

**U.S. District Court
Middle District of Tennessee (Nashville)
CIVIL DOCKET FOR CASE #: 3:11-cv-00233**

Ochoa et al v. Allstate Insurance Company et al
Assigned to: District Judge Aleta A. Trauger
Cause: 42:1981 Civil Rights

Date Filed: 03/14/2011
Date Terminated: 05/14/2012
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Mario Ochoa

represented by **Andrea T. McKellar**
McKellar Law Group, PLLC
117 28th Avenue N.
Nashville, TN 37203
(615) 866-9699
Fax: (615) 866-1278
Email: andie@mckellarlawgroup.com
ATTORNEY TO BE NOTICED

Plaintiff

**Tennessee Insurance Professionals,
LLC**

represented by **Andrea T. McKellar**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Allstate Insurance Company

represented by **Andrew J. Ross**
Walker, Tipps & Malone
2300 One Nashville Place
150 Fourth Avenue, N
Nashville, TN 37219-2415
(615) 313-6050
Fax: (615) 313-6001
Email: aross@walkertipps.com
ATTORNEY TO BE NOTICED

John C. Hayworth
The University of Tennessee
Office of General Counsel
719 Andy Holt Tower
Knoxville, TN 37996
(615) 651-6700
Fax: (615) 651-6701
Email: John.Hayworth@butlersnow.com
ATTORNEY TO BE NOTICED

Laurence Adam Benenson
Akin, Gump, Strauss, Hauer & Feld, L.L.P.
1333 New Hampshire Avenue, NW
Washington, DC 20036
(202) 887-4000
Fax: (202) 887-4288
Email: lbenenson@akingump.com
ATTORNEY TO BE NOTICED

Robert G. Lian, Jr.
Akin, Gump, Strauss, Hauer & Feld LLP
(DC Office)

1333 New Hampshire Avenue, NW
Washington, DC 20036
(202) 887-4000
Fax: (202) 887-4288
Email: blian@akingump.com
ATTORNEY TO BE NOTICED

Defendant

Eric Harvey

represented by **Andrew J. Ross**
(See above for address)
ATTORNEY TO BE NOTICED

John C. Hayworth
(See above for address)
ATTORNEY TO BE NOTICED

Laurence Adam Benenson
(See above for address)
ATTORNEY TO BE NOTICED

Robert G. Lian , Jr.
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/14/2011	<u>1</u>	COMPLAINT against Allstate Insurance Company, Eric Harvey, filed by Mario Ochoa, Tennessee Insurance Professionals, LLC. (filing fee paid \$350) (summons issued) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Civil Cover Sheet, # <u>7</u> Summons)(hb) (Entered: 03/14/2011)
03/14/2011	<u>2</u>	NOTICE from USDC Clerk regarding Corporate Disclosure Statement requirement. (hb) (Entered: 03/14/2011)
03/14/2011	<u>3</u>	NOTICE of Initial Case Management Conference set for Monday, 5/23/2011 at 02:15 PM in Chambers 825 before District Judge Aleta A. Trauger. (hb) (Main Document 3 replaced on 3/16/2011) (hb). (Entered: 03/14/2011)
03/14/2011		Bar status for Atty. Andrea McKellar of TN verified as active on this date. (hb) (Entered: 03/14/2011)
03/25/2011	<u>4</u>	ACKNOWLEDGEMENT OF SERVICE Executed. Brenda C. Meade, Designated Agent Service of Process for State of Tennessee Department of Commerce and Insurance served on 3/16/2011. (hb) (Entered: 03/25/2011)
04/01/2011	<u>5</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>or Other Responsive Pleading (Unopposed)</i> by Allstate Insurance Company, Eric Harvey. (Hayworth, John) (Entered: 04/01/2011)
04/05/2011	<u>6</u>	ORDER granting <u>5</u> Motion for Extension of Time to Answer <u>1</u> Complaint. Allstate Insurance Company answer due 4/22/2011. Eric Harvey answer due 4/22/2011. Signed by District Judge Aleta A. Trauger on 4/5/2011. (hb) (Entered: 04/05/2011)
04/06/2011	<u>7</u>	NOTICE of Appearance by Andrew J. Ross on behalf of Allstate Insurance Company, Eric Harvey (Ross, Andrew) (Entered: 04/06/2011)
04/06/2011	<u>8</u>	SUMMONS returned executed by Mario Ochoa. Allstate Insurance Company served on 3/15/2011. (McKellar, Andrea) (Entered: 04/06/2011)
04/06/2011	<u>9</u>	SUMMONS returned executed by Mario Ochoa. Eric Harvey served on 3/15/2011. (McKellar, Andrea) (Entered: 04/06/2011)
04/08/2011		Bar status for Atty. Andrew J. Ross of TN verified as active on this date. (hb) (Entered: 04/08/2011)

