

CLOSED, LEAD

**U.S. District Court
District of South Dakota (Central Division)
CIVIL DOCKET FOR CASE #: 3:00-cv-03008-CBK**

Emery, et al v. Hunt, et al
Assigned to: Judge Charles B. Kornmann
Demand: \$0
Cause: 28:1343 Violation of Civil Rights

Date Filed: 02/14/2000
Jury Demand: None
Nature of Suit: 441 Civil Rights: Voting
Jurisdiction: Federal Question

Plaintiff**Steven C. Emery**

represented by **Bryan L. Sells**
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Plaintiff**Rocky Le Compte**

represented by **Bryan L. Sells**
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Plaintiff

James Picotte

represented by **Bryan L. Sells**
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Laughlin McDonald
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Patrick K. Duffy
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V.

Defendant

Roger Hunt
in his official capacity as Speaker of the
South Dakota House of Representatives

represented by **John P. Guhin**
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Defendant

**House of Representatives, South
Dakota**

represented by **John P. Guhin**
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Sherri Sundem Wald
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Timothy M. Engel
(See above for address)
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Defendant

Carole Hillard
*in her official capacity as President of
the South Dakota Senate*

represented by **John P. Guhin**
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Sherri Sundem Wald
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Timothy M. Engel
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Defendant

Senate, South Dakota

represented by **John P. Guhin**
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Sherri Sundem Wald

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Timothy M. Engel

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ATTORNEY TO BE NOTICED

Defendant

Joyce Hazeltine

*in her official capacity as Secretary of
State of South Dakota*

represented by **John P. Guhin**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Sherri Sundem Wald

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Interested Party

Charles W. Murphy

*Chairman of the Standing Rock Sioux
Tribe*

represented by **Michael T. Swallow**

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Interested Party

Gregg J. Bourland

Chairman of the Cheyenne River Sioux

represented by **Thomas James Van Norman**

Cheyenne River Sioux Tribe, Legal

Tribe

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Date Filed	#	Docket Text
02/14/2000	1	COMPLAINT: 2 summons(es) issued mailed to plaintiff's counsel (JAB) (Entered: 02/14/2000)
02/14/2000		FILING FEE PAID: on 2/14/00 in the amount of \$ 150.00, receipt # 23145. (JAB) (Entered: 02/14/2000)
02/14/2000	2	CIVIL COVER SHEET (JAB) (Entered: 02/14/2000)
02/14/2000	3	MOTION for attorney Laughlin McDonald to appear pro hac vice by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (JAB) Modified on 02/15/2000 (Entered: 02/14/2000)
02/14/2000	4	DECLARATION of Laughlin McDonald in Support of Motion for Admission Pro Hac Vice [3-1] (JAB) Modified on 02/15/2000 (Entered: 02/14/2000)
02/14/2000		PRO HAC VICE fee paid by Laughlin McDonald (JAB) (Entered: 02/16/2000)
02/18/2000	5	ORDER by Charles B. Kornmann granting motion for attorney Laughlin McDonald to appear pro hac vice [3-1] (cc:all counsel) (KMH) (Entered: 02/22/2000)
03/10/2000	6	MOTION to dismiss case by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (JAB) Modified on 03/10/2000 (Entered: 03/10/2000)
03/10/2000	7	MEMORANDUM by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine in support of motion to dismiss case [6-1] (JAB) (Entered: 03/10/2000)
03/10/2000	8	MOTION to Allow Filing of Brief with Attachments in Excess of 25 Pages by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (JAB) (Entered: 03/10/2000)
03/10/2000	9	CERTIFICATE OF SERVICE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (JAB) (Entered: 03/10/2000)
03/10/2000	10	CERTIFICATE OF SERVICE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant

		Joyce Hazeltine (JAB) (Entered: 03/10/2000)
03/16/2000	11	MOTION to Allow Supplementary Brief by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (SRN) (Entered: 03/16/2000)
03/16/2000	12	SUPPLEMENTARY Brief in Support of Motion to Dismiss by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine [11-1] (SRN) (Entered: 03/16/2000)
03/16/2000	13	CERTIFICATE OF SERVICE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (SRN) (Entered: 03/16/2000)
03/16/2000	14	RETURN OF SERVICE executed upon defendant Joyce Hazeltine on 2/18/00 (SRN) (Entered: 03/16/2000)
03/16/2000	15	RETURN OF SERVICE executed upon defendant SD House of Rep on 2/22/00 (SRN) (Entered: 03/16/2000)
03/16/2000	16	RETURN OF SERVICE executed upon defendant Roger Hunt on 2/18/00 (SRN) (Entered: 03/16/2000)
03/16/2000	17	RETURN OF SERVICE executed upon defendant Carole Hillard on 2/18/00 (SRN) (Entered: 03/16/2000)
03/16/2000	18	RETURN OF SERVICE executed upon defendant SD Senate on 2/18/00 (SRN) (Entered: 03/16/2000)
03/16/2000	19	SUMMONS (DEFENDANT(S) SERVED) (SRN) (Entered: 03/23/2000)
03/30/2000	20	RESPONSE by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte to defendants' motion to dismiss case [6-1] (SRN) (Entered: 03/30/2000)
04/10/2000	21	ORDER by Charles B. Kornmann granting motion to Allow Supplementary Brief, not to exceed two pages, including the caption, to be filed [11-1] (cc:all counsel) (JAB) (Entered: 04/11/2000)
04/10/2000	22	ORDER by Charles B. Kornmann granting motion to Allow Filing of Brief with Attachments in Excess of 25 Pages [8-1] (cc:all counsel) (JAB) (Entered: 04/11/2000)
04/10/2000	23	ORDER by Charles B. Kornmann consolidating cases 3:00-cv-3008 with member cases 3:00-cv-3015 ALL FURTHER DOCKETING TO BE IN LEAD CASE CIV00-3008 (cc:all counsel) (JAB) (Entered: 04/11/2000)
04/12/2000	24	REPLY BRIEF by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine in support of motion to dismiss case [6-1] (JAB) (Entered: 04/12/2000)
04/17/2000	25	MOTION for preliminary injunction by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (FE) (Entered: 04/17/2000)

		04/17/2000)
04/17/2000	26	MOTION to exceed page limit by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (FE) (Entered: 04/17/2000)
04/17/2000		PRO HAC VICE letter sent to Bryan Sells, Neil Bradley and Cristina Correia (FE) (Entered: 04/17/2000)
04/18/2000	27	MOTION for preliminary injunction by United States (JAB) (Entered: 04/18/2000)
04/18/2000	28	MEMORANDUM in support of United States motion for preliminary injunction [27-1] (JAB) (Entered: 04/19/2000)
04/19/2000	29	ORDER by Charles B. Kornmann granting motion to exceed page limit [26-1] (cc:all counsel) (SRN) (Entered: 04/20/2000)
04/19/2000	30	MEMORANDUM in support of motion for preliminary injunction [25-1] by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (attachments in expando) (SRN) Modified on 04/20/2000 (Entered: 04/20/2000)
04/19/2000	31	RETURN OF SERVICE executed upon defendant Roger Hunt on 4/13/00 (SRN) (Entered: 04/20/2000)
04/24/2000	32	UNITED STATES' PROOF OF SERVICE (JAB) (Entered: 04/24/2000)
04/24/2000	33	SUPPLEMENTARY BRIEF by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine in support of motion to dismiss case [6-1] (FE) (Entered: 04/25/2000)
04/25/2000		PRO HAC VICE fee paid by Bryan L. Sells (SRN) (Entered: 04/25/2000)
04/25/2000	34	MOTION to withdraw attorney Neil Bradley and attorney Cristina Correia by Laughlin McDonald and Patrick Duffy (SRN) (Entered: 04/25/2000)
04/25/2000	35	MEMORANDUM LETTER by Charles B. Kornmann re: Proof of Service (SRN) (Entered: 04/26/2000)
04/26/2000	36	MOTION for attorney Bryan L. Sells to appear pro hac vice by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (JAB) (Entered: 04/27/2000)
04/27/2000	36	ORDER by Charles B. Kornmann granting motion for attorney Bryan L. Sells to appear pro hac vice [36-1] (cc:all counsel) (JAB) (Entered: 04/27/2000)
04/27/2000	37	ORDER by Charles B. Kornmann granting motion to withdraw attorney Neil Bradley and attorney Cristina Correia [34-1] in 3:00-cv-03008 (cc: all counsel) (SRN) (Entered: 04/27/2000)
04/27/2000	38	RETURN OF SERVICE executed upon defendant Joyce Hazeltine on 4/11/00 (JAB) (Entered: 04/27/2000)

