

DOCKET NUMBER		FILING DATE MO. DAY YEAR		CASE NUMBER		JUDGE NUMBER		JURY DEM. YR.		DOCKET NUMBER	
11.4	76 629	4	12 76 3	440	1	1	4189 4127	76-H-629			
PLAINTIFFS						DEFENDANTS					
MORGAN, FREDDIE AMES, TOMMY MAE FLAKES Individually and on behalf of all others similarly situated,						RULE 23 THE CITY OF HOUSTON, SIM LAKE BOND, CHIEF B.G. "PARRY", Chief of Police, Houston, Tx. BANKSTON, CHIEF, Deputy Chief of Police, in charge of City Jail, CALDWELL, CHIEF HARRY, Former dep- uty chief of Police in charge of City Jail, HOPEINZ, FRED, Mayor, City of Houston MCKASKLE, LARRY, City Councilman, ROBINSON, JUDSON W., JR., City Councilman, MACEY, LOUIS, City Councilman, FORD, HOMER L., City Councilman, MANCUSO, FRANK O., City Councilman, WESTMORELAND, JIM, City Councilman, MANN, FRANK E., City Councilman, GOYEN, JOHNNIE, City Councilman, PARROTT, HON. RODNEY, Presiding Judge of the City of Houston, Municipal Court,					
CAUSE IVIL O REMEDY L						ATTO RNEYS					
Stephen M. Vaughn, in charge #483 MANDELL & WRIGHT 712 Main, Ste 1600 Houston, Tx 77002						ANDREW CHAM TBA 04086600/ Fed ID #14940 JOHN E. FISHER - Atty-In-Chg./deft Senior Assistant City Attorney F.D. #3199 Legal Dept. P.O. Box 1562 Houston, Tx. 77251- 1562					
713/228-1521 713/22 P-0321 (FAX)						5787					
Eric H. Nelson, Atty in chg f/ pltfs Merrit and Nat'l Federation of the Blind of TEXAS, #437 3303 Main, STE 300, Houston, 77002-9392 713-526-1998						713/247-1511 713/247-1017 (FAX)					
IF CASE WAS FILED IN FORMA						PAID ER C.D. NUMBER 9955					
4/12/76 \$15.00						STATISTICAL CARDS CARD DATE MAILED JS-5 PR JS-6					

RULE 23

ISSUED 7-20-89

CAUSE

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L

ATTO RNEYS

Stephen M. Vaughn, in charge #483
MANDELL & WRIGHT
712 Main, Ste 1600
Houston, Tx 77002

TBA 20513400, ID #483

713/228-1521

713/22 P-0321 (FAX)

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Eric H. Nelson, Atty in chg f/
pltfs Merrit and Nat'l Federation
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ANDREW CHAM
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JOHN E. FISHER - Atty-In-Chg./deft
Senior Assistant City Attorney
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Houston, Tx. 77251- 1562

713/247-1511

713/247-1017 (FAX)

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DATE MAILED

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76-H-6
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PLAINTIFFS

RULE 23

DEFENDANTS

MORGAN, FREDDIE
AMES, TOMMY MAE FLAKES
Individually and on behalf
of all others similarly
situated,

CONSOLIDATED w/H-80-1546

DISMISSED 7-20-89

CAUSE

42 USC 1983, CIVIL
RIGHTS, SUIT TO REMEDY
IN ADEQUATE JAIL
CONDITIONS

~~ROSS N. STE~~
THE CITY OF HOUSTON, SIM LAKE
BOND, CHIEF B.G. "PAPPY",
Chief of Police, Houston, Tx.
BANKSTON, CHIEF, Deputy Chief o
--- Police, in charge of City Ja
CALDWELL, CHIEF HARRY, Former d
--- uty chief of Police in char
- of City Jail,--
HOPEINZ, FRED, Mayor, City of H
MCKASKLE, LARRY, City Councilm
ROBINSON, JUDSON W., JR, City--
--- Councilman,
MACEY, LOUIS, City Councilman,
FORD, HOMER L., City Councilma
MANCUSO, FRANK O., City Council
WESTMORELAND, JIM, City Council
MANN, FRANK E., City Councilma
GOYEN, JOHNNIE, City Councilma
PARROTT, HON. RODNEY, Presidin
Judge of the City of Houston
--- Municipal Court,--

