DIST/OFFICE	DOCKET YR.	DOCKET NUMBER	FILING DATE MO.	DAY	YEAR	J	N/S	O	R	R 23	DEMAND $	OTHER	JUDGE NUMBER	JURY DEM.	DOCKET YR.	DOCKET NUMBER
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PLAINTIFFS

JACK B. HARWOOD, JOHN H. BURGHER, FENELON BOESCHE, L. R. CALONKEY, PERRY CATTS, DR. MAURICE COFFEY, FRED GLASSER, THOMAS HERNDON, DOUG HUBNER, VERNON T. JONES, ARTHUR W. KLAUSON, LOWRY McKEE, RITA ROMANS, CHRIS SEGER, D. M. SHIELDS, JOHN C. WILLIS

DEFENDANTS

JAMES E. SMITH, Comptroller of the Currency of the United States of America

CAUSE

Judicial Review Act 5 U.S.C. 701-706 and Title 28, USC 2201, 1331(a) and 1346 Action for declarative relief and injunction relative to approval of national bank application.

ATTORNEYS

~~David B. McKinney~~
~~R. B. McDermott~~
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3541 S. Florence Pl.
Tulsa, Oklahoma 74105
918-747-4286

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Dorothy S. Kulig and Gary L. Ryan
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Washington, D. C. 20219

William C. Anderson (for applicants Akin, Atwood, Bodley, et al)
1200 Atlas Life Building
Tulsa, OK 74103
582-1211

CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	7-1-76
				JS-6	7-1-77

DATE 1976	NR.	PROCEEDINGS
6-25 6-25	1.	Complaint filed, summons issued.s Summons, ret. & filed: James E. Smith, Comptroller of Currency and Attorney General served by certified mail; U. S. Attorney served in Tulsa, all on 6-25-76. (USM $6.00)g
7-22	MO	Case transferred to Judge H. Dale Cook. (AEB-J)k ltr to pltf.
8-23	2.	Deft's motion for ext. of time. to ans. or otherwise plead, filed. ph
8-24	3.	Order, filed, that deft. is granted until 9-8-76 to ans., filed. ph
9-7	4.	Deft's motion for enlargement of time to and including 9-13-76, filed.lm
9-8	5.	Order, filed, granting def. to 9/13/76 to ans.(HDC-J)rm-copies mailed
9-8	6.	Pltfs' request for admissions, filed. ph
9-16	7.	Motion to dismiss or, in alternative, for SJ of def., with brief in support thereof attached, together with transcript of proceedings had in office of comptroller of currency on 6/3/75, and appl. to establish Western Natl. Bank, filed. rm
9-16	MO:	Ordered by theCourt that pltf. is granted 10 days in which to respond to mo/dismiss of def. (HDC-J)rm-letter written
9-20	8.	Appl. for order allowing Pltfs. additional time to file responsive brief to the Deft. Comptroller's mot. to dismiss, or in the alt., for Summary Judgment, and his memo. of points & authorities in support, fld. v (o)
9-21	9.	Order, filed, granting pltf. to 10/16/76 to file response to def. motion to dismiss. (HDC-J)rm-copies
10-1	10.	Motion of Brown James Akin, Jr., Roger Morris Atwood, Ted C. Bodley, John Carson Bumgarner, William Nelson Dawson, Paul Dean Hinch, John Douglas McCartney, Glenn Franklin Prichard, R. James Stillings, Wayne Elwyn Swearingen and Taft Welch, for leave to intervene, filed. ph (PROPOSED PLEADINGS INTERVENORS WOULD LIKE TO FILE IF ALLOWED TO INTERVENE ARE ATTACHED TO MOTION TO INTERVENE.)
10-1	11.	Brief in support of motion for leave to intervene, filed. ph
10-1	MO:	It is ordered by the Court that the pltf. file a resp. brief within 10 days to the Motion for Leave to Intervene of above named individuals. (HDC-J)ph ltr mld
10-4	12.	First amended complaint, filed. hm
10-8	13.	Deft. Comptroller's obj. to pltfs' request for admissions, filed. ph
10-12	14.	Deft. Comptroller's opposition to motion of Brown James Akin, Jr., et al for leave to intervene, filed. ph
10-12	15.	Memo. of points and auth. in support of deft. Comptroller's oppos. to motion of Brown James Akin, Jr., et al., for leave to intervene, filed. ph
10-15	16.	Deft. Comptroller's renewed motion for S/J, filed. ph
10-15	17.	Memo. of points and auth. in support of the deft. Comptroller's renewed motion for S/J, filed. ph
10-15	MO:	It is ordered by the Court that the pltfs. file a resp. brief within 10 days to the deft. Comptroller's renewed motion for S/J. (HDC-J)ph cps mld
10-15	18.	Deft. Comptroller's ans. to pltfs' first amended complaint, filed. ph
10-15	19.	Appl. for order allowing pltfs. to file a resp. brief to the motion for leave to intervene of Brown James Akin, Jr., et al, filed. ph
10-15	20.	Order, filed, allowing pltf. leave to file responsive brief to mo/ to intervene of Akin, et al.(HDC-J)rm-copies mailed
10-15	21.	Response of pltfs. to mo/intervene of Akin, et al., filed. rm-copies

