

**U.S. District Court
Northern District of Texas (Fort Worth)
CIVIL DOCKET FOR CASE #: 4:21-cv-01048-O**

Mayfield v. U.S. Department of Housing and Urban
Development et al
Assigned to: Judge Reed C. O'Connor
Cause: 05:552 Freedom of Information Act

Date Filed: 09/13/2021
Date Terminated: 08/10/2022
Jury Demand: None
Nature of Suit: 895 Other Statutes:
Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Kimberly P. Mayfield

represented by **Kimberly Phelan Mayfield**
P.O. Box 1026
Burleson, TX 76097
817-475-0313
Email: kimberlymayfieldlaw@gmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Bar Status: Admitted/In Good Standing

Graigory Brooks Fancher
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817/877-1088
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ATTORNEY TO BE NOTICED
Bar Status: Admitted/In Good Standing

V.

Defendant

**US Department of Housing and Urban
Development**

represented by **Tami C Parker-DOJ**
US Attorney's Office
801 Cherry Street, Suite 1700
Fort Worth, TX 76102
817-252-5200
Fax: 817-252-5458
Email: tami.parker@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Bar Status: Not Admitted

Defendant

U.S. Office of Personnel Management
TERMINATED: 04/11/2022

represented by **Tami C Parker-DOJ**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Bar Status: Not Admitted

Mediator

ADR Provider

represented by **John W Brookman**
Brookman PLLC
6300 Ridglea Place
Fort Worth, TX 76116
817-725-7070
Fax: 817-887-1276

Date Filed	#	Docket Text
09/13/2021	<u>1</u>	COMPLAINT against All Defendants filed by Kimberly P. Mayfield. (Filing fee \$402; Receipt number 0539-12210069) Clerk to issue summons(es) for federal defendant(s). In each Notice of Electronic Filing, the judge assignment is indicated, and a link to the Judges Copy Requirements and Judge Specific Requirements is provided. The court reminds the filer that any required copy of this and future documents must be delivered to the judge, in the manner prescribed, within three business days of filing. Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms, instructions, and exemption information may be found at www.txnd.uscourts.gov , or by clicking here: Attorney Information – Bar Membership . If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge. (Attachments: # <u>1</u> Cover Sheet) (Mayfield, Kimberly) (Entered: 09/13/2021)
09/13/2021	<u>2</u>	CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by Kimberly P. Mayfield. (Mayfield, Kimberly) (Entered: 09/13/2021)
09/13/2021	<u>3</u>	New Case Notes: A filing fee has been paid. File to: Judge O'Connor. Pursuant to Misc. Order 6, Plaintiff is provided the Notice of Right to Consent to Proceed Before A U.S. Magistrate Judge. Clerk to provide copy to plaintiff if not received electronically. Attorneys are further reminded that, if necessary, they must comply with Local Rule 83.10(a) within 14 days or risk the possible dismissal of this case without prejudice or without further notice. (pef) (Entered: 09/13/2021)
09/13/2021	<u>4</u>	Summons issued as to U.S. Department of Housing and Urban Development, U.S. Office of Personnel Management, U.S. Attorney, and U.S. Attorney General. (pef) (Entered: 09/13/2021)
09/25/2021	<u>5</u>	SUMMONS Returned Executed as to U.S. Department of Housing and Urban Development; served on 09/16/2021, U.S. Department of Housing and Urban Development (U.S. Attorney); served on 09/16/2021, U.S. Department of Housing and Urban Development (U.S. Attorney General); served on 09/16/2021. SUMMONS Returned Executed as to U.S. Office of Personnel Management; served on 09/16/2021, U.S. Office of Personnel Management (U.S. Attorney); served on 09/16/2021, U.S. Office of Personnel Management (U.S. Attorney General); served on 09/16/2021. (Attachments: # <u>1</u> Declaration(s) HUD, # <u>2</u> Declaration(s) OPM) (Mayfield, Kimberly) Modified docket entry and service dates on 9/28/2021 (pef). (Entered: 09/25/2021)
10/15/2021	<u>6</u>	ANSWER to <u>1</u> Complaint,,, filed by U.S. Department of Housing and Urban Development. Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms and Instructions found at www.txnd.uscourts.gov , or by clicking here: Attorney Information – Bar Membership . If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge. Attorneys are further reminded that, if necessary, they must comply with Local Rule 83.10(a) within 14 days or risk the possible dismissal of this case without prejudice or without further notice. Attorney Tami C Parker-DOJ added to party U.S. Department of Housing and Urban Development(pty:dft) (Parker-DOJ, Tami) (Entered: 10/15/2021)
10/15/2021	<u>7</u>	MOTION to Strike <u>1</u> Complaint,,, <i>Specific Allegations therein</i> filed by U.S. Department of Housing and Urban Development with Brief/Memorandum in Support. (Parker-DOJ, Tami) (Entered: 10/15/2021)
10/15/2021	<u>8</u>	Unopposed Motion for Extension of Time to File Answer filed by U.S. Office of Personnel Management with Brief/Memorandum in Support. (Attachments: # <u>1</u> Proposed Order) Attorney Tami C Parker-DOJ added to party U.S. Office of Personnel Management(pty:dft) (Parker-DOJ, Tami) (Entered: 10/15/2021)
10/15/2021	<u>9</u>	CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by U.S. Department of Housing and Urban Development, U.S. Office of Personnel

