/2003		MOTION filed by ERVIN & ASSOC INC in 1:96-cv-01258 to compel discovery , and for expedited determination ; Exhibits (5) (ks) (Entered: 03/04/2003)
02/27/2003	80	PROTECTIVE ORDER by Magistrate Judge Alan Kay (N) (kk) (Entered: 02/28/2003)
02/27/2003		MOTION filed by ERVIN & ASSOC INC in 1:96-cv-01258 to shorten time to respond to its' motion to compel discovery and request for expedited determination (ks) (Entered: 03/04/2003)
02/28/2003	81	ORDER by Judge Louis F. Oberdorfer: that the status conference presently scheduled for 3/4/03 at 9:00 AM is continued until further order of this court. (N) (kmk) (Entered: 03/03/2003)
02/28/2003		RESPONSE by Non Party USA in 1:96-cv-01258 in opposition to motion to shorten time to respond to its' motion to compel discovery and request for expedited determination [214-1] by ERVIN & ASSOC INC . (ks) (Entered: 03/04/2003)
02/28/2003		CROSS MOTIONS by Non Party USA in 1:96-cv-01258 to extend time to 3/14/03 to respond to ERVIN & ASSOC'S motion to compel discovery. (ks) (Entered: 03/04/2003)
03/05/2003		MOTION filed by defendant ERVIN & ASSOC INC in 1:96-cv-01258 to compel discovery from plaintiff HUD-OIG ; Exhibits (8) (Bulky) (ks) (Entered: 03/06/2003)
03/11/2003		TRANSCRIPT filed of motions hearing before Magistrate Judge Alan Kay for date(s) of 10/11/02. Reporter: Pro-Typists, Inc. (nmr) (Entered: 03/12/2003)
03/12/2003		MOTION filed by defendants HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 3/19/03 to file an opposition to Ervin's supplemental memorandum in support of its motion for summary judgment (nmr) (Entered: 03/13/2003)
03/14/2003		MOTION filed by Non Party USA in 1:96-cv-01258 to extend time to 3/17/03 to respond to the motion by the relator to compel the third-party disposition of

		Annette Hancock (nmr) (Entered: 03/17/2003)
03/14/2003	<u>83</u>	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 3/19/03 to file an opposition to Ervin's supplemental memorandum in support of its motion for summary judgment [219-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; response to motion(s) due by 3/19/03 in 1:99-cv-01698, (N) (kmk) (Entered: 03/21/2003)
03/17/2003		NOTICE OF WITHDRAWAL of motion to compel discovery from plaintiff HUD-OIG [217-1] by ERVIN & ASSOC INC, motion to compel discovery [213-1] by ERVIN & ASSOC INC (nmr) (Entered: 03/18/2003)
03/17/2003		MOTION filed by ERVIN & ASSOC INC in 1:96-cv-01258 for leave allow inspection of documents outside the discovery deadline (nmr) (Entered: 03/18/2003)
03/24/2003	<u>84</u>	ORDER by Magistrate Judge Alan Kay : granting unopposed motion by non-party USA to extend time to 3/17/03 to respond to the motion by the relator to compel the third-party disposition of Annette Hancock [220-1]; USA'S response to motion by relator ERVIN & ASSOC. to compel third-party deposition of Annette Hancock due by 3/17/03 in 1:96-cv-01258, in 1:99-cv-01698 (N) (kk) (Entered: 03/25/2003)
03/25/2003	<u>85</u>	ORDER by Magistrate Judge Alan Kay : granting in part and denying in part, motion by relator ERVIN & ASSOC. for leave to allow inspection of documents outside the discovery deadline [222-1] in 1:96-cv-01258; directing that ERVIN & ASSOC. shall have until 3/28/03 to complete its review of the documents within the possession of HUD OIG ; directing that the review by ERVIN & ASSOC. shall be limited to two 8-hour maximum sessions on dates agreeable to HUD OIG ; directing that ERVIN & ASSOC. shall give HUD OIG at least 2 days prior notice regarding the dates that it seeks to review the documents in 1:96-cv-01258 and 1:99-cv-01698 (N) (kk) (Entered: 03/27/2003)
03/26/2003		MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to dismiss , or, in the alternative, for summary judgment to dismiss plaintiff's first amended complaint allegations against defendant ; exhibits (7) (aet) (Entered: 03/27/2003)
03/31/2003	<u>86</u>	ATTORNEY APPEARANCE for defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 by Joseph P. Hornyak (bm) Modified on 04/02/2003 (Entered: 04/02/2003)
03/31/2003	<u>87</u>	MOTION filed by defendants ERVIN & ASSOC INC and JOHN J. ERVIN in 1:99-cv-01698 for leave to file third party complaint against USA ; attachments (5) EXHIBIT-THIRD PARTY COMPLAINT BULKY PLEADING (bm) (Entered: 04/02/2003)
04/02/2003	<u>88</u>	REPLY by defendants ERVIN & ASSOC INC and JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to motion to extend time for filing discovery to 3/17/03 [68-1] by defendants (bm) (Entered: 04/03/2003)
04/04/2003		MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 5/9/03 to respond to defendant Williams, Adley's motion to dismiss or, in the alternative, motion for summary judgment (aet) (Entered: 04/07/2003)

04/07/2003	<u>90</u>	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting in part and denying in part, motion by WILLIAMS, ADLEY for payment of copying costs, attorney fees and costs, or in the alternative, to seek mediation due to plaintiff ERVIN'S outstanding discovery charges [173-1] in 1:96-cv-01258; directing that plaintiff ERVIN & ASSOC. shall bear the remaining balance of the Balmar invoice, in the amount of \$2852.46, and that payment shall be made within 15 days from the date of this Memorandum Order ; declining to award any attorneys' fees and costs to WILLIAMS, ADLEY relating to this motion ; denying cross-motion by plaintiff/relator ERVIN & ASSOC. for attorneys fees [176-1] and for costs incurred in response to defendant's motion for copying charges [176-2] in 1:96-cv-01258 (N) (kk) Modified on 04/10/2003 (Entered: 04/10/2003)
04/09/2003	89	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/9/03 to respond to defendant Williams, Adley's motion to dismiss or, in the alternative, motion for summary judgment [229-1] by ERVIN & ASSOC INC response to motion(s) due by 4/25/03 in 1:96-cv-01258, reply to motion(s) due by 5/9/03, in 1:96-cv-01258 (N) (kmk) (Entered: 04/09/2003)
04/11/2003		JOINT MOTION by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 4/21/03 for defendant's to file opposition to motion for leave to file second amended complaint, and to 5/2/03 for plaintiff to reply (nmr) (Entered: 04/14/2003)
04/15/2003		MOTION filed by Non Party USA in 1:96-cv-01258 to stay consideration of Relator's motion for leave to file second amended complaint ; exhibits (2) (rje) (Entered: 04/16/2003)
04/15/2003		CASE referral ended as to Magistrate Judge Alan Kay. (kk) (Entered: 05/02/2003)
04/18/2003		MEMORANDUM by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 in opposition to motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC; exhibits (3) (aet) (Entered: 04/22/2003)
04/21/2003		RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC . (aet) (Entered: 04/23/2003)
04/22/2003		MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 5/2/03 to respond to defendant's motion to dismiss, or for summary judgment (aet) (Entered: 04/23/2003)
04/22/2003	91	ORDER by Judge Louis F. Oberdorfer: granting joint motion to extend time to 5/24/03 in which to file dispositive motions [231-1] by HAMILTON SECURITIES, SEC GRP INC, ERVIN & ASSOC INC dispositive motions due by 5/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; response to dispositive motions due by 6/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due by 7/10/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 04/24/2003)
04/22/2003	92	ORDER by Judge Louis F. Oberdorfer: granting, nunc pro tunc joint motion to extend time to 4/21/03 for defendant's to file opposition to motion for leave to file second amended complaint, and to 5/2/03 for plaintiff to reply [234-1] by

