

CLOSED, REFDS

**U.S. District Court
Eastern District of Kentucky (London)
CIVIL DOCKET FOR CASE #: 6:02-cv-00428-KKC**

Edwards, et al v. CT Valley Arms, et al
Assigned to: Judge Karen K. Caldwell
Referred to: J. B. Johnson, Jr
Demand: \$0
Cause: 28:1332 Diversity-Personal Injury

Date Filed: 08/09/2002
Date Terminated: 10/14/2004
Jury Demand: Both
Nature of Suit: 365 Personal Inj. Prod.
Liability
Jurisdiction: Diversity

Plaintiff**Jimmy D. Edwards**

represented by **Lance W. Turner**
Carroll & Turner, PSC
56 Court Street
Monticello , KY 42633
606-348-9767
Fax: 606-348-3459
Email: lturner70@windstream.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**Melanie Edwards**

represented by **Lance W. Turner**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**CT Valley Arms**

represented by **James E. Singer**
Bovis, Kyle & Burch, LLC
200 Ashford Center N.
Suite 500
Atlanta , GA 30338-2668
770-391-9100
Fax: 770-668-0878
Email: jes@boviskyle.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lynn C. Stidham
Stidham & Associates, P.S.C.

401 Lewis Hargett Circle
 Suite 250
 Lexington , KY 40503
 859-219-2255
 Fax: 859-219-3395
 Email: lynn@stidhamlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Dikar, S. Coop LTDA

represented by **John Kenneth Bush**
 Greenebaum, Doll & McDonald PLLC
 - Louisville
 101 S. Fifth Street
 3500 National City Tower
 Louisville , KY 40202-3197
 502-587-3668
 Fax: 502-540-2252
 Email: jkb@gdm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark T. Hayden
 Greenebaum, Doll & McDonald PLLC
 - Cincinnati
 255 E. Fifth Street
 2800 Chemed Center
 Cincinnati , OH 45202-4278
 513-455-7643
 Fax: 513-455-8500
 Email: mth@gdm.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V. Thomas Fryman , Jr.
 Greenebaum, Doll & McDonald,
 P.L.L.C.
 300 W. Vine Street
 Suite 1100
 Lexington , KY 40507
 859-231-8500
 Fax: FAX 859-255-2742
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

D.C. 1980, Inc.
formerly known as
 Connecticut Valley Arms, Inc.

represented by **James E. Singer**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lynn C. Stidham
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/09/2002	1	COMPLAINT (2 summons(es) issued) with copy, sm to plfs' atty for svc; fee paid \$150.00, Receipt No. 097715 (NHS) (Entered: 08/09/2002)
09/04/2002	2	AMENDED COMPLAINT [1-1] by plf Jimmy D. Edwards, plf Melanie Edwards; adding dft D.C. 1980; jury demand (NHS) Modified on 09/20/2002 (Entered: 09/06/2002)
09/27/2002	3	RETURN OF SERVICE executed upon dft CT Valley Arms on 9/27/02 by Sec of State (NHS) (Entered: 10/02/2002)
09/27/2002	4	RETURN OF SERVICE executed upon dft D.C. 1980 on 9/27/02 by Sec of State (NHS) (Entered: 10/02/2002)
10/03/2002	5	RETURN OF SERVICE executed upon dft D.C. 1980 on 10/3/02 by Sec of State (NHS) (Entered: 10/17/2002)
10/04/2002	6	RETURN OF SERVICE executed upon dft CT Valley Arms on 10/4/02 by Sec of State (NHS) (Entered: 10/17/2002)
10/18/2002	7	RETURN OF SERVICE executed upon dft Dikar, S. Coop LTDA on 10/18/02 by Sec of State (NHS) (Entered: 10/18/2002)
10/18/2002	8	ANSWER by dft D.C. 1980 f/k/a Connecticut Valley Arms to AMD CMP [2-1], to CMP [1-1]; jury demand (NHS) (Entered: 10/18/2002)
10/18/2002	9	NOTICE TO ATTORNEY James E. Singer By Clerk re: L.R.3- Attorney Admission procedure (NHS) (Entered: 10/18/2002)
11/01/2002	10	MOTION by dft CT Valley Arms for attorney JAMES E. SINGER to appear pro hac vice; phv fee pd rcpt # 103261 (RBB) Modified on 11/06/2002 (Entered: 11/06/2002)
11/06/2002		SUBMITTED re motion for attorney JAMES E. SINGER to appear pro hac vice; phv fee pd rcpt # 103261 [10-1] is submitted (RBB) (Entered: 11/06/2002)
11/06/2002	15	MOTION & MEMORANDUM IN SUPPORT by dft Dikar, S. Coop LTDA to dismiss for lack of jurisdiction (NOTE; Attachments to memorandum in separate folder in clerk's office) (NHS) (Entered: 11/12/2002)
11/07/2002	11	RETURN OF SERVICE executed upon defendant Dikar, S. Coop LTDA on 11/7/02 by Sec. State (SD) (Entered: 11/07/2002)
11/07/2002	12	ORDER by Judge Danny C. Reeves granting motion for attorney JAMES E. SINGER to appear pro hac vice; phv fee pd rcpt # 103261 [10-1] defendant CT Valley Arms (cc: all counsel) [EOD Date: 11/7/02] (SD) (Entered: 11/07/2002)

