

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:96-cv-01258-LFO**

ERVIN & ASSOC, et al v. HAMILTON SEC GROUP, et al

Assigned to: Judge Louis F. Oberdorfer

Referred to:

Demand: \$0

Lead Docket: [1:96-cv-01258-LFO](#)

Related Cases: None

Case in other court: None

Cause: 28:1331 Fed. Question: Breach of Contract

Date Filed: 06/06/96

Jury Demand: Defendant

Nature of Suit: 890 Other Statutory
Actions

Jurisdiction: Federal Question

Plaintiff

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V.

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GOLDMAN SACHS & CO.
 TERMINATED: 08/28/2000

Filing Date	#	Docket Text
06/06/1996	1	COMPLAINT filed by plaintiff ERVIN & ASSOC INC (zz) Modified on 04/26/2000 (Entered: 04/26/2000)
06/06/1996	16	LCvR 26.1 Certificate of disclosure of corporate affiliations and financial interests by plaintiff ERVIN & ASSOC INC (cjp) (Entered: 06/16/2000)
06/07/1996	17	ORDER by Judge Charles R. Richey : directing that the counsel for the parties, including the government if it so desires, shall appear before the Court at 2:00 on 6/20/00 for a status conference pursuant to Federal Rule of Civil Procedure 16; and that counsel for the plaintiffs shall give notice of the above to the Chief of the Civil Division, Office of the US Attorney for the District of Columbia and effect service of process on the named defendants by 4:00 on 6/14/96 (N) (cjp) (Entered: 06/16/2000)
06/13/1996	18	MOTION filed by Non Party USA for reconsideration of order directing that the counsel for the parties, including the government if it so desires, shall appear before the Court at 2:00 on 6/20/00 for a status conference pursuant to Federal Rule of Civil Procedure 16; and that counsel for the plaintiffs shall give notice of the above to the Chief of the Civil Division, Office of the US Attorney for the District of Columbia and effect service of process on the named defendants by 4:00 on 6/14/96 [17-1] (cjp) (Entered: 06/16/2000)
06/13/1996	19	STATEMENT filed by plaintiff ERVIN & ASSOC INC , regarding: joins in and consent to the partial motion to reconsider order of 6/7/96 filed by USA (cjp) (Entered: 06/16/2000)
06/20/1996	20	ORDER by Judge Charles R. Richey : granting motion for reconsideration of order directing that the counsel for the parties, including the government if it so desires, shall appear before the Court at 2:00 on 6/20/00 for a status conference pursuant to Federal

		Rule of Civil Procedure 16; and that counsel for the plaintiffs shall give notice of the above to the Chief of the Civil Division, Office of the US Attorney for the District of Columbia and effect service of process on the named defendants by 4:00 on 6/14/96 [17-1] [18-1] by USA (N) (cjp) (Entered: 06/16/2000)
07/01/1996	21	ORDER by Judge Charles R. Richey : directing that the counsel for the plaintiff and the government shall appear before the Court at 2:00 on 8/19/96, for a status conference; and directing that pursuant to 31 USC Section 3730(b)(2), the matter shall remain under seal until further order of this Court (N) (cjp) (Entered: 06/16/2000)
08/16/1996	22	MOTION filed by Non Party USA to extend time to 11/18/96 within which to make intervention decision and maintain seal on this case (cjp) (Entered: 06/16/2000)
08/23/1996	23	ORDER by Judge Charles R. Richey : granting motion to extend time to 11/18/96 within which to make intervention decision and maintain seal on this case until 11/18/96 [22-1] by USA (N) (cjp) (Entered: 06/16/2000)
11/14/1996	24	MOTION (UNOPPOSED) filed by Non Party USA to extend time until 30 days after the completion of the criminal investigation and any resulting criminal proceedings (cjp) (Entered: 06/16/2000)
11/18/1996	25	ORDER by Judge Charles R. Richey : granting motion to extend time until 30 days after the completion of the criminal investigation and any resulting criminal proceedings [24-1] by USA; and directing that the complaint and all other filings shall remain under seal until further order of this Court (N) (cjp) (Entered: 06/16/2000)
11/20/1996	26	MOTION (EMERGENCY) filed by plaintiff ERVIN & ASSOC INC for limited lifting of seal (cjp) (Entered: 06/16/2000)
11/21/1996	27	RESPONSE by Non Party USA to motion for limited lifting of seal [26-1] by ERVIN & ASSOC INC (cjp) (Entered: 06/16/2000)
11/22/1996	28	ORDER by Judge Charles R. Richey : granting motion for limited lifting of seal [26-1] by ERVIN & ASSOC INC for the sole and limited purpose of enabling Relator to make an ex parte in camera notification to Senior Judge William B. Bryant in the matter entitled Ervin & Associates, Inc. v Helen M. Dunlap, et al 96-1253 and directing the case remains sealed (N) (cjp) (Entered: 06/16/2000)
12/09/1996	29	ORDER by Judge Charles R. Richey : directing that the parties shall appear before the Court for a Rule 16 status conference at 11:00 on 12/19/96 and shall then and there be prepared to discuss all aspects of

		the case (N) (cjp) (Entered: 06/16/2000)
12/19/1996	30	ORDER by Judge Charles R. Richey : directing that the US and the relator in this case, Ervin & Associates, Inc., shall appear before the Court at 10:30 on 3/10/97, and the US shall then and there be prepared to discuss the status of its criminal investigation and when it will be prepared to intervene or notify the Court that it declines to do so and directing that the case remains under seal (N) (cjp) (Entered: 06/16/2000)
03/10/1997		CASE REASSIGNED to Judge Charles R. Richey to Judge Stanley Sporkin (cjp) (Entered: 06/16/2000)
03/14/1997	31	ORDER by Judge Stanley Sporkin : directing that the relator in this case, Ervin & Associates, Inc., shall appear before the Court at 10:00 on 5/20/97, and the US shall then and there be prepared to discuss when it will be prepared to intervene or notify the Court that it declines to do so; and, it is further ordered that all other filings shall remain under seal (N) (cjp) (Entered: 06/16/2000)
05/21/1997	32	ORDER by Judge Stanley Sporkin : extending time to 9/9/97 for the United States to intervene or to notify the Court that it declines to do so; directing that all filings shall remain under seal until 9/9/97 or until further order of this Court and directing that all pleadings remain under seal (N) (cjp) (Entered: 06/16/2000)
09/10/1997		STATUS HEARING before Judge Stanley Sporkin : setting status call for 3/9/98 Reporter: Beverly Byrne (cjp) (Entered: 06/16/2000)
09/11/1997	33	ORDER by Judge Stanley Sporkin : extending time to 3/10/98 for the United States to intervene or to notify the Court that it declines to do so; and directing that the complaint and all filings shall remain under seal until 3/10/98 or until further order of this Court and directing that counsel for the government and counsel for the relator shall appear before the undersigned member of this Court on 3/9/98 at 10:00 and shall then and there be prepared to discuss all aspects of this case (N) (cjp) (Entered: 06/16/2000)
11/19/1997	34	ORDER by Judge Stanley Sporkin : granting application by the United States of America for partial lifting of the seal, and directing that the seal in this matter is partially lifted to allow the US to approach defendant Hamilton Securities Group, Inc. and discuss with them the underlying allegations, and if necessary disclose to them the complaint in this action and the identity of the relator; except as provided in this Order, the complaint and all filings shall remain under seal (N) (cjp) (Entered: 06/16/2000)
03/09/1998		STATUS HEARING before Judge Stanley Sporkin : setting further

		status call for 7/10/98 at 10:30 Reporter: Beverly Byrne (cjp) (Entered: 06/16/2000)
03/09/1998	35	ORDER by Judge Stanley Sporkin : extending time to 7/10/98 for the United States to intervene or to notify the Court that it declines to do so and directing that the Complaint and all other filings shall remain under seal until 7/10/98 or until further order of this Court (N) (cjp) (Entered: 06/16/2000)
07/10/1998		STATUS HEARING before Judge Stanley Sporkin : setting further status call for 11/16/98 at 10:30 Reporter: Beverly Byrne (cjp) (Entered: 06/16/2000)
05/21/1999	2	MOTION filed by defendant HAMILTON SEC GRP INC to unseal file ; Exhibits (5). (zz) (Entered: 04/26/2000)
05/21/1999	3	RESPONSE by defendant HAMILTON SEC GRP INC in opposition to Attorney's General's request for furhter extensions of time; Exhibits (5). (zz) (Entered: 04/26/2000)
06/11/1999	41	RESPONSE by plaintiff ERVIN & ASSOC INC in opposition to motion to unseal file [2-1] by HAMILTON SEC GRP INC, motion to extend time to 5/1/00 in which to file their supplemental pleading. [11-1] by USA . (cjp) (Entered: 06/16/2000)
06/14/1999	4	RESPONSE by Non Party USA in opposition to motion to unseal file [2-1] by HAMILTON SEC GRP INC ; and response to the opposition to the Attorney General's request for further extensions of time; Exhibits (16) (bulky) (zz) (Entered: 04/26/2000)
06/21/1999	5	REPLY by defendant HAMILTON SEC GRP INC to response to motion to unseal file and opposition to the Attorney General's request for further extensions of time [2-1] by HAMILTON SEC GRP INC.; Exhibit (1). (zz) (Entered: 04/26/2000)
08/12/1999	36	NOTICE OF WITHDRAWAL of appearance of Daniel M. Hawke for plaintiff ERVIN & ASSOC (cjp) (Entered: 06/16/2000)
09/03/1999	8	AMENDED COMPLAINT by plaintiff ERVIN & ASSOC INC adding defendant GOLDMAN SACHS & CO, defendant WILLIAMS ADLEY & CO, and amending complaint [1-1]; Exhibit (1); Attachment (1). (Pleading Unsealed pursuant Order filed 5/1/00) (ks) Modified on 08/16/2000 (Entered: 05/02/2000)
09/09/1999	37	ORDER by Judge Stanley Sporkin : extending time to 11/8/99 for the US to intervene or to notify the Court of their intent to decline and the ex parte application of the US is granted and the seal is partially lifted

		for the limited purpose of allowing the US to disclose, to defendants Goldman Sachs & Co. and Blackrock Capital Finance L.P. and counsel and agents for same, the substance of the allegations contained in the qui tam complaint, including the fact that the US is investigating those allegations; and that except as provided herein, this matter remains under seal until further order of the Court (N) (cjp) (Entered: 06/16/2000)
02/28/2000		CASE REASSIGNED from Judge Stanley Sporkin to Judge Louis F. Oberdorfer (cjp) (Entered: 06/16/2000)
03/09/2000	39	ORDER by Judge Louis F. Oberdorfer : directing that a status conference and a hearing on defendant's motion to unseal file are scheduled for 4/18/00 at 10:00 in Courtroom 3 (N) (cjp) (Entered: 06/16/2000)
04/17/2000	10	STATEMENT filed by Non Party USA , regarding: the governments notice of election to decline intervention in this case. (ks) (Entered: 05/23/2000)
04/18/2000	38	MOTION filed by plaintiff ERVIN & ASSOC INC for Neil V. Getnick to appear pro hac vice (Venable, Baetjier & Howard LLP 2010 Corporate Ridge, Suite 400, McLean, VA 22102, (703) 760-1927) (cjp) (Entered: 06/16/2000)
04/21/2000	6	ORDER by Judge Louis F. Oberdorfer : that the complaint be unsealed; and that defendant HAMILTON SECURITIES GROUP's motion to unseal file, and all oppositions and replies to defendant's motion be unsealed; and that the Government may file supplemental oppositions to defendant's motion to unseal by 4/28/00; and that defendant may file supplemental reply to any supplemental opposition by 5/8/00; motion hearing set for 3:00 5/15/00 ; and that relator's consent motion for admission pro hac vice of Neil V. Getnick is granted. (N) (zz) (Entered: 04/26/2000)
04/21/2000	40	MOTION filed by Non Party USA for a limited lifting of the seal to permit the US to reveal to all of the defendants that the US has elected to decline intervention (cjp) (Entered: 06/16/2000)
04/27/2000	42	MOTION filed by plaintiff ERVIN & ASSOC INC to alter briefing schedule as described in Court's Order of 4/18/00 (cjp) (Entered: 06/16/2000)
04/28/2000	43	RESPONSE by defendant HAMILTON SEC GRP INC in opposition to motion to alter briefing schedule as described in Court's Order of 4/18/00 [42-1] by ERVIN & ASSOC INC . (cjp) (Entered: 06/16/2000)

05/01/2000	7	ORDER by Judge Louis F. Oberdorfer : supplemental opposition by the realator to motion of Hamilton to unseal due 5/5/00 ; supplemental reply by Hamilton due 5/15/00 ; motion hearing continued from 5/15/00 to 10:00 5/23/00 ; directing that any and all amended complaints in this matter be unsealed; and directing that the United States' Notice of Election to Decline Intervention in this matter be unsealed (N) (jaw) (Entered: 05/02/2000)
05/01/2000	11	MOTION filed by Non Party USA to extend time to 5/1/00 in which to file their supplemental pleading. (ks) (Entered: 05/23/2000)
05/02/2000	9	ORDER by Judge Louis F. Oberdorfer : granting governments motion for extension of time to file a supplemental opposition to defendant Hamilton Securities' motion to unseal file; supplemental opposition to motion to unseal file due 5/2/00 ; further ordered, that the government may serve all defendants in this action with a copy of the United States' notice of election to decline intervention (N) (jf) (Entered: 05/04/2000)
05/02/2000	12	STATEMENT filed by Non Party USA with respect to the pending motion to unseal the file. (ks) (Entered: 05/23/2000)
05/22/2000	13	ORDER by Judge Gladys Kessler : status hearing set for 2:00 5/23/00 ; (N) (jf) (Entered: 05/23/2000)
05/23/2000		STATUS HEARING before Judge Louis F. Oberdorfer: Reporter: Jacqueline Wood (MILLER) (jf) (Entered: 05/24/2000)
05/23/2000	14	ORDER by Judge Louis F. Oberdorfer : papers in this case be unsealed , further ordered, that the transcripts of any hearings now on file under seal be partially unsealed and made available only to the United States for the purpose of reviewing; further ordered, that the United States shall notify this Court in writing of its position pertaining to the unsealing of hearing transcripts within 10 days of obtaining all of the transcripts, further ordered, that the defendant Hamilton Securities shall have 10 days to reply in writing to the United States position pertaining to the unsealing of hearing transcripts; further ordered, status hearing set for 10:00 9/12/00 ; (N) (jf) (Entered: 05/30/2000)
06/12/2000	15	ORDER by Judge Louis F. Oberdorfer : unsealing the entire case ; with the exception of transcripts of hearing, which are partially unsealed and to be made available only to the United States. (N) (jf) (Entered: 06/12/2000)
06/26/2000	44	MOTION filed by plaintiff ERVIN & ASSOC INC to extend time to serve defendants with the complaint , or in the alternative for stay of proceedings ; Exhibits (5) (bulky) (ks) (Entered: 06/28/2000)