ATTORNEYS

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MANDELL & WRIGHT TBA 20513400, ID #483
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ANDREA CHAN
TBA 04086600/FED ID #14940
Luke Daniel--#9558
JOHN E. FISHER - Atty-In-Chg.,
Senior Assistant City Attorne
I.D.--#3199
Legal Dept. P.O. Box 1562
Houston, Tx. 77251-1562
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(713) 247-1511
(713) 247-1017 (FAX)



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#8955

C.D. NUMBER

STATISTICAL CARD

CARD DATE MAI
JS-5 PB

JS-6

DATE	NR.	SIM LAKE	PROCEEDINGS
4/12/76	1.	Complaint filed. (14) summon issued	
4-20-76	2	RETURN of Summons/filed. Executed 4-14-76 upon The City of Houston, etc.	
4-20-76	3	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	4	RETURN of Summons/filed. Executed on 4-14-76 on The City of Houston, etc.	
4-20-76	5	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	6	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	7	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	8	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	9	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	10	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	11	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	12	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	13	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	14	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston, etc.	
4-20-76	15	RETURN of Summons/filed. Executed 4-14-76 on The City of Houston etc.	
5-4-76	16	Defts' ORIGINAL ANSWER , fld.	
5-4-76	17	Defts' MOTION TO DISMISS, fld. M/D May 24, 1976	
6-2-76		NOTICE OF MOTION CONFERENCE req by Stephen Vaughn re Conflicts Litigations, SET: Wed June 16, 1976 at 9:00 a.m.	
6-3-76:	(RGG)	AMENDED DIVISION OF BUSINESS ORDER, dated 5-29-76, CASE TRANSFERRED TO ROSS N. STERLING	
6-16-76	18	(RNS) Report on Motion Conference; Plaintiffs will file Amended Complaint and submit suggested Order of Discovery proceedings.	
8-11-76	19	Pltfs' FIRST AMENDED COMPLAINT, filed.	
8-11-76	20	Pltfs' FIRST SET OF INTERROGATORIES, filed.	
8-11-76	21	Pltfs' FIRST SET OF REQUESTS FOR ADMISSIONS, filed.	
9-30-76	22	Defts' RESPONSE TO Request for Admissions, filed.	
1-17-77	23	Pltf. MOTION TO COMPEL ANSWERS TO Interrogatories, filed. M/D 1-31-77	
1-20-77	24	Pltf. MEMORANDUM IN OPPOSITION TO Deft. Motion to Dismiss, filed.	
1-20-77	25	Pltf. MOTION TO TRANSFER TO Judge Carl O. Bue, Jr., filed. M/D 1-31-77	
1-27-77	26	Deft. ANSWER TO Pltf. Motion to Compel Answers to Interrogatories, filed.	
2-4-77	27	MOTION OF Deft. FOR SEVERANCE, filed. M/D 2-28-77 set by Clerk	
2-4-77	28	MOTION OF Deft. IN OPPOSITION TO Pltf. Motion to Transfer, filed.	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-62</u>
FREDDIE MORGAN, et al		CITY OF HOUSTON, et al	PAGE ____ OF ____ PAG
DATE	NR.	PROCEEDINGS	
3-3-77	29	Pltf. ANSWER TO Deft. Motion for Severance, filed.	
3-4-77	30	Pltf. MOTION FOR ENTRY UPON Deft. Premises for Inspection and FOI OTHER RELEVANT PURPOSES, filed. M/D 3-14-77	
3-14-77	31	Deft. MOTION IN OPPOSITION TO Pltf. Motion for Entry upon Deft. Premises for Inspection and other purposes, filed.	
4-13-77	32	Pltf. MEMORANDUM IN SUPPORT OF Motion for Entry Upon Premises and For Other Relevant Purposes, filed,	
4-18-77	33	Pltf. MOTION TO CERTIFY CLASSES, filed. M/D 5-9-77 set by Clerk	
4-18-77	34	Pltf. MEMORANDUM IN SUPPORT OF Motion to Maintain a Class Action, filed.	
4-28-77	35	Pltf. SECOND MOTION TO COMPEL ANSWERS TO INTERROGATORIES, filed. M/D 5-9-77	
5-6-77	36	Deft. OPPOSITION TO Pltf. Motion to Certify Classes, filed.	
5-6-77	37	Deft. MEMORANDUM IN OPPOSITION TO Pltf. Motion to Certify Classes, filed.	
6-8-77	38	Pltf. THIRD MOTION TO COMPEL Answers to Interrogatories, filed. M/D 6-13-77	
6-9-77	39	Pltf. REQUEST FOR PRODUCTION OF DOCUMENTS, filed.	
6-30-77	40	Pltf REPLY MEMORANDUM to Deft Memorandum in Opposition to Pltf Motion to Certify Classes, filed.	
7-12-77	41	(RNS) MEMORANDUM AND ORDER, filed; parties ntfd. by copy mg 1. Defts. motion to dismiss is DENIED. 2. Pltfs. motion to compel answers to interrogatories is GRANTED; defts. shall answer interrogatories within 20 days of this order; defts. shall pay \$250 attorney's fee to pltfs. 3. Pltfs. motion to transfer case to Judge Bue is DENIED. 4. Defts. motion for severance is DENIED at this time. 5. Pltfs. motion for entry upon defts. premises is granted in part and denied in part (see order for details) 6. Pltfs. motion to certify classes will not be ruled on until Court can schedule hearing re: prerequisites of Rule 23(a) and (b), FRCP.	
8-1-77	42	Defts. ANSWERS TO PLTFS. FIRST SET OF INTERROGATORIES, re: Municipal Courts, filed.	