11/08/2002	13	RETURN OF SERVICE unexecuted - attempted as to defendant Dikar, S. Coop LTDA; service attempted by Secretary of State (RBB) (Entered: 11/08/2002)
11/08/2002	14	RETURN OF SERVICE executed upon defendant Dikar, S. Coop LTDA on 11/8/02; service attempted by Sec of State (RBB) (Entered: 11/08/2002)
11/14/2002	16	RETURN OF SERVICE executed upon dft Dikar, S. Coop LTDA on 10/24/02 by svc on Juan Muniategui Maiztegui (NHS) (Entered: 11/14/2002)
11/22/2002	19	RESPONSE IN OPPOSITION by plf Jimmy D. Edwards, plf Melanie Edwards to mtn to dismiss for lack of jurisdiction [15-1] (NHS) (Entered: 11/26/2002)
11/25/2002	17	SUPPLEMENTAL RETURN OF SERVICE by dft Dikar, S. Coop LTDA by Sec of State (NHS) (Entered: 11/26/2002)
11/25/2002	18	SUPPLEMENTAL RETURN OF SERVICE by dft Dikar, S. Coop LTDA by Sec of State (NHS) (Entered: 11/26/2002)
12/05/2002	20	REPLY by dft Dikar, S. Coop LTDA to response to mtn to dismiss for lack of jurisdiction [15-1] (NHS) (Entered: 12/09/2002)
12/09/2002		SUBMITTED re mtn to dismiss for lack of jurisdiction [15-1] is submitted (NHS) (Entered: 12/09/2002)
12/26/2002	21	ORDER by Judge Danny C. Reeves: Judge Danny C. Reeves RECUSES; Case reassigned to Judge Karen K. Caldwell (cc: all counsel) [EOD Date: 12/26/02] (NHS) (Entered: 12/26/2002)
01/09/2003	22	ORDER by Judge Karen K. Caldwell: 1) plf granted 45 days from entry of order to conduct limited discovery on jurisdictional issue raised by Dikar in its mtn to dismiss; 2) following expiration of this period, plf shall have 10 days to file supplemental response; Dikar shall have 10 days following svc of plf's supplemental response to file supplemental reply; 3) Dikar's mtn to dismiss shall be HELD IN ABEYANCE, pending completion of this limited period of time for discovery & filing supplemental briefs (cc: all counsel) [EOD Date: 1/10/03] (NHS) (Entered: 01/10/2003)
02/26/2003	23	SUPPLEMENTAL RESPONSE IN OPPOSITION by plf Jimmy D. Edwards, plf Melanie Edwards re response to mtn to dismiss[19-1] (NHS) (Entered: 02/26/2003)
03/11/2003	24	SUPPLEMENTAL BRIEF by dft Dikar, S. Coop LTDA re mtn to dismiss for lack of jurisdiction [15-1] (NHS) (Entered: 03/13/2003)
03/11/2003		NEW VOLUME---VOLUME 2. (NHS) (Entered: 08/21/2003)
06/26/2003	25	ORDER: w/i 30 days after date of this order parties file such supplemental info as they wish the court to consider on the question whether this cause of action arose from dft's activities in KY re 15 Motion to Dismiss/Lack of Jurisdiction filed by Dikar, S. Coop LTDA. Signed by Judge Karen K. Caldwell. (cc: all counsel)(NHS) (Entered: 06/27/2003)
07/23/2003	26	SECOND SUPPLEMENTAL RESPONSE in Opposition re 15 Motion to Dismiss/Lack of Jurisdiction filed by Jimmy D. Edwards, Melanie Edwards.

