

CLOSED

**US Court of Federal Claims
United States Court of Federal Claims (COFC)
CIVIL DOCKET FOR CASE #: 1:98-cv-00169-SGB**

HAMILTON SECURITIES v. USA
Assigned to: Judge Susan G. Braden
Demand: \$1,500,000
Cause: 28:1491 Tucker Act

Date Filed: 03/09/1998
Nature of Suit: 114 Contract - Service
(CDA)
Jurisdiction: U.S. Government
Defendant

Plaintiff

**HAMILTON SECURITIES ADVISORY
SERVICES, INC.**

represented by **Claude P. Goddard, Jr.**
Wickwire Gavin, P.C.
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V.

Defendant

USA

represented by **David Jay Gottesman**
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8th Floor
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TERMINATED: 01/21/2004
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Date Filed	#	Docket Text
03/09/1998	1	COMPLAINT (Filed with Exhibits 1 through 9), FILING FEE \$120, RECEIPT #045145. Answer due on 5/8/98. (FE) (Entered: 03/10/1998)
03/09/1998	2	Notice of assignment to Judge Marian Blank Horn. Copy to parties. (FE) (Entered: 03/10/1998)
05/06/1998	3	NOTICE of Attorney Appearance for USA by David Jay Gottesman. Service : 5/6/98 (JT) (Entered: 05/07/1998)
05/06/1998	4	MOTION by USA (Service : 5/5/98) to Extend Time to respond to the complaint [to June 12, 1998]. Response due: 5/22/98 (JT) (Entered: 05/07/1998)
05/07/1998	5	ORDER granting [4-1] motion to Extend Time to respond to the complaint. Reset Answer deadline to 6/12/98. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 05/12/1998)
06/12/1998	6	MOTION by USA (Service: 6/12/98) to Dismiss for lack of subject matter jurisdiction Response due: 7/13/98. (FE) (Entered: 06/15/1998)
06/25/1998	7	RESPONSE by HAMILTON SECURITIES (Service by hand: 6/25/98) to [6-1] motion to Dismiss for lack of subject matter jurisdiction. Reply due: 7/10/98 (AB) (Entered: 06/25/1998)
07/10/1998	8	REPLY by USA to response to [6-1] motion to Dismiss for lack of subject matter jurisdiction. Service: 7/9/98 (JT) (Entered: 07/15/1998)
04/05/1999	9	NOTICE of change of address by Claude P. Goddard Jr. (HW) (Entered: 04/12/1999)
04/27/1999	10	PUBLISHED DECISION denying [6-1] motion to Dismiss for lack of subject matter jurisdiction. (signed by Judge Marian Blank Horn). Copy to parties. (JT) (Entered: 05/01/1999)
05/05/1999	11	ORDER set joint status report deadline to 5/24/99. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 05/06/1999)
05/07/1999	12	MOTION by USA (Service: 5/7/99) to Extend Time to respond to the complaint , (until May 27, 1999). (FE) (Entered: 05/10/1999)
05/10/1999	13	ORDER granting [12-1] motion to Extend Time to respond to the complaint. Reset answer deadline to 5/27/99. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 05/13/1999)
05/12/1999	14	MOTION by HAMILTON SECURITIES (Service: 5/12/99) to Extend Time to file a joint status report , (until June 9, 1999). (FE) (Entered: 05/17/1999)
05/12/1999	15	ORDER granting [14-1] motion to Extend Time to file a joint status report Joint Status Report deadline to 6/9/99 (signed by Judge Marian Blank Horn). Copy to parties. (FE) (Entered: 05/18/1999)
05/27/1999	16	ANSWER to Complaint and COUNTERCLAIM by USA against HAMILTON SECURITIES. Service: 5/27/99 (Answer to counterclaim due 6/21/99) (JT) (Entered: 06/03/1999)