07/06/2000	45	MOTION (UNOPPOSED) filed by defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES to extend time to 7/24/00 to file a responsive pleading to motion to extend time for service (jf) (Entered: 07/07/2000)
07/10/2000	46	TRANSCRIPT filed for date of 8/19/96. Reporter: Laura Beasley. (UNSEALED PURSUANT TO THE COURT'S 9/13/00 ORDER) (adc) Modified on 11/08/2000 (Entered: 07/10/2000)
07/10/2000	47	TRANSCRIPT filed for date of July 1, 1996. Reporter: Laura Beasley. (UNSEALED PURSUANT TO THE COURT'S 9/13/00 ORDER) (adc) Modified on 11/08/2000 (Entered: 07/10/2000)
07/10/2000	48	TRANSCRIPT filed for date of June 20, 2000. Reporter: Laura Beasley. (PLACED UNDER SEAL IN THE VAULT IN ROOM 1800). (adc) (Entered: 07/10/2000)
07/10/2000	49	ORDER by Judge Louis F. Oberdorfer : granting motion to extend time to 7/24/00 to file a responsive pleading to motion to extend time for service [45-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; response to motion(s) due by 7/24/00 ; (N) (jf) (Entered: 07/11/2000)
07/10/2000	50	NOTICE OF WITHDRAWAL of attorney Neil V. Getnick for ERVIN & ASSOC INC. (bjsp) (Entered: 07/11/2000)
07/24/2000	51	RESPONSE by defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES in opposition to motion to extend time to serve defendants with the complaint [44-1] by ERVIN & ASSOC INC . (bjsp) (Entered: 07/26/2000)
08/01/2000	52	REPLY by plaintiff ERVIN & ASSOC INC in opposition to motion to extend time to serve defendants with the complaint [44-1] or in the alternative, motion for stay of proceedings [44-2] by ERVIN & ASSOC INC (bjsp) (Entered: 08/02/2000)
08/10/2000	53	ORDER by Judge Ricardo M. Urbina : denying motion to extend time to serve defendants with the complaint [44-1] ERVIN & ASSOC INC, denying motion for stay of proceedings [44-2] by ERVIN & ASSOC INC (N) (jf) (Entered: 08/11/2000)
08/14/2000	54	STATEMENT filed by Non Party USA , regarding: Relator's Notice of Dismissal. (tth) (Entered: 08/17/2000)
08/16/2000		SUMMONS (3) issued for defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES, defendant WILLIAMS ADLEY & CO for the Amended Complaint. (tth) Modified on

		08/16/2000 (Entered: 08/16/2000)
08/18/2000	55	MOTION filed by movant NEIL V. GETNICK for leave to file instanter motion for withdrawal of appearance EXHIBIT(MOTION) (bjsp) (Entered: 08/24/2000)
08/28/2000	56	NOTICE OF VOLUNTARY DISMISSAL as to party GOLDMAN SACHS & CO, party OCWEN FINANCIAL CORP, party BLACKROCK CAP FIN without prejudice. (jf) (Entered: 08/28/2000)
08/28/2000		ORDER by Judge Paul L. Friedman granting voluntary dismissal of certain defendants without prejudice [56-1] (fiat) (N) (jf) (Entered: 08/28/2000)
08/28/2000	58	RESPONSE by defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES in opposition to plaintiff's voluntary dismissal of some but not all defendants (bjsp) (Entered: 08/29/2000)
08/29/2000	57	TRANSCRIPT filed for date(s) of 01/29/99. Reporter: William McAllister. (PLACED UNDER SEAL IN VAULT IN ROOM 1800). (jeb) (Entered: 08/29/2000)
08/31/2000	59	RESPONSE by Non Party USA to motion to unseal file [2-1] by HAMILTON SEC GRP INC (jf) (Entered: 09/01/2000)
09/05/2000	60	MOTION filed by defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES to extend time to 9/25/00 to answer amended complaint [8-1] (cjp) (Entered: 09/06/2000)
09/06/2000	61	ORDER by Judge Richard W. Roberts : granting motion to extend time to 9/25/00 to answer amended complaint [8-1] [60-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC (N) (lin) (Entered: 09/07/2000)
09/06/2000	62	NOTICE TO COUNSEL (lin) (Entered: 09/07/2000)
09/06/2000	63	TRANSCRIPT filed for date(s) of 6/2/00. Reporter: Gordon Slodysko.; (UNSEALED PURSUANT TO THE COURT's 9/13/00 ORDER) (dam) Modified on 11/08/2000 (Entered: 09/07/2000)
09/12/2000		STATUS HEARING before Judge Louis F. Oberdorfer : Reporter: Gordon Slodysko (jf) (Entered: 09/12/2000)
09/13/2000	64	ORDER by Judge Louis F. Oberdorfer : granting motion to unseal file [2-1] by HAMILTON SEC GRP INC (N) (jf) (Entered: 09/14/2000)

09/18/2000	65	NOTICE OF CHANGE OF ADDRESS by Wayne Gormly Travell representing plaintiff ERVIN & ASSOC INC . New address: Venable, Baetjer & Howard, LLP 2010 Corporate Ridge, Suite 400, McLean VA 22102 (703) 760-1927. (cjp) (Entered: 09/19/2000)
09/19/2000	67	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 8/22/00 upon defendant WILLIAMS ADLEY & CO; Affidavit (1) (tth) Modified on 09/20/2000 (Entered: 09/20/2000)
09/19/2000	68	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 8/16/00 upon defendant HAMILTON SECURITIES; Affidavit (1); Exhibits (2) (tth) (Entered: 09/20/2000)
09/19/2000	69	RETURN OF SERVICE/AFFIDAVIT of summons and complaint executed on 8/16/00 upon defendant HAMILTON SEC GRP INC; Exhibits (2) (tth) (Entered: 09/20/2000)
09/20/2000	66	ORDER by Judge Louis F. Oberdorfer : denying motion for leave to file instanter motion for withdrawal of appearance [55-1] by NEIL V. GETNICK (N) (jf) (Entered: 09/20/2000)
09/22/2000	70	MOTION (CONSENT) filed by defendant WILLIAMS ADLEY & CO to extend time to 10/27/00 to answer amended complaint [8-1] (jf) (Entered: 09/25/2000)
09/26/2000	71	MOTION filed by defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES to dismiss amended complaint [8-1] , or, in the alternative, for summary judgment ; exhibits (16) (cjp) (Entered: 09/27/2000)
09/27/2000	72	ORDER by Judge Louis F. Oberdorfer : granting motion to extend time to 10/27/00 to answer amended complaint [8-1] [70-1] by WILLIAMS ADLEY & CO ; Answer extended to 10/27/00 for WILLIAMS ADLEY & CO (N) (jf) (Entered: 09/27/2000)
10/06/2000	73	MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC to extend time to 10/24/00 to file a response to motion dismiss or summary judgment (jf) (Entered: 10/10/2000)
10/13/2000	74	ORDER by Judge Louis F. Oberdorfer : granting motion to extend time to 10/24/00 to file a response to motion or summary judgment [73-1] by ERVIN & ASSOC INC; response to motion for summary judgment due 10/24/00 ; (N) (jf) (Entered: 10/13/2000)
10/20/2000	75	MOTION filed by defendant WILLIAMS ADLEY & CO to dismiss amended complaint [1-1] ; exhibits (2) (bjsp) (Entered: 10/23/2000)

10/24/2000	76	RESPONSE by plaintiff ERVIN & ASSOC INC to motions to dismiss amended complaint [8-1] [71-1], and for summary judgment [71-2]; Declaration (1); Affidavit (1); Exhibits (13) (ag) (Entered: 10/25/2000)
10/24/2000	77	ATTORNEY APPEARANCE for plaintiff ERVIN & ASSOC INC by Mark D. Polston (bjsp) (Entered: 10/25/2000)
10/27/2000	78	ERRATA by plaintiff ERVIN & ASSOC INC to the Court RE: the filing of amended signature page and proof of service (bjsp) (Entered: 10/30/2000)
10/27/2000	79	ERRATA by plaintiff ERVIN & ASSOC INC to the Court RE: amended proof of service (bjsp) (Entered: 10/30/2000)
10/30/2000	80	ERRATA (NOTICE OF FILING) by plaintiff ERVIN & ASSOC INC to the Court RE: the filing of declaration with original signature to be substituted for the current exhibit three to plaintiff/Relator's response to defendant HAMILTON's motion to dismiss or in the alternative for summary judgment; attachments (bjsp) (Entered: 10/31/2000)
10/30/2000	81	MOTION (CONSENT) filed by plaintiff ERVIN & ASSOC INC to extend time to through and including 11/22/00 to respond to the motion to dismiss filed by WILLIAMS, ADLEY and Company. (cas) (Entered: 10/31/2000)
10/31/2000	82	ORDER by Judge Louis F. Oberdorfer : granting motion to extend time to through and including 11/22/00 to respond to the motion to dismiss filed by WILLIAMS, ADLEY and Company. [81-1] by ERVIN & ASSOC INC; response to dispositive motions due by 11/22/00 ; (N) (jf) (Entered: 11/01/2000)
11/02/2000	83	MOTION filed by defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES for enlargement of time for submitting a reply to the relator's opposition to Hamilton's motion to dismiss or, in the alternative, for summary judgment be extended to and including 11/10/00 (cas) Modified on 11/08/2000 (Entered: 11/06/2000)
11/03/2000	84	ORDER by Judge Louis F. Oberdorfer : granting motion for enlargement of time for submitting a reply to the relator's opposition be etended to and including 11/10/00 [83-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; reply to dispositive motions due by 11/11/00 ; (N) (jf) (Entered: 11/07/2000)
11/09/2000	85	REPLY by defendants HAMILTON SEC GRP INC, and HAMILTON SECURITIES in support of motion to dismiss amended

		complaint [8-1] [71-1], or in the alternative, motion for summary judgment [71-2]; Exhibits (2) (ag) (Entered: 11/13/2000)
11/21/2000	86	RESPONSE by plaintiff ERVIN & ASSOC INC in opposition to motion to dismiss amended complaint [8-1] [71-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC . (ag) (Entered: 11/22/2000)
11/30/2000		ALL PLEADINGS IN CIVIL ACTION 99-1698 ARE BEING FILED IN CIVIL ACTION 96-1258 AS OF ORDER DATED 11/30/00. (tth) (Entered: 11/30/2000)
11/30/2000	87	ORDER by Judge Louis F. Oberdorfer : granting motion to consolidate cases 96-1258 & 99-1698 [24-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698, denying motion to remand and for attorney fees [22-1] by HAMILTON SEC GRP INC in 1:99-cv-01698; response to dispositive motions due 12/14/00 in 1:99-cv-01698, in 1:96-cv-01258. (N) (mlp) (Entered: 11/30/2000)
11/30/2000	88	MEMORANDUM by Judge Louis F. Oberdorfer. (N) (N) (mlp) (Entered: 11/30/2000)
12/04/2000	89	REPLY MEMORANDUM of law by defendant WILLIAMS ADLEY & CO in support of motion to dismiss the first amended complaint [1-1] [75-1] by WILLIAMS ADLEY & CO; exhibits (2) (cas) (Entered: 12/05/2000)
12/14/2000		MOTION filed by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 to extend time to 12/21/00 to file a response to defendants' motion to dismiss or in the alternative for summary judgment (bjsp) (Entered: 12/15/2000)
12/21/2000	90	ORDER by Judge Louis F. Oberdorfer : motion hearing set for 2:00 1/31/01 ; (N) (jf) (Entered: 12/22/2000)
01/04/2001	91	ORDER by Judge Louis F. Oberdorfer : motion hearing set for 2:00 1/31/01 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (tb) (Entered: 01/04/2001)
01/04/2001		REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to motion to dismiss notice [1-1] [19-1] by JOHN J. ERVIN, ERVIN & ASSOC INC, motion for summary judgment [19-2] by JOHN J. ERVIN, ERVIN & ASSOC INC (tth) (Entered: 01/11/2001)
01/08/2001	92	MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-

		01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 for leave to file supplemental memorandum in support of motion to dismiss, or in the alternative for summary judgment ; exhibits (5); (no pending exhibit) (tb) (Entered: 01/10/2001)
01/09/2001	93	ORDER by Judge Louis F. Oberdorfer : granting motion for leave to file supplemental memorandum in support of motion to dismiss, or in the alternative for summary judgment [92-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC (N) (tb) (Entered: 01/10/2001)
01/12/2001	94	MOTION (CONSENT) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for leave to file a response to Hamilton Securities Group, Inc.'s and Hamilton Securities Advisory Services, Inc.' Supplemental Memorandum ; EXHIBIT (RESPONSE) (tth) (Entered: 01/19/2001)
01/18/2001	96	NOTICE OF CHANGE OF ADDRESS by Mark D. Polston in 1:96-cv-01258 representing plaintiff ERVIN & ASSOC INC in 1:96-cv-01258. New address: Hamilton Square, 600 14th Street, NW, Suite 600 Washington, DC 20005-2004, (202) 822-6985, (202) 347-6013 (fax). (tth) (Entered: 01/25/2001)
01/23/2001	95	ORDER by Judge Louis F. Oberdorfer : granting motion for leave to file a response to Hamilton Securities Group, Inc.'s and Hamilton Securities Advisory Services, Inc.' Supplemental Memorandum [94-1] by ERVIN & ASSOC INC (N) (tb) (Entered: 01/24/2001)
01/23/2001	97	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to Hamilton Securities Group, Inc.'s and Hamilton Securities Advisory Services, Inc.'s supplemental Memorandum in support of their Motion to Dismiss or, in the Alternative for Summary Judgment, citing certain statements made by counsel for relator and counsel for the United States. (tth) (Entered: 01/31/2001)
01/31/2001		MOTION HEARING before Judge Louis F. Oberdorfer taken under advisement by HAMILTON SECURITIES, HAMILTON SEC GRP INC motion to dismiss amended complaint [8-1] [71-1] in 1:96-cv-01258, taken under advisement by JOHN J. ERVIN, ERVIN & ASSOC INC motion to dismiss notice [1-1] [19-1] in 1:99-cv-01698 Reporter: Tristan Joseph (tb) (Entered: 01/31/2001)
02/05/2001	99	STATEMENT filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, regarding: Greer/Audit Chronology; Exhibit (1). (tth) (Entered: 02/12/2001)
02/05/2001	100	STATEMENT filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, regarding: Burstein Letter Chronology; Exhibits (3). (tth)

