

## CIVIL DOCKET

JUDGE GEORGE H. BOLDT

73-C-377  
consolidated with  
73-C-382

## UNITED STATES DISTRICT COURT

Jury demand date: 7-24-74 (Deft. Gutelius)  
5-2-73 (defts)

D. C. Form No. 106A Rev.

5-24-74 (Pltfs) CLASS ACTION  
7-25-74 McAfee, Taft, etal.

## TITLE OF CASE

## ATTORNEYS

HOME-STAKE PRODUCTION COMPANY, a corporation, HOME-STAKE 1965 PROGRAM OPERATING CORPORATION, a corporation, HOME-STAKE 1966 PROGRAM OPERATING CORPORATION, a corporation, HOME-STAKE 1967 PROGRAM OPERATING CORPORATION, a corporation, HOME-STAKE 1968 PROGRAM OPERATING CORPORATION, a corporation, HOME-STAKE 1969 PROGRAM OPERATING CORPORATION, a corporation, HOME-STAKE 1970 PROGRAM OPERATING CORPORATION, a corporation, and HOME-STAKE 1971 PROGRAM OPERATING CORPORATION, a corporation

VS

IVAN A. ANIXTER, BLANCHE S. DICKINSON  
and DOLLY K. YOSHIDA

Frank E. Turner (deft. H.R. Smith)  
Dyer, Powers, Marsh, Turner & Powers  
1501 4th Natl. Bank Bldg.  
Tulsa, Oklahoma 74119

For Deft. Frank E. Sims  
Sonberg and Waddel  
Patrick O. Waddel  
907 Philtower Bldg.  
Tulsa, Oklahoma 74103  
918 583-5985

George W. Owens  
(multiple defts)  
1606 1st Natl Bldg.  
Tulsa, OK 74103  
(Elmer M. Kunkel)

(Sharp also for:  
Murray Patterson &  
Sharpe)

Joseph A. Sharp (Landrith  
Best Sharp Thomas Glass  
& Warner

STATISTICAL RECORD

200 Franklin Bldg.  
Tulsa COSTS 74103

J.S. 5 mailed 12-1-73

Clerk

J.S. 6 mailed 12-1-89

Marshal

Basis of Action: Declaratory  
Judgment

Docket fee

Witness fees

Action arose at: Transferred  
from No. Dist. of Calif.

Depositions

For plaintiff:

Gary M. Caylor  
McFarland, Kuchins & Jackson  
155 Montgomery Street  
San Francisco, Calif. 94101

Fred Dorwart, David W. Holden  
Holliman, Langholz, Runnels & Dorwart  
2700 Fourth Natl. Bank Bldg.  
Tulsa 74119

For defendant:

William A. Wineberg, Jr.  
Broad, Khourie & Schulz  
One California Street  
San Francisco Calif 94111

Rucker, Tabor, McBride & Hopkins, Inc.  
Donald G. Hopkins & Wm. D. Hunt  
P.O. Box 1439 (multiple defts)  
Tulsa, OK 74101 (Deft. Cross)

Robert L. Davidson, Jr. (Metcalfe)  
900 Sooner Fed. Bldg., Tulsa 74103

Harry M. Crowe, Jr. (Jackson M. Barton)  
Crowe & Thieman (Gutelius)

12th Floor, Corporate Place  
5800 East Skelly Drive, Tulsa 74135

DATE	NAME OR RECEIPT NO.	REC.	DISB.
		622-4222	

Robert H. Buchanan (R. A. Ganong & R. A. Ganong, Inc.) (Lewis & Ganong)  
Buchanan, Tollefsen & Brazelton  
Suite 1010  
626 Wilshire Blvd.  
Los Angeles, Ca. 90017

David Jackson (R. A. Ganong, & R. A. Ganong, Inc.) (W.D. Lewis) (Lewis & Ganong)  
Schuman, Milsten & Jackson  
2601 Fourth Natl. Bank Bldg.  
Tulsa, OK 74119

