

General Docket
United States Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 11-17995 Nature of Suit: 3410 Antitrust Wayne Taleff, et al v. Southwest Airlines Co., et al Appeal From: U.S. District Court for Northern California, San Francisco Fee Status: Paid	Docketed: 12/19/2011 Termed: 02/04/2014				
Case Type Information: 1) civil 2) private 3) null					
Originating Court Information: District: 0971-3 : 3:11-cv-02179-JW Court Reporter: Irene Rodriguez, Official Court Reporter Trial Judge: James Ware, District Judge Date Filed: 05/03/2011 <table style="width: 100%; border: none;"> <tr> <td style="width: 25%;">Date Order/Judgment: 11/30/2011</td> <td style="width: 25%;">Date Order/Judgment EOD: 11/30/2011</td> <td style="width: 25%;">Date NOA Filed: 12/15/2011</td> <td style="width: 25%;">Date Rec'd COA: 12/16/2011</td> </tr> </table>		Date Order/Judgment: 11/30/2011	Date Order/Judgment EOD: 11/30/2011	Date NOA Filed: 12/15/2011	Date Rec'd COA: 12/16/2011
Date Order/Judgment: 11/30/2011	Date Order/Judgment EOD: 11/30/2011	Date NOA Filed: 12/15/2011	Date Rec'd COA: 12/16/2011		
Prior Cases: 11-16173 Date Filed: 05/09/2011 Date Disposed: 06/02/2011 Disposition: Jurisdictional Defects - Judge Order					
Current Cases: None					

WAYNE TALEFF
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[**COR NTC Retained**]
ALIOTO LAW FIRM
One Sansome Street
35th Floor
San Francisco, CA 94104

Jamie L. Miller, Attorney
[**COR NTC Retained**]
ALIOTO LAW FIRM
One Sansome Street
35th Floor
San Francisco, CA 94104

Theresa Driscoll Moore
[**COR NTC Retained**]
ALIOTO LAW FIRM
One Sansome Street
35th Floor
San Francisco, CA 94104

Thomas Pier
[**COR NTC Retained**]
ALIOTO LAW FIRM
One Sansome Street
35th Floor
San Francisco, CA 94104

JUDY CRANDELL
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[**COR NTC Retained**]
(see above)

Jamie L. Miller, Attorney
[**COR NTC Retained**]
(see above)

Theresa Driscoll Moore
[**COR NTC Retained**]
(see above)

Thomas Pier

ROSEMARY D' AUGUSTA
Plaintiff - Appellant,

[COR NTC Retained]
(see above)

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

JOSE M. BRITO
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

BRENDA K. DAVIS
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

PAMELA FAUST
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

JUDY BRAY
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

KATHERINE R. ARCELL
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

CAROLYN FJORD
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

DON FREELAND
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

DONALD V. FRY
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

GABRIEL GARAVANIAN
Plaintiff - Appellant,

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

HARRY GARAVANIAN
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

YVONNE JOCELYN GARDENER
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

LEE M. GENTRY
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

JAY GLIKMAN
Plaintiff - Appellant,

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

VALARIE ANN JOLLY
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

GAIL S. KOSACH
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

WILLIAM JOHN LOVELL
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

MICHAEL C. MALANEY
Plaintiff - Appellant,

Thomas Pier
[COR NTC Retained]
(see above)

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

LEN MARAZZO
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

LISA MCCARTHY
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

MICHELE MCKECHNIE
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

PATRICIA ANN MEEUWSEN
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

CYNTHIA PROSTERMAN
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

DEBORAH M. PULFER
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

DANA L. ROBINSON
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

ROBERT ROSENTHAL
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

BILL RUBINSOHN
Plaintiff - Appellant,

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

SONDRA K. RUSSELL
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

SYLVIA N. SPARKS
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

JUNE STANSBURY
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

CLYDE D. STENSRUD
Plaintiff - Appellant,

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

GARY TALEWSKY
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

ANNETTE M. TIPPETTS
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

DIANA LYNN ULTICAN
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

J. MICHAEL WALKER
Plaintiff - Appellant,

Thomas Pier
[COR NTC Retained]
(see above)

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

PAMELA S. WARD
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

PAMELA S. WARD
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

DAVID P. WENDELL
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

CHRISTINE O. WHALEN
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

JAN MARIE BROWN
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

ROBERT D. CONWAY (-: J00576)
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

TED FRIEDLI
Plaintiff - Appellant,

Joseph M. Alioto
Direct: 415-434-8900
[COR NTC Retained]
(see above)

Jamie L. Miller, Attorney
[COR NTC Retained]
(see above)

Theresa Driscoll Moore
[COR NTC Retained]
(see above)

Thomas Pier
[COR NTC Retained]
(see above)

v.