(Contd)

COOK

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 76-C-347-C
HARWOOD	COMPTROLLER OF CURRENCY	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
1976 10-18	22.	Response of pltfs. to def. mo/dismiss, filed. rm
10-18	23.	Cross motion for SJ of pltf., filed. rm
10-18	24.	Pltfs. combined responsive brief to def. mo/SJ and pltf. orig. brief in support of their cross-motion for SJ, filed. rm
10-19	MO:	Defs. are granted 10 days in which to respond to pltfs. cross-motion for summary judgment. (HDC-J)rm-letter
10-26	25.	Withdrawal of motion for leave to intervene, and motion for permission to appear Amicus Curiae, filed by applicants, Akin, Atwood, Bodley, Bumgarner, Dawson, Hinch, McCartney, Prichard, Stillings, Swearingen and Welch. ph
10-26	26.	Pltfs. response to def. Comptrollers renewed mo/SJ, filed. rm
10-28	MO:	It is ordered by the Court that parties file a resp. brief within 10 days to the Motion for permission to appear Amicus Curiae, filed by applicants. (HDC-J)ph cps mld
10-28	27.	Order, filed, allowing withdrawal of Motion for Leave to Intervene by applicants Akin, Atwood, Bodley, Bumgarner, Dawson, Hinch, McCartney, Prichard, Stillings, Swearingen & Welch. Court to rule by subsequent Order on said Applicant's Motion for Permission to Appear Amicus Curiae. (HDC-J)k cps mld
11-1	28.	Deft. Acting Comptroller's oppos. to pltfs' cross motion for S/J, filed. ph
11-1	29.	Memo. of points and auth. in support of the deft. Acting Compt.'s oppos. to pltfs' cross-motion for S/J, filed. ph
11-8	30.	Pltfs' response to applicants mo/permission to appear amicus curiae, filed. hm
11-8	31.	Brief in support of pltf's response to applicants' mo/appear amicus curiae, filed. hm
11-9	32.	Deft. Acting Comptroller's resp. to motion of Brown James Akin, Jr., et al, for permission to appear as Amici Curiae, filed. ph
11-18	33.	Reply brief in support of appl. to appear as amici curiae,filed.rm
12-13	34.	Order, filed, allowing applicants to appear Amicus Curiae and that they are granted 10 days from date of this order to file resp. briefs to briefs filed by pltfs. in oppos. to deft's mo/SJ and in support of pltfs' cross-motion for S/J. (HDC-J)ph cps mld
12-17	35.	Reply brief of Amici Curiae in support of deft's mo/SJ, filed. ph
1-17-77	36.	Pltf.s' response to the reply brief of Amici Curiae in support of Deft. Comptroller's mot. for Summary Judgment, fld. v
3-15	MO:	Case set for hearing on deft. Comptroller's motion to dismiss, or in the alt. for S/J; deft. Comptroller's renewed motion for S/J; and pltf's cross motion for S/J, set for 3-22-77 at 10:30 a.m. (HDC-J)ph notices mld
3-18	37.	Pltf's motion for TRO, filed, w/leave of Court w/o a brief. hm
3-18	MO:	Ordered that pltf. file brief in support of motion for TRO no later than 12:00 noon 3-21-77. (HDC-J)hm