06/09/1999	17	JOINT STATUS REPORT (FE) (Entered: 06/14/1999)
06/15/1999	18	ANSWER by HAMILTON SECURITIES to [16-2] counter claim by USA. Service: 6/14/99 JPSR due 8/2/99 (JT) (Entered: 06/18/1999)
06/24/1999	19	ORDER set Notice of Compliance deadline to 8/3/99 for the parties to file a joint stipulation of facts and a joint statement of issues of law ; set joint status report deadline to 8/3/99 ; and set status conference for 10:30 a.m., 8/10/99. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 06/25/1999)
07/01/1999	20	MOTION by USA (Service: 6/30/99) to reschedule status conference . Response due: 8/2/99. (FE) (Entered: 07/01/1999)
07/06/1999	21	ORDER granting [20-1] motion to reschedule status conference. Reset status conference for 10:30 a.m., 8/17/99. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 07/07/1999)
07/28/1999	22	MOTION by USA (Service : 7/28/99) for Leave to File first amended counterclaim. Response due: 8/16/99 (JT) (Entered: 07/28/1999)
08/03/1999	23	JOINT MOTION by HAMILTON SECURITIES, USA to Extend Time to file the joint stipulation of fact, joint statement of issues of law and joint status report [until August 10, 1999]. (JT) (Entered: 08/04/1999)
08/06/1999	24	ORDER granting [23-1] motion to Extend Time to file the joint stipulation of fact, joint statement of issues of law and joint status report by 8/10/99 and Status Conference for 10:30 a.m. 8/17/99 at the National Courts Building, 717 Madison Pl., N.W., Washington, D.C. 20005 (signed by Judge Marian Blank Horn). Copy to parties. (FE) (Entered: 08/06/1999)
08/10/1999	25	Joint Stipulation of Facts by HAMILTON SECURITIES, USA. (JT) (Entered: 08/11/1999)
08/10/1999	26	JOINT STATUS REPORT by HAMILTON SECURITIES, USA. (JT) (Entered: 08/11/1999)
08/10/1999	27	JOINT STATEMENT REGARDING ISSUES OF LAW by HAMILTON SECURITIES, USA. (JT) (Entered: 08/11/1999)
08/10/1999	28	STATEMENT OF FACTS filed by USA. Service: 8/10/99 (JT) (Entered: 08/11/1999)
08/16/1999		Status Conference rescheduled for 3:00 p.m. on 8/17/99 (DS) (Entered: 08/20/1999)
08/17/1999		Status Conference held (Transcript due 9/16/99) (DS) (Entered: 08/20/1999)
08/18/1999	29	ORDER returning to Plaintiff as unfiled their response to Defendant's motion for leave to file first amended counterclaim (copies/original signature)(Plaintiff may resubmit), granting [22-1] motion for Leave to File first amended counterclaim. Set joint status report deadline to 9/3/99 and set status conference for 2:30 p.m., 9/7/99. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 08/19/1999)
08/18/1999	30	AMENDED COUNTERCLAIM by USA against HAMILTON SECURITIES

		amending [16-1] answer by USA. (Ans. to Amd. Counterclaim due: 9/7/99) (JT) (Entered: 08/19/1999)
08/26/1999		Status Conference set at 2:30 p.m. on 9/7/99 (DS) (Entered: 09/01/1999)
08/31/1999	31	ORDER directing the Clerk's Office to return to Plaintiff for reaccomplishment and resubmission their separate statement of facts. (signed by Judge Marian Blank Horn) Copy to parties. (JT) Modified on 09/01/1999 (Entered: 09/01/1999)
09/02/1999	32	STATEMENT OF FACTS filed by HAMILTON SECURITIES. Service: 8/10/99 (JT) (Entered: 09/03/1999)
09/03/1999	33	JOINT STATUS REPORT by HAMILTON SECURITIES, USA. (JT) (Entered: 09/07/1999)
09/07/1999	35	ANSWER by HAMILTON SECURITIES to First Amended Counterclaim. Service: 9/7/99 (JT) (Entered: 09/08/1999)
09/07/1999		Status Conference held (Transcript due 10/7/99) (DS) (Entered: 09/09/1999)
09/08/1999	35	ORDER directing plaintiff to respond to Interrogatories by 9/21/99 , defendant to file a status report by 1/7/00 , parties to file simultaneous briefs by 10/1/99 , parties to file reply briefs by 10/15/99 , and scheduling a status conference at 10:00 a.m. on 1/12/00. (signed by Judge Marian Blank Horn) Copy to parties. (DS) (Entered: 09/09/1999)
09/16/1999	36	TRANSCRIPT of proceedings 1 volume, at Washington, D.C., for date of August 17, 1999. Notice to parties. (FE) (Entered: 09/16/1999)
10/01/1999	37	MOTION by HAMILTON SECURITIES (Service: 10/1/99) in Limine for an interpretation of the contracts at issue . Response due: 10/15/99. (FE) (Entered: 10/04/1999)
10/01/1999	38	MEMORANDUM by USA re: application of the inspection of services clause. Service: 10/1/99 (JT) (Entered: 10/06/1999)
10/01/1999		Deadline updated; set response to Defendant's memorandum deadline to 10/15/99. (JT) (Entered: 10/06/1999)
10/07/1999	39	TRANSCRIPT of proceedings 1 volume, at Washington, D.C., for date of September 7, 1999. Notice to parties. (FE) (Entered: 10/07/1999)
10/15/1999	40	RESPONSE by HAMILTON SECURITIES to [38-1] memorandum by USA. Service: 10/15/99 (JT) (Entered: 10/20/1999)
10/15/1999	41	RESPONSE by USA (Service: 10/15/99) to [37-1] motion in Limine for an interpretation of the contracts at issue. Reply due: 10/29/99 (JT) (Entered: 10/20/1999)
11/10/1999	42	JOINT MOTION by HAMILTON SECURITIES, USA for Protective Order. (JT) (Entered: 11/15/1999)
11/17/1999	43	AGREED PROTECTIVE ORDER granting [42-1] motion for Protective Order. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 11/19/1999)