		HAMILTON SECURITIES, HAMILTON SEC GRP INC, ERVIN & ASSOC response to motion(s) due by 4/21/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to motion(s) due by 5/2/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 04/24/2003)
04/28/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal opposition to the USA's motion to stay consideration of relator's motion for leave to file second amended complaint ; EXHIBIT (LODGED UNDER SEAL) (act) (Entered: 05/02/2003)
05/01/2003	93	MEMORANDUM OPINION by Judge Louis F. Oberdorfer (N) (kmk) (Entered: 05/01/2003)
05/01/2003	94	ORDER by Judge Louis F. Oberdorfer: denying motion to dismiss claims in complaint regarding optimization errors [1-1] [137-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258 (N) (kmk) (Entered: 05/01/2003)
05/02/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal memorandum in opposition to defendant's motion to dismiss, or in the alternative, for summary judgment, memorandum in support of plaintiff/relator's cross-motion for summary judgment and statement of material facts not in dispute in support of cross-motion for summary judgment pursuant to Court's Order dated 12/27/02 ; EXHIBITS (LODGED UNDER SEAL) (act) (Entered: 05/06/2003)
05/06/2003	95	ORDER by Judge Louis F. Oberdorfer: response to dispositive motions due 5/2/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due 5/16/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 05/08/2003)
05/07/2003		MOTION (UNOPPOSED) filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to extend time to 5/30/03 within which to reply to plaintiff's opposition to Williams, Adley's motion to dismiss, or in the alternative, motion for summary judgment and to respond to plaintiff's cross-motion for summary judgment (act) (Entered: 05/09/2003)
05/09/2003		MOTION (unopposed) filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 5/30/03 within which to respond to plaintiff's cross motion for summary judgment on counts XIII and XIV. (td) (Entered: 05/13/2003)
05/12/2003	96	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/22/03 to file its reply to motion to stay consideration of relator's motion for leave to file second amended complaint [248-1] by USA; reply to motion due by 5/22/03 in 1:96-cv-01258, in 1:99-cv-01698; (N) (kmk) (Entered: 05/13/2003)
05/12/2003	97	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/30/03 within which to reply to plaintiff's opposition to Williams, Adley's motion to dismiss, or in the alternative, motion for summary judgment and to respond to plaintiff's cross-motion for summary judgment [247-1] by WILLIAMS ADLEY & CO; reply to dispositive motions due by 5/30/03 in 1:96-cv-01258, in 1:99-cv-01698 ; in that WILLIAMS, ADLEY shall have up to and including 5/30/03 in which to file its opposition to Plaintiff's cross-motion for summary judgment on Counts XIII and XIV of the First Amended Complaint 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 05/13/2003)

05/12/2003	98	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/30/03 within which to respond to plaintiff's cross motion for summary judgment on counts XIII and XIV. [249-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; response to cross motions due by 5/30/03 in 1:96-cv-01258, in 1:99-cv-01698. (N) (kmk) (Entered: 05/14/2003)
05/16/2003		NOTICE OF WITHDRAWAL of motion to stay consideration of Relator's motion for leave to file second amended complaint [235-1] by USA (bm) (Entered: 05/21/2003)
05/20/2003	99	ORDER by Judge Louis F. Oberdorfer: granting motion to seal memorandum in opposition to defendant's motion to dismiss, or in the alternative, for summary judgment, memorandum in support of plaintiff/relator's cross-motion for summary judgment and statement of material facts not in dispute in support of cross-motion for summary judgment pursuant to Court's Order dated 12/27/02 [245-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (kmk) (Entered: 05/27/2003)
05/20/2003	100	ORDER by Judge Louis F. Oberdorfer: granting motion to seal opposition to the USA's motion to stay consideration of relator's motion for leave to file second amended complaint [243-1] by ERVIN & ASSOC INC in 1:96-cv-01258 and that Plaintiff/Relator Ervin is hereby excused from the requirement set forth in the Protective Order of filing a redacted version of the above-described pleading. (N) (kmk) (Entered: 05/27/2003)
05/20/2003	101	ORDER by Judge Louis F. Oberdorfer: granting motion file pleading under seal pursuant to Court protective order [244-1] by ERVIN & ASSOC INC in 1:96-cv-01258 and that Plaintiff/Realtor Ervin is hereby excused from the requirement set forth in the protective order of filing a redacted version of the above-described pleading. (N) (kmk) (Entered: 05/27/2003)
05/23/2003		MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to dismiss complaint [1-1] , or, in the alternative, for summary judgment of plaintiff's first amended complaint ; exhibits (31) (aet) (Entered: 05/28/2003)
05/27/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal motion for summary judgment pursuant to Court's protective order ; EXHIBIT (MOTION FOR SUMMARY JUDGMENT; POINTS AND AUTHORITIES; STATEMENT OF MATERIAL FACTS (aet) (Entered: 06/02/2003)
05/27/2003	102	MOTION (RENEWED) filed by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 for summary judgment ; exhibits (16) (aet) (Entered: 06/02/2003)
05/30/2003		MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to to Relators' cross-motion for summary judgment; exhibits (9) (aet) (Entered: 06/02/2003)
05/30/2003		MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to seal reply and supplemental statement of material facts pursuant to court's protective order ; EXHIBIT (REPLY; STATEMENT) (aet) (Entered: 06/02/2003)
06/09/2003	105	ORDER by Judge Louis F. Oberdorfer: granting motion to seal reply and supplemental statement of material facts pursuant to court's protective order [261-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258 that defendant

		WILLIAMS, ADLEY is hereby excused from the requirement set forth in the Protective Order of filing a redated version of the above-described pleading. (N) (kmk) (Entered: 06/17/2003)
06/11/2003		MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in support of its motion to strike Ervin and Associates' motion for summary judgment (aet) (Entered: 06/12/2003)
06/11/2003		MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 6/20/03 within which to file reply to defendatn's opposition to cross-motion for summary judgment (aet) (Entered: 06/12/2003)
06/16/2003	103	ORDER by Judge Louis F. Oberdorfer: granting motion to seal motion for summary judgment pursuant to Court's protective order [258-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (kmk) (Entered: 06/17/2003)
06/16/2003	104	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 6/20/03 within which to file reply to defendatn's opposition to cross-motion for summary judgment [263-1] by ERVIN & ASSOC INC reply to cross motions due by 6/20/03 in 1:96-cv-01258, in 1:99-cv-01698; (N) (kmk) (Entered: 06/17/2003)
06/16/2003		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion of Hamilton to strike motion for summary judgment on Counts VII and IX or, in the alternative, for leave to file summary judgment motion as of 5/27/03. (aet) (Entered: 06/17/2003)
06/17/2003	106	RESPONSE by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 in opposition to Hamilton's motion to strike renewed motion for summary judgment or, in the alternative, for leave to file dispositive motions late. (aet) (Entered: 06/18/2003)
06/20/2003	107	MEMORANDUM AND ORDER by Judge Louis F. Oberdorfer: denying memorandum in support reply [262-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258 response to dispositive motions due 6/27/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due 7/14/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (N) (kmk) (Entered: 06/23/2003)
06/20/2003		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; exhibits (7) (aet) (Entered: 06/24/2003)
06/20/2003		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to Hamilton's response in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; exhibits (9) (aet) (Entered: 06/24/2003)
06/24/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for leave to file pleading under seal pursuant to Court protective order EXHIBITS (2) OPPOSITION TO MOTION TO DISMISS; STATEMENT OF MATERIAL FACTS (bm) (Entered: 06/25/2003)
06/25/2003	108	[ENTERED IN ERROR] ORDER by Judge Louis F. Oberdorfer: granting motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC in 1:96-cv-01258, granting motion for leave to file third party

		complaint against USA [87-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 (N) [ENTERED IN ERROR] (kmk) Modified on 07/15/2003 (Entered: 06/26/2003)
06/25/2003		SECOND AMENDED COMPLAINT by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 [1-1] ; jury demand (aet) (Entered: 07/07/2003)
06/25/2003	110	THIRD-PARTY COMPLAINT by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 against third-party defendant USA to case(s) 1:99-cv-01698;; (FILED UNDER SEAL) (aet) Modified on 07/07/2003 (Entered: 07/07/2003)
06/25/2003	116	ORDER by Judge Louis F. Oberdorfer: granting motion for leave to file third party complaint against USA [87-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 (N) (kmk) (Entered: 07/18/2003)
06/27/2003		MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to Relators' Motion for Summary Judgment on Counts VII and IX; Exhibits (15). (nmr) (Entered: 06/30/2003)
06/27/2003	109	MEMORANDUM by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, motion for summary judgment [102-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698; Exhibits (44) (nmr) (Entered: 06/30/2003)
06/30/2003	112	ORDER by Judge Louis F. Oberdorfer: that parties show cause on ro before 7/11/03 why the Court should not adopt the following modified schedule, which would supersede Sections III-V (paragraphs eight through twelve) of the Court's 1/9/2003 scheduling order , and plaintiffs' pretrial statement due 8/14/03; defendants response due 8/28/03; Objections to the pretrial statemens if any, shall be filed on or before 9/11/03 , and pretrial conference set for 10:00 10/2/03 in 1:96-cv-01258, in 1:99-cv-01698 ; trial set for 10:00 10/20/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (see order for details) (kmk) (Entered: 07/15/2003)
07/03/2003		MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to remove protected material from the public record and file redacted material ; EXHIBIT (STATEMENT IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT) (aet) (Entered: 07/07/2003)
07/07/2003		SUMMONS (4) issued for third-party defendant USA in 1:99-cv-01698 (aet) (Entered: 07/08/2003)
07/07/2003	113	ORDER by Judge Louis F. Oberdorfer: granting motion for leave to file pleading under seal pursuant to Court protective order [271-1] by ERVIN & ASSOC INC in 1:96-cv-01258 that plaintiff/Releator ERVIN is hereby excused from the requirement set forth in the Protective Order of filing a redacted version of the above-described pleading. (N) (kmk) (Entered: 07/15/2003)
07/09/2003		MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to continue upcoming pretrial schedule of events, and trial, in light of pending motion to amend complaint and dispositive motions ; and to bifurcate allegations against Williams, Adley and hold separate trials (bm) (Entered: 07/10/2003)

