

District	Off	Docket No. Yr. Number	OR	Filing Date Mo. Day Yr.	J	Nature Suit	R 23	Judge	Mag.	Jury Dem	ARB	MDL Docket	Docket Yr. Number
0539	3	88 02304	1	09 19 88	3	442	1	39/2 3916					88 02304

CAUSE: TITLE 42 SEC. 2000 E - CIVIL RIGHTS JOBS

CA 3-88-2304-~~KA~~

PLAINTIFFS

N.O.# 89-1124 - *affirmed*
N.O.# 89-1215 - *disr.*

DEFENDANTS

1. BLACK FIRE FIGHTERS ASSOCIATION OF DALLAS
2. SPIGNER, JOE M.
3. HOUZE, TERRANCE O.
4. JONES, CALVIN
5. PARKER, KENNETH
6. WILLIAMSON, GLENN
7. WILLIAMS, ALONZA
8. BROWNE, LESLIE
9. ALL OTHERS SIMILARLY SITUATED

N.O.# 92-1947

10. CITY OF DALLAS, TEXAS

INTERVENOR

11. DALLAS FIREFIGHTERS ASSOCIATION

ENTERED IN CIVIL

wrb

- 1-9. Roger Albright Edward B. Cloutman III
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CHANGE OF ADDRESS 11-16-90

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APPEAL

APPEAL-
89-1124 - *affirmed*
89-1215 - *disr.*
7-13-90

☐ CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL REPORTS PROCESSED
	DATE	RECEIPT NUMBER	C.D. NUMBER	
	09-19-88	#44616 \$120.00		
	02-09-89	#3279 \$105.00 by Mullinax Atty Firm		
	3-6-89	#3925 \$105.00 by Charles Black, Jr.		
				Filing 09-30-88
				Termination
				Change

