

LC13,MEDIATION,NDPCWD,PROTO,RFSETL,TERMED

U.S. District Court
District of Idaho (LIVE Database)Version 6.1 (CDA – Northern)
CIVIL DOCKET FOR CASE #: 2:13-cv-00517-EJL-CWD

Miller v. City of Post Falls et al
Assigned to: Judge Edward J. Lodge
Referred to: Judge Candy W. Dale
Judge Larry Alan Burns (Settlement)
Cause: 42:1983 Civil Rights Act

Date Filed: 12/05/2013
Date Terminated: 10/20/2014
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Melissa A. Miller

represented by **Lawrence Jay Kuznetz**
316 W Boone Ave., Suite 380
Spokane, WA 99201
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

City of Post Falls
a political subdivision of the State of Idaho

represented by **Peter C Erbland**
Lake City Law Group PLLC
PO Box E
701 E. Front Avenue, Ste. 200
Coeur d'Alene, ID 83816-0328
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LEAD ATTORNEY
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Defendant

R. Scot Haug
City of Post Falls Cheif of Police

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Neil Uhrig
City of Post Falls Police Officer

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Frank Bowne
City of Post Falls Police Officer

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Brett Chapman
City of Post Falls Police Officer

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Aaron Ogle
City of Post Falls Police Officer

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Kathy Eshoo
City of Post Falls Police Officer

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Christine Jones
City of Post Falls Police Officer

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Rod Gunderson
City of Post Falls Police Officer

represented by **Peter C Erbland**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John Doe
Officers I–V

Date Filed	#	Docket Text
12/05/2013	<u>1</u>	COMPLAINT FOR DAMAGES AND DEMAND FOR JURY TRIAL against All Defendants (Filing fee \$ 400 receipt number 0976–1093082.), filed by Melissa A. Miller.(Kuznetz, Lawrence) Modified on 12/5/2013 to edit text (jp).
12/05/2013	<u>2</u>	COVER SHEET by Plaintiff Melissa A. Miller. (Kuznetz, Lawrence) Modified on 12/5/2013 to edit text (jp).
12/06/2013	<u>3</u>	Summons Issued as to Frank Bowne, Brett Chapman, City of Post Falls, John Doe, Kathy Eshoo, Rod Gunderson, R. Scot Haug, Christine Jones, Aaron Ogle, Neil Uhrig. (Print attached Summons for service.) (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons, # <u>6</u> Summons, # <u>7</u> Summons, # <u>8</u> Summons, # <u>9</u> Summons)(jp)
12/09/2013	<u>4</u>	LITIGATION ORDER, (On or before 3/5/14, the parties shall file with the court the Litigation Plan form:: Case Management deadline set for 3/5/2014.) Telephonic Scheduling Conference set for 3/19/2014 10:30 AM in Telephonic Hearing – Boise Chambers before Judge Edward J. Lodge. Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
02/20/2014	<u>5</u>	NOTICE of Appearance by Peter C Erbland on behalf of Frank Bowne, Brett Chapman, City of Post Falls, Kathy Eshoo, Rod Gunderson, R. Scot Haug, Christine Jones, Aaron Ogle, Neil Uhrig (Erbland, Peter)
02/21/2014	<u>6</u>	NOTICE of Availability of Magistrate Judge and Requirement for Consent sent to counsel for Frank Bowne, Brett Chapman, City of Post Falls, Kathy Eshoo, Rod Gunderson, R. Scot Haug, Christine Jones, Melissa A. Miller, Aaron Ogle, Neil Uhrig re <u>1</u> Complaint, <u>5</u> Notice of Appearance. Consent/Objection to Magistrate due by 4/25/2014. (jp)
02/21/2014	<u>7</u>	SCHEDULING CONFERENCE FORM – LITIGATION PLAN by Melissa A. Miller. (Kuznetz, Lawrence)