07/14/2003		REPLY by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to response in opposition to motion to dismiss complaint [1-1] [257-1] ; or for summary judgment of plaintiff's first amended complaint [257-2] by HAMILTON SEC GRP INC; Exhibits (5) (ks) (Entered: 07/15/2003)
07/14/2003	111	REPLY by defendants ERVIN & ASSOC INC, JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to renewed motion for summary judgment [102-1] by JOHN J. ERVIN, ERVIN & ASSOC INC (ks) (Entered: 07/15/2003)
07/14/2003		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; Exhibits (2) (ks) (Entered: 07/15/2003)
07/15/2003	114	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney General on 7/10/03 (jf) (Entered: 07/16/2003)
07/15/2003	115	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed upon U.S. Attorney on 7/10/03 (jf) (Entered: 07/16/2003)
07/15/2003	117	ORDER by Judge Louis F. Oberdorfer: denying motion for entry of default judgment against HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 [206-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (kmk) (Entered: 07/18/2003)
07/15/2003	118	SCHEDULING ORDER by Judge Louis F. Oberdorfer: motion hearing set for 9:00 AM 7/28/03 in 1:96-cv-01258 in courtroom 3. (N) (kmk) (Entered: 07/18/2003)
07/15/2003	119	ORDER by Judge Louis F. Oberdorfer: that a hearing on the motion by defendant WILLAIMS, ADLEY & CO to dismiss, or in the alternative, for summary judgment on Counts XIII and XIV of plaintiffs/Relator's First Amended Complaint, and on Plaintiff/Relator's cross-motion for summary judgment as to those same counts is set for 10:00 7/29/03 in , that a hearing on the motion by Plaintiff/Realator Ervin & Associates, Inc. for summary judgment as to Counts VII and IX against defendant Hamilton Securities Group, Inc. is scheduled for Tuesday, July 29, 2003 at 2:00 pm in Courtroom No. 3; that a hearing on the motion by defendant HAMILTON SECURITIES GROUP, Inc., to dismiss or in the alternative, for summary judgment is scheduled for July 29, 2003 at 3:00 PM in Courtroom 3. (N) (kmk) (Entered: 07/18/2003)
07/16/2003	120	MODIFIED SCHEDULING ORDER by Judge John D. Bates for Judge Louis F. Oberdorfer: that the parties shall comply with the following modified scheduled, which supersedes Section III-V (paragraphs eight through twelve) of the Court's January 9, 2003 scheduling order , and that defendants pretrial statements are due on or before 9/19/03 and the defendants shall file and serve on the plaintiff statement in response on or before 10/3/03; Objections to the pretrial statements shall be filed on or before 10/10/03 , and pretrial conference set for 10:00 10/17/03; trial set for 10:00 10/27/03 , and that deviations from this scheduling order require prior leave of Court , and that if either party has any questions about its responsibiltiy for compliance with this scheduling that party should, by motion, request a conference with Courts in advance of the pretrial conference, with notice the request to the opposing party or parties , and that communication with Chambers with regard to any aspect of this action shall be by motion except in the most urgent circumstances. (N) (kmk) Modified on 07/22/2003 (Entered: 07/22/2003)

		07/18/2003)
07/22/2003	122	MODIFIED SCHEDULING ORDER by Judge Louis F. Oberdorfer: that the parties shall comply with the following modified schedule, which supersedes the Court's 7/16/03, modified scheduling order, and Plaintiffs' pretrial statement are due 9/30/03; defendants' response to pretrial statements are due on or before 10/7/03; Objections to pretrial statements shall be filed on or before 10/14/03 , and pretrial conference set for 10:00 10/20/03; trial set for 10:00 10/27/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and that deviations from their scheduling order require prior leave of court , and that if either party has any question about its responsibility for compliance with this scheduling order, that party should by motion, request a conference with the Court in advance of the pretrial conference , and that communications with Chambers with regard to any aspect of this action shall be by motions and not by letter or telephone, except in the most urgent circumstances. (N) (see order for details) (kmk) (Entered: 07/23/2003)
07/22/2003	130	ORDER by Judge Louis F. Oberdorfer: summary judgment hearing set for 10:00 9/10/03 in 1:99-cv-01698 ; (N) (kmk) (Entered: 09/03/2003)
07/24/2003		REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 in support of motion to continue upcoming pretrial schedule of events, and trial, in light of pending motion to amend complaint and dispositive motions [277-1] by WILLIAMS ADLEY & CO, motion to bifurcate allegations against Williams, Adley and hold separate trials [277-2] by WILLIAMS ADLEY & CO (mpt) (Entered: 07/25/2003)
07/24/2003	123	ORDER by Judge Louis F. Oberdorfer: that the hearing on the motion by defendant WILLIAMS, ADLEY & CO. to dismiss, or in the alternative, for summary judgment on Counts XIII and XIV of PLAINTIFF/RELEATOR'S First Amended Complint, and PLAINTIFF'REALROT'S cross-motion for summary judgment as to those same counts is continued until 9/10/03 at 2:00 PM, ; , and that the hearing on the motion by PLAINTIFF/REALTOR ERVIN & ASSOCIATES, INC., for summary judgment as to Counts VII and IX against defendant HAMILTON SECURITIES GROUP, INC., is continued to 9/11/03 at 10:00 am in Courtroom No 3; , and that a hearing on the motion by defendant HAMILTON SECURITIES GROUP, INC., to dismiss, or in the alternative for summary judgment is contiuned to 9/11/03 at 2:00 PM in Courtroom 3. 1:99-cv-01698 ; (N) (kmk) (Entered: 07/29/2003)
08/04/2003		RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion for leave to file pleading under seal pursuant to protective order RE: exhibit motion to remove protective order as to some pleadings [292-1] by ERVIN & ASSOC, or in the alternative, to amend the Court's protective order dated 12/27/02 INC . (bjsp) (Entered: 08/05/2003)
08/07/2003	124	ORDER by Magistrate Judge Alan Kay : granting motion by plaintiff/relator ERVIN & ASSOC. for leave to file pleading under seal pursuant to protective order [292-1] in 1:96-cv-01258; directing that the motion, and memorandum in support thereof, by plaintiff/relator ERVIN & ASSOC. to remove protective order designation from certain documents, or in the alternative, to amend the Court's Protective Order dated 12/27/02, shall be filed under seal ; directing that plaintiff/relator ERVIN & ASSOC. is excused from the requirement, set forth in the Protective Order, of filing a redacted version of the previously described pleading (N) (kk) (Entered: 08/11/2003)

08/12/2003	<u>128</u>	ORDER by Magistrate Judge Alan Kay : granting motion by non-party USA to extend time to 8/22/03 to respond to the motion by plaintiff/relator ERVIN & ASSOC. to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02 [296-1]; response by USA to plaintiff/relator ERVIN & ASSOC.'S motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02, due by 8/22/03 in 1:96-cv-01258, in 1:99-cv-01698 (N) (kk) (Entered: 08/18/2003)
08/14/2003	125	MEMORANDUM OPINION by Judge Louis F. Oberdorfer (N) (rew) (Entered: 08/15/2003)
08/14/2003	126	ORDER by Judge Louis F. Oberdorfer : granting in part and denying in part motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (rew) (Entered: 08/15/2003)
08/14/2003	127	MEMORANDUM AND ORDER by Judge Louis F. Oberdorfer : denying motion to bifurcate allegations against Williams, Adley and hold separate trials [277-2] by WILLIAMS ADLEY & CO in 1:96-cv-01258 (N) (rew) (Entered: 08/15/2003)
08/14/2003		REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02. (nmr) (Entered: 08/15/2003)
08/20/2003		NOTICE OF FILING by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 of second amended complaint pursuant to court order dated 8/14/03 (bcs) (Entered: 08/21/2003)
08/21/2003		MOTION filed by Non Party USA in 1:96-cv-01258 to extend time to 9/5/03 to respond to plaintiff/relator's motion to remove protective order designation from certain documents or, in the alternative, to amend the court's protective order dated 12/27/02 (rje) (Entered: 08/22/2003)
08/25/2003	<u>129</u>	ORDER by Magistrate Judge Alan Kay : granting unopposed motion by USA to extend time to 9/5/03 to respond to plaintiff/relator's motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02 [304-1]; USA's response to plaintiff/relator's motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's 12/27/02 Protective Order due by 9/5/03 in 1:96-cv-01258, in 1:99-cv-01698 (N) (kk) (Entered: 08/27/2003)
09/02/2003		MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to dismiss count XVII of the second amended complaint [303-1] , or in the alternative for summary judgment ; exhibits (13) (td) (Entered: 09/03/2003)
09/08/2003	131	NOTICE TO COUNSEL by Judge Paul L. Friedman for Judge Louis F. Oberdorfer: Counsel should confer and at the outset of the argument propose the time each will require for presentation. Counsel for each movant for summary judgment should be prepared to enumerate the undisputed material facts and the claims and rationales by which they justify summary judgment. Respondents to the motions for summary judgment should be prepared should be to specify the disputed material fact which preclude the relief sought by movants. The movant

