

General Docket
United States Court of Appeals for the Fourth Circuit

Court of Appeals Docket #: 24-1494

Docketed: 05/31/2024

Nature of Suit: 3485 Telephone Consumer Protection Act

Termed: 12/04/2024

Diana Mey v. William Pintas

Appeal From: United States District Court for the Northern District of West Virginia at Wheeling

Fee Status: fee paid

Case Type Information:

- 1) Civil Private
- 2) private
- 3) null

Originating Court Information:

District: 0424-5 : [5:24-cv-00055-JPB](#)

Court Reporter: Kimberly A. Criswell, Court Reporter Coordinator

Court Reporter: Cindy L. Knecht, Official Court Reporter

Presiding Judge: John Preston Bailey, U. S. District Court Judge

Date Filed: 03/19/2024

Date Order/Judgment:

05/17/2024

Date Order/Judgment EOD:

05/17/2024

Date NOA Filed:

05/28/2024

Date Rec'd COA:

05/28/2024

Prior Cases:

None

Current Cases:

None

DIANA MEY, on behalf of herself and a class of others similarly situated

Plaintiff - Appellee

Ryan McCune Donovan

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[COR NTC Retained]

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[COR NTC Retained]

HISSAM FORMAN DONOVAN RITCHIE PLLC

P. O. Box 3983

Charleston, WV 25339

v.

WILLIAM PINTAS

Defendant - Appellant

Richard Wayne Epstein

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[COR NTC Retained]

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(see above)

RELIANCE LITIGATION LLC
Defendant

JAMES RYDER INTERACTIVE LLC
Defendant

DIANA MEY, on behalf of herself and a class of others similarly situated

Plaintiff - Appellee

v.


