

APPEAL, CLOSED, LAW\_CLERK\_B, PROTO

**U.S. District Court**  
**United States District Court for the Western District of Washington (Tacoma)**  
**CIVIL DOCKET FOR CASE #: 3:06-cv-05195-RBL**

Witt v. Department of the Air Force et al  
Assigned to: Judge Ronald B. Leighton  
Case in other court: cca, 06-35644  
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 04/12/2006  
Date Terminated: 09/24/2010  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Major Margaret Witt**

represented by **Aaron H Caplan**  
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V.

**Defendant****Department of the Air Force**

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*ATTORNEY TO BE NOTICED***Defendant**

**Donald H Rumsfeld**  
*Secretary of Defense*

represented by **Peter J Phipps**  
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**Bryan R. Diederich**  
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**Marion J. Mittet**  
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*TERMINATED: 09/09/2010*

**Stephen J. Buckingham**  
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**Defendant**

**Michael W Wynne**  
*Secretary, Department of the Air Force*

represented by **Peter J Phipps**  
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*TERMINATED: 09/09/2010*

**Stephen J. Buckingham**  
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**Defendant**

**Colonel Mary L Walker**  
*Commander, 446th Aeromedical*  
*Evacuation Squadron, McChord AFB*

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TERMINATED: 09/09/2010

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Date Filed	#	Docket Text
04/12/2006	<a href="#">1</a>	COMPLAINT against all defendants (Summons(es) issued) (Receipt # T77) , filed by Margaret Witt. (Attachments: #(1) Appendix A - H #(2) Civil Cover Sheet)(KAM, ) (Entered: 04/13/2006)
04/13/2006	<a href="#">2</a>	NOTICE OF INITIAL ASSIGNMENT TO A US MAGISTRATE JUDGE AND CONSENT FORM. If consent, return the executed form by 5/12/2006. <b>Please Note: Consents must <u>not</u> be electronically filed with the Court.</b> (KAM, ) (Entered: 04/13/2006)
04/13/2006	<a href="#">3</a>	MINUTE ORDER REGARDING DISCOVERY AND DEPOSITIONS by Judge J. Kelley Arnold. (KAM, ) (Entered: 04/13/2006)
04/13/2006	<a href="#">4</a>	MINUTE ORDER REGARDING INITIAL DISCLOSURES, JOINT STATUS REPORT AND EARLY SETTLEMENT. FRCP 26f Conference Deadline is 6/28/2006; Initial Disclosure Deadline is 7/5/2006; Joint Status Report due by 7/12/2006 by Judge J. Kelley Arnold. (KAM, ) (Entered: 04/13/2006)
04/13/2006		Joint Status Report NOTED on motion calendar; Noting Date 7/12/2006. (KAM, ) (Entered: 04/13/2006)
04/18/2006	5	MINUTE ORDER REASSIGNING CASE. This action has been reassigned to Judge Ronald B Leighton. All future documents filed in this case must bear the cause number C06-5195RBL and bear the Judge's name in the upper right hand corner of the document. Please make the necessary corrections to your records reflecting this change by Judge J. Kelley Arnold. (KAM, ) (Entered: 04/18/2006)
04/18/2006	<a href="#">6</a>	MOTION for Leave to File <i>An Overlength Brief</i> by Plaintiff Margaret Witt. Noting Date 4/18/2006. (Attachments: # <a href="#">1</a> Proposed Order Granting Plaintiff's Motion For Leave To File An Overlength Brief)(McCraw, Nichole) (Entered: 04/18/2006)
04/20/2006	<a href="#">7</a>	ORDER granting <a href="#">6</a> Plaintiff's Motion for Leave to File an Overlength Brief, signed by Judge Ronald B. Leighton.(DN, ) (Entered: 04/20/2006)
04/24/2006	<a href="#">8</a>	Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> by Plaintiff Margaret Witt. Noting Date 5/12/2006.Oral Argument Requested. (Attachments: # <a href="#">1</a> Second half of Motion# <a href="#">2</a> Proposed Order Proposed Order)(McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">9</a>	DECLARATION of Major Margaret Witt filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">10</a>	AFFIDAVIT of Major Faith M. Mueller filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of</i>

		<i>Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">11</a>	DECLARATION of Stacey Jullian filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">12</a>	DECLARATION of James Schaffer filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">13</a>	DECLARATION of Julia Scott filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">14</a>	DECLARATION of Major Sue Schindler filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">15</a>	DECLARATION of Sharon Carlson filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">16</a>	DECLARATION of Master Sergeant Jill Brinks filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">17</a>	DECLARATION of Major Annie Thomas filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">18</a>	DECLARATION of Major Vince Oda filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">19</a>	DECLARATION of Professor Elizabeth Kier filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (McCraw, Nichole) (Entered: 04/24/2006)
04/24/2006	<a href="#">20</a>	DECLARATION of Elizabeth Kier APPENDICES filed by Plaintiff Margaret Witt re <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (Attachments: # <a href="#">1</a> Appendix A p. 4-21# <a href="#">2</a> Appendix A p. 22-39# <a href="#">3</a> Appendix B p. 40-57# <a href="#">4</a> Appendix C p. 58-92# <a href="#">5</a> Appendix D p. 93-125# <a href="#">6</a> Appendix D p. 126-149# <a href="#">7</a> Appendix D p. 150-163# <a href="#">8</a> Appendix E p. 164-171# <a href="#">9</a> Appendix F p. 172-189# <a href="#">10</a> Appendix F p. 190-204# <a href="#">11</a> Appendix G p. 205-230# <a href="#">12</a> Appendix G p. 231-256)(McCraw, Nichole) (Entered: 04/24/2006)
05/01/2006	<a href="#">21</a>	ACKNOWLEDGEMENT OF SERVICE of summons and complaint <i>for declaratory and injunctive relief</i> by Plaintiff Margaret Witt on April 12, 2006 (Lobsenz, James) (Entered: 05/01/2006)
05/01/2006	<a href="#">22</a>	AFFIDAVIT OF SERVICE by Plaintiff Margaret Witt re <a href="#">11</a> Declaration, <a href="#">14</a> Declaration, <a href="#">15</a> Declaration, <a href="#">13</a> Declaration, <a href="#">17</a> Declaration, <a href="#">9</a> Declaration, <a href="#">12</a> Declaration, <a href="#">18</a> Declaration, <a href="#">16</a> Declaration, <a href="#">10</a> Affidavit, <a href="#">20</a> Declaration,, <a href="#">19</a> Declaration, <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In</i>