SIM LAKE

CIVIL DOCKET CONTINUATION SHEET

FPI-MI-3-14-75, 50N-3511

PLAINTIFF		DEFENDANT	76-629
FREDDIE MORGAN, et al		CITY OF HOUSTON, et al	DOCKET NO. _____
			PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
8-1-77	43	Defts. ANSWERS TO PLTFS. FIRST SET OF INTERROGATORIES re: Municipal Prison Farm, filed.
8-1-77	44	Defts. ANSWERS TO PLTFS. FIRST SET OF INTERROGATORIES re: City Jail, filed.
11-7-77	45	Pltfs. APPLICATION FOR TEMPORARY RESTRAINING ORDER, filed.
11-9-77		(RNS) HEARING ON PRELIMINARY INJUNCTION C. Gettig pltf. = Stephen Vaughn, Patrick Wiseman, Edward Mallett defts. = Otis King, Harriet Hubacker pltf. evidence begins; witnesses M.L. (Joe) Singleton, W.G. Wooten and Lonnie Atchison; deft. answers to pltf. first set of interrogatories into evidence; Court denies tro and preliminary injunction; no factual basis exists for Court to find there is a safety hazard at P-farm.
11-9-77	46	Pltf. Exhibit List, filed.
11-28-77	47	Pltf. NOTICE OF DEPOSITION of M.L. "Joe" Singleton on 12-5-77, filed.
11-30-77	48	Pltfs. REQUEST FOR PRODUCTION of Documents Under Rule 34, filed.
12-8-77	49	(RNS) ORDER, filed. parties ntfd by copy. pb Pltf. application for TRO DENIED.
12-30-77	50	DEPOSITION of M.L. Singleton, filed.
12-30-77	51	DEPOSITION of Tommie Mae Flakes Ames, filed.
1-11-78	52	DEPOSITION of Freddie James Morgan, filed.
1-11-78	53	Pltf. NOTICE OF DEPOSITION of Judge Rodney Parrott on 1-19-78, fld.
2-23-78	54	DEPOSITION of Judge Rodney Parrott, filed.
3-13-78	55	Plts. SECOND INTERROGATORIES to Deft. Joe Singleton, filed.
5-23-78	56	DEPOSITION of Robert P. Jungman, filed.
7-7-78	57	Defts. ANSWERS TO SECOND SET OF INTERROGATORIES of Pltfs., filed.
7-17-78		Returned pltf. interrogatories (second set) to City of Houston to atty J. Patrick Wiseman. L.R. 1.G. (2) pb
7-25-78	58	Pltfs. THIRD INTERROGATORIES to Deft. City of Houston, filed.
8-25-78	59	Deft. Caldwell ANSWERS TO THIRD SET OF INTERROGATORIES of Pltfs., filed.

