

CIVIL DOCKET
UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS			
<p>ARTHUR D. BOTVIN</p> <p>v.</p> <p>OKIEBUG DISTRIBUTING CO., INC., DON T. BUTLER, individually, RAY SCOTT, individually a/b/a BASS ANGLERS SPORTSMAN SOCIETY, <i>dismissed</i></p>		<p>For plaintiff:</p> <p>Reagan M. Martin <i>3503 Fairmount at</i> 700 United Fidelity Bldg. Turtle Creek 1025 Elm St. Dallas, Tex. 75209 <i>528-6030</i> (741-6881) (214)</p> <p>Donald L. O'Bryan, 2809 Northwest Expressway Okla. City, Ok. 73112</p> <p>For defendant:</p> <p>Roger C. Clapp (Okiebug & Butler) 2420 Republic Natl. Bank Tower Dallas, Tex. 75201 (742-8013)</p> <p>Jack L. Coke, Jr. (Scott & Bass Anglers) 4555 First National Bank Bldg. Dallas, Tex. 75202 (741-6263)</p> <p>Fred S. Nelson (Okiebug & Butler) 805 NBT Bldg. <i>585-9764</i> Tulsa 74103</p> <p>Terry Guy Shipley (Scott & Bass) 119 1/2 S. Main Noble, Okla. 73068 (405-872-5111)</p>			
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed <i>1-1-74</i> <i>2-1-75</i>	Clerk				
J.S. 6 mailed <i>9-1-74</i> <i>2-1-75</i>	Marshal				
Basis of Action: Patent infringement	Docket fee				
	Witness fees				
Action arose at:	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-6-73	Transcript of proceedings from N.D. of Texas, Dallas Div., filed. rm (Mo/dismiss for lack of jurisdiction of def. Okiebug & Butler ruled on in Order of Transfer)	
12-6-73	Motion to dismiss of def. Scott & Bass Anglers, filed. rm	
12-6-73	Brief in support of mo/dismiss, filed. rm <i>filed</i>	
12-11-73	Ltr. to pltf. from FD, dated 12/10/73, directing them to respond to mo/dismiss of def. Scott & Bass Anglers by <u>12/20/73</u> , w/brief if opposed. (FD-J)rm	
12-11-73	Minute order: Ordered by the Court that defts. Okiebug and Don Butler are directed to answer pltf.'s complaint on or before 12/24/73. (FD-J)rm	
12-26-73	Ltr. from pltf. counsel, re delay in filing response brief, filed. rm (copy to all counsel)	
12-26-73	Memorandum brief of pltf. in opposition to defs. mo/dismiss, filed. rm (copy to all counsel) <i>file to judge</i>	
12-21-73	Motion by defts. Okiebug Distributing Co., Inc. and Don T. Butler to dismiss for lack of personal jurisdiction, filed. hm	
12-21-73	Memorandum in support of motion to dismiss by defts. Okiebug and Butler, filed. hm	
1-3-74	Ltr. from FD to pltf. counsel, 1/2/74, directing them to respond to mo/dismiss of defs. Okiebug & Butler within 10 days. (due 1/12/74) (FD-J)rm	
1-3-74	Ltr. from FD to counsel for Scott & Bass, directing them to file further brief in support of their mo/dismiss by 1/12/74. (FD-J)rm	
1-8-74	Appearance of Donald L. O'Bryan as local counsel for plaintiff, filed. g	
1-10-74	Minute Order: It is ordered that counsel for Scott & Bass which was directed to file further briefs in support of their mo/dismiss by 1/12/74 is granted and extension of 15 days from 1-12-74. (FD-J) <i>Ltrs mtd, letter of counsel</i>	
1-14-74	Ltr., filed, requesting above ext. rm	
1-16-74	Entry of appearance of Terry Shipley for defendant, Ray Scott, filed. ds	
1-21-74	Summons reissued on defs. Okiebug and Butler. rm	
1-28-74	Brief in Support of Deft., Ray Scott, Ind. d/b/a Bass Anglers Sportsman Society, Mtn. to Dismiss for Want of Venue & Jurisdiction, filed. jj and Don T. Butler	
1-28-74	Summons, ret. & filed: served Okiebug Distributing Co. Inc. at Tulsa Ok. 1-23-74. (USM \$7.68) g of defs. Okiebug & Butler	
2-12-74	Answer to Complaint for infringement of patent, filed. s	
4-16-74	Order, filed, that Mtn. to Dismiss for Lack of Pers. Juris. of def. Okiebug Dist. and Don Butler is moot and is therefore stricken. (FD-J)jj copies mailed	
4-16-74	Order, filed and entered, that mo/dismiss of def. Scott & Bass is sustained and said def. dismissed from this action. (FD-J)rm cpy md.	
5-13-74	Pltf's First Set of Rule 33 Interrogatories to Defts, filed. <i>efp md</i>	
5-28-74	Answers to interrogatories of defs. Okiebug & Butler, filed. rm	
8-1-74	MO: Case set for pre-trial for 10:45 a.m., 8/21/74. (FD-J)rm	

(contd)

Sheet No. 2

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
8-21-74	Case called for pre-trial. Pltf. counsel not present. Def. rep. by counsel of record. Pltf. local counsel called and advises Ct. out-of-state counsel handling matter. Ct. enters Minute Order that case will be dismissed for failure to comply with Ct. Order and for failure to prosecute. Ct. to prepare and file formal Order. (FD-J)rm	
8-21-74	Order, filed and entered, dismissing action with prejudice for failure of pltf. to comply with order of ct. and to prosecute. (FD-J)rm <i>copies mailed</i>	
8-29-74	Ltr. from pltf. counsel to FD, requesting reconsideration by ct. of dismissal, filed. rm	
8-29-74	Ltr. from FD to def. counsel directing them to respond to said ltr. within 10 days from 8/28/74. (FD-J)rm	
9-17-74	Ltrs. between counsel and ct., filed. Case to be held in abeyance until 9/30/74, pending possible settlement. If not, Ct. to make decision on pltf. mo/reconsider. rm	
1-8-75	MO: Ordered by the Ct. that pltf. motion to reconsider is granted; that order of 8/21/74 dismissing action w/prejudice is vacated and set aside and that this case is reopened. (FD-J)rm	
1-9-75	Judgment, filed and entered, consented to by all parties, re Patent No. 3403431 and that defs. reimburse pltfs. for ct. costs. (FD-J)rm copies mailed	

DATE	PROCEEDINGS	Date Order or Judgment Note