DATE	NR.	PROCEEDINGS	CA 3-88-2304-
1988			
Sep 19	1.	PLTF'S ORIG. CLASS ACTION COMPLAINT (14)	pn
	2.	Issued SUMMONS (1)	pn
OCT. 6	3	SPECIAL ORDER NO. 3-19... Case is TRANSFERRED from the docket of Judge David O. Belew, Jr. to the docket of the Honorable Robert W. Porter and shall carry the suffix letter "F". Dktd & cc to cns1 10-6-88 (1)	HBS/kd
Oct 7	4	PLAINTIFFS MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION (Black Fire Fighters Assoc. et al)(7)	bsb
	5	PLAINTIFFS MEMORANDUM IN SUPPORT OF MOTION FOR TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION (Black Fire Fighters Assoc., et al) (7)	bsb
Oct 11	6	ACKNOWLEDGMENT OF RECEIPT OF SUMMONS AND COMPLAINT of City Sec. sig. is illedgible; on 9-28-88) (1)	bsb
	7	ORIGINAL <u>ANSWER</u> OF DEFENDANT CITY OF DALLAS, TEXAS TO PLAINTIFFS ORIGINAL CLASSS ACTION COMPLAINT (8)	bsb
Oct 13	8	AGREED ORDER GRANTING INJUNCTIVE RELIEF ...a Preliminary Injunction is hereby GRANTED and defendant, its agents, successors, employees, attys and all those acting in concert with them and/or at their direction are hereby enjoined from promoting any uniformed employees in the Fire Department of the City of Dallas to the rank of lieutenant, captain or any higher rank from the date of entry of this order until and to the ninetieth (90th) day after entry or until the further order of this court. (2) dckd 10-19-88; cc to cns1 10-13-88	RWP/bsb
Oct 14	9	PROOF OF SERVICE OF AGREED ORDER GRANTING INJUNCTIVE RELIEF (Pl certifies that they served defendant city of dallas by personal service a copy of the 10-13-88 order on 10-13-88.(2)	bsb
	10	ORDER FOR STATUS REPORT ...Ptys must submit status report wi/20 dys of date of this order. Must contain: status of disc. along w/ a summary of disc. yet to be taken. status of settlement discussions; outstanding motions; brief summary of claim of the ptys; estimated length of trial; indication as to whether the case is to be tried by jury or court; any other matters requiring courts prompt attention. Ptys are expected to cooperate when scheduling and timing of various disc. (1) dckd 10-19-88; cc to cns1 10-17-88	RWP/bsb
Oct 28	11	PRETRIAL SCHEDULING ORDER ...Deadlines are: 4-24-88 disc. is due, including disc. w/expert witnesses; by 3-6-89 Pl must file written designation of name and address of each expert witness; Defendant must do the same and is due on 3-27-89;All motion requesting joinder or amend or any motions disposing case or for summary jmt due 5-29-89 and their responses due 20 dys from date. On 6-26-89 all pretrial material is due including--joint pretrial order, list of witnesses, list of exhibits and designation of portions of depos to be used at trial, request jury instructions, any motions in limine; proposed voir dire, and trial breif. Sanctions will be imposed if same is not done. (4)	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF BLACK FIRE FIGHTERS ASSOC. OF DALLAS, ET AL	DEFENDANT CITY OF DALLAS, TEXAS	CA3-88-2304-F DOCKET NO. _____ PAGE <u>3</u> OF _____ PAGE
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DATE	NR.	PROCEEDINGS
<u>1988</u>		
Nov 3	12	STATUS REPORT (jt)(4) bsb
	13	RECD LETTER BRIEF REGARDING STATUS REPORT (PL)(2) bsb
Nov 7	14	MOTION FOR FURTHER INJUNCTIVE RELIEF (PL)(5) bsb
	15	MEMORANDUM IN SUPPORT OF MOTION FOR FURTHER INJUNCTIVE RELIEF (15+)bsb
	16	MOTION FOR LEAVE TO SERVE ADDITIONAL INTERROGATORIES (Under Sep cover--15+) bsb
Nov 9	17	ORDER OF REFERENCE... Pl Motion for Leave to Serrve Additional Interr is reffered to Mag for disposition. (1) dckd 11-17-88;cc to cns1 11-10-88 RWP/bsb
Nov 14	18	MOTION TO INTERVENE AND BRIEF IN SUPPORT THEREOF (Dallas Fire Fighters Assoc.)(9) bsb
Nov 25	19	AGREED ORDER GRANTING LEAVE TO FILE ADDITIONAL INTERROGATORIES Plaintiffs Motion for Leave to Serve Additional Interrogatories is hereby granted and Defendant is directed to answer or to object to those forty-two interrogatories (with subparts) previously served on Defendant. (2) dckd 11-28-88;cc to cns1 11-28-88 JBT/bsb
Nov 28	20	ORDER... Plaintiffs and Defendant shall appear before this court on 12-6-88 at 9:30 a.m. for hearing regarding the requested relief. (1) dckd 11-30-88;cc to cns1 11-29-88 RWP/bsb
Dec 5	21	RESPONSE IN OPPOSITION TO MOTION TO INTERVENE OF DALLAS FIRE FIGHTERS ASSOCIATION (5) bsb
Dec 8	22	AGREED ORDER REGARDING EXAMINATION FOR AND PROMOTION TO THE RANK OF DRIVER ENGINEER... promotional exam for the rank of Driver Engineer to be given by City of Dallas on 12-9-88 except as modified herein... all test papers shall not be graded, scored or reviewed; they should be sealed and delivered to the Court; all def and their etc. are hereby enjoined from promoting or assigning any person to the rank of Driver engineer in the Fire Dept of City of Dallas; they may temparraily assign second drivers or First & Rescue Officers to operate in the capacity of Driver Edgineer; Pl Motion for Further Injunctive Relief may be amended to raise issues regarding any upcoming examination for the rank of second driver similar to those issues previously raised therein (3) dckd 12-9-88;cc to cns1 12-9-88 RWP/bsb
	23	PROOF OF SERVICE OF AGREED ORDER REGARDING EXAMINATION FOR AND PROMOTION TO THE RANK OF DRIVER ENGINEER (Roger Albright for PL)(2) bsb

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-F
BLACK FIRE FIGHTERS ASSOC OF DALLAS ET AL		CITY OF DALLAS TEXAS	DOCKET NO. _____ PAGE <u>4</u> OF _____ PAGES

