



CLOSED, ECF, JURY, KAPLAN, PTRL

**U.S. District Court
Northern District of Texas (Dallas)
CIVIL DOCKET FOR CASE #: 3:06-cv-01088**

Quilling v. Clark
Assigned to: Judge Sam A Lindsay
Referred to: Magistrate Judge Jeff Kaplan
Cause: 28:754 Receiver of Property in Different Districts

Date Filed: 06/20/2006
Date Terminated: 02/28/2007
Jury Demand: Plaintiff
Nature of Suit: 370 Fraud or Truth-In-Lending
Jurisdiction: Federal Question

Plaintiff

Michael J. Quilling
*Receiver for Megafund Corporation and
Stanley A Leitner*

represented by **Michael J Quilling**
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Lownds
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V.

Defendant

Allan Clark
*Individually and
 doing business as*
 Financial Risk Specialists

represented by **Austin H England**
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Date Filed	#	Docket Text
06/20/2006	<u>1</u>	COMPLAINT against Allan Clark filed by Michael J. Quilling. (Filing fee \$350; Receipt number 1573)(jrb,) (Entered: 06/20/2006)
06/20/2006		DEMAND for Trial by Jury by Michael J. Quilling. (jrb,) (Entered: 06/20/2006)
06/20/2006		***Magistrate Judge Sanderson chosen by random selection to handle matters that may be referred in this case. (jrb,) (Entered: 06/20/2006)
06/20/2006	<u>2</u>	CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by Michael J. Quilling. (jrb,) (Entered: 06/20/2006)
06/20/2006	<u>3</u>	Summons Issued as to Allan Clark. (jrb,) (Entered: 06/20/2006)
06/20/2006	<u>4</u>	Order Designating Case for ECF - see order for specifics. (Signed by Judge Ed Kinkeade on 6/20/06) (jrb,) (Entered: 06/20/2006)
06/22/2006	<u>5</u>	SUMMONS Returned Executed as to Allan Clark served on 6/20/2006, answer due 7/10/2006. (Quilling, Michael) (Entered: 06/22/2006)

07/10/2006	6	Motion to Approve Agreed Order Expanding Deadline for Defendant's Answer by Michael J. Quilling (Attachments: # 1 Exhibit A)(Quilling, Michael) Modified on 7/11/2006 (jrb,). (Entered: 07/10/2006)
07/12/2006	7	ORDER REASSIGNING CASE. Case reassigned to Judge Sam A Lindsay for all further proceedings and shall reflect the docket number of 3:06-cv-1088-L. Judge Ed Kinkeade no longer assigned to case. (Signed by Judge Ed Kinkeade on July 12, 2006) (jyg,) (Entered: 07/13/2006)
07/13/2006	8	Standing Order of Reference : This case is hereby referred to Magistrate Judge Jeff Kaplan for pretrial management. (Signed by Judge Sam A Lindsay on 7/13/06) (jrb,) (Entered: 07/14/2006)
07/13/2006		***Magistrate Judge Kaplan chosen by random selection to handle matters that may be referred in this case. (jrb,) (Entered: 08/25/2006)
07/18/2006	9	Agreed ORDER granting 6 Motion for Extension of Time to File Answer Allan Clark answer due 7/31/2006. (Signed by Judge Jeff Kaplan on 7/18/06) (jrb,) (Entered: 07/19/2006)
07/31/2006	10	ANSWER to Complaint by Allan Clark (England, Austin) (Entered: 07/31/2006)
07/31/2006	11	CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by Allan Clark. (England, Austin) (Entered: 07/31/2006)
08/01/2006	12	STANDING ORDER ON NON-DISPOSITIVE MOTIONS. See order for details. (Signed by Judge Jeff Kaplan on August 1, 2006) (jyg,) (Entered: 08/02/2006)
08/01/2006	13	ORDER SETTING STATUS CONFERENCE. Status Conference set for 8/18/2006 09:00 AM before Magistrate Judge Jeff Kaplan. See order for details. (Signed by Judge Jeff Kaplan on August 1, 2006) (jyg,) (Entered: 08/02/2006)
08/03/2006	14	NOTICE OF OPTION TO CONSENT TO PROCEED BEFORE THE MAGISTRATE JUDGE. Please complete the consent form and return to the district clerk by 8/17/06. (Signed by Judge Jeff Kaplan on August 3, 2006) (jyg,) (Entered: 08/04/2006)
08/07/2006	15	Consent to Proceed Before the Magistrate Judge filed by Michael J. Quilling.(Quilling, Michael) Modified on 8/9/2006 (lmr,). (Entered: 08/07/2006)
08/16/2006	16	NOTICE by Allan Clark <i>Refusal to Consent to Proceed Before the Magistrate Judge</i> (England, Austin) (Entered: 08/16/2006)