76-H-629

CIVIL DOCKET CONTINUATION SHEET		ROSS N.-STERLING SIM LAKE		FPI-MAR
PLAINTIFF		DEFENDANT		DOCKET NO. _____
FREDDIE MORGAN, ET AL		CITY OF HOUSTON, ET AL		PAGE ____ OF ____ PAC
DATE	NR.	PROCEEDINGS		
2-23-79	60	(RNS) ORDER, filed. Parties ntfd, mc. 1. Case set for Docket Call 5-21-79 2. Hearing on Class Determination set for 3-16-79, 9:30am		
3-13-79	61	Deft City of Houston MOTION FOR CONTINUANCE, filed. pb		
12-4-81	61A	FIRST AMENDED COMPLAINT, filed. kg eod 7-3-89/rec'd 7-3-89		
3-14-79		(RNS) ORAL ORDER parties ntfd by phone MG by pb Deft City of Houston motion for continuance DENIED.		
3-16-79		(RNS) HEARING on Class Certification (C. Gettig) pltfs = Stephen Vaughn, Patrick Wiseman defts = Harriet Hubacker, John Whittington pltf evidence; witness Tommy Mae Flakes Ames; depositions of Singleton, Dr. Youngman and Morgan into evidence. pltf rests. deft evidence; witnesses Lt. Leija, Cpt Atchi: and Judge Youngman. Court will rule shortly. MG by pb		
3-16-79	62	Pltf EXHIBIT LIST, filed. pb dd 3-20-79		
3-16-79	63	Deft EXHITIT LIST, filed. pb dd 3-20-79		
4-26-79	64	(RNS) MEMORANDUM re: class certification, filed. pb dd 4-27-79 parties ntfd		
5-11-79	65	Pltf 1ST MOTION FOR CONTINUANCE, filed. mc (Unopposed)		
5-14-79	66	(RNS) ORDER, filed. parties ntfd by copy and phone. pb 1. Pltf motion for continuance DENIED.		
5-21-79		(RNS) DOCKET CALL (C. Gettig) counsel present and advise that jain portion may become moot due to negotiations with county on jail facilities which would reduce trial time; request continuance GRANTED. MG by pb		
10-12-79	67	Pltfs NOTICE OF DEPOSITION of Chief Harry Caldwell, Asst. Police Chief Tommy Mitchell, Judge Thomas Stanley, and Judge Sam Alfano, filed. mgc DD 10-15		
1-15-80	68	DEPOSITION of Judge Felix M. Stanley, filed.aa		
1-15-80	69	DEPOSITION of Judge Sam Alfano, filed. aa		
2-15-80	70	DEPOSITION OF Asst. Police Chief Tommy Mitchell, filed. aa		
2-15-80	71	DEPOSITION of Chief Harry Caldwell, filed. aa		
3-10-80	72	(RNS) NOTICE to Certain Inmates of the City of Houston Jail, filed. Parties ntfd. aa		

CIVIL DOCKET CONTINUATION SHEET ROSS N. STERLING SIM LAKE

76-H-629

PLAINTIFF		DEFENDANT	DOCKET NO. _____
MORGAN, FREDDIE ET AL		THE CITY OF HOUSTON ET AL	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
5-5-80		(RNS) <u>DOCKET CALL</u> C. Gettig aa Agreed Order may be entered disposing of case; moved to end of docket.	
7-10-80		(RNS) <u>HEARING</u> C. Gettig mg/aa Pltf = Stephen Vaughn, Patrick Wiseman Deft = Harriet Hubacker Counsel advise that City is making improvements at facilities and move for continuance since progress is being made; deft and pltf agree trial at this time is premature. Counsel to submit progress reports and case will not be reset at this time.	
9-23-80	73	JOINT PROGRESS REPORTS re: changes in the handling of defts in Municipal Court as well as changes in jail conditions, filed.aa	
1-12-81		(RNS) <u>DOCKET CALL</u> : (C. Gettig/ch) as/aa DD 1-15-81 Parties report orally on progress of new jail facilities. Case removed from trial docket and counsel instructed to report periodically.	
7-12-82	74	AGREED STIPULATION FOR CONSOLIDATION w/80-1546, filed.aa	
7-15-82	75	(RNS) ORDER, filed. Parties ntfd.aa Ordered that this cause is consolidated w/H-80-1546.	
3-28-83		<u>DOCKET CALL NOTICE</u> for Jun 1, 83, 11 a.m., mailed to all parties.as,	
5-5-83	76	Defts' AMENDED ANSWERS to pltf's FIRST SET OF INTERROGS, filed. fm	
5-27-83	77	Pltf. MOTION FOR CONTINUANCE, filed. fm (unopposed)	
5-31-83	78	(RNS) ORDER, filed. Parties ntfd. fm Ordered that pltf's unopposed motion f/continuance on trial setting is GRANTED. Further ordered that case is reset f/docket call on Sept. 1, 83 at 11:00 a.m.	
9-1-83		(RNS) <u>DOCKET CALL</u> (L. Williams/sp) pltf's/Stephen Vaughn and J. Patrick Wiseman defts/John Whittington Progress report forthcoming. Pretrial conference to be set at later date.	
8-31-83	79	Defts' STATUS REPORT On City Jail Facilities., filed. fm	
10-9-87	80	Defts' UNOPPOSED MOTION TO SUBSTITUTE ATTORNEY IN CHARGE, filed. bj dkt'd 10-9-87	
10-9-87		Rec'd Deft's Status Report, fwd/crd dkt'd 10-13-87 bj	