12/30/1999	44	MOTION by USA (Service : 12/30/99) to Extend Time to respond to Plaintiff's discovery requests [untill February 10, 2000]. Response due: 1/18/00 (JT) (Entered: 12/30/1999)
01/05/2000	45	RESPONSE by HAMILTON SECURITIES (Service: 1/5/00) to [44-1] motion to Extend Time to respond to Plaintiff's discovery requests. Reply due: 1/18/00. (FE) (Entered: 01/06/2000)
01/07/2000	46	JOINT STATUS REPORT by HAMILTON SECURITIES and USA. Service: 1/7/00 (AB) (Entered: 01/10/2000)
01/12/2000		Settlement Conference held (Transcript due 2/11/00) (DS) (Entered: 01/13/2000)
01/13/2000	47	ORDER granting [44-1] motion to Extend Time to respond to Plaintiff's discovery requests. Reset Defendant's response to Plaintiff's discovery requests deadline to 2/10/00. In addition, the Court directes the Clerk's Office to file by leave Defendant's 1/5/00 correction and reply in support. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 01/14/2000)
01/13/2000	48	CORRECTION by USA re: motion to extend time to respond to Plaintiff's discovery. Filed by leave of the Judge. Service: 1/5/00 (JT) (Entered: 01/14/2000)
01/13/2000	49	REPLY by USA to response to [44-1] motion to Extend Time to respond to Plaintiff's discovery requests. Filed by leave of the Judge. Service: 1/5/00 (JT) (Entered: 01/14/2000)
02/18/2000	50	TRANSCRIPT of proceedings 1 volume, at Washington, D.C., for date of January 12, 2000. Notice to parties. (FE) (Entered: 02/22/2000)
03/08/2000	51	MOTION by USA (Service : 3/8/00) for Protective Order. Response due: 3/27/00 (JT) (Entered: 03/09/2000)
03/13/2000	52	ORDER granting [51-1] motion for Protective Order. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 03/14/2000)
03/15/2000	53	PUBLISHED DECISION dismissing Count II of Defendant's first amended counterclaim. (signed by Judge Marian Blank Horn). Copy to parties. (JT) (Entered: 03/16/2000)
03/15/2000	54	ORDER set Status Conference for 10:30 a.m., 4/5/00. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 03/16/2000)
03/27/2000	55	MOTION by HAMILTON SECURITIES (Service : 3/27/00 (by hand)) for Certification for Interlocutory Appeal and to Stay further proceedings. Response due: 4/10/00 (JT) (Entered: 03/28/2000)
03/27/2000	56	MOTION by HAMILTON SECURITIES (Service by hand: 3/27/00) For reconsideration of [53-1] order under Rule 83.2 . (FE) (Entered: 03/29/2000)
04/05/2000		Status Conference held (Transcript due 5/5/00) (DS) (Entered: 04/06/2000)
04/05/2000	57	ORDER Defendant's response to [55-1] motion for Certification for