		<i>Support of Motion.</i> (Lobsenz, James) (Entered: 05/01/2006)
05/08/2006	<a href="#">23</a>	NOTICE of Appearance by attorney Marion J. Mittet on behalf of Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker (Mittet, Marion) (Entered: 05/08/2006)
05/08/2006	<a href="#">24</a>	RESPONSE MOTION AND RESPONSE , by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker, to <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion.</i> (Phipps, Peter) Modified on 6/9/2006 (VB, (Entered: 05/08/2006)
05/09/2006		NOTICE of Docket Text Modification re <a href="#">24</a> Response to Motion, : Document filed as a response not a Motion and response (VB, ) (Entered: 06/09/2006)
05/12/2006	<a href="#">25</a>	REPLY, filed by Plaintiff Margaret Witt, TO RESPONSE to <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> (Caplan, Aaron) (Entered: 05/12/2006)
05/15/2006	26	NOTICE of Hearing on Motion <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion</i> : Motion Hearing set for 6/9/2006 at 10:00 AM in B Courtroom before Hon. Ronald B. Leighton. s/Jean Boring as directed by Judge Leighton.(JAB, ) (Entered: 05/15/2006)
05/23/2006	27	NOTICE of Rescheduled Hearing: Preliminary/Permanent Injunction Hearing is RESET for 6/30/2006 at 03:00 PM in B Courtroom before Hon. Ronald B. Leighton. (JAB, ) (Entered: 05/23/2006)
06/05/2006	<a href="#">28</a>	RESPONSE, by Plaintiff Margaret Witt, to <a href="#">24</a> Defendant's Motion to Dismiss <a href="#">8</a> Oral MOTION for Preliminary Injunction <i>And Memorandum In Support of Motion.</i> (Lobsenz, James) Modified on 6/5/2006: Corrected link and text, per filer(HBR). (Entered: 06/05/2006)
06/05/2006		NOTICE of Docket Text Modification re <a href="#">28</a> Response to Motion: added link to document <a href="#">24</a> with text, per filer; edited out link to Oral Motion. (HBR) (Entered: 06/05/2006)
06/09/2006	<a href="#">29</a>	REPLY by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker to <a href="#">24</a> MOTION AND RESPONSE. (Phipps, Peter) Modified on 6/12/2006: edited title of linked document #24 to reflect edited title (HBR). (Entered: 06/09/2006)
06/26/2006	30	NOTICE of Rescheduling the TIME of the Hearing: Preliminary Injunction Hearing set for 6/30/2006 at 02:00 PM in B Courtroom before Hon. Ronald B. Leighton. Time moved up from 3:00 pm. s/Jean Boring as authorized by Judge Leighton.(JAB, ) (Entered: 06/26/2006)
06/28/2006	<a href="#">31</a>	MOTION to Stay <i>Discovery and for Relief from the Deadlines Imposed by the Court's Minute Order of April 13, 2006</i> by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker. Noting Date 7/11/2006. (Attachments: # <a href="#">1</a> Proposed Order)(Phipps, Peter) (Entered: 06/28/2006)
06/30/2006	32	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton - Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz/ Aaron Caplan</i> ; Def Counsel: <i>Peter Phipps/Jamie Mittet/Maj.Tracey Rockenbach</i> ; CR: <i>Julaine Ryan</i> ; <b>ORAL</b>

		<b>ARGUMENT on Preliminary Injunction and Motion to Dismiss</b> held on 6/30/2006. Arguments presented. Court will issue a written decision. (JAB, ) (Entered: 07/03/2006)
07/06/2006	<a href="#">33</a>	RESPONSE, by Plaintiff Margaret Witt, to <a href="#">31</a> MOTION to Stay <i>Discovery and for Relief from the Deadlines Imposed by the Court's Minute Order of April 13, 2006</i> . (Lobsenz, James) (Entered: 07/06/2006)
07/11/2006	<a href="#">34</a>	REPLY, filed by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker, TO RESPONSE to <a href="#">31</a> MOTION to Stay <i>Discovery and for Relief from the Deadlines Imposed by the Court's Minute Order of April 13, 2006</i> (Phipps, Peter) (Entered: 07/11/2006)
07/26/2006	<a href="#">35</a>	ORDER DENYING <a href="#">8</a> Plaintiff's Motion for Preliminary Injunction; ORDER GRANTING <a href="#">24</a> Defendant's Motion to Dismiss; and, ORDER finding as moot <a href="#">31</a> Motion to Stay. Signed by Judge Ronald B. Leighton.(DN, ) (Entered: 07/26/2006)
07/27/2006	<a href="#">36</a>	JUDGMENT BY COURT (JAB, ) (Entered: 07/27/2006)
07/31/2006	<a href="#">37</a>	NOTICE OF APPEAL #06-35644 as to <a href="#">36</a> Judgment by Court, <a href="#">35</a> Order on Motion to Stay, Order on Motion for Preliminary Injunction by Plaintiff Margaret Witt. Filing Fee:. (Lobsenz, James) Modified on 8/8/2006-added appeal number (PVO, ). (Entered: 07/31/2006)
08/01/2006		Appeal Fees received: fee in the amount of \$ 455 (receipt # T-658) re <a href="#">37</a> Notice of Appeal filed by Margaret Witt, (MW, ) (Entered: 08/01/2006)
08/01/2006	<a href="#">38</a>	APPEAL NOTIFICATION packet sent to US Court of Appeals re <a href="#">37</a> Notice of Appeal (Attachments: # <a href="#">1</a> docket report)(MW, ) (Entered: 08/01/2006)
08/08/2006		USCA Case Number 06-35644 for <a href="#">37</a> Notice of Appeal filed by Margaret Witt,. (PVO, ) (Entered: 08/08/2006)
08/10/2006	<a href="#">39</a>	NOTICE by Plaintiff Margaret Witt <i>of Request for Transcript Order</i> (Lobsenz, James) (Entered: 08/10/2006)
08/11/2006	<a href="#">40</a>	ORDER of USCA as to <a href="#">37</a> Notice of Appeal #06-35644 filed by Margaret Witt; appeal filed 7/31/06 is a preliminary injunction appeal; if they have not already done so, w/in 7 calendar days of the filing date of this order, parties shall make arrangements to obtain the official transcript; BRIEFING SCHEDULE: opening brief due by 8/28/06; answering brief due 9/25/06 or 28 days after svc of opening brief; opt reply due w/in 14 days; if aplt fails to file timely the opening brief, appeal will be dismissed automatically by the Clerk for failure to prosecute (MW, ) (Entered: 08/11/2006)
08/25/2006	<a href="#">41</a>	ORDER of USCA as to <a href="#">37</a> Notice of Appeal #06-35644 filed by Margaret Witt; aplt's unopposed mtn to strike the briefing schedule is granted; court's 8/8/06 order is vacated as entered in error; this is not a preliminary injunction appeal; appeal shall proceed in the usual course; BRIEFING SCHEDULE: opening brief & excerpts of record due 10/2/06; answering brief due 11/1/06; optional reply brief due w/in 14 days (MW, ) (Entered: 08/25/2006)
10/23/2006	<a href="#">42</a>	TRANSCRIPT of Hearing, held on 6/30/06, before Judge Ronald B. Leighton (re <a href="#">37</a> Notice of Appeal #06-35644). Court Reporter: Julaine V. Ryen. (PVO, )

