

Case Number or Last, First

Appendix F

44 Docket Entries for Case 4:18-cv-01297-JRA

1	06/06/2018 Complaint with jury demand against D & M Tours, Inc., FedEx, Inc., L.T. Harnett Trucking, Inc., Sarah Morrison, Jose Roman, William A. Stauffer. Filing fee paid \$ 400, Receipt number 0647-8743361. Filed by Walter P. Vargo, Jr. (Attachments: # 1 Civil Cover Sheet) (Makridis, Irene)
	06/07/2018 Judge John R. Adams assigned to case. (S,Ke)
	06/07/2018 Random Assignment of Magistrate Judge pursuant to Local Rule 3.1. In the event of a referral, case will be assigned to Magistrate Judge Kathleen B. Burke. (S,Ke)
2	06/07/2018 Magistrate Consent Form issued. No Summons provided. No Summons issued. (S,Ke)
3	07/31/2018 Praeclipe for issuance of Original Summons filed by All Plaintiffs. (Attachments: # 1 Summons, # 2 Summons, # 3 Summons, # 4 Summons, # 5 Summons, # 6 Summons)(Makridis, Irene)
4	08/01/2018 Original Summons issued to counsel for service upon D & M Tours, Inc., FedEx, Inc., L.T. Harnett Trucking, Inc., Sarah Morrison, Jose Roman, William A. Stauffer. (T,Je)
	08/09/2018 Service by Clerk. Summons and Complaint addressed to D & M Tours, Inc. (7018 0360 0000 9466 2143), FedEx, Inc. (7018 0360 0000 9466 2167), L.T. Harnett Trucking, Inc. (7018 0360 0000 9466 2129), Sarah Morrison (7018 0360 0000 9466 2136), Jose Roman (7018 0360 0000 9466 2150), William A. Stauffer (7018 0360 0000 9466 2174)placed in U.S. Mail. Type of service: certified mail. (S,L)
5	08/14/2018 Return of Service by Clerk by certified mail executed upon Sarah Morrison on 8/13/2018; William A. Stauffer on 8/11/2018 filed on behalf of Walter P. Vargo, Jr Related document(s) 1 , 4 . (S,L)
6	08/17/2018 Return of Service by Clerk by certified mail executed upon D & M Tours, Inc. on 8/14/2018 and L.T. Harnett Trucking, Inc. on 8/10/2018 filed on behalf of Walter P. Vargo, Jr Related document(s) 1 , 4 . (S,L)
7	08/28/2018 Answer to 1 Complaint, filed by Sarah Morrison. (Saadi, Edward)
8	09/04/2018 Motion for Realignment of the Parties, with Memorandum in Support, filed by Defendant Sarah Morrison. (Attachments: # 1 Exhibit Proposed Complaint)(Saadi, Edward)
9	09/05/2018 Attorney Appearance by Bradley K. Shafer filed by on behalf of D & M Tours, Inc., Jose Roman. (Shafer, Bradley)
10	09/05/2018 Motion to dismiss for lack of jurisdiction filed by D & M Tours, Inc., Jose Roman. (Attachments: # 1 Memorandum in Support of Motion to Dismiss)(Shafer, Bradley)
11	09/07/2018 Supplement to Attorney Appearance - Certificate of Service, filed by D & M Tours, Inc., Jose Roman. (Related document 9). (Shafer, Bradley) Attorney notified re caption on 9/12/2018 (O,K).