		Interlocutory Appeal reset to 4/19/00, [56-1] motion For reconsideration of [53-1] order under Rule 83.2 reset to 4/19/00 and Plaintiff's reply to response to motion reset to 4/28/00 for [55-1] motion for Certification for Interlocutory Appeal, reset to 4/28/00 for [56-1] motion For reconsideration of [53-1] order under Rule 83.2. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 04/07/2000)
04/07/2000	58	TRANSCRIPT of proceedings re: status conference (one volume), taken at Washington, DC, on April 5, 2000 . Notice to parties. (DS) (Entered: 04/07/2000)
04/19/2000	59	RESPONSE by USA (Service: 4/19/00) to [55-1] motion for Certification for Interlocutory Appeal, [55-2] motion to Stay further proceedings. Reply due: 4/28/00 (JT) (Entered: 04/20/2000)
04/19/2000	60	RESPONSE by USA (Service: 4/19/00) to [56-1] motion For reconsideration of [53-1] order under Rule 83.2. Reply due: 4/28/00 (JT) (Entered: 04/20/2000)
04/24/2000	61	REPLY by HAMILTON SECURITIES to response to [56-1] motion For reconsideration of [53-1] order under Rule 83.2. Service: 4/24/00 (JT) (Entered: 04/25/2000)
04/24/2000	62	REPLY by HAMILTON SECURITIES to response to [55-1] motion for Certification for Interlocutory Appeal, [55-2] motion to Stay further proceedings. Service: 4/24/00 (JT) (Entered: 04/25/2000)
05/01/2000	63	MOTION by USA (Service by hand: 5/1/00) for Leave to file surreply . Response due: 5/15/00. (FE) (Entered: 05/03/2000)
05/24/2000	64	Notice of reassignment to Judge Lynn J. Bush. Copy to parties. (FE) (Entered: 05/24/2000)
05/24/2000	65	ORDER vacating [53-1] order, vacating [10-1] order. (signed by Judge Marian Blank Horn) Copy to parties. (JT) (Entered: 05/25/2000)
05/26/2000	66	MOTION by HAMILTON SECURITIES (Service : 5/26/00) for status conference. Response due: 6/12/00 (JT) (Entered: 05/30/2000)
06/09/2000	67	ORDER granting [66-1] motion for status conference. Set telephonic Status Conference for 11:00 a.m., 7/11/00. (signed by Judge Lynn J. Bush) Copy to parties. (JT) (Entered: 06/12/2000)
08/14/2000	68	SUPPLEMENTAL BRIEF by USA re: [37-1] motion in Limine for an interpretation of the contracts at issue by HAMILTON SECURITIES, by leave of the Judge. Service: 8/9/00. (FE) (Entered: 08/15/2000)
09/06/2000	69	PLAINTIFF'S SUPPLEMENTAL BRIEF ON IT'S MOTION IN LIMINE by HAMILTON SECURITIES, by leave of the Judge. Service: 8/30/00. (FE) (Entered: 09/07/2000)
09/26/2000	70	RESPONSE by USA to [69-1] notice by HAMILTON SECURITIES. Filed by leave of the Judge. Service: 9/22/00 (JT) (Entered: 09/29/2000)
02/13/2002	71	MOTION by HAMILTON SECURITIES (Service: 2/13/02) for expedited consideration of the Motion in Limine . Response due: 3/1/02. (LTD) (Entered: 02/14/2002)

04/10/2002	72	ORDER granting [71-1] motion for expedited consideration of the Motion in Limine (signed by Judge Lynn J. Bush). Copy to parties. (FE) (Entered: 04/11/2002)
10/21/2002	73	UNPUBLISHED DECISION directing the clerk to enter judgment dismissing Count II of defendnat's First Amended Counterclaim, and granting [63-1] motion for Leave to file surreply, denying [55-1] motion for Certification for Interlocutory Appeal, and directing the parties to file a Joint Status Report on or before November 1, 2002 submitting to the court dates in early to mid-November for which they would be available for a telephonic conference discussing the briefing schedule for the remaining issues. (signed by Judge Lynn J. Bush). Copy to parties. (LD) (Entered: 10/21/2002)
10/21/2002	74	JUDGMENT entered, as provided in Rule 54(b), that Count II of the defendnat's First Amended Counterclaim is dismissed. (signed by Clerk). Copy to parties. (LD) (Entered: 10/21/2002)
10/31/2002	75	MOTION by HAMILTON SECURITIES (Service: 10/31/02) to certify for interlocutory appeal , and to Stay further proceedings . Response due: 11/14/02l. (LTD) (Entered: 11/04/2002)
10/31/2002	76	MOTION by HAMILTON SECURITIES (Service: 10/31/02) for Reconsideration of [73-1] order Joint Status Report on or before November 1, 2002 . (LTD) (Entered: 11/04/2002)
11/01/2002	77	JOINT STATUS REPORT by HAMILTON SECURITIES and USA. Service: 11/1/02. (FE) (Entered: 11/06/2002)
11/05/2002	78	ORDER set telephonic Status Conference for 11:00 a.m., 11/14/02. (signed by Judge Lynn J. Bush) Copy to parties. (JT) (Entered: 11/08/2002)
11/13/2002	79	RESPONSE by USA (Service: 11/13/02) to [75-1] motion to certify for interlocutory appeal and [75-2] motion to Stay further proceedings. Reply due: 11/25/02. (FE) (Entered: 11/15/2002)
11/14/2002	80	ORDER Response to [76-1] motion for Reconsideration of [73-1] order Joint Status Report on or before November 1, 2002 due 12/16/02 (signed by Judge Lynn J. Bush). Copy to parties. (LTD) (Entered: 11/18/2002)
12/16/2002	81	RESPONSE by USA (Service: 12/16/02) to [76-1] motion for Reconsideration of [73-1] order Joint Status Report on or before November 1, 2002. Reply due: 1/2/03. (LTD) (Entered: 12/19/2002)
01/23/2003	82	UNPUBLISHED DECISION denying [76-1] motion for Reconsideration of [73-1] order Joint Status Report on or before November 1, 2002, denying [75-1] motion to certify for interlocutory appeal, denying [75-2] motion to Stay further proceedings, Joint Status Report due 2/5/03 (signed by Judge Lynn J. Bush). Copy to parties. (LTD) (Entered: 01/30/2003)
02/05/2003	83	JOINT STATUS REPORT by HAMILTON SECURITIES and USA. Service: 2/5/03. (FE) (Entered: 02/13/2003)
02/11/2003	84	ORDER scheduling a telephonic Status Conference for 11:00 a.m., 3/13/03 (signed by Judge Lynn J. Bush) Copy to parties. (HW) (Entered: 02/11/2003)

