

DIST/OFFICE	DOCKET YR. NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	R	R 23	S	DEMAND OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR. NUMBER
1085/4	75 0244	06 24 75 4		190	1	22			81	8509	PD	75 0244-B

PLAINTIFFS

DEFENDANTS

Hill Bros. Fuel Oil Co., Inc.
a foreign Corporation

Wesco Pipe Line Co.,
a foreign Corporation

CAUSE

Money Damages for Breach of Contract

ATTORNEYS

William S. Hall
Green, Feldman & Hall
816 Enterprise Building
Tulsa, Oklahoma 74103

583-7129

John M. Smith
Roberts, Harbour, Smith, Harris,
French, & Ritter
P. O. Box 2072
Longview, Texas 75601

David L. Fist
J. Douglas Mann
525 S. Main, Suite 300
Tulsa, Ok 74103

Gorsuch, Kirgis, Campbell, Walker &
Grover
1900 Security Life Bldg.
Denver, Colo 80202

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FILING FEES PAID

DATE

RECEIPT NUMBER

C.D. NUMBER

STATISTICAL CARDS

CARD DATE MAILED

JS-5 July 1, 1975

JS-6 1-1-77

DATE	NR.	PROCEEDINGS
6-25-75	1.	Complaint filed, summons issued. mm
6-27-75		Summons, ret. & filed: served W. Darrell Zang, Agt. for Wesco Pipe Line Co., Tulsa, Ok. 6-26-75. (USM \$3.00)g
7-15-75	2.	Application for extension of time to file a responsive pleading filed by Deft. b
7-30-75	3	Order, filed, granting deft. until 8-5-75 to file responsive pleading. (AEB-J)g <i>Maeda</i>
8-5-75	4.	Deft's Motion to Dismiss, filed. lm
8-5-75	5.	Brief in Support of Motion to Dismiss, filed. lm
8-5-75	MO	It is ordered by the Court that pltf. is given ten days from this date to file a responsive brief to deft's motion to dismiss. (AEB-J)lm
8-13-75	6.	Application to file plaintiff's First Amended Pleading, filed. <i>lls mca</i> mm O to J
8-13-75	7.	Application to Extend Time for Plaintiff to Answer Defendant's Motion to Dismiss, filed. mm O to J
8-13-75	8.	Certificate of Service on pleading #6 & 7, filed. mm
8-15-75	9.	Order, filed, granting leave to file pltf's first amended complaint. (AEB-J)g <i>Maeda</i>
8-15-75	10.	Order, filed, granting pltf. 30 days from 8-14-75 to answer deft's mot. to dismiss. (AEB-J)g
8-25-75	MO	Case referred to Mag. Bradford for F&R re pending mots. (AEB-J)k
8-29-75	11.	Deft's Motion to Dismiss referring to supporting brief filed 8-5-75 as authority in support of present motion, filed. mm
9-2-75	12.	Plaintiff's First Amended Original Complaint, filed, with <u>JURY TRIAL DEMAND</u> . mm
9-9-75	13.	Appl. of pltf. for permission to file 2nd amended complaint, filed. mm
9-10-75	14.	Order, filed granting pltf. 15 days from this date to file its second amended complaint. (AEB-J)jj copies mailed
9-17-75	15.	Plaintiff's Second Amended Original Complaint, filed <u>W/Jury Trial Demand</u> . mm
9-29-75	16	Plaintiff's brief in opposition to Defendant's Motion to Dismiss, filed. k
10-7-75	17.	Motion to Dismiss Plaintiff's Second Amended Complaint of Defendant Wesco Pipe Line Company, filed. mm
10-7-75	18.	Brief in Support of Defendant's Motion to Dismiss Plaintiff's Second Amended Complaint, filed. mm
10-7-75	MO:	Ordered by the Ct. that the Plaintiff file a responsive brief within 10 days to the Motion to Dismiss Plaintiff's Second Amended Complaint. (AEB-J) cps mld mm
10-17-75	19.	Plaintiff's Brief in Opposition to Defendant's Motion to Dismiss Plaintiff's Second Amended Complaint, filed. mm
10-23-75	20.	Deft's Reply Brief to Pltf's Brief in Opposition to Deft's Mtn. to Dismiss, filed. jj
11-21	MO.	Case set for hrg. before Magistrate Bradford re pending mots. on 12-10-75 at 10:00 a.m. (MLB-Mag)k