Continued last page

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-19-73	Transcript of proceedings transferred from Northern Dist. of California, filed. (includes complaint, answer & counterclaim, defts' demand for jury trial, c/c of order transferring case to this Dist.)hm	
11-27-73	Order consolidating this case with case no. 73-C-382, filed. (AEB-J) ds	mailed
11-27-73	Order disqualifying Judge Barrow and order the case reassigned to another Judge, filed. (AEB-J) ds	mailed
12-17-73	Entry of Appearance of James C. Lang on behalf of Robert S. Trippet, filed.a	
1-18-74	Order, filed, from Jud. Panel on MDL, that case #74-C-151, Chase Manhattan Bank v. Home-Stake, et al, is transferred to this Dist. from So. Dist. of N.Y., to be consolidated for PT procedures with this case, 73-C-58, 73-C-175, 73-C-227, 73-C-304, 73-C-344, 73-C-382 & 73-C-409.hm	
4-22-74	Order, filed, from Judicial Panel on MDL assigning Judge George H. Boldt to Home-Stake Prod. Co. litigation consolidated pretrial proceedings. hm	
4-23-74	MO: Ordered by Hon. Allen E. Barrow, Chief Judge of U.S.D.C. for N.D. of OK, that case number 73-C-377 is assigned to the Hon. George H. Boldt, Senior Judge. (AEB-J)v	
4-30-74	MO: Ordered that this case is set for Preliminary Pretrial Conference on May 8, 1974, at 9:30 a.m., in Courtroom No. 2. (GHB-J)v	
4-30-74	Motion of Thomas A. Landrith, Jr. to withdraw as counsel for defts. E. M. Kunkel, J. D. Metcalfe & H. B. Gutelius (73-C-382), filed. g	
5-1-74	Entry of Appearance of Rucker, Tabor, McBride & Hopkins, Inc., df as attys. for Norman Cross, Jr., Deft., filed. v	
5-8-74	Case called for preliminary pretrial no. 1. (See master docket sheet for complete minute) (GHB-J)v	
5-8-74	Order, filed in open court, permitting Thos. A. Landrith, Jr. to withdraw as atty. for defts., Kunkel, Metcalfe and Gutelius. (GHB-J)v	
5-8-74	Motion of Deryl L. Gotcher to w/draw as counsel for Deft. Metcalfe, fld.v	
5-8-74	Order, filed in open court, authorizing Gotcher to w/draw as atty. for Metcalfe, and permitting Rbt. L. Davidson, Jr. to be substituted. (GHB-J)v	
5-9-74	Order, filed, authorizing modification of stay orders. (AEB, GHB-J)v	
5-24-74	Mot. for leave to file amended compl. & for modification of Court's Order of May 8, 1974, filed. v	
5-24-74	First Amended Compl. Class Action for Violation of Securities Laws, Fraud and an Accounting, WITH JURY TRIAL DEMANDED, filed. v	
5-24-74	Statement of Discovery Requested by Pltfs. on Class Action Issues, filed. v	
6-17-74	Order, filed, that all defts., except those in class actions, shall ans. by 7-15-74, or within 20 days after service, which ever is longer. All defts. in class actions shall not ans. until 30 days after determination of class action question. (GHB-J)v -copies mailed.	

