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**US District Court Electronic Case Filing System
District of Utah (Central)
CIVIL DOCKET FOR CASE #: 2:07-cv-00552-DB**

Stewart v. Stoller et al
Assigned to: Judge Dee Benson
Cause: 28:1332 Diversity-Other Contract

Date Filed: 07/30/2007
Date Terminated: 09/29/2014
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

Sophia Stewart

represented by **Sophia Stewart**
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PRO SE

Edward W. McBride , Jr.
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TERMINATED: 12/07/2011
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TERMINATED: 02/12/2009
PRO HAC VICE

V.

Defendant

Michael T. Stoller
TERMINATED: 02/14/2014

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Defendant

Jonathan Lubell

represented by **Jonathan Lubell**
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Defendant

Gary S. Brown
TERMINATED: 06/18/2013

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Defendant

Dean Webb
TERMINATED: 06/30/2011

represented by **Kathleen M. Liuzzi**
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Interested Party

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Interested Party

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Interested Party

Larry Wachowski

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Interested Party

Twentieth Century Fox Film Corporation

represented by **P. Matthew Cox**
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Interested Party**James Cameron**

represented by **P. Matthew Cox**
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Interested Party**Gale Anne Hurd**

represented by **P. Matthew Cox**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/30/2007	<u>1</u>	COMPLAINT against Michael T. Stoller, Jonathan Lubell, Gary Brown (Filing fee \$ 350, receipt number 4681019135), filed by Sophia Stewart. Assigned to Judge Dale A. Kimball (jtj) (Entered: 07/30/2007)
08/01/2007	<u>2</u>	AMENDED COMPLAINT <i>First</i> against all defendants with Jury Demand., filed by Sophia Stewart.(McBride, Edward) (Entered: 08/01/2007)
11/26/2007	<u>3</u>	Ex Parte (Not Sealed) MOTION for Extension of Time Time to Serve Process filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Memorandum# <u>2</u> Affirmation# <u>3</u> Text of Proposed Order)(McBride, Edward) (Entered: 11/26/2007)
11/26/2007	<u>4</u>	AFFIDAVIT OF SERVICE for Summons and Complaint served on Dean Browning Webb on November 14, 2007, filed by Plaintiff Sophia Stewart. (McBride, Edward) Modified on 11/27/2007: note that summons was not properly issued by the Clerk's Office (alt) (Entered: 11/26/2007)
11/28/2007	<u>5</u>	Ex Parte (Not Sealed) MOTION for Extension of Time to Serve Process filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 11/28/2007)
11/28/2007	<u>6</u>	MEMORANDUM in Support re <u>5</u> Ex Parte (Not Sealed) MOTION for Extension of Time to Serve Process filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 11/28/2007)
11/28/2007	<u>7</u>	NOTICE of Affirmation by Sophia Stewart (McBride, Edward) (Entered: 11/28/2007)
11/28/2007	<u>8</u>	ORDER finding as moot <u>3</u> Motion for Extension of Time; granting <u>5</u> Motion for Extension of Time. Plaintiff's time to serve process on Defendants is extended by 60 days. Signed by Judge Dale A. Kimball on 11/27/2007. (rlr) (Entered: 11/29/2007)

01/25/2008	<u>9</u>	Ex Parte (Not Sealed) MOTION for Service by Publication filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 01/25/2008)
01/25/2008	<u>10</u>	MEMORANDUM in Support re <u>9</u> Ex Parte (Not Sealed) MOTION for Service by Publication filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 01/25/2008)
01/25/2008	<u>11</u>	AFFIDAVIT of Edward W. McBride, Jr. filed by Sophia Stewart. (McBride, Edward) (Entered: 01/25/2008)
01/28/2008	<u>12</u>	ORDER granting <u>9</u> Motion for Service by Publication. Signed by Judge Dale A. Kimball on 1/28/08. (jwt) (Entered: 01/28/2008)
02/26/2008	<u>13</u>	AFFIDAVIT OF SERVICE for Summons and Complaint served on All Defendants on 2/6/08-2/8/08, filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 02/26/2008)
03/06/2008	<u>14</u>	MOTION to Dismiss Pursuant to FRCP 12(b)(6) filed by Defendant Gary S. Brown. (jwt) (Entered: 03/06/2008)
03/06/2008	<u>15</u>	MOTION to Dismiss or MOTION to Change Venue to the Central District of Los Angeles, California filed by Defendant Gary S. Brown. (jwt) (Entered: 03/06/2008)
03/06/2008	<u>16</u>	REQUEST for Court to Take Judicial Notice filed by Defendant Gary S. Brown. (Attachments: # <u>1</u> Exhibit 1 - Docket Report, # <u>2</u> Exhibit 2 - Documents from the website of Sophia Stewart printed 3/03/08)(jwt) (Entered: 03/06/2008)
03/06/2008	<u>17</u>	DECLARATION of Gary S. Brown filed by Gary S. Brown. (Attachments: # <u>1</u> Exhibit A - Docket Report, # <u>2</u> Exhibit B - Judgment for Defendants, # <u>3</u> Exhibit C - Webpage showing ownership of website, # <u>4</u> Exhibit D - Page 25 of Docket Report)(jwt) (Entered: 03/06/2008)
03/07/2008	<u>18</u>	MOTION to Dismiss <i>or, In The Alternative, Motion to Change Venue</i> filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 03/07/2008)
03/07/2008	<u>19</u>	MEMORANDUM in Support re <u>18</u> MOTION to Dismiss <i>or, In The Alternative, Motion to Change Venue</i> filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit Exhibit A to Memorandum)(Liuzzi, Kathleen) (Entered: 03/07/2008)
03/07/2008	<u>20</u>	MOTION to Dismiss filed by Defendant Michael T. Stoller. (Attachments: # <u>1</u> Supplement Notice and Motion to Dismiss Pursuant to FRCP 12 (b) (6), # <u>2</u> Supplement Notice of Joinder in Co-Defendant's Motion to Change Venue to the Central District of California)(Stoller, Michael) (Entered: 03/07/2008)
03/07/2008	<u>21</u>	MOTION to Dismiss filed by Defendant Jonathan Lubell. (jwt) (Entered: 03/10/2008)

03/07/2008	<u>22</u>	MOTION to Change Venue to the Central District of California filed by Defendant Jonathan Lubell. (jwt) (Entered: 03/10/2008)
03/07/2008	<u>23</u>	REQUEST for Court to Take Judicial Notice re <u>21</u> MOTION to Dismiss, <u>22</u> MOTION to Change Venue filed by Defendant Jonathan Lubell. (jwt) (Entered: 03/10/2008)
03/07/2008	<u>24</u>	DECLARATION of Jonathan W. Lubell re <u>21</u> MOTION to Dismiss, <u>23</u> Request, <u>22</u> MOTION to Change Venue filed by Jonathan Lubell. (Attachments: # <u>1</u> Exhibit 1-2)(jwt) (Entered: 03/10/2008)
03/07/2008	<u>26</u>	MOTION to Change Venue filed by Defendant Dean Webb. (jwt) (Entered: 03/11/2008)
03/10/2008	<u>25</u>	NOTICE of Joinder in Co-Defendants' Request for the Court to Take Judicial Notice by Dean Webb (Liuzzi, Kathleen) (Entered: 03/10/2008)
03/11/2008	<u>27</u>	Modification of Docket re <u>18</u> MOTION to Dismiss <i>or, In The Alternative, Motion to Change Venue</i> : Error: counsel did not choose all the motion events that applied when filing this document. Correction: the document was filed again as <u>26</u> MOTION to Change Venue so that all motion reliefs may appear on the record. (jwt) (Entered: 03/11/2008)
04/07/2008	<u>28</u>	Plaintiff's MEMORANDUM in Opposition re <u>21</u> MOTION to Dismiss, <u>14</u> MOTION to Dismiss, <u>26</u> MOTION to Change Venue, <u>15</u> MOTION to Dismiss MOTION to Change Venue, <u>18</u> MOTION to Dismiss <i>or, In The Alternative, Motion to Change Venue</i> , <u>22</u> MOTION to Change Venue, <u>20</u> MOTION to Dismiss <i>Attachments to Memorandum in Opposition</i> filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Appendix Furr v. Aguilar, # <u>2</u> Appendix PVI, Inc. v. MDS, Inc., # <u>3</u> Appendix Stein v. Stein, # <u>4</u> Affidavit Affidavit of Sophia Stewart, # <u>5</u> Exhibit Exhibit to Affidavit)(McBride, Edward) (Entered: 04/07/2008)
04/10/2008	<u>29</u>	MOTION for Admission Pro Hac Vice of Kevin Moriarty, Registration fee \$ 15, receipt number 4681023702, Fee Status: Paid, filed by Plaintiff Sophia Stewart. (asp) (Entered: 04/10/2008)
04/22/2008	<u>30</u>	NOTICE OF HEARING ON MOTION re: <u>21</u> MOTION to Dismiss, <u>14</u> MOTION to Dismiss, <u>18</u> MOTION to Dismiss <i>or, In The Alternative, Motion to Change Venue</i> , <u>15</u> MOTION to Dismiss MOTION to Change Venue, <u>20</u> MOTION to Dismiss : (Notice generated by blk) Motion Hearing set for 6/25/2008 03:00 PM in Room 220 before Judge Dale A. Kimball. (blk) (Entered: 04/22/2008)
04/30/2008	<u>31</u>	ORDER granting <u>29</u> Motion for Admission Pro Hac Vice of Kevin Moriarty for Sophia Stewart. <i>Attorneys admitted Pro Hac Vice may download a copy of the District of Utahs local rules from the courts web site at http://www.utd.uscourts.gov.</i> Signed by Judge Dale A. Kimball on 4/29/08. (jwt) (Entered: 04/30/2008)

