71-C-230

BARROW

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS
James L. Barton vs Lee S. Barton, individually and as Trustee for the Estate of Jane Barton, deceased, Julia Oliphint, Ray Oliphint, Margaret Downey, Doris Hartman, and Louis Barton	**For plaintiff:** 682-7815 Wilcoxen, Gephart, Lunn & Mayes P.O. Box 1842 Muskogee, Oklahoma 74401 **For defendant:** George Downey (Marg. Downey) + NBT Bldg. all defts Tulsa 74103

STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.		DISB.	
J.S. 5 mailed 7-1-71	**Clerk**		6-22-71	Wilcoxen	15	00		
			6-24-71	C.D. No. 56			15	00
J.S. 6 mailed 4-1-72	**Marshal**							
Basis of Action: Suit to set aside trust	**Docket fee**							
	Witness fees							
Action arose at:	**Depositions**							

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-22-71	Complaint with request for preliminary injunction, filed. Summons issued. v	
6-25-71	**Plaintiff's amendment to complaint, filed. ds**	
6-25-71	Ordered that hearing on TRO will be heard by U.S. Magistrate, Morris L. Bradford. (AEB-J)m	
7-7-71	Case called for hearing on TRO. Parties stipulate and agree that no transfers of property will be made without written consent of all interested parties, all as per order. (MLB-Magist.)m Pltf to file order in 5 days.	
7-9-71	Order, filed, that parties are severally enjoined from disposing of any of the real or personal property constituting subject matter of this action other than cash on deposit without prior written consent of all parties, and further ordered that any case expenditure exceeding amt. of $500 shall not be made without first obtaining written consent of all parties. (MLB-U.S.Magist.)m	
7-29-71	Answer of Defendant, Margaret Downey, filed. v	
8-5-71	**Answer of Defendant, Doris Hartman, filed. js**	
8-10-71	Answer of Deft., Julia Oliphint, filed. v	
8-10-71	Answer of Deft., Ray Oliphint, filed. v	
8-13-71	Return on summons, filed. Served Lee S. Barton, individually and as Trustee for Jane Barton, by serving Steven Chapin, in River Forest, Illinois, on 8-5-71, with fees of $38.48. Served Julia Oliphint, in San Antonio, Texas, on 7-6-71, with fees of $4.00. Served Ray Oliphint in San Antonio, Texas, on 7-6-71, with fees of $5.20-served " " by serving Julia Oliphant. Served Margaret Downey, by serving George S. Downey, in Tulsa, Okla., on 6-28-71, with fees of $3.00. Served Doris Hartman, in Alto, Texas, on 6-30-71, with fees of $19.12. Served Louis Barton, by serving Steven Chakin, in River Forest, Illinois, on 8-5-71, with fees of $4.00.v	
8-25-71	**Answer of defendant, Lee S. Barton, individually and as Trustee for the estate of Jane Barton, Deceased, filed. ds**	
~~8-30-71~~	~~--Order-appenting-guardian-ad-litem.--Lee-S.-Barton-is-appointed-Guardian-ad-litem-of-deft,-Louis-Barton,-to-appear-for-him-in-this-action-and-defend-it-on-his-behalf.-Filed.-(AEB-J)r-~~	
8-30-71	Motion for appointment of Guardian Ad Litem, filed vy Louis Barton. Filed. r	
8-30-71	Order appointing Guardian Ad Litem. Lee S. Barton is appointed Guardian ad litem of deft. Louis Barton, to appear for him in this action and defend it on his behalf. Filed. (AEB-J)r	
8-30-71	Modification of Order of 7-7-71 to exclude the sale of real estate, filed. (AEB-J)r	
8-30-71	Answer of Deft., Louis Barton by his guardian ad litem, Lee S. Barton Filed. r	
12-8-71	Parties directed to hold pre-trial prior to 1-12-72 and file pre-trial order not later than 1-19-72. (AEB-J)m	
1-24-72	**Application for extension of time to file PT order, filed. hm**	
1-25-72	**Objections to Plaintiff's Application for Extension of time by the Deft.s, filed. v**	
2-25-72	Order granting pltf. to 3/5/72 to file pretrial order. (AEB-J)rm copies mailed	
3-29-72	Motion of def. to dismiss for failure to comply with orders of court, filed. rm	
3-29-72	Order, filed and entered, sustaining def.'s motion to dismiss for failure to comply with orders of the court and dismissing action pursuant to Rule 41(B). (AEB-J)rm - copies mailed.	