DATE	NR.	PROCEEDINGS
<u>1988</u>		
Dec 19	24	UNOPPOSED MOTION FOR EXTENSION OF TIME TO MOVE FOR CLASS CERTIFICATION. (PL)(2) bsb
Dec 20	25	MOTION FOR LEAVE TO FILE FIRST AMENDED MOTION TO INTERVENE AND BRIEF IN SUPPORT THEREOF. (Dallas Fire Fighters Assoc.) (3) bsb
Dec 21	26	ORDER...DFFA is granted leave to file its First Amenced Motion to Intervene. (1) dckd 12-22-88;cc to cns1 12=21=88 RWP/bsb
	27	FIRST AMENDED MOTION TO INTERVENE AND BRIEF IN SUPPORT THEREOF. (Dallas Fire Fighters)(9) bsb
Dec 22	28	ORDER...on Wed., 1-4-89 at 9:30 a.m. court will hold a hearing re: Pl Motion for further injunctive relief filed 11-7-88. (1) dckd 12-28-88;cc to cns1 12-22-88 RWP/bsb
Dec 29	29	AGREED ORDER...time in which PL may move for class certification is extended until 3-20-89. (2) dckd 12-30-88;cc to cns1 12-29-88 RWP/bsb
<u>1989</u> Jan 4	30	ORDER...hearing on Pl Motion for Further Injunctive Relief of 1-4-89 is hereby rescheduled for 1-19-89 at 9:30 a.m. (1) dckd 1-4-89;cc to cns1 1-5-89 RWP/bsb
JAN 10	31	MOTION TO EXTEND AGREED ORDER GRANTING INJUNCTIVE RELIEF AND BRIEF (4) (PL) sr
Jan 12	32	ORDER...Agreed Order Granting Injunctive Relief entered by the court on 10-13-88 is extended and shall remain in full force and effect until court's entry of order resolving issues raised in Pl Motion for Further Injunctive Relief as amended a hearing on which is presently scheduled for 1-19-89. (1) dckd 1-12-89;cc to cns1 1-13-89 RWP/bsb
Jan 19	33	ORDER...ORDERED that DFFA is granted leave to file its First Amended Motion to Intervene. The document marked First Amended Motion to Intervene and attached as Exhibit "A" to DFFA's Motion for Leave ti File is hereby deemed filed, and the District Clerk shall file-mark same as of the date of this Order. (1) copies mailed to counsel RWP/go

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-F
BLACK FIRE FIGHTERS ASSOC OF DALLAS ET AL		CITY OF DALLAS TEXAS	DOCKET NO. _____ PAGE 5 OF _____ PAGE
DATE	NR.	PROCEEDINGS	
JAN 19	34	MINUTE ORDER...Hearing on motion for preliminary injunctive relief (1) Court granted DFFA mo. to intervene in open court.	sjr
JAN 20	35	MINUTE ORDER...Injunction hearing continued (1)	sjr
JAN 24	36	MEMORANDUM BRIEF OF INTERVENOR CONCERNING PRELIMINARY INJUNCTION (deft #10) (3)	sjr
JAN 24	37	LETTER BRIEF (deft #10) (4)	sjr
JAN 24	38	LETTER RE: Employment selection (pltfs)	sjr
Feb 7	39	ORDER...Motions for Injunctive Relief are denied. See order more information as to why. (11) dckd 2-7-89;cc to cns1 2-8-89	RWP/1
Feb 8	40	MOTION FOR STAY AND INJUNCTION PENDING APPEAL AND BRIEF. (9)	bsb
Feb 9	41	NOTICE OF APPEAL...Black Fire Fighters Assoc of Dallas appeal the order of 2-7-89 denying Pl Motions for injunctive relief. (2) To at counter Fee was pd.;...Sent certified copy of notice to USCA5 and dckt entries. Sent copies to attys--Albright Cloutman, Black, Gillespie, and Watsky. on 2-9-89. sent copy to court report. 2-9-89.	bsb
	42	ORDER STAYING EFFECTO OF CORUT'S ORDER, ENTERED FEBRUARY 7, 1989 and DENYING DEFENDANT'S MOTION FOR RELEASE OF EXAMS...Motion for Stay and Injunction pending appeal is in all things GRANTED. The Court's order of 2-7-89 is stayed. The 2 agreed orders granting injunctive relief of 10-13-88 and 12=8-88 are restored pending the outcome of Pl appeal. In accordance with this ruling, Def Motion to RElease, Score and Grade the Examination, relating to the agreed order filed on 11-7-88 is DENIED. (2) dckd 2-9-89;cc to cns1 2-9-89	RWP
	43	MAONTION AND BRIEF TO RELEASE, UNSEAL AND SCORE DRIVER ENGINEER EXAMINATION. (2)	bsb
Feb 13	44	MOTION AND BRIEF TO LIFT STAY OR IN THE ALTERNATIVE MOTION TO MODIFY STAY. (City of Dallas)(5)	bs
Feb 21	45	RESPONSE IN OPPOSITION TO DEFENDANTS MOTION TO LIFT STAY OR IN THE ALTERNATIVE, MOTION TO MODIFY STAY. (PL)(5)	bs
Feb 22	46	ORDER CLARIFYING STAY....Def Motion to Lift Stay is DENIED....Def Motion to Modify Stay is gRANTED to the extent that: the court's 2-9-89 order should be understood to have no effect whatsoever on executive staff positions within the Fire Department. These positions Deputy Fire Chief and Asst. Fire Chief, are unclassified positions and do not fall under the City of Dallas Civil Service Board Code of Rules and Regulations...Appointments to these positions do not require any exam, etc. the court's 2-7-89 and 2-9-89 orders are not meant to affect appointments of these positions. (2)	Rupl.