06/25/2008	32	Minute Entry for proceedings held before Judge Dale A. Kimball: Motion Hearing held on 6/25/2008 re <u>21</u> MOTION to Dismiss filed by Jonathan Lubell, <u>14</u> MOTION to Dismiss filed by Gary S. Brown, <u>26</u> MOTION to Change Venue filed by Dean Webb, <u>15</u> MOTION to Dismiss MOTION to Change Venue filed by Gary S. Brown, <u>22</u> MOTION to Change Venue filed by Jonathan Lubell, <u>20</u> MOTION to Dismiss filed by Michael T. Stoller. After hearing the arguments of counsel, the Court took the motions under advisement. Attorney for Plaintiff: Kevin Moriarty & Edward McBride. Attorney for Defendants: Jonathan Lubell, pro se; Michael Stoller, pro se; Kathleen Liuzzi; Gary Brown, pro se (appeared telephonically). Court Reporter: Kelly Hicken. (kmj) (Entered: 06/26/2008)
07/25/2008	<u>33</u>	NOTICE of Change of Address by Edward W. McBride, Jr (McBride, Edward) (Entered: 07/25/2008)
07/25/2008	<u>34</u>	NOTICE of Change of Address by Edward W. McBride, Jr <i>Kevin P. Moriarty</i> (McBride, Edward) (Entered: 07/25/2008)
08/28/2008	<u>35</u>	MEMORANDUM DECISION AND ORDER denying <u>14</u> Motion to Dismiss ; denying <u>15</u> Motion to Dismiss ; denying <u>15</u> Motion to Change Venue; denying <u>18</u> Motion to Dismiss ; denying <u>20</u> Motion to Dismiss ; denying <u>21</u> Motion to Dismiss ; denying <u>22</u> Motion to Change Venue; denying <u>26</u> Motion to Change Venue. Signed by Judge Dale A. Kimball on 8/28/08. (jwt) (Entered: 09/02/2008)
09/22/2008	<u>36</u>	Ex Parte (Not Sealed) MOTION for Extension of Time to File Answer to First Amended Complaint filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A)(Liuzzi, Kathleen) (Entered: 09/22/2008)
09/23/2008	<u>37</u>	ORDER granting <u>36</u> Motion for Extension of Time to File Answer to First Amended Complaint. Signed by Judge Dale A. Kimball on 9/23/08. (jwt) (Entered: 09/23/2008)
09/23/2008		ANSWER DEADLINE UPDATED for Dean Webb answer due 10/6/2008. (jwt) (Entered: 09/23/2008)
09/23/2008	<u>38</u>	ANSWER to <u>2</u> First Amended Complaint filed by Jonathan Lubell.(ce) (Entered: 09/23/2008)
09/23/2008	<u>39</u>	ANSWER to <u>2</u> Amended Complaint filed by Gary S. Brown.(jwt) (Entered: 09/23/2008)
09/23/2008	<u>40</u>	<i>Answer to First Amended Complaint</i> ANSWER to <u>2</u> Amended Complaint filed by Michael T. Stoller.(Stoller, Michael) (Entered: 09/23/2008)
10/03/2008	<u>41</u>	NOTICE of Change of Address by Edward W. McBride, Jr (McBride, Edward) (Entered: 10/03/2008)
10/06/2008	<u>42</u>	ANSWER to <u>2</u> Amended Complaint filed by Dean Webb.(Liuzzi, Kathleen) (Entered: 10/06/2008)

10/07/2008	43	Entry Error - The wrong document image was attached to the NOTICE OF ADR, e-mailed or mailed to Defendants Dean Webb, Michael T. Stoller, Jonathan Lubell, Gary S. Brown, Plaintiff Sophia Stewart. (jwt) Modified on 10/7/2008 (jwt). (Entered: 10/07/2008)
10/07/2008	44	<p><u>NOTICE OF INITIAL PRETRIAL CONFERENCE:</u> (Notice generated by Theresa Brown) The Attorneys Planning Meeting Report and Proposed Scheduling Order forms, available on the court web site at http://www.utd.uscourts.gov/documents/formpage.html, should be prepared 30 days before the Initial Pretrial Conference hearing date.</p> <p><u>NOTICE TO COUNSEL,</u> The Court <i>may</i> enter a scheduling order and vacate the hearing <i>if</i> counsel (a) file a stipulated Attorneys Planning Meeting Report; and (b) e-mail a Proposed Scheduling Order to ipt@utd.uscourts.gov 30 days before the scheduled hearing. See instructions at http://www.utd.uscourts.gov/documents/ipt.html</p> <p>Initial Pretrial Conference set for 12/17/2008 11:00 AM in Room 477 before Magistrate Judge David Nuffer. (tab) (Entered: 10/07/2008)</p>
10/07/2008	45	AMENDED NOTICE OF ADR, e-mailed or mailed to Defendants Dean Webb, Michael T. Stoller, Jonathan Lubell, Gary S. Brown, Plaintiff Sophia Stewart. (The wrong document image was attached to 43 Notice of ADR.) (jwt) (Entered: 10/07/2008)
11/03/2008	46	Case Reassigned to Judge Clark Waddoups. Judge Dale A. Kimball no longer assigned to the case. Case number will now read 2:07-cv-00552-CW. Please make changes to document captions accordingly. (blk) (Entered: 11/03/2008)
11/13/2008	47	<p>AMENDED NOTICE REMINDER of Attorneys' Planning Meeting Report due five days from receipt of this notice. This is a reminder of the notice filed 10/07/08</p> <p><u>44 NOTICE OF INITIAL PRETRIAL CONFERENCE:</u> (Notice generated by Theresa Brown) The Attorneys Planning Meeting Report and Proposed Scheduling Order forms, available on the court web site at http://www.utd.uscourts.gov/documents/formpage.html, should be prepared 30 days before the Initial Pretrial Conference hearing date.</p> <p><u>NOTICE TO COUNSEL,</u> The Court <i>may</i> enter a scheduling order and vacate the hearing <i>if</i> counsel (a) file a stipulated Attorneys Planning Meeting Report; and (b) e-mail a Proposed Scheduling Order to ipt@utd.uscourts.gov 30 days before the scheduled hearing. See instructions at</p>

		<p>http://www.utd.uscourts.gov/documents/ipt.html</p> <p>Initial Pretrial Conference re-set for 12/16/2008 11:00 AM in Room 477 before Magistrate Judge David Nuffer. (tab) PLEASE NOTE CHANGE IN DATE FROM 12/17/08 TO 12/16/08. (Entered: 11/13/2008)</p>
12/01/2008	<u>48</u>	NOTICE of Change of Address by Jonathan Lubell (alt) (Entered: 12/03/2008)
12/16/2008	49	<p><u>NOTICE OF INITIAL PRETRIAL CONFERENCE:</u> (Notice generated by Theresa Brown)</p> <p>The Attorneys Planning Meeting Report and Proposed Scheduling Order forms, available on the court web site at http://www.utd.uscourts.gov/documents/formpage.html, should be prepared 30 days before the Initial Pretrial Conference hearing date.</p> <p><u>NOTICE TO COUNSEL,</u> The Court <i>may</i> enter a scheduling order and vacate the hearing <i>if</i> counsel</p> <p>(a) file a stipulated Attorneys Planning Meeting Report; and</p> <p>(b) e-mail a Proposed Scheduling Order to ipt@utd.uscourts.gov 30 days before the scheduled hearing. See instructions at http://www.utd.uscourts.gov/documents/ipt.html</p> <p>Initial Pretrial Conference set for 1/14/2009 11:00 AM in Room 477 before Magistrate Judge David Nuffer. (tab) (Entered: 12/16/2008)</p>
01/14/2009	50	Minute Entry for proceedings held before Magistrate Judge David Nuffer: Initial Pretrial Conference held on 1/14/2009. Defendants Stoller, Brown and Lubell appear via phone. After reviewing APR submitted by Mr. Lubell, the court sets deadlines and will issue a scheduling order forthwith. Attorney for Plaintiff: Edward McBride, Esq., Attorney for Defendant Kathleen Liuzzi, Esq; Michael Stoller, Esq; Gary Brown, Esq; Jonathan Lubell, Esq. Court Reporter: liberty court reporter. (tab) (Entered: 01/14/2009)
01/14/2009	<u>51</u>	REPORT OF ATTORNEY PLANNING MEETING. (no signatures on document: filed on instruction from DN chambers) (alt) (Entered: 01/14/2009)
01/14/2009	<u>52</u>	<p>SCHEDULING ORDER: Amended Pleadings due by 12/22/2009. Joinder of Parties due by 12/22/2009. Discovery due by 5/15/2010. Motions due by 6/1/2010. Final Pretrial Conference set for 12/16/2010 02:30 PM in Room 102 before Judge Clark Waddoups. 19-day Jury Trial set for 1/10/2011 08:30 AM in Room 102 before Judge Clark Waddoups.</p> <p>It is also ordered that any parties who are attorneys shall register as electronic filers within 10 days. Signed by Magistrate Judge David Nuffer on 1/14/09 (alt) (Entered: 01/14/2009)</p>

02/09/2009	<u>53</u>	CERTIFICATE OF SERVICE by Sophia Stewart <i>Rule 26 Initial Disclosures</i> (McBride, Edward) (Entered: 02/09/2009)
02/12/2009	<u>54</u>	NOTICE of Withdrawal of Attorney Kevin P. Moriarty as to Sophia Stewart (alt) (Entered: 02/13/2009)
03/02/2009	<u>55</u>	OBJECTIONS to Trial Date filed by Plaintiff Sophia Stewart (Attachments: # <u>1</u> Affidavit of Sophia Stewart, # <u>2</u> Exhibits) (alt) (Entered: 03/12/2009)
03/24/2009	<u>56</u>	NOTICE of Withdrawal as Counsel by Sophia Stewart (McBride, Edward) (Entered: 03/24/2009)
03/25/2009	<u>58</u>	NOTICE OF DEFICIENCY re <u>56</u> Notice of Withdrawal of Counsel filed by Edward W. McBride, Jr., counsel for plaintiff. Pursuant to Local Rule 83-1.4, Edward W. McBride, Jr. must file a Motion and Proposed Order for Leave to Withdraw from this case as he is the only remaining active attorney for plaintiff. The Rule states that "No attorney will be permitted to withdraw as attorney of record in any pending action, thereby leaving a party without representation, except by written application and by order of the court". (ce) (Entered: 03/25/2009)
04/22/2009	<u>59</u>	PRO SE MOTION for Judicial Notice filed by Plaintiff Sophia Stewart (alt) (Entered: 04/23/2009)
04/22/2009	<u>60</u>	MEMORANDUM in Support re <u>59</u> MOTION for Judicial Notice filed by Plaintiff Sophia Stewart (alt) (Entered: 04/23/2009)
04/23/2009	<u>61</u>	PRO SE MOTION for Default Judgment as to all defendants filed by Plaintiff Sophia Stewart (alt) (Entered: 04/23/2009)
04/23/2009	<u>62</u>	MEMORANDUM in Support re <u>61</u> MOTION for Default Judgment as to all defendants, filed by Plaintiff Sophia Stewart (alt) Modified on 4/23/2009: corrected text to match motion (alt) (Entered: 04/23/2009)
04/28/2009	<u>63</u>	Ex Parte (Not Sealed) MOTION to Withdraw as Attorney filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Affidavit In Support of Motion to Withdraw, # <u>2</u> Text of Proposed Order)(McBride, Edward) (Entered: 04/28/2009)
04/28/2009	<u>64</u>	MOTION to Amend/Correct <u>2</u> Amended Complaint (add true identities for Does I-X) filed by Plaintiff Sophia Stewart (Attachments: # <u>1</u> Exhibits) (alt) (Entered: 04/29/2009)
04/29/2009	<u>65</u>	ORDER granting <u>63</u> Motion to Withdraw as Attorney. Attorney Edward W. McBride, Jr withdrawn from case for Plaintiff. Signed by Judge Clark Waddoups on 4/29/09 (alt) (Entered: 04/30/2009)
05/14/2009	<u>66</u>	AFFIDAVIT of Sophia Stewart in Support re <u>61</u> MOTION for Default Judgment as to all defendants filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Exhibits)(jwt) (Entered: 05/14/2009)