ROSS-N.-STERLING- SIM LAKE

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	H-76-629 DOCKET NO. _____ PAGE ____ OF ____ P.
MORGAN, FREDDIE ET AL		THE CITY OF HOUSTON ET AL	
DATE	NR.	PROCEEDINGS	
11-02-87	81	(RNS) ORDER, filed. bj parties ntfd Defts' Motion to substitute Counsel being unopposed is GRANTED and the Court ORDERS that Brenda Loudermilk be substituted John R. Whittington in the above styled and numbered cause. dkt'd 11-2-	
4-13-88	82	(KKB) MINUTE ENTRY, filed. bj parties ntfd Parties in the above styled case are hereby directed to appear for Docket Call on June 13, 1988, at 10:30 a.m. dkt'd 4-13-	
5-4-88	83	Defts' MOTION to Substitute Counsel, filed. bj (UNOPPOSED) dkt'd 5-5-	
5-9-88	84	(KKB) ORDER, filed. bj parties ntfd Defts Motion to substitute Counsel is GRANTED. John E. Fisher be substituted for Brenda Loudermilk as Atty-In-Charge for defts. dkt'd 5-10-	
6-13-88		DOCKET CALL Pltf = Steve Vaughn; Deft = Absent Pltf. atty. stated court has been monitoring case. Pltf. request confer in chambers. Pltf. atty. to submit correct names of attys. remaining in Rptr-Y. Perry dkt'd 6-16-8	
10-3-88		Notice mailed setting pre-trial conference on Oct 20, 1988 at 2:00 p.m. to all parties. as/ dkt'd 10-5-88 sa	
10-20-88	85	(SL) ORDER, filed, parties ntf'd. Pltfs' counsel to submit voluntary dismissal of individual claims of Morgan and Answer w/i 10 days. All counsel to confer and report back to open court on November 22, 1988, 9:00 a.m. as to settlement negotiations, including dismissal case without prejudice to reinstate and resolution of attys fees. dkt'd 10-20-88 sa	
11-18-88	86	Defts' UNOPPOSED MOTION TO SUBSTITUTE COUNSEL, filed. dkt'd 11-18-88 sa	
11-22-88	86A	STIPULATION & ORDER TO DISMISS, filed. kg eod 7-3-89/rec'd 7-3-89 Rec'd STIPULATION AND ORDER TO DISMISS. dkt'd 11-28-88 sa	
11-22-88	87	(SL) STATUS CONFERENCE, filed. Appearances: Vaughn & Nelson f/pltfs; Davis f/deft; Griffith f/delu. Court approves stipulation of dismissal of individual claims of pltfs Mordan & Dmes; Merritt dismissal pending before City Council. Counsel have conferred and agreed on course of litigation as to class claims. Will attempt to present court with consent decree by April, 1989. Status conference set Jan 25, 1989 at 9:00 a.m. dkt'd 11-28-88 sa	
11-22-88	88	(SL) ORDER. filed, parties ntf'd.	

