

IN THE DISTRICT COURT IN AND FOR TULSA COUNTY  
STATE OF OKLAHOMA

DISTRICT COURT  
**FILED**

AUG - 5 2021

1. LESSIE BENNINGFIELD RANDLE,  
Tulsa Race Massacre Survivor,  
2. VIOLA FLETCHER,  
Tulsa Race Massacre Survivor,  
3. HUGHES VAN ELLISS, SR.,  
Tulsa Race Massacre Survivor,  
4. HISTORIC VERNON A.M.E. CHURCH, INC.,  
a domestic not-for-profit corporation,  
5. LAUREL STRADFORD,  
great-granddaughter of J.B. Stradford,  
6. ELLOUISE COCHRANE-PRICE,  
daughter of Clarence Rowland and  
cousin of Dick Rowland,  
7. TEDRA WILLIAMS,  
granddaughter of Wess Young,  
8. DON M. ADAMS,  
nephew and next friend of Dr. A.C. Jackson,  
9. DON W. ADAMS,  
great-grandson of Attorney H.A. Guess,  
10. STEPHEN WILLIAMS,  
grandson of A.J. Smitherman,  
11. THE TULSA AFRICAN ANCESTRAL  
SOCIETY,  
an unincorporated association,  
  
Plaintiffs,  
  
v.  
  
1. CITY OF TULSA,  
a municipal corporation,

DON NEWBERRY, Court Clerk  
STATE OF OKLA. TULSA COUNTY

Case No.: CV-2020-1179  
Judge Caroline Wall

2. TULSA REGIONAL CHAMBER,	)
a domestic not-for-profit corporation,	)
3. TULSA DEVELOPMENT AUTHORITY,	)
4. TULSA METROPOLITAN AREA	)
PLANNING COMMISSION,	)
5. BOARD OF COUNTY COMMISSIONERS	)
FOR TULSA COUNTY, OKLAHOMA,	)
6. VIC REGALADO, IN HIS OFFICIAL	)
CAPACITY AS SHERIFF OF TULSA COUNTY,	)
7. OKLAHOMA MILITARY DEPARTMENT,	)
	)
Defendants.	)

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**PLAINTIFFS' NOTICE TO THE COURT**

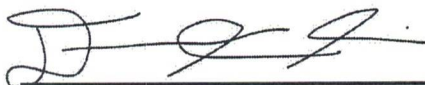
COME NOW the Plaintiffs and consistent with the Court's communication to counsel on July 23, 2021, provides the following notice:

1. On Friday July 23, 2021, the Court initiated an email communication to counsel of record. The email requested that counsel confer to propose a mutually agreeable date and time for purposes of holding a status conference or hearing regarding Plaintiffs' Motion to Vacate filed July 22, 2021.
2. In compliance with the Court's direction, Plaintiffs' counsel Michael Swartz emailed counsel of record on Tuesday, July 27, 2021, requesting Defendants' availability for a hearing with proposed dates of Thursday, July 29, Friday, July 30, or Tuesday, August 3, 2021.
3. On Wednesday, July 28, 2021, Jot Hartley (Defendant TDA) and Kevin McClure (Defendant State of Oklahoma) responded with their respective availability.

4. On Thursday, July 29, 2021, Plaintiffs' counsel Michael Swartz sent another email requesting feedback as to the availability of the remaining Defendants.
5. After receiving feedback only from Defendant State of Oklahoma and Defendant Tulsa Developmental Authority, Plaintiffs' counsel Demario Solomon-Simmons sent a third email on August 2, 2021 requesting the remaining Defendants provide their availability for a hearing on Plaintiff's Motion to Vacate.
6. On August 3, 2021, Defendants filed a Combined Joint Response to Plaintiffs' Motion to Vacate and Plaintiffs' Opposition to Defendants' Motion for Leave to File Replies in Support of their Motions to Dismiss.
7. As of the time of filing this notice, Defendants Tulsa Regional Chamber, City of Tulsa, TMAPC, Tulsa County Board of County Commissioners, and Tulsa County Sheriff Vic Regalado have not communicated any dates or times of availability to Plaintiffs' counsel for the hearing.

Respectfully submitted,

SOLOMONSIMMONSLAW



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*(Pending Pro Hac Vice)*

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 5th day of August 2021, I served the foregoing by email and U.S. Mail to the following:


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