		for dismissal should be prepared to state concisely wherein the allegations and reasonable inferences fail to allege a cause of action. Responded to that motion should be prepared to itemize the allegations and reasonable inferences that sustain the cause or causes of action. (kmk) Modified on 09/08/2003 (Entered: 09/08/2003)
09/08/2003	133	MOTION filed by third-party defendant USA in 1:99-cv-01698 to dismiss third-party complaint [110-1] ; exhibits (2) (zz) (Entered: 09/09/2003)
09/09/2003	132	NOTICE TO COUNSEL; Motion Hearing set for 9/10/03 at 10:00 (lin) (Entered: 09/09/2003)
09/10/2003		MOTION HEARING before Judge Louis F. Oberdorfer: Held; Defendant HAMILTON oral motion for atty Anthony Orr to pro hac vice; Heard and granted. Reporter: Bill McAllister (kmk) (Entered: 09/25/2003)
09/16/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to file pleading under seal ; EXHIBIT (supplemental brief) (FILED UNDER SEAL) (bjsp) (Entered: 09/17/2003)
09/16/2003		MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 9/26/03 to respond to defendants' motion to dismiss count XVIII of the second amended complaint or in the alternative for summary judgment (bjsp) (Entered: 09/17/2003)
09/16/2003	134	JOINT MOTION by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to extend time to 9/22/03 within which to respond to third party defendant's motion to dismiss (bjsp) (Entered: 09/17/2003)
09/16/2003	135	JOINT MOTION by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to extend time to 10/9/03 to respond to third party defendant's motion to dismiss (bjsp) (Entered: 09/24/2003)
09/16/2003		MEMORANDUM by defendants in 1:96-cv-01258 in opposition to motion to dismiss complaint [1-1] [257-1] by HAMILTON SEC GRP INC, motion for summary judgment of plaintiff's first amended complaint [257-2] by HAMILTON SEC GRP INC (bjsp) (Entered: 09/24/2003)
09/16/2003		MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 9/26/03 to reply to UNITED STATES opposition to plaintiff/Relator's motion to remove protective order designation from certain documents (bjsp) (Entered: 09/24/2003)
09/17/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal pleadings and file portions for in camera inspection by the Court filed by plaintiffs attorney ; exhibit (memo RE: atty withdrawal) LOGGED UNDER SEAL IN ROOM 1800 (bjsp) (Entered: 09/24/2003)
09/17/2003		(UNOPPOSED) MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for expedited determination on plaintiffs attorney motion to withdraw as counsel of record (bjsp) (Entered: 09/24/2003)
09/17/2003		MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 for order granting separate trials for civil case 96 cv 1258 and civil 99 cv 1698 (bjsp) (Entered: 09/25/2003)

09/17/2003		ORDER by Judge Louis F. Oberdorfer: granting motion to seal pleadings and file portions for in camera inspection by the Court filed by plaintiffs attorney [320-1] by ERVIN & ASSOC INC that redacted version of the above-referenced pleadings shall be served upon the defendants in this action, HAMILTON SECURITIES ADVISORY GROUP, et al., and WILLIAMS, ADLEY & COMPANY and the US, and that only counsel for ERVIN and ASSOCIATES, INC., in the above referenced qui tam action and plaintiff/realator ERVIN and ASSOCIATES shall be served with or have access to the above-captioned pleadings placed under seal in this Court. (N) (kmk) (Entered: 09/26/2003)
09/17/2003	146	MOTION filed by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 for separate trials (bjsp) Modified on 10/10/2003 (Entered: 10/10/2003)
09/20/2003		ORDER by Judge Louis F. Oberdorfer granting joint motion to extend time to 9/22/03 within which to respond to third party defendant's motion to dismiss [134-1] by JOHN J. ERVIN, ERVIN & ASSOC INC dispositive motions due by 9/24/03 ; (fiat) (N) (bjsp) (Entered: 09/24/2003)
09/22/2003		MOTION (AMENDED AND UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to withdraw Mark D. Polston in 1:96-cv-01258 as attorney for ERVIN & ASSOC INC in 1:96-cv-01258 (bjsp) (Entered: 09/24/2003)
09/22/2003	136	ORDER by Judge Louis F. Oberdorfer: denying motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, 1:99-cv-01698, granting in part, denying in part motion for summary judgment [102-1] in 1:99-cv-01698, 1:96-cv-01258 denying motion to dismiss [227-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258, denying motion for summary judgment to dismiss plaintiff's first amended complaint allegations against defendant [227-2] by WILLIAMS ADLEY & CO in 1:96-cv-01258 denying motion to dismiss complaint [1-1] [257-1] by HAMILTON SEC GRP INC in 1:96-cv-01258, denying motion for summary judgment of plaintiff's first amended complaint [257-2] by HAMILTON SEC GRP INC in 1:96-cv-01258 motion hearing set for 2:00 9/25/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 09/26/2003)
09/23/2003	137	ORDER by Judge Louis F. Oberdorfer: granting motion to withdraw Mark D. Polston in 1:96-cv-01258 as attorney for ERVIN & ASSOC INC in 1:96-cv-01258 [317-1] by ERVIN & ASSOC INC attorney Mark D. Polston for ERVIN & ASSOC INC in 1:96-cv-01258. (N) (kmk) (Entered: 09/26/2003)
09/24/2003		ORDER by Judge Louis F. Oberdorfer granting joint motion to extend time to 10/9/03 to respond to third party defendant's motion to dismiss [135-1] by JOHN J. ERVIN, ERVIN & ASSOC INC dispositive motions due by 9/24/03 ; (fiat) (N) (bjsp) (Entered: 09/24/2003)
09/25/2003		MOTION HEARING before Judge Louis F. Oberdorfer: Held. Counsel directed to call chamber in re: telephone conference. Reporter: Jo Ann Gallo (kmk) (Entered: 09/28/2003)
09/26/2003		MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 for reconsideration of the Court's order dated 9/22/03 [325-2] ; exhibit (1) (bjsp) (Entered: 10/02/2003)

09/26/2003		REPLY MEMORANDUM by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to the USA's opposition to plaintiff/RELATOR'S motion to remove protective order designation from certain documents (bjsp) (Entered: 10/02/2003)
09/26/2003		MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for reconsideration of the Court's 12/27/03 order [191-1] (bjsp) (Entered: 10/02/2003)
09/26/2003		MEMORANDUM by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in support of motion to withdraw as counsel (FILED UNDER SEAL) (bjsp) (Entered: 10/09/2003)
09/29/2003	138	MODIFIED SCHEDULING ORDER by Judge Louis F. Oberdorfer: pretrial conference set for 10:00 10/20/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and plaintiff pretrial statement due on or before 10/3/03 , and defendants' shall file pretrial statements on or before 10/10/03 , and objections to pretrial statements shall be filed on or before 10/17/03 , and trial set for 10:00 10/27/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and that deviations from this scheduling order require prior leave of court and that communications whti chambers wiwth regard to any aspect of this action shall be by motions, except in the most urgent circumstances. (N) (kmk) (Entered: 09/29/2003)
09/29/2003		MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 for separate trial (bcs) (Entered: 09/30/2003)
09/29/2003	139	RESPONSE by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698, third-party plaintiff ERVIN & ASSOC INC in 1:99-cv-01698, third-party plaintiff JOHN J. ERVIN in 1:99-cv-01698 in opposition to motion to dismiss third-party complaint [110-1] [133-1] by USA in 1:99-cv-01698.; exhibits (7) (bcs) (Entered: 10/02/2003)
09/29/2003	140	SUPPLEMENTAL by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to defendants motion for reconsideration of court's 9/20/03 order denying defendants motion for summary judgment (bcs) (Entered: 10/02/2003)
09/29/2003	147	RESPONSE by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258 and motion for separate trials [146-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698. (bjsp) Modified on 10/10/2003 (Entered: 10/10/2003)
09/29/2003		SUPPLEMENT by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO (bjsp) (Entered: 10/10/2003)
09/30/2003	141	MODIFIED SCHEDULING ORDER by Judge Louis F. Oberdorfer: that the parties shall comply with the following order; which modifies the scheduling order of 9/26/03; in the event that this case is not resolved by dispositive motion or through settlement, the commencement of trial is rescheduled from 10/27/03 to 10/29/03 at 10:00 in courtroom No. 3. All aspects of the Court's 9/26/03 not inconsistent with this order remain in effect. (N) (kmk) (Entered: 10/03/2003)
09/30/2003	142	ORDER by Judge Louis F. Oberdorfer: that Count XVII of the Second Amended Complaint is hereby dismissed without prejudice (N) (kmk) (Entered: 10/03/2003)