		(Entered: 10/24/2006)
10/24/2006	<a href="#">43</a>	CERTIFICATE OF RECORD Transmitted to USCA re <a href="#">37</a> Notice of Appeal #06-35644. (PVO, ) (Entered: 10/24/2006)
10/24/2006	<a href="#">44</a>	*Amended* CERTIFICATE OF RECORD Transmitted to USCA re <a href="#">37</a> Notice of Appeal #06-35644. Corrected Deft. name. (PVO, ) (Entered: 10/24/2006)
01/16/2007		CLERK'S RECORD ON APPEAL transmitted to US Court of Appeals re <a href="#">37</a> Notice of Appeal, <b>**ALL DOCUMENTS FILED ELECTRONICALLY &amp; CAN BE VIEWED ON PACER**</b> (MW, ) (Entered: 01/16/2007)
11/01/2007	<a href="#">45</a>	ORDER of USCA as to <a href="#">37</a> Notice of Appeal #06-35644 filed by Margaret Witt re supplementing the record (MW, ) (Entered: 11/01/2007)
06/16/2008	<a href="#">46</a>	NOTICE of Appearance and Change of Address ; filed by Plaintiff Margaret Witt. (Dunne, Sarah) (Entered: 06/16/2008)
12/04/2008	<a href="#">47</a>	ORDER of USCA as to <a href="#">37</a> Notice of Appeal #06-35644 filed by Margaret Witt; panel voted to deny aples' petition for rehearing and deny aples' petition for rehearing En Banc (MW) (Entered: 12/04/2008)
02/27/2009	<a href="#">48</a>	ORDER of the Supreme Court of the United States #08A729: application for an extension of time to file a petition for writ of certiorari has been granted-due by 4/3/09 in relation to <a href="#">37</a> Notice of Appeal #06-35644, filed by Margaret Witt, (MW) (Entered: 03/25/2009)
06/10/2009	<a href="#">49</a>	MANDATE of USCA as to <a href="#">37</a> Notice of Appeal #06-35644 filed by Margaret Witt; judgment of this Court, entered 5/21/08, takes effect this date-AFFIRMED in part, REVERSED in part, and REMANDED (Attachments: # <a href="#">1</a> opinion)(MW) (Entered: 06/10/2009)
06/11/2009	<a href="#">50</a>	MINUTE ORDER Requiring Joint Status Report be filed by 7/17/2009. s/Jean Boring as directed by Judge Ronald B. Leighton. (JAB) (Entered: 06/11/2009)
06/17/2009	<a href="#">51</a>	Mail Returned as Undeliverable re <a href="#">49</a> Mandate of USCA addressed to Nichole D McCraw (MW) (Entered: 06/17/2009)
07/10/2009		Reset Deadlines: Per counsels' request, Joint Status Report due by 8/7/2009, (DN) (Entered: 07/10/2009)
08/05/2009		Reset Deadlines: Per request of Dept. of Air Force, with plaintiff counsel's agreement, Joint Status Report is now due by 8/21/2009, (DN) (Entered: 08/05/2009)
08/21/2009	<a href="#">52</a>	JOINT STATUS REPORT signed by all parties. (Lobsenz, James) (Entered: 08/21/2009)
08/25/2009	53	NOTICE of Hearing: Scheduling Conference set for 9/2/2009 at 09:30 AM in B Courtroom before Judge Ronald B. Leighton. s/Jean Boring as directed by Judge Leighton.(JAB) (Entered: 08/25/2009)
09/02/2009	<a href="#">54</a>	MINUTE ORDER SETTING TRIAL, PRETRIAL DATES AND ORDERING MEDIATION; Length of Trial: *6-7 DAYS*. Bench Trial is set for 9/13/2010 at 09:30 AM in B Courtroom before Judge Ronald B. Leighton. Joinder of Parties due by 10/2/2009, Expert Witness Disclosure/Reports under FRCP 26(a)(2) due by 3/17/2010, Motions due by 4/26/2010, Discovery completed by 5/17/2010,



		Dispositive motions due by 6/15/2010, Settlement conference to be held by 7/15/2010, 39.1 mediation to be completed by 8/16/2010, 39.1 Settlement Report due by 8/23/2010, Motions in Limine due by 8/16/2010, Pretrial Order due by 8/27/2010, Pretrial Conference set for 9/2/2010 at 08:30 AM in B Courtroom before Judge Ronald B. Leighton. Trial briefs to be submitted by 8/31/2010, Proposed Findings of Fact and Conclusions of Law to be submitted by 8/31/2010. s/Jean Boring by Judge Ronald B. Leighton. (JAB) (Entered: 09/02/2009)
09/02/2009	<a href="#">55</a>	ORDER REGARDING DISCOVERY AND DEPOSITIONS by Judge Ronald B. Leighton. (JAB) (Entered: 09/02/2009)
09/02/2009	56	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz / Sarah Dunne</i> ; Def Counsel: <i>Peter Phipps / Major Linell Letendre</i> ; CR: <i>Teri Hendrix</i> ; <b>Scheduling Conference</b> held on 9/2/2009. Mr. Phipps outlines reasons for requesting bifurcated discovery. Court declines to bifurcate or limit discovery. Counsel discuss schedules. Trial Date is set for 9/13/2010. 6-7 Days are estimate. Clerk to issue scheduling order. (JAB) (Entered: 09/03/2009)
09/03/2009	<a href="#">57</a>	Mail Returned as Undeliverable re 53 Notice of Hearing addressed to Nichole D. McCraw (Returned to sender/attempted, not known and unable to forward) (CMG) (Entered: 09/08/2009)
09/11/2009	<a href="#">58</a>	<p>NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings held on 9/2/2009 before Judge Ronald B. Leighton.</p> <p>Parties have ten (10) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.</p> <p>Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Information regarding the policy can be found on the court's website at <a href="http://www.wawd.uscourts.gov">www.wawd.uscourts.gov</a>.</p> <p>To purchase a copy of the transcript contact court reporter Teri Hendrix by telephone at 253-882-3831.</p> <p>. Release of Transcript Restriction set for 12/10/2009, (PVO) (Entered: 09/15/2009)</p>
09/14/2009	<a href="#">59</a>	Mail Returned as Undeliverable re <a href="#">54</a> Minute Order Setting Trial, Pretrial Dates and Ordering Mediation, addressed to Nicole D McCraw (JLP)Reason Attempted not known. (Entered: 09/16/2009)
10/23/2009	<a href="#">60</a>	ANSWER to <a href="#">1</a> Complaint by Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker.(Phipps, Peter) (Entered: 10/23/2009)
02/12/2010	<a href="#">61</a>	Agreed MOTION to Amend <a href="#">54</a> Minute Order Setting Trial, Pretrial Dates and Ordering Mediation,,,,,by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker. (Attachments: # <a href="#">1</a> Proposed

