

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:00-cv-02960-JR**

RICE, et al v. USA
Assigned to: Judge James Robertson
Demand: \$8,000
Cause: 05:552 Freedom of Information Act

Date Filed: 12/11/2000
Date Terminated: 08/29/2007
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government Defendant

Plaintiff

GARY RICE

represented by **David A. Domina**
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Plaintiff

LARRY HANFT

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Plaintiff

HUGH MCKEEN

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Plaintiff

ROBERT BRENNAN

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Plaintiff

SHERINE BRENNAN

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Plaintiff

DANIEL JOYCE

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Plaintiff

SUSAN JOYCE

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Plaintiff

SYLVIA HAFENFELD

represented by **David A. Domina**
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V.

Defendant

UNITED STATES OF AMERICA

represented by **Jane M. Lyons**
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Date Filed	#	Docket Text
12/11/2000	1	COMPLAINT filed by plaintiff GARY RICE, plaintiff LARRY HANFT, plaintiff HUGH MCKEEN, plaintiff ROBERT – BRENNAN, plaintiff SHERINE BRENNAN, plaintiff DANIEL JOYCE, plaintiff SUSAN JOYCE, plaintiff SYLVIA HAFENFELD (tth) (Entered: 12/18/2000)
12/11/2000		SUMMONS (2) issued to federal party(s) federal defendant USA, and non-party U.S. Attorney General. (tth) (Entered: 12/18/2000)
02/12/2001	12	MOTION filed by plaintiff GARY RICE, plaintiff LARRY HANFT, plaintiff HUGH MCKEEN, plaintiff ROBERT BRENNAN, plaintiff SHERINE BRENNAN, plaintiff DANIEL JOYCE, plaintiff SUSAN JOYCE, plaintiff SYLVIA HAFENFELD for class certification (cas) (Entered: 04/17/2001)
02/13/2001	2	ANSWER TO COMPLAINT [1-1] by federal defendant USA . (jf) (Entered: 02/15/2001)
02/26/2001	3	MOTION filed by federal defendant USA to extend time to 3/19/01 to respond to plaintiff's motion for class certification (bjsp) (Entered: 02/27/2001)
03/06/2001	4	ORDER by Judge James Robertson: granting motion to extend time to 3/19/01 to respond to plaintiff's motion for class certification [3-1] by USA. (N) (mlp) (Entered: 03/06/2001)
03/19/2001	5	MOTION filed by federal defendant USA to extend time to 3/22/01 in which to file its response to plaintiff's motion for class certification (cas) (Entered: 03/20/2001)
03/20/2001	7	MEMORANDUM by federal defendant USA in opposition to motion to extend time to 3/22/01 in which to file its response to plaintiff's motion for class certification [5-1] by USA (bjsp) (Entered: 03/22/2001)
03/21/2001	6	ORDER by Judge James Robertson: granting motion to extend time to file its response to plaintiff's motion for class certification [5-1] by USA; response to motion due by 3/21/01. (N) (mlp) (Entered: 03/21/2001)
03/27/2001	8	MOTION (CONSENT) filed by plaintiff to extend time to 4/9/01 to file reply to defendants opposition to plaintiff's motion for class certification (jf) (Entered: 03/28/2001)