		(NHS) (Entered: 07/25/2003)
07/28/2003	27	SUPPLEMENTAL MEMORANDUM in Support of 15 Motion to Dismiss/Lack of Jurisdiction filed by Dikar, S. Coop LTDA. (NHS) (Entered: 07/30/2003)
08/04/2003	28	REPLY to Response to Motion re 15 Motion to Dismiss/Lack of Jurisdiction filed by Jimmy D. Edwards, Melanie Edwards. (NHS) (Entered: 08/04/2003)
08/04/2003		***Motions Submitted: 15 Motion to Dismiss/Lack of Jurisdiction (NHS) (Entered: 08/04/2003)
08/13/2003	29	SUPPLEMENTAL MEMORANDUM in response to plfs' "REPLY" to dft Dikar's supplemental memorandum in support of its motion to dismiss the amended complaint filed by dft Dikar, S. Coop LTDA. (RBB) (Entered: 08/15/2003)
08/20/2003	30	ORDER: the court will hear dft's mtn 15 Motion to Dismiss/Lack of Jurisdiction filed by Dikar, S. Coop LTDA on 10/1/2003 12:30 PM in London before Karen K. Caldwell. Signed by Judge Karen K. Caldwell. (cc: all counsel)(NHS) (Entered: 08/20/2003)
09/12/2003	31	AGREED ORDER: court having scheduled oral argument on dft Dikar mtn to dismiss complaint 30 ; counsel informing court they have scheduling conflict on 10/1/03 date set for hearing; ORDERED; oral argument is adjourned to 10/8/2003 12:30 PM in London before Karen K. Caldwell. Signed by Judge Karen K. Caldwell. (cc: all counsel, court diary)(NHS) (Entered: 09/12/2003)
10/08/2003		Motion Taken Under Advisement: 15 Motion to Dismiss for lack of jurisdiction filed by defendant S. Coop Dikar (NHS) (Entered: 10/09/2003)
10/09/2003	32	Minute Entry for MOTIONS HEARING held on 10/8/03 before Judge Karen K. Caldwell: Lance Turner & Michael Rains for plfs; Thomas Fryman & John Bush for dfts; Motion to dismiss for lack of personal jurisdiction 15 is TAKEN UNDER ADVISEMENT; court will issue memorandum opinion and order. (Court Reporter RHONDA SANSOM) (cc: all counsel) (NHS) (Entered: 10/09/2003)
10/09/2003	33	TRANSCRIPT of Proceedings (hearing on motion to dismiss) held on 10/8/03 before Judge Karen K. Caldwell. Court Reporter: Rhonda Sansom. (NHS) (Entered: 10/14/2003)
10/14/2003	34	RESPONSE to Request for production of documents from plf by D.C. 1980, Inc. (filed w/certificate for filing discovery material).(NHS) (Entered: 10/14/2003)
10/27/2003	35	MEMORANDUM OPINION AND ORDER: Dikar's mtn to dismiss the Edwards' complaint 15 DENIED . Signed by Judge Karen K. Caldwell. (NHS)cc: COR Modified text on 10/27/2003 (Sutton, Nancy). (Entered: 10/27/2003)
10/27/2003	36	ORDER FOR MEETING AND REPORT: 1) w/i 21 days from date of service of this order, parties meet to discuss nature & basis of claims; 2) w/i 10 days after mtg pts file joint status report; Rule 26 Meeting Report due by 12/1/2003. Signed by Judge Karen K. Caldwell. (NHS)cc: COR (Entered: 10/27/2003)