		Order) Noting Date 2/12/2010, (Phipps, Peter) (Entered: 02/12/2010)
02/23/2010	62	MINUTE ORDER DENYING <a href="#">61</a> Agreed MOTION to Amend <a href="#">54</a> Minute Order Setting Trial, Pretrial Dates and Ordering Mediation. s/Jean Boring as directed by Judge Ronald B. Leighton.(JAB) (Entered: 02/23/2010)
03/04/2010	<a href="#">63</a>	MOTION for Protective Order by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker. Oral Argument Requested. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit, # <a href="#">3</a> Exhibit, # <a href="#">4</a> Exhibit, # <a href="#">5</a> Exhibit, # <a href="#">6</a> Exhibit, # <a href="#">7</a> Exhibit) Noting Date 3/12/2010, (Phipps, Peter) (Entered: 03/04/2010)
03/09/2010	<a href="#">64</a>	RESPONSE, by Plaintiff Margaret Witt, to <a href="#">63</a> MOTION for Protective Order. (Lobsenz, James) (Entered: 03/09/2010)
03/09/2010	<a href="#">65</a>	DECLARATION of James Schaffer (Ret.) filed by Plaintiff Margaret Witt re <a href="#">63</a> MOTION for Protective Order (Lobsenz, James) (Entered: 03/09/2010)
03/09/2010	<a href="#">66</a>	DECLARATION of Heather Julian filed by Plaintiff Margaret Witt re <a href="#">63</a> MOTION for Protective Order (Lobsenz, James) (Entered: 03/09/2010)
03/09/2010	<a href="#">67</a>	DECLARATION of Edmond Hrivnak filed by Plaintiff Margaret Witt re <a href="#">63</a> MOTION for Protective Order (Lobsenz, James) (Entered: 03/09/2010)
03/09/2010	<a href="#">68</a>	DECLARATION of James E. Lobsenz filed by Plaintiff Margaret Witt re <a href="#">63</a> MOTION for Protective Order (Attachments: # <a href="#">1</a> Appendix A-E pp. 11-38, # <a href="#">2</a> Appendix F-G pp. 39-75)(Lobsenz, James) (Entered: 03/09/2010)
03/12/2010	<a href="#">69</a>	REPLY, filed by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker, TO RESPONSE to <a href="#">63</a> MOTION for Protective Order (Phipps, Peter) (Entered: 03/12/2010)
03/12/2010	70	MINUTE ORDER denying <a href="#">63</a> Motion for Protective Order. s/Jean Boring as directed by Judge Ronald B. Leighton.(JAB) (Entered: 03/12/2010)
03/16/2010	<a href="#">71</a>	NOTICE of Appearance by attorney Stephen J. Buckingham on behalf of Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker. (Buckingham, Stephen) (Entered: 03/16/2010)
03/22/2010	<a href="#">72</a>	NOTICE of Appearance by attorney Bryan R. Diederich on behalf of Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker. (Diederich, Bryan) (Entered: 03/22/2010)
03/24/2010	<a href="#">73</a>	NOTICE of Appearance by attorney Sher S Kung on behalf of Plaintiff Margaret Witt. (Kung, Sher) (Entered: 03/24/2010)
04/02/2010	<a href="#">74</a>	AFFIDAVIT OF SERVICE OF DEPOSITION SUBPOENA upon Matt Schaffer served on 3/22/10. (CMG) (Entered: 04/06/2010)
04/16/2010	<a href="#">75</a>	Stipulated MOTION <i>Stipulation and Order to Amend Deadlines in Minute Order re Discovery Dates</i> by Plaintiff Margaret Witt. Noting Date 4/16/2010, (Dunne, Sarah) (Entered: 04/16/2010)
04/20/2010	<a href="#">76</a>	ORDER granting <a href="#">75</a> Stipulated Motion Re Discovery Deadlines: Motions due by 5/17/2010, Discovery completed by 6/7/2010, signed by Judge Ronald B. Leighton.(DN) (Entered: 04/20/2010)

04/27/2010	<a href="#">77</a>	MOTION for Protective Order <i>Prohibiting Interference with Non-Party Witnesses by Defendants</i> by Plaintiff Margaret Witt. Oral Argument Requested. (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 5/6/2010, (Dunne, Sarah) (Entered: 04/27/2010)
04/27/2010	<a href="#">78</a>	DECLARATION of Sarah A. Dunne filed by Plaintiff Margaret Witt re <a href="#">77</a> MOTION for Protective Order <i>Prohibiting Interference with Non-Party Witnesses by Defendants</i> (Dunne, Sarah) (Entered: 04/27/2010)
04/27/2010	<a href="#">79</a>	DECLARATION of Sher S. Kung filed by Plaintiff Margaret Witt re <a href="#">77</a> MOTION for Protective Order <i>Prohibiting Interference with Non-Party Witnesses by Defendants</i> (Dunne, Sarah) (Entered: 04/27/2010)
04/28/2010	<a href="#">80</a>	NOTICE that the following is RE-NOTED: <a href="#">77</a> MOTION for Protective Order <i>Prohibiting Interference with Non-Party Witnesses by Defendants</i> . Filed by Plaintiff Margaret Witt. Noting Date 5/7/2010, (Dunne, Sarah) (Entered: 04/28/2010)
05/05/2010	<a href="#">81</a>	RESPONSE, by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker, to <a href="#">77</a> MOTION for Protective Order <i>Prohibiting Interference with Non-Party Witnesses by Defendants</i> . Oral Argument Requested. (Attachments: # <a href="#">1</a> Exhibit Declaration)(Diederich, Bryan) (Entered: 05/05/2010)
05/07/2010	<a href="#">82</a>	REPLY, filed by Plaintiff Margaret Witt, TO RESPONSE to <a href="#">77</a> MOTION for Protective Order <i>Prohibiting Interference with Non-Party Witnesses by Defendants</i> (Dunne, Sarah) (Entered: 05/07/2010)
05/07/2010	<a href="#">83</a>	DECLARATION of Sarah A. Dunne filed by Plaintiff Margaret Witt re <a href="#">77</a> MOTION for Protective Order <i>Prohibiting Interference with Non-Party Witnesses by Defendants</i> (Dunne, Sarah) (Entered: 05/07/2010)
05/13/2010	<a href="#">84</a>	MOTION to Compel <i>Production of Documents Responsive to Requests for Production No. 33 to 36</i> by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 5/28/2010, (Kung, Sher) (Entered: 05/13/2010)
05/13/2010	<a href="#">85</a>	DECLARATION of Sher Kung filed by Plaintiff Margaret Witt re <a href="#">84</a> MOTION to Compel <i>Production of Documents Responsive to Requests for Production No. 33 to 36</i> (Kung, Sher) (Entered: 05/13/2010)
05/14/2010	<a href="#">86</a>	PRAECIPE re <a href="#">85</a> Declaration of <i>Sher Kung re 84 MOTION to Compel Production of Documents Responsive to Requests for Production No. 33 to 36</i> by Plaintiff Margaret Witt. (Kung, Sher) (Entered: 05/14/2010)
05/17/2010	<a href="#">87</a>	ORDER granting <a href="#">77</a> Plaintiff's Motion for Protective Order, signed by Judge Ronald B. Leighton.(DN) (Entered: 05/17/2010)
05/24/2010	<a href="#">88</a>	RESPONSE, by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker, to <a href="#">84</a> MOTION to Compel <i>Production of Documents Responsive to Requests for Production No. 33 to 36</i> . Oral Argument Requested. (Attachments: # <a href="#">1</a> Exhibit)(Buckingham, Stephen) (Entered: 05/24/2010)
05/27/2010	<a href="#">89</a>	REPLY, filed by Plaintiff Margaret Witt, TO RESPONSE to <a href="#">84</a> MOTION to Compel <i>Production of Documents Responsive to Requests for Production No.</i>