		02/22/2003)
03/13/2003	85	STATUS REPORT ORDER. Joint Status report due 5/12/03 (signed by Judge Lynn J. Bush). Copy to parties. (LTD) (Entered: 03/14/2003)
05/12/2003	86	JOINT STATUS REPORT by HAMILTON SECURITIES ADVISORY SERVICES, INC., The United States. (vro,) (Entered: 05/14/2003)
07/24/2003	87	STATUS REPORT ORDER:The parties shall FILE a Joint Status Report on or before 8/25/2003, informing the court of the status of the parties' discovery. Signed by Judge Lynn J. Bush. (jcp,) (Entered: 07/24/2003)
08/04/2003	88	MOTION for Clarification of [87] Status Report Order of July 24, 2003, or MOTION for Reconsideration re: [87] Status Report Order of July 24, 2003 by USA.Service: 8/4/03. Response due by 8/21/2003. Response due by 8/21/2003.(jcp,) (Entered: 08/06/2003)
08/14/2003	91	OPPOSITION to [88] Dft's MOTION for Clarification of [87] Status Report Order and MOTION for Reconsideration of [87] Status Report Order filed by HAMILTON SECURITIES ADVISORY SERVICES, INC. Reply due by 8/28/2003. Service: 8/14/03.(jcp,) (Entered: 08/18/2003)
08/15/2003	89	ORDER REASSIGNING CASE. Pursuant to Rule 40.1(c) of the RCFC, which permits the Chief Judge to reassign any case if necessary for the efficient administration of justice, the Clerk of the Court is directed to reassign the above captioned case to Judge Susan Braden. Judge Lynn J. Bush no longer assigned to case. Signed by Judge Edward J. Damich. (jcp,) (Entered: 08/15/2003)
08/15/2003	90	NOTICE of Reassignment to Judge Susan Braden. (jcp,) (Entered: 08/15/2003)
08/25/2003	92	STATUS REPORT by USA. Service: 8/25/03.(jcp,) (Entered: 08/27/2003)
08/26/2003	93	JOINT STATUS REPORT by HAMILTON SECURITIES ADVISORY SERVICES, INC., USA. Service: 8/26/03.(jcp,) (Entered: 08/28/2003)
08/28/2003	94	REPLY in Support of [88] Dft's MOTION for Clarification of [87] Status Report Order, or MOTION for Reconsideration of [87] Status Report Order Dated July 24, 2003 filed by USA. Service: 8/28/03.(jcp,) (Entered: 09/03/2003)
09/11/2003		Minute Entry for proceedings held before Judge Susan G. Braden : Telephonic Status Conference held on 9/11/2003. (cd1) (Entered: 09/11/2003)
09/11/2003	95	NOTICE of Withdrawal of Motion by USA re: [88] Dft's MOTION for Clarification, or MOTION for Reconsideration which was filed on August 4, 2003.Service: 9/11/03.(jcp,) (Entered: 09/15/2003)
09/17/2003	96	SCHEDULING ORDER:Both parties may file Dispositive Motion(s) on or before 11/3/2003. Responses to such motions will be due on or before 12/4/2003, to which Replies will be due on or before 12/22/2003. The court will reserve 3/1/2004 - 3/10/2004 for a trial if necessary. Signed by Judge Susan G. Braden. (jcp,) (Entered: 09/23/2003)