04/27/2000	39	RETURN OF SERVICE executed upon defendant Mark Barnett on 4/11/00 (CV00-3015) (JAB) Modified on 04/27/2000 (Entered: 04/27/2000)
04/27/2000	40	RETURN OF SERVICE executed upon defendant William Janklow on 4/11/00 (CV00-3015) (JAB) Modified on 04/27/2000 (Entered: 04/27/2000)
05/01/2000	41	MOTION TO CERTIFY by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (SRN) (Entered: 05/01/2000)
05/01/2000	42	MEMORANDUM IN SUPPORT OF MOTION TO CERTIFY by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine [41-1] (SRN) (Entered: 05/01/2000)
05/01/2000	43	MOTION to strike the defendants' supplementary brief supporting motion to dismiss or in the alternative for leave to file the attached reply to defendants' supplementary brief by plaintiffs (JLH) (Entered: 05/01/2000)
05/01/2000	44	BRIEF by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte in support of motion to strike the defendants' supplementary brief supporting motion to dismiss or in the alternative for leave to file the attached reply to defendants' supplementary brief [43-1] (FE) (Entered: 05/02/2000)
05/02/2000	45	MOTION to dismiss case by Defendants (FE) (Entered: 05/02/2000)
05/02/2000	46	MOTION to allow filing of brief in excess of 25 pages by defendants (FE) (Entered: 05/02/2000)
05/02/2000	47	CERTIFICATE OF SERVICE by defendants (FE) (Entered: 05/02/2000)
05/04/2000	48	ORDER TO CERTIFY by Charles B. Kornmann granting motion to certify [41-1] (cc:all counsel, c. copy S.D. Supreme Court) (SRN) (Entered: 05/04/2000)
05/04/2000	49	ORDER by Charles B. Kornmann granting motion to allow filing of brief in excess of 25 pages [46-1], denying motion to strike the defendants' supplementary brief supporting motion to dismiss 43 , and granting the motion in the alternative for leave to file the attached reply to defendants' supplementary brief 43 (cc:all counsel) (SRN) (Entered: 05/04/2000)
05/04/2000	50	BRIEF IN SUPPORT OF MOTION TO DISMISS ACTION by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine [45-1] (SRN) (Entered: 05/04/2000)
05/04/2000	51	MOTION to allow filing of brief and attachments in excess of 25 pages by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (FE) (Entered: 05/09/2000)

05/04/2000	52	CERTIFICATE OF SERVICE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (FE) (Entered: 05/09/2000)
05/04/2000	53	CERTIFICATE OF SERVICE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (FE) (Entered: 05/09/2000)
05/08/2000	54	MOTION for partial summary judgment by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (FE) (Entered: 05/09/2000)
05/08/2000	55	BRIEF by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte in support of motion for partial summary judgment [54-1] (FE) (Entered: 05/09/2000)
05/10/2000	56	MOTION to dismiss case by Dewey County States Attorney (00-3015) (JAB) Modified on 05/31/2000 (Entered: 05/11/2000)
05/10/2000	57	CERTIFICATE OF SERVICE by Dewey County States Attorney (JAB) (Entered: 05/11/2000)
05/10/2000	58	MOTION to dismiss case and Response to Plaintiffs' Motions for Preliminary Injunction on behalf of Emery, et al and the United States by Corson County State's Attorney (JAB) Modified on 05/31/2000 (Entered: 05/11/2000)
05/10/2000	59	MOTION to dismiss case and Response to Plaintiffs' Motions for Preliminary Injunction on behalf of Emery, et al and the United States by Ziebach County States Attorney (JAB) Modified on 05/31/2000 (Entered: 05/11/2000)
05/10/2000	60	CERTIFICATE OF SERVICE by Ziebach County State's Attorney (JAB) (Entered: 05/11/2000)
05/10/2000	61	CERTIFICATE OF SERVICE by Corson County State's Attorney (JAB) (Entered: 05/11/2000)
05/11/2000	62	RETURN OF SERVICE executed upon defendant Adele Enright, County Auditor on 4/20/00 (SRN) (Entered: 05/11/2000)
05/11/2000	63	RETURN OF SERVICE executed upon defendant Cindy Longbrake, County Auditor on 4/20/00 (SRN) (Entered: 05/11/2000)
05/11/2000	64	RETURN OF SERVICE executed upon defendant Bobbi Jo Vilhauer, County Auditor on 4/20/00 (SRN) (Entered: 05/11/2000)
05/11/2000	65	RETURN OF SERVICE executed upon defendant Harold W. Halverson on 5/4/00 (SRN) (Entered: 05/11/2000)
05/12/2000		SEE VOLUME 2 (KMH) (Entered: 05/17/2000)
05/13/2000		VOLUME 2 (KMH) (Entered: 05/17/2000)
05/15/2000	66	MOTION for joinder in motion to dismiss case [45-1] on behalf of the

