

**General Docket**  
**United States Court of Appeals for the Eleventh Circuit**

**Court of Appeals Docket #:** 18-13894 **Docketed:** 09/13/2018  
**Nature of Suit:** 3950 Constitutionality of State Statutes  
Bradley Hester v. Matthew Gentry  
**Appeal From:** Northern District of Alabama  
**Fee Status:** Fee Paid

**Case Type Information:**

- 1) Private Civil
- 2) Federal Question
- 3) -

**Originating Court Information:**

**District:** 1126-5 : [5:17-cv-00270-MHH](#)  
**Court Reporter:** Julie A. Martin  
**Civil Proceeding:** Madeline H. Haikala, U.S. District Judge  
**Date Filed:** 02/21/2017  
**Date NOA Filed:**  
09/13/2018

**Prior Cases:**

None

**Current Cases:**

	<b>Lead</b>	<b>Member</b>	<b>Start</b>	<b>End</b>
Multi-Appeal				
	18-13894	<a href="#">18-13898</a>	09/13/2018	

BRADLEY HESTER

Plaintiff - Appellee

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versus

MATTHEW GENTRY, Sheriff of Cullman County, Alabama, in  
official and individual capacity

Defendant - Appellant

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Defendant - Appellant

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<p>JUDGES</p>	<p>Amicus Curiae</p>	<p>Mary B. McCord Direct: 202-661-6607 [COR LD NTC Retained] (see above)</p>
<p>PROFESSOR FRED O SMITH, JR.</p>	<p>Amicus Curiae</p>	<p>Jonathan Ellis Taylor Direct: 202-888-7566 [COR LD NTC Retained] Gupta Wessler, PLLC 1900 L ST NW STE 312 WASHINGTON, DC 20036</p>

<p>RAY CHARLES SCHULTZ, et al.,</p>	<p>Plaintiffs,</p>	<p>BRADLEY HESTER,</p>
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Plaintiff - Appellee,





versus












STATE OF ALABAMA, et al.,











Defendants,








MATTHEW GENTRY,  
Sheriff of Cullman County, Alabama,  
in official and individual capacity,  
AMY BLACK,  
in her official capacity as a Magistrate,  
JOAN WHITE,  
in her official capacity as a Magistrate,  
LISA MCSWAIN,  
in her official capacity as a Magistrate,  
JUDGE KIM CHANEY,  
JUDGE RUSTY TURNER,








Defendants - Appellants.

09/13/2018	<input type="checkbox"/>  83 pg, 555.41 KB	CIVIL APPEAL DOCKETED. Notice of appeal filed by Appellant Matthew Gentry on 09/13/2018. Fee Status: Fee Paid. USDC motion pending: Motion to Stay DE #176. Awaiting Appellant's Certificate of Interested Persons due on or before 09/27/2018 as to Appellant Matthew Gentry. Awaiting Appellee's Certificate of Interested Persons due on or before 10/11/2018 as to Appellee Bradley Hester [Entered: 09/25/2018 08:43 AM]
09/13/2018	<input type="checkbox"/>  75 pg, 554.54 KB	CIVIL APPEAL DOCKETED. Notice of appeal filed by Appellants Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White on 09/13/2018. Fee Status: Fee Paid. USDC motion pending: Motion to Stay DE #175 & 176. Awaiting Appellant's Certificate of Interested Persons due on or before 09/27/2018 as to Appellants Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White. Awaiting Appellee's Certificate of Interested Persons due on or before 10/11/2018 as to Appellee Bradley Hester [Entered: 09/26/2018 11:19 AM]
09/25/2018	<input type="checkbox"/>  1 pg, 50.97 KB	APPEARANCE of Counsel Form filed by Randall C. Marshall for Bradley Hester [18-13894] (ECF: Randall Marshall) [Entered: 09/25/2018 10:21 AM]
09/25/2018	<input type="checkbox"/>  1 pg, 26.6 KB	APPEARANCE of Counsel Form filed by Samuel Jacob Brooke for Bradley Hester. [18-13894] (ECF: Samuel Brooke) [Entered: 09/25/2018 05:13 PM]








09/26/2018	<input type="checkbox"/>  1 pg, 18.6 KB	Appellate fee was paid on 09/14/2018 as to Appellants Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White. [Entered: 09/26/2018 11:35 AM]
09/26/2018	<input type="checkbox"/>  1 pg, 330.69 KB	APPEARANCE of Counsel Form filed by Brad A. Chynoweth for Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Brad Chynoweth) [Entered: 09/26/2018 12:43 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 608.72 KB	APPEARANCE of Counsel Form filed by Laura E. Howell for Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Brad Chynoweth) [Entered: 09/26/2018 12:46 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 201.96 KB	TRANSCRIPT INFORMATION FORM SUBMITTED by Attorney Brad A. Chynoweth for Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. Transcript(s) ordered. [18-13894] (ECF: Brad Chynoweth) [Entered: 09/26/2018 12:48 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 77.71 KB	APPEARANCE of Counsel Form filed by Dorman Walker for Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Jordan Walker) [Entered: 09/26/2018 02:29 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 37.68 KB	APPEARANCE of Counsel Form filed by Jamie H. Kidd for Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 09/26/2018 04:55 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 37.63 KB	APPEARANCE of Counsel Form filed by James Randall McNeill for Matthew Gentry. [18-13894] (ECF: James McNeill) [Entered: 09/26/2018 04:57 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 37.41 KB	APPEARANCE of Counsel Form filed by Kendrick Emerson Webb for Matthew Gentry. [18-13894] (ECF: Kendrick Webb) [Entered: 09/26/2018 04:58 PM]
09/26/2018	<input type="checkbox"/>  8 pg, 139.39 KB	Certificate of Interested Persons and Corporate Disclosure Statement filed by Attorney Jamie H. Kidd for Appellant Matthew Gentry. On the same day the CIP is served, the party filing it must also complete the court's web-based stock ticker symbol certificate at the link here <a href="http://www.ca11.uscourts.gov/web-based-cip">http://www.ca11.uscourts.gov/web-based-cip</a> or on the court's website. See 11th Cir. R. 26.1-2(b). [18-13894] (ECF: Jamie Kidd) [Entered: 09/26/2018 05:21 PM]
09/26/2018	<input type="checkbox"/>  6 pg, 485.83 KB	Civil Appeal Statement filed by Attorney Jamie H. Kidd for Appellant Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 09/26/2018 05:22 PM]
09/26/2018	<input type="checkbox"/>  7 pg, 172.31 KB	Certificate of Interested Persons and Corporate Disclosure Statement filed by Attorney Laura E. Howell for Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. On the same day the CIP is served, the party filing it must also complete the court's web-based stock ticker symbol certificate at the link here <a href="http://www.ca11.uscourts.gov/web-based-cip">http://www.ca11.uscourts.gov/web-based-cip</a> or on the court's