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-F
Black Fire Fighters Assoc of Dallas		City of Dallas Texas	DOCKET NO. _____
			PAGE <u>6</u> OF _____ PAGES
DATE	NR.	PROCEEDINGS	
<u>1989</u>			
Mar 3	47	NOTICE OF APPEAL...Defendant, City of Dallas, Texas appeals order of 2-22-89 denying Defendant's Motion to Lift Stay. TO mailed to Def on 3-7-89; No Fee Paid; Sent ltr to USCA5 transmitting cert copy of notice and docket entries on 3-7-89; sent copys of notice to attys--Albright Cloutman Black and Gillespie on 3-7-89; sent copy of notice to court reporter on 3-7-89. (2)	
Mar 6	48	PLAINTIFFS DESIGNATION OF EXPERT WITNESSES. (2)	
Mar. 7	49	Transcript of PRELIMINARY INJUNCTION HEARING January 19-20, 1989 BEFORE THE HONORABLE ROBERT W. PORTER. (	
16		Received ltr fm USCA5...it would appear from information available to us that the record should be complete for the purposes of this appeal. We would appreciate your now forwarding the record "forthwith"...	
22		Transmitted original record to USCA5 via UPS: case papers - 2 vols transcript - 1 vol labeled "A"	
APR 3	50	PLAINTIFFS' MOTION TO MODIFY PRETRIAL SCHEDULING ORDER, ESTABLISH CLASS CERTIFICATION SCHEDULE AND MOTION TO BIFURCATE ISSUES OF DAMAGES FROM TRIAL ON LIABILITY AND BRIEF (7)	
APR 14	51	DEFENDANT'S MOTION IN OPPOSITION TO PLAINTIFFS' MOTION TO ESTABLISH CLASS CERTIFICATION SCHEDULE AND BRIEF (15+)	
APR 21	52	PLAINTIFFS' MOTION FOR CLASS CERTIFICATION (10).	
	53	BRIEF IN SUPPORT OF PLAINTIFFS'MOTION FOR CLASS CERTIFICATION (15+).	
APR 24	54	INTERVENOR'S RESPONSE TO PLAINTIFFS' MOTION TO MODIFY PRETRIAL SCHEDULING ORDER, ESTABLISH CLASS CERTIFICATION SCHEDULE, AND MOTION TO BIFURCATE ISSUES OF DAMAGES FROM TRIAL ON LIABILITY (3).	
	55	MOTION FOR ORDER COMPELLING DISCOVERY AND BRIEF IN SUPPORT THEREOF (15+). (Plnf).	
25		Received exhibits to Preliminary Injunction Hearing from Court Coordinator (Pltfs')	
26		Transmitted 1st supplemental record to USCA5 via UPS consisting of exhibits to transcript of Preliminary Injunction Hearing - 1 folder with certified copy of updated docket sheet.	
APR 25	56	ORDER OF REFERENCE...Plntf's. Motion for Order Compelling Discovery and Brief in Support Thereof...is referred to U.S. Magistrate for disp. cpy to cns1 4-26/dktd 4-26 (1) See Order for Specifics.	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF BLACK FIRE FIGHTERS ASSOC. OF DALLAS	DEFENDANT CITY OF DALLAS, TEXAS	CA3-88-2304-F DOCKET NO. _____ PAGE <u>7</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS	
1989			
APR 27	57	STIPULATION FOR MODIFICATION OF THE RECORD AND JOINT REQUEST FOR SUPPLEMENTATION OF THE RECORD (Plntf & Deft) (2)	cab
** May 3	58	ENTRY OF APPEARANCE-CHANGE OF COUNSEL...Charles Black, Jr., is no longer atty of record. Craig Hopkins and Frank Garza enter their appearance. (2).	gj
**May 2	59	INTERVENOR'S MOTION FOR MODIFICATION OF INJUNCTIONS AND STAY AND BRIEF (4). (Dallas Firefighters Assoc.)	gj
May 2	60	AFFIDAVIT IN SUPPORT OF INTERVENOR'S MOTION FOR MODIFICATION OF INJUNCTIONS AND STAY (4)(Dallas Firefighters Assoc.)	gj
May 11	61	DEFENDANT'S RESPONSE TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION(15).	gj
MAY 12	62	INTERVENOR'S RESPONSE TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION (12)	cab
	63	DEFENDANT'S RESPONSE AND BRIEF TO MOTION FOR AN ORDER COMPELLING DISCOVERY (3)	cab
MAY 17	64	PLAINTIFFS' MOTION FOR PERMISSION TO FILE A REPLY BRIEF AND BRIEF IN SUPPORT THEREOF (All) (4)	cab
MAY 18	65	STIPULATION FOR MODIFICATION OF THE RECORD AND JOINT REQUEST FOR SUPPLEMENTATION OF THE RECORD (Plntfs/Defts) (19)	cab
	66	DEFENDANT'S RESPONSE TO INTERVENOR'S MOTION FOR MODIFICATION OF INJUNCTIONS AND STAY (Deft-City of Dallas) (1)	cab
May 22	67	PLAINTIFFS' RESPONSE IN OPPOSITION TO INTERVENOR'S MOTION FOR MODIFICATION OF INJUNCTIONS AND STAY AND BRIEF IN SUPPORT THEREOF (10).	gj
MAY 23	68	ORDER... pursuant to the Stipulation for Modification of the Record and Joint Request for Supplementation of the Record... Exhibits 20-24 are to be included in the Record on Appeal in Cause Nos. 89-1124 and 89-1215 transmitted to the U. S. Court of Appeals for the Fifth Circuit...clerk of the court is hereby directed to prepare a supp. record including all such exhibits, certifying same and transmitting it to the Court of Appeals. (1) cpy to cns1 5-23/dktd 5-24/cpy to appeals clerk 5-23	RWP/cab
26		Transmitted 2nd supplemental record to USCA5 via U.S. Mail pursuant to Order of 5-23-89 consisting of doc. #68 and certified copy of updated docket sheet. (1 vol)	bs
		OVER	**OVER**

