

**SHANE HAWKS v NEIL SHANGOLD****CASE DETAIL**

CASE #	CURRENT JUDGE	FILING DATE	COURT
D-721-CV-200800055	Reynolds, Matthew G.	04/28/2008	T OR C District

**PARTIES TO THIS CASE**

PARTY TYPE	PARTY DESCRIPTION	PARTY #	PARTY NAME
CD	Counter Defendant	1	HAWKS SHANE
CP	Counter Plaintiff	1	SHANGOLD NEIL
	ATTORNEY: FURTH BEN		
	ATTORNEY: RICHARDS KIMBERLY A.		
D	Defendant	1	SHANGOLD NEIL
	ATTORNEY: FURTH BEN		
	ATTORNEY: RICHARDS KIMBERLY A.		
P	Plaintiff	1	HAWKS SHANE

**CIVIL COMPLAINT DETAIL**

COMPLAINT DATE	COMPLAINT SEQ #	COMPLAINT DESCRIPTION	DISP	DISP DATE
04/28/2008	1	OPN: COMPLAINT		

COA SEQ #	COA DESCRIPTION
1	Foreclosure

PARTY NAME	PARTY TYPE	PARTY #
HAWKS SHANE	P	1
SHANGOLD NEIL	D	1

COMPLAINT DATE	COMPLAINT SEQ #	COMPLAINT DESCRIPTION	DISP	DISP DATE
06/09/2008	1	OPN: COMPLAINT		

COA SEQ #	COA DESCRIPTION
1	Breach of Contract

PARTY NAME	PARTY TYPE	PARTY #
HAWKS SHANE	P	1
SHANGOLD NEIL	D	1

**HEARINGS FOR THIS CASE**

HEARING DATE	HEARING TIME	HEARING TYPE	HEARING JUDGE	COURT	COURT ROOM
03/13/2009	9:00 AM	NON JURY TRIAL	Reynolds, Matthew G.	T OR C	
11/07/2008	9:00 AM	ALL PENDING MATTERS HEARING	Reynolds, Matthew G.	T OR C	
10/03/2008	9:00 AM	MOTION HEARING	Reynolds, Matthew G.	T OR C	
08/29/2008	9:00 AM	MOTION HEARING	Reynolds, Matthew G.	T OR C	
07/25/2008	9:00 AM	SCHEDULING CONFERENCE	Reynolds, Matthew G.	T OR C	

**REGISTER OF ACTIONS ACTIVITY**

EVENT DATE	EVENT DESCRIPTION	EVENT RESULT	PARTY TYPE	PARTY #	AMOUNT
04/30/2009	WRIT OF GARNISHMENT ISSUED TO BANK OF THE SOUTHWEST AS TO SHANE HAWKS (CTR PLAINTIFF/FURTH)	mla			
04/30/2009	APPLICATION WRIT GARNISHMENT APPLICATION FOR WRIT OF GARNISHMENT (FURTH/CTR PLAINTIFF)	mla			
04/22/2009	TRANSCRIPT OF JUDGMENT IN THE AMOUNT OF \$49,844.00	sr			
04/07/2009	ASM: PHOTOCOPY FEE DATA CONVERSION INSERT				
04/07/2009	ASM: CERT & SEAL				
04/03/2009	TAP: TRIAL				

04/03/2009 CD/LOG BENCH TRIAL, 3-13-09, ONE(1)CD/DC 09-052 mla  
TAPE & LOG RECEIPT

03/25/2009 BENCH TRIAL, 3-13-09, ONE(1)CD/DC 09-052 mla  
CLS: JUDGMENT AND  
ORDER  
ORDER AND JUDGMENT. DAMAGES ARE AWARDED TO THE COUNTER- PLAINTIFF IN THE AMOUNT OF \$49,844.00. LIEN ON ARREY PROPERTY IS VOID AND RELEASED. (FURTH/DEFENDANT) mla