		33 to 36 (Kung, Sher) (Entered: 05/27/2010)
05/27/2010	<a href="#">90</a>	DECLARATION of Sher Kung filed by Plaintiff Margaret Witt re <a href="#">84</a> MOTION to Compel <i>Production of Documents Responsive to Requests for Production No. 33 to 36</i> (Kung, Sher) (Entered: 05/27/2010)
06/01/2010	<a href="#">91</a>	ORDER granting <a href="#">84</a> Plaintiff's Motion to Compel, signed by Judge Ronald B. Leighton.(DN) (Entered: 06/01/2010)
06/01/2010	<a href="#">92</a>	MOTION to Amend <a href="#">87</a> Order on Motion for Protective Order,by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit, # <a href="#">3</a> Proposed Order) Noting Date 6/18/2010, (Phipps, Peter) (Entered: 06/01/2010)
06/14/2010	<a href="#">93</a>	RESPONSE, by Plaintiff Margaret Witt, to <a href="#">92</a> MOTION to Amend <a href="#">87</a> Order on Motion for Protective Order,. (Attachments: # <a href="#">1</a> Proposed Order)(Dunne, Sarah) (Entered: 06/14/2010)
06/14/2010	<a href="#">94</a>	DECLARATION of Sarah Dunne filed by Plaintiff Margaret Witt re <a href="#">92</a> MOTION to Amend <a href="#">87</a> Order on Motion for Protective Order, (Dunne, Sarah) (Entered: 06/14/2010)
06/14/2010	95	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz / Sarah Dunne</i> ; Def Counsel: <i>Peter Phipps</i> ; CR: <i>None</i> ; <b>Telephone Conference</b> held on 6/14/2010. Counsel brings concerns to the Court for discussion. 1) The status of Major Witt's discharge is unclear and that lack of clarity raises issues affecting the procedural due process claims. More time is requested for filing Summary Judgment motions (the current deadline is 6/15/2010); 2) The shifting political climate surrounding "Don't Ask, Don't Tell" begs the question of whether trial should be rescheduled to a later date. (currently the trial is scheduled for 9/13/2010); The Court declines to reset the trial date at this time. Counsel will further explore the meaning of "Conditional "Conditions Discharge" and the due date for Summary Judgment Motions is EXTENDED out 4 weeks per agreement of counsel to July 13, 2010. Dispositive motions due by 7/13/2010, (JAB) Modified on 6/15/2010 (JAB). (Entered: 06/15/2010)
06/15/2010		NOTICE of Docket Text Modification re 95 Telephone Conference, Language corrected as follows: Conditional Discharge changed to "Conditions" Discharge (JAB) (Entered: 06/15/2010)
06/18/2010	<a href="#">96</a>	REPLY, filed by Defendants Department of the Air Force, Donald H Rumsfeld, Michael W Wynne, Mary L Walker, TO RESPONSE to <a href="#">92</a> MOTION to Amend <a href="#">87</a> Order on Motion for Protective Order, (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit)(Phipps, Peter) (Entered: 06/18/2010)
06/23/2010	<a href="#">97</a>	ORDER granting in part and denying in part <a href="#">92</a> Motion to Amend Court's Order <a href="#">91</a> , signed by Judge Ronald B. Leighton.(DN) (Entered: 06/23/2010)
07/13/2010	98	MINUTE ORDER: Pursuant to the request and agreement of Counsel, the following deadlines are reset. Dispositive motions due by 7/22/2010 and the Settlement conference to be held by 7/21/2010. s/Jean Boring as authorized by Judge Ronald B. Leighton. (JAB) (Entered: 07/13/2010)

07/21/2010	<a href="#">99</a>	STIPULATION AND PROPOSED ORDER <i>regarding Settlement and Mediation</i> by parties. (Dunne, Sarah) (Entered: 07/21/2010)
07/21/2010	<a href="#">100</a>	STIPULATION AND PROPOSED ORDER <i>to file documents under seal</i> by parties. (Kung, Sher) (Entered: 07/21/2010)
07/21/2010	<a href="#">101</a>	DECLARATION of <i>Sher Kung</i> re <a href="#">100</a> Stipulation by Plaintiff Margaret Witt. (Kung, Sher) (Entered: 07/21/2010)
07/22/2010	<a href="#">102</a>	MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> by Plaintiff Margaret Witt. Oral Argument Requested. (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 8/6/2010, (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">103</a>	DECLARATION of Lisa Chisa filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">104</a>	DECLARATION of Judith A. Krill filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">105</a>	DECLARATION of Heidi Smidt filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">106</a>	DECLARATION of Rod Boultinghouse filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">107</a>	DECLARATION of Robin Chaurasiya filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Attachments: # <a href="#">1</a> Appendix A)(Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">108</a>	DECLARATION of Pat Doe filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">109</a>	DECLARATION of David Poulsen filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">110</a>	Supplemental DECLARATION of Faith Mueller filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">111</a>	DECLARATION of Professor Anthony Greenwald filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Attachments: # <a href="#">1</a> Appendix A)(Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">112</a>	Supplemental DECLARATION of James E. Lobsenz filed by Plaintiff Margaret Witt re <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> (Attachments: # <a href="#">1</a> Appendix A, B - Pages 5-33, # <a href="#">2</a> Appendix C, D - Pages 34-58, # <a href="#">3</a> Appendix E - Pages 59-82, # <a href="#">4</a> Appendix F - Pages 83-131, # <a href="#">5</a> Appendix G, H - Pages 132-172, # <a href="#">6</a> Appendix I, J - Pages 173-203, # <a href="#">7</a> Appendix K, L - Pages 204-223, # <a href="#">8</a> Appendix M - Pages 224-256, # <a href="#">9</a> Appendix M (Continued) - Pages 257-270, # <a href="#">10</a> Appendix N - Page