		County Auditors For Perkins, Harding, and Butte Counties (SRN) (Entered: 05/15/2000)
05/15/2000	67	CERTIFICATE OF SERVICE by John P. Guhin (SRN) (Entered: 05/15/2000)
05/16/2000	68	ORDER by Charles B. Kornmann granting motion to allow filing of brief and attachments in excess of 25 pages [51-1] (cc:all counsel) (KMH) (Entered: 05/17/2000)
05/16/2000	69	RESPONSE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine to motion for preliminary injunction [27-1], motion for preliminary injunction [25-1] (KMH) (Entered: 05/17/2000)
05/16/2000	70	ORDER by Charles B. Kornmann granting motion for joinder in motion to dismiss case [45-1] [66-1] (cc:all counsel) (KMH) (Entered: 05/17/2000)
05/17/2000	71	MEMORANDUM in opposition to defendants' motion to dismiss case [45-1] by United States of America (SRN) (Entered: 05/17/2000)
05/18/2000	72	MOTION to exceed page limit by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (KMH) (Entered: 05/18/2000)
05/18/2000	73	UNITED STATES' REPLY to State Defendants' Response to Motion for Preliminary Injunction [27-1], Motion for Preliminary Injunction [25-1] (SRN) (Entered: 05/19/2000)
05/23/2000	74	ORDER by Charles B. Kornmann granting motion to exceed page limit [72-1] (cc:all counsel) (JAB) (Entered: 05/23/2000)
05/23/2000	75	REPLY by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte to Defendant's Opposition to Preliminary Injunction (JAB) (Entered: 05/23/2000)
05/31/2000	77	REPLY by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte to motions to dismiss case [59-1], motion to dismiss case [58-1], motion to dismiss case [56-1] (JAB) (Entered: 05/31/2000)
05/31/2000	76	REPLY by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte to motion on behalf of County Auditors for Perkins, Harding, and Butte Counties [66-1] (JAB) (Entered: 06/07/2000)
05/31/2000	78	RESPONSE by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte to motion for joinder in motion to dismiss case [45-1] on behalf of the County Auditors for Perkins, Harding, and Butte Counties [66-1]; to dismiss case [59-1], motion to dismiss case [58-1], motion to dismiss case [56-1] (JAB) (Entered: 06/07/2000)
06/08/2000	79	ORDER by Charles B. Kornmann ; court trial set for 10:30 am in Aberdeen, SD on 9/5/00 (cc:all counsel) (SRN) (Entered: 06/08/2000)
06/19/2000	80	FIRST REQUEST FOR JUDICIAL NOTICE by plaintiff Steven C.

		Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (in expando) (attachments not scanned) (SRN) Modified on 06/20/2000 (Entered: 06/20/2000)
06/26/2000	81	SECOND REQUEST by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte for Judicial Notice (attachments not scanned) (JAB) Modified on 07/06/2000 (Entered: 06/26/2000)
06/26/2000	82	MOTION in limine re: legislative motive or purpose in adopting reapportionment plans for District 28 in 1991 and 1996 by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (FE) (Entered: 06/26/2000)
06/26/2000	83	BRIEF by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte in support of motion in limine re: legislative motive or purpose in adopting reapportionment plans for District 28 in 1991 and 1996 [82-1] (FE) (Entered: 06/26/2000)
06/26/2000		SEE VOLUME III (FE) (Entered: 06/27/2000)
06/27/2000		VOLUME III (FE) (Entered: 06/27/2000)
06/27/2000	84	THIRD REQUEST for Judicial Notice by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (JAB) (Entered: 06/27/2000)
06/28/2000	85	FOURTH REQUEST by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte for Judicial Notice (JAB) (Entered: 06/29/2000)
07/07/2000	86	RESPONSE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine to ACLU plaintiffs' motion in limine re: legislative motive or purpose in adopting reapportionment plans for District in 1991 and 1996 [82-1] (SRN) (Entered: 07/07/2000)
07/11/2000	87	MOTION for continuance , and renewed motion to dismiss by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (FE) (Entered: 07/12/2000)
07/11/2000	88	BRIEF by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine in support of motion for continuance [87-1], of renewed motion to dismiss [87-2] (FE) (Entered: 07/12/2000)
07/12/2000	89	MOTION of Charles W. Murphy to quash subpoena (JAB) (Entered: 07/12/2000)
07/12/2000	90	MEMORANDUM in support of motion to quash subpoena [89-1] by Charles W. Murphy (JAB) (Entered: 07/12/2000)
07/12/2000	91	OBJECTIONS of Charles W. Murphy to Subpoena Duces Tecum (JAB) (Entered: 07/12/2000)

07/12/2000		PRO HAC VICE letter sent to William R. Perry (JAB) (Entered: 07/12/2000)
07/12/2000	92	MEMORANDUM LETTER by Charles B. Kornmann to Counsel re: motion to quash (JAB) (Entered: 07/12/2000)
07/13/2000	93	MOTION to quash subpoena duces tecum by Gregg Bourland, Cheyenne River Sioux Tribal Chairman (SRN) (Entered: 07/13/2000)
07/13/2000	94	MEMORANDUM in support of motion to quash subpoena duces tecum [93-1] by Gregg Bourland, Cheyenne River Sioux Tribal Chairman (SRN) (Entered: 07/13/2000)
07/13/2000	95	OBJECTIONS to subpoena duces tecum by Gregg Bourland, Cheyenne River Sioux Tribal Chairman (SRN) (Entered: 07/13/2000)
07/13/2000	96	CERTIFICATE OF SERVICE by Gregg J. Bourland (SRN) (Entered: 07/26/2000)
07/14/2000	97	RESPONSE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine to motion to quash subpoena [89-1] (SRN) (Entered: 07/14/2000)
07/17/2000	98	MOTION for attorney William R. Perry to appear pro hac vice , and for attorney Donald J. Simon to appear pro hac vice by Michael T. Swallow (JAB) (Entered: 07/19/2000)
07/17/2000	99	ORDER by Charles B. Kornmann granting motion for attorney William R. Perry to appear pro hac vice [98-1], denying motion for attorney Donald J. Simon to appear pro hac vice [98-2] (cc:all counsel) (JAB) (Entered: 07/19/2000)
07/18/2000	100	MEMORANDUM by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte in support of motion in limine re: legislative motive or purpose in adopting reapportionment plans for District 28 in 1991 and 1996 [82-1] (JAB) (Entered: 07/19/2000)
07/28/2000	101	MEMORANDUM LETTER by Charles B. Kornmann re: decision by South Dakota Supreme Court (SRN) (Entered: 07/28/2000)
07/28/2000	102	RESPONSE by plaintiff Steven C. Emery, plaintiff James Picotte to motion for continuance [87-1], and renewed motion to dismiss [87-2] (SRN) Modified on 07/31/2000 (Entered: 07/28/2000)
08/01/2000	103	MOTION for Court to invoke pendant jurisdiction and vacate results of the primary election for House District 28 , and for Court to invoke its pendant jurisdiction and to adopt the "District 28A and 28B Special Election Primary Calendar , and for Court to dismiss the Section 2 Voting Rights claims as moot by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (JAB) (Entered: 08/02/2000)
08/02/2000	104	PROPOSAL as to Remedy by plaintiff Steven C. Emery, plaintiff Rocky