PLAINTIFF		DEFENDANT	H-76-629 DOCKET NO. _____ PAGE ____ OF ____ PAGES
MORGAN, FREDDIE et al		THE CITY OF HOUSTON et al	
DATE	NR.	PROCEEDINGS	
12-5-88	89	(SL) ORDER, filed, parties ntf'd. Luke L. Daniel is substituted as atty in charge for defts City of Houston, et al., in place of John E. Fisher. dkt'd 12-6-88 sa	
2-1-89	90	(SL) MINUTES AND CONFERENCE ORDER, entered, parties ntf'd. (Rptr- Dye) Appearances: Vaughn-Morgan-pltf; Nelson; Merritt-pltf; Daniel- City; Griffity-ACCU. City's expert Silver to deliver his report to City Atty by 5:00 p.m, February 3, 1989. Counsel to advise the court of compliance. Counsel to confer and submit agreed schedule of depositions to the court by February 3, 1989. Settlement approval as to pltf merriitt is pending. Parties reserve determination on issue of pltf's attys fees, pending resolution of group claims in consolidated cases. Status conference set February 23, 1989, 8:00 a.m. dkt'd 2-6-89 sa	
2-3-89	91	City of Houston's SUBMISSION OF EXPERT'S REPORT AND JOINT DEPOSIT SCHEDULE, filed. dkt'd 2-6-89 sa	
2-2-89		Pursuant to General Order 88-8 dated 8-22-88, this case is transferred to the docket of Judge Lake. fs dktd 2-2-89	
2-27-89	92	(SL) CONFERENCE MINUTES & ORDER, filed. Parties ntfd. (rpitr: G. D Appearances: Vaugna f/ Pltfs Morgan; Nelson f/ Pltfs Merritt Daniel f/ City of Houston. Status conference set for Mar. 29, 1989, 8:00 a.m. kg	
3-30-89	93	(STL) CONFERENCE MINUTES AND ORDER, entered. Parties ntfd. rt Rptr: Perry, Nelson & Vaughn f/pltf, Daniels f/deft. Merritt Pltfs: Individual claims settled and approved by City Council; attys fees to be submitted to Council. Merritt claim pending approval by Council. Morgan Pltf: discovery complete; settlement negotiations to proceed. Status conf. set for 5-5-89 8:30am.	
6-2-89	94	(SL) ORDER, entered. Parties ntfd. Status Conference is rescheduled from June 2, 1989, to June 30, 1989, at 8:30 a.m. kg	

STERLING

LAKE

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	H-76-629 DOCKET NO. _____ PAGE ____ OF ____ F
FREDDIE MORGAN, et al		THE CITY OF HOUSTON, et al	
DATE	NR.	PROCEEDINGS	
7-3-89	95	(SL) CONFERENCE MINUTES OF 6-30-89 AND ORDER, entered. Partie ntfd. (rptr: J. Byers) Appearances: Stephen Vaughn, Eric Nelson f/ Pltfs. Luke Daniel f/ Defts. Trial set for 9-11-89, at 1:00 p.m.; Hearing set for 7-1 at 8:00 a.m. Deadline for Joint PTO set for 9-1-89. Pltf's have 10 days to submit a form of proposed notice t class in the Morgan case. kg	
7-10-89		Received and forwarded to CRD, NOTICE OF CLASS ACTION AND PROPOSED SETTLEMENT, for Judge's signature. eod 7-13-89	
7/14/89	96	(SL) ORDER entered, parties notfd. jd Conference held on July 13, 1989. Appearances: Nelson, Vaughan & Griffiths for Pltfs. Daniel for Deft. (Reptr. Y. Perry) The City of Houston will provide by 7/24/89 to Pltfs. its report pursuant to Pargagraph 5 of the 1983 letter agreement. A status conference was et for 7/27/89 at 8: The parties were requested to submit to the Court an agreed order dismissing the individual defendants in the suit. Case is set for trial sept. 11, 1989 at 1:00 p.m eod 7/14/89 jd	
7-18-89	97	Pltfs' MOTION for Leave to Amend, filed. bj eod 7-20-8	
7-20-89	98	(SL) ORDER, entered. parties ntfd Pltfs be granted leave to file their Second Amended Complai	
7-20-89	99	Pltfs' Second Amended Complaint, filed. bj eod 7-20-8	
7/28/89	100	(SL) ORDER entered, parties notd. jd Conference held on July 27, 1989. Appearances: Vaughn for Pltf. Morgan & Class; Nelson fo Pltf. Merrit; Daniel for Deft. City. (Reporter: C. Murden). Status Conference set for Aug. 4, 1989 at 8:00 a.m. Deft. counsel to report on City Atty. approval of and dates for consideration by City Council of: 1. Pltf. Morgan atty's fees and injunctive relief. 2. Pltf. Merrit atty's fees and injunctive relief. eod 7/28/89 jd	