SOUTHWEST AIRLINES CO.
Defendant - Appellee,

James A. Keyte, Attorney
Direct: 202-735-3000

[COR NTC Retained]
Skadden, Arps, Slate, Meagher & Flom LLP
Four Times Square
New York, NY 10036

Allen J. Ruby, Esquire, Attorney
[COR NTC Retained]
Skadden, Arps, Slate, Meagher & Flom LLP
525 University Ave.
Palo Alto, CA 94301

Steven C. Sunshine
Direct: 202-371-7860
[COR NTC Retained]
Skadden, Arps, Slate, Meagher & Flom LLP
08-37
1440 New York Ave., NW
Washington, DC 20005-2111

GUADALUPE HOLDINGS CORP.
Defendant - Appellee,

James A. Keyte, Attorney
Direct: 202-735-3000
[COR NTC Retained]
(see above)

Allen J. Ruby, Esquire, Attorney
[COR NTC Retained]
(see above)

Steven C. Sunshine
Direct: 202-371-7860
[COR NTC Retained]
(see above)

AIRTRAN HOLDINGS, INC.
Defendant - Appellee,

James A. Keyte, Attorney
Direct: 202-735-3000
[COR NTC Retained]
(see above)

Allen J. Ruby, Esquire, Attorney
[COR NTC Retained]
(see above)

Steven C. Sunshine
Direct: 202-371-7860
[COR NTC Retained]
(see above)

WAYNE TALEFF; JUDY CRANDELL; ROSEMARY D' AUGUSTA; JOSE M. BRITO; BRENDA K. DAVIS; PAMELA FAUST; JUDY BRAY; KATHERINE R. ARCELL; CAROLYN FJORD; DON FREELAND; DONALD V. FRY; GABRIEL GARAVANIAN; HARRY GARAVANIAN; YVONNE JOCELYN GARDENER; LEE M. GENTRY; JAY GLIKMAN; VALARIE ANN JOLLY; GAIL S. KOSACH; WILLIAM JOHN LOVELL; MICHAEL C. MALANEY; LEN MARAZZO; LISA MCCARTHY; MICHELE MCKECHNIE; PATRICIA ANN MEEUWSEN; CYNTHIA PROSTERMAN; DEBORAH M. PULFER; DANA L. ROBINSON; ROBERT ROSENTHAL; BILL RUBINSOHN; SONDR A. K. RUSSELL; SYLVIA N. SPARKS; JUNE STANSBURY; CLYDE D. STENSRUD; GARY TALEWSKY; ANNETTE M. TIPPETTS; DIANA LYNN ULTICAN; J. MICHAEL WALKER; PAMELA S. WARD; PAMELA S. WARD; DAVID P. WENDELL; CHRISTINE O. WHALEN; JAN MARIE BROWN; ROBERT D. CONWAY; TED FRIEDLI,

Plaintiffs - Appellants,

v.

SOUTHWEST AIRLINES CO.; GUADALUPE HOLDINGS CORP.; AIRTRAN HOLDINGS, INC.,

Defendants - Appellees.