02/06/2009 NTC: HEARING (CIVIL)  
BENCH TRIAL ON DAMAGES, 3-13-09, 1:15PM mla

02/04/2009 ORD: SUMMARY JUDGMENT D 1  
ORDER GRANTING DEFENDANT AND COUNTER-PLAINTIFF NEIL SHANGOLD'S MOTION FOR SUMMARY JUDGMENT IN PART AND DENYING IT IN PART (FURTH/DEFENDANT) mla

01/30/2009 DECISION  
MEMORANDUM DECISION ON DEFENDANT'S MOTION FOR SUMMARY JUDGMENT. If

12/29/2008 REQUEST FOR HEARING/  
SETTING  
DEFENDANT'S REQUEST FOR SETTING FOR HIS SUMMARY JUDGMENT MOTION (FURTH) If

12/29/2008 REPLY  
DEFENDANT AND COUNTER-CLAIM PLAINTIFF NEIL SHANGOLD'S REPLY BRIEF IN SUPPORT OF HIS MOTION FOR SUMMARY JUDGMENT (FURTH) If

12/15/2008 RESPONSE  
COUNTER DEFENDANT'S RESPONSE TO COUNTER PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT (SHANE HAWKS/PRO SE) If

12/15/2008 OBJECTION/OPPOSITION  
DEFENDANT AND COUNTER CLAIM PLAINTIFF NEIL SHANGOLD'S OPPOSITION TO PLAINTIFF'S MOTION FOR EXTENSION OF TIME TO RESPOND TO SUMMARY JUDGMENT MOTION (FURTH) If

12/08/2008 ATTORNEY'S AFFIDAVIT  
FORMER COUNSEL, THOMAS KALM mla

12/08/2008 MOTION/ PETITION TO P 1  
EXTEND TIME  
TO RESPOND TO SUMMARY JUDGMENT MOTION (KALM/PLAINTIFF) mla

12/03/2008 ASM: PHOTOCOPY FEE  
DATA CONVERSION INSERT

12/01/2008 ADDENDUM D 1  
ADDENDUM TO CERTIFICATE OF SERVICE AND MAILING FOR DEF'S MTN FOR SUMMARY JUDGMENT FILED ON 11-18-08 (B. FURTH/DEF/CP) cp

12/01/2008 TAP: MOTION  
CD & LOG. PENDING MOTIONS. HEARD 11-07-08. 1 CD/DC-08-239 cp

12/01/2008 TAPE & LOG RECEIPT  
PENDING MOTIONS. HEARD 11-07-08. 1 CD/DC-08-239 cp

12/01/2008 TAPE & LOG RECEIPT  
ADDITIONAL VOLUME. START OF VOLUME II. (2) cp

11/19/2008 ORD: WITHDRAWAL/ D 1  
SUBSTITUTION OF  
COUNSEL  
COUNSEL FOR PLAINTIFF THOMAS KALM, KALM LAW OFFICE PC IS ALLOWED TO WITHDRAW AS COUNSEL. PLAINTIFF IS PRO SE. ADDRESS SHANE HAWKS, P O BOX 717, WILLIAMSBURG, NM 87942 OR 419 BROADWAY, T OR C, NM 87901. PHONE: 505-550-0781. mla

11/19/2008 AFFIDAVIT D 1  
AFFIDAVIT OF JAMES EVANS IN SUPPORT OF DEFENDANT AND COUNTER PLAINTIFF NEIL SHANGOLD'S MOTION FOR SUMMARY JUDGMENT. mla

11/19/2008 AFFIDAVIT D 1  
AFFIDAVIT OF RAFIH A. JANDALI IN SUPPORT OF DEFENDANT AND COUNTER PLAINTIFF NEIL SHANGOLD'S MOTION FOR SUMMARY JUDGMENT. mla