03/29/2001	<u>9</u>	ORDER by Judge James Robertson: granting motion to extend time to 4/9/01 to file reply to defendants opposition to plaintiff's motion for class certification [8-1] by plaintiffs. (N) (mlp) (Entered: 03/29/2001)
04/05/2001		SCHEDULING NOTICE: Meet Confer hearing set for 4:30 4/17/01 before Judge James Robertson in Chambers, 6th Floor, Room 6315. (jeb) (Entered: 04/05/2001)
04/09/2001	10	REPLY by plaintiff GARY RICE, plaintiff LARRY HANFT, plaintiff HUGH MCKEEN, plaintiff ROBERT BRENNAN, plaintiff SHERINE BRENNAN, plaintiff DANIEL JOYCE, plaintiff SUSAN JOYCE, plaintiff SYLVIA HAFENFELD to response to memorandum in opposition response [7-1] by USA . (cas) (Entered: 04/10/2001)
04/11/2001	11	MEET AND CONFER STATEMENT/REPORT PURSUANT TO L.R. 16 filed by plaintiff GARY RICE, plaintiff LARRY HANFT, plaintiff HUGH MCKEEN, plaintiff ROBERT BRENNAN, plaintiff SHERINE BRENNAN, plaintiff DANIEL JOYCE, plaintiff SUSAN JOYCE, plaintiff SYLVIA HAFENFELD, federal defendant USA . (cas) (Entered: 04/13/2001)
04/17/2001		MEET AND CONFER STATUS HEARING held before Judge James Robertson in chambers. Not reported. (mlp) (Entered: 04/18/2001)
05/03/2001		SCHEDULING NOTICE: oral argument set for 4:30 5/22/01 before Judge James Robertson in Courtroom 16. (xx) (Entered: 05/03/2001)
05/04/2001	13	MOTION filed by plaintiff for Karen Budd-Falen and Richard W. Walen, Esq. to appear pro hac vice (Budd-Falen Law Offices, P.C., 300 East 18th Street, P.O. Box 346, Cheyenne, WY 82003-0346, (307) 632-5105) ; Affidavits (2) (tth) (Entered: 05/07/2001)
05/08/2001	<u>14</u>	ORDER by Judge James Robertson: granting motion for Karen Budd-Falen and Richard W. Walen, Esq. to appear pro hac vice (Budd-Falen Law Offices, P.C., 300 East 18th Street, P.O. Box 346, Cheyenne, WY 82003-0346, (307) 632-5105) [13-1] by plaintiffs. (N) (mlp) (Entered: 05/08/2001)
05/22/2001		MOTION HEARING before Judge James Robertson: motion for class certification heard and held in abeyance ; deft. to file dispositive motions by 7/6/01 ; pltf. to respond soon thereafter. Reporter: Dennis Dinkel (mlp) (Entered: 05/22/2001)
05/24/2001	15	TRANSCRIPT filed for date(s) of 5/22/01. Reporter: Dennis Dinkel, RMR, CRR Official Court Reporter Room 6818, U.S. Courthouse Washington D.C. 20001 (202) 289-8661 (cas) (Entered: 05/24/2001)
07/06/2001	16	MOTION filed by federal defendant USA for judgment on the pleadings ; attachment (1) (td) (Entered: 07/09/2001)
07/12/2001	17	MOTION (CONSENT) filed by plaintiffs to extend time to 8/20/01 to file reply to defendant's motion for judgment on the pleadings (cjp) (Entered: 07/13/2001)
07/18/2001	<u>18</u>	ORDER by Judge James Robertson: granting consent motion to extend time to 8/20/01 to file reply to defendant's motion for judgment on the pleadings [17-1] by GARY RICE. (N) (mlp) (Entered: 07/18/2001)
08/20/2001	19	RESPONSE by plaintiff GARY RICE, plaintiff LARRY HANFT, plaintiff HUGH MCKEEN, plaintiff ROBERT BRENNAN, plaintiff SHERINE BRENNAN, plaintiff DANIEL JOYCE, plaintiff SUSAN JOYCE, plaintiff SYLVIA HAFENFELD in opposition to motion for judgment on the pleadings [16-1] by USA . (cas) (Entered: 08/22/2001)
08/30/2001	20	REPLY by federal defendant USA to in opposition to judgment on the pleadings [19-1] by plaintiffs (cas) (Entered: 08/31/2001)
09/13/2001	21	SUBSTITUTION OF COUNSEL for federal defendant USA , substituting Jane M. Lyons for attorney Kristin Dadey for USA (ag) (Entered: 09/14/2001)
11/14/2001	22	NOTICE by federal defendant USA to Court Concerning Mail Service at United States Attorney's Office (ag) (Entered: 11/16/2001)