<u>13</u>	09/10/2018 Return of Service by Clerk unexecuted upon Fedex, Inc. Service attempted by certified mail on 9/5/2018 filed on behalf of Walter P. Vargo, Jr Related document(s) <u>1</u> , <u>4</u> . (S,L)
<u>14</u>	09/12/2018 Joint Motion for leave (a thirty-day leave, up to and including October 10, 2018) to <i>Plead, Move or Otherwise Answer Complaint</i> filed by Defendant William A. Stauffer. (Havens, Hunter)
<u>15</u>	09/13/2018 Attorney Appearance by Hunter S. Havens and Terese M. Fennell filed by on behalf of William A. Stauffer. (Havens, Hunter)
<u>16</u>	09/17/2018 Return of Service by Clerk by certified mail executed upon Jose Roman on 9/14/2018 filed on behalf of Walter P. Vargo, Jr. (S,L)
<u>17</u>	09/21/2018 Answer to <u>1</u> Complaint, with Jury Demand filed by William A. Stauffer. (Havens, Hunter)
<u>18</u>	09/24/2018 Amended Answer to <u>1</u> Complaint, with Jury Demand , Crossclaim against D & M Tours, Inc., Jose Roman filed by William A. Stauffer. (Havens, Hunter)
<u>19</u>	09/28/2018 Motion to dismiss <i>Cross Claim of Defendant Stauffer</i> for lack of jurisdiction filed by D & M Tours, Inc., Jose Roman. (Shafer, Bradley)
<u>20</u>	10/05/2018 Marginal Entry Order granting the Joint Motion for leave (Related Doc # <u>14</u>). Judge John R. Adams on 10/5/18. (N,C)
<u>21</u>	10/19/2018 Motion for extension of time until November 2, 2018 to file response/reply to <u>19</u> Motion to dismiss <i>Cross Claim of Defendant Stauffer</i> for lack of jurisdiction filed by Defendant William A. Stauffer. Related document(s) <u>19</u> . (Havens, Hunter)
<u>22</u>	10/22/2018 Marginal Entry Order granting Defendant's <u>21</u> Motion for Extension of Time to File Response to re <u>19</u> Motion to dismiss <i>Cross Claim of Defendant Stauffer</i> for lack of jurisdiction. Cross-claim is due 11/2/18. Judge John R. Adams on 10/19/18.(K,C)
<u>23</u>	10/30/2018 Response to <u>10</u> Motion to dismiss for lack of jurisdiction and Motion to Dismiss or Transfer for Improper Venue and/or Motion to Dismiss for Lack of In Personam Jurisdiction filed by William A. Stauffer. (Attachments: # <u>1</u> Exhibit Davis v. FedEx New Jersey Complaint)(Havens, Hunter)
<u>24</u>	11/07/2018 Reply in support of <u>19</u> Motion to dismiss <i>Cross Claim of Defendant Stauffer</i> for lack of jurisdiction and Joinder with Stauffer's <u>23</u> Motion to Dismiss filed by D & M Tours, Inc., Jose Roman. (Shafer, Bradley)
<u>25</u>	11/09/2018 Joint Proposed Stipulation for dismissal of the <i>Cross-claims against D&M Tours, Inc. and Jose Roman</i> and Judgment Entry filed by Cross-Claimant William A. Stauffer. Related document(s) <u>18</u> . (Havens, Hunter)
<u>26</u>	04/15/2019 Marginal Entry Order granting Defendant Sarah Morrison's Motion to realign the parties (Related Doc # <u>8</u>). Named Defendant Sarah Morrison will be realigned as a named Plaintiff. Judge John R. Adams on 4/15/19.(K,C)
<u>27</u>	04/15/2019 Stipulation and Order that the Cross-claim filed by defendant, William A. Stauffer, against defendants, D&M Tours, Inc. and Jose Roman, be dismissed without prejudice. Judge John R. Adams on 4/15/19. (K,C)
<u>28</u>	04/17/2019 Complaint of Stephanie McCloud, Administrator, Ohio Bureau of Workers' Compensation

