

General Docket
United States Court of Appeals for the Ninth Circuit

Court of Appeals Docket #: 17-55890 Nature of Suit: 4370 Other Fraud Brian Warner, et al v. Toyota Motor Sales, U.S.A., In Appeal From: U.S. District Court for Central California, Los Angeles Fee Status: Paid	Docketed: 06/23/2017 Termed: 10/30/2017								
Case Type Information: 1) civil 2) private 3) null									
Originating Court Information: District: 0973-2 : 2:15-cv-02171-FMO-FFM Court Reporter: Lisa Gonzales, Court Reporter Court Reporter: Alberto V. Ortiz, Court Reporter Supervisor Court Reporter: Katie Elizabeth Thibodeaux, Official Court Reporter Trial Judge: Fernando M. Olguin, District Judge Date Filed: 03/24/2015 <table style="width: 100%; border: none;"> <tr> <td style="width: 25%;">Date Order/Judgment:</td> <td style="width: 25%;">Date Order/Judgment EOD:</td> <td style="width: 25%;">Date NOA Filed:</td> <td style="width: 25%;">Date Rec'd COA:</td> </tr> <tr> <td>05/21/2017</td> <td>05/21/2017</td> <td>06/19/2017</td> <td>06/20/2017</td> </tr> </table>		Date Order/Judgment:	Date Order/Judgment EOD:	Date NOA Filed:	Date Rec'd COA:	05/21/2017	05/21/2017	06/19/2017	06/20/2017
Date Order/Judgment:	Date Order/Judgment EOD:	Date NOA Filed:	Date Rec'd COA:						
05/21/2017	05/21/2017	06/19/2017	06/20/2017						
Prior Cases: None									
Current Cases: None									

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BRIAN WARNER; KENNETH MACLEOD; MICHAEL MEADE; MICHAEL WATSON; JAMES FULLER; DALE FRANQUET; RYAN BURNS; JAMES GOOD, individually and on behalf of all others similarly situated,

Plaintiffs - Appellees,

v.

CEMIL HOPE,

Objector - Appellant,

v.

TOYOTA MOTOR SALES, U.S.A., INC., a California corporation,

Defendant - Appellee.

- 06/23/2017 [1](#) 16 pg, 1.08 MB DOCKETED CAUSE AND ENTERED APPEARANCES OF COUNSEL. SEND MQ: Yes. The schedule is set as follows: Mediation Questionnaire due on 06/30/2017. Transcript ordered by 07/19/2017. Transcript due 10/17/2017. Appellant Cemil Hope opening brief due 11/27/2017. Appellees Ryan Burns, Dale Franquet, James Fuller, James Good, Kenneth MacLeod, Michael Meade, Toyota Motor Sales, U.S.A., Inc., Brian Warner and Michael Watson answering brief due 12/27/2017. Appellant's optional reply brief is due 21 days after service of the answering brief. [10485690] (RT) [Entered: 06/23/2017 10:31 AM]
- 06/28/2017 [2](#) 2 pg, 77.33 KB Filed (ECF) notice of appearance of John P. Hooper for Appellee Toyota Motor Sales, U.S.A., Inc.. Date of service: 06/28/2017. [10490412] [17-55890] (Hooper, John) [Entered: 06/28/2017 09:06 AM]
- 06/28/2017 [3](#) Attorney Peter W. Herzog Jr. in 17-55890 substituted by Attorney Peter W. Herzog III in 17-55890 [10490475] (RT) [Entered: 06/28/2017 09:43 AM]
- 06/28/2017 [4](#) 2 pg, 77.3 KB Filed (ECF) notice of appearance of Raymond A. Cardozo for Appellee Toyota Motor Sales, U.S.A., Inc.. Date of service: 06/28/2017. [10490595] [17-55890] (Cardozo, Raymond) [Entered: 06/28/2017 10:27 AM]
- 06/28/2017 [5](#) Added attorney John Peter Hooper for Toyota Motor Sales, U.S.A., Inc., in case 17-55890. [10490803] (Walker, Synitha) [Entered: 06/28/2017 11:42 AM]
- 06/28/2017 [6](#) Added attorney Raymond A. Cardozo for Toyota Motor Sales, U.S.A., Inc., in case 17-55890. [10490824] (Walker, Synitha) [Entered: 06/28/2017 11:47 AM]
- 06/29/2017 [7](#) 4 pg, 47.76 KB Filed (ECF) Appellee Toyota Motor Sales, U.S.A., Inc. Mediation Questionnaire. Date of service: 06/29/2017. [10491882] [17-55890] (Hooper, John) [Entered: 06/29/2017 06:32 AM]
- 06/29/2017 [8](#) 4 pg, 351.34 KB Filed (ECF) Appellees Ryan Burns, Dale Franquet, James Fuller, James Good, Kenneth MacLeod, Michael Meade, Brian Warner and Michael Watson Mediation Questionnaire. Date of service: 06/29/2017. [10493252] [17-55890] (Blood, Timothy) [Entered: 06/29/2017 04:43 PM]
- 07/18/2017 [9](#) 2 pg, 188.02 KB MEDIATION ORDER FILED: The court of appeals' records do not indicate that appellant has filed a mediation questionnaire in accordance with Cir. R. 3-4. Within seven (7) days of the filing date of this order, appellant shall file a Mediation Questionnaire...dismiss the appeal voluntarily... or show cause in writing why this appeal should not be dismissed. Failure to comply with this order will result in dismissal pursuant to Ninth Cir. R. 42-1. [10513332] (LW) [Entered: 07/18/2017 03:24 PM]
- 08/14/2017 [10](#) 12 pg, 1.16 MB Filed (ECF) Appellant Cemil Hope Mediation Questionnaire. Date of service: 08/14/2017. [10542651] [17-55890] (Salter, Bradley) [Entered: 08/14/2017 09:42 AM]
- 09/27/2017 [11](#) 2 pg, 195.46 KB MEDIATION ORDER FILED: This case is NOT SELECTED for inclusion in the Mediation Program. Counsel may contact circuit mediator to discuss services available through the court's mediation program, to request a settlement assessment conf, or to request a stay of the appeal for settlement purposes. Also, upon agreement of the parties, the brfing sch can be modified or vacated to facilitate settlement discussions. Csl are requested to send copies of this order to their clients. Info regarding the mediation program may be found at www.ca9.uscourts.gov/mediation. [10596830] (BS) [Entered: 09/27/2017 03:19 PM]
- 10/27/2017 [12](#) 4 pg, 1.53 MB Filed (ECF) Appellees Ryan Burns, Dale Franquet, James Fuller, James Good, Kenneth MacLeod, Michael Meade, Brian Warner and Michael Watson Stipulated Motion to dismiss case voluntarily pursuant to FRAP 42(b). Date of service: 10/27/2017. [10634464] [17-55890] (Blood, Timothy) [Entered: 10/27/2017 12:52 PM]
- 10/30/2017 [13](#) 2 pg, 33.39 KB Filed order (Deputy Clerk: LK): The parties' stipulation (Docket Entry No. [12](#)) for voluntary dismissal of this appeal is granted. This case is dismissed pursuant to Federal Rule of Appellate Procedure 42(b). A copy of this order sent to the district court shall act as and for the mandate of this court. Each party shall bear its own costs and fees on appeal. [10636470] (AF) [Entered: 10/30/2017 02:41 PM]