DATE	PROCEEDINGS	Date Order or Judgment Noted
6-26-74	Attorney's, Harry M. Crowe, Jr.'s, Entry of Appearance for Deft. Jackson M. Barton, filed. v	
6-28-74	Entry of Appearance of Joe Sharp for Deft. Thos. Landrith, filed. Sharp also entered his appearance for the firm of Murray, Patterson and Sharpe by letter on this date. (copy of letter is in file) v	
6-27-74	<del>(For pleading see M.D.L. NO. 153)</del> Notice of Deposition Upon Written Questions, filed. v	
6-27-74	<del>(For pleading see M.D.L. NO. 153)</del> Written Questions to William Blum Jr., propounded by defts. Harry Heller and Simpson Thacher & Bartlett, filed. v	
7-8-74	OBJECTIONS of Anixter plftfs. to the Submission of Written Questions to the Deft. Wm. Blum, Jr., by the Defts. Harry Heller and Simpson, Thacher & Bartlett, filed.jj	
7-8-74	NOTICE of Dep. upon Written Questions by Robt. S. Trippett to Wm. Blum, Jr., filed.jj	
7-8-74	Pltf's INTERROGATORIES to Defts. on Class Action Issues, filed.jj	
7-10-74	ENTRY OF APPEARANCE of Sonberg and Waddel as attorneys of record for deft. Frank E. Sims, filed.jj	
7-12-74	Motion of Deft. H. R. Smith for Enlargement of Time until 8-15-74 to file request for discovery, filed.jj	
7-15-74	Motion of Defs. Richard A. Ganong & Richard A. Ganong, Inc. for Enlargement of Time in Which to File Statement of Requested Class Action Discovery until 9-1-74, filed.k	
7-15-74	Motion of Def. W. D. Lewis for Enlargement of Time in which to file statement of requested class action discovery until 9-1-74, filed.k	
7-15-74	Motion of Def. Lewis & Ganong for Enlargement of time in which to file statement of requested class action discovery until 9-1-74, filed.k	
7-15-74	Statement of discovery requested by Def. Robert S. Trippet on class action issued, filed.k	
7-15-74	Joint statement of certain defs. proposed class action discovery & proposed dates for completion of class action discovery, filed.k	
7-15-74	Entry of Appearance of Eagleton, Eagleton & Owens for Def. Elmer M. Kunkel, filed.k	
7-15-74	Entry of Appearance of R.L. Davidson, Jr. for Deft. J.D. Metcalfe, filed. b	
7-18-74	Notice of Entry of Appearance of Stay P. Doyle for Deft. Kothe & Eagleton, Inc., filed. v	
7-18-74	Entry of Appearance of Roy J. Davis, James W. Shepherd & Theodore M. Elam for Deft. Wm. J. Blum, Jr., filed. v	

DATE	PROCEEDINGS	Date Order or Judgment Note
7-22-74	Statement of Discovery Requested by Deft. Wm. Blum on Class Action Issues, filed. v	
7-22-74	Deft. Wm. Blum, Jr.'s Objections to Written Questions Proposed to be propounded by Deft. Rbt. S. Trippet, filed. v	
7-22-74	Mot. of Deft., McAfee, Taft, et al., under Rule 34 for Production, Inspection & copying of documents, filed. v	
7-22-74	Requests for Production of Documents by Harry Heller & Simpson, Thacher and Bartlett, filed. v	
7-22-74	Request for Production of Documents on Class Action Issue by Deft. Rbt. S. Trippet, filed. v	
7-22-74	Return on U.S. Marshals Service, Summons & Compl., filed. Unable to serve William E. Murray and Donald C. Larrabee. Served Kent Klineman on 6-11-74 in New York. Served Frank E. Sims, John T. Lenoir and Jackson M. Barton in Tulsa on 6-13-74. Served Murray, Patterson, et al. by serving Archabald Paterson in New York on 6-12-74. Served McAfee, Taft, Mark, Bond, et al. in OK City on 6-7-74. Served Kothe & Eagleton in Tulsa, OK, on 6-5-74. Served Carl E. Clay and H.R. Smith in Tulsa, OK, on 6-19-74. Served Richard A. Ganong, Inc., William D. Lewis & Richard A. Ganong in Bakersfield, Calif. on 6-18-74. Served Lewis & Ganong by serving Richard A. Ganong in Bakersfield on 6-20-74. Total Fees are \$143.24. -v-	
7-22-74	Mot. of Defts., Donald C. Larrabee & Roy A. Foulke, Jr. Under Rule 34 for Production, Inspection and Copying of Documents Relating to Class Action, filed. v	
7-24-74	<u>Demand for Jury Trial</u> by Deft. H.B. Gutelius, Jr., filed. v	
7-25-74	Objections & Answers of Home-Stake Production Company to Plaintiff's Interrogatories to Defendants on Class Action Issues, filed. v	
7-25-74	Demand of Deft., McAfee, Taft, et al., for Jury Trial, filed. v	
8-1-74	Order, filed, in re deposing deft. Blum. (GHB-J)v -cps to liaison.	
8-1-74	Def. Blum's class action interrogatories to pltfs Ivan A. Anixter, Blanche S. Dickinson, Dolly K. (Yoshida) Martin, William Grohne & Joseph C. Bennett, filed.k	
8-1-74	Obj. of def. Rbt. S. Trippet to Mot. of defs. Donald C. Larrabee & Roy A. Foulke, Jr. under Rule 34 for production, inspection & copying of documents relating to class action, filed.k	
8-1-74	Def. Blum's class action requests for document discovery, filed.k	
10-28-82	<i>MDL No. 153</i> ORDER and final judgment entered dismissing w/prej. defts. Home-Stake Prod. Co., Home-Stake 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972 Programs etc., J. D. Metcalfe, H. B. Gutelius, H. L. Fitzgerald, William Blum, Harry Heller, Richard A. Ganong, Richard A. Ganong, Inc., William D. Lewis, Lewis & Ganong, H. R. Smith	(cont.)

