

**U.S. District Court
Western District of Louisiana (Shreveport)
CIVIL DOCKET FOR CASE #: 5:02-mc-00019-DEW**

Cryer v. U S A
Assigned to: Judge Donald E Walter
Demand: \$0
Cause: 26:7609 IRS: Petition to Quash IRS
Summons

Date Filed: 07/30/2002
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government
Defendant

Plaintiff

Tommy K Cryer

represented by **George E Harp**
509 Marshall St Ste 219
Shreveport, LA 71101
318-424-2003
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

United States of America

represented by **Robert A Thrall**
U S Attorneys Office
300 Fannin St Ste 3201
Shreveport, LA 71101-3068
318-676-3600
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/30/2002		FILING FEE paid; Amount of fee \$30 Receipt #103031. (Lundy, N) (Entered: 08/09/2002)
07/30/2002	<u>1</u>	PETITION by Tommy K Cryer to quash IRS summons (Lundy, N) (Entered: 08/09/2002)
07/31/2002	<u>2</u>	SUMMONS(ES) issued for U S Attorney and U S Attorney General (Lundy, N) (Entered: 08/09/2002)

09/27/2002	3	ANSWER to Complaint by U S A (Reeves, T) (Entered: 09/27/2002)
10/17/2002		CASE assigned to Judge Donald E Walter (Reeves, T) (Entered: 10/21/2002)
10/17/2002	4	MOTION w/ brief by U S A for summary judgment for the United States as there is no material factual dispute, denying and dismissing with prejudice all claims of Cryer, and authorizing the Banks, McNeese and LSU to comply with the Summonses, and absolving the Banks, McNeese and LSU from any claims by, or liability to Cryer for complying therewith (Reeves, T) (Entered: 10/21/2002)
10/17/2002	5	STATEMENT of material facts by U S A regarding [4-1] motion for summary judgment for the United States as there is no material factual dispute, denying and dismissing with prejudice all claims of Cryer, and authorizing the Banks, McNeese and LSU to comply with the Summonses, and absolving the Banks, McNeese and LSU from any claims by, or liability to Cryer for complying therewith (Reeves, T) (Entered: 10/21/2002)
10/21/2002	6	NOTICE OF SETTING: Motion day set on 12/6/02 for [4-1] motion for summary judgment for the United States as there is no material factual dispute, denying and dismissing with prejudice all claims of Cryer, and authorizing the Banks, McNeese and LSU to comply with the Summonses, and absolving the Banks, McNeese and LSU from any claims by, or liability to Cryer for complying therewith before Judge Donald E Walter. NOE by: tr (Reeves, T) (Entered: 10/21/2002)
11/05/2002	7	MOTION by Tommy K Cryer to extend time to file opposition to Motion for Summary Judgment with Proposed Order referred to Judge Donald E Walter (No Opposition) (Lundy, N) Modified on 11/06/2002 (Entered: 11/06/2002)
11/12/2002	8	ORDER granting [7-1] motion to extend time to file opposition to Motion for Summary Judgment until 15 days after service of defendant's response to plaintiff's interrogatories (signed by Judge Donald E Walter) NOE by: nl (Lundy, N) (Entered: 11/12/2002)
11/12/2002	9	ORDER denying [1-1] motion to quash IRS summons (signed by Judge Donald E Walter) NOE by: nl (Lundy, N) (Entered: 11/12/2002)
11/25/2002	10	MOTION w/ brief by Tommy K Cryer for new trial , and to set

		aside [9-1] order which denied plaintiff's petition to quash summons (Reeves, T) (Entered: 11/26/2002)
11/26/2002	11	NOTICE OF SETTING: Motion day set on 1/10/03 for [10-1] motion for new trial and [10-2] motion to set aside [9-1] order which denied plaintiff's petition to quash summons before Judge Donald E Walter. NOE by: tr (Reeves, T) (Entered: 11/26/2002)
11/26/2002	12	ORDER denying [10-1] motion for new trial, denying [10-2] motion to set aside [9-1] order which denied plaintiff's petition to quash summons (signed by Judge Donald E Walter) NOE by: nl (Lundy, N) (Entered: 11/27/2002)
01/27/2003	13	NOTICE OF APPEAL by Tommy K Cryer from [12-1] Order entered on 11/27/02 by Judge Donald E Walter. (Joffrion, B) (Entered: 01/27/2003)
01/27/2003		TRANSMITTAL of Notice of Appeal and Certified Copy of Docket to USCA: [13-1] appeal NOE to Judge Donald E Walter, Courtroom Deputy and Attorneys: Robert A Thrall, George E Harp (Joffrion, B) (Entered: 01/27/2003)
01/27/2003		TRANSMITTED certified copy of record on appeal to U.S. Court of Appeals: [13-1] appeal ; consisting of 1 Volumes of Record, 1 Containers of Exhibits, 0 Volumes of Transcript NOE to Judge Donald E Walter, Courtroom Deputy Attorneys: Robert A Thrall, George E Harp (Joffrion, B) (Entered: 01/27/2003)
02/21/2003		NOTICE of Docketing ROA from USCA Re: [13-1] appeal USCA NUMBER: 03-30147 (Joffrion, B) (Entered: 02/21/2003)
06/13/2003	14	JUDGMENT OF USCA (certified copy) Re: [13-1] appeal; that the appellee's unopposed motion to dismiss the appeal as moot is granted. It is further ordered that appellee's unopposed motion to remand case to the district court with instructions to vacate its 11/12/02 order denying plaintiff petition to quash and to enter an order dismissing the petition to quash for the reason that the matter has become moot is granted. It is further ordered that appellee's unopposed alternative motion for extension of time to file appellee's brief until 30 days for denial of motion to dismiss is dismissed as moot. NOE to Judge Donald E Walter and Courtroom Deputy (Joffrion, B) (Entered: 06/13/2003)
06/13/2003		RECORD on appeal returned from U.S. Court of Appeals: [13-1] appeal consisting of 1 Volumes of Record, 1 Containers of Exhibits, 0 Volumes of Transcript; Record transmitted was a

		certified copy. (Joffrion, B) (Entered: 06/13/2003)
03/01/2004	15	JUDGMENT vacating [9-1] order issued in this matter denying plaintiff's petition to quash and dismissing [1-1] motion to quash IRS summons as this matter has become moot (signed by Judge Donald E Walter) (Berry, D) (Entered: 03/01/2004)
03/01/2004		Case closed (Berry, D) (Entered: 03/01/2004)
03/18/2004		RECEIVED copy of [15-1] judgment order addressed to George E Harp at 509 Marshall St Ste 219 Shreveport, LA 71101 from U S Postal Svc marked: Return to sender Forwarding time expired (Lundy, N) Modified on 03/18/2004 (Entered: 03/18/2004)