		website. See 11th Cir. R. 26.1-2(b). [18-13894] (ECF: Laura Howell) [Entered: 09/26/2018 05:36 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 50.81 KB	APPEARANCE of Counsel Form filed by Brock Boone for Bradley Hester [18-13894] (ECF: Brock Boone) [Entered: 09/26/2018 05:37 PM]
09/26/2018	<input type="checkbox"/>  2 pg, 1.03 MB	Civil Appeal Statement filed by Attorney Laura E. Howell for Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Laura Howell) [Entered: 09/26/2018 05:39 PM]
09/26/2018	<input type="checkbox"/>  1 pg, 180.66 KB	TRANSCRIPT INFORMATION form filed by Attorney Brad A. Chynoweth for Appellants Amy Black, Joan White, Lisa McSwain and Rusty Turner. No hearings. [Entered: 09/28/2018 03:46 PM]
09/27/2018	<input type="checkbox"/>  1 pg, 79.21 KB	APPEARANCE of Counsel Form filed by John W. Naramore for Kim Chaney. [18-13894] (ECF: John Naramore) [Entered: 09/27/2018 10:20 AM]
09/27/2018	<input type="checkbox"/>  1 pg, 79.27 KB	APPEARANCE of Counsel Form filed by Dorman Walker for Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Jordan Walker) [Entered: 09/27/2018 10:22 AM]
09/27/2018	<input type="checkbox"/>  1 pg, 78.42 KB	TRANSCRIPT INFORMATION FORM SUBMITTED by Attorney Jamie H. Kidd for Appellant Matthew Gentry. Transcript(s) ordered. [18-13894] (ECF: Jamie Kidd) [Entered: 09/27/2018 10:32 AM]
09/27/2018	<input type="checkbox"/>  1 pg, 19.11 KB	APPEARANCE of Counsel Form filed by James W. Davis for Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: James Davis) [Entered: 09/27/2018 03:58 PM]
09/27/2018	<input type="checkbox"/>  37 pg, 274 KB	<i>TIME SENSITIVE MOTION for stay of injunction filed by Amy Black, Lisa McSwain, Rusty Turner and Joan White. Motion is Opposed. [8576368-1] [18-13894] (ECF: Brad Chynoweth) [Entered: 09/27/2018 06:07 PM]</i>
09/27/2018	<input type="checkbox"/>  1601 pg, 31.96 MB	<i>TIME SENSITIVE MOTION to stay lower court proceedings, for stay of injunction, to stay pending appeal filed by Matthew Gentry. Motion is Opposed. [8576372-1] [18-13894] (ECF: Jamie Kidd) [Entered: 09/27/2018 07:11 PM]</i>
09/27/2018	<input type="checkbox"/>  1 pg, 69.57 KB	TRANSCRIPT INFORMATION FORM PROCESSED. Transcript Order: Filer: Matthew Gentry, Court Reporter: Julie A. Martin, Proceeding Type and Date: Pre-Trial Proceedings 07/17/2017 , Pre-Trial Proceedings 03/13/2018 , Pre-Trial Proceedings 04/15/2018 , Pre-Trial Proceedings 04/05/2018 , Pre-Trial Proceedings 04/19/2018 , Pre-Trial Proceedings 08/28/2018 , Pre-Trial Proceedings 09/06/2018. [Entered: 09/28/2018 03:55 PM]