		(Entered: 02/12/2001)
02/08/2001	98	ORDER by Judge Louis F. Oberdorfer : denying motion to dismiss amended complaint [1-1] [75-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258, denying motion to dismiss amended complaint without prejudice [8-1] [71-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258, denying motion for summary judgment [71-2] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258, denying motion to dismiss notice [1-1] without prejudice [19-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698, denying motion for summary judgment [19-2] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 status hearing set for 10:00 2/15/01 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (tb) (Entered: 02/08/2001)
02/15/2001		STATUS HEARING before Judge Louis F. Oberdorfer : status hearing set for 10:00 2/22/01 in 1:96-cv-01258, in 1:99-cv-01698 ; Reporter: Scott Wallace (tb) (Entered: 02/15/2001)
02/15/2001	101	ORDER by Judge Louis F. Oberdorfer : status hearing set for 10:00 2/22/01 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (tb) (Entered: 02/15/2001)
02/20/2001	102	JOINT MOTION by plaintiff ERVIN & ASSOC INC, defendant HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES, defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to extend time to 3/12/01 to file their respective responsive pleadings (tth) (Entered: 02/21/2001)
02/21/2001	103	ORDER by Judge Louis F. Oberdorfer : granting joint motion to extend time to 3/12/01 to file their respective responsive pleadings [102-1] by WILLIAMS ADLEY & CO, HAMILTON SECURITIES, HAMILTON SEC GRP INC, ERVIN & ASSOC INC in 1:96-cv-01258 extending time to 03/12/01 to answer amended complaint [8-1] by defendants (N) (tb) (Entered: 02/21/2001)
02/22/2001		STATUS HEARING before Judge Louis F. Oberdorfer : Reporter: Jon Hundley, Miller Reporting (tb) (Entered: 02/22/2001)
02/22/2001	104	ORDER by Judge Louis F. Oberdorfer : referring discovery and settlement negotiations to Magistrate Judge Alan Kay (N) (tb) (Entered: 02/23/2001)
02/23/2001		CASE REFERRED to Magistrate Judge Alan Kay for discovery , and for settlement negotiations (mmh) (Entered: 02/28/2001)
03/12/2001	105	ORDER by Magistrate Judge Alan Kay : settlement conference set

		for 10:30 AM on 4/2/01 in 1:96-cv-01258 and in 1:99-cv-01698 (N) (kk) (Entered: 03/12/2001)
03/12/2001	106	ANSWER TO COMPLAINT [1-1] by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258. (tth) (Entered: 03/13/2001)
03/12/2001	108	ANSWER TO AMENDED COMPLAINT [8-1] by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 (jf) (Entered: 03/16/2001)
03/15/2001	107	ORDER by Magistrate Judge Alan Kay : settlement conference reset from 4/2/01 to 10:30 AM on 4/6/01 in 1:96-cv-01258 and in 1:99-cv-01698 (N) (kk) (Entered: 03/15/2001)
03/19/2001	109	PRETRIAL STATEMENTS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, defendant HAMILTON SEC GRP INC in 1:96-cv-01258 (tb) (Entered: 03/20/2001)
03/20/2001	110	SUPPLEMENTAL MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to pre-trial statement [109-1] by HAMILTON SEC GRP INC, ERVIN & ASSOC INC (bjsp) (Entered: 03/22/2001)
03/23/2001	111	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for order requiring the presence of insurance carrier representative at settlement conference ; Exhibit (1) (tth) (Entered: 03/26/2001)
03/28/2001	112	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion for order requiring the presence of insurance carrier representative at settlement conference [111-1] by ERVIN & ASSOC INC. (tth) (Entered: 03/29/2001)
03/29/2001	113	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion for order requiring the presence of insurance carrier representative at settlement conference [111-1] by ERVIN & ASSOC INC (tth) (Entered: 04/02/2001)
04/04/2001	114	ORDER by Judge Louis F. Oberdorfer : referring for report and recommendation on parties' pretrial statment and defendant Hamilton's supplement to pretrial statement to Magistrate Judge (N) (tb) (Entered: 04/05/2001)
04/10/2001	115	ORDER by Magistrate Judge Alan Kay : settlement conference set for 10:00 AM on 5/8/01 in 1:96-cv-01258 and in 1:99-cv-01698 (N) (kk) (Entered: 04/10/2001)

04/13/2001	116	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for order establishing procedures to allow it immediate access to documents currently in the possession of the Special Master (bjsp) (Entered: 04/19/2001)
04/27/2001	117	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion for order establishing procedures to allow it immediate access to documents currently in the possession of the Special Master [116-1] by ERVIN & ASSOC INC. (tth) (Entered: 05/08/2001)
05/07/2001	118	REPLY by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258, defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to response in opposition to motion for order establishing procedures to allow it immediate access to documents currently in the possession of the Special Master [116-1] by ERVIN & ASSOC INC (tth) (Entered: 05/10/2001)
05/18/2001	119	AMENDED STATEMENT by plaintiff ERVIN & ASSOC INC to joint pretrial conference statement submitted on March 9, 2001 in 1:96-cv-01258, defendant ERVIN & ASSOC INC in 1:99-cv-01698; exhibit's (1). (cas) (Entered: 05/21/2001)
05/24/2001	121	ERRATA by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 of amended certificates of service to joint pretrial statement (jf) (Entered: 06/10/2001)
05/31/2001	120	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to compel plaintiffs HAMILTON SEC GROUP to provide answer to interrogatories, requests for admissions and to produce all documents (tb) Modified on 06/08/2001 (Entered: 06/08/2001)
06/07/2001	122	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion to compel plaintiffs HAMILTON SEC GROUP to provide answer to interrogatories, requests for admissions and to produce all documents [120-1] by ERVIN & ASSOC INC . (bjsp) (Entered: 06/14/2001)
06/14/2001	123	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion to compel plaintiffs HAMILTON SEC GROUP to provide answer to interrogatories, requests for admissions and to produce all documents [120-1] by ERVIN & ASSOC INC (tb) (Entered: 06/21/2001)
09/28/2001	124	NOTICE OF CHANGE OF ADDRESS by Mark D. Polston in 1:96-cv-01258 representing plaintiff ERVIN & ASSOC INC in 1:96-cv-01258. New address: 1919 Pennsylvania Avenue, NW Suite 200,

		Washington DC 20006 (202) 822-6985. (cjp) (Entered: 10/01/2001)
10/25/2001	125	ERRATA (NOTICE OF FILING) by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to the Court RE:the filing of an original signature declaration; attachment (bjsp) (Entered: 10/30/2001)
11/19/2001	126	ORDER by Magistrate Judge Alan Kay : settlement conference set for 3:00 PM on 12/18/01 (N) (kk) Modified on 11/20/2001 (Entered: 11/20/2001)
12/20/2001	127	NOTICE OF CHANGE OF ADDRESS representing plaintiff ERVIN & ASSOC INC in 1:96-cv-01258. New address: 2001 S Street, Suite 310, NW Washington DC 20009 (202) 857-1696. (cjp) (Entered: 01/07/2002)
01/22/2002	128	REPORT AND RECOMMENDATION of Magistrate Judge Alan Kay (N) (kk) (Entered: 01/22/2002)
01/22/2002	129	MEMORANDUM ORDER by Magistrate Judge Alan Kay : denying, as moot, motion by defendants ERVIN & ASSOC., INC. and JOHN J. ERVIN to compel plaintiffs HAMILTON SECURITIES to provide answers to interrogatories and requests for admissions, and to produce all documents [120-1] in 1:99-cv-01698 (N) (kk) Modified on 01/24/2002 (Entered: 01/24/2002)
01/22/2002	130	ORDER by Magistrate Judge Alan Kay : directing the parties to contact Magistrate Judge Kay's chambers to set a hearing date on defendants ERVIN & ASSOC., INC. and JOHN J. ERVINS' motion to establish procedures to allow immediate access to documents currently in the possession of the Special Master [116-1] in 1:99-cv-1698 ; directing the parties to file with chambers, no later than five days prior to the hearing, proposals relating to the timing and costs associated with accessing documents controlled by the Special Master, including who will be responsible for review and organization of the documents and who will bear the costs associated therewith (N) (kk) (Entered: 01/24/2002)
02/05/2002	131	STATUS REPORT by plaintiff ERVIN & ASSOC INC of the status of Records that were previously in the possession of the Special Master. (ks) (Entered: 02/06/2002)
02/27/2002	132	ATTORNEY APPEARANCE for defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 by John J. Fausti (cdw) (Entered: 03/01/2002)
03/18/2002	133	SCHEDULING ORDER by Judge Louis F. Oberdorfer: written discovery and non-expert depositions closes 12/2/02 in 1:96-cv-01258, in 1:99-cv-01698; plaintiff's rule 26(a)1 12/16/02, ; dispositive

		<p>motions due 3/24/03, response due 4/24/03, reply to dispositive motions due 5/9/03; status hearing set for 10:00 3/4/03 in; pretrial conference set for 10:00 9/11/03 in; trial set for 10:00 9/29/03 ; , and the plaintiff shall file with the Clerk of the Court pretrial statement on or before 7/24/03; response due on or before 8/7/03; objections to the pretrial statments due on or before 8/21/03 , and that deviations from this scheduling order require prior leave of court , and that if either party has any question about its responsibility for compliance with this scheduling order, that party should, by motion, request a conference with the Court in advance of the pretrial conference, with notice of the request to the opposing party or parties , and that communications with Chambers with regard to any aspect of this action shall be by motion(and not by letter or telephone), except in the most urgent circumstances. (see order for further instructions) (N) (kmk) (Entered: 03/18/2002)</p>
06/11/2002	134	<p>ORDER by Judge Louis F. Oberdorfer: that HAMILTON may file a brief on the issue of whether this court's jurisdiction over Ervin's fraud claims arising from the errors in the computer model is ousted by 31 USC 3703(e)(4) due 7/1/02 in 1:96-cv-01258, in 1:99-cv-01698 ; that ERVIN may file a response to any HAMILTON filing on this jurisdictional issue on or before 7/15/02 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 06/12/2002)</p>
06/28/2002	135	<p>MOTION filed by defendants HAMILTON SEC GRP INC , HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 7/15/02 to fle a motion to dismiss regarding error in the computer model (bcs) (Entered: 07/02/2002)</p>
07/02/2002	136	<p>ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 7/15/02 to fle a motion to dismiss regarding error in the computer model [135-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; HAMILTON brief due by 7/15/02 in 1:96-cv-01258, in 1:99-cv-01698 ; ERVIN response to brief due by 7/29/02 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 07/03/2002)</p>
07/15/2002	137	<p>MOTION filed by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to dismiss claims in complaint regarding optimization errors [1-1] ; exhibits (8) (bcs) (Entered: 07/16/2002)</p>
07/22/2002	287	<p>ORDER by Judge Louis F. Oberdorfer: that the hearing on the motions for summary judgment filed by ERVIN & ASSOCIATES, INC. in CA 99cv1698 at 10:00 9/10/03, in Courtroom No. 3; (N) (kmk) (Entered: 07/23/2003)</p>
07/26/2002	138	<p>MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258</p>

		to extend time to 8/5/02 in which to respond to defendants motion to dismiss plaintiffs claims regarding optimization errors (bcs) (Entered: 07/29/2002)
07/31/2002	139	ORDER by Judge Richard W. Roberts for Judge Louis F. Oberdorfer: granting motion to extend time to 8/5/02 in which to respond to defendants motion to dismiss plaintiffs claims regarding optimization errors [138-1] by ERVIN & ASSOC INC response to motion(s) due by 8/2/02 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 07/31/2002)
08/02/2002	140	RESPONSE (OPPOSITIONS) by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to motion to dismiss claims in complaint regarding optimization errors [1-1] [137-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; exhibits (14) (bcs) (Entered: 08/05/2002)
08/14/2002	141	MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to extend time to 8/21/02 to file their reply to the motion to dismiss regarding errors in the computer model. (ks) (Entered: 08/16/2002)
08/14/2002	142	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action ; exhibits (14) (aet) (Entered: 08/16/2002)
08/14/2002	144	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to amend order [133-6] , and to clarify scheduling Order of 3/18/02 ; Exhibits (14) (Bulky) (ks) (Entered: 08/20/2002)
08/15/2002	143	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 8/21/02 to file their reply to the motion to dismiss regarding errors in the computer model. [141-1] by HAMILTON SEC GRP INC; reply to motion(s) due by 8/21/02 in 1:96-cv-01258, in 1:99-cv-01698; in 1:96-cv-01258 granting motion to extend time to 8/21/02 to file their reply to the motion to dismiss regarding errors in the computer model. [141-1] by HAMILTON SEC GRP INC; reply to motion(s) due by 8/21/02 in 1:96-cv-01258, in 1:99-cv-01698; in (N) (kmk) (Entered: 08/19/2002)
08/21/2002	145	REPLY by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to response in opposition to motion to dismiss claims in complaint regarding optimization errors [1-1] [137-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; Exhibits (2) (nmr) (Entered: 08/23/2002)
08/22/2002	146	RESPONSE by defendants HAMILTON SEC GRP INC,

		HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action [142-1] by ERVIN & ASSOC INC . (bcs) (Entered: 08/27/2002)
08/22/2002	147	MOTION filed by defendants ERVIN & ASSOC INC, JOHN J. ERVIN in 1:99-cv-01698 for summary judgment pursuant to FRCP 56 ; exhibits (6) (bcs) (Entered: 08/27/2002)
08/28/2002	148	TRANSCRIPT filed for date(s) of 9/10/97. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)
08/28/2002	149	TRANSCRIPT filed for date(s) of 12/19/96. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)
08/28/2002	150	TRANSCRIPT filed for date(s) of 9/17/99. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)
08/28/2002	151	TRANSCRIPT filed for date(s) of 3/9/98. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) Modified on 08/28/2002 (Entered: 08/28/2002)
08/28/2002	152	TRANSCRIPT filed for date(s) of 7/10/98. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002	153	TRANSCRIPT filed for date(s) of 5/20/97. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002	154	TRANSCRIPT filed for date(s) of 3/29/99. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002	155	TRANSCRIPT filed for date(s) of 11/19/98. Reporter: Beverly J. Byrne; (FILED UNDER SEAL) (mpt) (Entered: 08/28/2002)
08/28/2002	156	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action [142-1] by ERVIN & ASSOC INC (bcs) (Entered: 08/29/2002)
09/09/2002	157	MOTION filed by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 9/20/02 to file an opposition to Ervin & Associates, Inc.s and John Ervins motion for summary judgment in 99cv1698 (bcs) (Entered: 09/10/2002)