		Management. (Parker–DOJ, Tami) (Entered: 10/15/2021)
10/28/2021	<u>10</u>	RESPONSE filed by Kimberly P. Mayfield re: <u>7</u> MOTION to Strike <u>1</u> Complaint, <i>Specific Allegations therein</i> (Attachments: # <u>1</u> Proposed Order) (Fancher, Graigory) (Entered: 10/28/2021)
10/29/2021	<u>11</u>	ANSWER to <u>1</u> Complaint, filed by U.S. Office of Personnel Management. Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms and Instructions found at www.txnd.uscourts.gov, or by clicking here: Attorney Information – Bar Membership . If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge. Attorneys are further reminded that, if necessary, they must comply with Local Rule 83.10(a) within 14 days or risk the possible dismissal of this case without prejudice or without further notice. (Parker–DOJ, Tami) (Entered: 10/29/2021)
11/01/2021	<u>12</u>	ORDER REQUIRING SCHEDULING CONFERENCE AND REPORT FOR CONTENTS OF SCHEDULING ORDER: The Joint Report shall be filed on or before November 30, 2021. (Ordered by Judge Reed C. O'Connor on 11/1/2021) (mmw) (Entered: 11/02/2021)
11/12/2021	<u>13</u>	REPLY filed by U.S. Department of Housing and Urban Development re: <u>7</u> MOTION to Strike <u>1</u> Complaint <i>Specific Allegations therein</i> . (Parker–DOJ, Tami) (Entered: 11/12/2021)
11/30/2021	<u>14</u>	Joint STATUS REPORT <i>Regarding Contents of Scheduling Order</i> filed by Kimberly P. Mayfield. (Fancher, Graigory) (Entered: 11/30/2021)
11/30/2021	<u>15</u>	ORDER...Before the Court is Parties Joint Status Report (ECF No. <u>14</u>), filed November 30, 2021. The Court ORDERS the parties to appear for a hearing on Thursday, December 2, 2021, at 2:00 p.m. in the Second Floor Courtroom, 501 W. 10th Street, Fort Worth, Texas. (Ordered by Judge Reed C. O'Connor on 11/30/2021) (wxc) (Entered: 11/30/2021)
12/02/2021	<u>16</u>	ELECTRONIC Minute Entry for proceedings held before Judge Reed C. O'Connor: Status Conference held on 12/2/2021. Motion to strike <u>7</u> – MOOT. The Fort Worth Office is ordered to produce documents by 1/3/2022. A joint status report shall be filed on or before 3/1/2022. Attorney Appearances: Plaintiff – Graigory Fancher; Defense – Tami Parker. (Court Reporter: Zoie Williams) (No exhibits) Time in Court – :22. (chmb) (Entered: 12/02/2021)
02/15/2022	<u>17</u>	Notice of Filing of Official Electronic Transcript of Status Conference Proceedings held on 12.2.21 before Judge Reed O'Connor. Court Reporter/Transcriber Zoie Williams, Telephone number 817.850.6630. Parties are notified of their <u>duty to review</u> the transcript. A copy may be purchased from the court reporter or viewed at the clerk's office. If the transcript contains personal identifiers that must be redacted under MO 61, Fed.R.Civ.P. 5.2 or Fed.R.Crim.P. 49.1, or if the transcript contains the name of a minor child victim or a minor child witness that must be redacted under 18 U.S.C. § 3509, file a <u>Redaction Request – Transcript</u> within 21 days. If no action is taken, the entire transcript will be made available through PACER without redaction after 90 calendar days. The clerk will mail a copy of this notice to parties not electronically noticed. (28 pages) Redaction Request due 3/8/2022. Redacted Transcript Deadline set for 3/18/2022. Release of Transcript Restriction set for 5/16/2022. (zow) (Entered: 02/15/2022)
03/01/2022	<u>18</u>	Amended STATUS REPORT <i>Regarding Contents of Scheduling Order</i> filed by Kimberly P. Mayfield. (Fancher, Graigory) (Entered: 03/01/2022)
03/09/2022	<u>19</u>	SCHEDULING ORDER: Joinder of Parties due by 5/9/2022. Amended Pleadings due by 5/9/2022. Motions due by 8/1/2022. Deadline for mediation is on or before 6/1/2022. Discovery due by 7/1/2022. Pretrial Order due by 11/3/2022. This case is set for trial on this Court's four–week docket beginning November 28, 2022 in US Courthouse, Courtroom 2nd Floor, 501 W. 10th St. Fort Worth, TX 76102–3673 before Judge Reed C. O'Connor. (Ordered by Judge Reed C. O'Connor on 3/9/2022) (sre) (Entered: 03/09/2022)

03/22/2022	<u>20</u>	ELECTRONIC ORDER finding as moot <u>8</u> Motion for Extension of Time to File Answer (Ordered by Judge Reed C. O'Connor on 3/22/2022) (chmb) (Entered: 03/22/2022)
04/08/2022	<u>21</u>	MOTION to Dismiss <i>without Prejudice Defendant U.S. Office of Personnel Management</i> filed by Kimberly P. Mayfield (Attachments: # <u>1</u> Proposed Order Granting Plaintiffs Motion to Dismiss without Prejudice Defendant U.S. Office of Personnel Management) (Fancher, Graigory) (Entered: 04/08/2022)
04/11/2022	<u>22</u>	ORDER granting <u>21</u> Motion to Dismiss. Party U.S. Office of Personnel Management terminated. <u>21</u> Motion to Dismiss, filed by Kimberly P. Mayfield terminated. Plaintiff's claims against Defendant U.S. Office of Personnel Management are DISMISSED without prejudice, and all costs which have accrued herein shall be assessed against the party incurring. (Ordered by Judge Reed C. O'Connor on 4/11/2022) (sre) (Entered: 04/11/2022)
05/09/2022	<u>23</u>	ANSWER (AMENDED) to <u>1</u> Complaint, filed by US Department of Housing and Urban Development. Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms and Instructions found at www.txnd.uscourts.gov , or by clicking here: Attorney Information – Bar Membership . If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge. Attorneys are further reminded that, if necessary, they must comply with Local Rule 83.10(a) within 14 days or risk the possible dismissal of this case without prejudice or without further notice. (Parker–DOJ, Tami) Enhanced text on 5/9/2022 (dsr). (Entered: 05/09/2022)
06/08/2022	<u>24</u>	Joint STATUS REPORT <i>Regarding Mediation</i> filed by Kimberly P. Mayfield. (Fancher, Graigory) (Entered: 06/08/2022)
06/29/2022	<u>25</u>	Joint STATUS REPORT <i>Advising of Settlement</i> filed by Kimberly P. Mayfield. (Fancher, Graigory) (Entered: 06/29/2022)
06/29/2022	<u>26</u>	ORDER: The parties have informed the Court that they have agreed to settle this matter. See ECF No. <u>25</u> . Accordingly, the parties are ORDERED to file a stipulation of dismissal no later than August 29, 2022. (Ordered by Judge Reed C. O'Connor on 6/29/2022) (mmw) (Entered: 06/29/2022)
06/30/2022	<u>27</u>	Alternative Dispute Resolution Summary filed by John Walton Brookman. Attorneys in Attendance: Graigory B. Fancher, Tami C. Parker. Prv Fee: \$ \$1300. Outcome of ADR: Settled as a result of ADR. (Brookman, John) (Entered: 06/30/2022)
08/10/2022	<u>28</u>	STIPULATION OF DISMISSAL by Kimberly P. Mayfield. (Fancher, Graigory) (Entered: 08/10/2022)
08/10/2022		Civil Case Terminated Per <u>28</u> . (wxc) (Entered: 08/11/2022)