05/26/2009	<u>67</u>	ORDER REFERRING CASE to Magistrate Judge Brooke C. Wells under 28:636 (b)(1)(B), Magistrate to handle case up to and including R&R on all dispositive matters. Motions referred to Brooke C. Wells. Signed by Judge Clark Waddoups on 5/26/09. Docket text order only, no image attached.(saw) (Entered: 05/26/2009)
06/17/2009	<u>68</u>	ORDER TO SHOW CAUSE- Defendants are directed to respond to the pending motions within 15 days from the date of this order, by July 2, 2009. Signed by Magistrate Judge Brooke C. Wells on 6/17/09. (jwt) (Entered: 06/17/2009)
07/02/2009	<u>69</u>	MEMORANDUM in Opposition re <u>64</u> MOTION to Amend/Correct <u>2</u> Amended Complaint filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 07/02/2009)
07/02/2009	<u>70</u>	MEMORANDUM in Opposition re <u>59</u> MOTION for Judicial Notice filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit Exhibit A-D)(Liuzzi, Kathleen) (Entered: 07/02/2009)
07/02/2009	<u>71</u>	MEMORANDUM in Opposition re <u>61</u> MOTION for Default Judgment as to all defendants filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 07/02/2009)
07/02/2009	<u>72</u>	MEMORANDUM in Opposition re <u>59</u> MOTION for Judicial Notice, <u>61</u> MOTION for Default Judgment as to all defendants, <u>64</u> MOTION to Amend/Correct <u>2</u> Amended Complaint filed by Defendant Jonathan Lubell. (jwt) (Entered: 07/02/2009)
07/02/2009	<u>73</u>	MEMORANDUM in Opposition re <u>61</u> MOTION for Default Judgment as to all defendants filed by Defendant Gary S. Brown. (ce) (Entered: 07/02/2009)
07/02/2009	<u>74</u>	AFFIDAVIT of Michael T. Stoller in Opposition re <u>64</u> MOTION to Amend/Correct <u>2</u> Amended Complaint <i>Oppositon and request to strike pleadings and Notice of Joinder</i> filed by Defendant Michael T. Stoller. (Stoller, Michael) (Entered: 07/02/2009)
07/02/2009	<u>76</u>	Defendant's MOTION to Strike <i>PLAINTIFF'S PLEADINGS</i> filed by Defendant Michael T. Stoller. Motions referred to Brooke C. Wells.(Stoller, Michael) Modified on 7/20/2009: changed filing date to 7/2/09 as this is the motion that was embedded in dft's <u>74</u> Affidavit (alt) Modified on 8/12/2009 (jwt). (Entered: 07/20/2009)
07/14/2009	<u>75</u>	ORDER denying <u>59</u> Motion for Judicial Notice; denying <u>61</u> Motion for Default Judgment; denying <u>64</u> Motion to Amend/Correct. Signed by Magistrate Judge Brooke C. Wells on 7/14/09. (jwt) (Entered: 07/15/2009)
07/16/2009	<u>77</u>	REPLY to Response to Motion re <u>61</u> MOTION for Default Judgment as to all defendants filed by Plaintiff Sophia Stewart (Attachments: # <u>1</u> Affidavit, # <u>2</u> Exhibits) (envelope containing 5 DVDs is attached to the document - document will be kept in permanent storage) (alt) (Entered: 07/20/2009)

07/16/2009	<u>78</u>	OBJECTIONS to <u>76</u> MOTION to Strike <i>PLAINTIFF'S PLEADINGS</i> , filed by Plaintiff Sophia Stewart (Attachments: # <u>1</u> Affidavit, # <u>2</u> Exhibits) (envelope containing 5 DVDs is attached to the document - document will be kept in permanent storage) (alt) (Entered: 07/20/2009)
07/16/2009	<u>79</u>	RESPONSE to Motion re <u>76</u> MOTION to Strike <i>PLAINTIFF'S PLEADINGS</i> , <u>61</u> MOTION for Default Judgment as to all defendants filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Affidavit of Sophia Stweart in Support of Objection and Response)(jwt) (Entered: 07/21/2009)
07/20/2009		Modification of Docket re <u>76</u> MOTION to Strike <i>PLAINTIFF'S PLEADINGS</i> . Error: A motion was embedded in <u>74</u> Affidavit. Filer was to re-file the document as a motion, but altered the caption before re-filing as <u>76</u> Motion. Correction: The filing date for the entry has been changed to 7/2/09, the filing date of the affidavit it was embedded in (alt) (Entered: 07/20/2009)
07/20/2009	<u>80</u>	Memorandum in Support of <u>79</u> Response to Motion, filed by Plaintiff Sophia Stewart. (jwt) (Entered: 07/21/2009)
07/22/2009	<u>81</u>	EXHIBITS consisting of Disc 2 of "Terminator 2" DVD filed by Sophia Stewart. (jwt) (Entered: 07/22/2009)
07/31/2009	<u>82</u>	OBJECTION to Motion re <u>76</u> MOTION to Strike <i>PLAINTIFF'S PLEADINGS</i> filed by Plaintiff Sophia Stewart. (jwt) (Entered: 07/31/2009)
07/31/2009	<u>83</u>	Memorandum in Support of <u>82</u> Objections to Motion to Strike Plaintiff's Pleadings, Points and Authorities filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Exhibits)(jwt) (Entered: 07/31/2009)
07/31/2009	<u>84</u>	AFFIDAVIT of Sophia Stewart in Support re <u>82</u> Objection to <u>76</u> Motion to Strike Plaintiff's Pleadings, Points and Authorities filed by Plaintiff Sophia Stewart. (jwt) (Entered: 07/31/2009)
08/11/2009	<u>85</u>	ORDER denying <u>76</u> Motion to Strike. Signed by Magistrate Judge Brooke C. Wells on 8/11/09. (jwt) (Entered: 08/12/2009)
08/17/2009	<u>86</u>	MOTION for Expedited Entry of Judgment filed by Plaintiff Sophia Stewart. Motion referred to Brooke C. Wells (alt) (Entered: 08/18/2009)
08/17/2009	<u>87</u>	MEMORANDUM in Support re <u>86</u> MOTION for Expedited Entry of Judgment filed by Plaintiff Sophia Stewart (alt) (Entered: 08/18/2009)
09/09/2009	<u>88</u>	ORDER denying <u>86</u> Motion for Entry of Judgment. Signed by Magistrate Judge Brooke C. Wells on 9/9/09. (las) (Entered: 09/10/2009)
09/21/2009	<u>89</u>	Objection to Court Order and Ruling Dated September 9, 2009 Denying Judgment against Defendants and Plaintiff REQUEST for Reconsideration filed by Plaintiff Sophia Stewart. (las) (Entered: 09/22/2009)

09/21/2009	<u>90</u>	MOTION and Request for Reconsideration for a Summary Judgment and Judgment to Confer Relief due to Fraud upon the Court, and the Defendant's Lack of Diligence Pursuant to Rule 60 FED.R.Civ.P filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(las) (Entered: 09/22/2009)
09/21/2009	<u>91</u>	MEMORANDUM in Support re <u>90</u> MOTION for Reconsideration for a Summary Judgment and Judgment to confer Relief due to Fraud upon the Court, and the Defendant's lack of Diligence filed by Plaintiff Sophia Stewart. (las) (Entered: 09/22/2009)
11/02/2009	<u>92</u>	DECLARATION of Sophia Stewart re <u>90</u> MOTION for Summary Judgment filed by Sophia Stewart. (las) (Entered: 11/02/2009)
11/05/2009	<u>93</u>	ORDER & RULING denying <u>90</u> Motion and Request for Reconsideration for Summary Judgment and Judgment to confer Relief due to Fraud upon the Court, and the Defendant's Lack of Diligence. Signed by Magistrate Judge Brooke C. Wells on 11/5/09. (las) (Entered: 11/05/2009)
12/03/2009	<u>94</u>	NOTICE of Appearance by Joseph G. Pia on behalf of Sophia Stewart (Pia, Joseph) (Entered: 12/03/2009)
01/14/2010	<u>95</u>	MOTION to Amend/Correct <u>52</u> Scheduling Order, filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Text of Proposed Order) Motions referred to Brooke C. Wells.(Pia, Joseph) (Entered: 01/14/2010)
01/14/2010	<u>96</u>	MEMORANDUM in Support re <u>95</u> MOTION to Amend/Correct <u>52</u> Scheduling Order, filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Pia, Joseph) (Entered: 01/14/2010)
02/26/2010	<u>97</u>	AMENDED SCHEDULING ORDER: Fact Discovery due by 5/15/2010. Expert Discovery due by 9/15/2010. Motions due by 10/1/2010. Final Pretrial Conference set for 4/18/2011 02:30 PM in Room 102 before Judge Clark Waddoups. 19 day Jury Trial set for 5/10/2011 08:30 AM in Room 102 before Judge Clark Waddoups. Signed by Magistrate Judge David Nuffer on 2/25/2010. (las) (Entered: 02/26/2010)
03/18/2010	<u>98</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, undeliverable as addressed, unable to forward. (djs) (Entered: 03/18/2010)
05/17/2010	<u>99</u>	MOTION for Extension of Time to secure new attorneys or prepare several dispositive motions pro se filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Text of Proposed Order) Motions referred to Brooke C. Wells.(las) (Entered: 05/19/2010)
05/20/2010	<u>100</u>	OBJECTIONS to <i>Plaintiff's Motion for a Continuance</i> filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Liuzzi, Kathleen) (Entered: 05/20/2010)