01/15/2002	23	NOTICE OF CHANGE OF ADDRESS by Douglas Scott Burdin representing plaintiffs GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. New address: Hunton & Williams 1900 K Street, NW Washington DC 20006 202-955-1500. (aet) (Entered: 01/22/2002)
04/04/2002	24	NOTICE OF SUPPLEMENTAL AUTHORITY by federal defendant USA (bjsp) (Entered: 04/05/2002)
04/15/2002	25	SUBSTITUTION OF COUNSEL for federal defendant USA, substituting Robert Ernest Leidenheimer Jr. for attorney Jane M. Lyons for USA (aet) (Entered: 04/19/2002)
11/27/2002	<u>26</u>	ORDER by Judge James Robertson: denying motion for judgment on the pleadings [16-1] by USA, granting motion for class certification [12-1] by plaintiffs status hearing set for 4:30 12/16/02 ; (N) (dam) (Entered: 11/27/2002)
12/13/2002	27	MOTION (CONSENT) filed by federal defendant USA to reschedule the 12/16/02 status conference until January 2003 (bcs) (Entered: 12/16/2002)
12/16/2002	<u>28</u>	ORDER by Judge James Robertson: granting motion to reschedule the 12/16/02 status conference until January [27-1] by USA (N) (dam) (Entered: 12/16/2002)
12/17/2002	29	MOTION filed by plaintiffs requesting approval of class notification plan and proposed notice ; exhibit (1) (bcs) (Entered: 12/18/2002)
01/07/2003	30	RESPONSE by federal defendant USA to motion requesting approval of class notification plan and proposed notice [29-1] by plaintiffs (bcs) (Entered: 01/08/2003)
01/09/2003	31	MOTION filed by plaintiff for David A. Domina, Nora M. Kane to appear pro hac vice (Domina Law PC 1065 North 115th Street, Suite 150, Omaha, Nebraska, 68154, (402)493-4100) ; affidavits (2) (bcs) Modified on 01/10/2003 (Entered: 01/10/2003)
01/13/2003		STATUS HEARING before Judge James Robertson: Held. The parties are to discuss notification of the class members and report to the court. Reporter: Dennis Dinkel (dam) (Entered: 01/13/2003)
01/13/2003	<u>32</u>	ORDER by Judge James Robertson: granting motion for David A. Domina, Nora M. Kane to appear pro hac vice (Domina Law PC 1065 North 115th Street, Suite 150, Omaha, Nebraska, 68154, (402)493-4100) [31-1] by plaintiffs (N) (dam) (Entered: 01/14/2003)
01/15/2003	33	JOINT MOTION by plaintiffs, federal defendant for protective order pursuant to rule 26, Fed.R.Civ.P. (bcs) (Entered: 01/16/2003)
01/16/2003	34	JOINT STATUS REPORT by plaintiffs, federal defendant (bcs) (Entered: 01/17/2003)
01/22/2003	<u>35</u>	PROTECTIVE ORDER by Judge James Robertson granting joint motion for protective order pursuant to rule 26, Fed.R.Civ.P. [33-1] by federal defendant, plaintiff ; setting forth procedures for handling confidential material; allowing designated material to be filed under seal. (N) (dam) (Entered: 01/23/2003)
08/02/2003		SCHEDULING NOTICE: status hearing set for 5:00 8/21/03 ; before Judge James Robertson courtroom 16. (dam) (Entered: 08/02/2003)
08/21/2003		STATUS HEARING before Judge James Robertson: Held. The parties are to send the court a scheduling order without the words proposed in it. Reporter: Dennis Dinkel (dam) (Entered: 08/21/2003)
08/21/2003	36	JOINT STATUS REPORT by plaintiffs, federal defendant addressing previously deferred local rule 16.3 issues (bcs) (Entered: 08/22/2003)
08/25/2003	<u>37</u>	SCHEDULING ORDER by Judge James Robertson. Please refer to order for details. (N) (dam) (Entered: 08/26/2003)
08/28/2003	<u>38</u>	SCHEDULING ORDER by Judge James Robertson: Please see order for details. (N) (dam) (Entered: 08/28/2003)
08/29/2003	<u>39</u>	ORDER by Judge James Robertson: the scheduling order filed 8/28/03 [#38] was filed in error and is vacated. (N) (dam) (Entered: 09/04/2003)