10/01/2018	<input type="checkbox"/>  2 pg, 170.32 KB	Appearance of counsel form has not been processed. According to our records, Dorman Walker for Amy Black, Joan White, Lisa McSwain, Kim Chaney and Rusty Turner is not a member of the Eleventh Circuit bar. The appearance of counsel form has not been processed allowing fourteen days to complete and return the required application for admission. [Entered: 10/01/2018 04:32 PM]
10/03/2018	<input type="checkbox"/>	Removed from case: Attorney Dorman Walker for Appellants Joan White, Rusty Turner, Lisa McSwain, Kim Chaney and Amy Black in 18-13894. [Entered: 10/03/2018 11:15 AM]
10/09/2018	<input type="checkbox"/>  31 pg, 132.36 KB	RESPONSE to Motion for stay of injunction filed by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White [ <a href="#">8576368-2</a> ] filed by Attorney Samuel Jacob Brooke for Appellee Bradley Hester. [18-13894] (ECF: Samuel Brooke) [Entered: 10/08/2018 03:58 PM]
10/09/2018	<input type="checkbox"/>  33 pg, 133.31 KB	RESPONSE to Motion to stay lower court proceedings filed by Appellant Matthew Gentry [ <a href="#">8576372-2</a> ], Motion for stay of injunction filed by Appellant Matthew Gentry [ <a href="#">8576372-3</a> ], Motion to stay pending appeal filed by Appellant Matthew Gentry [ <a href="#">8576372-4</a> ] filed by Attorney Samuel Jacob Brooke for Appellee Bradley Hester. [18-13894] (ECF: Samuel Brooke) [Entered: 10/08/2018 03:59 PM]
10/26/2018	<input type="checkbox"/>  3 pg, 22.39 KB	<b>ORDER: Motion to stay lower court proceedings filed by Appellant Matthew Gentry is HELD in abeyance. [<a href="#">8576372-2</a>]; Motion for stay of injunction filed by Appellant Matthew Gentry is HELD in abeyance. [<a href="#">8576372-3</a>], Motion for stay of injunction filed by Appellants Amy Black, Joan White, Lisa McSwain and Rusty Turner is HELD in abeyance. [<a href="#">8576368-2</a>]; Motion to stay pending appeal filed by Appellant Matthew Gentry is HELD in abeyance. [<a href="#">8576372-4</a>] JP</b> [Entered: 10/26/2018 11:07 AM]
10/30/2018	<input type="checkbox"/>  1 pg, 21.04 KB	APPEARANCE of Counsel Form filed by Andrea Rose Woods for Bradley Hester [18-13894] (ECF: Andrea Woods) [Entered: 10/30/2018 11:09 AM]
10/30/2018	<input type="checkbox"/>  1 pg, 22.88 KB	APPEARANCE of Counsel Form filed by Brandon Buskey for Bradley Hester [18-13894] (ECF: Brandon Buskey) [Entered: 10/30/2018 02:41 PM]
10/30/2018	<input type="checkbox"/>  1 pg, 38.09 KB	APPEARANCE of Counsel Form filed by Alexandra Marie Jordan for Bradley Hester. [18-13894] (ECF: Alexandra Jordan) [Entered: 10/30/2018 04:05 PM]
11/01/2018	<input type="checkbox"/>	TRANSCRIPTS FILED. Transcript Order: Court Reporter: Julie A. Martin, Filer: Matthew Gentry, Dt. all Trans. Filed: 11/01/2018, Proceeding Type and Date: Pre-Trial Proceedings 07/17/2017 , Pre-Trial Proceedings 03/13/2018 , Pre-Trial Proceedings 04/15/2018 ,









		Pre-Trial Proceedings 04/05/2018 , Pre-Trial Proceedings 04/19/2018 , Pre-Trial Proceedings 08/28/2018 , Pre-Trial Proceedings 09/06/2018. [Entered: 11/06/2018 09:58 AM]
11/06/2018	<input type="checkbox"/>  1 pg, 16.37 KB	Briefing Notice issued to Appellants Amy Black, Kim Chaney, Matthew Gentry, Lisa McSwain, Rusty Turner and Joan White. The appellant's brief is due on or before 12/11/2018. The appendix is due no later than 7 days from the filing of the appellant's brief. [Entered: 11/06/2018 11:16 AM]
11/08/2018	<input type="checkbox"/>  39 pg, 137.55 KB	USDC order: Memorandum Opinion and Order as to Appellants Amy Black, Kim Chaney, Matthew Gentry, Lisa McSwain, Rusty Turner and Joan White was filed on 11/08/2018. Docket Entry 198. [Entered: 11/13/2018 02:02 PM]
11/09/2018	<input type="checkbox"/>  124 pg, 605.01 KB	Notice of denial of motions to stay pursuant to 10/26 Order filed by Attorney Jamie H. Kidd for Appellant Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 11/09/2018 05:55 PM]
11/14/2018	<input type="checkbox"/>  1 pg, 37.68 KB	APPEARANCE of Counsel Form filed by Micah West for Bradley Hester. [18-13894] (ECF: Micah West) [Entered: 11/14/2018 03:53 PM]
12/07/2018	<input type="checkbox"/>	Over the phone extension granted by clerk as to Attorney Jordan Dorman Walker for Appellant Amy Black. Appellants' briefs are due on 12/18/2018. Appellants' appendices are due on 12/26/2018. - [Edited 12/13/2018 by CB to clarify docket entry] [Entered: 12/07/2018 11:50 AM]
12/07/2018	<input type="checkbox"/>  1 pg, 413.99 KB	APPEARANCE of Counsel Form filed by Jordan Dorman Walker, Jr. for Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner, and Joan White [18-13894] (ECF: Jordan Walker) [Entered: 12/07/2018 12:05 PM]
12/18/2018	<input type="checkbox"/>  67 pg, 717.76 KB	Appellant's brief filed by Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Brad Chynoweth) [Entered: 12/18/2018 04:11 PM]
12/18/2018	<input type="checkbox"/>  63 pg, 384 KB	Appellant's brief filed by Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 12/18/2018 11:58 PM]
12/19/2018	<input type="checkbox"/>	Over the phone extension granted by clerk as to Attorney Samuel Jacob Brooke for Appellee Bradley Hester. Appellee's Brief due on 1/17/19; 14 day extension granted to 01/31/2019 as to Appellee Bradley Hester.. [Entered: 12/19/2018 12:24 PM]
12/19/2018	<input type="checkbox"/>	Received paper copies of EBrief filed by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [Entered: 12/21/2018 09:55 AM]
