09/23/2003	97	ORDER: [88] Dft's Motion for Clarification, or [88] Dft's Motion for Reconsideration of the status report order is MOOT due to dft's notice of withdrawal filed on 9/11/03. Signed by Judge Susan G. Braden. (jcp,) (Entered: 09/25/2003)
10/01/2003	98	PROPOSED FINDINGS of Uncontroverted Fact by HAMILTON SECURITIES ADVISORY SERVICES, INC.. Service by hand: 10/1/03. (dw1,) (Entered: 10/07/2003)
10/01/2003	99	MOTION for Summary Judgment by HAMILTON SECURITIES ADVISORY SERVICES, INC..Service by hand: 10/1/03. Response due by 12/4/03 (dw1,) (Entered: 10/07/2003)
11/03/2003	100	STATEMENT OF FACTS as to Which There is No Genuine Dispute on HUD's Counterclaim by HAMILTON SECURITIES ADVISORY SERVICES, INC. Service: 11/3/03 by hand.(jcp,) (Entered: 11/06/2003)
11/03/2003	101	MOTION for Summary Judgment on HUD's Counterclaim, Together with Two (2) Separately Bound Appendix Volumes [APPENDIX VOLUMES ARE FILED UNDER SEAL] by HAMILTON SECURITIES ADVISORY SERVICES, INC.Service: 11/3/03 by hand. Response due by 12/1/2003. (jcp,) (Entered: 11/06/2003)
11/03/2003	102	RESPONSE to [98] Pltf's PROPOSED FINDINGS of Uncontroverted Facts as Set Forth in Pltf's "Statement of Facts" in its Motion for Summary Judgment on its Claim, filed by USA. Service: 11/3/03.(jcp,) (Entered: 11/06/2003)
11/03/2003	103	PROPOSED FINDINGS of Uncontroverted Fact by USA. Service: 11/3/03.(jcp,) (Entered: 11/06/2003)
11/03/2003	104	CROSS MOTION and OPPOSITION to [99] Pltf's Motion for Summary Judgment, With Supporting Brief, Together with Three (3) Separately Bound Appendix Volumes by USA.Service: 11/3/03. Response due by 12/4/2003. (jcp,) (Entered: 11/06/2003)
12/09/2003	105	RESPONSE to [100] Pltf's Statement of Facts Regarding Pltf's Motion for Summary Judgment on the Government's Counterclaim, filed by USA. [FILED BY LEAVE OF THE JUDGE] Service: 12/4/03.(jcp,) (Entered: 12/12/2003)
12/09/2003	106	OPPOSITION to [101] Pltf's MOTION for Summary Judgment on HUD's Counterclaim, Together with Separately Bound Appendix Volume filed by USA. [FILED BY LEAVE OF THE JUDGE] Reply due by 12/22/2003. Service: 12/4/03.(jcp,) (Entered: 12/12/2003)
12/09/2003	107	RESPONSE to [103] Dft's PROPOSED FINDINGS of Uncontroverted Fact filed by HAMILTON SECURITIES ADVISORY SERVICES, INC. [FILED BY LEAVE OF THE JUDGE] Service: 12/4/03 by hand.(jcp,) (Entered: 12/12/2003)
12/09/2003	108	OPPOSITION to [104] Dft's CROSS MOTION to [99] Pltf's Motion for Summary Judgment, Together with Separately Bound Appendix Volume filed by HAMILTON SECURITIES ADVISORY SERVICES, INC. [FILED BY LEAVE OF THE JUDGE] Reply due by 12/23/2003. Service: 12/4/03 by hand.(jcp,) (Entered: 12/12/2003)