WILLIAM PINTAS; P&M LAW FIRM, LLC; P&M LAW FIRM (PR), LLC


Defendants - Appellants

and


RELIANCE LITIGATION LLC; JAMES RYDER INTERACTIVE LLC

Defendants

- 05/31/2024 [1](#) Case docketed. Originating case number: 5:24-cv-00055-JPB. Case manager: RachelPhillips. [1001577328] [24-1494] RP [Entered: 05/31/2024 10:31 AM]
2 pg, 60.06 KB
- 05/31/2024 [2](#) DOCKETING NOTICE issued Re: [\[1\]](#) case. Originating case number: 5:24-cv-00055-JPB. Mailed to: Carlos R. Baralt Suarez and Jeffrey Gilbert. [1001577338] [24-1494] RP [Entered: 05/31/2024 10:36 AM]
7 pg, 146.25 KB
- 05/31/2024 [3](#) BRIEFING ORDER filed. Mailed to: Carlos R. Baralt Suarez and Jeffrey Gilbert. No paper copies required unless case has been tentatively calendared or copies otherwise ordered. All filings must comply with [Appendix Pagination & Brief Citation Guide](#). [1001577342] Opening Brief and Appendix due 07/10/2024. Response Brief due 08/09/2024. [24-1494] RP [Entered: 05/31/2024 10:40 AM]
2 pg, 121.96 KB
- 06/03/2024 [4](#) APPEARANCE OF COUNSEL by Richard W. Epstein for P&M Law Firm (PR), LLC, William Pintas and P&M Law Firm, LLC. [1001578031] [24-1494] Richard Epstein [Entered: 06/03/2024 09:00 AM]
1 pg, 78.94 KB
- 06/03/2024 [5](#) APPEARANCE OF COUNSEL by Ryan M. Donovan for Diana Mey. [1001578098] [24-1494] Ryan Donovan [Entered: 06/03/2024 09:35 AM]
1 pg, 58.37 KB
- 06/03/2024 [6](#) APPEARANCE OF COUNSEL by Andrew C. Robey for Diana Mey. [1001578101] [24-1494] Andrew Robey [Entered: 06/03/2024 09:37 AM]
1 pg, 58.37 KB
- 06/10/2024 [7](#) APPEARANCE OF COUNSEL by Jeffrey Gilbert for P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. [1001582713] [24-1494] Jeffrey Gilbert [Entered: 06/10/2024 05:01 PM]
1 pg, 2.8 MB
- 06/14/2024 [8](#) DISCLOSURE STATEMENT by Diana Mey. Was any question on Disclosure Form answered yes? No [1001584575] [24-1494] Andrew Robey [Entered: 06/14/2024 08:04 AM]
2 pg, 82.22 KB
- 06/14/2024 [9](#) DOCKETING STATEMENT by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas.. [1001584966] [24-1494] Richard Epstein [Entered: 06/14/2024 11:40 AM]
4 pg, 23.72 KB
- 06/14/2024 [10](#) DISCLOSURE STATEMENT by P&M Law Firm, LLC. Was any question on Disclosure Form answered yes? No [1001584972] [24-1494] Richard Epstein [Entered: 06/14/2024 11:43 AM]
2 pg, 12.39 KB
- 06/14/2024 [11](#) DISCLOSURE STATEMENT by P&M Law Firm (PR), LLC. Was any question on Disclosure Form answered yes? No [1001584976] [24-1494] Richard Epstein [Entered: 06/14/2024 11:45 AM]
2 pg, 12.42 KB
- 07/01/2024 [12](#) MOTION by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas for stay pending appeal and to expedite decision. Date and method of service: 07/01/2024 ecf. [1001594590] . [1001594590] [24-1494] --[Edited 07/01/2024 by RP- relief added] Richard Epstein [Entered: 07/01/2024 03:55 PM]
13 pg, 164.22 KB
- 07/01/2024 [13](#) NOTICE ISSUED to Diana Mey requesting response to Motion for stay pending appeal [\[12\]](#), Motion to expedite decision [\[12\]](#). Response due 07/11/2024[1001594636]. [24-1494] RP [Entered: 07/01/2024 04:41 PM]
1 pg, 78.34 KB
- 07/01/2024 [14](#) ORDER filed deferring action on Motion to expedite decision [\[12\]](#). Copies to all parties. [1001594638] [24-1494] RP [Entered: 07/01/2024 04:43 PM]
1 pg, 55.65 KB
- 07/09/2024 [15](#) APPEARANCE OF COUNSEL by Jared M. Tully for P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. [1001597408] [24-1494] Jared Tully [Entered: 07/09/2024 10:46 AM]
1 pg, 13.61 KB
- 07/09/2024 [16](#) APPEARANCE OF COUNSEL by Blake N. Humphrey for P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. [1001597411] [24-1494] Blake Humphrey [Entered: 07/09/2024 10:47 AM]
1 pg, 13.75 KB
- 07/10/2024 [17](#) BRIEF by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Type of Brief: OPENING.. Do any cases pending in this court or the Supreme Court of the United States raise similar issues? NO.. [1001598923] [24-1494]--[Edited 07/11/2024 by RP - joint appendix attachments removed] Richard Epstein [Entered: 07/10/2024 05:28 PM]
54 pg, 1.36 MB
- 07/10/2024 36 Receipt of paper copy of OPENING BRIEF filed at [\[17\]](#) by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Number of pages: [55]. Sufficient: Yes. Number of copies: [4]. Received by clerk date: 09/12/2024. [1001641279] [24-1494] RP [Entered: 09/19/2024 04:08 PM]
- 07/11/2024 [18](#) Docket correction requested from P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. [1001598988] [24-1494] RP [Entered: 07/11/2024 09:02 AM]
1 pg, 85.59 KB
- 07/11/2024 [19](#) JOINT APPENDIX by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Digital media exhibit volume? Yes. [1001599101] [24-1494] Richard Epstein [Entered: 07/11/2024 10:28 AM]
762 pg, 38.22 MB
- 07/11/2024 [20](#)  NOTICE ISSUED to P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas re: digital media. UPLOAD OF DIGITAL MEDIA TO BOX.COM DUE 07/15/2024. [1001599204] [24-1494] RP [Entered: 07/11/2024 11:44 AM]
0 pg, 0 KB
- 07/11/2024 [21](#) RESPONSE/ANSWER by Diana Mey to Motion [\[12\]](#), Motion [\[12\]](#). Nature of response: in opposition. [1001599487] [24-1494] Andrew Robey [Entered: 07/11/2024 02:52 PM]
14 pg, 158.13 KB