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-E DOCKET NO. _____ PAGE <u>8</u> OF _____ PAGES
BLACK FIRE FIGHTERS ASSOC. OF DALLAS		CITY OF DALLAS, TEXAS	
DATE	NR.	PROCEEDINGS	
1989			
JUN 26	69	PRETRIAL SCHEDULING ORDER...all discovery...by 10-2-89; plntf's expert witnesses...by 9-5-89; deft's expert witnesses...by 9-18-89; all mtns. req. amendments of pleadings...by 11-6-89; all pretrial material...by 12-4-89 (See Order for Specifics) (4) cpy to cns1 6-27/dktd 6-29	RWP/cab
SEPT 15	70	DEFENDANT'S DESIGNATION OF EXPERT WITNESSES (2)	cab
OCT 30	71	DEFENDANT'S AMENDED DESIGNATION OF EXPERT WITNESSES (2)	cab
NOV 9	72	DEFENDANT'S MOTION FOR LEAVE TO FILE AMENDED ANSWER (10) (orig. & cpy to Judge)	cab
DEC 6	73	AGREED ORDER SUSPENDING THE PRETRIAL SCHEDULING ORDER OF JUNE 26, 1989...See Order for Specifics) This case is removed from the court's June 1990 trial docket. (2) cpy to cns1 12-6/dktd 12-9	RWP/cab
DEC 8	74	AGREED ORDER GRANTING LEAVE FOR DEFENDANT TO FILE AMENDED ANSWER...(See Order for Specifics) (1) cpy to cns1 12-8/dktd 12-9	RWP/cab
	75	DEFENDANT'S FIRST AMENDED ANSWER TO PLAINTIFFS' ORIGINAL CLASS ACTION COMPLAINT (8)	cab
1990			
FEB 14	76	MOTION FOR LEAVE TO FILE PLAINTIFFS' FIRST AMENDED CLASS ACTION COMPLAINT (15+) (Signed orig. att).	g
July 11	77	MEMO. OPINION AND ORDER CERTIFYING CLASS AND GR. LV. TO FILE FIRST AMD. CLASS ACTION COMPLAINT....plntf's mot. for class cert is GRANTED. (see order) (7) dktd & cc to cns1 7/11/90. cc to micro.	RWP:a
	78	PLAINITFFS' FIRST AMENDED CLASS ACTION COMPLAINT. (14)	ad
JUL 12	79	MOTION TO STAY EFFECT OF COURT'S ORDER ENTERED FEBRUARY 7, 1989 PENDING COMPLETION OF VALIDATION EFFORTS, RULINGS ON PENDING MOTIONS AND FURTHER EVIDENTIARY HEARINGS AND BRIEF (15+)	aw
	80	ORDER OF TRANSFER...The Judge before whom this case is pending has requested that it be reassigned to another judge. By random draw the case is reassigned to the docket of Honorable Eldon B. Mahon and shall henceforth carry the case number CA3-88-2304-E. (1) cc to cns1 7-12/dktd 7-13	HBS/aw
July 13	81	DFT'S FIRST AMENDED ANSWER (7)	ad