		Le Compte, plaintiff James Picotte and OPPOSITION to defendants' motion for court to invoke pendant jurisdiction and vacate results of the primary election for House District 28 [103-1], motion for Court to invoke its pendant jurisdiction and to adopt the "District 28A and 28B Special Election Primary Calendar [103-2] (SRN) Modified on 08/03/2000 (Entered: 08/02/2000)
08/07/2000	105	REVISED MOTION to implement the decision of the South Dakota Supreme Court by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine (JAB) (Entered: 08/08/2000)
08/07/2000	106	BRIEF by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine in support of motion to implement the decision of the South Dakota Supreme Court [105-1] and in OPPOSITION to Emery Plaintiffs' Proposal (JAB) (Entered: 08/08/2000)
08/08/2000	107	MOTION to implement remedy by United States (JAB) (Entered: 08/08/2000)
08/08/2000	108	UNITED STATES' MEMORANDUM in opposition to motion to implement the decision of the South Dakota Supreme Court [105-1] and Memorandum in Support of Motion to Implement Remedy (JAB) Modified on 08/08/2000 (Entered: 08/08/2000)
08/08/2000	109	SUPPLEMENTAL RESPONSE AS TO REMEDY by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (SRN) (Entered: 08/08/2000)
08/09/2000	110	MOTION to join state defendant's proposal as to remedy [107-1] by defendants Corson County and Ziebach County (SRN) Modified on 08/17/2000 (Entered: 08/09/2000)
08/09/2000	110	MEMORANDUM in opposition to plaintiff's proposal as to remedy 104 by defendants Corson County and Ziebach County (SRN) Modified on 08/17/2000 (Entered: 08/09/2000)
08/09/2000	111	CERTIFICATE OF SERVICE by Corson County and Ziebach County (SRN) (Entered: 08/09/2000)
08/09/2000	112	RESPONSE by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine to Plaintiffs' Supplemental Response as to a Remedy [109-1] (JAB) (Entered: 08/09/2000)
08/10/2000	113	ORDER by Charles B. Kornmann denying motion to join state defendant's proposal as to remedy [107-1] [110-1], denying motion to implement remedy [107-1], granting motion to implement the decision of the South Dakota Supreme Court [105-1], denying motion for Court to invoke pendant jurisdiction and vacate results of the primary election for House District 28 [103-1], denying motion for Court to invoke its pendant jurisdiction and to adopt the "District 28A and 28B Special

		Election Primary Calendar [103-2], granting motion to quash subpoena duces tecum [93-1], granting motion to quash subpoena [89-1], denying motion for continuance [87-1], denying motion renewed motion to dismiss [87-2], denying motion in limine re: legislative motive or purpose in adopting reapportionment plans for District 28 in 1991 and 1996 [82-1], denying motion to dismiss case [59-1], denying motion to dismiss case [58-1], denying motion to dismiss case [56-1], denying motion for partial summary judgment [54-1], denying motion to dismiss case [45-1], denying motion for preliminary injunction [27-1], denying motion for preliminary injunction [25-1], denying motion to dismiss case [6-1] (cc:all counsel) (JAB) (Entered: 08/11/2000)
08/11/2000	114	MEMORANDUM LETTER by Charles B. Kornmann re: decision (JAB) (Entered: 08/11/2000)
08/11/2000		SEE VOLUME IV (FE) (Entered: 08/24/2000)
08/24/2000		VOLUME IV (FE) (Entered: 08/24/2000)
08/24/2000	115	MOTION for costs , and for attorney fees by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (attachments not scanned) (FE) (Entered: 08/24/2000)
08/24/2000	116	MEMORANDUM by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte in support of motion for costs [115-1], of motion for attorney fees [115-2] (FE) (Entered: 08/24/2000)
08/24/2000	117	SUPPLEMENTAL AFFIDAVIT of Patrick Duffy in support of motion for costs and for attorney fees [115-1] (SRN) Modified on 08/28/2000 (Entered: 08/28/2000)
08/24/2000	118	DECLARATION of Patrick Duffy re motion for costs and for attorney fees [115-1] (SRN) (Entered: 08/28/2000)
09/11/2000	119	ATTORNEY APPEARANCE of Timothy M. Engel for defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine ; attorney Timothy M. Engel added (SRN) (Entered: 09/11/2000)
09/11/2000	120	MOTION for Extension of Time to Respond to Motion for Costs and Attorney's Fees by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD defendant Joyce Hazeltine (SRN) Modified on 09/11/2000 (Entered: 09/11/2000)
09/13/2000	121	ORDER by Charles B. Kornmann granting motion for Extension of Time to Respond to Motion for Costs and Attorney's Fees [120-1] (cc:all counsel) (JAB) (Entered: 09/13/2000)
10/06/2000	122	MOTION for Leave to File Overlength Brief by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD defendant Joyce Hazeltine (SRN) (Entered: 10/06/2000)
10/11/2000	123	ORDER by Charles B. Kornmann granting motion for Leave to File Overlength Brief [122-1] (cc:all counsel) (DLC) (Entered: 10/11/2000)