12/02/2003	37	REPORT of Parties Planning Meeting filed by plf, dft (RBB) (Entered: 12/03/2003)
12/03/2003		Clerk's Note: File Submitted for Scheduling. (RBB) (Entered: 12/03/2003)
12/05/2003	38	ANSWER to Amended Complaint by Dikar, S. Coop LTDA. (stamp filed in Lexington on 12/5/03, received in London on 12/9/03)(MRS) (Entered: 12/09/2003)
12/09/2003	39	SCHEDULING ORDER: Signed by Judge Karen K. Caldwell 1. Rule 26 info to be exchanged by 12/5/2003. Discovery due by 9/1/2004. Amended Pleadings due by 5/15/2004. Motion to Join Additional Parties due by 5/15/2004. Dispositive Motions due by 9/15/2004. 2. No mts to compel filed unless counsel has conferred as directed by FRCP. 3. Final Pretrial Conference set for 1/20/2005 10:00 AM in London before Karen K. Caldwell. 4. Jury Trial set for 2/22/2005 01:00 PM in London before Karen K. Caldwell. 5. Discovery materials that shall not be filed are Rule 26 disclosures, interrogatories, answers or other responses thereto, Req for Prod of Docs and Answers thereto, Req for Adm and Answers thereto, and docs produced pursuant to discovery req; Discovery materials that shall be filed are any and all discovery depositions cited in any mt, including mts for s/j, or which may be used at trial; 6. No ext of ddls set in this order or sep pretrial order shall be granted unless approp mt filed prior to exp of ddl; 7. Matter referred to Mag Judge JB Johnson, Jr for purpose of conducting settlement conf w/i 30 days after disclosure of expert witness rpts. (JMB)cc: COR (Entered: 12/09/2003)
12/09/2003	40	PRETRIAL ORDER: 1. NLT 10 days prior to PTC counsel shall file witness & exhibit lists, pretrial memo brief, proposed jury instructions, provide copy of foregoing to Judge's chambers, file transcript of depositions to be used at trial, notify Ct of tech needs at trial, tenders to chambers proposed voir dire questions; 2. PTC shall be attended by attys who will be trying case as well as any rep w/ full settlement authority; 3. At final PTC counsel be prepared to file written obj, file approp mts in limine, displate to ct all exhibits to be used at trial, file any mts for ruling by ct upon any obj made in depositions to be used at trial, discuss and make possible steps of admissibility, advise ct that opposing counsel has seen exhibits to be used at trial, discuss settlement.. . Signed by Judge Karen K. Caldwell. (JMB)cc: COR (Entered: 12/09/2003)
12/11/2003	41	SCHEDULING ORDER: Settlement Conference set for 5/26/2004 09:30 AM in London before J. B. Johnson Jr.. Statements due 5/19/2004. Signed by J.B. Johnson, Jr.(EHM)cc: COR (Entered: 12/11/2003)
03/23/2004	42	JOINT MOTION TO AMEND 39 Scheduling Order requesting up to 45 additional days to complete discovery, by CT Valley Arms, D.C. 1980, Inc., Dikar, S. Coop LTDA, Jimmy D. Edwards, Melanie Edwards (SER) (Entered: 03/23/2004)
03/23/2004		***MOTION SUBMITTED TO CHAMBERS FOR REVIEW: 42 MOTION to Amend 39 Scheduling Order requesting up to 45 additional days to complete discovery, by CT Valley Arms, D.C. 1980, Inc., Dikar, S. Coop LTDA, Jimmy D. Edwards, Melanie Edwards (SER) (Entered: 03/23/2004)
03/25/2004	43	AMENDED SCHEDULING ORDER: 42 JOINT MOTION to Amend 39