- 12/19/2011 [1](#)
10 pg, 199.84 KB DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND MQ: No. The schedule is set as follows: Transcript ordered by 01/17/2012. Transcript due 02/13/2012. Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen opening brief due 03/26/2012. Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp., Southwest Airlines Co. answering brief due 04/25/2012. Appellant's optional reply brief is due 14 days after service of the answering brief. [8004862] (GR)
- 12/19/2011 [2](#)
8 pg, 103.95 KB Filed Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Mediation Questionnaire. Served on 12/16/2011. [8004868] (GR)
- 02/24/2012 [3](#)
Case rejected from Circuit Mediation Program. [8080166] [10-16244, 10-17344, 10-17773, 11-16335, 11-17377, 11-17437, 11-17510, 11-17528, 11-17543, 11-17545, 11-17574, 11-17592, 11-17634, 11-17657, 11-17707, 11-17773, 11-17717, 11-17754, 11-17786, 11-17793, 11-17812, 11-17827, 11-17830, 11-17834, 11-17841, 11-17852, 11-17856, 11-17857, 11-17864, 11-17890, 11-17941, 11-17994, 11-17995, 11-17996, 11-18041, 11-18056, 11-35865, 11-35866, 11-35906, 11-35907, 11-35923, 11-35996, 11-36026, 11-36060, 11-56254, 11-56256, 11-56449, 11-56516, 11-56536, 11-56556, 11-56566, 11-56571, 11-56637, 11-56642, 11-56686, 11-56814, 11-56817, 11-56818, 11-56934, 11-57017, 11-57187, 11-57201, 11-57234, 11-57247, 11-73527, 11-73924, 11-74002, 11-74004, 12-15005, 12-15070, 12-15106, 12-15182, 12-55068, 12-55084, 12-55174] (SB)
- 03/15/2012 [4](#)
4 pg, 76.93 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Motion to extend time to file Opening brief until 04/27/2012 at 11:59 pm. Date of service: 03/15/2012. [8105490] (JMA)
- 03/30/2012 [5](#)
2 pg, 28.32 KB Filed clerk order (Deputy Clerk: LBS): Appellants' unopposed motion for an extension of time to file the opening brief is granted. The opening brief is due April 27, 2012; the answering brief is due May 29, 2012; and the optional reply brief is due within 14 days after service of the answering brief. Appellants are reminded that a motion for an extension of time should be accompanied by a declaration stating that the court reporter is not in default with regard to any designated transcripts. See 9th Cir. R. 31-2.2(b)(7). [8123478] (KKW)
- 04/27/2012 [6](#)
4 pg, 80.48 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Motion to extend time to file Opening brief until 05/04/2012 at 11:59 pm. Date of service: 04/27/2012. [8157247] (JMA)
- 04/30/2012 [7](#)
1 pg, 101.43 KB Filed clerk order (Deputy Clerk: LBS): Appellants' late motion for a second extension of time to file the opening brief is granted. The opening brief is due May 4, 2012; the answering brief is due June 4, 2012; and the optional reply brief is due within 14 days after service of the answering brief. [8158862] (LBS)
- 05/04/2012 [8](#)
68 pg, 293.52 KB Submitted (ECF) Opening brief for review. Submitted by Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen. Date of service: 05/04/2012. [8166133]--[COURT UPDATE: Removed Exhibits A, C-K. Refiled with motion (see entry [10]). Resent NDA. 05/09/2012 by RY] (JMA)

- 05/04/2012 [9](#) Filed Appellants' excerpts of record in 2 volumes. Served on 05/04/2012. [8166753] (RH)
- 05/08/2012 [10](#)
34 pg, 5.85 MB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Motion to take judicial notice of. Date of service: 05/08/2012. [8169391] (JMA)
- 05/09/2012 [11](#)
1 pg, 79.76 KB Filed clerk order: The opening brief [\[8\]](#) submitted by Appellants is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: blue. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [8170738] (RH)
- 05/14/2012 [12](#) Received 7 paper copies of Opening brief [\[8\]](#) filed by Appellants. [8177979] (SD)
- 05/22/2012 [13](#)
1 pg, 28.32 KB Filed (ECF) Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co. Correspondence: Appellee-Defendants' request for extension of time.. Date of service: 05/22/2012 [8188046] (SCS)
- 05/22/2012 [14](#) 14 day oral extension of time granted to appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co. The answering brief is due 6/18/2012. The optional reply brief is due within 14 days after service of the answering brief. [8189506] (LBS)
- 06/18/2012 [15](#)
54 pg, 130.68 KB Submitted (ECF) Answering brief for review. Submitted by Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co.. Date of service: 06/18/2012. [8218460] (SCS)
- 06/18/2012 [16](#)
12 pg, 31.05 KB Filed (ECF) Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co. response opposing motion (,motion to take judicial notice). Date of service: 06/18/2012. [8218471] (SCS)
- 06/18/2012 [17](#)
1 pg, 79.97 KB Filed clerk order: The answering brief [\[15\]](#) submitted by Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co. is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: red. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [8218520] (RH)
- 06/19/2012 [18](#) Filed Appellees' supplemental excerpts of record on appeal in 1 volume. [8219990] (RH)
- 06/25/2012 [19](#) Received 7 paper copies of Answering brief [\[15\]](#) filed by Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co.. [8227731] (SD)
- 07/05/2012 [20](#)
42 pg, 163.61 KB Submitted (ECF) Reply brief for review. Submitted by Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen. Date of service: 07/05/2012. [8239183]--[COURT UPDATE: Attached corrected brief. Resent NDA. 07/09/2012 by RY] (JMA)
- 07/05/2012 [21](#)
6 pg, 110.36 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen reply to response (,motion to take judicial notice,). Date of service: 07/05/2012. [8239187] (JMA)
- 07/05/2012 [22](#) Filed Appellants' supplemental excerpts of record on appeal in 1 volume. [8240196] (RH)
- 07/09/2012 [23](#)
1 pg, 79.55 KB Filed clerk order: The reply brief [\[20\]](#) submitted by Appellants is filed. Within 7 days of the filing of this order, filer is ordered to file 7 copies of the brief in paper format, accompanied by certification, attached to the end of each copy of the brief, that the brief is identical to the version submitted electronically. Cover color: gray. The paper copies shall be printed from the PDF version of the brief created from the word processing application, not from PACER or Appellate ECF. [8241618] (RH)
- 07/11/2012 Received 7 paper copies of Reply brief [\[20\]](#) filed by appellants. [8247218] (SD)