09/26/2003	40	JOINT REPORT by plaintiffs, federal defendant (bcs) (Entered: 09/29/2003)
09/26/2003	41	REQUEST by plaintiffs, federal defendant to set briefing schedule (bcs) (Entered: 09/29/2003)
10/14/2003	<u>42</u>	ORDER by Judge James Robertson: granting request to set briefing schedule [41-1] by federal defendant, plaintiff the parties shall brief the outstanding issues concerning class notice. Defendant shall file its brief no later than 10/17/03; the briefing schedule thereafter shall comply with local civil rule 7.1.(N) (dam) (Entered: 10/15/2003)
10/17/2003	43	RESPONSE by federal defendant USA to the court's order entered on 10/11/03, respectfully files brief regarding outstanding class notice issues [42-1]; exhibits (5) (bcs) (Entered: 10/20/2003)
10/28/2003	<u>44</u>	RESPONSE to <i>Defendant's Brief Concerning Class Notice</i> filed by GARY RICE. (Burdin, Douglas) (Entered: 10/28/2003)
11/03/2003	<u>45</u>	ENTERED IN ERROR.....First MOTION for Extension of Time to <i>provide last known address information</i> by UNITED STATES OF AMERICA. (Shine, Edith) Modified on 11/4/2003 (bcs,). (Entered: 11/03/2003)
11/03/2003	<u>46</u>	First MOTION for Extension of Time to <i>Provide Last Known Address Information</i> by UNITED STATES OF AMERICA. (Leidenheimer, Robert) (Entered: 11/03/2003)
11/04/2003		"NOTICE OF CORRECTED DOCKET ENTRY. Document No. 45 was entered in error, due to it being a duplicate to No. 46. (bcs,) (Entered: 11/04/2003)
11/07/2003	<u>47</u>	RESPONSE to <i>Defendant's Motion for Enlargement of Time and Request for Hearing to Show Cause</i> filed by GARY RICE. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Exhibit Exhibit 1# <u>3</u> Exhibit Exhibit 2# <u>4</u> Exhibit Exhibit 3# <u>5</u> Exhibit Exhibit 4)(Burdin, Douglas) (Entered: 11/07/2003)
11/07/2003	<u>48</u>	REPLY <i>Brief Concerning Class Notice</i> by UNITED STATES OF AMERICA. (Leidenheimer, Robert) (Entered: 11/07/2003)
11/13/2003		Calendar Entry, Set/Reset Hearings: Status Conference set for 12/12/2003 10:00 AM in Courtroom 16 before Judge James Robertson. (dam,) (Entered: 11/13/2003)
11/14/2003		Calendar Entry, Set/Reset Hearings: Status Conference re-set for 12/17/2003 04:45 PM in Courtroom 16 before Judge James Robertson. (dam,) (Entered: 11/14/2003)
11/19/2003	<u>49</u>	NOTICE OF TRANSCRIPT FILED for status hearing dates August 21, 2003. (bcs,) (Entered: 11/20/2003)
11/28/2003	<u>50</u>	REPLY in support of motion re <u>46</u> for <i>Enlargement; and Response to Plaintiffs' Motion for an Order to Show Cause [Dkt. # 47]</i> filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit GX 1)(Leidenheimer, Robert) (Entered: 11/28/2003)
12/10/2003	<u>51</u>	Joint STIPULATION re Calendar Entry, Set/Reset Hearings, <u>46</u> First MOTION for Extension of Time to <i>Provide Last Known Address Information</i> , <u>47</u> Response to any document, by ROBERT BRENNAN, SHERINE BRENNAN, SYLVIA HAFENFELD, LARRY HANFT, DANIEL JOYCE, SUSAN JOYCE, HUGH MCKEEN, GARY RICE, UNITED STATES OF AMERICA. (Leidenheimer, Robert) Modified on 12/11/2003 (bcs,). (Entered: 12/10/2003)
03/18/2004	<u>52</u>	ORDER granting, subject to language changes noted, plaintiffs' motion requesting approval of class notification plan and proposed notice 29 . Counsel are to submit an agreed final plan and form of notice by April 15, 2004 . Signed by Judge James Robertson on March 18, 2004. (MT) (Entered: 03/18/2004)
04/05/2004	<u>53</u>	MOTION for Reconsideration re <u>26</u> Order, <i>Granting Class Certification in Light of Doe v. Chao</i> by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Text of Proposed Order Decertifying Class# <u>2</u> Text of Proposed Order Stay Order approving class notification plan)(Valdez, Darrell) (Entered: 04/05/2004)
04/05/2004	<u>54</u>	NOTICE of Appearance by Darrell C. Valdez on behalf of UNITED STATES OF AMERICA (Valdez, Darrell) (Entered: 04/05/2004)