12/20/2018	<input type="checkbox"/>  1276 pg, 18.89 MB	Appendix filed [6 VOLUMES] by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Brad Chynoweth) [Entered: 12/20/2018 04:19 PM]
12/21/2018	<input type="checkbox"/>  1 pg, 58.6 KB	APPEARANCE of Counsel Form filed by Paul D. Clement for Amici Curiae American Bail Coalition and Georgia Association of Professional Bondsmen [18-13894] (ECF: Paul Clement) [Entered: 12/21/2018 10:46 AM]
12/21/2018	<input type="checkbox"/>  1 pg, 57.92 KB	APPEARANCE of Counsel Form filed by Andrew C. Lawrence for Amici Curiae American Bail Coalition and Georgia Association of Professional Bondsmen [18-13894] (ECF: Andrew Lawrence) [Entered: 12/21/2018 11:02 AM]
12/21/2018	<input type="checkbox"/>  40 pg, 166.63 KB	Amicus Brief as of right or by consent of the parties filed by Paul Clement for Amici Curiae American Bail Coalition and Georgia Association of Professional Bondsmen. [18-13894] (ECF: Paul Clement) [Entered: 12/21/2018 06:23 PM]
12/21/2018	<input type="checkbox"/>  7 pg, 30.75 KB	Certificate of Interested Persons and Corporate Disclosure Statement filed by Paul Clement for Amici Curiae American Bail Coalition and Georgia Association of Professional Bondsmen. On the same day the CIP is served, the party filing it must also complete the court's web-based stock ticker symbol certificate at the link here <a href="http://www.ca11.uscourts.gov/web-based-cip">http://www.ca11.uscourts.gov/web-based-cip</a> or on the court's website. See 11th Cir. R. 26.1-2(b). [18-13894] (ECF: Paul Clement) [Entered: 12/21/2018 06:25 PM]
12/24/2018	<input type="checkbox"/>	Received paper copies of EAppendix filed by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. 6 VOLUMES - 2 COPIES [Entered: 12/26/2018 11:15 AM]
12/24/2018	<input type="checkbox"/>	Received paper copies of EBrief filed by Appellant Matthew Gentry. [Entered: 01/02/2019 09:25 AM]
12/26/2018	<input type="checkbox"/>  1 pg, 58.86 KB	APPEARANCE of Counsel Form filed by Chase T. Espy for Alabama Municipal Insurance Corporation [18-13894] (ECF: Chase Espy) [Entered: 12/26/2018 11:47 AM]
12/26/2018	<input type="checkbox"/>  4 pg, 131.16 KB	<i>MOTION for extension to file amicus brief filed by Chase Espy for Alabama Municipal Insurance Corporation. [8653066-1] [18-13894]--[Edited 12/31/2018 by CB to add correct relief] (ECF: Chase Espy) [Entered: 12/26/2018 01:39 PM]</i>
12/31/2018	<input type="checkbox"/>	Notice of deficient Motion filed by Chase T. Espy for Alabama Municipal Insurance Corporation. Document does not contain a Certificate of Compliance, see FRAP 32(g)(1). Counsel must file a corrected motion using the Amend, Correct or Supplement Motion event within 3 days. [Entered: 12/31/2018 10:25 AM]













01/02/2019	<input type="checkbox"/>  5 pg, 51.53 KB	<i>CORRECTED MOTION for extension to file amicus brief filed by Chase Espy for Alabama Municipal Insurance Corporation. [8657620-1] [18-13894]--[Edited 01/02/2019 by JFC to indicate it is a corrected motion] (ECF: Chase Espy) [Entered: 01/02/2019 02:09 PM]</i>
01/02/2019	<input type="checkbox"/>  3 pg, 142.75 KB	<b>ORDER: Not-party Alabama Municipal Insurance Corporation's motion for an extension of time to file its amicus brief is GRANTED. Alabama Municipal Insurance Corporation's amicus brief is due on January 9, 2019. [8653066-2] BBM [Entered: 01/02/2019 02:34 PM]</b>
01/07/2019	<input type="checkbox"/>  3 pg, 18.27 KB	ENTRY OF DISMISSAL: Pursuant to the 11th Cir.R. 42-2(c), this appeal is DISMISSED as to Appellant Matthew Gentry only, for want of prosecution because the appellant Matthew Gentry failed to file an appendix within the time fixed by the rules. [Entered: 01/07/2019 12:33 PM]
01/07/2019	<input type="checkbox"/>  21 pg, 300.47 KB	<i>MOTION to reinstate appeal filed by Matthew Gentry. Opposition to Motion is Unknown. [8661786-1] [18-13894] (ECF: Jamie Kidd) [Entered: 01/07/2019 01:47 PM]</i>
01/07/2019	<input type="checkbox"/>  10 pg, 148.62 KB	<i>MOTION to adopt appendix filed by Matthew Gentry. Opposition to Motion is Unknown. [8661790-1] [18-13894] (ECF: Jamie Kidd) [Entered: 01/07/2019 01:48 PM]</i>
01/09/2019	<input type="checkbox"/>  1 pg, 71.46 KB	APPEARANCE of Counsel Form filed by Ed R. Haden for Alabama Municipal Insurance Corporation [18-13894] (ECF: Ed Haden) [Entered: 01/09/2019 03:28 PM]
01/09/2019	<input type="checkbox"/>  35 pg, 178 KB	Amicus Brief as of right or by consent of the parties filed by Ed R. Haden for Alabama Municipal Insurance Corporation. [18-13894] (ECF: Ed Haden) [Entered: 01/09/2019 03:49 PM]
01/10/2019	<input type="checkbox"/>  8 pg, 100.15 KB	RESPONSE to Motion to adopt appendix filed by Appellant Matthew Gentry [ <a href="#">8661790-2</a> ], Motion to reinstate appeal filed by Appellant Matthew Gentry [ <a href="#">8661786-2</a> ] filed by Attorney Samuel Jacob Brooke for Appellee Bradley Hester. [18-13894] (ECF: Samuel Brooke) [Entered: 01/10/2019 05:35 PM]
01/10/2019	<input type="checkbox"/>	Received paper copies of EBrief filed by Not Party Alabama Municipal Insurance Corporation. [Entered: 01/28/2019 10:18 AM]
01/16/2019	<input type="checkbox"/>  1 pg, 34.08 KB	APPEARANCE of Counsel Form filed by Neil Sawhney for Appellee [18-13894] (ECF: Samuel Brooke) [Entered: 01/16/2019 03:50 PM]
01/18/2019	<input type="checkbox"/>  10 pg, 21.86 KB	<i>MOTION to stay the briefing schedule filed by Bradley Hester. Opposition to Motion is Unknown. [8674310-1] [18-13894] (ECF: Samuel Brooke) [Entered: 01/18/2019 04:03 PM]</i>