		Scheduling Order is hereby GRANTED and Court orders: (A) Motions to join additional parties or Amended Pleadings due by 6/30/2004; (B) Supplemental disclosures due by 7/15/2004; (C) Expert Witness List due from Plaintiffs by 5/15/2004, due from Defendants by 6/15/2004; (D) All other dates from 12/9/2003 Order to remain in effect; (E) Order entered 12/9/2003 re pretrial requirements for pretrial conference to remain same as originally ordered; (F) Settlement Conference set before MJ Johnson shall remain scheduled as ordered. Signed by Judge Karen K. Caldwell. (SER)cc: COR (Entered: 03/26/2004)
04/02/2004	44	RETURN of Service: Subpoena returned executed. CSC Lawyers Inc. Svc (Wal-Mart Store, Inc.) served on 3/31/2004 via certified mail, filed by Jimmy D. Edwards, Melanie Edwards. (JMB) (Entered: 04/06/2004)
05/04/2004		Clerk's Note: Defendant D.C. 1980, Inc.'s Response to Plaintiff's Interrogatories and Request for Production of Documents returned to Atty Lynn C. Stidham, Counsel for Defendant, for failure to file Certificate for Filing Discovery Material along with Response. (JMB) (Entered: 05/04/2004)
05/10/2004	45	CERTIFICATE OF FILING DISCOVERY for Response to Plaintiffs' Interrogatories and Request for Production of Documents by D.C. 1980, Inc.. (JMB) (Entered: 05/10/2004)
05/10/2004	46	CERTIFICATE OF FILING DISCOVERY for Defendant's Response to Plaintiff's Requests for Admission by D.C. 1980, Inc.. ***No discovery material filed with certificate. Contacted atty for Def, James E. Singer, and he advised that the certificate was filed by mistake and he would not be filing the Response at this time.*** (JMB) (Entered: 05/11/2004)
05/26/2004	47	ORDER AND MINUTE ENTRY FOR SETTLEMENT CONFERENCE held on 5/26/2004 before Judge J. B. Johnson Jr.: While parties negotiated in good faith, settlement was not accomplished. 2nd settlement conf will be scheduled if parties request. Action remains assigned for PTC on 1/20/2005 and trial on 2/22/2005. (JMB)cc: COR (Entered: 05/26/2004)
06/09/2004	48	NOTICE to Take Deposition of the Custodian of Medical Records at Southern Kentucky Eye Center on 6/21/2004 at 11:00 a.m. by Dikar, S. Coop LTDA. (JMB) (Entered: 06/14/2004)
06/09/2004	49	RETURN of Service - SUBPOENA returned executed, Vonda Sexton of Southern Kentucky Eye Center served on 6/7/2004 via Runner, filed by Dikar, S. Coop LTDA. (JMB) (Entered: 06/14/2004)
06/09/2004	50	NOTICE to Take Deposition of the Custodian of Medical Records at Cumberland Otolaryngology Consultants on 6/21/2004 at 10:00 a.m. by Dikar, S. Coop LTDA.(JMB) (Entered: 06/14/2004)
06/09/2004	51	RETURN of Service - SUBPOENA returned executed, Cathy Kavanagh of Cumberland Otolaryngology Consultants served on 6/7/2004 via Runner, filed by Dikar, S. Coop LTDA. (JMB) (Entered: 06/14/2004)
06/09/2004	52	NOTICE of Cancellation of the Deposition of the Custodian of Medical Records at Southern Kentucky Eye Center by Dikar, S. Coop LTDA (JMB)