04/14/2004	<u>55</u>	RESPONSE to <i>Defendant's Motion for Reconsideration of Class Certification in Light of Supreme Court Decision in Doe v. Chao</i> filed by GARY RICE. (Attachments: # <u>1</u>)(Budd-Falen, Karen) (Entered: 04/14/2004)
04/15/2004	<u>56</u>	NOTICE by GARY RICE <i>Regarding Final Class Notification Plan and Class Notice</i> (Attachments: # <u>1</u> Class Notice)(Burdin, Douglas) (Entered: 04/15/2004)
04/21/2004	<u>57</u>	REPLY to opposition to motion re <u>53</u> to <i>Reconsider Class Certification in Light of Doe v. Chao</i> filed by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 04/21/2004)
04/27/2004		Motion Hearing and Status Conference set for 5/6/2004 10:00 AM in Courtroom 16 before Judge James Robertson. (dam,) (Entered: 04/27/2004)
06/15/2004	<u>58</u>	ORDER denying defendant's motion for reconsideration <u>53</u> . The Clerk is directed to schedule a status conference . Signed by Judge James Robertson on June 15, 2004. (MT) (Entered: 06/15/2004)
07/06/2004		Status Conference set for 7/19/2004 04:45 PM in Courtroom 16 before Judge James Robertson. (dam,) (Entered: 07/06/2004)
07/19/2004		Minute Entry for proceedings held before Judge James Robertson : status hearing held on 7/19/2004; plaintiffs' counsel, Ms. Budd-Falen, participated via telephone. Plaintiffs are to submit a draft Order by July 23, 2004. Defendant is to submit any objections by July 30, 2004. The Court will file an Order regarding class action thereafter. (Court Reporter Dolores Byers.) (mlp,) (Entered: 07/19/2004)
07/23/2004	<u>59</u>	NOTICE by GARY RICE <i>Containing Draft Order</i> (Attachments: # <u>1</u> Text of Proposed Order Draft Order fo Class Notice# <u>2</u> Attachment to Draft Order)(Burdin, Douglas) (Entered: 07/23/2004)
07/30/2004	<u>60</u>	RESPONSE to <i>Plaintiffs' Proposed Class Notice</i> filed by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 07/30/2004)
08/04/2004	<u>61</u>	RESPONSE to <i>Defendants' Objection to Plaintiffs' Notice Containing Draft Order</i> filed by ROBERT BRENNAN, SHERINE BRENNAN, SYLVIA HAFENFELD, LARRY HANFT, DANIEL JOYCE, SUSAN JOYCE, HUGH MCKEEN, GARY RICE. (Burdin, Douglas) (Entered: 08/04/2004)
08/13/2004	<u>62</u>	ORDER approving and so ordering plaintiffs' draft class notice <u>59</u> . Signed by Judge James Robertson on August 13, 2004. (MT) (Entered: 08/13/2004)
09/23/2004	<u>63</u>	NOTICE Of Class Notification Mailing by ROBERT BRENNAN, SHERINE BRENNAN, SYLVIA HAFENFELD, LARRY HANFT, DANIEL JOYCE, SUSAN JOYCE, HUGH MCKEEN, GARY RICE (lc,) (Entered: 09/28/2004)
10/19/2004	<u>64</u>	MOTION to Compel <i>Defendant to Furnish Addresses and Request to Extend Class Opt Out Period</i> by ROBERT BRENNAN, SHERINE BRENNAN, SYLVIA HAFENFELD, LARRY HANFT, DANIEL JOYCE, SUSAN JOYCE, HUGH MCKEEN, GARY RICE. (Attachments: # <u>1</u> Affidavit of Karen Budd-Falen# <u>2</u> Text of Proposed Order)(Burdin, Douglas) (Entered: 10/19/2004)
11/30/2004	<u>65</u>	ORDER extending opt-out period for potential class members related to motion <u>64</u> . Signed by Judge James Robertson on November 30, 2004. (MT) (Entered: 11/30/2004)
01/06/2005	<u>66</u>	ORDER re opt out of class action notices received by Court. Signed by Judge James Robertson on January 6, 2005. (MT) (Entered: 01/06/2005)
02/11/2005	<u>67</u>	NOTICE of <i>Withdrawal of Attorney Douglas S. Burdin</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD (Burdin, Douglas) (Entered: 02/11/2005)
04/22/2005	<u>68</u>	MOTION for Settlement <i>Motion for Assignment of a Magistrate Judge for Purposes of a Settlement Conference</i> by GARY RICE. (Budd-Falen, Karen) (Entered: 04/22/2005)
04/26/2005	<u>69</u>	NOTICE Of Class Notification Mailing by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD (Budd-Falen, Karen) (Entered: 04/26/2005)