05/20/2010	<u>101</u>	ORDER denying <u>99</u> Motion for Extension of Time. Plaintiff's motion in Denied as premature. Signed by Magistrate Judge Brooke C. Wells on 5/20/2010. (las) (Entered: 05/20/2010)
05/26/2010	<u>102</u>	Ex Parte (Not Sealed) MOTION to Withdraw as Attorney filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order) Motions referred to Brooke C. Wells.(Van Wagenen, Arthur) (Entered: 05/26/2010)
06/01/2010	<u>103</u>	ORDER granting <u>102</u> Motion to Withdraw as Attorney. Attorney Joseph G. Pia and Arthur T. Van Wagenen withdrawn from case for Sophia Stewart. Signed by Magistrate Judge Brooke C. Wells on 5/28/2010. (las) (Entered: 06/01/2010)
06/03/2010	<u>104</u>	MOTION for Extension of Time to secure new attorneys or prepare several dispositive motions filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(las) (Entered: 06/04/2010)
06/07/2010	<u>105</u>	OBJECTIONS to <u>104</u> MOTION for Extension of Time to secure new attorneys or prepare severla dispositive motions filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Liuzzi, Kathleen) (Entered: 06/07/2010)
06/07/2010	<u>106</u>	ORDER denying <u>104</u> Motion for Extension of Time. It is further Ordered that Plaintiff has 30 days to obtain new counsel and have them enter an appearance on the record or notify the Court that she intends to prosecute this matter pro se. Signed by Magistrate Judge Brooke C. Wells on 6/7/2010. (las) (Entered: 06/07/2010)
06/16/2010	<u>107</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, attempted - not known, unable to forward. (djs) (Entered: 06/16/2010)
06/16/2010	<u>108</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, not deliverable as addressed,unable to forward. (djs) (Entered: 06/16/2010)
06/17/2010	<u>109</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, not deliverable as addressed, unable to forward. (djs) (Entered: 06/17/2010)
06/30/2010	<u>110</u>	NOTICE of Appearing Pro Se by Sophia Stewart (las) (Entered: 07/01/2010)
10/01/2010	<u>111</u>	Defendant's MOTION for Summary Judgment filed by Defendant Dean Webb. Motions referred to Brooke C. Wells.(Liuzzi, Kathleen) (Entered: 10/01/2010)
10/01/2010	<u>112</u>	Defendant's MEMORANDUM in Support re <u>111</u> Defendant's MOTION for Summary Judgment filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A-F)(Liuzzi, Kathleen) (Entered: 10/01/2010)
10/14/2010	<u>113</u>	MOTION to deny dft Dean Webb's Summary Judgment re <u>111</u> Defendant's MOTION for Summary Judgment filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(jmr) (Entered: 10/18/2010)

10/14/2010	<u>114</u>	AFFIDAVIT of Sophia Stewart filed by Sophia Stewart. (jmr) (Entered: 10/18/2010)
10/21/2010	<u>115</u>	MOTION to Strike <u>114</u> <i>Affidavit of Sophia Stewart</i> filed by Defendant Dean Webb. Motions referred to Brooke C. Wells.(Liuzzi, Kathleen) Modified on 10/22/2010 to link Motion to <u>114</u> Affidavit(jtj). (Entered: 10/21/2010)
10/21/2010	<u>116</u>	MEMORANDUM in Support re <u>115</u> MOTION to Strike <u>114</u> <i>Affidavit of Sophia Stewart</i> filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A)(Liuzzi, Kathleen) Modified on 10/22/2010 to link Affidavit (jtj). (Entered: 10/21/2010)
10/21/2010	<u>117</u>	REPLY to Response to Motion re <u>111</u> Defendant's MOTION for Summary Judgment filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 10/21/2010)
10/21/2010	<u>118</u>	REQUEST to Submit for Decision re <u>111</u> <i>Dean Webb's Motion for Summary Judgment</i> filed by Defendant Dean Webb. (Liuzzi, Kathleen) Modified on 10/22/2010 to link to Motion <u>111</u> (jtj). (Entered: 10/21/2010)
10/28/2010	<u>119</u>	MOTION to deny defendant Dean Webb's Motion to Strike Affidavit of Plaintiff Sophie Stewart re <u>115</u> MOTION to Strike <i>Affidavit of Sophia Stewart</i> filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(jmr) (Entered: 10/29/2010)
11/01/2010	<u>120</u>	REPLY to Response to Motion re <u>115</u> MOTION to Strike <i>Affidavit of Sophia Stewart</i> filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 11/01/2010)
11/01/2010	<u>121</u>	REQUEST to Submit for Decision (<i>Dean Webb's Motion to Strike Affidavit of Sophia Stewart</i>) filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 11/01/2010)
12/07/2010	<u>122</u>	NOTICE of Appearance by Edward W. McBride, Jr on behalf of Sophia Stewart (McBride, Edward) (Entered: 12/07/2010)
12/07/2010	<u>123</u>	Plaintiff's MOTION for Leave to File Supplemental Memorandum of Law in Opposition to Defendant Dean Webbs Motion for Summary Judgment filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Supplement, # <u>2</u> Affidavit) Motions referred to Brooke C. Wells.(McBride, Edward) Modified on 12/9/2010 ; changed relief from to Amend/Correct to for Leave to File (asp). (Entered: 12/07/2010)
12/09/2010	<u>124</u>	MEMORANDUM DECISION striking <u>113</u> Motion to Deny Defendant Dean Webb's Summary Judgment; striking <u>119</u> Motion to Deny Defendant Dean Webb's Motion to Strike Affidavit of Plaintiff Sophie Stewart; finding as moot <u>115</u> Motion to Strike Affidavit of Sophia Stewart ; granting <u>123</u> Motion for Leave to File Supplemental Memorandum of Law in Opposition to Defendant Dean Webb's Motion for Summary Judgment. Signed by Magistrate Judge Brooke C. Wells on 12/9/2010. (jtj) (Entered: 12/09/2010)

12/10/2010	<u>125</u>	Plaintiff's MOTION to Amend/Correct filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(McBride, Edward) (Entered: 12/10/2010)
12/10/2010	<u>126</u>	Supplemental MEMORANDUM in Opposition re <u>111</u> Defendant's MOTION for Summary Judgment filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(McBride, Edward) (Entered: 12/10/2010)
12/10/2010	<u>127</u>	AFFIDAVIT of Mike Otto in Support re <u>125</u> Plaintiff's MOTION to Amend/Correct filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 12/10/2010)
12/13/2010	<u>128</u>	DOCKET TEXT ORDER granting <u>125</u> Motion to Amend/Correct. Signed by Magistrate Judge Brooke C. Wells on 12/13/10. No attached document. (mjw) (Entered: 12/13/2010)
01/20/2011	<u>129</u>	REPLY to Response to Motion re <u>111</u> Defendant's MOTION for Summary Judgment filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A)(Liuzzi, Kathleen) (Entered: 01/20/2011)
01/20/2011	<u>130</u>	MOTION to Strike <u>127</u> Affidavit of <i>Mike Otto</i> in Support of Motion filed by Defendant Dean Webb. Motions referred to Brooke C. Wells.(Liuzzi, Kathleen) Modified by moving the text of the affiant's name to clarify the text per request of counsel on 1/20/2011 (rks). (Entered: 01/20/2011)
01/20/2011	<u>131</u>	MEMORANDUM in Support re <u>130</u> MOTION to Strike <u>127</u> Affidavit of <i>Mike Otto</i> in Support of Motion filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Liuzzi, Kathleen) Modified by moving the text of the affiant's name to clarify the text per request of counsel on 1/20/2011 (rks). (Entered: 01/20/2011)
02/14/2011	<u>132</u>	Plaintiff's MEMORANDUM in Opposition re <u>130</u> MOTION to Strike <u>127</u> Affidavit in Support of Motion of <i>Mike Otto</i> MOTION to Strike <u>127</u> Affidavit in Support of Motion of <i>Mike Otto</i> filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 02/14/2011)
02/22/2011	<u>133</u>	REPLY to Response to Motion re <u>130</u> MOTION to Strike <u>127</u> Affidavit in Support of Motion of <i>Mike Otto</i> MOTION to Strike <u>127</u> Affidavit in Support of Motion of <i>Mike Otto</i> filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 02/22/2011)
02/22/2011	<u>134</u>	REQUEST to Submit for Decision re <u>130</u> MOTION to Strike <u>127</u> Affidavit in Support of Motion of <i>Mike Otto</i> MOTION to Strike <u>127</u> Affidavit in Support of Motion of <i>Mike Otto</i> filed by Defendant Dean Webb. (Liuzzi, Kathleen) (Entered: 02/22/2011)
03/07/2011	<u>135</u>	Proposed Exhibit List for <i>Trial</i> by Plaintiff Sophia Stewart.. (McBride, Edward) (Entered: 03/07/2011)

03/07/2011	<u>136</u>	Proposed Witness List <i>for Trial</i> by Sophia Stewart. (McBride, Edward) (Entered: 03/07/2011)
03/11/2011	<u>137</u>	Defendant's MOTION to Continue Trial Setting filed by Defendant Dean Webb. (Attachments: # <u>1</u> Text of Proposed Order) Motions referred to Brooke C. Wells.(Liuzzi, Kathleen) (Entered: 03/11/2011)
03/11/2011	<u>138</u>	Defendant's MEMORANDUM in Support re <u>137</u> Defendant's MOTION to Continue Trial Setting filed by Defendant Dean Webb. (Attachments: # <u>1</u> Exhibit A - Order Granting Motion to Amend Scheduling Order)(Liuzzi, Kathleen) (Entered: 03/11/2011)
03/11/2011	139	Motions No Longer Referred: <u>137</u> Defendant's MOTION to Continue Trial Setting (saw) (Entered: 03/11/2011)
03/14/2011	<u>140</u>	ORDER granting <u>137</u> Motion to Continue Trial Setting. Signed by Judge Clark Waddoups on 3/11/2011. (jtj) (Entered: 03/14/2011)
03/14/2011		Trial Deadlines/Hearings terminated per Order <u>140</u> . (jtj) (Entered: 03/14/2011)
03/24/2011	<u>141</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, not deliverable as addressed, unable to forward. (djs) (Entered: 03/24/2011)
03/31/2011	<u>142</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, not deliverable as addressed, unable to forward. (djs) (Entered: 03/31/2011)
04/11/2011	<u>143</u>	REPORT AND RECOMMENDATIONS re <u>111</u> Defendant's MOTION for Summary Judgment filed by Dean Webb, <u>130</u> MOTION to Strike <u>127</u> Affidavit in Support of Motion of <i>Mike Otto</i> filed by Dean Webb. The court RECOMMENDS that Defendants Motion for Summary Judgment be GRANTED. The court FURTHER RECOMMENDS that Defendants Motion to Strike be DEEMED MOOT. See Report and Recommendations for details. Objections to R&R due by 4/25/2011. Signed by Magistrate Judge Brooke C. Wells on 4/11/2011. (jtj) (Entered: 04/11/2011)
05/02/2011	<u>144</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, not deliverable as addressed, unable to forward. (djs) (Entered: 05/02/2011)
06/30/2011	<u>145</u>	ORDER ADOPTING REPORT AND RECOMMENDATIONS- Accordingly, the court APPROVES andADOPTS the R & R. Mr. Webbs motion Mr. Webbs motion for summary judgment (Dkt. No 111) is thus GRANTED and his related motion to strike (Dkt. No. 130) is deemed MOOT. Signed by Judge Clark Waddoups on 6/30/11. (jmr) (Entered: 07/01/2011)
07/15/2011	<u>146</u>	Mail Returned as Undeliverable. Mail sent to Jonathan Lubell, not deliverable as addressed, unable to forward. (djs) (Entered: 07/15/2011)
08/05/2011	<u>147</u>	NOTICE of Change of Address by Edward W. McBride, Jr (McBride, Edward) (Entered: 08/05/2011)