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-244 Sheet No. 2, Pg. 3 PAGE XXXXX OF XXXXX PAGES
Hill Bros. Fuel Oil Co., Inc.		Wesco Pipe Line Co.	
DATE	NR.	PROCEEDINGS	
12-10		Case called for hearing before Magistrate on Deft's motions. Parties present. Deft's motion to dismiss & motion to dismiss first amended complaint moot. Motion to dismiss Pltff's 2nd amended complaint overruled. Pltff to prepare F&R & order in 5 days.(AEB-J)b	
12-15	21.	Findings and Recommendations of Magistrate, filed. Magistrate recommends that Deft's mot. to dismiss pltf's second amended compl. be overruled. (MLB-Mag)k cps mld	
12-30 1976	22	Answer of Wesco, filed, to second amended original compl. of pltf. tc	
1-6	23	Ordered that Defts's Mot. to Dismiss Pltff's Second Amended Compl. be and the same is hereby overruled, (AEB-J)tc cps. mld.	
1-23	MO:	Parties are directed to hold PT conf. on or before 3-5-76 & file PT Order on or before 3-12-76. (AEB-J)ph cps by cert ml	
1-27	24	Pltff. & Deft. Demand for Jury Trial, filed.	
2-13	25.	Notice of Taking Depositions, filed. jj Subpoena issued.	
2-17		Return on U.S. Marshal's Service, Subpoena, filed. Served James Hoyle in Tulsa, OK, on 2-13-76 w/fees of \$4.40. v	
B-2-76	26.	Joint Appl. for Ext. of time to File Pretrial Order, filed. (Ord. apart of Appl.) O-J.t	
3-3	--	Order as part of appl., filed, granting parties until 4-15-76 to present approved pretrial order to Court. (AEB-J)v -cps. mld.	
4-27		Deposition of Wm. F. Stebbins on behalf of pltf., filed. (\$54.00)g	
6-17	MO	Case set for disposition on 7-12-76, 11:00 A.M. for failure of parties to file P/T order due 4-15-76 (AEB-J)b nts by cert ml	
7-9		Deposition of James Warner Hoyle, taken on behalf of pltf. on 2-23-76 before Frank L. Peterson CSR; fees of \$151.50, filed. k	
7-9	27	Deft's proposed PT order, filed. g	
7-12		Case called for disposition for failure of parties to file P/T order. Parties represented. Ct. allows parties 3 days to file P/T order. (AEB-J)b	
7-16	28	Final Pre-Trial Order, filed. (AEB-J)k cps mld	
7-23	MO:	Case set for jury trial on 9-7-76, at 9:30 A.M. (AEB-J)b nts by cert ml	
8-13	29	Motion to strike case from docket and for a continuance, filed. nb (O to J)	
8-17	30	Order, filed, striking case from jury trial docket of 9-7-76, to be re-set on November docket. (AEB-J)b cps mld	
10-22	MO	Case set for Jury trial on 11-22-76, at 9:30 a.m.s (AEB-J) nts by cert. ml w/affid	
11-8	31.	Pltff's notice to take oral depositions of George Faber, C. H. White-side, C. W. Hebron, & Pat Ross on 11-17-76 at Kilgore, TX, filed. Dep. of J. C. Winfrey to be taken at Houston, TX, on 11-18-76. k	
11-9	32.	Deft's appli. to strike case from docket and for a continuance, filed. lm (O to J)	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE 1976	NR.	PROCEEDINGS	
11-10	33.	Order, filed, striking case from present jury docket and continuing it until the January jury term. (AEB-J)k cps mld	
12-6	MO:	Case set for jury trial on 1-10-77, at 9:30 A.M.(AEB-J)b nts by cert ml w/affid.	
12-7	34.	Stipulation of dismissal with prejudice, filed and entered.s	