05/04/2005	<u>70</u>	ORDER that the Court calls for a response to plaintiffs' motion for a settlement referral <u>68</u> . Signed by Judge James Robertson on May 4, 2005. (MT) (Entered: 05/04/2005)
05/04/2005	<u>71</u>	RESPONSE to <i>Plaintiff's Motion for Assignment of Magistrate Judge for Settlement Conference</i> filed by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 05/04/2005)
05/05/2005	<u>72</u>	ORDER REFERRING CASE to Magistrate Judge for settlement. It is further ordered that all proceedings in this case are stayed for a period of 90 days after the date of this order and that the parties file a status report on or before August 5, 2005 . Signed by Judge James Robertson on May 5, 2005. (MT) (Entered: 05/05/2005)
05/09/2005	<u>73</u>	REPLY to <u>69</u> <i>Plaintiffs' Ntoice of Class Notification Mailing</i> filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit Giffen Declaration# <u>2</u> Exhibit Letter dated 2/13/04# <u>3</u> Exhibit Letter dated 9/9/04# <u>4</u> Exhibit Letter dated 9/15/04# <u>5</u> Exhibit Letter dated 10/5/04# <u>6</u> Exhibit Letter dated 11/3/04# <u>7</u> Exhibit Letter dated 11/19/04# <u>8</u> Exhibit Letter dated 2/17/05)(Valdez, Darrell) (Entered: 05/09/2005)
05/11/2005		CASE REFERRED to Magistrate Judge Deborah A. Robinson for Settlement. (jsc) (Entered: 05/11/2005)
05/11/2005		Set Hearing: Settlement Conference set for Tuesday 5/24/2005 @ 09:30 AM in Courtroom 25 before Magistrate Judge Deborah A. Robinson.(EW) (Entered: 05/11/2005)
05/13/2005	<u>74</u>	Joint MOTION to Continue <i>Reschedule Settlement Conference</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Budd-Falen, Karen) (Entered: 05/13/2005)
05/13/2005		MINUTE ORDER granting <u>74</u> Motion to Continue Settlement Conference. Signed by Magistrate Judge Deborah A. Robinson on 5/13/05. (EW) (Entered: 05/13/2005)
05/13/2005		Set/Reset Hearing: Settlement Conference re-set for Wednesday, 6/29/2005 @ 09:30 AM in Courtroom 25 before Magistrate Judge Deborah A. Robinson. (EW) (Entered: 05/13/2005)
05/16/2005	<u>75</u>	MOTION for Extension of Time to <i>Reply to 69 Defendant's Reply to Plaintiffs' Notice of Class Notification Mailing</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Budd-Falen, Karen) Modified on 5/17/2005 (lc,). (Entered: 05/16/2005)
05/19/2005		MINUTE ORDER: Court grants plaintiffs' motion for extension of time <u>75</u> to May 23, 2005. Signed by Judge James Robertson on May 19, 2005. (MT) (Entered: 05/19/2005)
05/23/2005	<u>76</u>	REPLY <i>Plaintiffs' Opposition to Defendants' Reply to 69 Notice of Class Action Mailing</i> filed by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Attachments: # <u>1</u> Affidavit Declaration of Karen Budd-Falen)(Budd-Falen, Karen) Modified on 5/24/2005 (lc,). (Entered: 05/23/2005)
06/02/2005	<u>77</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>76</u> Reply to Document, <i>Plaintiffs' Opposition to Defendant's Response to Notice of Class Action Mailing</i> by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 06/02/2005)
06/06/2005		MINUTE ORDER: Court grants defendant's unopposed motion for extension of time <u>77</u> to June 9, 2005. Signed by Judge James Robertson on June 6, 2005. (MT) (Entered: 06/06/2005)
06/09/2005	<u>78</u>	REPLY to <u>69</u> <i>Plaintiffs' Opposition to Defendant's Response to Notice of Class Mailing</i> filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Affidavit Second Giffen Declaration# <u>2</u> Affidavit Berry Declaration)(Valdez, Darrell) (Entered: 06/09/2005)
06/29/2005		Minute Entry for proceedings held before Magistrate Judge Deborah A. Robinson : Settlement Conference held on 6/29/2005. (srr) (Entered: 06/29/2005)