		10/03/2003)
10/01/2003		AMENDED ANSWER [1-1] [303-1] filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258; jury demand (bjsp) (Entered: 10/02/2003)
10/01/2003		ANSWER TO (SECOND) AMENDED COMPLAINT [303-1] by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258; jury demand ; attachments (bjsp) (Entered: 10/03/2003)
10/03/2003		TRANSCRIPT filed for date(s) of 9/10/03. Reporter: William D. McAllister (bjsp) (Entered: 10/06/2003)
10/03/2003	143	PRETRIAL STATEMENTS by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 (bjsp) (Entered: 10/06/2003)
10/03/2003	144	MOTION filed by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in limine to exclude evidence of extraneous issues unrelated to ERVIN and HAMILTON including the following documents and any other documents containing similar content. ; exhibits (7) (bjsp) (Entered: 10/06/2003)
10/03/2003		PRETRIAL STATEMENTS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 ; exhibits (3) (bjsp) (Entered: 10/07/2003)
10/07/2003		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to defendants motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO . (bjsp) (Entered: 10/08/2003)
10/07/2003		MEMORANDUM by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in support of motion for separate trial [328-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC ; exhibits (2) (bjsp) (Entered: 10/10/2003)
10/07/2003	148	REPLY MEMORANDUM by defendant ERVIN & ASSOC INC in 1:99-cv-01698 to plaintiff HAMILTON SECURITIES opposition to motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, motion for separate trials [146-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 (bjsp) (Entered: 10/10/2003)
10/07/2003		MEMORANDUM by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in support of motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC filed in 99 cv 1698 (bjsp) (Entered: 10/10/2003)
10/09/2003	145	MOTION (CONSENT) filed by third-party defendant USA in 1:99-cv-01698 to extend time to 10/24/03 to respond to ERVIN'S opposition to the USA's motin to dismiss (bjsp) (Entered: 10/10/2003)
10/10/2003		PRETRIAL STATEMENT by defendant ERVIN & ASSOC INC in 1:96-cv-01258 and 1:99-cv-1698; attachments (3) BULKY PLEADING (bm) (Entered: 10/14/2003)
10/14/2003		MEMORANDUM by defendant in 1:96-cv-01258 in opposition to motion in limine to exclude the post-termination materials [354-1] by ERVIN & ASSOC INC ; exhibits (7) (bjsp) (Entered: 10/15/2003)
10/15/2003	149	SCHEDULING ORDER by Judge Louis F. Oberdorfer: pretrial conference is rescheduled from 10/20/03 to 2:00 on 10/22/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 10/15/2003)

10/15/2003	150	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 10/24/03 to respond to ERVIN'S opposition to the USA's motin to dismiss [145-1] by USA; response to motion(s) due by 10/22/03 in 1:99-cv-01698, in 1:96-cv-01258. (N) (kmk) (Entered: 10/17/2003)
10/16/2003		REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to plaintiff's opposition to motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO (bjsp) (Entered: 10/17/2003)
10/16/2003	151	REPLY by third-party defendant USA in 1:99-cv-01698 in support of their motion to dismiss third-party complaint [110-1] [133-1] by USA in 1:99-cv-01698 (bjsp) (Entered: 10/17/2003)
10/17/2003		OBJECTIONS by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to pre-trial statement [351-1] by ERVIN & ASSOC INC (bjsp) (Entered: 10/21/2003)
10/17/2003		OBJECTIONS by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to pre-trial statement [351-1] by ERVIN & ASSOC INC (bjsp) (Entered: 10/21/2003)
10/17/2003		OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to pre-trial statement [348-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC (bjsp) (Entered: 10/22/2003)
10/17/2003		OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to pre-trial statement [349-1] by WILLIAMS ADLEY & CO (bjsp) (Entered: 10/22/2003)
10/17/2003		OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to defendants HAMILTON SECURITIES and HAMILTON SECURITY ADVISORY SERVICE exhibit list and deposition designations; attachments (bjsp) (Entered: 10/22/2003)
10/17/2003		OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to defendant WILLIAMS, ADLEY and COMPANY'S exhibit list and deposition designations; attachments (bjsp) (Entered: 10/22/2003)
10/17/2003		OBJECTIONS by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to pre-trial statement [351-1] by ERVIN & ASSOC INC; exhibit (1) (bjsp) (Entered: 10/22/2003)
10/17/2003	159	OBJECTIONS by defendant ERVIN & ASSOC INC in 1:99-cv-01698 to pre-trial statement [348-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258 ;attachments (bjsp) (Entered: 10/22/2003)
10/20/2003	162	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion in limine to exclude the Quitam materials [353-1] by ERVIN & ASSOC INC in 1:96-cv-01258. (bjsp) (Entered: 10/23/2003)
10/20/2003	163	SUPPLEMENTAL (PRETRIAL STATEMENT) by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in support of their previously filed pretrial statement (bjsp) (Entered: 10/23/2003)
10/20/2003	164	RESPONSE by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion in limine to exclude the post-termination materials [354-1] by ERVIN & ASSOC INC in 1:96-cv-01258. (bjsp) (Entered: 10/23/2003)

10/21/2003	152	ORDER by Judge Louis F. Oberdorfer: denying motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, 1:99-cv-01698 (N) (kmk) (Entered: 10/21/2003)
10/21/2003	153	ORDER by Judge Louis F. Oberdorfer: denying motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258 (N) (kmk) (Entered: 10/21/2003)
10/21/2003	154	MEMORANDUM by Judge Louis F. Oberdorfer (N) (kmk) (Entered: 10/21/2003)
10/21/2003	155	ORDER by Judge Louis F. Oberdorfer: granting motion to dismiss third-party complaint [110-1] [133-1] by USA in 1:99-cv-01698; dismissing third-party complaint [110-1] with prejudice in 1:99-cv-01698 (N) (kmk) (Entered: 10/21/2003)
10/21/2003		(AMENDED) PRETRIAL STATEMENTS by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 ; exhibits (4) (bjsp) (Entered: 10/22/2003)
10/21/2003	156	REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698 to plaintiff HAMILTON SECURTIES oppositon to motion in limine to exclude the post-termination materials [354-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (bjsp) (Entered: 10/22/2003)
10/21/2003	157	REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to plaintiff HAMILTON SECURTIES GROUP'S opposition to motion in limine to exclude the Quitam materials [353-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (bjsp) (Entered: 10/22/2003)
10/21/2003	158	RESPONSE by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to plaintiff HAMILTON's objections to pre-trial statement [351-1] by ERVIN & ASSOC INC in 1:96-cv-01258 ; exhibits (2) (bjsp) (Entered: 10/22/2003)
10/21/2003	160	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion in limine prohibiting plaintiff, its counsel and witnesses from attempting to introduce, comment on, reference or suggest to or in front of the jury, any testimony relating to certain evidence or documents [352-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258.; exhibits (11) (bjsp) (Entered: 10/23/2003)
10/21/2003		RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to HAMILTON defendants motion in limine RE: government information and testimony; exhibits (8) (bjsp) (Entered: 10/23/2003)
10/21/2003	161	OBJECTIONS by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to pre-trial statement [348-1] by HAMILTON SECURTIES, HAMILTON SEC GRP INC in 1:96-cv-01258 (bjsp) (Entered: 10/23/2003)
10/21/2003	165	NOTICE OF FILING by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to the Court RE: submission of amended exhibit list; attachments (bjsp) (Entered: 10/23/2003)
10/22/2003	174	NOTICE TO COUNSEL By Judge Louis F. Oberdorfer: that counsel should be prepared to discuss the extent to which either side is entitled to a jury trial, with attention to Federal Rule of Civil Procedure 39(b). Associated Cases: 1:96-cv-