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT		CA3-88-2304-74 DOCKET NO.
BLACK FIRE FIGHTERS ASSOC. OF DALLAS		CITY OF DALLAS, TEXAS		PAGE 9 OF PAGE
DATE	NR.	PROCEEDINGS		
<u>1990</u>				
Jul 16	82	MOTION TO MODIFY MEMORANDUM OPINION AND ORDER CERTIFYING CLASS AND BRIEF (pltfs) (6)		
	83	OPINION issued from USCA5. (N.O.#89-1124 - AFFIRMED) cc to Judge		
	84	JUDGMENT issued as and for the Mandate 7/13/90...It is now here ordered & adjudged by this Court that the judgment of the District Court in this cause is affirmed...IT IS FURTHER ORDERED that each pty bear its own costs on appeal, to be taxed by the Clk of this Court. cc to Judge		
	85	OPINION issued from USCA5. (N.O.#89-1215 - DISMISSED) cc to Judge		
	86	JUDGMENT issued as and for the Mandate 7/13/90...It is now here ordered & adjudged by this Court that the appeal in this cause is dismissed as moot...IT IS FURTHER ORDERED that each pty bear its own costs on appeal, to be taxed by the Clk of this Court. cc to Judge		
		The record on appeal, N.O.#89-1124 & N.O.#89-1215, & original exhibits will be forwarded shortly.		
Jul 17	87	MOTION TO RELEASE EXAMINATIONS HELD UNDER SEAL BY THE COURT (deft) (4)		
Jul 24		RECEIVED ORIGINAL RECORD ON APPEAL FROM USCA5: case papers - 2 volumes supplemental record - 1 volume transcript - 1 volume exhibits - 1 envelope		
July 25	88	DFT OPPOSITION TO PLA' MOTION TO STAY THE EFFECT OF COURT'S ORDER ENTERED 2/7/89. (5)		
Aug 01	89	MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO PLAINTIFF'S MOTION TO STAY THE EFFECT OF COURT'S ORDER (Intervenor) (2 pages) ldm		
Aug 01	90	INTERVENORS' RESPONSE TO MOTION TO RELEASE EXAMINATIONS HELD UNDER SEAL BY THE COURT (2 pages) ldm		
Aug 01	91	DEFENDANT'S RESPONSE TO PLAINTIFFS' MOTION TO MODIFY (6 pages) ldm		
Aug. 6	92	INTERVENOR'S RESPONSE TO MOTION TO RELEASE EXAMINATIONS HELD UNDER SEAL BY THE COURT. (2)		
	93	INTERVENOR'S RESPONSE TO MOTION TO MODIFY. (2)		
Aug 8	94	SPECIAL ORDER NO. 3-61...this case is transferred to Judge McBryde. (1) dktd & cc to cns1 8/9/90.		
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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-A DOCKET NO.
BLACK FIRE FIGHTERS ASSN. OF DALLAS, ET AL		CITY OF DALLAS, TX	PAGE <u>16</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
1990 Aug 21	95	PLA RESPONSE IN OPPOSITION TO DFT'S MOTION TO RELEASE EXAMINATIONS HELD UNDER SEAL BY THE COURT. (3)	ad
	96	PLA RESPONSE TO DFT'S AND INTERVENOR'S REQUEST TO MODIFY MEMO. OPINION AND ORDER CERTIFYING CLASS. (5)	ad
OCT 29	97	INTERVENOR'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND BRIEF IN SUPPORT THEREOF (10)	aw
OCT 31	98	MOTION FOR LEAVE TO FILE AMENDED ANSWER & BRIEF (by Intervenor, Dallas Fire Fighter's Assn.) (4)	al
NOV 16	99	AGREED MOTION TO EXTEND TIME TO RESPOND TO INTERVENOR'S MOTION FOR PARTIAL SUMMARY JUDGMENT (3)	al
	100	NOTICE OF CHANGE OF FIRM AFFILIATION (Atty. Roger Albright) (2)	al
NOV 21	101	AGREED ORDER EXTENDING TIME FOR PLAINTIFFS TO RESPOND TO INTERVENOR'S MOTION FOR PARTIAL SUMMARY JUDGMENT...ext. granted to & incl 12/17/90 (2) cc to cns1 & dkt'd 11/27/90	JHM/a
DEC 7	102	ORDER...the hearing set for 12/14/90 is RESET to 2:00 p.m. on January 4, 1991 (1) cc to cns1 12/7/90; dkt'd 12/12/90	JHM/all
DEC 14	103	INTERVENOR'S RESPONSE TO MOTION TO STAY EFFECT OF COURT'S ORDER ENTERED FEBRUARY 7, 1989 (3)	'al
	104	MOTION TO SET ASIDE ENTRY OF DEFAULT & SUPPORTING BRIEF (Law Offices of Carl David Adams, P.C.) (7)	al
	105	INTERVENOR'S ANSWER TO PLAINTIFF'S COUNTERCLAIM (Law Offices of Carl David Adams, P.C.) (2)	all
* * *			
DEC 6	106	ORDER...intervenor's motion for modification of injunctions & stay is denied (1) cc to cns1 12/6/90; dkt'd 12/17/90	JHM/all
	107	ORDER...intervenor's motion for leave to file amended answer is granted; answer to be filed on or before 12/14/90 (1) cc to cns1 12/6/90; dkt'd 12/17/90	JHM/all
	108	FIRST AMENDED ANSWER OF INTERVENOR DALLAS FIRE FIGHTERS ASSOCIATION (8)	all
	109	ORDER...intervenor granted ext of time until 12/14/90 to file response to pltf's mtn to stay effect of court's order (1) cc to cns1 12/6/90; dkt'd 12/17/90	JHM/all