11/19/2008 AFFIDAVIT D 1  
AFFIDAVIT OF NEIL SHANGOLD IN SUPPORT OF HIS MOTION FOR SUMMARY JUDGMENT. mla

11/19/2008 MTN: FOR SUMMARY D 1  
JUDGMENT  
DEFENDANT AND COUNTER-PLAINTIFF NEIL SHANGOLD'S MOTION FOR SUMMARY JUDGMENT. (FURTH) mla

11/14/2008 ORD: ORDER  
ORDER GRANTING DEFENDANT AND COUNTER-PLAINTIFF NEIL SHANGOLD'S MOTION TO FILE FIRST AMENDED COUNTER COMPLAINT IF

11/10/2008 CERTIFICATE OF SERVICE P 1  
OBJECTIONS AND REPLY TO FOURTH REQUESTS FOR ADMISSIONS TO DEFENDANT'S COUNSEL 11//10/08 (KLAM) sr

11/10/2008 REPLY P 1  
PLAINTIFF SHANE HAWKS' D/B/A DESERT HAWKS CONSTRUCTION REPLY TO DEFENDANT'S FOURTH SET OF REQUEST FOR ADMISSIONS (KALM) sr

11/06/2008	RESPONSE	D	1
11/04/2008	PLTF'S RESPONSE TO MOTION FOR RULE 1-007.1 ORDER AND REPOSE TO ALLEGATIONS OF RULED 1-016 VIOLATIONS (KALM) sr CERTIFICATE OF SERVICE		
11/04/2008	AMENDED AS TO PLAINTIFF'S RESPONSE BEING FAXED ON 11/03/08 AND IT NOT GOING THROUGH SO IT WAS MAILED ON 11/04/08. (KALM) If CERTIFICATE OF SERVICE		
11/04/2008	PLAINTIFF SHANE HAWKS d/b/a DESERT HAWKS CONSTRUCTION RESPONSES AN OBJECTIONS TO DEFENDANT AND COUNTER PLAINTIFF'S SECOND SET OF REQUESTS FOR PRODUCTION WERE MAILED ON 11/4/08 (KALM) If		
10/31/2008	DISCLOSURE	P	1
10/29/2008	DEFENDANT'S DISCLOSURE OF TIRAL EXHIBITS PURSUANT TO THIS COURT'S SCHEDULING ORDER (FURTH) If DISCLOSURE PLAINTIFF'S PRETRIAL DISCLOSURES. mla		
10/22/2008	REPLY		
10/20/2008	PLAINTIFF SHANE HAWKS' d/b/a DESERT HAWKS CONSTRUCTION REPLY TO DEFENDANT'S THIRD SET OF REQUEST FOR ADMISSIONS (KALM) If		
10/17/2008	MTN: MOTION	D	1
10/14/2008	DEF. AND COUNTER CLAIM PLTF NEIL SHANGOLD'S MTN FOR SANCTIONS FOR VIOLATION OF RULE 1-016(E). (FURTH/DEF.) mla WITNESS LIST		
10/14/2008	DEFENDANT'S LIST OF POTENTIAL WITNESSES FOR TRIAL (FURTH) If CERTIFICATE OF SERVICE		
10/14/2008	A COPY OF DEF'S 2ND SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS WERE FAXED TO PLTF ON 10-5-08. mla		
10/14/2008	REPLY	P	1
10/14/2008	REPLY TO DEFENDANT'S SECOND SET OF REQUEST FOR ADMISSIONS (KALM) sr CERTIFICATE OF SERVICE	P	1