		01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/29/2003)
10/24/2003	<u>166</u>	NOTICE of filing deposition transcripts in accordance with statements made on the record during oral arguments on 9/10/03 by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC ; EXHIBITS TRANSCRIPTS (31) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(bcs,) (Entered: 10/27/2003)
10/24/2003	<u>176</u>	MEMORANDUM Signed by Judge Louis F. Oberdorfer on 10/24/2003. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/29/2003)
10/24/2003	<u>178</u>	SUPPLEMENTAL PRE-TRIAL ORDER granting in part and denying in part [352] Motion in Limine; denying [353] Motion in Limine; denying [354] Motion in Limine; denying oral motion for jury trial; granting [144] Motion in Limine Fitts documents and other extraneous issues; granting request to exclude testimony and evidence relating to Ervin claim that WILLIAMS, ADLEY was required to solicit bids; (see order for details). Signed by Judge Louis F. Oberdorfer on 10/24/03. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 11/04/2003)
10/27/2003	<u>167</u>	MOTION to Quash Subpoena by LORRAINE ADAMS. (Attachments: # <u>1</u> Exhibit 1) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/27/2003	<u>168</u>	MOTION to Quash Subpoenas by CARL JOHNSTON, TIMOTHY M. ITO, EDWARD T. POUND. (Attachments: # <u>1</u> Appendices A-D# <u>2</u> Appendices E-F# <u>3</u> Text of Proposed Order) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/28/2003	<u>169</u>	NOTICE of Appearance by James Aston Barker, Allen Vern Farber on behalf of GEORGE ARCHIBALD Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/28/2003	<u>170</u>	ENTERED IN ERROR.....MOTION to Quash Subpoena by GEORGE ARCHIBALD. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> Exhibit 1# <u>4</u> Exhibit 2# <u>5</u> Exhibit 3) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) Modified on 10/29/2003 (nmw,). (Entered: 10/29/2003)
10/28/2003	<u>172</u>	MOTION to Quash Subpoena by GEORGE ARCHIBALD. (Attachments: # <u>1</u> Memorandum in Support of Motion# <u>2</u> Text of Proposed Order # <u>3</u> Exhibit A-Declaration of George Archibald# <u>4</u> Exhibit 1 to Exhibit A# <u>5</u> Exhibit 2 to Exhibit A# <u>6</u> Exhibit B-Article# <u>7</u> Exhibit C-Letter) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/29/2003	<u>171</u>	NOTICE OF WITHDRAWAL OF MOTION by LORRAINE ADAMS Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hardy, Kevin) (Entered: 10/29/2003)
10/29/2003	<u>173</u>	STIPULATION by HAMILTON SECURITIES ADVISORY SERVICES, INC.. (Attachments: # <u>1</u> Exhibit attachment A# <u>2</u> Exhibit Attachment B) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 10/29/2003)
10/29/2003	<u>175</u>	Memorandum in opposition to motion re [383] <i>To Quash Subpoena For Trial Testimony Of Dr. David Mishol</i> filed by HAMILTON SECURITIES GROUP,

		INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) Modified on 10/30/2003 (jf,). (Entered: 10/29/2003)
10/29/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Bench Trial begun on 10/29/2003 and continued to 10/30/2003 at 10:00 AM. Witnesses: Annette Hancock. (Court Reporter Crystal Pilgrim (am); Delores Byers (pm)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/29/2003)
10/30/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Witnessess: Annette Hancock, Michael Brocks and Grace Huebscher.Bench Trial continued to 10/31/2003 at 10:00 AM before Judge Louis F. Oberdorfer. (Court Reporter Crystal Pilgrim (AM)/Delores Byers (PM)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/30/2003)
10/30/2003	<u>179</u>	Letter dated 10/27/2003 from Attorney John J. Fausti in re: clarification of WILLIAMS, ADLEY request for jury trial under Rule 39(b). "LET THIS BE FILED" (OBERDORFER, J.) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 11/04/2003)
10/30/2003	<u>196</u>	NOTICE OF TRANSCRIPT FILED for Bench Trial (AM Session) held on dates October 29, 2003. Court Reporter: Louis F. Oberdorfer Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(jf,) (Entered: 12/30/2003)
10/31/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer. Witnessess: Michael Brocks, Robert Robinson.Bench Trial continued to 11/3/2003 at 10:00 AM before Judge Louis F. Oberdorfer. (Court Reporter: Crystal Pilgrim (AM)/Delores Byers (PM)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/31/2003)
11/03/2003	<u>177</u>	MEMORANDUM <i>On The Scierter Requirement Of The False Claims Act</i> from Hamilton Securities Group and Hamilton Security Advisory Services. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/03/2003)
11/03/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Qui Tam Bench Trial completed on 11/3/2003. Witnesses: Brian Deitz, Rudolph J. Hayban and Judith Hetherton. Oral Arugment set for 11/18/2003. OTBP.(Court Reporter Delores Byers(AM)/Crystal Pilgrim (PM)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 11/04/2003)
11/05/2003	<u>180</u>	SCHEDULING ORDER re briefing on Hamilton's Motion for a Judgment on Partial Findings under Federal Rule of Civil Procedure 52(c). Signed by Judge Louis F. Oberdorfer on November 5, 2003. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 11/05/2003)
11/07/2003	<u>181</u>	REPLY in support of motion re [383] <i>to quash subpoena for trial testimony of Dr. David Mishol</i> filed by UNITED STATES OF AMERICA. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Sonfield, Brian) (Entered: 11/07/2003)
11/11/2003	<u>182</u>	Memorandum in opposition to motion re [386] <i>Motions to Quash Subpoena of Non-Party Journalists George Archibald, Edward T. Pound, Timothy M. Ito and Carl Johnston</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (McManus, Michael) (Entered: 11/11/2003)

11/12/2003	<u>183</u>	MOTION to Dismiss for Lack of Jurisdiction <i>or, in the alternative</i> , MOTION for Judgment on Partial Findings <i>filed</i> by WILLIAMS, ADLEY & COMPANY. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Fausti, John) (Entered: 11/12/2003)
11/12/2003	<u>184</u>	MOTION for Judgment on Partial Findings <i>and Memorandum of Points and Authorities in Support Thereof</i> by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Text of Proposed Order)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/12/2003)
11/12/2003	<u>185</u>	Proposed Findings of Fact by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/12/2003)
11/12/2003	<u>186</u>	RESPONSE to <i>Hamilton's Rule 52(c) Motion and Proposed Findings of Fact and Conclusions of Law</i> filed by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Appendix of Exhibits to Plaintiff/Relator's Response to Hamilton's Rule 52(c) Motion)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 11/12/2003)
11/14/2003	<u>187</u>	RESPONSE to <i>Defendants' Motion for Judgment</i> filed by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 11/14/2003)
11/14/2003	<u>188</u>	REPLY to opposition to motion re [403] <i>Motion for Judgment on Partial Findings</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Exhibit Exhibit A# <u>2</u> Exhibit Exhibit B)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/14/2003)
11/17/2003		THIS IS A TEST. Please disregard this notice and it will be deleted forthwith at the conclusion of the test. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Burgess, Joe) (Entered: 11/17/2003)
11/17/2003	<u>191</u>	REPLY to Hamilton Securities Group's opposition to motion to quash subpoena [401} filed by GEORGE ARCHIBALD. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(cp,) (Entered: 11/25/2003)
11/18/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Bench Trial completed-oral argument on 11/18/2003: Heard and Taken Under Advisement. (Court Reporter Scott Wallace.) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 11/20/2003)
11/19/2003	<u>189</u>	Memorandum in opposition to motion re [399] <i>Noerr-Pennington Immunity Ruling and Order Quashing Trial Subpoena to Ervin and Associates, Inc.'s Former Trial Counsel Daniel M. Hawke</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/19/2003)
11/19/2003	<u>190</u>	TRANSCRIPT of Proceedings held on 11/18/03 before Judge Oberdorfer. Court Reporter: Scott L. Wallace. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(cp,) (Entered: 11/25/2003)

11/20/2003	<u>192</u>	REPLY in support of motion to quash trial subpoenas re [386] filed by TIMOTHY M. ITO, CARL JOHNSTON, EDWARD T. POUND. (Attachments: # 1 Exhibit 1)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(cp,) (Entered: 11/25/2003)
12/03/2003	<u>193</u>	REPLY in support of motion re [399] <i>Motion for Noerr-Pennington Ruling</i> filed by DANIEL M. HAWKE. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Travell, Wayne) (Entered: 12/03/2003)
12/15/2003	<u>194</u>	MOTION to Quash <i>Trial Subpoena on State Law Grounds</i> by DANIEL M. HAWKE. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Travell, Wayne) (Entered: 12/15/2003)
12/29/2003	<u>195</u>	Memorandum in opposition to motion re [415] <i>Motion to Quash Trial Subpoena re Daniel M. Hawke on State Law and Evidentiary Grounds</i> filed by HAMILTON SECURITIES GROUP, INC. (Attachments: # 1 Exhibit 1) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 12/29/2003)
01/07/2004	<u>197</u>	MEMORANDUM AND OPINION. Signed by Judge Louis F. Oberdorfer on 1/7/04. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Burgess, Joe) (Entered: 01/07/2004)
01/07/2004	<u>198</u>	ORDER granting in part and denying in part [403] Motion for Judgment on Partial Findings; overruling all pending evidentiary objections; setting qui tam trial for 3/15/04 at 10:00 a.m. (See order for further details). Signed by Judge Louis F. Oberdorfer on 1/7/04. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Burgess, Joe) (Entered: 01/07/2004)
01/12/2004	<u>199</u>	NOTICE of Change of Address by Wayne Gormly Travell Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Travell, Wayne) (Entered: 01/12/2004)
01/14/2004	<u>200</u>	MOTION for Sanctions <i>and Restraining Order</i> by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # 1 Exhibit A)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 01/14/2004)
01/15/2004		ORDER denying [421] Motion for Sanctions. Signed by Judge Louis F. Oberdorfer on January 15, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(aw). (Entered: 01/15/2004)
01/16/2004	<u>201</u>	ORDER to United States to file status report re settlement approval process by January 23, 2004. Signed by Judge Louis F. Oberdorfer on January 16, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 01/16/2004)
01/22/2004	<u>202</u>	MOTION for Reconsideration re [419] Order on Motion for Judgment on Partial Findings, by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # 1 Text of Proposed Order)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 01/22/2004)
01/23/2004	<u>203</u>	STATUS REPORT <i>Regarding Williams, Adley Settlement</i> by UNITED STATES OF AMERICA. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (Sonfield, Brian) (Entered: 01/23/2004)
01/28/2004	<u>204</u>	MOTION to Continue <i>the Trial for Two Weeks</i> by HAMILTON SECURITIES

		ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 01/28/2004)
01/30/2004	<u>205</u>	ORDER re [425] MOTION to Continue the Trial for Two Weeks filed by HAMILTON SECURITIES GROUP, INC, ADVISORY SERVICES, INC. Jury Trial set for 3/29/2004 10:00 AM in Courtroom 3 before Judge Louis F. Oberdorfer. Signed by Judge Louis F. Oberdorfer on 1/30/2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 01/30/2004)
02/02/2004	<u>206</u>	Memorandum in opposition to motion re [423] <i>for reconsideration or clarification</i> filed by ERVIN AND ASSOCIATES, INC.. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 02/02/2004)
02/03/2004	<u>207</u>	STATUS REPORT <i>Regarding Settlement</i> , by WILLIAMS, ADLEY & COMPANY. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Fausti, John) (Entered: 02/03/2004)
02/03/2004	<u>208</u>	ORDER denying [423] Motion for Reconsideration. Signed by Judge Louis F. Oberdorfer on February 3, 2004. (Attachments: # <u>1</u>). Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (aw). (Entered: 02/03/2004)
02/11/2004	<u>209</u>	REPLY in support of motion re <u>202</u> filed by HAMILTON SECURITIES GROUP, INC. (McManus, Michael) (Entered: 02/11/2004)
02/17/2004	<u>210</u>	SETTLEMENT AGREEMENT (<i>Regarding Claims Against Williams, Adley</i>) by UNITED STATES OF AMERICA. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Sonfield, Brian) (Entered: 02/17/2004)
02/18/2004	<u>211</u>	Notice to Counsel regarding the Settlement Agreement filed February 17, 2004. Signed by Judge Louis F. Oberdorfer on February 18, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO. (aw). (Entered: 02/18/2004)
02/19/2004	<u>212</u>	NOTICE of Voluntary Dismissal by ERVIN AND ASSOCIATES, INC., UNITED STATES OF AMERICA, WILLIAMS, ADLEY & COMPANY Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Sonfield, Brian) (Entered: 02/19/2004)
02/20/2004	<u>213</u>	STIPULATED ORDER OF DISMISSAL WITH PREJUDICE OF CLAIMS of Plaintiff Ervin and Associates, Inc. against WILLIAMS, ADLEY & COMPANY. Williams, Adley and Company terminated. Signed by Judge Louis F. Oberdorfer on 2/20/2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 02/24/2004)
03/15/2004	<u>214</u>	SCHEDULING ORDER: Mid-trial, pre-trial hearing on Hamilton's defense scheduled for Monday March 22, 2004 at 2 p.m. in Courtroom 3; parties ordered to submit a joint exhibit list by Friday March 19, 2004; defense stage of trial scheduled to proceed and conclude between Monday March 29, 2004 and Friday, April 2, 2004. Each of those trial days will proceed from 10 a.m. to 12:30 p.m. and from 1:45 p.m. to 4 p.m. Signed by Judge Louis F. Oberdorfer on March 15, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (AW). (Entered: 03/15/2004)
03/19/2004	<u>215</u>	Exhibit List by ERVIN AND ASSOCIATES, INC., HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC..

		(Attachments: # <u>1</u> Exhibit List Part 2)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 03/19/2004)
03/22/2004		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Final Pretrial Conference held on 3/22/2004. Court request daily exhibit and witness list in order of presentation. (Court Reporter Jackie Woods-Miller Reporter.) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 03/22/2004)
03/23/2004	<u>216</u>	Letter dated 3/23/2004 from Hamilton's counsel Michael McManus in re: list of witnesses filed by Oberdorfer, J. "Let this be Filed" Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 03/23/2004)
03/29/2004		ORDER CONTINUING TRIAL and SETTING TELEPHONE STATUS CONFERENCE. It is hereby ORDERED that the bench trial scheduled to begin on March 29, 2004, at 10 a.m. is CONTINUED; it is further ordered that a telephone status conference to set a new trial date will be held on Monday, March 31, 2004, at 11:30 a.m.Signed by Judge Louis F. Oberdorfer on March 29, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 03/29/2004)
03/29/2004		ORDER CORRECTING Order entered March 29, 2004, at 9:34 a.m. Telephone status conference is Monday, March 29, 2004, at 11:30 a.m.Signed by Judge Louis F. Oberdorfer on March 29, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 03/29/2004)
03/29/2004		Minute ORDER: Trial is CONTINUED until Tuesday, April 27, 2004, at 10 a.m., in Courtroom # 3. Signed by Judge Louis F. Oberdorfer on March 29, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO.(aw) (Entered: 03/29/2004)
04/26/2004		Minute ORDER. Bench trial set to begin on Tuesday, April 27, 2004, is CONTINUED until a date to be determined. Signed by Judge Louis F. Oberdorfer on April 23, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 04/26/2004)
05/07/2004		Minute ORDER. Bench trial in 96-1258 will resume on Thursday, July 15, 2004, at 10 a.m., in Courtroom 3. Trial is scheduled to continue through Tuesday, July 20, 2004. Signed by Judge Louis F. Oberdorfer on May 7th, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 05/07/2004)
05/24/2004	<u>217</u>	NOTICE of Change of Address by Allen Vern Farber Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Farber, Allen) (Entered: 05/24/2004)
07/08/2004	<u>218</u>	MOTION for Summary Judgment <i>on Count IX</i> by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 07/08/2004)
07/08/2004	<u>219</u>	ORDER CONTINUING TRIAL. Bench trial in Case No. 96-1258, presently scheduled to resume on Thursday, July 15, 2004, at 10 a.m., is continued to a date to be determined by a subsequent order. Signed by Judge Louis F. Oberdorfer on July 8, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 07/08/2004)
07/13/2004		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Telephone

		Conference held on 7/13/2004. (Court Reporter Jon Hundley (Miller Reporter)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 07/14/2004)
07/14/2004	<u>220</u>	SCHEDULING ORDER: Resumption of Bench Trial in 96-1258 set for Monday, 7/19/2004, at 10:30 AM in Courtroom 3 before Judge Louis F. Oberdorfer. Signed by Judge Louis F. Oberdorfer on July 13, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 07/14/2004)
07/14/2004	<u>221</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to [438] MOTION for Summary Judgment <i>on Count IX</i> by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Text of Proposed Order) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 07/14/2004)
07/15/2004	<u>222</u>	ORDER granting [441] Motion for Extension of Time to File Response re [438] MOTION for Summary Judgment on Count IX. Response due by 8/3/2004. Signed by Judge Louis F. Oberdorfer on July 15, 2004. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 07/15/2004)
07/19/2004		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Bench Trial held on 7/19/2004, Bench Trial continued to 7/20/2004 at 10:30 AM before Judge Louis F. Oberdorfer. Witnesses: Kevin McMahan and Henry Adley. (Court Reporter Crystal Pilgrim.) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 07/19/2004)
07/20/2004		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Bench trial Held. Bench Trial continued to 7/21/2004 at 10:30 AM in Courtroom 3 before Judge Louis F. Oberdorfer. Witnesses: Helen Dunlap. (Court Reporter Crystal Pilgrim.) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 07/21/2004)
07/21/2004		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Bench Trial held on 7/21/2004 for Qui Tam Defense and plaintiff's rebuttal. Future dates to be determined. (Court Reporter Crystal Pilgrim.) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 07/23/2004)
08/03/2004	<u>223</u>	Memorandum in opposition to motion re [438] MOTION for Summary Judgment <i>on Count IX</i> filed by ERVIN AND ASSOCIATES, INC.. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 08/03/2004)
08/03/2004	<u>224</u>	MOTION to Seal Document by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Text of Proposed Order) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 08/03/2004)
08/03/2004	<u>225</u>	Proposed Findings of Fact by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 08/03/2004)
08/03/2004	<u>226</u>	MOTION for Leave to File <i>Renewed Motion for Summary Judgment</i> by JOHN J. ERVIN, ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Exhibit Renewed Motion for Summary Judgment)(Freije, Michael) (Entered: 08/03/2004)
08/04/2004	<u>227</u>	NOTICE by ERVIN AND ASSOCIATES, INC. <i>of Filing of Corrected Appendix</i>