06/29/2005		Set Hearings: Settlement Conference set for 7/19/2005 at 09:30 AM in Courtroom 25 before Magistrate Judge Deborah A. Robinson. (srr) (Entered: 06/29/2005)
07/18/2005	<u>79</u>	MOTION for Leave to Appear Via Telephone <i>Consent Motion to Vacate Settlement Conference or in the Alternative, Request for Plaintiffs' Counsel to Attend via Telephone</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Budd-Falen, Karen) (Entered: 07/18/2005)
07/18/2005		MINUTE ORDER denying in part <u>79</u> Consent Motion to Vacate Settlement Conference; granting, in the alternative, Request for Plaintiffs' Counsel to Attend Settlement Conference Via Telephone. Signed by Magistrate Judge Deborah A. Robinson on July 18, 2005. (srr) (Entered: 07/18/2005)
07/19/2005		Minute Entry for proceedings held before Magistrate Judge Deborah A. Robinson : Settlement Conference held on 7/19/2005. Settlement Conference set for Wednesday 7/28/2005 @ 11:00 AM in Courtroom 25 before Magistrate Judge Deborah A. Robinson; Plaintiffs' Counsel to Attend Settlement Conference Via Telephone (EW) (Entered: 07/19/2005)
07/28/2005		Minute Entry for proceedings held before Magistrate Judge Deborah A. Robinson : Settlement Conference held on 7/28/2005. Settlement Conference set for Tuesday, 8/23/2005 @ 02:00 PM in Courtroom 25 before Magistrate Judge Deborah A. Robinson; Plaintiffs' Counsel to Attend Settlement Conference Via Telephone. (EW) (Entered: 07/28/2005)
08/04/2005	<u>80</u>	Joint MOTION to Stay of <i>Proceedings</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD, UNITED STATES OF AMERICA. (Budd-Falen, Karen) (Entered: 08/04/2005)
08/05/2005		ORDER granting <u>80</u> Motion to Stay . Signed by Judge James Robertson on 8/5/05. (Robertson, James) (Entered: 08/05/2005)
08/23/2005		Minute Entry for proceedings held before Magistrate Judge Deborah A. Robinson : Settlement Conference held on 8/23/2005. Settlement Conference set for Monday, 9/12/2005 @ 02:00 PM in Courtroom 25 before Magistrate Judge Deborah A. Robinson. (EW) Modified on 9/8/2005 (EW,). (Entered: 08/23/2005)
09/12/2005		Minute Entry for proceedings held before Deborah A. Robinson : Settlement Conference held on 9/12/2005. Settlement Conference set for Thursday, 9/15/2005 @ 01:30 PM in Courtroom 25 before Magistrate Judge Deborah A. Robinson. (EW) (Entered: 09/12/2005)
09/15/2005		Minute Entry for proceedings held before Deborah A. Robinson : Settlement Conference conducted on 9/15/2005; Counsel shall jointly telephone the chambers of the undersigned by noon on Tuesday, September 20th to advise the court of the status. (Entered: 09/15/2005)
09/20/2005	<u>81</u>	STATUS REPORT (<i>Joint</i>) by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 09/20/2005)
09/20/2005		Minute Entry for proceedings held before Magistrate Judge Deborah A. Robinson : Telephone Conference held on 9/20/2005. Parties shall jointly telephone chambers on 10/11/05 @ 3:30 PM. (EW) (Entered: 09/20/2005)
10/11/2005		Minute Entry for proceedings held before Magistrate Judge Deborah A. Robinson : Telephone Conference held on 10/11/2005. (EW) (Entered: 10/11/2005)
10/13/2005	<u>82</u>	STATUS REPORT (<i>Joint</i>) by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 10/13/2005)
10/25/2005	<u>83</u>	ORDER that defendant shall have until November 28, 2005 to file a dispositive motion. Signed by Judge James Robertson on October 25, 2005. (MT) (Entered: 10/25/2005)
11/22/2005	<u>84</u>	MOTION for Extension of Time to File <i>Dispositive Motions</i> by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 11/22/2005)