		271)(Lobsenz, James) (Entered: 07/22/2010)
07/22/2010	<a href="#">113</a>	NOTICE of Filing CD (Appendix N to James E. Lobsenz's Supplemental Declaration in Support of Plaintiff's Motion for Summary Judgment) in Paper or Physical Form with the Clerk's Office by Plaintiff Margaret Witt. (Lobsenz, James)(CD sent to Chambers) Modified on 7/23/2010 (JAB). (Entered: 07/22/2010)
07/22/2010	<a href="#">114</a>	ORDER on STIPULATION re <a href="#">100</a> GRANTING Stipulation to File Documents Marked "Confidential" Under Seal, signed by Judge Ronald B. Leighton. (DN) (Entered: 07/22/2010)
07/22/2010	<a href="#">115</a>	MOTION for Sanctions <i>due to Spoliation of Evidence</i> by Plaintiff Margaret Witt. Oral Argument Requested. (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 8/6/2010, (Dunne, Sarah) (Entered: 07/22/2010)
07/22/2010	<a href="#">116</a>	DECLARATION of Sher Kung and Exhibits A-K filed by Plaintiff Margaret Witt re <a href="#">115</a> MOTION for Sanctions <i>due to Spoliation of Evidence</i> (Attachments: # <a href="#">1</a> Exhibit L-BB)(Dunne, Sarah) (Entered: 07/22/2010)
07/22/2010	<a href="#">117</a>	<b>SEALED DOCUMENT</b> Exhibits G-K of Sher Kung Declaration by Plaintiff Margaret Witt re <a href="#">114</a> Stipulation and Order (Dunne, Sarah) (Entered: 07/22/2010)
07/22/2010	<a href="#">118</a>	MOTION for Summary Judgment by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne. Oral Argument Requested. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Proposed Order) Noting Date 8/13/2010, (Phipps, Peter) (Entered: 07/22/2010)
07/22/2010	<a href="#">119</a>	NOTICE of Administrative Record re <a href="#">118</a> MOTION for Summary Judgment ; filed by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne. (Attachments: # <a href="#">1</a> Part 1, # <a href="#">2</a> Part 2, # <a href="#">3</a> Part 3, # <a href="#">4</a> Part 4, # <a href="#">5</a> Part 5, # <a href="#">6</a> Part 6, # <a href="#">7</a> Part 7, # <a href="#">8</a> Part 8, # <a href="#">9</a> Part 9, # <a href="#">10</a> Part 10)(Phipps, Peter) (Entered: 07/22/2010)
07/23/2010	<a href="#">120</a>	NOTICE that the following is RE-NOTED: <a href="#">102</a> MOTION for Summary Judgment and Memorandum in Support of Motion. Filed by Plaintiff Margaret Witt. Noting Date 8/13/2010, (Lobsenz, James) (Entered: 07/23/2010)
07/26/2010	<a href="#">121</a>	ORDER on STIPULATION re <a href="#">99</a> striking the 8/16/10 mediation deadline, signed by Judge Ronald B. Leighton. (DN) (Entered: 07/26/2010)
07/29/2010	<a href="#">122</a>	STIPULATION AND PROPOSED ORDER <i>Regarding Remaining Pretrial and Trial Dates</i> by parties. (Phipps, Peter) (Entered: 07/29/2010)
07/30/2010	<a href="#">123</a>	ORDER DENYING re <a href="#">122</a> Stipulation for Continuance of Remaining Pre-Trial and Trial dates, signed by Judge Ronald B. Leighton. (DN) (Entered: 07/30/2010)
08/02/2010	<a href="#">124</a>	RESPONSE, by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne, to <a href="#">115</a> MOTION for Sanctions <i>due to Spoliation of Evidence</i> . Oral Argument Requested. (Attachments: # <a href="#">1</a> Exhibit) (Phipps, Peter) (Entered: 08/02/2010)
08/06/2010	<a href="#">125</a>	REPLY, filed by Plaintiff Margaret Witt, TO RESPONSE to <a href="#">115</a> MOTION for Sanctions <i>due to Spoliation of Evidence</i> (Dunne, Sarah) (Entered: 08/06/2010)


08/06/2010	<a href="#">126</a>	DECLARATION of Sarah Dunne filed by Plaintiff Margaret Witt re <a href="#">115</a> MOTION for Sanctions <i>due to Spoliation of Evidence</i> (Dunne, Sarah) (Entered: 08/06/2010)
08/06/2010	<a href="#">127</a>	DECLARATION of Michelle McCluer filed by Plaintiff Margaret Witt re <a href="#">115</a> MOTION for Sanctions <i>due to Spoliation of Evidence</i> (Dunne, Sarah) (Entered: 08/06/2010)
08/09/2010	<a href="#">128</a>	RESPONSE, by Plaintiff Margaret Witt, to <a href="#">118</a> MOTION for Summary Judgment. Oral Argument Requested. (Lobsenz, James) (Entered: 08/09/2010)
08/09/2010	<a href="#">129</a>	Supplemental DECLARATION of James E. Lobsenz filed by Plaintiff Margaret Witt re <a href="#">118</a> MOTION for Summary Judgment (Attachments: # <a href="#">1</a> Appendix A-E pp. 5-38, # <a href="#">2</a> Appendix F-J pp. 39-77)(Lobsenz, James) (Entered: 08/09/2010)
08/09/2010	<a href="#">130</a>	DECLARATION of Margaret Witt filed by Plaintiff Margaret Witt re <a href="#">118</a> MOTION for Summary Judgment (Attachments: # <a href="#">1</a> Exhibit A-B pp. 3-21)(Lobsenz, James) (Entered: 08/09/2010)
08/09/2010	<a href="#">131</a>	RESPONSE, by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne, to <a href="#">102</a> MOTION for Summary Judgment <i>and Memorandum in Support of Motion</i> . Oral Argument Requested. (Attachments: # <a href="#">1</a> Exhibit)(Phipps, Peter) (Entered: 08/09/2010)
08/10/2010	<a href="#">132</a>	ORDER denying <a href="#">115</a> Plaintiff's Motion for Sanctions Due to Spoliation of Evidence, signed by Judge Ronald B. Leighton.(DN) (Entered: 08/10/2010)
08/13/2010	<a href="#">133</a>	ORDER denying <a href="#">102</a> Plaintiff's Motion for Summary Judgment; denying <a href="#">118</a> Defendants' Motion for Summary Judgment, signed by Judge Ronald B. Leighton.(DN) (Entered: 08/13/2010)
08/16/2010	<a href="#">134</a>	MOTIONS IN LIMINE <i>TO EXCLUDE EVIDENCE</i> by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 8/27/2010, (Dunne, Sarah) (Entered: 08/16/2010)
08/16/2010	<a href="#">135</a>	PRAECIPE re <a href="#">134</a> MOTIONS IN LIMINE <i>TO EXCLUDE EVIDENCE</i> by Plaintiff Margaret Witt. (Dunne, Sarah) (Entered: 08/16/2010)
08/23/2010	<a href="#">136</a>	RESPONSE, by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne, to <a href="#">134</a> MOTIONS IN LIMINE <i>TO EXCLUDE EVIDENCE</i> . (Attachments: # <a href="#">1</a> Exhibit)(Diederich, Bryan) (Entered: 08/23/2010)
08/27/2010	<a href="#">137</a>	LIST <i>Joint Witness and Exhibit List</i> by Plaintiff Margaret Witt. (Dunne, Sarah) (Entered: 08/27/2010)
08/30/2010	<a href="#">138</a>	ORDER denying <a href="#">134</a> Plaintiff's Motion in Limine, signed by Judge Ronald B. Leighton.(DN) (Entered: 08/30/2010)
08/31/2010	<a href="#">139</a>	Proposed Findings of Fact by Plaintiff Margaret Witt (Lobsenz, James) (Entered: 08/31/2010)
08/31/2010	<a href="#">140</a>	TRIAL BRIEF <i>of Plaintiff</i> by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Appendix A-B pp 17-20)(Lobsenz, James) (Entered: 08/31/2010)