		(Attachments: # <u>1</u>)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (Hornyak, Joseph) (Entered: 08/04/2004)
08/04/2004	<u>231</u>	ORDER granting [445] Motion to Seal Document Pursuant to Court's Protective Order. . Signed by Judge Louis F. Oberdorfer on 8/5/04. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(gdf) (Entered: 08/16/2004)
08/10/2004	<u>228</u>	REPLY to <i>Hamilton Securities's modified proposed findings of fact and conclusions of law</i> filed by ERVIN AND ASSOCIATES, INC.. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 08/10/2004)
08/10/2004	<u>229</u>	REPLY to <i>Plaintiff/Relator's Proposed Findings of Fact and Conclusions of Law</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Exhibit A-D) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 08/10/2004)
08/10/2004	<u>230</u>	REPLY to <i>Plaintiff-Relator's Opposition to Hamilton Securities' Motion for Summary Judgment on Count IX</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 08/10/2004)
08/16/2004	<u>232</u>	ORDER AND PARTIAL JUDGMENT: ordering that Judgment is entered for Ervin on Count IX of the Second Amended Complaint, related to the North and Central note sale. "[T]he amount of damages which the Government [has] sustain[ed]" on Count IX under 31 U.S.C. 3729 is \$1,511,244.00. Within 10 days of the filing date of this Order and Partial Judgment, the parties will file supplemental briefs addressing (1) the proper penalty to be assessed under 31 U.S.C. 3729; and (2) the proper division of payment as between Ervin and the United States; and it is further ordered: that Judgment is entered for Hamilton with respect to Count II of the Second Amended Complaint (related to the Single Family Offering), as well as Counts XIII and XIV (related to the Williams, Adley 8(a) contract), and Counts XV and XVI (related to the cross-cutting contract). Signed by Judge Louis F. Oberdorfer on 8/15/04. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(mlp) (Entered: 08/16/2004)
08/16/2004	<u>233</u>	MEMORANDUM signed by Judge Louis F. Oberdorfer on 8/15/04. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(mlp) (Entered: 08/16/2004)
08/26/2004	<u>234</u>	RESPONSE to <i>August 16, 2004 Order - Memorandum Regarding The Proper Penalty Under the False Claims Act</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 08/26/2004)
08/27/2004	<u>235</u>	SUPPLEMENTAL MEMORANDUM <i>Brief Jointly Submitted</i> from Ervin and Associates, Inc and the United States of America pursuant to order and partial judgment dated 08/16/04. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 08/27/2004)
08/30/2004	<u>236</u>	MOTION for Attorney Fees and Costs Pursuant to 31 USC 3730(d)(2) by ERVIN AND ASSOCIATES, INC.. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 08/30/2004)

08/30/2004	<u>237</u>	MOTION to Seal <i>Attorneys' declarations filed under seal pursuant to court protective order in support of motion for attorneys fees</i> by ERVIN AND ASSOCIATES, INC.. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 08/30/2004)
09/10/2004	<u>238</u>	Memorandum in opposition to motion re [456] <i>Attorneys' Fees and Costs</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 09/10/2004)
09/20/2004	<u>239</u>	REPLY to opposition to motion re [456] <i>for attorneys fees and costs</i> filed by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 09/20/2004)
10/13/2004	<u>240</u>	NOTICE by UNITED STATES OF AMERICA (<i>Supplemental Report</i>) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Sonfield, Brian) (Entered: 10/13/2004)
10/27/2004		USCA Case Number 04-5376 for [461] Notice of Appeal filed by HAMILTON SECURITIES GROUP, INC, HAMILTON SECURITIES ADVISORY SERVICES, INC.. (jsc) (Entered: 10/28/2004)
03/01/2005		USCA Case Number 05-7027 for [468] Notice of Appeal filed by HAMILTON SECURITIES GROUP, INC., HAMILTON SECURITIES ADVISORY SERVICES, INC., (cp,) (Entered: 03/02/2005)
03/15/2005	<u>242</u>	RENEWED MOTION for Summary Judgment by ERVIN AND ASSOCIATES, INC., JOHN J. ERVIN. (cp,) (Entered: 03/17/2005)
03/16/2005	<u>241</u>	ORDER granting <u>226</u> Defendants' Motion for Leave to File Renewed Motion for Summary Judgment. Motion deemed filed as of March 15, 2005. Signed by Judge Louis F. Oberdorfer on March 15, 2005. (AG) (Entered: 03/16/2005)
03/29/2005		USCA Case Number 05-7036 for [469] Notice of Appeal filed by ERVIN AND ASSOCIATES, INC., (td,) (Entered: 04/01/2005)
04/12/2005	<u>243</u>	Consent MOTION for Extension of Time to <i>File Reply to Ervin and Associates Renewed Motion for Summary Judgment</i> by HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (McManus, Michael) (Entered: 04/12/2005)
04/12/2005	<u>244</u>	ORDER granting <u>243</u> Motion for Extension of Time to File Opposition Brief. Opposition brief due April 15, 2005; reply due April 29, 2005. Signed by Judge Louis F. Oberdorfer on April 12, 2005. (AG) (Entered: 04/12/2005)
04/15/2005	<u>245</u>	Memorandum in opposition to motion re <u>242</u> <i>Renewed Motion for Summary Judgment</i> filed by HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Exhibit # <u>2</u> # <u>3</u> # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit # <u>7</u> Exhibit # <u>8</u> Exhibit # <u>9</u> Exhibit # <u>10</u> Exhibit # <u>11</u> Exhibit # <u>12</u> Exhibit # <u>13</u> Exhibit # <u>14</u> Exhibit # <u>15</u> Exhibit # <u>16</u> Exhibit # <u>17</u> Exhibit # <u>18</u> Exhibit # <u>19</u> Exhibit # <u>20</u> Exhibit # <u>21</u> Exhibit # <u>22</u> Exhibit # <u>23</u> Exhibit # <u>24</u> Exhibit # <u>25</u> Exhibit # <u>26</u> Exhibit) (McManus, Michael) (Entered: 04/15/2005)
04/18/2005	<u>246</u>	MOTION to Compel <i>Answers to Interrogatories and Production of Documents</i> by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> # <u>2</u> Text of Proposed Order # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> # <u>9</u> # <u>10</u>)Associated Cases: 1:96-cv-01258-

		LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 04/18/2005)
04/20/2005	<u>247</u>	ERRATA re <i>Plaintiff's Opposition to Defendant's Renewed Motion for Summary Judgment</i> by HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Exhibit)(McManus, Michael) (Entered: 04/20/2005)
04/29/2005	<u>248</u>	NOTICE of Appearance by Kevin Richard McCarthy on behalf of ERVIN AND ASSOCIATES, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McCarthy, Kevin) (Entered: 04/29/2005)
04/29/2005	<u>249</u>	REPLY to opposition to motion re <u>242</u> in <i>Support of Renewed Motion for Summary Judgment</i> filed by ERVIN AND ASSOCIATES, INC., JOHN J. ERVIN. (Freije, Michael) (Entered: 04/29/2005)
04/29/2005	<u>250</u>	Memorandum in opposition to motion re [471] filed by HAMILTON SECURITIES GROUP, INC, HAMILTON SECURITIES ADVISORY SERVICES, INC.. (Attachments: # <u>1</u> Text of Proposed Order)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 04/29/2005)
05/06/2005	<u>251</u>	REPLY to opposition to motion re [471] <i>compel answers to interrogatories and production of documents</i> filed by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Exhibit A - 1 of 4# <u>2</u> Exhibit A - 2 of 4# <u>3</u> Exhibit A - 3 of 4# <u>4</u> Exhibit A - 4 of 4# <u>5</u> Exhibit B# <u>6</u> Exhibit C)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 05/06/2005)
05/11/2005		Writ Issued as to Lexington Insurance Company Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(rje,) (Entered: 05/11/2005)
07/27/2005	<u>252</u>	NOTICE of Change of Address by Joseph P. Hornyak Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 07/27/2005)
09/23/2005	<u>253</u>	NOTICE of Settlement <i>Notice of Pending Settlement</i> by ERVIN AND ASSOCIATES, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 09/23/2005)
01/24/2006	<u>254</u>	ORDER directing parties to file a joint submission on or before February 10, 2006 regarding the status of settlement negotiations. Signed by Judge Louis F. Oberdorfer on January 24, 2006. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(JP) (Entered: 01/24/2006)
01/30/2006	<u>255</u>	Consent MOTION to Dismiss and <i>Stipulation of Dismissal</i> by HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Text of Proposed Order) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 01/30/2006)
02/08/2006	<u>256</u>	ORDER granting <u>255</u> Motion to Dismiss Case. Signed by Judge Louis F. Oberdorfer on 2/6/06. (rje) (Entered: 02/08/2006)

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