09/13/2002	158	ORDER by Judge Paul L. Friedman for Judge Louis F. Oberdorfer: granting motion to extend time to 9/20/02 to file an opposition to Ervin & Associates, Inc.s and John Ervins motion for summary judgment in 99cv1698 [157-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; reply brief to ERVIN & ASSOCIATES, INC'S. and SEC GRP INC JOHN ERVIN'S motion for summary judgment in CA 99- 1698 is hereby extended to and including 9/20/02 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 09/13/2002)
09/18/2002	159	ORDER by Judge Louis F. Oberdorfer: motion hearing set for 10:00 10/17/02 in 1:96-cv-01258, in 1:99-cv-01698 on defendants' motion to dismiss plaintiffs' claims regarding optimization errors; (N) (kmk) (Entered: 09/18/2002)
09/18/2002	160	SURREPLY by defendants HAMILTON SEC GRP INC , HAMILTON SECURITIES in 1:96-cv-01258 to motion to amend and clarify the deadline for amendment of pleadings and joinder of parties in this action [142-1] by ERVIN & ASSOC INC; attachment (1); (fiat) "LET THIS BE FILED" by Judge Oberdorfer (bcs) Modified on 09/19/2002 (Entered: 09/19/2002)
09/20/2002	161	RESPONSE by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, motion for summary judgment pursuant to FRCP 56 [59-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698.; exhibits (25) (bcs) (Entered: 09/23/2002)
09/30/2002	162	MOTION filed by defendants ERVIN & ASSOC INC , JOHN J. ERVIN in 1:99-cv-01698 to extend time to 10/4/02 to file a reply to Hamiltions opposition to defendants motion for summary judgment (bcs) (Entered: 10/02/2002)
10/03/2002	163	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 10/4/02 to file a reply to Hamiltions opposition to defendants motion for summary judgment [63-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; reply to motion for summary judgment due by 10/4/02 in 1:99-cv-01698, in 1:96-cv-01258; (N) (kmk) (Entered: 10/03/2002)
10/03/2002	164	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to compel discovery , and request expedited determination ; exhibits (15) (bcs) (Entered: 10/04/2002)
10/04/2002	165	REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-

		01258, motion for summary judgment pursuant to FRCP 56 [59-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698; attachment (1) (mpt) (Entered: 10/07/2002)
10/04/2002		SCHEDULING NOTICE: Motions Hearing set for 10/11/02 at 1:30 PM before Magistrate Judge Alan Kay in Courtroom 7. (kk) (Entered: 10/09/2002)
10/10/2002	166	MOTION filed by Non Party USA in 1:96-cv-01258 to quash Ervin's subpoenas pursuant to FRCP 26 and 45 ; affidavits (2); declaration (1); exhibits (17) (bcs) (Entered: 10/11/2002)
10/11/2002		MOTIONS HEARING before Magistrate Judge Alan Kay : Plaintiff's motion to compel discovery, heard and taken under advisement. Reporter: Pro-Typists, Inc. (Ctrm. 7) (kk) (Entered: 10/15/2002)
10/11/2002	167	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to motion to quash Ervin's subpoenas pursuant to FRCP 26 and 45 [166-1] by USA (bcs) (Entered: 10/15/2002)
10/17/2002		MOTION HEARING before Judge Louis F. Oberdorfer: Heard and Taken Under Advisement by HAMILTON SECURITIES, HAMILTON SEC GRP INC motion to dismiss claims in complaint regarding optimization errors [1-1] [137-1] in 1:96-cv-01258 Reporter: Beth Wasserman (kmk) (Entered: 10/17/2002)
10/17/2002	168	NOTICE by Non Party USA in 1:96-cv-01258 to the court with respect to Hamilton's motion to dismiss Relator's optimization model claims (bcs) (Entered: 10/18/2002)
10/18/2002	169	MEMORANDUM OPINION by Magistrate Judge Alan Kay (N) (kk) (Entered: 10/21/2002)
10/18/2002	170	ORDER by Magistrate Judge Alan Kay : granting in part, denying in part, and deferring in part, motion by plaintiff ERVIN & ASSOC. to compel discovery [164-1] and for expedited determination [164-2] in 1:96-cv-01258; directing that HUD OIG shall make the remaining documents requested under ERVIN'S FRCP 45 subpoena duces tecum, available for inspection within 45 days from the date of this Order, and that the documents shall be produced subject to a Protective Order ; directing that HUD OIG shall provide a privilege log for any documents not produced that HUD OIG claims are entitled to be withheld based on any claim of privilege ; deferring consideration of plaintiff ERVIN'S motion to compel and USA'S cross-motion to quash subpoenas as they relate to HUD OIG'S production of a Rule 30(b)(6) witness ; granting in part, denying in part, and deferring in part, cross-motion by USA to quash ERVIN'S subpoenas pursuant to FRCP 26 and 45 [166-1] in 1:96-cv-01258 (N)

		(kk) Modified on 10/21/2002 (Entered: 10/21/2002)
10/28/2002	171	NOTICE OF WITHDRAWAL of attorney A. Scott Bolden for WILLIAMS ADLEY & CO in 1:96-cv-01258, attorney Kathleen Heenan McGuan for WILLIAMS ADLEY & CO in 1:96-cv-01258. (bcs) (Entered: 10/30/2002)
10/29/2002	172	TRANSCRIPT filed for date(s) of 10/17/02. Reporter: Elizabeth L. Wasserman, Miller Reporting Company (bcs) (Entered: 10/30/2002)
11/04/2002	173	MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 for payment of copying costs, attorney fees and costs, or in the alternative, to seek mediation due to plaintiff Ervin's outstanding discovery charges ; exhibits (6) (bcs) (Entered: 11/05/2002)
11/05/2002	174	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258, plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698, defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to extend time for filing discovery to 3/17/03 , and modification of the scheduling order (bcs) (Entered: 11/07/2002)
11/15/2002	175	MOTION filed by Non Party USA in 1:96-cv-01258 for protective order pursuant to FRCP 26(c) (bcs) (Entered: 11/18/2002)
11/18/2002	176	CROSS MOTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for attorney fee , and for costs incurred in response to defendants' motion for copying charges ; exhibits (8) (mpt) (Entered: 11/22/2002)
11/18/2002	177	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion for payment of copying costs, attorney fees and costs, or in the alternative, to seek mediation due to plaintiff Ervin's outstanding discovery charges [173-1] by WILLIAMS ADLEY & CO; exhibits (8) . (mpt) (Entered: 11/22/2002)
11/22/2002	178	CROSS MOTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for protective order pursuant to FRCP 26(c) and 45 ; exhibits (2) (bcs) (Entered: 11/26/2002)
11/26/2002	179	REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to response in opposition to cross motion for attorney fee [176-1] by ERVIN & ASSOC INC, cross motion for costs incurred in response to defendants' motion for copying charges [176-2] by ERVIN & ASSOC INC; exhibits (2) (bcs) (Entered: 12/03/2002)

11/26/2002	180	ERRATA by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 filing the reply brief defendants noticed one small mistake in Mr. Gray's Declaration which defendants have corrected; attachment (1) (bcs) (Entered: 12/03/2002)
12/02/2002	181	MOTION filed by Non Party USA in 1:96-cv-01258 to extend time within which to fully comply with the court's order of 10/18/02 ;declaration (1) (bcs) (Entered: 12/06/2002)
12/05/2002	182	MOTION (SUPPLEMENTAL) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to compel production of documents in the possession of the HUD OIG , and for attorney fees and costs ; exhibits (2) (bcs) Modified on 12/06/2002 (Entered: 12/06/2002)
12/06/2002	183	MOTION (UNOPPOSED) filed by Non Party USA in 1:96-cv-01258 to extend time for one day within which to oppose Ervin's cross-motion for protective order (bcs) (Entered: 12/09/2002)
12/09/2002	184	RESPONSE by Non Party USA in 1:96-cv-01258 in opposition to cross motion for protective order pursuant to FRCP 26(c) and 45 [178-1] by ERVIN & ASSOC INC . (bcs) (Entered: 12/10/2002)
12/13/2002	185	MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time for a two-day extension of time in which to respond to the government's motion for an enlargement of time within which to fully comply with the court's order of 10/18/02 (bcs) (Entered: 12/16/2002)
12/17/2002	186	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time for a two-day extension of time in which to respond to the government's motion for an enlargement of time within which to fully comply with the court's order of 10/18/02 [185-1] by ERVIN & ASSOC INC; response to motion(s) due by 12/18/02 in 1:96-cv-01258, in 1:99-cv-01698. (N) (kmk) (Entered: 12/17/2002)
12/17/2002	187	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to cross motion for protective order pursuant to FRCP 26(c) and 45 [178-1] by ERVIN & ASSOC INC (bcs) (Entered: 12/18/2002)
12/17/2002	188	MOTION filed by Non Party USA in 1:96-cv-01258 to extend time for an additional two days within which to oppose Ervin's supplemental motion to compel production of documents in the possession of the HUD OIG and motion for attorneys fees and costs (bcs) (Entered: 12/18/2002)
12/18/2002	189	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in

		opposition to motion to extend time within which to fully comply with the court's order of 10/18/02 [181-1] by USA.; exhibits (1) (bcs) (Entered: 12/19/2002)
12/20/2002	190	REPORT by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to Magistrate Judge Kay regarding HUD OIG document production and request to lift the court's deferral of Ervin's motion to compel 30(b)(6) deposition of Joseph Haban (bcs) (Entered: 12/24/2002)
12/27/2002	191	MEMORANDUM AND ORDER by Magistrate Judge Alan Kay : denying cross motion for protective order pursuant to FRCP 26(c) and 45 [178-1] by ERVIN & ASSOC INC in 1:96-cv-01258, granting motion for protective order pursuant to FRCP 26(c) [175-1] by USA in 1:96-cv-01258 (N) (lin) (Entered: 12/27/2002)
01/03/2003	192	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting motion by USA to extend time within which to fully comply with the court's order of 10/18/02 [181-1] in 1:96-cv-01258; directing that HUD OIG shall produce documents deemed responsive to ERVIN'S subpoena pursuant to the specified schedule (N) (kk) (Entered: 01/03/2003)
01/06/2003	193	MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to quash plaintiff's rule 45 subpoena , and rquest for protective order ; exhibits (2) (bcs) Modified on 01/10/2003 (Entered: 01/07/2003)
01/07/2003	194	MOTION (CONSENT) filed by Non Party USA in 1:96-cv-01258 request for entry of protective order (bcs) (Entered: 01/08/2003)
01/08/2003	195	RESPONSE (OPPOSITIONS) by Non Party USA in 1:96-cv-01258 to request to lift the court's deferral of Ervin's motion to compel 30(b)(6) deposition of Joseph Haban [190-1] by ERVIN & ASSOC INC (bcs) (Entered: 01/09/2003)
01/09/2003	196	ORDER by Magistrate Judge Alan Kay : granting motion request for entry of protective order [194-1] by USA in 1:96-cv-01258 (N) (lin) (Entered: 01/09/2003)
01/09/2003	197	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to motion to quash plaintiff's rule 45 subpoena [193-1] by WILLIAMS ADLEY & CO, motion rquest for protective order [193-2] by WILLIAMS ADLEY & CO; attachment (1) (bcs) (Entered: 01/10/2003)
01/13/2003	198	(MODIFIED) SCHEDULING ORDER by Judge Louis F. Oberdorfer: discovery closes 3/17/03 in 1:96-cv-01258, in 1:99-cv-

		01698 ; , and dispositive motions due 4/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; response to dispositive motions due 5/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due 6/9/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and status hearing set for 10:00 3/4/03 in 1:96-cv-01258, in 1:99-cv-01698 ; pretrial conference set for 9/11/03 in 1:96-cv-01258, in 1:99-cv-01698 ; trial set for 10:00 9/29/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and the parties shall exchange expert witness disclosures on or before 3/17/03 , and all expert discovery including all expert depositions, shall be completed on or before 4/17/2003 , and plaintiff s' pretrial statements due on or before 7/24/03 , and the defendant pretrial statement due on or before 8/7/03 ; Objections to the pretrial statements due on or before 8/21/03. (N) (kmk) (Entered: 01/13/2003)
01/13/2003	199	MEMORANDUM and ORDER by Judge Louis F. Oberdorfer: granting motion to amend and clarify the deadline for amendment of and joinder of parties in this action [142-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (N) (kmk) (Entered: 01/14/2003)
01/16/2003	201	REPORT by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to court regarding modified scope and return date of rule 45 subpoena to the Small Business Administration; attachment (1) (bcs) (Entered: 01/21/2003)
01/17/2003	200	REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to response to motion to quash plaintiff's rule 45 subpoena [193-1] by WILLIAMS ADLEY & CO, motion request for protective order [193-2] by WILLIAMS ADLEY & CO; exhibits (2) (bcs) (Entered: 01/21/2003)
01/22/2003	202	ORDER by Magistrate Judge Alan Kay : denying as moot, supplemental motion by plaintiff/relator ERVIN & ASSOC, INC. to compel production of documents in the possession of the HUD OIG [182-1], and for attorneys fees and costs [182-2] in 1:96-cv-01258 (N) (kk) (Entered: 01/23/2003)
01/24/2003	205	REPORT by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to the court to clarify the remaining disputed issues in connection with plaintiff's modified scopes of the rule 45 subpoena to the Small Business Administration (bcs) (Entered: 01/28/2003)
01/27/2003	203	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting in part and denying in part, motion by defendant WILLIAMS, ADLEY & CO. to quash plaintiff's Rule 45 subpoena [193-1] in 1:96-cv-01258; directing that the subpoena will be quashed to the extent that it requires the SBA to comply with subpoena requests numbers 1,2,6 and 7; directing that the subpoena will not be quashed regarding requests numbers 3-5; denying request by defendant WILLIAMS