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE <u>5</u> OF <u>3</u> PAGES
DATE	NR.	PROCEEDINGS	
		Simpson Thacher & Bartlett, Carl A. Clay & McAfee & Taft; and dismissing w/o prej. J. Lindsay Ware, John Orefice & Grant Balding, M.D. (HDC-J)hm (c/m by Mr. Hinkle)	
<u>1989</u>			
11-16	---	<b>FINAL JUDGMENT</b> entered(see judgment for details); orig in MDL 153, cpys mld on 11/17/89(MR-J)a eod: 11/17/89	
<u>1996</u> 5/31	---	NOTICE OF APPEARANCE filed by Aubrey B. Harwell, Jr. and Ronald G. Harris on behalf of Defendant, Wynema Anna Cross. (C/J) sac.	
<i>Cont. From page 1</i>			
<b>INTERVENING PLAINTIFFS</b>			
Walter MATTHAU, Peter Paul LUCE		Gregg and Wade (W.D. Lewis) (Lewis & 900 Wilshire Blvd. Ganong) Los Angeles, CA 90017	
Thomas H. THORNER, William GROHNE, Edward LEVESCONTE, Dr. William D. ROBERTSON, Donald R. ROBERTS, James and Radha SLOSS, Robert M. BRADLEY, Richard L. MALONEY, William McKenzie & Kenneth C. YOBLON.		James C. Lang (Robt. S. Trippet) Sneed, Lang, Trotter & Adams 411 Thurston Natl. Bldg. Tulsa, OK 74103	
		Lester A. Klaus (Robt. S. Trippet) 714 North Bldg., 2000 Classen Center Oklahoma City, OK 73106	
James E. Tolan and Bruce E. Pindyck Olwine, Connelly, Chase, O'Donnell & Weyher 299 Park Ave., N.Y., N.Y. 10017		Roy J. Davis, James W. Shepherd Theodore M. Elam (Deft. Wm. Blum) Andrews Mosburg Davis Elam Legg & Bixler 1600 Midland Center, OK City, 73102	
> Dryfoos & Co.-		Stan P. Doyle, DOYLE & HOLMES, P.O. Box 4470, Tulsa, 74104 (583-5985) (for deft. Kothe & Eagleton, Inc.)	
Irvine E. Ungerman & Hawley C. Kerr Ungerman, Grabel & Ungerman Sixth Floor. Wright Bldg., Tulsa 74103		Charles C. Baker, James M. Sturdivant Gable, Gotwals, Rubin, Fox, Johnson & Baker 2010 4th Ntl. Bg., Tulsa 74119 (McAfee, Taft, et al.)	
Wm. S. Hall (Wm. E. Murray, Murray, Patterson 816 Enterprise Bldg. (& Sharpe) Tulsa 74103 583-7129		John S. Athens, Gary H. Baker, 2400 First National Tower, Tulsa 74103 (Larrabee and Foulke)	
		Gene Mortensen, McFarlin Bg., Tulsa 74103 (Home-Stake)	
		AUBREY B. HARWELL & RONALD G. HARRIS 2000 FIRST UNION TOWER 150 FOURTH AVE NORTH NASHVILLE TN 37219	

## FPI-MAR

DEFENDANT

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## PROCEEDINGS