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CIVIL DOCKET CONTINUATION SHEET

LAKE

PLAINTIFF		DEFENDANT	H-76-629
MORGAN FREDDIE, et al		CITY OF HOUSTON	DOCKET NO. _____
			PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
8/7/89	101	(SL) HEARING MINUTES & ORDER, entered, Parties ntfd. (Rptr: C. Murden) Held on Aug. 4, 1989; Agreement between Pltf. Merritt & Deft. City as to injunctive relief & atty's fee approved by city council, is being reduced to writing. Agreement between Pltf. Morgan Class & Deft. City as to injunctive relief to be submitted to Court on Sept. 1, 1989. Anticipated submission to City Council on Sept. 6, 1989. Agreement on fees anticipated. Deadline f/filing joint PT-Order & trial extended 2 weeks. EOD 8/7/89 br
9/11/89	102	(SL) HEARING MINUTES & ORDER, entered, Parties ntfd. Reptr: N/A Held on Sept. 7, 1989 Settlement conf. is set f/Sept. 21, 1989 @ 3:00 p.m. Notice of Calss Action & Porposed settlement is to be posted in each city jail intake & recreation room & each municipal court room from Sept. 11, 1989- Sept. 21, 1989. EOD 9/11/89
9/11/89	103	(SL) NOTICE OF CLASS ACITON & PROPOSED SETTLEMENT, entered, Parties ntfd. The Court will hold a hearing on the settlment in open court on Sept. 21, 1989 @ 3:00 p.m. EOD 9/11/89 b
9/21/89	104	(SL) COURTROOM MINUTES: Settlement Hearing. (CT RPT Murden) Appearances: Steven Vaugh Pltffs Erick Nelson, Pltff., Luke Daniel Deft. Deft's Witness: Albert E. Hanes, Pltf's Witness; Sylvia Garcia., Pltf. and deft's evidence presented. Class Settlement approved, filed. eod 9/25/89 mf
9/25/89	105	Pltffs. Exhibit List, filed. eod 9/25/89 m:
9/25/89	106	(SL) AGREED ORDER, entered. Parties ntfd. mf Ordered, adjudged, and decreed that Civil Action No. H-80-1546 be, and is, hereby dismissed.
9/25/89	107	(SL) CONSENT DECREE, filed. Parties ntfd. this Action shall be finally DISMISSED WITH PREJUDICE when all terms of this Decree have been fully complied with. see order for details.
10-25-94	108	PLTFS' M/ENFORCEMENT OF CONSENT DECREE AND FOR SANCTIONS, filed w/exhibits (opposed). M/D Nov 14, 1994, by clerk. eod 10-26-94 bl

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	H-76-629 DOCKET NO. _____ PAGE ____ OF ____
FREDDIE MORGAN, ET AL.		CITY OF HOUSTON	
DATE	NR.	PROCEEDINGS	
12-02-94	109	DEFT CITY OF HOUSTON'S RESPONSE TO M/ENFORCEMENT OF CONSENT DECREE AND FOR SANCTIONS, filed. eod 12-05-94	
12-07-94	110	(SL) ORDER, entered. Parties ntfd. blh 1. Parties directed to appear for scheduling conf on Dec 30, 1994, 4:00 P.M., Ctrm 9B. Court may address any pending motions and set case for trial at that time. 2. Counsel to deliver to chambers a copy of any instrument filed within seven days of scheduling conf w/notation of scheduling conf setting. 3. Each party receiving this Order to fwd copy to every other party irrespective of whether they apparently were sent one by Court. eod 12-08-94	
12-16-94	111	DEFT CITY OF HOUSTON'S UNOPPOSED M/SUBSTITUTION OF COUNSEL (Andrea Chan for Luke Daniel), filed. M/D Jan 05, 1995, by clerk eod 12-19-94	
12-20-94	112	(SL) ORDER, entered. Parties ntfd. blh 1. Deft City of Houston's M/Substitution GRANTED. 2. Andrea Chan is atty in charge for Deft City of Houston eod 12-21-94	
12-30-94	113	(SL) HEARING MINUTES AND ORDER, entered. Parties ntfd. blh (Rptr: E. Reed) Appearances: Stephen M. Vaughn f/Pltfs; Andrea Chan, Art Pertile f/Defts 1. Parties may conduct discovery under limitations state on record for 60 days for reasons stated on record. 2. Parties to advise court in writing no later than Feb 28, 1995, of status of case. If parties have been unable to resolve present dispute, parties will file complete JPTO by Mar 31, 1995, and appear for docket call on Apr 13, 1995, at 4:00 p.m. eod 01-04-95	
03-31-95	114	JOINT PRETRIAL ORDER, filed. eod 04-03-95	
03-31-95	115	PLTFS' AGREED M/PERMIT THE TAKING OF DR. GORDON KAMKA'S DEPOSITION, filed. M/D Apr 20, 1995, by clerk eod 04-03-95	
04-04-95	116	(SL) ORDER, entered. Parties ntfd. blh 1. Pltfs' M/permit taking of Dr. Gordon Kamka's deposition GRANTED. eod 04-05-95	