08/31/2010	<a href="#">141</a>	TRIAL BRIEF by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne. (Phipps, Peter) (Entered: 08/31/2010)
08/31/2010	<a href="#">142</a>	Proposed Findings of Fact by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne (Phipps, Peter) (Entered: 08/31/2010)
09/02/2010	<a href="#">143</a>	LIST re <a href="#">137</a> List Revised Joint Witness and Exhibit List by Plaintiff Margaret Witt. (Dunne, Sarah) (Entered: 09/02/2010)
09/02/2010	148	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne /Sher Kung</i> ; Def Counsel: <i>Peter Phipps</i> ; CR: <i>Teri Hendrix</i> ; <b>Final Pretrial Conference</b> held on 9/2/2010.. (JAB) (Entered: 09/04/2010)
09/03/2010	<a href="#">144</a>	MEMORANDUM in Support of Exclusion of Certain Exhibits by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne. (Diederich, Bryan) (Entered: 09/03/2010)
09/03/2010	<a href="#">145</a>	NOTICE of Supplemental Authority re <a href="#">141</a> Trial Brief ; filed by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit)(Buckingham, Stephen) (Entered: 09/03/2010)
09/03/2010	<a href="#">146</a>	MEMORANDUM Regarding Admissibility of Trial Exhibits 63, 64, and 80 by Plaintiff Margaret Witt. (Dunne, Sarah) (Entered: 09/03/2010)
09/03/2010	<a href="#">147</a>	DECLARATION of Sarah Dunne re <a href="#">146</a> Memorandum by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Exhibit Exhibit A Part 1, # <a href="#">2</a> Exhibit Exhibit A Part 2, # <a href="#">3</a> Exhibit Exhibit A Part 3, # <a href="#">4</a> Exhibit Exhibit B Part 1, # <a href="#">5</a> Exhibit Exhibit B Part 2, # <a href="#">6</a> Exhibit Exhibit B Part 3, # <a href="#">7</a> Exhibit Exhibit C)(Dunne, Sarah) (Entered: 09/03/2010)
09/07/2010	<a href="#">149</a>	ORDER re <a href="#">144</a> Motion in Limine filed by Donald H Rumsfeld, Michael W Wynne, Mary L Walker, Department of the Air Force; Exhs 63, 64 and 80 will be allowed. Secretary of Defense Robert Gates need not appear at trial. Signed by Judge Ronald B. Leighton. (DN) (Entered: 09/07/2010)
09/07/2010	<a href="#">150</a>	ORDER on defendant's challenge to the Court's jurisdiction to award monetary relief, signed by Judge Ronald B. Leighton. (DN) (Entered: 09/07/2010)
09/09/2010	<a href="#">151</a>	NOTICE OF WITHDRAWAL OF COUNSEL: Attorney Marion J. Mittet for Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne. (Mittet, Marion) (Entered: 09/09/2010)
09/13/2010	152	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne, Sher Kung</i> ; Def Counsel: <i>Peter Phipps, Bryan Diederich, Stephen Buckingham, Lt Col. Todi Carnes</i> ; CR: <i>Teri Hendrix</i> ; <b>Bench Trial Day 1</b> held on 9/13/2010. Opening Statements presented; Plaintiff calls James Schaffer; Jenny Kopfstein; Vince Oda; Darren Manzella; Recess 4:30 (JAB) (Entered: 09/14/2010)
09/14/2010	153	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne /Sher Kung</i> ;



		Def Counsel: <i>Peter Phipps, Bryan Diederich, Stephen Buckingham, Lt Col Todi Carnes</i> ; CR: <i>Teri Hendrix</i> ; <b>Bench Trial DAY 2</b> held on 9/14/2010. 9:30 Darren Manzella resumes stand; Plaintiff calls Anthony Greenwald; Heather Julian; Stacey Lee Julian; Thomas Hansen (preservation deposition) read into record; Deposition of Anthony Greenwald PUBLISHED; Recess 4:30 (JAB) (Entered: 09/15/2010)
09/15/2010	154	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne, Sher Kung</i> ; Def Counsel: <i>Peter Phipps, Bryan Diederich, Stephen Buckingham, Lt Col. Todi Carnes</i> ; CR: <i>Teri Hendrix</i> ; <b>Bench Trial DAY 3</b> held on 9/15/2010. 9:30 Plaintiff calls Jill Robinson, Heidi Smidt; Judy Krill; Faith Mueller; Anthony Loverde (video preservation deposition presented in open court); Recess 4:30 (JAB) (Entered: 09/16/2010)
09/16/2010	155	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne /Sher Kung</i> ; Def Counsel: <i>Peter Phipps, Bryan Diederich, Stephen Buckingham, Lt Col Todi Carnes</i> ; CR: <i>Teri Hendrix</i> ; <b>Bench Trial DAY 4</b> held on 9/16/2010. 10:00 Plaintiff calls Nathaniel Frank; Edmond Hrivnak ( <del>by video deposition</del> ); Recess 4:30 (JAB) Modified on 9/23/2010 (Hrivnak testified live) (JAB). (Entered: 09/20/2010)
09/17/2010	<a href="#">156</a>	AFFIDAVIT OF SERVICE OF TRIAL SUBPOENA upon Trooper Sleighter served on 9/15/10. (MET) (Entered: 09/20/2010)
09/20/2010	<a href="#">157</a>	DEPOSITION for Perpetuation of Testimony of Thomas Hansen taken on August 27, 2010.(presented in lieu of live testimony by Plaintiff Margaret Witt.(JAB) Modified on 9/21/2010 (JAB). (Additional attachment(s) added on 9/23/2010: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4, # <a href="#">5</a> Exhibit 5) (JAB). (Entered: 09/21/2010)
09/20/2010	159	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne /Sher Kung</i> ; Def Counsel: <i>Peter Phipps</i> ; CR: <i>Teri Hendrix</i> ; <b>Bench Trial DAY 5</b> held on 9/20/2010. 9:30 Plaintiff call Margaret Witt; Elizabeth Kier; Deposition of Elizabeth Kier PUBLISHED; Plaintiff rests; Recess 4:30 (JAB) (Entered: 09/23/2010)
09/21/2010	158	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne /Sher Kung</i> ; Def Counsel: <i>Peter Phipps, Bryan Diederich, Stephen Buckingham, Lt Col Todi Carnes</i> ; CR: <i>Teri Hendrix</i> ; <b>Bench Trial DAY 6</b> held on 9/21/2010. 9:30 Defense calls Lt Gen Charles E. Stenner, Jr, Chief Master Srgt Janice Kallinen; 11:00 Defense Rests: REBUTTAL: Plaintiff calls Maj Gen Dennis Laich; 2:10 Closing arguments presented; Court will issue its decision on Friday 9/24 @ 1:30 pm. Recess (JAB) (Entered: 09/22/2010)
09/23/2010	<a href="#">160</a>	Witness List of Bench Trial (JAB) (Entered: 09/23/2010)
09/23/2010	<a href="#">161</a>	Exhibit List of Bench Trial (JAB) (Main Document 161 replaced on 9/27/2010) (JAB). (Entered: 09/23/2010)