		ADLEY & CO. to enter a protective order [193-2] in 1:96-cv-01258 (N) (kk) (Entered: 01/27/2003)
01/27/2003	204	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting request by plaintiff/relator ERVIN & ASSOC., INC. that the Court lift its deferral of plaintiff/relator's motion to compel a Rule 30(b)(6) deposition of Joseph Haban ; directing that ERVIN & ASSOC., INC. may notice the FRCP 30(b)(6) deposition of a HUD OIG witness for any time, that is mutually convenient for all persons involved, prior to the close of fact discovery ; granting that portion of ERVIN & ASSOC., INC.'S motion to compel discovery [164-1] in 1:96-cv-01258 that was previously deferred; denying that portion which was previously deferred of HUD OIG'S cross-motion to quash ERVIN'S subpoenas pursuant to FRCP 26 and 45 [166-1] in 1:96-cv-01258 (N) (kk) (Entered: 01/27/2003)
01/31/2003	206	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for entry of default judgment against HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 (bcs) (Entered: 02/03/2003)
02/10/2003	207	SUBSTITUTION OF COUNSEL for Non Party USA in 1:96-cv-01258, substituting Brian J. Sonfield for attorney Rudolph Contreras for USA in 1:96-cv-01258 (bcs) (Entered: 02/12/2003)
02/11/2003	208	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion for entry of default judgment against HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 [206-1] by ERVIN & ASSOC INC . (nmr) (Entered: 02/13/2003)
02/20/2003	209	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 2/11/03 to answer counterclaim [78-1] by HAMILTON SEC GRP INC ; Answer extended to 2/11/03 for HAMILTON SECURITIES in 1:96-cv-01258, for HAMILTON SEC GRP INC in 1:96-cv-01258 in 1:99-cv-01698 (N) (kmk) (Entered: 02/21/2003)
02/26/2003	210	SUPPLEMENTAL MEMORANDUM by ERVIN & ASSOC INC in 1:96-cv-01258 to motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; Exhibits (2) (nmr) (Entered: 02/27/2003)
02/26/2003	213	MOTION filed by ERVIN & ASSOC INC in 1:96-cv-01258 to compel discovery , and for expedited determination ; Exhibits (5) (ks) (Entered: 03/04/2003)
02/27/2003	211	PROTECTIVE ORDER by Magistrate Judge Alan Kay (N) (kk)

		(Entered: 02/28/2003)
02/27/2003	214	MOTION filed by ERVIN & ASSOC INC in 1:96-cv-01258 to shorten time to respond to its' motion to compel discovery and request for expedited determination (ks) (Entered: 03/04/2003)
02/28/2003	212	ORDER by Judge Louis F. Oberdorfer: that the status conference presently scheduled for 3/4/03 at 9:00 AM is continued until further order of this court. (N) (kmk) (Entered: 03/03/2003)
02/28/2003	215	RESPONSE by Non Party USA in 1:96-cv-01258 in opposition to motion to shorten time to respond to its' motion to compel discovery and request for expedited determination [214-1] by ERVIN & ASSOC INC . (ks) (Entered: 03/04/2003)
02/28/2003	216	CROSS MOTIONS by Non Party USA in 1:96-cv-01258 to extend time to 3/14/03 to respond to ERVIN & ASSOC'S motion to compel discovery. (ks) (Entered: 03/04/2003)
03/05/2003	217	MOTION filed by defendant ERVIN & ASSOC INC in 1:96-cv-01258 to compel discovery from plaintiff HUD-OIG ; Exhibits (8) (Bulky) (ks) (Entered: 03/06/2003)
03/11/2003	218	TRANSCRIPT filed of motions hearing before Magistrate Judge Alan Kay for date(s) of 10/11/02. Reporter: Pro-Typists, Inc. (nmr) (Entered: 03/12/2003)
03/12/2003	219	MOTION filed by defendants HAMILTON SEC GRP INC, defendant HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 3/19/03 to file an opposition to Ervin's supplemental memorandum in support of its motion for summary judgment (nmr) (Entered: 03/13/2003)
03/14/2003	220	MOTION filed by Non Party USA in 1:96-cv-01258 to extend time to 3/17/03 to respond to the motion by the relator to compel the third-party disposition of Annette Hancock (nmr) (Entered: 03/17/2003)
03/14/2003	224	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 3/19/03 to file an opposition to Ervin's supplemental memorandum in support of its motion for summary judgment [219-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; response to motion(s) due by 3/19/03 in 1:99-cv-01698, (N) (kmk) (Entered: 03/21/2003)
03/17/2003	221	NOTICE OF WITHDRAWAL of motion to compel discovery from plaintiff HUD-OIG [217-1] by ERVIN & ASSOC INC, motion to compel discovery [213-1] by ERVIN & ASSOC INC (nmr) (Entered: 03/17/2003)

		03/18/2003)
03/17/2003	222	MOTION filed by ERVIN & ASSOC INC in 1:96-cv-01258 for leave allow inspection of documents outside the discovery deadline (nmr) (Entered: 03/18/2003)
03/17/2003	223	RESPONSE by USA in 1:96-cv-01258 to motion for leave allow inspection of documents outside the discovery deadline [222-1] by ERVIN & ASSOC INC (bm) (Entered: 03/20/2003)
03/24/2003	225	ORDER by Magistrate Judge Alan Kay : granting unopposed motion by non-party USA to extend time to 3/17/03 to respond to the motion by the relator to compel the third-party disposition of Annette Hancock [220-1]; USA'S response to motion by relator ERVIN & ASSOC. to compel third-party deposition of Annette Hancock due by 3/17/03 in 1:96-cv-01258, in 1:99-cv-01698 (N) (kk) (Entered: 03/25/2003)
03/25/2003	226	ORDER by Magistrate Judge Alan Kay : granting in part and denying in part, motion by relator ERVIN & ASSOC. for leave to allow inspection of documents outside the discovery deadline [222-1] in 1:96-cv-01258; directing that ERVIN & ASSOC. shall have until 3/28/03 to complete its review of the documents within the possession of HUD OIG ; directing that the review by ERVIN & ASSOC. shall be limited to two 8-hour maximum sessions on dates agreeable to HUD OIG ; directing that ERVIN & ASSOC. shall give HUD OIG at least 2 days prior notice regarding the dates that it seeks to review the documents in 1:96-cv-01258 and 1:99-cv-01698 (N) (kk) (Entered: 03/27/2003)
03/26/2003	227	MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to dismiss , or, in the alternative, for summary judgment to dismiss plaintiff's first amended complaint allegations against defendant ; exhibits (7) (aet) (Entered: 03/27/2003)
03/31/2003		ATTORNEY APPEARANCE for defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 by Joseph P. Hornyak (bm) Modified on 04/02/2003 (Entered: 04/02/2003)
04/01/2003	228	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for leave to file second amended complaint ; EXHIBIT SECOND AMENDED COMPLAINT (bm) (Entered: 04/02/2003)
04/02/2003		REPLY by defendants ERVIN & ASSOC INC and JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to motion to extend time for filing discovery to 3/17/03 [68-1] by defendants (bm) (Entered: 04/03/2003)

04/04/2003	229	MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 5/9/03 to respond to defendant Williams, Adley's motion to dismiss or, in the alternative, motion for summary judgment (aet) (Entered: 04/07/2003)
04/07/2003	233	MEMORANDUM ORDER by Magistrate Judge Alan Kay : granting in part and denying in part, motion by WILLIAMS, ADLEY for payment of copying costs, attorney fees and costs, or in the alternative, to seek mediation due to plaintiff ERVIN'S outstanding discovery charges [173-1] in 1:96-cv-01258; directing that plaintiff ERVIN & ASSOC. shall bear the remaining balance of the Balmar invoice, in the amount of \$2852.46, and that payment shall be made within 15 days from the date of this Memorandum Order ; declining to award any attorneys' fees and costs to WILLIAMS, ADLEY relating to this motion ; denying cross-motion by plaintiff/relator ERVIN & ASSOC. for attorneys fees [176-1] and for costs incurred in response to defendant's motion for copying charges [176-2] in 1:96-cv-01258 (N) (kk) Modified on 04/10/2003 (Entered: 04/10/2003)
04/09/2003	230	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/9/03 to respond to defendant Williams, Adley's motion to dismiss or, in the alternative, motion for summary judgment [229-1] by ERVIN & ASSOC INC response to motion(s) due by 4/25/03 in 1:96-cv-01258, reply to motion(s) due by 5/9/03, in 1:96-cv-01258 (N) (kmk) (Entered: 04/09/2003)
04/09/2003	231	JOINT MOTION by plaintiff ERVIN & ASSOC INC and defendants HAMILTON SEC GRP INC; HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 5/24/03 in which to file dispositive motions (bm) (Entered: 04/10/2003)
04/09/2003	232	RESPONSE by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 in support of plaintiff/Relator's motion for an enlargement of time within which to respond to defendant Williams, Adley's motion to dismiss, or in the alternative, for summary judgment and for additional time for William, Adley to file a reply. (bm) (Entered: 04/10/2003)
04/11/2003	234	JOINT MOTION by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 4/21/03 for defendant's to file opposition to motion for leave to file second amended complaint, and to 5/2/03 for plaintiff to reply (nmr) (Entered: 04/14/2003)
04/15/2003	235	MOTION filed by Non Party USA in 1:96-cv-01258 to stay consideration of Relator's motion for leave to file second amended

		complaint ; exhibits (2) (rje) (Entered: 04/16/2003)
04/15/2003		CASE referral ended as to Magistrate Judge Alan Kay. (kk) (Entered: 05/02/2003)
04/18/2003	236	MEMORANDUM by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 in opposition to motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC; exhibits (3) (aet) (Entered: 04/22/2003)
04/21/2003	237	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC . (aet) (Entered: 04/23/2003)
04/22/2003	238	MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 5/2/03 to respond to defendant's motion to dismiss, or for summary judgment (aet) (Entered: 04/23/2003)
04/22/2003	239	ORDER by Judge Louis F. Oberdorfer: granting joint motion to extend time to 5/24/03 in which to file dispositive motions [231-1] by HAMILTON SECURITIES, SEC GRP INC, ERVIN & ASSOC INC dispositive motions due by 5/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; response to dispositive motions due by 6/24/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due by 7/10/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 04/24/2003)
04/22/2003	240	ORDER by Judge Louis F. Oberdorfer: granting, nunc pro tunc joint motion to extend time to 4/21/03 for defendant's to file opposition to motion for leave to file second amended complaint, and to 5/2/03 for plaintiff to reply [234-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC, ERVIN & ASSOC response to motion (s) due by 4/21/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to motion(s) due by 5/2/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 04/24/2003)
04/28/2003	243	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal opposition to the USA's motion to stay consideration of relator's motion for leave to file second amended complaint ; EXHIBIT (LODGED UNDER SEAL) (aet) (Entered: 05/02/2003)
05/01/2003	241	MEMORANDUM OPINION by Judge Louis F. Oberdorfer (N) (kmk) (Entered: 05/01/2003)
05/01/2003	242	ORDER by Judge Louis F. Oberdorfer: denying motion to dismiss

		claims in complaint regarding optimization errors [1-1] [137-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258 (N) (kmk) (Entered: 05/01/2003)
05/02/2003	244	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 file pleading under seal pursuant to Court protective order ; EXHIBIT-REPLY (LODGED UNDER SEAL) (bm) (Entered: 05/05/2003)
05/02/2003	245	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal memorandum in opposition to defendant's motion to dismiss, or in the alternative, for summary judgment, memorandum in support of plaintiff/relator's cross-motion for summary judgment and statement of material facts not in dispute in support of cross-motion for summary judgment pursuant to Court's Order dated 12/27/02 ; EXHIBITS (LODGED UNDER SEAL) (aet) (Entered: 05/06/2003)
05/06/2003	246	ORDER by Judge Louis F. Oberdorfer: response to dispositive motions due 5/2/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due 5/16/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 05/08/2003)
05/07/2003	247	MOTION (UNOPPOSED) filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to extend time to 5/30/03 within which to reply to plaintiff's opposition to Williams, Adley's motion to dismiss, or in the alternative, motion for summary judgment and to respond to plaintiff's cross-motion for summary judgment (aet) (Entered: 05/09/2003)
05/08/2003	248	MOTION filed by USA in 1:96-cv-01258 to extend time to 5/22/03 to file its reply to motion to stay consideration of relator's motion for leave to file second amended complaint (bm) (Entered: 05/12/2003)
05/09/2003	249	MOTION (unopposed) filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to extend time to 5/30/03 within which to respond to plaintiff's cross motion for summary judgment on counts XIII and XIV. (td) (Entered: 05/13/2003)
05/12/2003	250	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/22/03 to file its reply to motion to stay consideration of relator's motion for leave to file second amended complaint [248-1] by USA; reply to motion due by 5/22/03 in 1:96-cv-01258, in 1:99-cv-01698; (N) (kmk) (Entered: 05/13/2003)
05/12/2003	251	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/30/03 within which to reply to plaintiff's opposition to Williams, Adley's motion to dismiss, or in the alternative, motion for

		summary judgment and to respond to plaintiff's cross-motion for summary judgment [247-1] by WILLIAMS ADLEY & CO; reply to dispositive motions due by 5/30/03 in 1:96-cv-01258, in 1:99-cv-01698 ; in that WILLIAMS, ADLEY shall have up to and including 5/30/03 in which to file its opposition to Plaintiff's cross-motion for summary judgment on Counts XIII and XIV of the First Amended Complaint 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 05/13/2003)
05/12/2003	252	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 5/30/03 within which to respond to plaintiff's cross motion for summary judgment on counts XIII and XIV. [249-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC; response to cross motions due by 5/30/03 in 1:96-cv-01258, in 1:99-cv-01698. (N) (kmk) (Entered: 05/14/2003)
05/16/2003	253	NOTICE OF WITHDRAWAL of motion to stay consideration of Relator's motion for leave to file second amended complaint [235-1] by USA (bm) (Entered: 05/21/2003)
05/20/2003	254	ORDER by Judge Louis F. Oberdorfer: granting motion to seal memorandum in opposition to defendant's motion to dismiss, or in the alternative, for summary judgment, memorandum in support of plaintiff/relator's cross-motion for summary judgment and statement of material facts not in dispute in support of cross-motion for summary judgment pursuant to Court's Order dated 12/27/02 [245-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (kmk) (Entered: 05/27/2003)
05/20/2003	255	ORDER by Judge Louis F. Oberdorfer: granting motion to seal opposition to the USA's motion to stay consideration of relator's motion for leave to file second amended complaint [243-1] by ERVIN & ASSOC INC in 1:96-cv-01258 and that Plaintiff/Relator Ervin is hereby excused from the requirement set forth in the Protective Order of filing a redacted version of the above-described pleading. (N) (kmk) (Entered: 05/27/2003)
05/20/2003	256	ORDER by Judge Louis F. Oberdorfer: granting motion file pleading under seal pursuant to Court protective order [244-1] by ERVIN & ASSOC INC in 1:96-cv-01258 and that Plaintiff/Realtor Ervin is hereby excused from the requirement set forth in the protective order of filing a redacted version of the above-described pleading. (N) (kmk) (Entered: 05/27/2003)
05/23/2003	257	MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to dismiss complaint [1-1] , or, in the alternative, for summary judgment of plaintiff's first amended complaint ; exhibits (31) (aet) (Entered: 05/28/2003)

