

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
Baltimore Division

FILED \_\_\_\_\_ ENTERED \_\_\_\_\_  
LODGED \_\_\_\_\_ RECEIVED \_\_\_\_\_

AUG 21 2007

AT BALTIMORE  
CLERK U.S. DISTRICT COURT  
DISTRICT OF MARYLAND

BY \_\_\_\_\_ DEPUTY

ALBERT SNYDER, )  
 )  
 Plaintiff )  
 )  
 FRED W. PHELPS, SR., et al, )  
 )  
 Defendants. )

Case No. 1:06-CV-01389-RDB

**STATUS REPORT FROM DEFENDANTS**  
**REBEKAH PHELPS-DAVIS**  
**& SHIRLEY PHELPS-ROPER**

Defendants Rebekah Phelps-Davis and Shirley Phelps-Roper hereby submit the following Status Report.

a. **Whether discovery has been completed.**

These defendants have completed discovery that they were able to within the limited time allowed, and given the limits put on discovery topics by the Court. Further, defendants have a motion to reconsider/compel pending, which may result in further discovery. Thus discovery is not complete, due to these unresolved issues.

b. **Whether any motions are pending.**

Defendants Westboro Baptist Church, Inc. and Phelps have a motion to reconsider pending. Defendants Phelps-Davis and Phelps-Roper have a motion to

reconsider and to compel pending. The language of the Court during the May 29 phone conference and in the June 5 order suggests that defendants' motion for summary judgment is still pending, waiting for plaintiff's opposition after completing discovery.

**c. Whether any party intends to file a dispositive pretrial motion.**

Defendants will file a renewed motion for summary judgment, and/or supplemental motion and/or motion to clarify the status of the summary judgment motion.

**d. Whether the case is to be tried by jury or non-jury and the anticipated length of trial.**

Trial is by jury Two weeks have been calendared and probably will be required, particularly given the various evidentiary disputes which are likely and on which a record must be made.

**e. A certification that the parties have met to conduct serious settlement negotiations; and the date, time and place of the meeting and the names of all persons participating therein.**

No settlement conference or discussions have occurred. However, defendants have proposed settlement talks and are still willing to reasonably participate in good-faith discussion by phone.

**f. Whether each party believes it would be helpful to refer this case to another judge of this court for a settlement or other ADR conference, either before or after the resolution of dispositive motions.**

Defendants are willing to participate in a settlement conference with another judge if plaintiff participates in good faith, and if this occurs prior to the work that is required to prepare for trial.

**g. Whether all parties consent, pursuant to 28 U.S.C. § 636(c), to have a U.S. Magistrate Judge conduct any further proceedings in this case, either before or after the resolution of any dispositive pretrial motion, including trial (jury or non-jury) and entry of final judgment.**

Defendants are agreeable to a Magistrate Judge conducting a settlement conference.

**h. Any other matters which you believe should be brought to the court's attention.**

Defendants anticipate the need for a further motion to compel given the responses by plaintiff to their interrogatories and request for production of documents; informal efforts to resolve the dispute per local rules are being made.

Defendants reserve the option to file a motion to transfer this case to another judge, and/or to recuse the current trial judge.

Defendants reserve the right to file a motion to stay these proceedings if/as necessary in connection with their pending appeal with the Fourth Circuit Court of Appeals.

During trial individual defendants and defense witnesses are likely to refer to Bible passages and commentary by Bible expositors; and will do so by using an electronic version of the King James Bible and writings of scriptural expositors,

through the medium of the Online Bible, which is software containing both the content of the Bible and expositors' commentaries, see <http://www.onlinebible.net>.

Respectfully submitted,



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Rebekah A. Phelps-Davis

Pro Se Defendant

1216 Cambridge

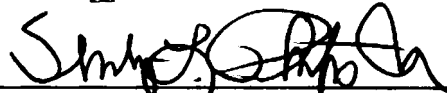
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&



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CERTIFICATE OF SERVICE

We hereby certify that the foregoing status report was served on August 20, 2007, as follows:

Original + 2 copies, with 2-hole punch, by express mail, with return envelope, to:

U S District Court Clerk  
101 W. Lombard Street, 4<sup>th</sup> Floor  
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Shirley L. Phelps-Roper, Defendant Pro Se