09/23/2010		NOTICE of Docket Text Modification re [15 : Strike out language that Hrivnak testified by video dep. Testimony was live. (JAB) (Entered: 09/23/2010)
09/23/2010	<a href="#">162</a>	NOTICE of Corrected Image/Document re <a href="#">157</a> Deposition,. (Service of corrected image is attached). (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4, # <a href="#">5</a> Exhibit 5)(JAB) (Entered: 09/23/2010)
09/24/2010	<a href="#">163</a>	MEMORANDUM OPINION by Judge Ronald B. Leighton. (JAB) (Entered: 09/24/2010)
09/24/2010	<a href="#">164</a>	FINDINGS OF FACT AND CONCLUSIONS OF LAW by Judge Ronald B. Leighton. (JAB) (Entered: 09/24/2010)
09/24/2010	165	MINUTE ENTRY for proceedings held before Judge Ronald B. Leighton- Dep Clerk: <i>Jean Boring</i> ; Pla Counsel: <i>James Lobsenz, Sarah Dunne /Sher Kung</i> ; Def Counsel: <i>Peter Phipps, Stephen Buckingham, Lt Col Todi Carnes</i> ; CR: <i>Teri Hendrix</i> ; <b>Bench Trial (Oral Ruling</b> completed on 9/24/2010. Court reads Memorandum Opinion into record. Plaintiff should be reinstated subject to meeting applicable regulations touching upon qualifications necessary for continued service. Clerk to enter Judgment (JAB) (Entered: 09/24/2010)
09/24/2010	<a href="#">166</a>	JUDGMENT BY COURT (JAB) (Entered: 09/24/2010)
09/27/2010	<a href="#">167</a>	NOTICE of Corrected Image/Document re <a href="#">161</a> Exhibit List. (List corrected to show that Exhibit 64 was admitted on 9/13) (Service of corrected image is attached). (JAB) (Entered: 09/27/2010)
09/27/2010	<a href="#">168</a>	DEPOSITION TRANSCRIPT OF ANTHONY J. LOVERDE (Video played in lieu of live testimony) (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4, # <a href="#">5</a> Exhibit 5, # <a href="#">6</a> Exhibit 6)(JAB) (Entered: 09/27/2010)
10/06/2010	<a href="#">169</a>	PRAECIPE re <a href="#">112</a> Declaration,, <i>Doc. No. 112-5 App G App H (redacted)</i> by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Appendix G-H pp. 132-172) (Lobsenz, James) (Entered: 10/06/2010)
10/08/2010	<a href="#">170</a>	STIPULATION AND PROPOSED ORDER <i>to seal previously filed documents 112-5 and 169-1</i> by parties. (Attachments: # <a href="#">1</a> Exhibit 1)(Dunne, Sarah) (Entered: 10/08/2010)
10/08/2010	<a href="#">171</a>	STIPULATION AND PROPOSED ORDER <i>to seal previously filed documents 112-2 and 112-4</i> by parties. (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2)(Dunne, Sarah) (Entered: 10/08/2010)
10/12/2010	<a href="#">172</a>	STIPULATION AND ORDER to Seal Previously Filed Documents 112-2 and 112-4 re dkt <a href="#">112</a> Declaration filed by Margaret Witt. Approved by Judge Ronald B. Leighton. (JAB) (Entered: 10/12/2010)
10/12/2010	<a href="#">173</a>	STIPULATION AND ORDER to Seal Previously Filed Documents 112-5 and 169-1. Approved by Judge Ronald B. Leighton. (JAB) (Entered: 10/12/2010)
10/12/2010	<a href="#">174</a>	PRAECIPE <i>to redact names in docs 112-5 and 169-1</i> by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Exhibit 1)(Kung, Sher) (Entered: 10/12/2010)
10/12/2010	<a href="#">175</a>	PRAECIPE <i>to redact names in docs 112-2 and 112-4</i> by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2)(Kung, Sher) (Entered: 10/12/2010)

10/14/2010	 <a href="#">176</a>	MOTION FOR BILL OF COSTS by Plaintiff Margaret Witt. (Attachments: # <a href="#">1</a> Proposed Order Granting Motion for Costs) Noting Date 10/29/2010, (Kung, Sher) (Entered: 10/14/2010)
10/14/2010	<a href="#">177</a>	DECLARATION of Sher Kung filed by Plaintiff Margaret Witt re <a href="#">176</a> MOTION FOR BILL OF COSTS (Attachments: # <a href="#">1</a> Exhibit A-E)(Kung, Sher) (Entered: 10/14/2010)
10/25/2010	<a href="#">178</a>	RESPONSE, by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne, to <a href="#">176</a> MOTION FOR BILL OF COSTS. (Attachments: # <a href="#">1</a> Exhibit)(Buckingham, Stephen) (Entered: 10/25/2010)
10/27/2010	<a href="#">179</a>	REPLY, filed by Plaintiff Margaret Witt, TO RESPONSE to <a href="#">176</a> MOTION FOR BILL OF COSTS (Kung, Sher) (Entered: 10/27/2010)
11/23/2010	<a href="#">180</a>	NOTICE OF APPEAL as to <a href="#">166</a> Judgment by Court, <a href="#">163</a> Order, 70 Order on Motion for Protective Order, <a href="#">164</a> Findings of Fact & Conclusions of Law by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit, # <a href="#">3</a> Exhibit)(Phipps, Peter) (Entered: 11/23/2010)
11/23/2010	<a href="#">181</a>	Civil Appeals Docketing Statement by Defendants Department of the Air Force, Donald H Rumsfeld, Mary L Walker, Michael W Wynne, to be transmitted by Clerk to Circuit Court of Appeals. (Attachments: # <a href="#">1</a> Exhibit, # <a href="#">2</a> Exhibit, # <a href="#">3</a> Exhibit, # <a href="#">4</a> Exhibit)(Phipps, Peter) (Entered: 11/23/2010)
11/23/2010		NO appeal fees: appellant USA-fee waived, re <a href="#">180</a> Notice of Appeal, filed by Donald H Rumsfeld, Michael W Wynne, Mary L Walker, Department of the Air Force (MW) (Entered: 11/26/2010)