05/27/2003	258	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal motion for summary judgment pursuant to Court's protective order ; EXHIBIT (MOTION FOR SUMMARY JUDGMENT; POINTS AND AUTHORITIES; STATEMENT OF MATERIAL FACTS (aet) (Entered: 06/02/2003)
05/27/2003	259	MOTION (RENEWED) filed by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 for summary judgment ; exhibits (16) (aet) (Entered: 06/02/2003)
05/30/2003	260	MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to to Relators' cross-motion for summary judgment; exhibits (9) (aet) (Entered: 06/02/2003)
05/30/2003	261	MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to seal reply and supplemental statement of material facts pursuant to court's protective order ; EXHIBIT (REPLY; STATEMENT) (aet) (Entered: 06/02/2003)
06/09/2003	266	ORDER by Judge Louis F. Oberdorfer: granting motion to seal reply and supplemental statement of material facts pursuant to court's protective order [261-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258 that defendant WILLIAMS, ADLEY is hereby excused from the requirement set forth in the Protective Order of filing a redated version of the above-described pleading. (N) (kmk) (Entered: 06/17/2003)
06/11/2003	262	MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in support of its motion to strike Ervin and Associates' motion for summary judgment (aet) (Entered: 06/12/2003)
06/11/2003	263	MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 6/20/03 within which to file reply to defendatn's opposition to cross-motion for summary judgment (aet) (Entered: 06/12/2003)
06/16/2003	264	ORDER by Judge Louis F. Oberdorfer: granting motion to seal motion for summary judgment pursuant to Court's protective order [258-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (kmk) (Entered: 06/17/2003)
06/16/2003	265	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 6/20/03 within which to file reply to defendatn's opposition to cross-motion for summary judgment [263-1] by ERVIN & ASSOC INC reply to cross motions due by 6/20/03 in 1:96-cv-01258, in 1:99-cv-01698; (N) (kmk) (Entered: 06/17/2003)

06/16/2003	267	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion of Hamilton to strike motion for summary judgment on Counts VII and IX or, in the alternative, for leave to file summary judgment motion as of 5/27/03. (aet) (Entered: 06/17/2003)
06/17/2003		RESPONSE by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 in opposition to Hamiltons' motion to strike renewed motion for summary judgment or, in the alternative, for leave to file dispositive motions late. (aet) (Entered: 06/18/2003)
06/20/2003	268	MEMORANDUM AND ORDER by Judge Louis F. Oberdorfer: denying memorandum in support reply [262-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258 response to dispositive motions due 6/27/03 in 1:96-cv-01258, in 1:99-cv-01698 ; reply to dispositive motions due 7/14/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (N) (kmk) (Entered: 06/23/2003)
06/20/2003	269	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; exhibits (7) (aet) (Entered: 06/24/2003)
06/20/2003	270	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to Hamilton's response in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; exhibits (9) (aet) (Entered: 06/24/2003)
06/24/2003	271	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for leave to file pleading under seal pursuant to Court protective order EXHIBITS (2) OPPOSITION TO MOTION TO DISMISS; STATEMENT OF MATERIAL FACTS (bm) (Entered: 06/25/2003)
06/25/2003	272	[ENTERED IN ERROR] ORDER by Judge Louis F. Oberdorfer: granting motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC in 1:96-cv-01258, granting motion for leave to file third party complaint against USA [87-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 (N) [ENTERED IN ERROR] (kmk) Modified on 07/15/2003 (Entered: 06/26/2003)
06/25/2003	276	SECOND AMENDED COMPLAINT by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 [1-1] ; jury demand (aet) (Entered: 07/07/2003)
06/25/2003		THIRD-PARTY COMPLAINT by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 against third-party defendant USA to case(s) 1:99-cv-01698,; (FILED UNDER SEAL) (aet) Modified on 07/07/2003 (Entered: 07/07/2003)

06/25/2003	282	ORDER by Judge Louis F. Oberdorfer: granting motion for leave to file third party complaint against USA [87-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 (N) (kmk) (Entered: 07/18/2003)
06/27/2003	273	MEMORANDUM by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in opposition to Relators' Motion for Summary Judgment on Counts VII and IX; Exhibits (15). (nmr) (Entered: 06/30/2003)
06/27/2003	274	MEMORANDUM by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, motion for summary judgment [102-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698; Exhibits (44) (nmr) (Entered: 06/30/2003)
06/30/2003	280	ORDER by Judge Louis F. Oberdorfer: that parties show cause on ro before 7/11/03 why the Court should not adopt the following modified schedule, which would supersede Sections III-V (paragraphs eight through twelve) of the Court's 1/9/2003 scheduling order , and plaintiffs' pretrial statement due 8/14/03; defendants response due 8/28/03; Objections to the pretrial statemens if any, shall be filed on or before 9/11/03 , and pretrial conference set for 10:00 10/2/03 in 1:96-cv-01258, in 1:99-cv-01698 ; trial set for 10:00 10/20/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (see order for details) (kmk) (Entered: 07/15/2003)
07/03/2003	275	MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to remove protected material from the public record and file redacted material ; EXHIBIT (STATEMENT IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT) (aet) (Entered: 07/07/2003)
07/07/2003		SUMMONS (4) issued for third-party defendant USA in 1:99-cv-01698 (aet) (Entered: 07/08/2003)
07/07/2003	281	ORDER by Judge Louis F. Oberdorfer: granting motion for leave to file pleading under seal pursuant to Court protective order [271-1] by ERVIN & ASSOC INC in 1:96-cv-01258 that plaintiff/Releator ERVIN is hereby excused from the requirement set forth in the Protective Order of filing a redacted version of the above-described pleading. (N) (kmk) (Entered: 07/15/2003)
07/09/2003	277	MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to continue upcoming pretrial schedule of events, and trial, in light of pending motion to amend complaint and dispositive motions ; and to bifurcate allegations against Williams, Adley and hold separate

		trials (bm) (Entered: 07/10/2003)
07/14/2003	278	REPLY by defendants HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 to response in opposition to motion to dismiss complaint [1-1] [257-1] ; or for summary judgment of plaintiff's first amended complaint [257-2] by HAMILTON SEC GRP INC; Exhibits (5) (ks) (Entered: 07/15/2003)
07/14/2003		REPLY by defendants ERVIN & ASSOC INC, JOHN J. ERVIN in 1:99-cv-01698 to response in opposition to renewed motion for summary judgment [102-1] by JOHN J. ERVIN, ERVIN & ASSOC INC (ks) (Entered: 07/15/2003)
07/14/2003	279	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion for summary judgment [259-1] by JOHN J. ERVIN, ERVIN & ASSOC INC; Exhibits (2) (ks) (Entered: 07/15/2003)
07/15/2003	283	ORDER by Judge Louis F. Oberdorfer: denying motion for entry of default judgment against HAMILTON SEC GRP INC, HAMILTON SECURITIES in 1:96-cv-01258 [206-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (kmk) (Entered: 07/18/2003)
07/15/2003	284	SCHEDULING ORDER by Judge Louis F. Oberdorfer: motion hearing set for 9:00 AM 7/28/03 in 1:96-cv-01258 in courtroom 3. (N) (kmk) (Entered: 07/18/2003)
07/15/2003	285	ORDER by Judge Louis F. Oberdorfer: that a hearing on the motion by defendant WILLAIMS, ADLEY & CO to dismiss, or in the alternative, for summary judgment on Counts XIII and XIV of plaintiffs/Relator's First Amended Complaint, and on Plaintiff/Relator's cross-motion for summary judgment as to those same counts is set for 10:00 7/29/03 in , that a hearing on the motion by Plaintiff/Realator Ervin & Associates, Inc. for summary judgment as to Counts VII and IX against defendant Hamilton Securities Group, Inc. is scheduled for Tuesday, July 29, 2003 at 2:00 pm in Courtroom No. 3; that a hearing on the motion by defendant HAMILTON SECURITIES GROUP, Inc., to dismiss or in the alternative, for summary judgment is scheduled for July 29, 2003 at 3:00 PM in Courtroom 3. (N) (kmk) (Entered: 07/18/2003)
07/16/2003	286	MODIFIED SCHEDULING ORDER by Judge John D. Bates for Judge Louis F. Oberdorfer: that the parties shall comply with the following modified scheduled, which supersedes Section III-V (paragraphs eight through twelve) of the Court's January 9, 2003 scheduling order , and that defendants pretrial statements are due on or before 9/19/03 and the defendants shall file and serve on the plaintiff statement in response on or before 10/3/03; Objections to the

		pretrial statements shall be filed on or before 10/10/03 , and pretrial conference set for 10:00 10/17/03; trial set for 10:00 10/27/03 , and that deviations from this scheduling order require prior leave of Court , and that if either party has any questions about its responsibility for compliance with this scheduling that party should, by motion, request a conference with Courts in advance of the pretrial conference, with notice the request to the opposing party or parties , and that communication with Chambers with regard to any aspect of this action shall be by motion except in the most urgent circumstances. (N) (kmk) Modified on 07/22/2003 (Entered: 07/18/2003)
07/21/2003	290	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion to bifurcate allegations against Williams, Adley and hold separate trials [277-2] by WILLIAMS ADLEY & CO . (jf) (Entered: 07/28/2003)
07/21/2003	291	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion to continue upcoming pretrial schedule of events, and trial, in light of pending motion to amend complaint and dispositive motions [277-1] and to bifurcate allegations against Williams, Adley and hold separate trials [277-2] by WILLIAMS ADLEY & CO . (jf) (Entered: 07/28/2003)
07/22/2003	288	MODIFIED SCHEDULING ORDER by Judge Louis F. Oberdorfer: that the parties shall comply with the following modified schedule, which supersedes the Court's 7/16/03, modified scheduling order, and Plaintiffs' pretrial statement are due 9/30/03; defendants' response to pretrial statements are due on or before 10/7/03; Objections to pretrial statements shall be filed on or before 10/14/03 , and pretrial conference set for 10:00 10/20/03; trial set for 10:00 10/27/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and that deviations from their scheduling order require prior leave of court , and that if either party has any question about its responsibility for compliance with this scheduling order, that party should by motion, request a conference with the Court in advance of the pretrial conference , and that communications with Chambers with regard to any aspect of this action shall be by motions and not by letter or telephone, except in the most urgent circumstances. (N) (see order for details) (kmk) (Entered: 07/23/2003)
07/22/2003	306	ORDER by Judge Louis F. Oberdorfer: summary judgment hearing set for 10:00 9/10/03 in 1:99-cv-01698 ; (N) (kmk) (Entered: 09/03/2003)
07/24/2003	289	REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 in support of motion to continue upcoming pretrial schedule of events, and trial, in light of pending motion to amend complaint and

		dispositive motions [277-1] by WILLIAMS ADLEY & CO, motion to bifurcate allegations against Williams, Adley and hold separate trials [277-2] by WILLIAMS ADLEY & CO (mpt) (Entered: 07/25/2003)
07/24/2003	293	ORDER by Judge Louis F. Oberdorfer: that the hearing on the motion by defendant WILLIAMS, ADLEY & CO. to dismiss, or in the alternative, for summary judgment on Counts XIII and XIV of PLAINTIFF/RELEATOR'S First Amended Complint, and PLAINTIFF'REALROT'S cross-motion for summary judgment as to those same counts is continued until 9/10/03 at 2:00 PM, ; , and that the hearing on the motion by PLAINTIFF/REALTOR ERVIN & ASSOCIATES, INC., for summary judgment as to Counts VII and IX against defendant HAMILTON SECURITIES GROUP, INC., is continued to 9/11/03 at 10:00 am in Courtroom No 3; , and that a hearing on the motion by defendant HAMILTON SECURITIES GROUP, INC., to dismiss, or in the alternative for summary judgment is contiuned to 9/11/03 at 2:00 PM in Courtroom 3. 1:99-cv-01698 ; (N) (kmk) (Entered: 07/29/2003)
07/25/2003	292	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for leave to file pleading under seal pursuant to protective order ; EXHIBIT (motion to remove) (jf) Modified on 07/28/2003 (Entered: 07/28/2003)
08/04/2003	294	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion for leave to file pleading under seal pursuant to protective order RE: exhibit motion to remove protective order as to some pleadings [292-1] by ERVIN & ASSOC, or in the alternative, to amend the Court's protective order dated 12/27/02 INC . (bjsp) (Entered: 08/05/2003)
08/07/2003	295	ORDER by Magistrate Judge Alan Kay : granting motion by plaintiff/relator ERVIN & ASSOC. for leave to file pleading under seal pursuant to protective order [292-1] in 1:96-cv-01258; directing that the motion, and memorandum in support thereof, by plaintiff/relator ERVIN & ASSOC. to remove protective order designation from certain documents, or in the alternative, to amend the Court's Protective Order dated 12/27/02, shall be filed under seal ; directing that plaintiff/relator ERVIN & ASSOC. is excused from the requirement, set forth in the Protective Order, of filing a redacted version of the previously described pleading (N) (kk) (Entered: 08/11/2003)
08/07/2003	296	MOTION filed by Non Party USA in 1:96-cv-01258 to extend time to 8/22/03 to respond to the plaintiff/Relator's motion to remove protective order designation from certain documents or, in the alternative, to amend the Court's protective order dated 12/27/02.