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 76-C-347-C
JACK B. HARWOOD, ET AL	JAMES E. SMITH, et al	PAGE 4 OF 2 PAGES

DATE	NR.	PROCEEDINGS
1977		
3-18	MO:	Case set for hearing on pltf's motion for TRO on 3-22-77 at 10:30 a.m. (HDC-J)ph parties called.
3-21	38.	Pltfs' motion for preliminary injunction, filed. ph w/affidavits of Fenelon Boesche; Arthur W. Clauson; and John C. Willis
3-21	39.	Pltfs' combined brief in support of their motion for TRO and motion for Prel. Inj., filed. ph
3-21	40.	Order, filed, setting hearing on motion for prel. inj. and requiring deft. Comptroller to show cause, set for 3-22-77 at 10:30 a.m. (HDC-J)ph cps mld
3-22	MO:	Hearing held on pltfs' cross-motion for S/J; pltfs' motion for TRO; pltfs' motion for prel. inj.; and deft. Comptroller's mo/dismiss or, in the altern. for S/J & renewed mo/S/J of Comptroller. Statements made. Five affidavits on behalf of pltfs. filed in open court. Court takes ruling under advisement and will enter an order on necessity of Environmental Impact Study by 2:00 p.m. this date. (HDC-J)hm
3-22	41.	Affidavit of Sally Morris Seger, filed in open court. hm
3-22	42.	Affidavit of John W. Nowlin, filed in open court. hm
3-22	43.	Affidavit of Patricia L. Tracy, filed in open court. hm
3-22	44.	Affidavit of Annie L. Thompson, filed in open court. hm
3-22	45.	Affidavit of W. D. Cutsinger, filed in open court. hm
3-22	46.	Order, filed, that final approval of appl. of Western Natl. Bank to engage in business as natl. banking assn. in Tulsa should be postponed until further order of the Court; pending filing of adequate statement of reasons for failure to file environmental impact statement in connection with approval.(HDC-J)rm-copies mailed
3-24	--	Orders of March 21, 1977, ret & filed: Served Bob Santee, Asst. US atty. on 3-21-77 at Tulsa, OK. ph (USM $6.00)
4-11	--	Reporter's transcript of proceedings had on 3-22-77, hearing and oral arguments, filed. ph
5-31	47.	Motion of deft. Comptroller to vacate Ct.order of 3/22/77, and for a grant of summary judg., with attached copy of Environmental assessment filed. rm
5-31	48.	Mem. of pts. & authorities in support of mo/vacate order of 3/22/77, filed. rm
5-31	MO:	Informal hrg. held in chambers. D. McKinney present for pltf.; H. Marlow present for Comptroller; B. Anderson present for Amicus Curiae parties. Statements made. All parties given to 6/13/77 at Noon to file responsive briefs to Comptroller's mo/vacate. Ct. will then render expeditious order thereafter.(HDC-J)rm
6-13	49.	Pltfs' renewed cross motion for S/J, filed. ph
6-13	50.	Brief of Amicus Curiae in support of deft's mo/vacate order of 3-22-77 and for S/J, filed. ph
6-13	51.	Pltfs' brief in resp. to deft. acting Comptroller's mo/vacate and in support of pltfs' renewed cross motion for S/J, filed. ph
6-14	52.	Order, filed and entered, sustaining deft's motion for S/J. (HDC-J)hm (copies delivered)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 76-C-347-C
JACK B. HARWOOD, et al.	ROBERT BLOOM, Acting Comptroller	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
1977		
8-12	53.	Notice of appeal by pltf. Reta Romans from judg. of 6/14/77,filed.rm
8-12	54.	Bond for costs on appeal ($250 surety), filed. rm
8-22	55	Pltf. Reta Romans' designation of record on appeal, fld. ra
9-16	---	Letter from 10th Circuit, assigning No. 77-1740. rm
9-16	---	Appeal record (3 vols) transmitted to USCA.rm
11-14	--	Mandate of 10th Circuit, filed and spread of record, dismissing appeal upon motion appellant and exonerating cost bond. rm
11-30	---	Recd. from Don Hammer orig. appeal vol. I. rm
12-5	----	Recd. Vol. II and III orig. appeal record from 10th Circuit. rm

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS