

CLOSED

**U.S. District Court
Northern District of Alabama (Western)
CIVIL DOCKET FOR CASE #: 7:11-cv-01929-MHH**

Fast and Easy Food Stores Inc v. Greene Beverage Company Inc
Assigned to: Judge Madeline Hughes Haikala
Cause: 15:15 Antitrust Litigation

Date Filed: 06/07/2011
Date Terminated: 02/17/2015
Jury Demand: None
Nature of Suit: 410 Anti-Trust
Jurisdiction: Federal Question

Plaintiff**Fast and Easy Food Stores Inc**represented by **Charles A Hardin**

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V.

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Date Filed	#	Docket Text
06/07/2011	1	COMPLAINT against Greene Beverage Company Inc, filed by Fast and Easy Food Stores Inc.(KAM,) (Entered: 06/07/2011)
06/07/2011	2	Request for service by certified mail filed by Fast and Easy Food Stores Inc. (KAM,) (Entered: 06/07/2011)
06/10/2011		Filing Fee: Filing fee \$ 350, receipt number 1126-1414013, related document 1 COMPLAINT against Greene Beverage Company Inc, filed by Fast and Easy Food Stores Inc.(KAM,). (Thompson, Katie) Modified on 6/15/2011 - NDAL receipt #B4601023875 (ASL). (Entered: 06/10/2011)
07/13/2011	3	Summons Issued as to Greene Beverage Company Inc. - Sent by certified mail. (CTS,) (Entered: 07/13/2011)
07/25/2011	4	Summons Returned Unexecuted as to Greene Beverage Company Inc. (Not Deliverable as Addressed) (KGE,) (Entered: 07/25/2011)
07/28/2011	5	ALIAS Summons Issued as to Greene Beverage Company Inc., mailed certified mail (KGE,) (Entered: 07/28/2011)
08/08/2011	6	SUMMONS Returned Executed Greene Beverage Company Inc served on 8/5/2011, answer due 8/26/2011. (KGE,) (Entered: 08/15/2011)
08/23/2011	7	MOTION to Dismiss <i>for Failure to State a Claim</i> by Greene Beverage Company Inc. (Green, Wilson) (Entered: 08/23/2011)

08/23/2011	8	ORDER re 7 MOTION to Dismiss for <i>Failure to State a Claim</i> filed by Greene Beverage Company Inc; response by pla to this motion must be filed by 8/30/11; reply by dft must be filed by 9/6/11; motion will be under submission 9/6/11. Signed by Magistrate Judge Paul W Greene on 8/23/11. (ASL) (Entered: 08/23/2011)
08/30/2011	9	RESPONSE to Motion re 7 MOTION to Dismiss for <i>Failure to State a Claim</i> filed by Fast and Easy Food Stores Inc. (Thompson, Katie) (Entered: 08/30/2011)
09/06/2011	10	REPLY to Response to Motion re 7 MOTION to Dismiss for <i>Failure to State a Claim</i> filed by Greene Beverage Company Inc. (Green, Wilson) (Entered: 09/06/2011)
12/07/2011	11	ORDER PURSUANT TO PARAGRAPH 5 OF THE GENERAL ORDER OF REFERENCE 7 Greene Beverages's Rule 12(b)(6) motion to dismiss the complaint is DENIED WITHOUT PREJUDICE; F & E's request for an opportunity to amend the complaint, included w/i brief in opposition to motion to dismiss (doc 9) is construed as a motion for leave to amend and is GRANTED; pla shall file amended complaint by 12/16/11. Signed by Magistrate Judge Paul W Greene on 12/7/11. (ASL) (Entered: 12/07/2011)
12/16/2011	12	AMENDED COMPLAINT against Greene Beverage Company Inc, filed by Fast and Easy Food Stores Inc.(Hobbs, Chad) (Entered: 12/16/2011)
12/29/2011	13	MOTION to Dismiss <i>Amended Complaint</i> by Greene Beverage Company Inc. (Green, Wilson) (Entered: 12/29/2011)
01/03/2012	14	SUBMISSION ORDER re 13 MOTION to Dismiss <i>Amended Complaint</i> filed by Greene Beverage Company Inc; pla shall file opposition or other response to motion to dismiss by 1/17/12; dft may file any reply thereto by 1/24/12; motion will be deemed under submission 1/24/12. Signed by Magistrate Judge Paul W Greene on 1/3/12. (ASL) (Entered: 01/03/2012)
01/17/2012	15	RESPONSE to Motion re 13 MOTION to Dismiss <i>Amended Complaint</i> filed by Fast and Easy Food Stores Inc. (Thompson, Katie) (Entered: 01/17/2012)
01/23/2012	16	REPLY to Response to Motion re 13 MOTION to Dismiss <i>Amended Complaint</i> filed by Greene Beverage Company Inc. (Green, Wilson) (Entered: 01/23/2012)
10/03/2012	17	Case Reassigned to Magistrate-Judge Madeline H Haikala. Magistrate Judge Paul W Greene no longer assigned to the case. (KAM,) (Entered: 10/03/2012)
04/26/2013	18	MOTION to Withdraw as Attorney by Fast and Easy Food Stores Inc. (Thompson, Katie) (Entered: 04/26/2013)
04/26/2013	19	ORDER granting 18 Motion to Withdraw as Attorney. Attorney Katie B Thompson is terminated from this litigation. Plaintiff will continue to be represented by current co-counsel, Bryan Brinyark and Chad Hobbs of Rosen Harwood, P.A. Signed by Magistrate Judge Madeline H Haikala on April 26, 2013. (Haikala, Madeline) (Entered: 04/26/2013)
11/04/2013	20	MEMORANDUM OPINION AND ORDER denying 13 dft's motion to dismiss. Signed by Judge Madeline Hughes Haikala on 11/4/13. (ASL) (Entered: 11/04/2013)
02/13/2014	21	TEXT ORDER On November 4, 2013, the court denied the defendant's motion to dismiss. (Doc. 20). This action has been pending since June 7, 2011. (Doc. 1). The parties have not filed a report of the parties' planning meeting in accordance with Federal Rule of Civil Procedure 26(f). The parties shall confer and file a Rule 26(f) report on or before March 3, 2014. After the Court receives the parties' report, it will enter a scheduling order. Signed by Judge Madeline Hughes Haikala on 2/13/14. (ASL) (Entered: 02/13/2014)
03/03/2014	22	REPORT of Rule 26(f) Planning Meeting. (Green, Wilson) (Entered: 03/03/2014)
03/12/2014	23	ORDER SETTING SCHEDULING CONFERENCE this case is SET for Scheduling Conference on 4/16/2014 at 11:30 AM in chambers, Hugo L Black US Courthouse, Birmingham, AL before Judge Madeline Hughes Haikala. Signed by Judge Madeline Hughes Haikala on 3/12/14. (ASL) (Entered: 03/12/2014)
04/17/2014	24	PHASE ONE SCHEDULING ORDER Discovery due by 9/26/2014. Dispositive Motions due by 10/17/2014 and other time limits as set out in this order. Signed by Judge Madeline Hughes Haikala on 4/17/14. (ASL) (Entered: 04/17/2014)
04/18/2014	25	MOTION to Amend Phase One Scheduling Order by Fast and Easy Food Stores Inc. (Rains, David) (Entered: 04/18/2014)
04/23/2014	26	TEXT ORDER On April 18, 2014 the plaintiff filed a motion to amend the phase one scheduling order in this matter. (Doc. 25). The plaintiff requests that the Court extend the deadlines in the scheduling order (Doc. 24) by (60) days to allow the parties to address the various matters set forth in the scheduling order. Plaintiff's counsel has conferred with and confirmed that the defendant's counsel is unopposed to the motion. The Court GRANTS the motion and extends the deadlines in its scheduling order by sixty (60) days. Signed by Judge Madeline Hughes Haikala on 4/23/14. (ASL) (Entered: 04/23/2014)
07/03/2014	27	MOTION to Withdraw as Attorney by Fast and Easy Food Stores Inc. (Hobbs, Chad) (Entered: 07/03/2014)
07/15/2014	28	TEXT ORDER - Before the Court is the motion of Chad L. Hobbs, David E. Rains, and the law firm of Rosen Harwood, P.A. to withdraw as attorney for plaintiff, Fast and Easy Food Stores, Inc. (Doc. 27). The Court GRANTS the motion. Bryan S. Brinyark of the law firm Brinyark & Frederick, P.C. will continue to represent the plaintiff in this matter.. Signed by Judge Madeline Hughes Haikala on 7/15/2014. (KAM,) (Entered: 07/15/2014)
08/29/2014	29	NOTICE of Appearance by Charles A Hardin on behalf of Fast and Easy Food Stores Inc (Hardin, Charles) (Entered: 08/29/2014)
11/24/2014	30	Joint MOTION for Extension of Time to Complete Discovery (<i>Phase One Discovery and Dispositive Motion Deadlines</i>) by Greene Beverage Company Inc. (Green, Wilson) (Entered: 11/24/2014)
11/24/2014	31	TEXT ORDER: The parties have filed a joint motion to extend Phase One discovery and dispositive motion deadlines by 90 days. (Doc. 30). The Court GRANTS the motion for extension but extends the deadlines by 60 days rather than 90 days. Phase One discovery shall be due on or before Monday January 26, 2015. Dispositive motions on Phase One shall be due on or before Monday February 16, 2015. Signed by Judge Madeline Hughes Haikala on 11/24/2014. (KEK) (Entered: 11/24/2014)
02/17/2015	32	NOTICE of Voluntary Dismissal by Fast and Easy Food Stores Inc (Hardin, Charles) (Entered: 02/17/2015)
02/17/2015	33	ORDER DISMISSING CASE - The Court ORDERS that this action is DISMISSED WITH PREJUDICE. The parties are to bear their own costs, expenses, and attorneys fees. Signed by Judge Madeline Hughes Haikala on 2/17/2015. (KEK) (Entered: 02/17/2015)