		(bjsp) (Entered: 08/11/2003)
08/12/2003	301	ORDER by Magistrate Judge Alan Kay : granting motion by non-party USA to extend time to 8/22/03 to respond to the motion by plaintiff/relator ERVIN & ASSOC. to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02 [296-1]; response by USA to plaintiff/relator ERVIN & ASSOC.'S motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02, due by 8/22/03 in 1:96-cv-01258, in 1:99-cv-01698 (N) (kk) (Entered: 08/18/2003)
08/14/2003	297	MEMORANDUM OPINION by Judge Louis F. Oberdorfer (N) (rew) (Entered: 08/15/2003)
08/14/2003	298	ORDER by Judge Louis F. Oberdorfer : granting in part and denying in part motion for leave to file second amended complaint [228-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (N) (rew) (Entered: 08/15/2003)
08/14/2003	299	MEMORANDUM AND ORDER by Judge Louis F. Oberdorfer : denying motion to bifurcate allegations against Williams, Adley and hold separate trials [277-2] by WILLIAMS ADLEY & CO in 1:96-cv-01258 (N) (rew) (Entered: 08/15/2003)
08/14/2003	300	REPLY by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to response in opposition to motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02. (nmr) (Entered: 08/15/2003)
08/20/2003	302	NOTICE OF FILING by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 of second amended complaint pursuant to court order dated 8/14/03 (bcs) (Entered: 08/21/2003)
08/20/2003	303	AMENDED COMPLAINT (SECOND) by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 amending complaint [1-1] . (bcs) (Entered: 08/21/2003)
08/21/2003	304	MOTION filed by Non Party USA in 1:96-cv-01258 to extend time to 9/5/03 to respond to plaintiff/relator's motion to remove protective order designation from certain documents or, in the alternative, to amend the court's protective order dated 12/27/02 (rje) (Entered: 08/22/2003)
08/25/2003	305	ORDER by Magistrate Judge Alan Kay : granting unopposed motion by USA to extend time to 9/5/03 to respond to plaintiff/relator's

		<p>motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's protective order dated 12/27/02 [304-1]; USA's response to plaintiff/relator's motion to remove protective order designation from certain documents, or in the alternative, to amend the Court's 12/27/02 Protective Order due by 9/5/03 in 1:96-cv-01258, in 1:99-cv-01698 (N) (kk) (Entered: 08/27/2003)</p>
09/01/2003	313	<p>NOTICE OF FILING by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to the Court RE: the filing of a complete copy of volume 2, 7/10/03 deposition of HUD Contracting Officer; attachments (bjsp) (Entered: 09/16/2003)</p>
09/02/2003	307	<p>MOTION filed by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to dismiss count XVII of the second amended complaint [303-1] , or in the alternative for summary judgment ; exhibits (13) (td) (Entered: 09/03/2003)</p>
09/05/2003	310	<p>SUPPLEMENT by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to its opposition and reply to WILLIAM, ADLEY & CO's motion to dismiss or in the alternative motion for summary judgment; exhibits (2) (bjsp) (Entered: 09/09/2003)</p>
09/05/2003	311	<p>RESPONSE by Non Party USA in 1:96-cv-01258 in opposition to motion to remove protected material from the public record and file redacted material [275-1] by HAMILTON SEC GRP INC ; exhibits (3). (bjsp) (Entered: 09/09/2003)</p>
09/08/2003	308	<p>NOTICE TO COUNSEL by Judge Paul L. Friedman for Judge Louis F. Oberdorfer: Counsel should confer and at the outset of the argument propose the time each will require for presentation. Counsel for each movant for summary judgment should be prepared to enumerate the undisputed material facts and the claims and rationales by which they justify summary judgment. Respondents to the motions for summary judgment should be prepared should be to specify the disputed material fact which preclude the relief sought by movants. The movant for dismissal should be prepared to state concisely wherein the allegations and reasonable inferences fail to allege a cause of action. Responded to that motion should be prepared to itemize the allegations and reasonable inferences that sustain the cause or causes of action. (kmk) Modified on 09/08/2003 (Entered: 09/08/2003)</p>
09/09/2003	309	<p>NOTICE TO COUNSEL; Motion Hearing set for 9/10/03 at 10:00 (lin) (Entered: 09/09/2003)</p>
09/10/2003		<p>MOTION HEARING before Judge Louis F. Oberdorfer: Held;</p>

		Defendant HAMILTON oral motion for atty Anthony Orr to pro hac vice; Heard and granted. Reporter: Bill McAllister (kmk) (Entered: 09/25/2003)
09/11/2003	312	SUBSTITUTION OF COUNSEL for plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, substituting Michael Philip Freije, Aaron L. Handleman for Craig Brodsky (bjsp) Modified on 09/16/2003 (Entered: 09/16/2003)
09/16/2003	314	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to file pleading under seal ; EXHIBIT (supplemental brief) (FILED UNDER SEAL) (bjsp) (Entered: 09/17/2003)
09/16/2003	315	MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 9/26/03 to respond to defendants' motion to dismiss count XVIII of the second amended complaint or in the alternative for summary judgment (bjsp) (Entered: 09/17/2003)
09/16/2003		JOINT MOTION by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to extend time to 9/22/03 within which to respond to third party defendant's motion to dismiss (bjsp) (Entered: 09/17/2003)
09/16/2003		JOINT MOTION by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to extend time to 10/9/03 to respond to third party defendant's motion to dismiss (bjsp) (Entered: 09/24/2003)
09/16/2003	316	MEMORANDUM by defendants in 1:96-cv-01258 in opposition to motion to dismiss complaint [1-1] [257-1] by HAMILTON SEC GRP INC, motion for summary judgment of plaintiff's first amended complaint [257-2] by HAMILTON SEC GRP INC (bjsp) (Entered: 09/24/2003)
09/16/2003	319	MOTION (UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 9/26/03 to reply to UNITED STATES opposition to plaintiff/Relator's motion to remove protective order designation from certain documents (bjsp) (Entered: 09/24/2003)
09/17/2003	320	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to seal pleadings and file portions for in camera inspection by the Court filed by plaintiffs attorney ; exhibit (memo RE: atty withdrawal) LOGGED UNDER SEAL IN ROOM 1800 (bjsp) (Entered: 09/24/2003)
09/17/2003	321	(UNOPPOSED) MOTION filed by plaintiff ERVIN & ASSOC INC

		in 1:96-cv-01258 for expedited determination on plaintiffs attorney motion to withdraw as counsel of record (bjsp) (Entered: 09/24/2003)
09/17/2003	323	ORDER by Judge Louis F. Oberdorfer: granting motion to seal pleadings and file portions for in camera inspection by the Court filed by plaintiffs attorney [320-1] by ERVIN & ASSOC INC that redacted version o f the above-referenced pleadings shl be served upon the defendants in this action, HAMILTON SECURITIES ADVISORY GROUP, et al., and WILLIAMS, ADLEY & COMPANY and the US , and that only counsel for ERVIN and ASSOCIATES, INC., in the above referenced qui tam action and plaintiff/realator ERVIN and ASSOCIATES shall be served with or have access to the above-captioned pleadings placed under seal in this Court. (N) (kmk) (Entered: 09/26/2003)
09/17/2003	322	MOTION filed by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 for separate trials (bjsp) Modified on 10/10/2003 (Entered: 10/10/2003)
09/20/2003	324	NOTICE to counsel by JUDGE LOUIS F. OBERDORFER in re: resuming negotiations to settle. (kmk) (Entered: 09/26/2003)
09/22/2003	317	MOTION (AMENDED AND UNOPPOSED) filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to withdraw Mark D. Polston in 1:96-cv-01258 as attorney for ERVIN & ASSOC INC in 1:96-cv-01258 (bjsp) (Entered: 09/24/2003)
09/22/2003	318	SUBSTITUTION OF COUNSEL for plaintiff ERVIN & ASSOC INC in 1:96-cv-01258, substituting Joseph P. Hornyak, Renee C. Macri for Mark D. Polston. (bm) (Entered: 09/24/2003)
09/22/2003	325	ORDER by Judge Louis F. Oberdorfer: denying motion for summary judgment pursuant to FRCP 56 [147-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, 1:99-cv-01698, granting in part, denying in part motion for summary judgment [102-1] in 1:99-cv-01698, 1:96-cv-01258denying motion to dismiss [227-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258, denying motion for summary judgment to dismiss plaintiff's first amended complaint allegations against defendant [227-2] by WILLIAMS ADLEY & CO in 1:96-cv-01258denying motion to dismiss complaint [1-1] [257-1] by HAMILTON SEC GRP INC in 1:96-cv-01258, denying motion for summary judgment of plaintiff's first amended complaint [257-2] by HAMILTON SEC GRP INC in 1:96-cv-01258 motion hearing set for 2:00 9/25/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 09/26/2003)
09/23/2003	326	ORDER by Judge Louis F. Oberdorfer: granting motion to withdraw Mark D. Polston in 1:96-cv-01258 as attorney for ERVIN & ASSOC

		INC in 1:96-cv-01258 [317-1] by ERVIN & ASSOC INC attorney Mark D. Polston for ERVIN & ASSOC INC in 1:96-cv-01258. (N) (kmk) (Entered: 09/26/2003)
09/24/2003	329	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to extend time to 9/24/03 to respond to defendants' motion to dismiss count XVIII of the second amended complaint or in the alternative for summary judgment (bjsp) (Entered: 10/01/2003)
09/24/2003		ORDER by Judge Louis F. Oberdorfer granting extension of time to 9/24/03 for plaintiffs to respond to defendants motion to dismiss count XVIII of the second amended complaint or in the alternative for summary judgment (fiat) (N) (bjsp) (Entered: 10/01/2003)
09/25/2003		MOTION HEARING before Judge Louis F. Oberdorfer: Held. Counsel directed to call chamber in re: telephone conference. Reporter: Jo Ann Gallo (kmk) (Entered: 09/28/2003)
09/26/2003	332	MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 for reconsideration of the Court's order dated 9/22/03 [325-2] ; exhibit (1) (bjsp) (Entered: 10/02/2003)
09/26/2003	333	REPLY MEMORANDUM by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to the USA's opposition to plaintiff/RELATOR'S motion to remove protective order designation from certain documents (bjsp) (Entered: 10/02/2003)
09/26/2003	334	MOTION filed by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 for reconsideration of the Court's 12/27/03 order [191-1] (bjsp) (Entered: 10/02/2003)
09/26/2003	344	MEMORANDUM by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in support of motion to withdraw as counsel (FILED UNDER SEAL) (bjsp) (Entered: 10/09/2003)
09/29/2003	327	MODIFIED SCHEDULING ORDER by Judge Louis F. Oberdorfer: pretrial conference set for 10:00 10/20/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and plaintiff pretrial statement due on or before 10/3/03 , and defendants' shall file pretrial statements on or before 10/10/03 , and objections to pretrial statements shall be filed on or before 10/17/03 , and trial set for 10:00 10/27/03 in 1:96-cv-01258, in 1:99-cv-01698 ; , and that deviations from this scheduling order require prior leave of court and that communications whti chambers wiwth regard to any aspect of this action shall be by motions, except in the most urgent circumstances. (N) (kmk) (Entered: 09/29/2003)
09/29/2003	330	RESPONSE by defendant ERVIN & ASSOC INC in 1:99-cv-01698,

		defendant JOHN J. ERVIN in 1:99-cv-01698, third-party plaintiff ERVIN & ASSOC INC in 1:99-cv-01698, third-party plaintiff JOHN J. ERVIN in 1:99-cv-01698 in opposition to motion to dismiss third-party complaint [110-1] [133-1] by USA in 1:99-cv-01698.; exhibits (7) (bcs) (Entered: 10/02/2003)
09/29/2003	331	SUPPLEMENTAL by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to defendants motion for reconsideration of court's 9/20/03 order denying defendants motion for summary judgment (bcs) (Entered: 10/02/2003)
09/29/2003	328	RESPONSE by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258 and motion for separate trials [146-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698. (bjsp) Modified on 10/10/2003 (Entered: 10/10/2003)
09/29/2003	345	SUPPLEMENT by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO (bjsp) (Entered: 10/10/2003)
09/30/2003	338	MODIFIED SCHEDULING ORDER by Judge Louis F. Oberdorfer: that the parties shall comply with the following order; which modifies the scheduling order of 9/26/03; in the event that this case is not resolved by dispositive motion or through settlement, the commencement of trial is rescheduled from 10/27/03 to 10/29/03 at 10:00 in courtroom No. 3. All aspects of the Court's 9/26/03 not inconsistent with this order remain in effect. (N) (kmk) (Entered: 10/03/2003)
09/30/2003	339	ORDER by Judge Louis F. Oberdorfer: that Count XVII of the Second Amended Complaint is hereby dismissed without prejudice (N) (kmk) (Entered: 10/03/2003)
10/01/2003	335	AMENDED ANSWER [1-1] [303-1] filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258; jury demand (bjsp) (Entered: 10/02/2003)
10/01/2003	336	ANSWER TO (SECOND) AMENDED COMPLAINT [303-1] by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258; jury demand ; attachments (bjsp) (Entered: 10/03/2003)
10/01/2003	337	NOTICE OF WITHDRAWAL of motion to dismiss count XVII of the second amended complaint [303-1] [307-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC, motion for summary judgment [307-2] by HAMILTON SECURITIES, HAMILTON SEC

		GRP INC (bjsp) (Entered: 10/03/2003)
10/02/2003	340	RESPONSE by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 in opposition to motion for order granting seperate trials for civil case 96 cv 1258 and civil 99 cv 1698 by JOHN ERVIN'S (bjsp) (Entered: 10/03/2003)
10/03/2003	341	TRANSCRIPT filed for date(s) of 9/10/03. Reporter: William D. McAllister (bjsp) (Entered: 10/06/2003)
10/03/2003		PRETRIAL STATEMENTS by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 (bjsp) (Entered: 10/06/2003)
10/03/2003		MOTION filed by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in limine to exclude evidence of extraneous issues unrelated to ERVIN and HAMILTON including the following documents and any other documents containing similar content. ; exhibits (7) (bjsp) (Entered: 10/06/2003)
10/03/2003	342	PRETRIAL STATEMENTS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 ; exhibits (3) (bjsp) (Entered: 10/07/2003)
10/07/2003	343	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to defendants motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO . (bjsp) (Entered: 10/08/2003)
10/07/2003	346	REPLY MEMORANDUM by defendant ERVIN & ASSOC INC in 1:99-cv-01698 to plaintiff HAMILTON SECURITIES opposition to motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, motion for separate trials [146-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:99-cv-01698 (bjsp) (Entered: 10/10/2003)
10/07/2003	347	MEMORANDUM by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in support of motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC filed in 99 cv 1698 (bjsp) (Entered: 10/10/2003)
10/09/2003		MOTION (CONSENT) filed by third-party defendant USA in 1:99-cv-01698 to extend time to 10/24/03 to respond to ERVIN'S opposition to the USA's motin to dismiss (bjsp) (Entered: 10/10/2003)
10/10/2003	348	PRETRIAL STATEMENT by defendants HAMILTON SEC GRP INC and HAMILTON SECURITIES in 1:96-cv-01258; attachments (2) BULKY PLEADING (bm) (Entered: 10/14/2003)

10/10/2003	349	PRETRIAL STATEMENT by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258; attachment (1) (bm) (Entered: 10/14/2003)
10/10/2003	350	PROPOSED JURY INSTRUCTIONS by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 (bm) (Entered: 10/14/2003)
10/10/2003	351	PRETRIAL STATEMENT by defendant ERVIN & ASSOC INC in 1:96-cv-01258 and 1:99-cv-1698; attachments (3) BULKY PLEADING (bm) (Entered: 10/14/2003)
10/10/2003	352	MOTION filed by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 in limine prohibiting plaintiff, its counsel and witnesses from attempting to introduce, comment on, reference or suggest to or in front of the jury, any testimony relating to certain evidence or documents ; attachments (3) BULKY PLEADING (bm) (Entered: 10/14/2003)
10/10/2003	353	MOTION filed by defendant ERVIN & ASSOC INC in 1:99-cv-01698 in limine to exclude the Quitam materials (bm) (Entered: 10/14/2003)
10/10/2003	354	MOTION filed by defendant ERVIN & ASSOC INC in 1:99-cv-01698 in limine to exclude the post-termination materials (bm) (Entered: 10/14/2003)
10/14/2003	355	MEMORANDUM by defendant in 1:96-cv-01258 in opposition to motion in limine to exclude the post-termination materials [354-1] by ERVIN & ASSOC INC ; exhibits (7) (bjsp) (Entered: 10/15/2003)
10/15/2003	356	SCHEDULING ORDER by Judge Louis F. Oberdorfer: pretrial conference is rescheduled from 10/20/03 to 2:00 on 10/22/03 in 1:96-cv-01258, in 1:99-cv-01698 ; (N) (kmk) (Entered: 10/15/2003)
10/15/2003	357	ORDER by Judge Louis F. Oberdorfer: granting motion to extend time to 10/24/03 to respond to ERVIN'S opposition to the USA's motin to dismiss [145-1] by USA; response to motion(s) due by 10/22/03 in 1:99-cv-01698, in 1:96-cv-01258. (N) (kmk) (Entered: 10/17/2003)
10/16/2003	358	REPLY by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to plaintiff's opposition to motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO (bjsp) (Entered: 10/17/2003)
10/16/2003	359	REPLY by third-party defendant USA in 1:99-cv-01698 in support of their motion to dismiss third-party complaint [110-1] [133-1] by USA in 1:99-cv-01698 (bjsp) (Entered: 10/17/2003)