08/05/2011	<u>148</u>	REQUEST for Pre-Trial Conference filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 08/05/2011)
08/05/2011	<u>149</u>	AFFIDAVIT of Edward W. McBride, Jr. re <u>148</u> Request for Pre-Trial Conference filed by Sophia Stewart. (McBride, Edward) (Entered: 08/05/2011)
09/06/2011	<u>150</u>	ORDER REGARDING SCHEDULING-All remaining parties in this action are HEREBY ORDERED to confer and submit to the Court within thirty (30) days from the date of this order a new joint proposed schedule that follows the guidelines set forth on the Courts internet site. See order for additional details. Signed by Magistrate Judge Brooke C. Wells on 9/6/11. (jmr) (Entered: 09/06/2011)
10/06/2011	<u>151</u>	REPORT OF ATTORNEY PLANNING MEETING. (McBride, Edward) (Entered: 10/06/2011)
10/11/2011	<u>152</u>	NOTICE of Change of Address by Jonathan Lubell (jmr) (Entered: 10/11/2011)
10/11/2011	<u>153</u>	MEMORANDUM in Opposition re <u>61</u> MOTION for Default Judgment as to all defendants filed by Defendant Jonathan Lubell. (jmr) (Entered: 10/11/2011)
10/17/2011	154	<p><u>NOTICE OF INITIAL PRETRIAL CONFERENCE:</u> The Attorneys Planning Meeting Report and Proposed Scheduling Order forms, available on the court web site at http://www.utd.uscourts.gov/documents/formpage.html, should be prepared 30 days before the Initial Pretrial Conference hearing date.</p> <p><u>NOTICE TO COUNSEL,</u> The Court <i>may</i> enter a scheduling order and vacate the hearing <i>if</i> counsel (a) file a stipulated Attorneys Planning Meeting Report; and (b) e-mail a Proposed Scheduling Order to ipt@utd.uscourts.gov 30 days before the scheduled hearing. See instructions at http://www.utd.uscourts.gov/documents/ipt.html</p> <p>Initial Pretrial Conference set for Wednesday, 12/7/2011 11:30 AM in Room 477 before Magistrate Judge David Nuffer. (asb) (Entered: 10/17/2011)</p>
10/31/2011	<u>155</u>	NOTICE OF WITHDRAWAL OF COUNSEL of Edward W. McBride, Jr on behalf of Sophia Stewart (McBride, Edward) (Entered: 10/31/2011)
11/01/2011	<u>156</u>	DOCUMENTS LODGED consisting of Emails. (jmr) (Entered: 11/01/2011)
11/04/2011	<u>159</u>	Correspondence from Sophia Stewart. (jmr) (Entered: 11/08/2011)
11/07/2011	<u>157</u>	MOTION to Continue hearing set for 12/7/11 to secure new attorneys filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(jmr)

		(Entered: 11/07/2011)
11/08/2011	<u>158</u>	ORDER Denying Edward McBride, Jr.'s Request to Withdraw as Counsel- re <u>155</u> Notice of Withdrawal of Counsel filed by Sophia Stewart. Signed by Magistrate Judge Brooke C. Wells on 11/8/11. (jmr) (Entered: 11/08/2011)
11/08/2011	<u>160</u>	DECLARATION of Gary S. Brown re <u>159</u> Correspondence <i>Responsive to Sophia Stewart</i> filed by Gary S. Brown. (Brown, Gary) (Entered: 11/08/2011)
11/08/2011	161	DOCKET TEXT ORDER denying <u>157</u> Motion to Continue IPT set for 12/07/2011. Signed by Magistrate Judge David Nuffer on 11/08/2011. No attached document. (tab) (Entered: 11/08/2011)
11/08/2011	162	<p>NOTICE REMINDER of Attorneys' Planning Meeting Report due five days from receipt of this notice. This is a reminder of the notice filed 10/17/2011</p> <p>154 NOTICE OF INITIAL PRETRIAL CONFERENCE: The Attorneys Planning Meeting Report and Proposed Scheduling Order forms, available on the court web site at http://www.utd.uscourts.gov/documents/formpage.html, should be prepared 30 days before the Initial Pretrial Conference hearing date.</p> <p>NOTICE TO COUNSEL, The Court <i>may</i> enter a scheduling order and vacate the hearing <i>if</i> counsel</p> <p>(a) file a stipulated Attorneys Planning Meeting Report; and</p> <p>(b) e-mail a Proposed Scheduling Order to ipt@utd.uscourts.gov 30 days before the scheduled hearing. See instructions at http://www.utd.uscourts.gov/documents/ipt.html</p> <p>Initial Pretrial Conference set for Wednesday, 12/7/2011 11:30 AM in Room 477 before Magistrate Judge David Nuffer. (asb) (tab) (Entered: 11/08/2011)</p>
11/16/2011	<u>163</u>	RESPONSE <i>DECLARATION OF DEFENDANT MICHAEL T. STOLLER</i> filed by Michael T. Stoller. (Stoller, Michael) (Entered: 11/16/2011)
11/16/2011	<u>164</u>	DECLARATION of Kasandra Stahl re <u>163</u> Response (NOT to motion) filed by Michael T. Stoller. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Stoller, Michael) (Entered: 11/16/2011)
11/17/2011	<u>165</u>	MOTION to Withdraw as Attorney filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(McBride, Edward) (Entered: 11/17/2011)
11/17/2011	<u>166</u>	AFFIDAVIT/DECLARATION of Edward W. McBride, Jr. in Support re <u>165</u> MOTION to Withdraw as Attorney filed by Plaintiff Sophia Stewart. (McBride, Edward) (Entered: 11/17/2011)

11/18/2011	<u>167</u>	Correspondence from Sophia Stewart. (jmr) (Entered: 11/18/2011)
11/18/2011	<u>168</u>	ORDER Denying Without Prejudice Motion to Withdraw as Counsel-denying <u>165</u> Motion to Withdraw as Attorney. Signed by Magistrate Judge Brooke C. Wells on 11/18/11. (jmr) (Entered: 11/18/2011)
11/23/2011	<u>169</u>	MOTION for Entry of Default as to Jonathan Lubell filed by Plaintiff Sophia Stewart. Motions referred to Brooke C. Wells.(jmr) (Entered: 11/23/2011)
11/28/2011	<u>170</u>	ORDER denying <u>169</u> Motion for Entry of Default. Signed by Magistrate Judge Brooke C. Wells on 11/28/11. (jmr) (Entered: 11/28/2011)
12/02/2011	<u>171</u>	DECLARATION of Dianne C. Lubell filed by Jonathan Lubell. (jmr) (Entered: 12/02/2011)
12/02/2011	<u>172</u>	DECLARATION of Jonathan W. Lubell filed by Jonathan Lubell. (jmr) (Entered: 12/02/2011)
12/05/2011	<u>173</u>	AFFIDAVIT of Sophia Stewart filed by Sophia Stewart. (jmr) (Entered: 12/05/2011)
12/07/2011	<u>178</u>	Minute Order. Proceedings held before Magistrate Judge David Nuffer. Initial Pretrial Conference held on 12/7/2011. Mr. McBride renewed his motion to withdraw as counsel, Court granted the motion. Court will issue an order to show cause why the defendants answers should not be stricken for failure to appear at the Initial Pretrial Conference on December 7, 2011 at 11:30 a.m. and for failure to participate in the schedule process as required by the notices of Initial Pretrial Conference. Ms. Stewart requested 60 days to retain new counsel. Court set the following dates: Initial disclosures are due 2/3/12, Amended Pleadings due by 3/2/2012, Joinder of Parties due by 3/2/2012, Discovery due by 5/25/2012, Motions due by 7/27/2012, Final Pretrial Conference set for 12/21/2012 02:30 PM before Judge Clark Waddoups, Five Day Jury Trial set to begin on 1/7/2013 08:30 AM before Judge Clark Waddoups. Mr. McBride will prepare a scheduling order. Attorney for Plaintiff: Sophia Stewart, Ed McBride, Attorney for Defendant No Appearance. Court Reporter: Electronic.(Time Start: :00, Time End: 25:59, Room 477.) (ss) (Entered: 12/14/2011)
12/08/2011	<u>174</u>	ORDER TO SHOW CAUSE. Show Cause Hearing set for 1/11/2012 09:00 AM in Room 477 before Magistrate Judge David Nuffer. Signed by Magistrate Judge David Nuffer on 12/7/11. (jmr) (Entered: 12/08/2011)
12/08/2011	<u>175</u>	ORDER Disallowing Improper Filings-See order for details. Signed by Magistrate Judge Brooke C. Wells on 12/8/11. (jmr) (Entered: 12/08/2011)
12/13/2011	<u>176</u>	DECLARATION of Gary S. Brown <i>re Initial Pretrial Conference</i> filed by Gary S. Brown. (Brown, Gary) (Entered: 12/13/2011)
12/14/2011	<u>177</u>	NOTICE of REMOVING COUNSEL FROM SERVICE LIST filed by Joseph G. Pia. Attorney Joseph G. Pia will no longer receive notice from the