01/22/2019	<input type="checkbox"/>	Notice of deficient Motion to Stay Briefing filed by Samuel Jacob Brooke for Bradley Hester. Incorrect header in motion. Header reads: "Appellee's Response to Appellant Gentry's Motions to Reinstate Appeal and to Adopt Appendix". Please file a corrected motion with the corrected header within three days. [Entered: 01/22/2019 11:11 AM]
01/22/2019	<input type="checkbox"/>  10 pg, 21.84 KB	<i>CORRECTED MOTION to stay the briefing schedule filed by Bradley Hester. Opposition to Motion is Unknown.</i> [8674864-1] [18-13894]--[Edited 01/22/2019 by CB] (ECF: Samuel Brooke) [Entered: 01/22/2019 11:31 AM]
01/30/2019	<input type="checkbox"/>  246 pg, 1011.4 KB	<i>MOTION to dismiss appeal for lack of appellate jurisdiction filed by Bradley Hester. Opposition to Motion is Unknown.</i> [8681756-1] [18-13894] (ECF: Samuel Brooke) [Entered: 01/30/2019 03:18 PM]
01/31/2019	<input type="checkbox"/>	***STRICKEN. SEE ORDER ISSUED ON 1/8/2019***Appellee's Brief filed by Appellee Bradley Hester. [18-13894]--[Edited 02/08/2019 by CB] (ECF: Micah West) [Entered: 01/31/2019 05:23 PM]
02/04/2019	<input type="checkbox"/>  1 pg, 58.38 KB	APPEARANCE of Counsel Form filed by Mary B. McCord for Amici Curiae Current and Former Prosecutors, Department of Justice Officials, Law Enforcement Officials, and Judges [18-13894] (ECF: Mary McCord) [Entered: 02/04/2019 03:30 PM]
02/06/2019	<input type="checkbox"/>  1 pg, 110.49 KB	APPEARANCE of Counsel Form filed by J. Bradley Robertson for National Association of Pretrial Services Agencies, Pretrial Justice Institute, and National Association for Public Defense [18-13894] (ECF: James Robertson) [Entered: 02/06/2019 11:35 AM]
02/06/2019	<input type="checkbox"/>  1 pg, 26.9 KB	APPEARANCE of Counsel Form filed by Rachel A. Conry for National Association of Pretrial Services Agencies, Pretrial Justice Institute and National Association for Public Defense [18-13894] (ECF: Rachel Conry) [Entered: 02/06/2019 11:42 AM]
02/06/2019	<input type="checkbox"/>  1 pg, 26.85 KB	APPEARANCE of Counsel Form filed by Candice L. Rucker for National Association of Pretrial Services Agencies, Pretrial Justice Institute and National Association for Public Defense [18-13894] (ECF: Candice Rucker) [Entered: 02/06/2019 01:03 PM]
02/07/2019	<input type="checkbox"/>  1 pg, 32.48 KB	APPEARANCE of Counsel Form filed by G. BRIAN SPEARS, Attorney for Amici Curiae [18-13894] (ECF: George Spears) [Entered: 02/07/2019 09:16 AM]
02/07/2019	<input type="checkbox"/>  42 pg, 3.3 MB	Amicus Brief as of right or by consent of the parties filed by J. Bradley Robertson for National Association of Pretrial Services Agencies, Pretrial Justice Institute, and National Association for










		Public Defense, in Support of Appellee. [18-13894] (ECF: James Robertson) [Entered: 02/07/2019 09:17 AM]
02/07/2019	<input type="checkbox"/>	*** <i>DOCKETED IN ERROR</i> *** <i>MOTION to file amicus brief pursuant to FRAP 29(a) filed by G. BRIAN SPEARS, ATTORNEY FOR AMICI CURIAE. [8689252-1] [18-13894]--[Edited 02/07/2019 by TLS] Per counsel, all parties consent. No motion necessary. (ECF: George Spears) [Entered: 02/07/2019 09:18 AM]</i>
02/07/2019	<input type="checkbox"/>  42 pg, 358.48 KB	Amicus Brief as of right or by consent of the parties filed by G. BRIAN SPEARS, ATTORNEY FOR AMICI CURIAE. [18-13894] (ECF: George Spears) [Entered: 02/07/2019 09:36 AM]
02/07/2019	<input type="checkbox"/>  1 pg, 312.58 KB	APPEARANCE of Counsel Form filed by Kellen Funk for Amici Curiae National Law Professors of Criminal, Procedural, and Constitutional Law [18-13894] (ECF: Kellen Funk) [Entered: 02/07/2019 10:49 AM]
02/07/2019	<input type="checkbox"/>  47 pg, 380.44 KB	Amicus Brief as of right or by consent of the parties filed by Kellen Funk for Amici Curiae National Law Professors of Criminal, Procedural, and Constitutional Law. [18-13894] (ECF: Kellen Funk) [Entered: 02/07/2019 10:53 AM]
02/07/2019	<input type="checkbox"/>  1957 pg, 72.85 MB	Supplemental Appendix [10 VOLUMES] filed by Appellee Bradley Hester. [18-13894] (ECF: Micah West) [Entered: 02/07/2019 11:30 AM]
02/07/2019	<input type="checkbox"/>  48 pg, 854.03 KB	Amicus Brief as of right or by consent of the parties filed by Mary B. McCord for Amici Curiae Current and Former Prosecutors, Department of Justice Officials, Law Enforcement Officials, and Judges. [18-13894] (ECF: Mary McCord) [Entered: 02/07/2019 12:00 PM]
02/08/2019	<input type="checkbox"/>	Received paper copies of EAppendix filed by Appellee Bradley Hester. 10 VOLUMES - 2 COPIES [Entered: 02/08/2019 02:54 PM]
02/08/2019	<input type="checkbox"/>  3 pg, 63.67 KB	ORDER: ... “Sheriff Matt Gentry’s Motion to Reinstate Appeal” is GRANTED. “Sheriff Matt Gentry’s Motion to Adopt Appendix” is GRANTED. “Appellee’s Corrected Motion to Stay Briefing Deadlines,” is GRANTED, IN PART, to the extent that the Court STRIKES the Appellee’s Brief filed on January 31, 2019 to provide Appellee with the opportunity to amend his brief to include any arguments concerning Sheriff Matt Gentry’s reinstated appeal that may not have been previously addressed while that appeal was dismissed. Appellee is DIRECTED to file a replacement response brief within 21 days of the date of this order. (See order for complete text). [ <a href="#">8661786-2</a> ]; [ <a href="#">8661790-2</a> ]; [ <a href="#">8674310-2</a> ] AJ and JP [Entered: 02/08/2019 03:30 PM]