		(Entered: 06/14/2004)
06/15/2004	53	NOTICE of Cancellation of the Deposition of the Custodian of Medical Records at Cumberland Otolaryngology Consultants by Dikar, S. Coop LTDA (JMB) (Entered: 06/17/2004)
06/21/2004	54	AGREED AMENDED SCHEDULING ORDER: The parties being in agreement, the Ct ORDERS that the scheduling order filed 12/9/2003 and amended scheduling order filed 3/25/2004 be amended as follows: 1) Rule 26 (a)(2) rpts from expert trial witnesses due by 6/30/2004; 2) Amended Pleadings and Motion to Join Additional Parties due by 7/15/2004; 3) Supplemental disclosures under Rule 26(e) due by 8/2/2004; 4) Discovery due by 9/15/2004; 5) Dispositive Motions due by 9/30/2004; 6) All other dates contained in 12/9/2003 order shall remain in effect; and 7) Separate order entered 12/9/2003 re requirements for PTC filing shall remain same as originally ordered. Signed by Judge Karen K. Caldwell (JMB)cc: COR (Entered: 06/21/2004)
06/29/2004	55	NOTICE of Change of Address by Lynn C. Stidham. New address is: Lynn C. Stidham, Stidham & Associates, PSC, 401 Lewis Hargett Circle, Suite 250, Lexington, Kentucky 40503. (JMB) (Entered: 06/30/2004)
07/01/2004	56	CERTIFICATE OF FILING DISCOVERY for Rule 26(A)(2) Expert Disclosures by D.C. 1980, Inc..(JMB) (Entered: 07/01/2004)
07/02/2004	57	AGREED AMENDED SCHEDULING ORDER: 1) Rule 26(a)(2) reports from expert trial witnesses and disclosure of identity of any such experts due by 7/20/2004; 2) Agreed Amended Scheduling Order does not change any other dates in prior scheduling orders; and 3) Sep order entered 12/9/03 re requirements for pre-trial conference filing shall remain same as originally ordered. . Signed by Judge Karen K. Caldwell. (JMB)cc: COR (Entered: 07/02/2004)
07/06/2004		*****VOLUME 3 ***** (JMB) (Entered: 07/13/2004)
07/07/2004	58	CERTIFICATE OF FILING DISCOVERY for Plaintiff's Rule 26(a)(2) Expert Disclosure by Jimmy D. Edwards, Melanie Edwards.(JMB)(Maintained in Sep. Vol. in Clerk's Office) Modified text on 7/13/2004 (Brock, Jacqueline). (Entered: 07/07/2004)
07/12/2004	59	ORDER: Matter referred to Mag Judge J.B. Johnson, Jr. for resolution of all discovery disputes. Any new ddls for completing discovery, however, shall be set by the undersigned. . Signed by Judge Karen K. Caldwell. (JMB)cc: COR (Entered: 07/13/2004)
07/20/2004	60	CERTIFICATE OF FILING DISCOVERY for Disclosure of Kikar,S. Coop. LTDA of Expert Testimny of Andrew Robbis, Jr., M.D. by Dikar, S. Coop LTDA.(RBB) (Entered: 07/23/2004)
07/26/2004	61	RETURN of Service filed by Dikar, S. Coop LTDA - SUBPOENA returned executed via certified mail to Custodian of Personnel Records at Wal-Mart Super Center on 7/19/2004. (JMB) (Entered: 07/28/2004)
07/26/2004	62	NOTICE to Take Deposition of Custodian of Personnel Records at Wal-Mart

		Supercenter on 7/29/2004 at 1:00 p.m. by Dikar, S. Coop LTDA.(JMB) (Entered: 07/28/2004)
07/29/2004	63	NOTICE TO PARTIES: Ct is in receipt of parties' Agreed Amended Scheduling Order extending certain ddls established in Ct's scheduling order issued 12/9/2003 and 6/21/2004. In reviewing the Agr Order, Ct notes that suggested ext of dispositive mt ddl would not provide Ct w/ sufficient time to resolve such mts before PTC. WHEREFORE, parties advised that entry of an order extending discovery and dispositive mt ddls may result in continuance of PTC and Trial date. If parties wish to withdraw Jt Mt, they shall so notify Ct w/i 10 days of entry of this order. Otherwise, Ct will grant ext of time req by parties and shall, on its own mt, reschedule PTC and jury trial. (JMB) (Entered: 07/30/2004)
07/29/2004	64	NOTICE of Cancellation of the Deposition of the Custodian of Personnel Records at Wal-Mart Supercenter (Store #1234) by Dikar, S. Coop LTDA (JMB) (Entered: 08/02/2004)
08/09/2004	65	CERTIFICATE OF FILING DISCOVERY for Plaintiff's Rule 26(E) Supplementation by Jimmy D. Edwards, Melanie Edwards.(JMB) (Entered: 08/10/2004)
08/12/2004	66	AGREED AMENDED SCHEDULING ORDER: Parties being in agreement, the ct orders scheduling order filed 12/9/2003 and amended scheduling order filed 6/21/2004 be amended as follows: 1) Supplemental disclosures under Rule 26(e) are due by all parties by 9/2/2004; 2) Discovery due by 10/15/2004; 3) Dispositive Motions due by 10/30/2004 w/ responses and reply time as per local rule; 4) All other dates contained in 12/9/2003 Order shall remain in effect; and 5) A separate Order entered 12/9/2003 re requirement for PTC filing shall remain the same as originally ordered.. Signed by Judge Karen K. Caldwell. (JMB)cc: COR (Entered: 08/12/2004)
08/12/2004	67	ORDER: Upon entry of Agreed Amended Scheduling Order extending certain ddls established in Ct's scheduling order issued 12/9/2003 and 6/21/2004, parties are advised that PTC and Jury Trial dates of 1/20/2005 and 2/22/2005 are SET ASIDE. 1) Final Pretrial Conference set for 2/10/2005 10:00 AM in London before Karen K. Caldwell; 2) Jury Trial set for 3/21/2005 09:00 AM in London before Karen K. Caldwell; 3) All other ddls contained in Scheduling Order and Pretrial Order of 12/9/2003 and 6/21/2004 shall remain in effect. . Signed by Judge Karen K. Caldwell. (JMB)cc: COR (Entered: 08/12/2004)
08/19/2004	68	NOTICE to Take Deposition of Johnny Lowe on 8/24/2004 at 1:00 p.m. by Dikar, S. Coop LTDA.(JMB) (Entered: 08/23/2004)
08/19/2004	69	NOTICE of Cancellation of Deposition of Brian Dishman by Dikar, S. Coop LTDA (JMB) (Entered: 08/23/2004)
08/19/2004	70	RETURN of Service filed by Dikar, S. Coop LTDA - Subpoena returned executed via Deputy Sheriff, Johnny Lowe served on 8/18/2004. (JMB) (Entered: 08/23/2004)
08/23/2004	71	NOTICE of Cancellation of Deposition of Johnny Lowe by Dikar, S. Coop LTDA (JMB) (Entered: 08/25/2004)