		court in this case including final judgment. (Pia, Joseph) (Entered: 12/14/2011)
12/15/2011	<u>179</u>	SCHEDULING ORDER: Amended Pleadings due by 3/2/2012. Joinder of Parties due by 3/2/2012. Discovery due by 6/15/2012. Motions due by 7/27/2012. Final Pretrial Conference set for 12/21/2012 02:30 PM in Room 102 before Judge Clark Waddoups. Signed by Magistrate Judge David Nuffer on 12/14/2011. (tls) (Entered: 12/15/2011)
12/28/2011	180	DOCKET TEXT ORDER. Attorney Gary Brown may appear by phone at Show Cause hearing set for 01/11/2012 @ 9:00 a.m. Mr. Brown is directed to initiate the telephone call at 9:00 a.m. on 01/11/2012 by calling 801-524-6150. Signed by Magistrate Judge David Nuffer on 12/28/2011. (tab) (Entered: 12/28/2011)
01/05/2012		Set Deadlines/Hearings: Jury Trial set for 1/7/2013 08:30 AM in Room 102 before Judge Clark Waddoups. Per Scheduling Order <u>179</u> .(jmr) (Entered: 01/05/2012)
01/09/2012	<u>181</u>	DECLARATION of Michael T. Stoller <i>in Response to OSC</i> filed by Michael T. Stoller. (Stoller, Michael) (Entered: 01/09/2012)
01/10/2012		Remark. Mrs. Lubell contact Judge Nuffer's chambers, requesting that her husband, Mr. Lubell, be allowed to participate by telephone during the Show Cause Hearing set for Wed. 1/10/12 at 9:00 a.m. Chambers returned her call, informing Mrs. Lubell that the request is denied. Mrs. Lubell responded that Mr. Lubell's medical condition prevents him from travel. (asb) (Entered: 01/10/2012)
01/11/2012	182	Minute Entry for proceedings held before Magistrate Judge David Nuffer: Show Cause Hearing held on 1/11/2012. The court notes the absence of Mr. Lobell and will recommend that his answer be stricken. Mr. Stoller and Mr. Brown appear by phone. The court notes Ms. Stewart has not retained counsel. The court amends the scheduling order dates: initial disclosures are due 3/2/12; Date to amend pleadings and add parties is moved to 3/16/12. Defendants Stoller and Brown will subpoena plaintiff's files from Mr. McBride. Attorney for Plaintiff: Sophia Stewart, Pro Se, Attorney for Defendant: Michael Stoller, Esq; Gary Brown, Esq. Court Reporter: liberty court recorder.(Time Start: 9:00, Time End: 9:15, Room 477.) (tab) (Entered: 01/11/2012)
01/11/2012	<u>183</u>	REPORT AND RECOMMENDATIONS Objections to R&R due by 1/25/2012. Signed by Magistrate Judge David Nuffer on 01/11/2012. (tls) (Entered: 01/11/2012)
01/31/2012	<u>184</u>	Affidavit and OBJECTION to <u>183</u> Report and Recommendations filed by Jonathan Lubell. (jmr) (Entered: 01/31/2012)

02/03/2012	<u>185</u>	DOCUMENTS LODGED consisting of Declaration of Stoller in Response to OSC & Notice of Telephonic Hearing by Stoller - copies received by Magistrate Judge David Nuffer on 2/1/12. (asb) (Entered: 02/03/2012)
02/03/2012	<u>186</u>	DOCUMENTS LODGED consisting of Letter to Court from John Limburg, MD, dated 1/31/12 re: Jonathan Lubell health. (asb) (Entered: 02/03/2012)
02/16/2012	<u>187</u>	MEMORANDUM and Affidavit in Opposition <u>184</u> Objection to Report and Recommendations filed by Sophia Stewart. (asp) (Entered: 02/16/2012)
04/09/2012	<u>188</u>	DECLARATION and Request for Judicial Notice in Support of Memorandum and Affidavit in Opposition to Defendant Jonathan W. Lubell Affidavit and Objection to Report and Recommendation to Strike Answer of Sophia Stewart filed by Sophia Stewart. (lnp) (Additional attachment(s) added on 7/31/2012: # <u>1</u> Corrected Image of Declaration) (jmr). (Entered: 04/10/2012)
04/20/2012	<u>189</u>	MEMORANDUM DECISION and Order-adopting Report and Recommendations re <u>183</u> Report and Recommendations.; re <u>143</u> REPORT AND RECOMMENDATIONS re <u>111</u> Defendant's MOTION for Summary Judgment filed by Dean Webb, <u>130</u> MOTION to Strike <u>127</u> Affidavit in Support of Motion of Mike Otto MOTION to Strike <u>127</u> Affidavit in Support of Motion of Mike Otto. See order for further details. Signed by Judge Clark Waddoups on 4/20/12. (jmr) Modified on 4/20/2012-report and recommendation <u>143</u> has already been ruled on. (jmr). (Entered: 04/20/2012)
05/07/2012	<u>190</u>	NOTICE of Request for Production of Documents Propounded to Defendants, Set One by Sophia Stewart (jmr) (Entered: 05/08/2012)
05/21/2012	<u>191</u>	Case Reassigned to Newly Appointed Magistrate Judge Evelyn J. Furse. Magistrate Judge Brooke C. Wells no longer assigned to the case. Case number will now read 2:07-cv-00552-CW-EJF. Please make changes to document captions accordingly. (rks) (Entered: 05/21/2012)
06/05/2012	<u>192</u>	NOTICE of Stay of Proceedings by Michael T. Stoller (Attachments: # <u>1</u> Exhibit, # <u>2</u> Affidavit) (Stoller, Michael) (Entered: 06/05/2012)
06/06/2012	<u>193</u>	MOTION for Default Judgment as to defendant(s) Jonathan Lubell filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 06/07/2012)
06/18/2012	<u>195</u>	MOTION for Relief from the Automatic Stay(With Supporting Affidavit) filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 06/27/2012)
06/26/2012	<u>194</u>	MEMORANDUM and Affidavit in Opposition and Objection to Defendant Gary Brown's Expert Report filed by Sophia Stewart. (jmr) (Entered: 06/26/2012)

08/28/2012	<u>196</u>	Clerk's ENTRY OF DEFAULT CERTIFICATE as to Jonathan Lubell. (jmr) (Entered: 08/28/2012)
09/14/2012	<u>197</u>	MOTION for Default Judgment as to defendant(s) Michael T. Stroller filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 09/14/2012)
09/14/2012	<u>201</u>	MOTION for Default Judgment as to defendant(s) Gary Brown filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 10/01/2012)
09/17/2012	<u>198</u>	NOTICE FROM THE COURT Re: Default Certificate- re <u>197</u> MOTION for Default Judgment as to defendant(s) Michael T. Stroller. The clerk cannot enter a default certificate in this matter because Michael T. Stoller has filed a notice of bankruptcy stay on June 5, 2012. (jmr) (Entered: 09/17/2012)
09/18/2012	<u>199</u>	Application and MOTION for Entry of Permanent and Final Default Judgment filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 09/18/2012)
09/28/2012	<u>200</u>	MOTION for Default Judgment as to defendant(s) Jonathan W. Lubell filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 10/01/2012)
10/02/2012	<u>202</u>	AFFIDAVIT/DECLARATION in Opposition re <u>201</u> MOTION for Default Judgment as to defendant(s) Gary Brown filed by Defendant Gary S. Brown. (Brown, Gary) (Entered: 10/02/2012)
10/10/2012	<u>203</u>	MOTION for Entry of Default filed by Plaintiff Sophia Stewart. (jmr) Modified on 11/9/2012 ; changed event from Request to Motion for Entry of Default (asp). (Entered: 10/10/2012)
10/18/2012	<u>204</u>	MOTION to Strike <u>202</u> Affidavit/Declaration in Opposition to Motion filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 10/19/2012)
10/24/2012	<u>205</u>	NOTICE OF FILING of petition for mandate filed by Plaintiff Sophia Stewart. (ss) (Entered: 10/25/2012)
10/30/2012	<u>206</u>	NOTICE of Judicial Notice by Sophia Stewart (jlw) (Entered: 11/01/2012)
11/08/2012	<u>207</u>	PRETRIAL ORDER-re: Exchange of Exhibits, Pre-marking Exhibits, Electronic Copies of Exhibits for Trial, Presentation of Exhibits at Trial, Pretrial Objections, Exchange of Deposition Testimony, Motions in Limine, Pretrial Submission, Closing Argument, Vouching and Trial Schedule. See Order for details. Signed by Judge Clark Waddoups on 11/8/12. (jmr) (Entered: 11/08/2012)
11/13/2012	208	NOTICE FROM THE COURT: The Court reminds the parties not to directly contact chambers with questions about the status of the case. General inquiries should be directed to the Clerk of Court. If the parties must contact

		the Court, ALL parties, or their counsel if represented, MUST conference together before calling the Court. (lnp) (Entered: 11/13/2012)
11/16/2012	<u>209</u>	MOTION for Recusal filed by Plaintiff Sophia Stewart. (Attachments: # <u>1</u> Affidavit) Motions referred to Evelyn J. Furse.(jmr) (Additional attachment(s) added on 11/19/2012: # <u>2</u> Rescanned Affidavit) (jmr). (Entered: 11/16/2012)
11/20/2012	<u>210</u>	MOTION to Change Venue filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 11/21/2012)
11/30/2012	<u>211</u>	DOCUMENTS LODGED consisting of Email Correspondence. (lnp) (Entered: 11/30/2012)
11/30/2012	212	DOCKET TEXT ORDER The parties are directed to the extent they have a motion in limine to file such motions and the Court will set a hearing if it determines one is necessary. If the parties require expedited briefing before the Final Pretrial Conference, the parties should so move consistent with DUCivR 7-1(b)(4)(B). Signed by Magistrate Judge Evelyn J. Furse on 11/30/2012. (euj) (Entered: 11/30/2012)
12/03/2012	<u>213</u>	First MOTION in Limine and Memorandum in Support filed by Defendant Gary S. Brown. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order) Motions referred to Evelyn J. Furse.(Brown, Gary) (Entered: 12/03/2012)
12/03/2012	<u>214</u>	REQUEST for Set Motion in Limine and Briefing Schedule re <u>213</u> First MOTION in Limine and Memorandum in Support filed by Defendant Gary S. Brown. (Brown, Gary) (Entered: 12/03/2012)
12/03/2012	<u>215</u>	AFFIDAVIT/DECLARATION of Gary S. Brown in Support re <u>213</u> First MOTION in Limine and Memorandum in Support filed by Defendant Gary S. Brown. (Brown, Gary) (Entered: 12/03/2012)
12/03/2012	216	DOCKET TEXT ORDER The Court hereby orders the following expedited briefing schedule re <u>213</u> First MOTION in Limine and Memorandum in Support filed by Gary S. Brown. Plaintiffs opposition is due by 5:00 pm, December 11, 2012. Any reply from Defendant is due by 5:00 p.m. December 13, 2012. Signed by Magistrate Judge Evelyn J. Furse on 12/3/2012. (euj) (Entered: 12/03/2012)
12/03/2012	217	<u>NOTICE OF HEARING ON MOTION</u> re: <u>213</u> First MOTION in Limine and Memorandum in Support : (Notice generated by EJP Chambers) Motion Hearing set for 12/14/2012 09:00 AM in Room 477 before Magistrate Judge Evelyn J. Furse. Parties may appear telephonically. If parties wish to appear telephonically, they should say so in their briefing and the case manager will contact them with a call in number for the hearing. Court Address: 350 South Main Street, Salt Lake City, Utah (lnp) (Entered: 12/03/2012)