08/18/2006	17	INITIAL SCHEDULING ORDER: Amended Pleadings due by 9/1/2006. Discovery due by 10/20/2006. Joinder of Parties due by 9/1/2006. Motions due by 10/20/2006. See order for details. (Signed by Judge Jeff Kaplan on August 18, 2006) (jyg,) (Entered: 08/21/2006)
10/20/2006	18	MOTION for Summary Judgment by Michael J. Quilling (Rodine, Brent) (Entered: 10/20/2006)
10/20/2006	19	Brief/Memorandum in Support filed by Michael J. Quilling re 18 MOTION for Summary Judgment (Rodine, Brent) (Entered: 10/20/2006)
10/20/2006	20	Appendix in Support filed by Michael J. Quilling re 19 Brief/Memorandum in Support of Motion (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Errata C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F)(Rodine, Brent) (Entered: 10/20/2006)
10/23/2006	21	ORDER: Set Deadlines as to 18 Motion for Summary Judgment. Responses due by 11/20/2006; Replies due by 12/5/2006. (Signed by Judge Jeff Kaplan on October 23, 2006) (jyg,) (Entered: 10/23/2006)
11/17/2006	22	Agreed MOTION for Extension of Time to File Response/Reply as to 18 MOTION for Summary Judgment by Allan Clark (England, Austin) (Entered: 11/17/2006)
11/17/2006	23	ORDER granting 22 Motion to Approve Agreed Order Expanding the Deadline to Respond to Pla's Motion for Summary Judgment. Replies due by 12/15/2006. Responses due by 11/30/2006 (Signed by Judge Jeff Kaplan on November 17, 2006) (jyg,) (Entered: 11/17/2006)
11/29/2006	24	Agreed MOTION for Extension of Time to File Response/Reply as to 18 MOTION for Summary Judgment (<i>second</i>) by Allan Clark (England, Austin) (Entered: 11/29/2006)
11/29/2006	25	Agreed ORDER granting 24 Motion to Extend Time to File Response to Pla's Motion for Summary Judgment.. Replies due by 12/27/2006. Responses due by 12/8/2006 No further extensions will be granted. (Signed by Judge Jeff Kaplan on November 29, 2006) (jyg,) (Entered: 12/01/2006)
12/07/2006	26	Unopposed MOTION to Approve an Order Expanding the Deadline to Response as to 18 MOTION for Summary Judgment by Allan Clark (jyg,) (Entered: 12/08/2006)

12/07/2006	27	ORDER granting 26 Motion to Approve an Order Expanding the Deadline to Response as to 18 MOTION for Summary Judgment. However, rather than establish a new deadline for defendant to file a summary judgment response, plaintiff is directed to file a motion to approve the settlement by 12:00 noon on January 8, 2007. (Signed by Judge Jeff Kaplan on December 7, 2006) (jyg,) (Entered: 12/08/2006)
01/09/2007	28	ORDER: The parties are directed to submit an agreed judgment or a stipulation of dismissal and an agreed order of dismissal to the chambers of U.S. Magistrate Judge Jeff Kaplan by 12:00 noon on January 16, 2007. See order for specifics. (Signed by Judge Jeff Kaplan on January 9, 2007) (jyg) (Entered: 01/09/2007)
01/16/2007	29	NOTICE by Michael J. Quilling <i>Plaintiff's Notice of Settlement Agreement and Dismissal of All Claims</i> (Attachments: # 1 Exhibit 1) (Quilling, Michael) (Entered: 01/16/2007)
02/28/2007	30	Order Directing Administrative Closure. See Order, February 8, 2007, SEC v. Megafund Corp., et al., Civil Action No. 3:05-CV-1328-L (approving proposed settlement between Receiver and Defendant Allan Clark, and directing the parties to submit a stipulation of dismissal and an agreed order of dismissal to this court by March 8, 2007). (Signed by Judge Sam A Lindsay on 2/28/07) (cxb) (Entered: 02/28/2007)
03/08/2007	31	STIPULATION by Michael J. Quilling <i>of Dismissal</i> . (Rodine, Brent) (Entered: 03/08/2007)
03/13/2007	32	ORDER OF DISMISSAL. Pursuant to Plaintiffs' Stipulation of Dismissal, filed March 8, 2007, this action is hereby dismissed with prejudice. The parties shall bear their own costs and attorney's fees. (Signed by Judge Sam A Lindsay on 03/13/07) (lmp) (Entered: 03/13/2007)

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