12/09/2003	109	REPLY to Dft's Opposition to [101] Pltf's MOTION for Summary Judgment on its Claim filed by HAMILTON SECURITIES ADVISORY SERVICES, INC. [FILED BY LEAVE OF THE JUDGE] Service: 12/4/03 by hand.(jcp,) (Entered: 12/12/2003)
12/19/2003	110	MOTION to Expedite Consideration of the Pending Motions and Cross-Motion for Summary Judgment and to Reset the Dates Reserved for Trial Until the Court Rules on Such Motions by USA. Service: 12/19/03. Response due by 1/5/2004. (jcp,) (Entered: 12/23/2003)
12/22/2003	111	REPLY in Support of [104] Dft's CROSS MOTION to [99] Pltf's Motion for Summary Judgment filed by USA. Service: 12/22/03.(jcp,) (Entered: 12/29/2003)
12/24/2003	112	RESPONSE to [110] Dft's MOTION to Expedite Consideration of the Pending Motions and Cross-Motion for Summary Judgment and to Reset the Dates Reserved for Trial Until the Court Rules on Such Motions filed by HAMILTON SECURITIES ADVISORY SERVICES, INC. Reply due by 1/8/2004. Service: 12/24/03 by hand.(jcp,) (Entered: 12/30/2003)
12/29/2003	113	REPLY to Dft's Opposition to [101] Pltf's MOTION for Summary Judgment On HUD's Counterclaim filed by HAMILTON SECURITIES ADVISORY SERVICES, INC. [FILED BY LEAVE OF THE JUDGE] Service: 12/22/2003 by hand.(jcp,) (Entered: 01/06/2004)
12/29/2003	114	SECOND SUPPLEMENT to Pltf's Appendix of Exhibits by HAMILTON SECURITIES ADVISORY SERVICES, INC. [FILED BY LEAVE OF THE JUDGE] Service: 12/22/2003 by hand.(jcp,) (Entered: 01/06/2004)
12/31/2003	115	REPLY in Support of [110] Dft's MOTION to Expedite Consideration of the Pending Motions and Cross-Motion for Summary Judgment and to Reset the Dates Reserved for Trial Until the Court Rules on Such Motions filed by USA. Service: 12/31/2003.(jcp,) (Entered: 01/08/2004)
01/16/2004	116	MOTION to Intervene, and MOTION for a Stay of Proceedings Pending Resolution of Parallel Qui Tam Case by ERVIN AND ASSOCIATES, INCORPORATED. [FILED BY LEAVE OF THE JUDGE] Service: 1/13/2004 by hand. Response due by 1/30/2004. (jcp,) (Entered: 01/22/2004)
01/20/2004	117	SCHEDULING ORDER: The court resets Trial in this matter from 3/1/2004 - 3/10/2004 to 4/14/2004 - 4/23/2004 in National Courts Building before Judge Susan G. Braden. On 2/10/2004, pltf will submit a witness list and exhibit list. On 3/9/2004, the Government will submit a witness list and exhibit list. On 3/23/2004, both parties will submit their stipulations and a joint exhibit list. The Final Pretrial Conference will be on 3/30/2004 10:00 AM in National Courts Building before Judge Susan G. Braden. Signed by Judge Susan G. Braden. (jcp,) (Entered: 01/26/2004)
01/21/2004	118	NOTICE of Appearance by Jeannine Renee Lesperance for USA. Service: 1/21/04.(hw1,) (Entered: 01/26/2004)
01/22/2004	119	OPPOSITION to [116] Ervin and Associates' MOTION to Intervene and MOTION for Stay of Proceedings Pending Resolution of Parallel Qui Tam Case filed by HAMILTON SECURITIES ADVISORY SERVICES, INC.

		Reply due by 2/5/2004. Service: 1/22/2004.(jcp,) (Entered: 01/28/2004)
01/23/2004	120	OPPOSITION to [116] Ervin & Associates' MOTION to Intervene and MOTION for a Stay of Proceedings Pending Resolution of Parallel Qui Tam Case filed by USA. Reply due by 2/9/2004. Service: 1/21/2004. (jcp,) (Entered: 01/29/2004)
02/02/2004	121	REPLY in Support of [116] Ervin and Associates' MOTION to Intervene and MOTION for a Stay of Proceedings Pending Resolution of Parallel Qui Tam Case filed by ERVIN AND ASSOCIATES, INCORPORATED. Service: 2/2/2004.(jcp,) (Entered: 02/05/2004)
02/10/2004	122	Witness List by HAMILTON SECURITIES ADVISORY SERVICES, INC. (jcp,) (Entered: 02/13/2004)
02/10/2004	123	Exhibit List by HAMILTON SECURITIES ADVISORY SERVICES, INC. (jcp,) (Entered: 02/13/2004)
02/18/2004	124	PRETRIAL ORDER Pretrial Conference set for 4/7/2004 10:00 AM in National Courts Building before Judge Susan G. Braden. Signed by Judge Susan G. Braden. (lg1,) (Entered: 02/25/2004)
02/19/2004	125	MOTION for Authorization of Service 100+ Miles by HAMILTON SECURITIES ADVISORY SERVICES, INC..Service: 02/19/2004 by hand. Response due by 3/4/2004 (lld,) (Entered: 02/26/2004)
02/24/2004	126	LIMITED OPPOSITION to [125] MOTION for Authorization of Service 100+ Miles filed by USA. Reply due by 3/9/2004. Service: 2/24/2004. (lg1,) (Entered: 02/29/2004)
03/02/2004	127	REPLY to Dft's Limited Opposition to [125] Plt's MOTION for Authorization to Serve Subpoenas Beyond 100 Miles filed by HAMILTON SECURITIES ADVISORY SERVICES, INC. Service: 3/2/2004.(jcp,) (Entered: 03/03/2004)
03/09/2004	128	Exhibit List, and Witness List by USA. (jcp,) (Entered: 03/10/2004)
03/11/2004	129	MOTION and BRIEF for Authority to Serve Subpoenas on Witnesses Who Reside More Than 100 Miles From Washington, DC by USA.Service: 3/11/2004. Response due by 3/29/2004.(jcp,) (Entered: 03/12/2004)
03/16/2004	130	MOTION in Limine for Determination of Admissibility of Evidence Which Plt Alleges is Contradicted by 30(B)(6) Testimony, Together with Separately Bound Appendix Volume, by USA.Service: 3/16/2004. Response due by 4/2/2004. (jcp,) (Entered: 03/18/2004)
03/23/2004	132	STIPULATIONS OF FACT by HAMILTON SECURITIES ADVISORY SERVICES, INC., USA. Service: 3/23/2004.(jcp,) (Entered: 03/25/2004)
03/23/2004	133	Revised Exhibit List by USA. (jcp,) (Entered: 03/25/2004)
03/23/2004	134	Joint Exhibit List by HAMILTON SECURITIES ADVISORY SERVICES, INC., USA. (jcp,) (Entered: 03/25/2004)
03/24/2004	131	PUBLISHED MEMORANDUM OPINION DENYING [101] MOTION for Summary Judgment filed by HAMILTON SECURITIES ADVISORY