12/04/2012	<u>218</u>	MEMORANDUM DECISION and Order Denying Motion for Relief from Automatic Stay- denying <u>195</u> Motion for Relief from the Automatic Stay. Signed by Magistrate Judge Evelyn J. Furse on 12/3/12. (jmr) (Entered: 12/04/2012)
12/04/2012	<u>219</u>	ORDER of Default as to Defendant Jonahtan W. Lubell- granting in part and denying in part <u>200</u> Motion for Default Judgment. It is hereby ORDERED that Defendant Jonathan W. Lubell is in default. Judgment will be entered against him upon the submission by Plaintiff of evidence to support the amount of damages to be entered in the judgment. See Order for details. Signed by Judge Clark Waddoups on 12/4/12. (jmr) (Entered: 12/04/2012)
12/04/2012	<u>220</u>	ORDER Denying Motion for Default Judgment as to Defendant Gary Brown-denying <u>201</u> Motion for Default Judgment; finding as moot <u>204</u> Motion to Strike. See Order for details. Signed by Judge Clark Waddoups on 12/4/12. (jmr) (Entered: 12/04/2012)
12/04/2012	<u>221</u>	ORDER Denying Application and Motion for Entry of Permanent and Final Default Judgment Order, Specific Direction to Clerk of Court-denying <u>199</u> Motion for Entry of Judgment. See Order for details. Signed by Judge Clark Waddoups on 12/4/12. (jmr) (Entered: 12/04/2012)
12/05/2012	<u>222</u>	Motions No Longer Referred: <u>213</u> First MOTION in Limine and Memorandum in Support (euj) (Entered: 12/05/2012)
12/05/2012	<u>223</u>	<u>AMENDED NOTICE OF HEARING ON MOTION</u> re: <u>213</u> First MOTION in Limine and Memorandum in Support : (Notice generated by EJF Chambers) Motion Hearing set for 12/14/2012 09:00 AM in Room 477 before Judge Clark Waddoups. NOTE: This Hearing will take place before Judge Waddoups in room 477 . Court Address: 350 South Main Street, Salt Lake City, Utah (lnp) (Entered: 12/05/2012)
12/05/2012	<u>224</u>	NOTICE FROM THE COURT - The Special Attorneys Conference referenced in <u>179</u> Scheduling Order, does not involve the Court. The parties do not need to appear. (lnp) (Entered: 12/05/2012)
12/06/2012	<u>225</u>	MEMORANDUM DECISION and Order Denying Motion for Recusal(Docket No. 209)-denying <u>209</u> Motion for Recusal filed by Plaintiff Sophia Stewart. Signed by Magistrate Judge Evelyn J. Furse on 12/6/12. (jmr) (Entered: 12/06/2012)
12/06/2012	<u>226</u>	NOTICE re: <u>223</u> Notice of Hearing on Motion. The court requests that the parties be prepared to argue at the hearing, in addition to Defendant Gary Browns Motion in Limine [Dkt. No. 213], why the case against Defendant Gary Brown should not be dismissed for failure to state a claim for which relief can be granted given the limited role that he appears to have performed in the underlying lawsuit. (saw) (Entered: 12/06/2012)

12/11/2012	<u>228</u>	MOTION to Vacate <u>225</u> Order on Motion for Miscellaneous Relief, Memorandum Decision, MOTION to Stay, MOTION to Continue Hearing set for 12/14/12 at 9:00 a.m. filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 12/11/2012)
12/11/2012	<u>229</u>	MOTION to Compel Appearance and Under Oath Testimony and Memorandum in Support filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 12/12/2012)
12/11/2012	<u>230</u>	MOTION for Order to Show Cause Re: (Vacate Judgment/Order) and Memorandum in Support filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 12/12/2012)
12/11/2012	<u>231</u>	MOTION and Objection to Hearing filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 12/12/2012)
12/11/2012	<u>232</u>	MOTION to Object to Non-Appearance re:(Judgment/Order) filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 12/12/2012)
12/11/2012	<u>233</u>	MOTION to Object to Non-Appearance Re:(Judgment/Order) and Memorandum in Support filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jmr) (Entered: 12/12/2012)
12/13/2012		<u>NOTICE VACATING MOTION HEARING</u> set for 12/14/2012 at 9:00 AM before Judge Clark Waddoups. (Notice generated by jwt) (jwt) (Entered: 12/13/2012)
12/13/2012	<u>234</u>	ORDER OF RECUSAL - Judge Clark Waddoups recused. Case reassigned to Judge Dee Benson for all further proceedings. Signed by Judge Clark Waddoups on 12/13/12. (jmr) (Entered: 12/13/2012)
12/15/2012	<u>235</u>	REQUEST for Telephonic Appearance for Final Pretrial Conference filed by Defendant Gary S. Brown. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Brown, Gary) (Entered: 12/15/2012)
12/19/2012		<u>NOTICE VACATING FINAL PRETRIAL CONFERENCE AND JURY TRIAL HEARING</u> set for 12/21/2012 and 1/7/2013 before Judge Dee Benson (Notice generated by CHAMBERS)The final pretrial conference and jury trial will be rescheduled after all the pending motions are ruled upon. (reb) (Entered: 12/19/2012)
12/19/2012	<u>236</u>	ORDER granting <u>235</u> Request for Telephonic Appearance for the Final Pretrial Conference to be held 12/21/12 at 2:30 pm filed by Gary S. Brown. Signed by Judge Dee Benson on 12/18/12. (ss) (Entered: 12/19/2012)
01/18/2013	<u>237</u>	MEMORANDUM DECISION AND ORDER denying <u>210</u> Motion to Change Venue. Signed by Magistrate Judge Evelyn J. Furse on 1/18/13. (jlw) (Entered: 01/18/2013)

02/11/2013	<u>238</u>	OBJECTIONS to <u>237</u> Order on Motion to Change Venue, Memorandum Decision filed by Sophia Stewart. (jlw) (Entered: 02/11/2013)
04/05/2013	<u>239</u>	MEMORANDUM DECISION denying <u>228</u> Motion to Vacate ; denying <u>228</u> Motion to Stay ; denying <u>228</u> Motion to Continue; denying <u>229</u> Motion to Compel; denying <u>230</u> Motion ; denying <u>231</u> Motion ; denying <u>232</u> Motion ; denying <u>233</u> Motion. Signed by Magistrate Judge Evelyn J. Furse on 4/5/13. (jlw) (Entered: 04/05/2013)
04/08/2013	<u>240</u>	NOTICE OF HEARING ON MOTION re: <u>213</u> First MOTION in Limine and Memorandum in Support : (Notice generated by EJF Chambers) Motion Hearing set for 5/2/2013 03:00 PM in Room 477 before Magistrate Judge Evelyn J. Furse. Parties may appear telephonically. If parties wish to appear telephonically, they should email chambers at utdecf_furse@utd.uscourts.gov two days prior to the hearing requesting to appear by phone. Court Address: 350 South Main Street, Salt Lake City, Utah (lnp) (Entered: 04/08/2013)
04/16/2013	<u>241</u>	NOTICE of REMOVING COUNSEL FROM SERVICE LIST filed by Kathleen M. Liuzzi. Attorney Kathleen M. Liuzzi will no longer receive notice from the court in this case including final judgment. (Liuzzi, Kathleen) (Entered: 04/16/2013)
04/22/2013	<u>242</u>	MOTION to Compel Appearance and Under Oath Testimony filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(asp) (Entered: 04/23/2013)
04/22/2013	<u>243</u>	Correspondence from Sophia Stewart (asp) (Entered: 04/23/2013)
04/24/2013	<u>244</u>	OBJECTION to the Order Denying Motion to Compel filed by Sophia Stewart. (jlw) (Entered: 04/25/2013)
04/25/2013	<u>245</u>	MEMORANDUM DECISION AND ORDER denying <u>242</u> Motion to Compel. Signed by Magistrate Judge Evelyn J. Furse on 4/25/13. (jlw) (Entered: 04/25/2013)
04/26/2013	<u>246</u>	Correspondence from Sophia Stewart re: hearing on May 2nd before Judge Furse. (jlw) (Entered: 04/29/2013)
04/30/2013	<u>247</u>	ORDER re <u>246</u> Correspondence. Signed by Judge Dee Benson on 4/30/13. (jlw) (Entered: 04/30/2013)
05/02/2013	<u>248</u>	Correspondence from Sophia Stewart (lnp) (Entered: 05/02/2013)
05/02/2013	<u>249</u>	Minute Entry. Proceedings held before Magistrate Judge Evelyn J. Furse: Motion Hearing held on 5/2/2013 re <u>213</u> First MOTION in Limine and Memorandum in Support filed by Gary S. Brown. After hearing argument from both parties, the court takes under advisement <u>213</u> Motion in Limine. Parties Present: Sophia Stewart - Pro Se, Gary Brown - Pro Se. Court