02/08/2019	<input type="checkbox"/>  3 pg, 64.37 KB	ORDER: Before the Court are (1) "Sheriff Matt Gentry's Time Sensitive Motion to Stay;" and (2) "Joint Time-Sensitive Motion to Stay Injunction and All Other Proceedings Pending Appeal by Appellants Lisa McSwain, Joan White, Amy Black, Wells R. Turner, III, and Kim Chaney." The motions are DENIED, as Appellants have not made the requisite showing to stay the injunction, see <i>Nken v. Holder</i> , 556 U.S. 418, 434, 129 S. Ct. 1749, 1761 (2009), or to stay the proceedings. The Clerk is directed to treat any motion for reconsideration of this order as a non-emergency matter. <a href="#">[8576372-4]</a> ; <a href="#">[8576372-3]</a> ; <a href="#">[8576372-2]</a> CRW, RSR and JP [Entered: 02/08/2019 03:40 PM]
02/11/2019	<input type="checkbox"/>  19 pg, 201.11 KB	RESPONSE to Motion to dismiss appeal for lack of jurisdiction filed by Appellee Bradley Hester <a href="#">[8681756-2]</a> filed by Attorney Brad A. Chynoweth for Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Brad Chynoweth) [Entered: 02/11/2019 06:03 PM]
02/12/2019	<input type="checkbox"/>  11 pg, 23.65 KB	MOTION for excess words/pages filed by Bradley Hester. Motion is Unopposed. <a href="#">[8693225-1]</a> [18-13894] (ECF: Micah West) [Entered: 02/12/2019 01:02 PM]
02/15/2019	<input type="checkbox"/>  2 pg, 58.92 KB	ORDER: Appellee's "Motion to File Excess Words (Unopposed)" is GRANTED. <a href="#">[8693225-2]</a> EEC [Entered: 02/15/2019 01:23 PM]
03/01/2019	<input type="checkbox"/>  96 pg, 221.49 KB	A replacement brief has been filed for Appellee Bradley Hester. [18-13894] (ECF: Micah West) [Entered: 03/01/2019 03:32 PM]
03/05/2019	<input type="checkbox"/>	Received replacement paper copies of EBrief filed by Appellee Bradley Hester. [Entered: 03/06/2019 10:58 AM]
03/08/2019	<input type="checkbox"/>  13 pg, 209.51 KB	Supplemental Appendix [1 VOLUMES] filed by Appellee Bradley Hester. [18-13894] (ECF: Samuel Brooke) [Entered: 03/08/2019 11:54 AM]
03/08/2019	<input type="checkbox"/>  1 pg, 55.84 KB	APPEARANCE of Counsel Form filed by Jonathan E. Taylor for Professor Fred O. Smith Jr. [18-13894] (ECF: Jonathan Taylor) [Entered: 03/08/2019 07:11 PM]
03/08/2019	<input type="checkbox"/>	***SEE CORRECTED BRIEF FILED 3/13/19*** Amicus Brief as of right or by consent of the parties filed by Jonathan E. Taylor for Professor Fred O. Smith Jr.. [18-13894] (ECF: Jonathan Taylor) [Entered: 03/08/2019 07:30 PM]
03/11/2019	<input type="checkbox"/>	***FILED WITHOUT LEAVE OF THE COURT*** Corrected Amicus Brief filed by Amicus Curiae Fred O Smith, Jr.. [18-13894]--[Edited 03/12/2019 by CB] (ECF: Jonathan Taylor) [Entered: 03/11/2019 03:51 PM]
03/11/2019	<input type="checkbox"/>	Received paper copies of EAppendix filed by Appellee Bradley Hester. 1 VOLUMES - 2 COPIES [Entered: 03/12/2019 03:16 PM]