		SERVICES, INC., [104] CROSS MOTION filed by USA, and [99] MOTION for Summary Judgment filed by HAMILTON SECURITIES ADVISORY SERVICES, INC.; and granting defendant 10 days (4/7/04) to further amend the August 18, 1999 first amended counterclaim to state a claim in quasi-contract for restitution. Signed by Judge Susan G. Braden. (dls) (Entered: 03/24/2004)
03/25/2004	135	Revised Exhibit List by HAMILTON SECURITIES ADVISORY SERVICES, INC., by leave of the Judge. (dw1) (Entered: 03/26/2004)
03/25/2004	136	ORDER granting [129] Motion for Authorization of Service 100+ miles. Signed by Judge Susan G. Braden. (dw1) (Entered: 03/26/2004)
03/26/2004	137	PUBLISHED OPINION: [116] Ervin's 1/16/2004 MOTION to Intervene and MOTION for Stay is denied. Ervin, however, is hereby granted leave to file as an amicus a written memorandum at the close of trial not to exceed 25 pages, which the court will review and consider in its discretion. Signed by Judge Susan G. Braden. (jcp,) (Entered: 03/30/2004)
03/30/2004		Minute Entry for proceedings held before Judge Susan G. Braden: Status Conference held on 3/30/04. (cd1) (Entered: 03/30/2004)
04/19/2004	138	PUBLISHED ORDER directing the Clerk to enter judgment for Hamilton and against the United States in the amount of \$1,505,256.00, plus any interest according to law. Each side shall bear its own costs. Signed by Judge Susan G. Braden. (lld,) (Entered: 04/19/2004)
04/19/2004	139	JUDGMENT entered, pursuant to Rule 58, that the plaintiff recover of and from the United States the sum of \$1,505,256.00, plus any interest according to law. Each side shall bear its own costs. (lld,) (Entered: 04/19/2004)
04/27/2004	140	Certified transcript of judgment, dated April 19, 2004, forwarded to Claude P. Goddard Jr.. See letter in file. (bre,) (Entered: 04/27/2004)
05/07/2004	141	SUPPLEMENT STATEMENT OF FACTS as to Which There is no Genuine Dispute in Support of Motion for Reconsideration of the Court's Final Judgment Rendered 4/19/2004 by USA. [FILED BY LEAVE OF THE JUDGE] (jcp,) (Entered: 05/10/2004)
05/07/2004	142	MOTION and Brief in Support of MOTION for Reconsideration of the Court's [139] Final Judgment Rendered 4/19/2004, Together with Separately Bound Supplemental Appendix Volume, by USA. [FILED BY LEAVE OF THE JUDGE] Service: 5/3/2004. (jcp,) (Entered: 05/10/2004)
06/14/2004	143	PUBLISHED OPINION: Therefore, for the foregoing reasons, and those discussed in Hamilton Securities II and Hamilton Securities III, the [142] Dft's MOTION for Reconsideration of the [139] 4/19/2004 Final Judgment is denied. Signed by Judge Susan G. Braden. (jcp,) (Entered: 06/17/2004)
06/14/2004	144	ERRATA: The language of Footnote 4 of the [131] 3/24/2004 Published Memorandum Opinion should be corrected as follows: (See order for details). Signed by Judge Susan G. Braden. (jcp,) (Entered: 06/17/2004)

08/12/2004	145	NOTICE OF APPEAL by USA. Copies to judge, opposing party and CAFC. (hw1,) (Entered: 08/13/2004)
11/15/2004	146	CAFC Case Number 05-5016 for [145] Notice of Appeal filed by USA. (hw1,) (Entered: 11/16/2004)
01/30/2006	147	MANDATE of CAFC dismissing [145] Notice of Appeal filed by USA. (hw1,) (Entered: 02/02/2006)

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