10/14/2008	OBJECTIONS AND ANSWERS AND TO PLAINTIFFS SECOND AND THIRD SET OF INTERROGATORIES AND REPLY TO SECOND REQUESTS FOR ADMISSION MAILED TO DEFENDANT (KALM) sr		
10/14/2008	RESPONSE	P	1
10/09/2008	RESPONSE TO MOTION TO COMPEL (KALM) sr MTN: MOTION	D	1
10/06/2008	DEF. AND COUNTERCLAIM PT NEIL SHANGOLD'S RULE 1-007.1(D) MTN mla CERTIFICATE OF SERVICE		
10/06/2008	AMENDED CERTIFICATE OF SERVICE. A COPY OF DEF. 3RD SET OF REQUESTS FOR ADMISSIONS FAXED TO PLTF ON 09-29-08. mla CERTIFICATE OF SERVICE		
10/06/2008	CERTIFICATE OF SERVICE. A COPY OF DEF. 3RD SET OF REQUESTS FOR ADMISSIONS FAXED TO PLTF ON 10-29-08. mla CERTIFICATE OF SERVICE		
10/02/2008	CERTIFICATE OF SERVICE, A COPY OF 3RD SET OF INTERROGATORIES FAXED TO PLTF ON 10-2-08. mla NTC: HEARING (VACATE & RESET)		
09/30/2008	10-3-08 HEARING HAS BEEN VACATED. RESET FOR 11-7-08, 2:30PM, ALL PENDING MTNS. ma REPLY	P	1
09/29/2008	DEFENDANT AND COUNTER CLAIM PLAINTIFF NIEL SHAGOLD'S REPLY BRIEF IN SUPPORT OF HIS MOTION TO AMEND HIS COUNTER COMPLAINT (FURTH) sr		
09/26/2008	RESPONSE	P	1
09/26/2008	RESPONSE TO MOTION TO AMEND COMPLAINT (KALM) sr REQUEST FOR HEARING/ SETTING	P	1
09/26/2008	FOR TELEPHONIC HEARING MOTION FOR CONTINUANCE (KALM) sr MTN: TO VACATE	P	1
09/23/2008	PLAINTIFF'S MOTION TO VACATE (KALM) sr MTN: MOTION	D	1
09/18/2008	DEFENDANT AND COUNTER PLAINTIFF NEIL SHANGOLD'S MOTION FOR ORDER COMPELLING DISCOVERY (FURTH) sr NTC: HEARING (CIVIL)		
09/12/2008	PENDING MOTIONS 10/03/08 @ 11:30 AM If MTN: MOTION	D	1
09/12/2008	DEFENDANT AND COUTER PLAINTIFF NEIL SHANGOLD'S MOTION FOR LEAVE TO FILE FIRST AMENDED COUNTERCLAIM COMPLAINT PURSUANT TO RULE 1-015(A) (FURTH) sr		
09/09/2008	CERTIFICATE OF SERVICE	D	1
09/09/2008	COUNTER PLAINTIFFS SECOND SET OF INTERROGATORIES TO PLTF SHANE HAWKS 09/11/08 (FURTH) sr REQUEST FOR HEARING/ SETTING	P	1
09/09/2008	MOTION FOR PROTECTIVE ORDER (20) TWENTY MINUTES (KALM)sr MTN: MOTION	P	1
09/09/2008	FOR PROTECTIVE ORDER (KALM) sr NTC: NOTICE	P	1