<u>29</u>	04/25/2019 Motion to dismiss <u>28</u> <i>Bureau of Workers' Compensation Complaint</i> filed by D & M Tours, Inc., Jose Roman. (Attachments: # <u>1</u> Memo in Support of Motion to Dismiss BWC Complaint)(Shafer, Bradley)
<u>30</u>	04/26/2019 Supplement to Motion to dismiss <i>Bureau of Workers' Compensation Complaint</i> - Certificate of Service, filed by D & M Tours, Inc., Jose Roman. Related document(s) <u>29</u> . (Shafer, Bradley)
<u>31</u>	04/29/2019 Motion to dismiss or Motion to transfer for improper venue and/or Motion to dismiss for lack of in personam jurisdiction the complaint of Stephanie McCloud Administrator, Ohio Bureau of Workers' Compensation filed by Defendant William A. Stauffer. Related document(s) <u>28</u> . (Havens, Hunter).
<u>32</u>	04/29/2019 Answer , with Jury Demand to <u>28</u> Complaint, filed by William A. Stauffer. (Havens, Hunter)
<u>33</u>	05/07/2019 Memorandum Opinion and Order granting Defendants' Motion to dismiss for lack of jurisdiction (Doc. # <u>10</u>); denying as moot Defendants' Motion to dismiss <i>Cross Claim of Defendant Stauffer</i> and/or for lack of jurisdiction (Doc. # <u>19</u>); granting Defendants' Motion to Dismiss or Transfer for Improper Venue (Doc. # <u>23</u>); Granting Defendants' Motion to dismiss <i>Bureau of Workers' Compensation Complaint</i> (Doc. # <u>29</u>); Granting Defendants' Motion to dismiss and/or transfer for improper venue or Motion to dismiss for lack of in personam jurisdiction (Doc. # <u>31</u>). This matter is hereby DISMISSED in its entirety, without prejudice. Judge John R. Adams on 5/7/19. (K,C)
<u>34</u>	05/07/2019 Judgment Entry that the pending motion to dismiss Stauffer's crossclaims is MOOT (Doc. # <u>19</u>), and the remaining pending motions to dismiss this case for lack of personal jurisdiction and improper venue are GRANTED (Docs # <u>10</u> , # <u>23</u> , # <u>29</u> , # <u>31</u>). This matter is hereby DISMISSED in its entirety, without prejudice. Judge John R. Adams on 5/7/19. (K,C)
<u>35</u>	06/07/2019 Motion to vacate dismissal and reopen case for purposes of transfer filed by Plaintiff Walter P. Vargo, Jr. Related document(s) <u>34</u> , <u>33</u> . (Attachments: # <u>1</u> Exhibit: Letters)(Makridis, Irene)
<u>36</u>	06/10/2019 Motion for joinder to <u>35</u> Motion to vacate dismissal and reopen case for purposes of transfer filed by Plaintiff Stephanie McCloud.(Saadi, Edward)
<u>37</u>	03/02/2020 Memorandum Opinion and Order denying Plaintiff's Motion to vacate dismissal and reopen case for purposes of transfer (Doc. # <u>35</u>) and denying Plaintiff's Motion to vacate dismissal and reopen case for purposes of transfer (Doc. # <u>36</u>). This matter remains dismissed, without prejudice, and this Court declines to transfer the matter. Judge John R. Adams on 3/2/20. (K,C)
<u>38</u>	04/01/2020 NOTICE OF APPEAL to the Sixth Circuit Court of Appeals from the <u>37</u> Memorandum Opinion and Order of 3/2/20, <u>33</u> Memorandum Opinion and Order of 5/7/19, filed by Walter P. Vargo, Jr. (Filing fee \$505, receipt number AOHNDC-9894597) (Makridis, Irene)
<u>39</u>	04/01/2020 Transcript Request by Walter P. Vargo, Jr re <u>38</u> Notice of Appeal,,. Transcript is unnecessary, there were no hearings. (Makridis, Irene)
	04/06/2020 Acknowledgment from the USCA for Sixth Circuit of receipt of <u>38</u> Notice of Appeal (USCA# 20-3380). Date filed in USCA 4/6/2020. (S,AN)
<u>41</u>	01/27/2021 True copy of mandate from the USCA for the Sixth Circuit: Affirming the District Court's decision re <u>38</u> Notice of Appeal (USCA# 20-3380). Date issued as mandate 1/25/21; Costs: None (H,SP)