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-A DOCKET NO. _____ PAGE <u>11</u> OF _____ PAGE
BLACK FIRE FIGHTERS ASSN. OF DALLAS, ET AL		CITY OF DALLAS, TX	
DATE	NR.	PROCEEDINGS	
<u>1990</u>			
DEC 6	110	ORDERL..hearing set for 3:00 p.m., 12/14/90 in Ft. Worth; the pending motions & other pending matters w/b taken up by the court at that time (1) cc to cns1 12/6/90; dkt'd 12/17/90	JHM,
Dec 18	111	NOTICE OF CHANGE OF FIRM AFFILIATION (2) Roger Albright (2)	mr
	112	PLAINTIFFS RESPONSE IN OPPOSITION TO INTERVENORS MOTION FOR PARTIAL SUMMARY JUDGMENT (15+)	mr
<u>1991</u>			
JAN 4	113	ORDER...the court's 7/11/90 order certifying class is AMENDED (see order for specifics); further ordered that on or before 3/15/91, deft shall file lists of all class members; ORDERED that pltfs' mtn to stay effect of court's order entered 2/7/89 is DENIED; deft's mtn to release examinations held under seal is GRANTED and the Clerk shall deliver to cns1 for deft the exam test papers to which reference is made in the court's order of 12/8/88; disposition of this case shall be on the following schedule: 1) mtns for leave to joint other parties, by 4/5/91; 2) discovery completed by 7/5/91; 3) mtns for leave to amend pleadings by 7/5/91; 4) any other mtns shall be filed at least 45 days prior to trial date; 5) case set for NON-JURY TRIAL the week of 2/18/92, w/docket call @ 9:00 a.m. on that date; 6) a pretrial order shall be presented to the Court 3 bus days prior to pretrial conference, which is hereby set for 11:00 a.m. on 1/27/92; 7) cns1 shall meet to discuss settlement at least 10 days before pretrial conf. (5) cc to cns1 1/8/91; dkt'd 1/10/91	JHM/al
JAN 8	114	RECEIPT FOR EXHIBITS (4 boxes of examination test papers) released to Atty. for deft; signed by Wendell L. Moore (1)	
JAN 4	115	M.O. re hearing on pending motions; Court Reporter, Melvin Power (1)	al
MAR 15	116	DEFENDANT'S LIST OF POTENTIAL CLASS MEMBERS (15+) (UNDER SEPARATE COVER)	al
MAR 29	117	ORDER...that intervenor's mtn for partial s/j is DENIED (2). Dkt'd and cc to counsel 4/1/91.	JM/gj
APR 17	118	AGREED MOTION FOR ORDER COMPELLING DISCOVERY AND EXTENDING DISCOVERY DEADLINE (joint) (4)	a.

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-A DOCKET NO. _____ PAGE <u>12</u> OF _____ PAGE
BLACK FIRE FIGHTERS ASSN. OF DALLAS, ET AL		CITY OF DALLAS, TX	
DATE	NR.	PROCEEDINGS	
1991			
APR 24	119	AGREED ORDER...deadline for completion of discovery extended to 12/18/91; pltfs shall provide full and complete answers to deft's first request for discovery NLT 5/20/91, unless the class claims have been settled by 4/30/91 (1) cc to cns1 4/25/91; dkt'd 4/29/91	JHM/a
JUN 20	120	AGREED MOTION FOR ORDER REFERRING CASE TO MEDIATION & WITHDRAWING SCHEDULING ORDER (pltfs, deft & intv.) (3)	a
JUL 2	121	AGREED ORDER REFERRING CASE TO MEDIATION AND WITHDRAWING SCHEDULING ORDER...the parties shall submit this case to non-binding mediation and upon the completion of such mediation, the parties shall advise the ct of its outcome. Pretrial Scheduling Order entered 1/4/91 is withdrawn. A revised Pretrial Scheduling Order shall be entered after the completion of mediation. Such revised order will remove this matter from the ct's 2/18/92 trial docket and extend the deadlines for completing discovery to a date at least six months after the completion of the mediation efforts (2) cc to cns1 & dkt'd 7/5/91	JHM/yb
SEP 11	122	UNOPPOSED MOTION FOR LEAVE TO FILE PLAINTIFFS' SECOND AMENDED CLASS ACTION COMPLAINT (16) (proposed orig. complaint attach'd to motion)	al
SEP 16	123	ORDER...pltfs' mtn for leave to file second amended class action complaint is DENIED (1) cc to cns1 & dkt'd 9/18/91	JHM/al
SEP 24	124	SECOND UNOPPOSED MOTION FOR LEAVE TO FILE PLAINTIFFS' SECOND AMENDED CLASS ACTION COMPLAINT (16) (orig prop comp attach'd)	al
OCT 3	125	ORDER...pltfs' motion for lv to file second amended class action complaint is DENIED; the court ORDERS that from this point forward all parties shall strictly comply with the requirements of Fred.R.Civ.P. 11 & Rules 2.1(e)(3), 2.1(f), 5.1(a), 5.1(c), 13.1, 13.3 and 13.4 of the Local Rules for USDC, ND/TX; the court w/consider ordering the denial of relief sought by any pleading or motion that has not been properly signed or ordering that such item be stricken from the record of this case (3) cc to cns1 10/7/91; dkt'd 10/11/91	JHM/a

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	CA3-88-2304-A DOCKET NO. _____ PAGE 13 OF _____ PAGES
BLACK FIRE FIGHTERS ASSN. OF DALLAS, ET AL		CITY OF DALLAS, TX	
DATE	NR.	PROCEEDINGS	
<u>1991</u>			
OCT 10	126	ORDER...the portion of the 10/3/91 order denying pltfs' mtn for lv to file second amended class action complaint is hereby vacated; pltfs are granted lv to file such amd complaint on or before 10/18/91; the parties shall file, on or before 10/25/91, a joint status report (2) cc to cns1 10/10/91; dkt'd 10/15/91	JM/all
OCT 11	127	UNOPPOSED MOTION FOR LEAVE TO FILE PLAINTIFFS' THIRD AMENDED CLASS ACTION COMPLAINT (16) (orig prop amd cmp attach'd)	all
OCT 15	129	DEFENDANT'S ANSWER TO PLAINTIFFS' SECOND AMENDED CLASS ACTION COMPLAINT (9)	all
OCT 16	*		
OCT 17	128	PLAINTIFFS' SECOND AMENDED CLASS ACTION COMPLAINT (13)	all
OCT 24	132	PLAINTIFFS' THIRD AMENDED CLASS ACTION COMPLAINT (13)	amy
Oct 25	133	JOINT STATUS REPORT...a)status of mediation: that parties do not contemplate further utilization of a third party mediator; b) as of the present time, no party contemplates filing any motions; c) the parties are aware of no matters which require a conference with the court; d) assuming settlement is not possible, the parties contemplate needing at least 6 months thereafter in which to complete discovery. Therefore, the parties request a trial date no sooner than 9-1992. The estimated length of trial is 2 weeks; e) the parties are aware of no other matters relevant to the status and disposition of this case. (3)	amy
Oct 16	* 130	AGREED ORDER...that Plaintiffs' Unopposed Motion for Leave to File Plaintiffs' Third Amended Class Action Complaint is hereby Granted and the Clerk is hereby instructed to file Plaintiffs' Third Amended Class Action Complaint in the form attached to said Motion. (2)	JHM/amy
Oct 16	* 131	PLAINTIFFS' THIRD AMENDED CLASS ACTION COMPLAINT (13)	amy
OCT 29	134	ORDER SETTING SCHEDULE AND PROVIDING SPECIAL PRETRIAL INSTRUCTIONS (7) cc to cns1 10-31-91	JB/amy
*			
Dec 19	135	ORDER...ORDERED that the City of Dallas may appear through its cns1 & a representative of the Dallas Fire Dept. who shall have settlement authority subj. to City Council approval, for the purposes of complying with the ct's pretrial instructions regarding attendance at required settlement conferences...deft's motion to modify pretrial instructions is granted (2) cc to cns1 12/20/91; dkt'd 12/24/91	JHM/yb
*			
Dec 12	136	MOTION TO MODIFY PRETRIAL INSTRUCTIONS (4) (deft)	yb

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGE
DATE	NR.	PROCEEDINGS	
<u>1992</u>			
Mar 13	***	THIS CASE HAS BEEN ENTERED ON ICMS. FOR ALL FUTURE ENTRIES/PLEADINGS SEE ICMS. ENTERED IN CIVIL	