

DIST/OFFICE	YR.	NUMBER	MO.	DAY	YEAR	J	N/S	O	R	23	\$	OTHER	NUMBER	DEM.	YR.	NUMBER
1085/4	75	0325	07	22	75	4	110	1	2:1			Interpleader	8509		75	0325-B

PLAINTIFFS

DEFENDANTS

~~Aetna Casualty & Surety Company~~

Aetna Life Insurance Company

*per minor's  
complaint 12-75*

Brewer, Luther, Williams, Lucille,  
Brewer, Rashaun N., a minor,  
Brewer, Luther R., a minor,  
Brewer, Kenneth R., a minor, and  
Dyer Memorial Chapel

CAUSE

Interpleader Action 28 USCA 1335 et seq.

ATTORNEYS

Richard D. Wagner  
KNIGHT & WAGNER  
310 Beacon Building  
Tulsa, Oklahoma 74103  
(918-584-6457)

Luther R Brewer (4/8/04)  
# 168832  
PO Box 97 OSP  
McAlester OK 74501-0097

Bert McElroy (Luther Brewer)  
1634 S. Boulder  
Tulsa, Oklahoma 74119  
(918-583-5000)

~~David Riggs (Lucille Williams, Rashaun  
N., Luther R. & Kenneth  
Brewer)~~

1640 South Boston  
Tulsa, Oklahoma 74119  
(918-587-3161)

John McCune (Dyer Memorial Chapel)  
304 Pythian Building  
Tulsa, Oklahoma 74103  
(918-584-1898)

Ainslie Perrault, Jr. <sup>Gdn ad litem</sup> (Rashaun N.,  
311 Philtower Bldg. Luther R. & Kenneth  
Tulsa, Ok. 74103 R. Brewer)

☐ 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 8-1-75

JS-6 12-1-74

DATE	NR.	PROCEEDINGS
7-22-75	1.	Complaint filed, Summons issued.v
7-29-75		US Marshals service returned and filed on: <u>Luther Brewer</u> , 1634 S. Boulder on 7-25-75 W/fees on \$3.24. <u>Luther R. Brewer</u> , a minor, by serving Bill V. Wilkerson, attorney, per auth. R. D. Wagner at 1640 S. Boston on 7-25-75 W/fees of \$3.00. <u>Rashaun N. Brewer</u> , a minor, by serving Bill V. Wilkerson, attorney, per auth. R. D. Wagner on 7-25-75 W/fees of \$3.00, at 1640 S. Boston. <u>Kenneth R. Brewer</u> , a minor, by serving Bill V. Wilkerson, attorney, per auth. R. D. Wagner on 7-25-75 W/fees of \$3.00 at 1640 S. Boston. <u>Dyer Memorial Chapel</u> at Tulsa, Oklahoma on 7-25-75 W/fees of \$3.00. <u>Lucille Williams</u> by serving Bill V. Wilkerson, attorney, per auth. R. D. Wagner at 1640 S. Boston on 7-25-75 W/fees of \$3.00. mm
8-12-75	2.	Amendment to Complaint correcting the name of the Plaintiff to be Aetna Life Insurance Company rather than Aetna Casualty & Surety Co., filed. v against deft. Luther Brewer
8-22-75	3.	Answer and Cross Claim of Dyer Memorial Chapel, filed. lm
9-12-75	MO	Case set for disposition on 9-24-75 at 10:00 a.m. for failure of defts., except <u>Dyer Memorial Chapel</u> , to ans. (AEB-J)k cps by cert ml
9-24-75		Case called for disposition. Pltf. represented by Mr. Knight. Mr. McElroy, David Riggs & John McCune present for Defts. Ainslie Perrault, Jr. appointed Gdn. ad litem for 3 minor children. Deft. L. Williams disclaims. Deft. Brewer to present applic. to file answer & answer w/cross-claim this date. Pltf. given 20 days to answer cross-claim.(AEB-J)b
9-24-75	4.	Appl. of deft. Luther Brewer for Enlargement of Time to File Answer to 9-24-75, filed. mm
9-24-75	5.	Answer & Cross-Petition of Defendant, Luther Brewer, against pltf. & Defts. Lucille Williams, Rashaun M., Luther R. & Kenneth R. Brewer, filed. mm
10-3-75	6.	Answer of deft. Lucille Williams, filed. mm
10-14-75	7.	Pltf's Answer to Cross-Petition, filed. lm
11-5	8.	Defts. Rashaun, Luther R. & Kenneth R. Brewer's answer & Cross complaint against Pltf. & Defts. Luther Brewer, Lucille Wms., & Dyer Memorial Chapel, filed.k
11-20-75	9	Pltf. answer to cross-petition of defts. Rashaun N. Brewer, Luther Brewer, Kenneth Brewer, filed. tc
12-22	10.	Deft's. Ans. Luther Brewer, to cross-complaint against Pltf. & Defts. Luther Brewer, Lucille Williams & Dyer Memorial Chapel, filed.tc
12-22	11	Deft., Luther Brewer, response to ans. of Aetna Life Insur. Co. to cross-petition, filed.tc
12-22	12	Deft. Luther Brewer, Appl. for enlargement of time, filed.tc 0-3
12-24	13.	Order granting Luther Brewer until 12-31-75, to file reply to answer of Aetna Life to cross-petition of L. Brewer & answer to cross- complaint against Pltf & defts, L. Brewer, Lucille Williams & Dyer Mem., filed.(AEB-J)b 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
3-26	14.	Deft. Luther Brewer's appl. for 45 days from 3-12-76 to file PT Order, filed.k o to j
3-29	15	Order filed that enlarg. of time is granted until 4-26-76 & pre-trial order heretofore to be filed on 3-12-76. (JCS-CC)t cps mld.

## CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE <u>3</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
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 4-26-76.(AEB-J)b nts by cert ml	
7-1	16.	PT order, filed. (AEB-J)s cps mld	
7-2	MO	Case stricken from disposition docket of 7-12-76. (AEB-J)k cps mld	
7-29	MO:	Case set for Non-Jury trial on 9-13-76, at 10:00 A.M.(AEB-J)b nts by cert ml	
9-13		Case called for Non-Jury trial. Pltf. represented & announces parties have entered into stipulation & will file as soon as all parties have signed same. Funds will be deposited w/Ct. for distribution. Ct. allows parties 10 days for final papers to be filed.(AEB-J)b	
10-20	17.	Deft. Luther Brewer's application for enlargement of time to file settlement papers (until 10-31-76), filed.s O to J	
10-21	18.	Order, filed, granting deft Luther Brewer until 10-31-76 to file final settlement papers. (AEB-J)g cp. mld.	
11-23	19.	Application for approval of stipulation, Findings of Fact and order of distribution, filed.s	
11-23	20.	Stipulation for distribution of funds, filed.s (Gy as orig.)	
11-23	21.	Findings of Fact and order of distribution, filed. Ordered that the total amt. of \$9,000 on deposit with the Ct. Clerk be distributed as follows: To pymt. of costs of this action if any remain; to Dyer Memorial Chapel and their attorney, John W. McCune, \$1,880.00 w/int. of 6% from 10-2-74 in the amt. of \$226.40; to Aetna Life Ins. Co. and their atty, Richard D. Wagner, the sum of \$600.00; to Ainslie Perrault, Jr., as guardian ad litem of the minor defts, the sum of \$300.; the balance of said funds remaining w/the Clerk after disbursement of the above shall be paid to Luther Brewer as guardian of the estates of Rashaun N. Brewer, Luther R. Brewer and Kenneth R. Brewer, minors, to be held by said Luther Brewer as such guardina and expended in accordance with the orders and requirements of the Dist Ct. of Tulsa County, State of Okla.; further, that upon such disbursement cause shall be finally concluded and all parties are forever barred and enjoined from making any further claims against the others.s (AEB-J)	
11-23	22	Order, filed & entered, dismissing this cause of action w/prejudice, s (AEB-J) cps. mld.	
4/8/04	23	MOTION by Luther R Brwer for production of documents at public expense. (c j). sac.	
4/9/04	24	ORDER by Chief Judge Sven Erik Holmes denying document 23. sac (cc: Brewer)	
4/16/04	25	MOTION to reconsider document 24.sac.	
4/16/04	26	PAUPER"S AFFIDAVIT by Luther R Brewer. sac.	
4/23/04	27	ORDER by JudgeSven Erik Holmes denying dfdt's mot to reconsider [25] (cc: all counsel) cp	

PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	

PAGE \_\_\_\_\_ OF \_\_\_\_\_ PAGES