		Reporter: Electronic.(Time Start: 3:14:32, Time End: 3:48:39, Room 477.) (lnp) (Entered: 05/02/2013)
05/07/2013	<u>250</u>	REPORT AND RECOMMENDATIONS re <u>213</u> First MOTION in Limine and Memorandum in Support filed by Gary S. Brown. Objections to R&R due by 5/21/2013. Signed by Magistrate Judge Evelyn J. Furse on 5/7/13. (jlw) (Entered: 05/07/2013)
05/10/2013	<u>251</u>	DOCUMENTS LODGED consisting of Correspondence from Sophia Stewart. (lnp) (Entered: 05/10/2013)
05/16/2013	<u>252</u>	DOCUMENTS LODGED onsisting of Correspondence (E-Mails) from Sophia Stewart. (lnp) (Entered: 05/16/2013)
05/20/2013	<u>253</u>	OBJECTION to <u>250</u> Report and Recommendations filed by Sophia Stewart. (jlw) (Entered: 05/21/2013)
06/19/2013	<u>254</u>	ORDER ADOPTING REPORT AND RECOMMENDATIONS ; granting <u>213</u> Motion in Limine; adopting Report and Recommendations re <u>250</u> Report and Recommendations. The case is dismissed against Gary Brown. Signed by Judge Dee Benson on 6/17/13. (jlw) (Entered: 06/19/2013)
07/08/2013	<u>255</u>	DECLARATION of Sophia Stewart in Opposition to <u>254</u> Order Adopting Report and Recommendations, Order on Motion in Limine, Order on Report and Recommendations. (jlw) (Entered: 07/11/2013)
07/25/2013	<u>256</u>	DOCUMENTS LODGED consisting of Correspondence (E-Mail) from Sophia Stewart. (lnp) (Entered: 07/25/2013)
08/29/2013	<u>257</u>	ORDER TO SHOW CAUSE: Ms. Stewart is hereby ordered to show cause why the above-captioned case against Mr. Lubell should not be dismissed for lack of prosecution. Ms. Stewart is directed to respond to the Court in writing no later than September 14, 2013, and inform the Court as to the status of the case and her intentions to proceed. Failure to do so will result a recommendation the case be dismissed. Signed by Magistrate Judge Evelyn J. Furse on 8/29/13. (jlw) (Entered: 08/29/2013)
09/03/2013	<u>258</u>	ORDER that Plaintiff file a Case Status Report informing the Court of Plaintiffs knowledge about Defendant Stollers bankruptcy proceedings and her intentions to proceed with the case. Signed by Magistrate Judge Evelyn J. Furse on 09/03/2013. (asp) (Entered: 09/03/2013)
09/09/2013	<u>259</u>	NOTICE OF FILING of Petition for Mandate filed by Plaintiff Sophia Stewart. (jlw) (Entered: 09/10/2013)
09/09/2013	<u>260</u>	MOTION for Judicial Notice to Prove Damages and Affidavit of Sophia Stewart filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jlw) (Entered: 09/10/2013)
09/09/2013	<u>261</u>	MOTION - Emergency and Instant Motion for Judicial Notice filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jlw) (Entered:

		09/10/2013)
11/04/2013	<u>262</u>	STATUS REPORT and ORDER TO SHOW CAUSE by Sophia Stewart. (jlw) (Entered: 11/07/2013)
12/13/2013	<u>263</u>	REPORT AND RECOMMENDATIONS: The Magistrate Judge recommends the District Judge Dismiss Defendant Michael Stoller from this case. Objections to R&R due by 12/27/2013. Signed by Magistrate Judge Evelyn J. Furse on 12/13/13. (jlw) (Entered: 12/13/2013)
12/23/2013	<u>264</u>	OBJECTION to <u>263</u> Report and Recommendations filed by Sophia Stewart (alt) (Entered: 12/26/2013)
12/23/2013	<u>265</u>	AFFIDAVIT of Sophia Stewart re <u>264</u> Objection to Report and Recommendations filed by Sophia Stewart (alt) (Entered: 12/26/2013)
12/23/2013	<u>266</u>	OBJECTION AND AFFIDAVIT to <u>263</u> Report and Recommendations filed by Sophia Stewart (Attachments: # <u>1</u> Exhibits 1-8, # <u>2</u> Exhibits 9-16) (alt) Modified on 12/26/2013: corrected "Date Filed" (alt) (Entered: 12/26/2013)
02/14/2014	<u>267</u>	ORDER ADOPTING REPORT AND RECOMMENDATIONS as to <u>263</u> Report and Recommendations. Defendant Michael Stoller is DISMISSED from this case. Signed by Judge Dee Benson on 02/14/2014. (tls) (Entered: 02/14/2014)
02/26/2014	<u>268</u>	MOTION for Sanctions filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jlw) (Entered: 02/28/2014)
03/04/2014	<u>269</u>	DOCUMENTS LODGED consisting of Correspondence from Sophia Stewart - "Enter The Matrix" Registration, No. 3408950. (lnp) (Entered: 03/04/2014)
03/25/2014	<u>270</u>	MEMORANDUM DECISION & ORDER denying <u>260</u> Motion for Judicial Notice to Prove Damages. Signed by Magistrate Judge Evelyn J. Furse on 3/25/14. (jlw) (Entered: 03/25/2014)
04/18/2014	<u>272</u>	OBJECTION to Court Denial to Award Damages filed by Sophia Stewart. (jlw) (Entered: 04/22/2014)
04/22/2014	<u>271</u>	ORDER to overrule <u>268</u> MOTION for Sanctions filed by Sophia Stewart. Signed by Judge Dee Benson on 4/22/14. (jlw) (Entered: 04/22/2014)
05/05/2014	<u>273</u>	OBJECTION to Court Denial to Award Damages Against Defendant Lubell and Demand for Expedited Award filed by Sophia Stewart. (Attachments: # <u>1</u> Part 2)(jlw) (Entered: 05/06/2014)
05/07/2014	<u>274</u>	ORDER: The Evidentiary Hearing regarding default judgment in this matter is scheduled for Wednesday, June 4, 2014, at 2:00 p.m. in Room 7.4. Any party wishing to present evidence must attend. See order for further details. Signed by Magistrate Judge Evelyn J. Furse on 5/7/14. (jlw) (Entered: 05/07/2014)

05/07/2014	<u>275</u>	NOTICE OF HEARING: (Notice generated by Clerk) Evidentiary Hearing set for 6/4/2014 02:00 PM in Rm 7.400 before Magistrate Judge Evelyn J. Furse. Court Address: NEW COURTHOUSE - 351 South West Temple, Salt Lake City, Utah (jlw) (Entered: 05/07/2014)
05/12/2014	<u>276</u>	MOTION to Continue Hearing filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jlw) (Entered: 05/15/2014)
05/16/2014	<u>277</u>	ORDER granting <u>276</u> Motion to Continue. The evidentiary hearing regarding default judgment in this matter is hereby scheduled for Wednesday, June 25, 2014, at 10:00 a.m. in Room 7.400. Signed by Magistrate Judge Evelyn J. Furse on 5/16/14. (jlw) (Entered: 05/16/2014)
05/16/2014	<u>278</u>	NOTICE OF HEARING: (Notice generated by Clerk) Evidentiary Hearing reset for 6/25/2014 10:00 AM in Rm 7.400 before Magistrate Judge Evelyn J. Furse. Court Address: NEW COURTHOUSE - 351 South West Temple, Salt Lake City, Utah (jlw) (Entered: 05/16/2014)
05/28/2014	<u>282</u>	EXHIBITS and Witness List filed by Sophia Stewart re 279 Evidentiary Hearing. Those exhibits listed which are CDs and DVDs are not scanned and will remain in permanent storage in the clerk's office. (jlw) (Entered: 08/08/2014)
06/25/2014	<u>279</u>	Minute Entry for proceedings held before Magistrate Judge Evelyn J. Furse: Evidentiary Hearing held on 6/25/2014. Plaintiff, Sophia Stewart calls witnesses Art Teshima, Katy Riney, Sophia Stewart, Jeffrey Castolene. Witnesses sworn, testimonies given. Exhibits discussed and offered. Court takes the matter under advisement. Court Reporter: Electronic/Patti Walker.(Time Start: 10:07:05/11:49:25, Time End: 1:30:51/1:50:17, Room 7.4.) (lnp) (Entered: 06/25/2014)
06/25/2014	<u>280</u>	Witness and Exhibit List - re 279 Evidentiary Hearing. (lnp) (Entered: 06/30/2014)
06/30/2014	<u>281</u>	MOTION Requesting Specific Evidence for Damages and Demand for Expedited Award filed by Plaintiff Sophia Stewart. Motions referred to Evelyn J. Furse.(jlw) (Entered: 07/01/2014)
08/11/2014	<u>283</u>	REPORT AND RECOMMENDATIONS regarding Default Judgment Against Jonathan Lubell. Objections to R&R due by 8/25/2014. Signed by Magistrate Judge Evelyn J. Furse on 8/8/14. (jlw) (Entered: 08/11/2014)
08/22/2014	<u>284</u>	OBJECTION to <u>283</u> Report and Recommendations filed by Sophia Stewart. (jmr) (Entered: 08/25/2014)
09/16/2014	<u>285</u>	NOTICE OF FILING of Notice of Judgment (out of USDC Central California) filed by Interested Parties James Cameron, Gale Anne Hurd, Joel Silver, Twentieth Century Fox Film Corporation, Andy Wachowski, Larry

		Wachowski, Warner Bros Entertainment. (jlw) (Entered: 09/19/2014)
09/22/2014	<u>286</u>	OBJECTIONS to <u>285</u> Notice of Filing of Third-Party Judgment and Liens filed by Sophia Stewart. (jlw) (Entered: 09/25/2014)
09/29/2014	<u>287</u>	ORDER ADOPTING REPORT AND RECOMMENDATIONS. Case Closed.; adopting Report and Recommendations re <u>283</u> Report and Recommendations. Signed by Judge Dee Benson on 9/25/14. (jlw) (Entered: 09/29/2014)
09/29/2014	<u>288</u>	CLERK'S JUDGMENT signed by LSY, Chief Deputy: IT IS ORDERED AND ADJUDGED that default judgment be entered in favor of the plaintiff and against the defendant in the amount of \$316,280.62. (jlw) (Entered: 10/03/2014)

United States District Court, District of Utah

Updated 9/17/2014

Appeal Information for Pro Se Parties

- Appeals in the federal courts follow the Federal Rules of Appellate Procedure.
- To begin an appeal, the party appealing an order and/or judgment has 30 days to file a Notice of Appeal.
- A **Notice of Appeal** must:
 - Be filed 30 days from the date of entry of order/judgment,
 - State which party is filing the appeal,
 - State which order/judgment is being appealed, and
 - State the name of the court the case is being appealed to.
- Filing Fee for a new appeal is \$505.
 - Initial payment of filing fee can be waived by filing an Application to Proceed Without Prepayment of Fees and Affidavit. This form is filed in the District Court with the Notice of Appeal.
- Once the Notice of Appeal is filed, the District Court Clerk's office will forward the record to the Court of Appeals.
- All case inquiries regarding an appeal should be directed to the Tenth Circuit Court of Appeals.
 - Clerk's Office Main Phone: (303)844-3157
 - Team 2 (Oklahoma, Kansas, Utah): (303)335-2728
- The Tenth Circuit Court's website has a section dedicated to Unrepresented Parties to assist those wishing to pursue an appeal without an attorney. The web address for the Tenth Circuit is: <http://www.ca10.uscourts.gov/>