- 07/11/2024 37 Receipt of paper copy of APPENDIX filed at [19] by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Total number of volumes (including any sealed): [3]. Total number of pages in all volumes: [763]. Total number of sealed volumes: 0. Sufficient? Yes. CD/DVD/Other exhibit? No. Number of copies: [4]. Received by clerk date: 09/12/2024. [1001641291] [24-1494] RP [Entered: 09/19/2024 04:11 PM]
- 07/15/2024 22 Digital media retained by court. Content: Recorded Calls. [1001600661] [24-1494] RP [Entered: 07/15/2024 09:44 AM]
- 07/15/2024 23
11 pg, 132.62 KB REPLY by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas to response [21].. [1001600953] [24-1494] Richard Epstein [Entered: 07/15/2024 12:59 PM]
- 07/29/2024 24
2 pg, 56.52 KB COURT ORDER filed denying Motion for stay pending appeal [12]; denying Motion to expedite decision [12]. Copies to all parties. [1001609068] [24-1494] RP [Entered: 07/29/2024 03:03 PM]
- 08/02/2024 25
17 pg, 1.13 MB PETITION for rehearing en banc by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. [1001613276] [24-1494] Richard Epstein [Entered: 08/02/2024 03:25 PM]
- 08/09/2024 26
2 pg, 118.88 KB COURT ORDER filed denying Motion for rehearing en banc [25]; denying reh and reh en banc Motion [25]. Copies to all parties. [1001617387] [24-1494] RP [Entered: 08/09/2024 04:58 PM]
- 08/09/2024 27
59 pg, 474.76 KB BRIEF by Diana Mey. Type of Brief: RESPONSE. . Do any cases pending in this court or the Supreme Court of the United States raise similar issues? NO.. [1001617390] [24-1494] Andrew Robey [Entered: 08/09/2024 05:09 PM]
- 08/09/2024 38 Receipt of paper copy of RESPONSE BRIEF filed at [27] by Diana Mey. Number of pages: [60]. Sufficient: YES. Number of Copies: [4]. Received by clerk date: 09/13/2024. [1001641293] [24-1494] RP [Entered: 09/19/2024 04:12 PM]
- 08/30/2024 28 
0 pg, 0 KB REPLY by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas to brief [27].. [1001629246] [24-1494] Richard Epstein [Entered: 08/30/2024 03:14 PM]
- 08/30/2024 29
1 pg, 84.3 KB Docket correction requested from P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Re: [28] reply. Access to reply has been restricted to case participants. [1001629274] [24-1494] RP [Entered: 08/30/2024 03:31 PM]
- 08/30/2024 30
27 pg, 1.22 MB BRIEF by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Type of Brief: REPLY. . Do any cases pending in this court or the Supreme Court of the United States raise similar issues? NO.. [1001629318] [24-1494] Richard Epstein [Entered: 08/30/2024 03:59 PM]
- 08/30/2024 39 Receipt of paper copy of REPLY BRIEF filed at [30] by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Number of pages: [28]. Sufficient: Yes. Number of Copies: [4]. Received by clerk date: 09/12/2024. [1001641296] [24-1494] RP [Entered: 09/19/2024 04:14 PM]
- 09/09/2024 31