- [24](#)
- 07/30/2013 [26](#) Sent Notice requesting electronic excerpts in 14 days. [8723662] (SOS)
1 pg, 85.19 KB
- 07/31/2013 [27](#) Submitted (ECF) excerpts of record. Submitted by Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen. Date of service: 05/04/2012. [8724796] (JMA)
162 pg, 9.77 MB
- 07/31/2013 [28](#) Submitted (ECF) supplemental excerpts of record. Submitted by Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen. Date of service: 07/05/2012. [8724828] (JMA)
65 pg, 8.81 MB
- 08/01/2013 [29](#) Submitted (ECF) supplemental excerpts of record. Submitted by Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co.. Date of service: 06/18/2012. [8727617] (AJR)
221 pg, 3.05 MB
- 11/04/2013 [30](#) Notice of Oral Argument on Wednesday, January 15, 2014 - 9:00 AM - Courtroom 1, 3rd Floor - James R. Browning US Courthouse - San Francisco, CA. Please return ACKNOWLEDGMENT OF HEARING NOTICE form to: SAN FRANCISCO Office. Please open attached documents to view details about your case. [8848119] (RB)
9 pg, 441.29 KB
- 11/05/2013 [31](#) Filed (ECF) Acknowledgment of hearing notice. Location: San Francisco. Filed by Joseph M. Alioto for Appellants Robert D. Conway, Robert Rosenthal, Michael C. Malaney, Katherine R. Arcell, Jose M. Brito, Jan Marie Brown, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, Len Marazzo, Lisa McCarthy, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen, Judy Bray, Judy Crandell, Rosemary D' Augusta, Yvonne Jocelyn Gardener, Michele McKechnie and William John Lovell and Theresa Driscoll Moore for Appellants Robert D. Conway, Robert Rosenthal, Michael C. Malaney, Katherine R. Arcell, Jose M. Brito, Jan Marie Brown, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, Len Marazzo, Lisa McCarthy, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, David P. Wendell, Christine O. Whalen, Judy Bray, Judy Crandell, Rosemary D' Augusta, Yvonne Jocelyn Gardener, Michele McKechnie and William John Lovell. [8851232] (JMA)
2 pg, 151.11 KB
- 11/08/2013 [32](#) Filed (ECF) Acknowledgment of hearing notice. Location: San Francisco. Filed by Attorney Steven C. Sunshine for Appellees Southwest Airlines Co., Guadalupe Holdings Corp. and Airtran Holdings, Inc.. [8856325] (SCS)
1 pg, 105.7 KB
- 01/02/2014 [33](#) Filed clerk order (Deputy Clerk: WL): The court is of the unanimous opinion that the facts and legal arguments are adequately presented in the briefs and records and the decisional process would not be significantly aided by oral argument. Therefore, this case is ordered submitted without oral argument on January 15, 2014, in San Francisco, California. Fed. R. App. P. 34(a)(2). [8922853] (WL)
1 pg, 32.63 KB
- 01/08/2014 [34](#) Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael

- Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Motion to take judicial notice of. Date of service: 01/08/2014. [8930247] (JMA)
- 01/10/2014 [35](#)
5 pg, 103.84 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Motion to reschedule oral argument. Date of service: 01/10/2014. [8932992] (JMA)
- 01/10/2014 [36](#)
4 pg, 154.23 KB Filed (ECF) notice of appearance of James A. Keyte for Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co.. Date of service: 01/10/2014. [8933328] (JAK)
- 01/10/2014 [37](#) Added attorney James A. Keyte for Southwest Airlines Co. Airtran Holdings, Inc. Guadalupe Holdings Corp., in case 11-17995. [8933396] (CW)
- 01/10/2014 [38](#)
4 pg, 463.91 KB Filed (ECF) Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co. response opposing motion (,motion to reschedule oral argument). Date of service: 01/10/2013. [8933934] (SCS)
- 01/13/2014 [39](#)
1 pg, 32.71 KB Filed clerk order (Deputy Clerk: WL): For the reasons set forth in this court's prior order, submitting the case without oral argument pursuant to Federal Rule of Appellate Procedure 34(a)(2), Appellants' motion to reschedule oral argument is DENIED. [8934572] (WL)
- 01/15/2014 [40](#) SUBMITTED ON THE BRIEFS TO SUSAN P. GRABER, JACQUELINE H. NGUYEN and RAYMOND J. DEARIE. [8939158] (ER)
- 01/17/2014 [41](#)
9 pg, 439.68 KB Filed (ECF) Appellees Airtran Holdings, Inc., Guadalupe Holdings Corp. and Southwest Airlines Co. citation of supplemental authorities. Date of service: 01/17/2014. [8942635] (SCS)
- 01/17/2014 [42](#)
3 pg, 95.79 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen citation of supplemental authorities. Date of service: 01/17/2014. [8944277] (JMA)
- 02/04/2014 [43](#)
8 pg, 392.57 KB FILED ORDER AND MEMORANDUM DISPOSITION (SUSAN P. GRABER, JACQUELINE H. NGUYEN and RAYMOND J. DEARIE) I; AFFIRMED We grant Appellants' request for judicial notice of a Department of Justice press release dated April 26, 2011, announcing the closure of its investigation into the challenged merger, see Daniels-Hall v. Nat'l Educ. Ass'n, 629 F.3d 992, 998-99 (9th Cir. 2010), but decline to take notice of Appellants' other submitted materials because they are either inappropriate for judicial notice under Federal Rule of Evidence 201 and/or irrelevant under Rule 401. FILED AND ENTERED JUDGMENT. [8964533] (PH)
- 02/17/2014 [44](#)
4 pg, 347.88 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Motion to extend time to file petition for rehearing until 02/28/2014 at 11:59 pm. Date of service: 02/17/2014. [8980306] (JMA)
- 02/18/2014 [45](#)
1 pg, 40.43 KB Filed order (SUSAN P. GRABER, JACQUELINE H. NGUYEN and RAYMOND J. DEARIE) Appellants' motion to extend time to file a petition for rehearing or petition for rehearing en banc until February 28, 2014, is GRANTED. [8981116] (SM)
- 02/28/2014 [46](#)
5 pg, 104.03 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen Motion to extend time to file petition for rehearing until 04/04/2014 at 11:59 pm. Date of service: 02/28/2014. [8998037] (JMA)

- 03/03/2014 [47](#)
1 pg, 40.08 KB Filed order (SUSAN P. GRABER, JACQUELINE H. NGUYEN and RAYMOND J. DEARIE) Appellants' motion to extend time to file a petition for rehearing or petition for rehearing en banc until March 4, 2014, is GRANTED. [8999199] (SM)
- 03/04/2014 [48](#)
25 pg, 422.42 KB Filed (ECF) Appellants Katherine R. Arcell, Judy Bray, Jose M. Brito, Jan Marie Brown, Robert D. Conway, Judy Crandell, Rosemary D' Augusta, Brenda K. Davis, Pamela Faust, Carolyn Fjord, Don Freeland, Ted Friedli, Donald V. Fry, Gabriel Garavanian, Harry Garavanian, Yvonne Jocelyn Gardener, Lee M. Gentry, Jay Glikman, Valarie Ann Jolly, Gail S. Kosach, William John Lovell, Michael C. Malaney, Len Marazzo, Lisa McCarthy, Michele McKechnie, Patricia Ann Meeuwsen, Cynthia Prosterman, Deborah M. Pulfer, Dana L. Robinson, Robert Rosenthal, Bill Rubinsohn, Sondra K. Russell, Sylvia N. Sparks, June Stansbury, Clyde D. Stensrud, Wayne Taleff, Gary Talewsky, Annette M. Tippetts, Diana Lynn Ultican, J. Michael Walker, Pamela S. Ward, Pamela S. Ward, David P. Wendell and Christine O. Whalen petition for panel rehearing and petition for rehearing en banc (from 02/04/2014 memorandum). Date of service: 03/04/2014. [9002183] (JMA)

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