03/12/2019	<input type="checkbox"/>  1 pg, 12.66 KB	Notice of deficient corrected Amicus brief filed by Attorney Jonathan Ellis Taylor for Amicus Curiae Fred O Smith, Jr..Deficiencies: Filed without leave of the court.. [Entered: 03/12/2019 02:58 PM]
03/12/2019	<input type="checkbox"/>  4 pg, 59.72 KB	<i>MOTION to correct or amend brief filed by Fred O Smith, Jr.. Motion is Unopposed. [8717705-1] [18-13894] (ECF: Jonathan Taylor) [Entered: 03/12/2019 04:53 PM]</i>
03/13/2019	<input type="checkbox"/>  1 pg, 12.75 KB	ORDER: Motion to correct or amend brief filed by Amicus Curiae Fred O Smith, Jr. is GRANTED by clerk. [ <a href="#">8717705-2</a> ] [Entered: 03/13/2019 03:36 PM]
03/13/2019	<input type="checkbox"/>  21 pg, 160.01 KB	Corrected Amicus Brief filed by Amicus Curiae Fred O Smith, Jr.. Service date: 03/13/2019 [Entered: 03/13/2019 03:39 PM]
03/22/2019	<input type="checkbox"/>	***SEE AMENDED REPLY BRIEF FILED 3/29/19***Reply Brief filed by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894]--[Edited 03/29/2019 by CB] (ECF: Brad Chynoweth) [Entered: 03/22/2019 06:07 PM]
03/22/2019	<input type="checkbox"/>  14 pg, 163.46 KB	<i>MOTION to correct appendix filed by Matthew Gentry. Opposition to Motion is Unknown. [8726653-1] [18-13894] (ECF: Jamie Kidd) [Entered: 03/22/2019 08:19 PM]</i>
03/22/2019	<input type="checkbox"/>  42 pg, 291.37 KB	Reply Brief filed by Appellant Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 03/22/2019 08:21 PM]
03/25/2019	<input type="checkbox"/>  34 pg, 358.27 KB	<i>MOTION to amend document filed by Amy Black, Lisa McSwain, Rusty Turner and Joan White. Opposing Counsel takes no Position. [8727194-1] [18-13894] (ECF: Laura Howell) [Entered: 03/25/2019 11:47 AM]</i>
03/25/2019	<input type="checkbox"/>	Received paper copies of EBrief filed by Appellants Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White. [Entered: 03/25/2019 02:43 PM]
03/25/2019	<input type="checkbox"/>  1 pg, 15.34 KB	Notice of deficient Appellant brief filed by Attorney Brad A. Chynoweth for Appellants Amy Black, Joan White, Lisa McSwain and Rusty Turner.Deficiencies: missing certificate of interested persons. [Entered: 03/25/2019 02:51 PM]
03/29/2019	<input type="checkbox"/>  1 pg, 12.84 KB	ORDER: Motion to amend document filed by Appellants Amy Black, Joan White, Lisa McSwain and Rusty Turner is GRANTED by clerk. [ <a href="#">8727194-2</a> ] [Entered: 03/29/2019 08:30 AM]
03/29/2019	<input type="checkbox"/>  25 pg, 238.5 KB	Amended Reply Brief filed by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [Entered: 03/29/2019 09:09 AM]
03/29/2019	<input type="checkbox"/>	Received paper copies of EBrief filed by Appellant Matthew Gentry. [Entered: 03/29/2019 03:31 PM]



04/05/2019	<input type="checkbox"/>  29 pg, 67.18 KB	<i>MOTION Leave to File Surreply filed by Bradley Hester. Motion is Opposed. [8738473-1] [18-13894] (ECF: Micah West) [Entered: 04/05/2019 02:20 PM]</i>
04/22/2019	<input type="checkbox"/>	Notice of deficient Motion to Correct Appendix filed by Jamie H. Kidd for Matthew Gentry. The Court has not received the paper copies of the corrected appendix and has not received an EFC corrected appendix. Please file a corrected motion with the corrected appendix attached as an exhibit and send the paper copies of the correct appendix, within three days. Failure to comply will result in the motion being returned unfiled. [Entered: 04/22/2019 09:10 AM]
04/22/2019	<input type="checkbox"/>  56 pg, 2.72 MB	<i>Corrected Motion [8726653-2] filed by Appellant Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 04/22/2019 03:54 PM]</i>
04/23/2019	<input type="checkbox"/>  3 pg, 55.03 KB	<b>ORDER: Appellee's motion for leave to file a surreply is GRANTED. [8738473-2] WHP</b> [Entered: 04/23/2019 01:24 PM]
04/23/2019	<input type="checkbox"/>  16 pg, 33.58 KB	Appellee's Surreply Brief filed by Appellee Bradley Hester. [Entered: 04/23/2019 01:34 PM]
05/08/2019	<input type="checkbox"/>	Received paper copies of EBrief (surreply) filed by Appellee Bradley Hester. [Entered: 05/16/2019 08:53 AM]
05/13/2019	<input type="checkbox"/>  3 pg, 56.14 KB	<b>ORDER: "Sheriff Matt Gentry's Corrected Motion to Supplement Appendix" is GRANTED. [8726653-2] AJ and JP</b> [Entered: 05/13/2019 03:07 PM]
05/13/2019	<input type="checkbox"/>  42 pg, 2.52 MB	Supplemental Appendix [1 VOLUMES - 2 sets] filed by Attorney Jamie H. Kidd for Appellant Matthew Gentry. [Entered: 05/13/2019 03:11 PM]
01/08/2020	<input type="checkbox"/>  2 pg, 1.35 MB	Supplemental Authority filed by Appellant Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 01/08/2020 02:42 PM]
01/08/2020	<input type="checkbox"/>  11 pg, 211.73 KB	Supplemental Authority filed by Appellee Bradley Hester. [18-13894] (ECF: Alexandra Jordan) [Entered: 01/08/2020 06:01 PM]
01/10/2020	<input type="checkbox"/>  17 pg, 418.22 KB	Supplemental Authority filed by Appellant Matthew Gentry. [18-13894] (ECF: Jamie Kidd) [Entered: 01/10/2020 12:01 PM]
01/10/2020	<input type="checkbox"/>  2 pg, 1009.1 KB	Response to Supplemental Authority (28J) filed by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Laura Howell) [Entered: 01/10/2020 05:00 PM]
01/10/2020	<input type="checkbox"/>  2 pg, 56.75 KB	Supplemental Authority filed by Appellee Bradley Hester. [18-13894] (ECF: Alexandra Jordan) [Entered: 01/10/2020 05:23 PM]
01/14/2020	<input type="checkbox"/>  8 pg, 51.5 KB	<i>MOTION to withdraw as counsel filed by Attorney Laura E. Howell for Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan</i>