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PLAINTIFF		DEFENDANT	H-76-629
FREDDIE MORGAN, ET AL.		CITY OF HOUSTON, ET AL.	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
04-13-95	117	(SL) HEARING MINUTES AND ORDER, entered. Parties ntfd. blh (Rptr: F. Warner) Appearances: Stephen Vaughn f/Pltf; Andrea Chan and Robert Camprice f/Deft 1. Parties to submit status report every 30 days until case either settles or it becomes clear that settle- ment is not possible. eod 04-14-95 blh	
05-08-96	118	PLTFS' APPLICATION AND AFFIDAVIT IN SUPPORT OF ATTORNEY'S FEES, filed w/request for final hearing on proposed settlement or resolution of Motion for Sanctions and Contempt. eod 05-10-96 bl	
05-14-96	119	NOTICE OF HEARING, filed. Parties ntfd. as 1. Hearing on all pending motions scheduled for May 31, 1996, at 2:00 p.m., Ctrm 9B. eod 05-14-96 blh	
05-31-96	120	(SL) HEARING MINUTES AND ORDER, entered. Parties ntfd. blh (Rptr: A. Traylor) Appearances: Stephen M. Vaughn f/Pltf; Andrea Chan f/Deft 1. Pltfs' motion for enforcement of consent decree presented and evidence heard. 2. Parties have until next week to submit a final agreed consent decree, a final version of the expert's report, and a final request for attorneys' fees. eod 06-04-96 blh	
		**	
05-31-96	121	DEFTS' MOTION FOR ENTRY OF AGREED ORDER ON PLTFS' MOTION FOR ENFORCEMENT OF CONSENT DECREE AND FOR SANCTIONS, filed eod 06-04-96 blh	
06-07-96	122	PLTFS FREDDIE MORGAN AND TOMMIS MAE FLAKES AMES and DEFT CITY OF HOUSTON'S MOTION FOR ENTRY OF AGREED ORDER ON PLTFS' MOTION FOR ENFORCEMENT OF CONSENT DECREE AND FOR SANCTIONS, filed w/attachments. M/D Jun 27, 1996, by clerk eod 06-10-96 blh	
06-07-96	123	MOVANT STEPHEN M. VAUGHAN'S APPLICATION AND AFFIDAVIT IN SUPPORT OF ATTORNEY'S FEES (as atty for Pltf), filed (no proposed order). M/D Jun 27, 1996, by clerk eod 06-10-96 blh	
		**	
05-31-96	124	PLTFS' EXHIBIT LIST, filed. as eod 06-12-96 blh	
06-11-96	125	(SL) AGREED ORDER ON MOTION FOR ENFORCEMENT OF CONSENT DECREE AND FOR SANCTIONS, entered. Parties ntfd. blh 1. Motion to Enforce Consent Decree granted as detailed in order. 2. Deft to pay Pltfs' and their atty \$10,000 to Manell & Wright, P.C., for reasonable atty's fees and \$2,747.89 as full payment and reimbursement of costs as detailed in order. eod 06-12-96 blh	

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PLAINTIFF		DEFENDANT	H-76-629
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DATE	NR.	PROCEEDINGS	
08-27-96		Rec'd and fwd to CRD Aug 23, 1996, letter from atty Stephen M. Vaughn with attached current quarterly report on jail conditions at city jail. eod 08-29-96 l	
05-29-97	126	DEFT CITY OF HOUSTON'S NOTICE OF MUNICIPAL JAIL HEALTH SERVICES REQUEST FOR PROPOSALS PURSUANT TO THE CONSENT DECREE, filed w/attachments. eod 05-30-97 blh	