04/21/2011	<u>10</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <i>or Other Responsive Pleading (Unopposed)</i> by Allstate Insurance Company, Eric Harvey. (Hayworth, John) (Entered: 04/21/2011)
04/25/2011	<u>11</u>	MOTION for attorney(s) Robert G. Lian, Jr. and Laurence A. Benenson to Appear Pro Hac Vice (Fee not paid—due within 20 days) by Allstate Insurance Company, Eric Harvey. (Hayworth, John) (Entered: 04/25/2011)
04/25/2011	<u>12</u>	CERTIFICATE OF GOOD STANDING of Attorney Robert G. Lian, Jr. from the United States District Court for the District of Columbia of D.C. filed by Allstate Insurance Company, Eric Harvey. (Hayworth, John) (Entered: 04/25/2011)
04/25/2011	<u>13</u>	CERTIFICATE OF GOOD STANDING of Attorney Laurence A. Benenson from the United States District Court for the Central District of California filed by Allstate Insurance Company, Eric Harvey. (Hayworth, John) (Entered: 04/25/2011)
04/26/2011	<u>14</u>	ORDER granting <u>10</u> Motion for Extension of Time to Answer <u>1</u> Complaint. Allstate Insurance Company answer due 5/2/2011; Eric Harvey answer due 5/2/2011. Signed by District Judge Aleta A. Trauger on 4/26/2011. (hb) (Entered: 04/26/2011)
04/28/2011	<u>15</u>	RECEIPT #34675016606 in the amount of \$150.00 re <u>11</u> Motion Attys. Robert G. Lian and Laurence A. Benenson to Appear Pro Hac Vice. (hb) (Entered: 04/29/2011)
05/02/2011	<u>16</u>	ANSWER to <u>1</u> Complaint, by Allstate Insurance Company, Eric Harvey.(Hayworth, John) (Entered: 05/02/2011)
05/04/2011		Bar status for Atty. John Hayworth of TN verified as active on this date. (hb) (Entered: 05/04/2011)
05/16/2011	<u>17</u>	ORDER granting <u>11</u> Motion for Attys. Robert G. Lian, Jr. and Laurence A. Benenson to Appear Pro Hac Vice. Signed by District Judge Aleta A. Trauger on 5/16/2011. (hb) (Entered: 05/16/2011)
05/17/2011		Email notification to Attys. Laurence A. Benenson and Roger G. Lian, Jr. re mandatory registration for a CM/ECF account. (hb) Modified text on 5/18/2011 (hb). (Entered: 05/17/2011)
05/17/2011	<u>18</u>	CORPORATE DISCLOSURE STATEMENT filed by Allstate Insurance Company. (Hayworth, John) (Entered: 05/17/2011)
05/18/2011	<u>19</u>	PROPOSED CASE MANAGEMENT ORDER filed by All Parties. (McKellar, Andrea) (Entered: 05/18/2011)
05/23/2011		Minute Entry for proceedings held before District Judge Aleta A. Trauger: Case Management Conference held on 5/23/2011. Joint mediation report due 4/15/12. (kb) (Entered: 05/23/2011)
05/24/2011	<u>20</u>	ORDER SETTING CASE FOR TRIAL: A jury trial is set for 9:00 a.m. on Tuesday, 12/4/12 in Courtroom 873 before District Judge Aleta A. Trauger. The pretrial conference is set for 1:30 p.m. on 11/30/12 in chambers, Room 825. By 11/27/12, the parties shall file witness and exhibit lists, stipulations, expert witness statements and a joint proposed pretrial order. Motions in limine shall be filed by 11/16/12; responses thereto by 11/27/12. Signed by District Judge Aleta A. Trauger on 5/24/11. (rd) (Entered: 05/24/2011)
05/24/2011	<u>21</u>	INITIAL CASE MANAGEMENT ORDER: The parties shall complete all written discovery, with the exception of requests for admissions, and depose all fact witnesses by 1/15/12. All motions to amend shall be filed by 9/5/11. All dispositive motions shall be filed by 6/29/12. Signed by District Judge Aleta A. Trauger on 5/24/11. (rd) (Entered: 05/24/2011)
08/24/2011	<u>22</u>	Joint MOTION for Protective Order by Allstate Insurance Company, Eric Harvey, Mario Ochoa, Tennessee Insurance Professionals, LLC. (Attachments: # <u>1</u> Attachment Proposed Stipulated Protective Order)(Hayworth, John) (Entered: 08/24/2011)
08/25/2011	<u>23</u>	ORDER granting <u>22</u> Joint Motion for Protective Order. Signed by District Judge Aleta A. Trauger on 8/25/11. (tmw) (Entered: 08/25/2011)

08/25/2011	<u>24</u>	STIPULATED PROTECTIVE ORDER. Signed by District Judge Aleta A. Trauger on 8/25/11. (tmw) (Entered: 08/25/2011)
05/14/2012	<u>25</u>	STIPULATION of Dismissal by Allstate Insurance Company, Eric Harvey, Mario Ochoa, Tennessee Insurance Professionals, LLC. (Hayworth, John) (Entered: 05/14/2012)