08/25/2004		NOTICE OF DOCKET MODIFICATION ; Attorney for Plaintiff sent Certificate for Filing Discovery Material with Requests for Admissions propounded on the defendants to be filed with the Clerk in error; Error by attorney; Docket Clerk deleted entry #71 Certificate for Filing Discovery Material with Request for Admissions Propounded to Dfts and returned documents to counsel for Plffs; No action needs to be taken by counsel cc: COR (JMB) (Entered: 08/25/2004)
09/03/2004	72	CERTIFICATE OF FILING DISCOVERY for Plaintiff's Rule 26(E) Supplementation by Jimmy D. Edwards, Melanie Edwards.(JMB) (Entered: 09/03/2004)
09/07/2004	73	CERTIFICATE OF FILING DISCOVERY for Defendant's Rule 26(e) Supplemental Responses by D.C. 1980, Inc..(JMB) (Entered: 09/07/2004)
10/12/2004	74	MEDIATOR'S REPORT TO THE COURT: John T. Ballantine, Mediator, reports to Court that mediation of this action ocured on 10/6/2004, and that the action has been settled. (RBB) (Entered: 10/13/2004)
10/13/2004		Clerk's Note: File submitted to Chambers for Review re: 74. (RBB) (Entered: 10/13/2004)
10/14/2004	75	ORDER: Action be and the same is hereby DISMISSED WITHOUT PREJUDICE and STRICKEN from the ACTIVE DOCKET. Parties shall TENDER an agreed order dismissing this case with prejudice within 45 days of the entry of this Order. The Court will entertain a motion to redocket this action upon application to this Court within 45 days from the entry of this Order; FURTHER ORDERED that the PTC on 2/10/05 and the JURY TRIAL on 3/21/05 are CANCELLED. Signed by Judge Karen K. Caldwell. (MRS)cc: COR (Entered: 10/14/2004)
12/16/2004	76	CONSENT ORDER OF DISMISSAL WITH PREJUDICE: Matter having been settled at mediation, and it having been consented to by all counsel of record, this matter is dismissed w/ prejudice, each party to bear their own costs. . Signed by Judge Karen K. Caldwell. (JMB)cc: COR (Entered: 12/16/2004)

PACER Service Center			
Transaction Receipt			
03/27/2009 22:16:14			
PACER Login:	wi0531	Client Code:	CVA research
Description:	Docket Report	Search Criteria:	6:02-cv-00428-KKC
Billable Pages:	7	Cost:	0.56