2 pg, 93.82 KB CASE TENTATIVELY CALENDARED for oral argument during the December 10-13, 2024, argument session. Notify Clerk's Office of any scheduling conflict by: 09/16/2024. Any required additional copies of briefs and joint appendices are due 09/16/2024. [1001633356] [24-1494] NRS [Entered: 09/09/2024 11:47 AM]
- 09/09/2024 32
1 pg, 86.89 KB NOTICE ISSUED to P&M Law Firm (PR), LLC, P&M Law Firm, LLC, William Pintas and Diana Mey requesting response to similar case(s) question[1001633412]. Response to similar case notice due 09/12/2024. [24-1494] RP [Entered: 09/09/2024 12:05 PM]
- 09/09/2024 33
1 pg, 103.47 KB RESPONSE/ANSWER by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas to Notice requesting response to similar case inquiry. Do any cases pending in this court or the Supreme Court of the United States raise similar issues? NO. [1001633771] [24-1494] Jared Tully [Entered: 09/09/2024 03:07 PM]
- 09/13/2024 34
1 pg, 88.48 KB RESPONSE FOLLOW-UP NOTICE ISSUED to Diana Mey. notice requesting response [32]. Response to similar case notice due 09/16/2024.. [1001637579] [24-1494] RP [Entered: 09/13/2024 02:53 PM]
- 09/13/2024 35
1 pg, 102.37 KB RESPONSE/ANSWER by Diana Mey to Notice requesting response to similar case inquiry. Do any cases pending in this court or the Supreme Court of the United States raise similar issues? NO. [1001637619] [24-1494] Andrew Robey [Entered: 09/13/2024 03:16 PM]
- 10/10/2024 40
2 pg, 124.8 KB CASE CALENDARED for oral argument. Date: 12/13/2024. Session Starting Time: 8:30 am. Check-in Time: 7:45 - 8:00 am. Forms due within 7 calendar days. [1001652059] [24-1494] NRS [Entered: 10/10/2024 07:51 AM]
- 10/17/2024 41
1 pg, 25.46 KB ORAL ARGUMENT ACKNOWLEDGMENT by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas. Counsel arguing: Blake N. Humphrey. Opening argument time: 17 minutes. Rebuttal argument time: 3 minutes. . [1001656321] [24-1494] Blake Humphrey [Entered: 10/17/2024 04:21 PM]
- 10/17/2024 42
1 pg, 196.13 KB ORAL ARGUMENT ACKNOWLEDGMENT by Diana Mey. Counsel arguing: Ryan McCune Donovan. Answering argument time: 20 minutes. . [1001656343] [24-1494] Ryan Donovan [Entered: 10/17/2024

04:37 PM]

- 12/03/2024 [43](#)
4 pg, 96.71 KB CONSENT/STIPULATION by P&M Law Firm (PR), LLC, P&M Law Firm, LLC and William Pintas to dismiss appeal pursuant to FRAP 42(b) [43] [1001680360] [24-1494] Blake Humphrey [Entered: 12/03/2024 12:04 PM]
- 12/04/2024 [44](#) 
0 pg, 0 KB (ENTRY RESTRICTED) COURT ORDER filed granting Motion to dismiss appeal pursuant to FRAP 42(b) [43]. Copies to all parties. [1001681037] [24-1494]--[Edited 12/05/2024 by RP-corrected at ECF #46] RP [Entered: 12/04/2024 11:26 AM]
- 12/04/2024 [45](#)
1 pg, 75.51 KB Rule 42(b) mandate issued. Originating case number: 5:24-cv-00055-JPB. [1001681039] [24-1494] RP [Entered: 12/04/2024 11:27 AM]
- 12/05/2024 [46](#)
1 pg, 8.41 KB Corrected COURT ORDER filed granting Motion to dismiss appeal pursuant to FRAP 42(b) [43]. Copies to all parties. [1001682106] [24-1494] RP [Entered: 12/05/2024 04:59 PM]

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