08/18/2008	OF NON-APPEARANCE OF SHANE T HAWKS FOR THE DEPOSITION SET FOR 09/14/08 (KALM) sr NTC: HEARING (CIVIL) MOTION FOR PROTECTIVE ORDER 08/29/08 @ 11:30 PM If		
08/13/2008	SUBPOENA ISSUED SUBPOENA ISSUED TO MARC A CAPLAN, PH.D. sr		
08/13/2008	NTC: NOTICE	P	1
08/12/2008	JOINT NOTICE TO VACATE DEPOSITION SET FOR 08/15/08 (PLTF/KALM) sr REQUEST FOR HEARING/ SETTING	P	1
08/12/2008	MOTION FOR PROTECTIVE ORDER (PLTF/KALM) sr NTC: NOTICE	P	1
08/12/2008	OF NON-APPEARANCE AT THE DEPOSITION SCHEDULED FOR 08/15/08 (PLTF/KALM) sr MTN: MOTION	P	1
07/25/2008	MOTION FOR PROTECTIVE ORDER (PLTF/KALM) sr ORD: PRE-TRIAL HEARING SCHEDULED PRETRIAL SCHEDULING ORDER If		
07/24/2008	NTC: OF DEPOSITION NOTICE OF DEPOSITION OF NEIL SHANGOLD 08/15/07 (KALM) sr	P	1
07/24/2008	MTN: MOTION MOTION TO APPEAR BY TELEPHONE (KALM) sr	P	1
07/11/2008	CERTIFICATE OF SERVICE OBJECTIONS AND ANSWERS AND TO PLAINTIFFS FIRST SET OF INTERROGATORIES, REPLY TO REQUESTS FOR ADMISSION AND RESPONSES AND OBJECTIONS TO REQUESTS FOR PRODUCTION UPON DEFENDANT WERE MAILED ON 07/10/08. If		
07/10/2008	RESPONSE PLAINTIFF'S RESPONSE TO REQUESTS FOR ADMISSION (KALM) sr	P	1
07/09/2008	REPLY PLAINTIFF'S REPLY TO COUNTERCLAIM (KALM) sr	P	1
06/20/2008	NTC: NOTICE NOTICE TO VACATE DEPOSITION SET FOR 06/26/08 (PLTF/KALM) sr	P	1
06/20/2008	CERTIFICATE/ PROOF OF MAILING DEFENDANT'S FIRST SET OF INTERROGATORIES TO PLTF SHANE HAWKS DEFENDANT'S FIRST SET OF REQUESTS OF PRODUCTION OF DOCUMENTS TO PLTF SHANE HAWKS BY FAX 06/10/08 (DEF/FURTH)sr	D	1
06/18/2008	NTC: HEARING (CIVIL) PTC/SCHEDULING CONFERENCE 07/25/08 @ 1:30 PM If		
06/09/2008	CERTIFICATE CERTIFICATE OF SERVICE OF CROSS COMPLAINT FAXED TO THOMAS KALM 06/09/08 (FURTH) sr	D	1
06/09/2008	COUNTERCLAIM CROSS COMPLAINT FOR BREACH OF WRITTEN CONTRACT BREACH OF THE IMPLIED COVENANT OF GOOD FAITH AND FAIL DEALING NEGLIGENT AND NEGLIGENT SUPERVISION (FURTH) sr	D	1
06/09/2008	ANSWER DEFENDANT'S ANSWER TO PLAINTIFF'S COMPLAINT (DEF/BEN FURTH 425 S TELSHORE AVENUE BLDG. C. SUITE 204 LAS CRUCES, NM 88011 sr	D	1
05/06/2008	CERTIFICATE OF SERVICE ORIGINAL AND COPY OF PLAINTIFF'S FIRST SET OF INTERRGATORIES REQUESTS FOR ADMISSION, REQUESTS FOR PRODUCTION, AND NOTICE OF DEPOSITION WERE SERVED TO DEF WITH SUMMONS AND COMPLAINT. (KALM) If		
05/05/2008	SUMMONS RETURN SUMMONS SERVED TO NEIL SHANGOLD 05/05/08 sr		
05/01/2008	ASM: PHOTOCOPY FEE DATA CONVERSION INSERT		
04/28/2008	SUMMONS ISSUED NIEL SHANGOLD If		
04/28/2008	OPN: COMPLAINT COMPLAINT FOR FORECLOSURE OF MECHANIC'S LIEN, DEBT, OPEN ACCOUNT, BREACH OF CONTRACT, AND ACCOUNT STATED (PLAINTIFF/ THOMAS KALM, 8617 LAS CAMAS, NE, ALBUQUERQUE NM 87111 505- 299-5077) If		
04/28/2008	ASM: CIVIL FILING-DIST.		

**JUDGE ASSIGNMENT HISTORY**

ASSIGNMENT DATE	JUDGE NAME	SEQ #	ASSIGNMENT EVENT DESCRIPTION
04/28/2008	Reynolds, Matthew G.	1	INITIAL ASSIGNMENT