10/11/2000	124	BRIEF by defendant Roger Hunt, defendant SD House of Rep, defendant Carole Hillard, defendant SD Senate, defendant Joyce Hazeltine to motion for costs [115-1], motion for attorney fees [115-2] (DLC) (Entered: 10/11/2000)
10/25/2000	125	LETTER from plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte re motion for leave (SRN) (Entered: 10/25/2000)
10/25/2000	126	UNOPPOSED MOTION for Leave to Reply by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (SRN) (Entered: 10/26/2000)
10/30/2000	127	MOTION for leave to file an overlength brief by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte (JAB) (Entered: 10/30/2000)
10/31/2000	128	ORDER by Charles B. Kornmann granting motion for Leave to Reply [126-1] (cc:all counsel) (KMH) (Entered: 10/31/2000)
10/31/2000	129	ORDER by Charles B. Kornmann granting motion for leave to file an overlength brief [127-1] (cc:all counsel) (JAB) (Entered: 11/01/2000)
10/31/2000	130	REPLY TO DEFENDANT'S BRIEF by plaintiff Steven C. Emery, plaintiff Rocky Le Compte, plaintiff James Picotte in opposition to motion for costs [115-1], motion for attorney fees [115-2] (JAB) (Entered: 11/01/2000)
02/01/2001	131	ORDER by Charles B. Kornmann granting in part and denying in part motion for costs [115-1],for attorney fees [115-2] (cc:all counsel) (JAB) (Entered: 02/01/2001)
02/14/2001	132	NOTICE OF APPEAL by plaintiff James Picotte, plaintiff Rocky Le Compte, plaintiff Steven C. Emery from order denying in part motion for costs and fees [131-1], Appeal fee pd (cc: all counsel, Court Reporter) (SRN) (Entered: 02/14/2001)
02/14/2001		FILING FEE PAID: on 2/14/01 in the amount of \$ 105.00, receipt # 0024567. (SRN) (Entered: 02/14/2001)
02/14/2001		TRANSMITTING Notice of Appeal to 8th Circuit COA (SRN) (Entered: 02/14/2001)
02/21/2001	133	LETTER from defendant Joyce Hazeltine, defendant SD Senate, defendant Carole Hillard, defendant SD House of Rep, defendant Roger Hunt re: Notice of Appeal (DLC) (Entered: 02/21/2001)
02/26/2001		NOTIFICATION by Circuit Court of Appellate Docket Number 01-1459 (JAB) (Entered: 02/26/2001)
03/27/2001	134	SATISFACTION OF JUDGMENT (KMH) (Entered: 03/27/2001)
02/25/2002	135	OPINION from 8th Circuit COA reversing in part and remanding in part the order denying in part the motion for costs and fees; and attorney fees [132-1] (SRN) Modified on 03/26/2002 (Entered: 02/25/2002)

02/25/2002	136	MANDATE from 8th Circuit Court of Appeals reversing in part and remanding in part the Satisfaction of Judgment [134-1] (cc: all counsel) (SRN) Modified on 03/26/2002 (Entered: 02/25/2002)
02/25/2002	137	ORDER from 8th Circuit COA (SRN) (Entered: 02/25/2002)
12/12/2002	138	ORDER by Judge Charles B. Kornmann regarding Attorney Fees (cc:all counsel) (DLC) (Entered: 12/12/2002)
02/10/2003	139	SATISFACTION OF ORDER AND JUDGMENT as to defendant Joyce Hazeltine, defendant SD Senate, defendant Carole Hillard, defendant SD House of Rep, defendant Roger Hunt ; (SRN) (Entered: 02/10/2003)

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