11/29/2005		MINUTE ORDER: Court grants defendant's motion for extension of time <u>84</u> to December 19, 2005. Signed by Judge James Robertson on November 29, 2005. (MT) (Entered: 11/29/2005)
12/19/2005	<u>85</u>	MOTION for Partial Summary Judgment <i>and Memorandum in Support Thereof</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Attachments: # <u>1</u> # <u>2</u> Exhibit 1# <u>3</u> # <u>4</u> Exhibit 3# <u>5</u> Exhibit 4# <u>6</u> Exhibit 5 Part 1# <u>7</u> Exhibit 5 Part 2# <u>8</u> Affidavit # <u>9</u> Affidavit # <u>10</u> Affidavit # <u>11</u> Affidavit # <u>12</u> Affidavit # <u>13</u> Affidavit # <u>14</u> Affidavit # <u>15</u> Affidavit)(Budd-Falen, Karen) (Entered: 12/19/2005)
12/19/2005	<u>86</u>	MOTION for Summary Judgment by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2a – 2e# <u>3</u> Exhibit 3a – 3f (Under Seal)# <u>4</u> Exhibit 4a – 4f (Under Seal)# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8 (Under Seal)# <u>9</u> Text of Proposed Order)(Valdez, Darrell) (Entered: 12/19/2005)
12/20/2005	<u>87</u>	MOTION to Seal <i>Exhibit 1 to Plaintiffs' Partial Motion for Summary Judgment and Memorandum in Support Thereof</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Attachments: # <u>1</u> Proposed Order to Seal)(Budd-Falen, Karen) (Entered: 12/20/2005)
12/20/2005	<u>88</u>	Consent MOTION to Seal Document (<i>Defense Exhibits 3a–3f, 4a–4f, and 8</i>) by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit 3a–3f (Under Seal)# <u>2</u> Exhibit 4a–4f (Under Seal)# <u>3</u> Exhibit 8 (Under Seal))(Valdez, Darrell) (Entered: 12/20/2005)
12/21/2005		MINUTE ORDER granting defendant's motion to seal documents <u>88</u> . Signed by Judge James Robertson on December 21, 2005. (MT) (Entered: 12/21/2005)
12/29/2005	<u>89</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>86</u> MOTION for Summary Judgment, <u>85</u> MOTION for Partial Summary Judgment <i>and Memorandum in Support Thereof</i> by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 12/29/2005)
01/04/2006		MINUTE ORDER granting defendant's consented motion for extension of time <u>89</u> to January 17, 2006. Signed by Judge James Robertson on January 4, 2006. (MT) (Entered: 01/04/2006)
01/17/2006	<u>90</u>	Memorandum in opposition to re <u>85</u> <i>Plaintiffs' Motion for Partial Summary Judgment</i> filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Statement of Facts # <u>2</u> Exhibit 9# <u>3</u> Exhibit 10# <u>4</u> Exhibit 11# <u>5</u> Exhibit 12# <u>6</u> Exhibit 13# <u>7</u> Text of Proposed Order)(Valdez, Darrell) (Entered: 01/17/2006)
01/17/2006	<u>91</u>	ENTERED IN ERROR.....RESPONSE to <i>Defendant's Motion for Summary Judgment</i> filed by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Attachments: # <u>1</u> Exhibits 1 and 2 to Response to Defendant's Motion for Summary Judgment)(Budd-Falen, Karen) Modified on 1/18/2006 (lc,). (Entered: 01/17/2006)
01/17/2006	<u>92</u>	MOTION to Seal Document <i>Exhibit 1 to Plaintiff's Response to Defendant's Motion for Summary Judgment</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Attachments: # <u>1</u> proposed Order Granting Plaintiff's Motion to Seal)(Budd-Falen, Karen) (Entered: 01/17/2006)
01/17/2006	<u>93</u>	ENTERED IN ERROR.....AFFIDAVIT re <u>91</u> Response to any document, <i>Plaintiffs' Response to Defendant's Motion for Summary Judgment</i> by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Budd-Falen, Karen) Modified on 1/18/2006 (lc,). (Entered: 01/17/2006)
01/17/2006	<u>94</u>	Memorandum in opposition to re <u>86</u> MOTION for Summary Judgment filed by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Attachments: # <u>1</u> Exhibit 1–2# <u>2</u> Affidavit)(lc,) (Entered: 01/18/2006)

01/18/2006		NOTICE OF CORRECTED DOCKET ENTRY: re <u>91</u> Response, <u>93</u> Affidavit, were entered in error and have been refiled by the Court in the correct category (see docket entry #94). (lc,) (Entered: 01/18/2006)
01/19/2006		MINUTE ORDER granting plaintiffs' motion to seal Exhibit 1 to plaintiffs' response to defendant's motion for summary judgment <u>92</u> . Signed by Judge James Robertson on January 19, 2006. (MT) (Entered: 01/19/2006)
01/24/2006	<u>95</u>	REPLY to opposition to motion re <u>85</u> <i>Plaintiffs' Reply to Defendant's Opposition to Plaintiffs' Cross-Motion for Partial Summary Judgment</i> filed by GARY RICE, LARRY HANFT, HUGH MCKEEN, ROBERT BRENNAN, SHERINE BRENNAN, DANIEL JOYCE, SUSAN JOYCE, SYLVIA HAFENFELD. (Attachments: # <u>1</u> Declarations of Gary Rice, Hugh McKeen, Larry Hanft, Bruce Hafenfeld and Sylvia Hafenfeld)(Budd-Falen, Karen) (Entered: 01/24/2006)
01/27/2006	<u>96</u>	REPLY to opposition to motion re <u>86</u> <i>for Summary Judgment</i> filed by UNITED STATES OF AMERICA. (Valdez, Darrell) (Entered: 01/27/2006)
08/27/2007	<u>97</u>	MEMORANDUM. Signed by Judge James Robertson on August 27, 2007. (MT) (Entered: 08/27/2007)
08/27/2007	<u>98</u>	ORDER denying plaintiffs' motion for partial summary judgment <u>85</u> ; granting defendant's motion for summary judgment as to the named plaintiffs and the class is decertified <u>86</u> . Signed by Judge James Robertson on August 27, 2007. (MT) (Entered: 08/27/2007)