10/17/2003	360	OBJECTIONS by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 to pre-trial statement [351-1] by ERVIN & ASSOC INC (bjsp) (Entered: 10/21/2003)
10/17/2003	361	OBJECTIONS by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 to pre-trial statement [351-1] by ERVIN & ASSOC INC (bjsp) (Entered: 10/21/2003)
10/17/2003	370	OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to pre-trial statement [348-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC (bjsp) (Entered: 10/22/2003)
10/17/2003	371	OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to pre-trial statement [349-1] by WILLIAMS ADLEY & CO (bjsp) (Entered: 10/22/2003)
10/17/2003	372	OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to defendants HAMILTON SECURITIES and HAMILTON SECURITY ADVISORY SERVICE exhibit list and deposition designations; attachments (bjsp) (Entered: 10/22/2003)
10/17/2003	373	OBJECTIONS by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to defendant WILLIAMS, ADLEY and COMPANY'S exhibit list and deposition designations; attachments (bjsp) (Entered: 10/22/2003)
10/17/2003	374	OBJECTIONS by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 to pre-trial statement [351-1] by ERVIN & ASSOC INC; exhibit (1) (bjsp) (Entered: 10/22/2003)
10/17/2003	375	OBJECTIONS by defendant ERVIN & ASSOC INC in 1:99-cv-01698 to pre-trial statement [348-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258 ;attachments (bjsp) (Entered: 10/22/2003)
10/20/2003	379	RESPONSE by defendant HAMILTON SEC GRP INC in 1:96-cv-01258 in opposition to motion in limine to exclude the Quitam materials [353-1] by ERVIN & ASSOC INC in 1:96-cv-01258. (bjsp) (Entered: 10/23/2003)
10/20/2003	380	SUPPLEMENTAL (PRETRIAL STATEMENT) by defendant HAMILTON SEC GRP INC in 1:96-cv-01258, defendant HAMILTON SECURITIES in 1:96-cv-01258 in support of their previously filed pretrial statement (bjsp) (Entered: 10/23/2003)
10/20/2003	381	RESPONSE by plaintiff HAMILTON SEC GRP INC in 1:99-cv-01698 in opposition to motion in limine to exclude the post-

		termination materials [354-1] by ERVIN & ASSOC INC in 1:96-cv-01258. (bjsp) (Entered: 10/23/2003)
10/21/2003	362	ORDER by Judge Louis F. Oberdorfer: denying motion for separate trials [322-1] by JOHN J. ERVIN, ERVIN & ASSOC INC in 1:96-cv-01258, 1:99-cv-01698 (N) (kmk) (Entered: 10/21/2003)
10/21/2003	363	ORDER by Judge Louis F. Oberdorfer: denying motion for reconsideration of the Court's order dated 9/22/03 [325-2] [332-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258 (N) (kmk) (Entered: 10/21/2003)
10/21/2003	364	MEMORANDUM by Judge Louis F. Oberdorfer (N) (kmk) (Entered: 10/21/2003)
10/21/2003	365	ORDER by Judge Louis F. Oberdorfer: granting motion to dismiss third-party complaint [110-1] [133-1] by USA in 1:99-cv-01698; dismissing third-party complaint [110-1] with prejudice in 1:99-cv-01698 (N) (kmk) (Entered: 10/21/2003)
10/21/2003	366	(AMENDED) PRETRIAL STATEMENTS by defendant WILLIAMS ADLEY & CO in 1:96-cv-01258 ; exhibits (4) (bjsp) (Entered: 10/22/2003)
10/21/2003	367	REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698 to plaintiff HAMILTON SECURTIES oppositon to motion in limine to exclude the post-termination materials [354-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (bjsp) (Entered: 10/22/2003)
10/21/2003	368	REPLY by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to plaintiff HAMILTON SECURTIES GROUP'S opposition to motion in limine to exclude the Quitam materials [353-1] by ERVIN & ASSOC INC in 1:96-cv-01258 (bjsp) (Entered: 10/22/2003)
10/21/2003	369	RESPONSE by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to plaintiff HAMILTON's objections to pre-trial statement [351-1] by ERVIN & ASSOC INC in 1:96-cv-01258 ; exhibits (2) (bjsp) (Entered: 10/22/2003)
10/21/2003	376	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to motion in limine prohibiting plaintiff, its counsel and witnesses from attempting to introduce, comment on, reference or suggest to or in front of the jury, any testimony relating to certain evidence or documents [352-1] by WILLIAMS ADLEY & CO in 1:96-cv-01258.; exhibits (11) (bjsp) (Entered: 10/23/2003)

10/21/2003	377	RESPONSE by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 in opposition to HAMILTON defendants motion in limine RE: government information and testimony; exhibits (8) (bjsp) (Entered: 10/23/2003)
10/21/2003	378	OBJECTIONS by defendant ERVIN & ASSOC INC in 1:99-cv-01698, defendant JOHN J. ERVIN in 1:99-cv-01698 to pre-trial statement [348-1] by HAMILTON SECURITIES, HAMILTON SEC GRP INC in 1:96-cv-01258 (bjsp) (Entered: 10/23/2003)
10/21/2003	382	NOTICE OF FILING by plaintiff ERVIN & ASSOC INC in 1:96-cv-01258 to the Court RE: submission of amended exhibit list; attachments (bjsp) (Entered: 10/23/2003)
10/22/2003	392	NOTICE TO COUNSEL By Judge Louis F. Oberdorfer: that counsel should be prepared to discuss the extent to which either side is entitled to a jury trial, with attention to Federal Rule of Civil Procedure 39(b). Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/29/2003)
10/23/2003	<u>383</u>	MOTION to Quash subpoena for trial testimony of Dr. David Mishol by UNITED STATES OF AMERICA. (Attachments: # 1 Exhibit A) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(jf,) (Entered: 10/26/2003)
10/24/2003	<u>384</u>	NOTICE of filing deposition transcripts in accordance with statements made on the record during oral arguments on 9/10/03 by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC ; EXHIBITS TRANSCRIPTS (31) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(bcs,) (Entered: 10/27/2003)
10/24/2003	<u>394</u>	MEMORANDUM Signed by Judge Louis F. Oberdorfer on 10/24/2003. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/29/2003)
10/24/2003	<u>396</u>	SUPPLEMENTAL PRE-TRIAL ORDER granting in part and denying in part [352] Motion in Limine; denying [353] Motion in Limine; denying [354] Motion in Limine; denying oral motion for jury trial; granting [144]Motion in Limine Fitts documents and other extraneous issues; granting request to exclude testimony and evidence relating to Ervin claim that WILLIAMS, ADLEY was required to solicit bids; (see order for details). Signed by Judge Louis F. Oberdorfer on 10/24/03. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 11/04/2003)
10/27/2003	<u>385</u>	MOTION to Quash Subpoena by LORRAINE ADAMS. (Attachments: # 1 Exhibit 1)Associated Cases: 1:96-cv-01258-

		LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/27/2003	<u>386</u>	MOTION to Quash Subpoenas by CARL JOHNSTON, TIMOTHY M. ITO, EDWARD T. POUND. (Attachments: # <u>1</u> Appendices A-D# <u>2</u> Appendices E-F# <u>3</u> Text of Proposed Order)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/28/2003	<u>387</u>	NOTICE of Appearance by James Aston Barker, Allen Vern Farber on behalf of GEORGE ARCHIBALD Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/28/2003	<u>388</u>	ENTERED IN ERROR..... MOTION to Quash Subpoena by GEORGE ARCHIBALD. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> Exhibit 1# <u>4</u> Exhibit 2# <u>5</u> Exhibit 3)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) Modified on 10/29/2003 (nmw,). (Entered: 10/29/2003)
10/28/2003		NOTICE OF CORRECTED DOCKET ENTRY. Document No. 388 was entered in error and will be refiled correctly. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/28/2003	<u>390</u>	MOTION to Quash Subpoena by GEORGE ARCHIBALD. (Attachments: # <u>1</u> Memorandum in Support of Motion# <u>2</u> Text of Proposed Order # <u>3</u> Exhibit A-Declaration of George Archibald# <u>4</u> Exhibit 1 to Exhibit A# <u>5</u> Exhibit 2 to Exhibit A# <u>6</u> Exhibit B-Article# <u>7</u> Exhibit C-Letter)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(nmw,) (Entered: 10/29/2003)
10/29/2003	<u>389</u>	NOTICE OF WITHDRAWAL OF MOTION by LORRAINE ADAMS Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (Hardy, Kevin) (Entered: 10/29/2003)
10/29/2003	<u>391</u>	STIPULATION by HAMILTON SECURITIES ADVISORY SERVICES, INC.. (Attachments: # <u>1</u> Exhibit attachment A# <u>2</u> Exhibit Attachment B)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 10/29/2003)
10/29/2003	<u>393</u>	Memorandum in opposition to motion re <u>383</u> <i>To Quash Subpoena For Trial Testimony Of Dr. David Mishol</i> filed by HAMILTON SECURTIES GROUP, INC. 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) Modified on 10/30/2003 (jf,). (Entered: 10/29/2003)
10/29/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Bench Trial begun on 10/29/2003 and continued to 10/30/2003 at

		10:00 AM. Witnesses: Annette Hancock. (Court Reporter Crystal Pilgrim (am); Delores Byers (pm)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/29/2003)
10/30/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Witnessess: Annette Hancock, Michael Brocks and Grace Huebscher.Bench Trial continued to 10/31/2003 at 10:00 AM before Judge Louis F. Oberdorfer. (Court Reporter Crystal Pilgrim (AM)/Delores Byers (PM)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/30/2003)
10/30/2003	<u>397</u>	Letter dated 10/27/2003 from Attorney John J. Fausti in re: clarification of WILLIAMS, ADLEY request for jury trial under Rule 39(b). "LET THIS BE FILED" (OBERDORFER, J.) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 11/04/2003)
10/31/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer. Witnessess: Michael Brocks, Robert Robinson.Bench Trial continued to 11/3/2003 at 10:00 AM before Judge Louis F. Oberdorfer. (Court Reporter: Crystal Pilgrim (AM)/Delores Byers (PM)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 10/31/2003)
11/03/2003	<u>395</u>	MEMORANDUM <i>On The Scienter Requirement Of The False Claims Act</i> from Hamilton Securities Group and Hamilton Security Advisory Services. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/03/2003)
11/03/2003		Minute Entry for proceedings held before Judge Louis F. Oberdorfer: Qui Tam Bench Trial completed on 11/3/2003. Witnesses: Brian Deitz, Rudolph J. Hayban and Judith Hetherton. Oral Arugment set for 11/18/2003. OTBP.(Court Reporter Delores Byers(AM)/Crystal Pilgrim (PM)) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(kmk) (Entered: 11/04/2003)
11/05/2003	<u>398</u>	SCHEDULING ORDER re briefing on Hamilton's Motion for a Judgment on Partial Findings under Federal Rule of Civil Procedure 52(c). Signed by Judge Louis F. Oberdorfer on November 5, 2003. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(AG) (Entered: 11/05/2003)
11/05/2003	<u>399</u>	MOTION for Noerr-Pennington immunity ruling and order quashing trial subpoena to Ervin and Associates, Inc.'s former trial counsel Daniel M. Hawke by DANIEL M. HAWKE. (Attachments: # <u>1</u> Text of Proposed Order)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(cp,) (Entered: 11/06/2003)

11/07/2003	<u>400</u>	REPLY in support of motion re <u>383</u> to <i>quash subpoena for trial testimony of Dr. David Mishol</i> filed by UNITED STATES OF AMERICA. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Sonfield, Brian) (Entered: 11/07/2003)
11/11/2003	<u>401</u>	Memorandum in opposition to motion re <u>386</u> <i>Motions to Quash Subpoena of Non-Party Journalists George Archibald, Edward T. Pound, Timothy M. Ito and Carl Johnston</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC.. (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) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (McManus, Michael) (Entered: 11/11/2003)
11/12/2003	<u>402</u>	MOTION to Dismiss for Lack of Jurisdiction <i>or, in the alternative, MOTION for Judgment on Partial Findings</i> filed by WILLIAMS, ADLEY & COMPANY. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Fausti, John) (Entered: 11/12/2003)
11/12/2003	<u>403</u>	MOTION for Judgment on Partial Findings <i>and Memorandum of Points and Authorities in Support Thereof</i> by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Text of Proposed Order)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (McManus, Michael) (Entered: 11/12/2003)
11/12/2003	<u>404</u>	Proposed Findings of Fact by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/12/2003)
11/12/2003	<u>405</u>	RESPONSE to <i>Hamilton's Rule 52(c) Motion and Proposed Findings of Fact and Conclusions of Law</i> filed by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Appendix of Exhibits to Plaintiff/Relator's Response to Hamilton's Rule 52(c) Motion) Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Hornyak, Joseph) (Entered: 11/12/2003)
11/14/2003	<u>406</u>	RESPONSE to <i>Defendants' Motion for Judgment</i> filed by ERVIN AND ASSOCIATES, INC.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO (Hornyak, Joseph) (Entered: 11/14/2003)
11/14/2003	<u>407</u>	REPLY to opposition to motion re <u>403</u> <i>Motion for Judgment on Partial Findings</i> filed by HAMILTON SECURITIES ADVISORY SERVICES, INC., HAMILTON SECURITIES GROUP, INC. (Attachments: # <u>1</u> Exhibit Exhibit A# <u>2</u> Exhibit Exhibit B)Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(McManus, Michael) (Entered: 11/14/2003)

11/17/2003	THIS IS A TEST. Please disregard this notice and it will be deleted forthwith at the conclusion of the test. Associated Cases: 1:96-cv-01258-LFO,1:99-cv-01698-LFO(Burgess, Joe) (Entered: 11/17/2003)
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