02/24/2014	<u>8</u>	JOINT SCHEDULING ORDER All non-dispositive matters are referred to United States Magistrate Judge Candy W. Dale (Amended Pleadings & Joinder of Parties due by 5/15/2014, Discovery due by 8/29/2014, Pre-Trial Motions due by 9/30/2014, Mediation shall take place by 9/30/2014, Jury Trial set for 3/31/2015 09:30 AM in Coeur d Alene – District Courtroom before Judge Edward J. Lodge). Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) Modified on 2/24/2014 to edit text (jp).
02/25/2014	9	Docket entry only – CONSENT to Magistrate Judge filed. (cjm)
03/12/2014	<u>10</u>	ANSWER to <u>1</u> Complaint by Frank Bowne, Brett Chapman, City of Post Falls, Kathy Eshoo, Rod Gunderson, R. Scot Haug, Christine Jones, Aaron Ogle, Neil Uhrig.(Erbland, Peter)
04/28/2014		The 60 day deadline has expired. Case will remain with District Judge. No more notice of availability or assignment will be sent out. Consent deadline(s) termed. (jp)
05/01/2014	11	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT this matter shall be referred to The Honorable Larry A. Burns, U.S. District Judge for the Southern District of California, sitting by special designation, for the purpose of conducting a settlement conference. IT IS FURTHER ORDERED that a settlement conference shall be conducted on Wednesday, August 13, 2014 at 9:00 a.m. at the United States Federal Courthouse in Coeur d'Alene, Idaho. A separate settlement questionnaire will be forthcoming. Questions regarding scheduling may be directed to Susie Headlee at Susie_Boring-Headlee@id.uscourts.gov or by telephone at (208) 334-9067. Signed by Judge Edward J. Lodge (sbh).
05/01/2014		Set Deadlines/Hearings: Per Order dkt 11 Settlement Conference set for 8/13/2014 09:00 AM in Coeur d Alene – District Courtroom before Judge Larry Alan Burns. (jp)
06/10/2014	<u>12</u>	STIPULATION <i>Agreement of Confidential Materials and to Entry of Protective Order</i> by Frank Bowne, Brett Chapman, City of Post Falls, Kathy Eshoo, Rod Gunderson, R. Scot Haug, Christine Jones, Aaron Ogle, Neil Uhrig. (Erbland, Peter)
06/10/2014	<u>13</u>	PROTECTIVE ORDER on Confidential Material– the Stipulation <u>12</u> is Approved. Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
07/07/2014	<u>14</u>	ORDER Setting Settlement Conference and Settlement Questionnaire. Settlement conference shall be conducted by United States District Judge Larry A. Burns on Wednesday, 8/13/14 at 9:00 a.m. at the United States Federal Courthouse in Coeur dAlene, Idaho. The parties shall email settlement briefs to efile_burns@casd.uscourts.gov no later than 8/6/14. Signed by Judge Larry Alan Burns. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (Entered: 07/08/2014)
07/29/2014	<u>15</u>	STIPULATION <i>re: Defense Psychological Exam</i> by Frank Bowne, Brett Chapman, City of Post Falls, Kathy Eshoo, Rod Gunderson, R. Scot Haug, Christine Jones, Melissa A. Miller, Aaron Ogle, Neil Uhrig. (Erbland, Peter)
07/30/2014	<u>16</u>	ORDER RE: DEFENSE PSYCHOLOGICAL EXAM re <u>15</u> Stipulation. Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
08/13/2014	<u>17</u>	Minute Entry for proceedings held before Judge Larry Alan Burns: Settlement Conference held on 8/13/2014 Case Settled. Time in Court 8 hours(Settlement Papers/Documents Due deadline set for 9/22/2014.). (Court Reporter/ESR Lynette Parson.) (lp) (Entered: 08/14/2014)
10/20/2014	<u>18</u>	STIPULATION of Dismissal <i>with Prejudice</i> by Frank Bowne, Brett Chapman, City of Post Falls, Kathy Eshoo, Rod Gunderson, R. Scot Haug, Christine Jones, Melissa A. Miller, Aaron Ogle, Neil Uhrig. (Erbland, Peter)

10/20/2014	<u>19</u>	ORDER for Dismissal with prejudice re: <u>18</u> Stipulation of Dismissal. Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
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