		<i>White. Opposition to Motion is Unknown [8982372-1] [18-13894] (ECF: Laura Howell) [Entered: 01/14/2020 04:49 PM]</i>
01/21/2020	<input type="checkbox"/>  1 pg, 14.29 KB	ORDER: Motion to withdraw as counsel filed by Laura E. Howell is GRANTED by clerk. <a href="#">[8982372-2]</a> Attorney terminated: Attorney Laura E. Howell for Appellants Joan White, Rusty Turner, Lisa McSwain and Amy Black in 18-13894. [Entered: 01/21/2020 02:28 PM]
01/24/2020	<input type="checkbox"/>  9 pg, 93.95 KB	<i>MOTION to withdraw as counsel filed by Attorney Neil K. Sawhney for Appellee Bradley Hester. Motion is Unopposed [8990997-1] [18-13894]--[Edited 01/24/2020 by BWH] (ECF: Samuel Brooke) [Entered: 01/24/2020 12:37 PM]</i>
01/24/2020	<input type="checkbox"/>  8 pg, 14.24 KB	<i>MOTION to withdraw as counsel filed by Attorney Jordan Dorman Walker for Appellants Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White. Opposition to Motion is Unknown [8991575-1] [18-13894] (ECF: Jordan Walker) [Entered: 01/24/2020 05:34 PM]</i>
01/27/2020	<input type="checkbox"/>  1 pg, 14.34 KB	ORDER: Motion to withdraw as counsel filed by Samuel Jacob Brooke is GRANTED by clerk. <a href="#">[8990997-2]</a> Attorney terminated: Attorney Neil K. Sawhney for Appellee Bradley Hester in 18-13894. [Entered: 01/27/2020 08:06 AM]
01/27/2020	<input type="checkbox"/>  1 pg, 14.32 KB	ORDER: Motion to withdraw as counsel filed by Jordan Dorman Walker is GRANTED by clerk. <a href="#">[8991575-2]</a> Attorney terminated: Attorney John Naramore for Appellants Joan White, Rusty Turner, Lisa McSwain, Kim Chaney and Amy Black in 18-13894.--[Edited 01/28/2020 by CB] [Entered: 01/27/2020 02:55 PM]
01/28/2020	<input type="checkbox"/>	Removed from case: Attorney John W. Naramore for Appellants Joan White, Rusty Turner, Lisa McSwain, Kim Chaney and Amy Black in 18-13894. [Entered: 01/28/2020 10:05 AM]
01/28/2020	<input type="checkbox"/>  1 pg, 15.24 KB	Letter regarding inactive status and bar membership renewal issued to attorney Attorney Jordan Dorman Walker for Appellants Amy Black, Joan White, Lisa McSwain, Kim Chaney and Rusty Turner. [Entered: 01/28/2020 10:27 AM]
01/31/2020	<input type="checkbox"/>  3 pg, 72.39 KB	ORDER: Bradley Hester's motion to dismiss for lack of jurisdiction the appeal by Amy Black, Joan White, Lisa McSwain, Judge Kim Chaney, and Judge Rusty Turner is CARRIED WITH THE CASE. <a href="#">[8681756-2]</a> BCG [Entered: 01/31/2020 01:45 PM]
02/04/2020	<input type="checkbox"/>  9 pg, 118.87 KB	<i>MOTION to withdraw as counsel filed by Attorney Brock Boone for Appellee Bradley Hester. Motion is Unopposed [9000453-1] [18-13894] (ECF: Brock Boone) [Entered: 02/04/2020 04:07 PM]</i>
02/06/2020	<input type="checkbox"/>  1 pg, 14.33 KB	ORDER: Motion to withdraw as counsel filed by Brock Boone is GRANTED by clerk. <a href="#">[9000453-2]</a> Attorney terminated: Attorney

		Brock Boone for Appellee Bradley Hester in 18-13894. [Entered: 02/06/2020 09:39 AM]
02/28/2020	<input type="checkbox"/>  28 pg, 582.4 KB	Supplemental Authority filed by Appellee Bradley Hester. [18-13894] (ECF: Micah West) [Entered: 02/28/2020 03:22 PM]
03/03/2020	<input type="checkbox"/>  2 pg, 996.71 KB	Response to Supplemental Authority (28J) filed by Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White. [18-13894] (ECF: Brad Chynoweth) [Entered: 03/03/2020 05:03 PM]
05/07/2020	<input type="checkbox"/>  1 pg, 13.54 KB	Assigned to tentative calendar number 27 in Montgomery during the week of August 24, 2020. [Entered: 05/07/2020 02:49 PM]
05/18/2020	<input type="checkbox"/>	This appeal has been removed from tentative calendar # 27 and will be reassigned at a later date. [Entered: 05/18/2020 02:18 PM]
05/19/2020	<input type="checkbox"/>  1 pg, 13.35 KB	Assigned to tentative calendar number 28 in Atlanta during the week of September 21, 2020. [Entered: 05/19/2020 03:38 PM]
05/20/2020	<input type="checkbox"/>	This appeal has been removed from tentative calendar # 28 and will be reassigned at a later date. [Entered: 05/20/2020 12:55 PM]
08/18/2020	<input type="checkbox"/>  1 pg, 13.24 KB	Assigned to tentative calendar number 5 in Atlanta during the week of December 14, 2020. [Entered: 08/18/2020 03:17 PM]
10/14/2020	<input type="checkbox"/>  2 pg, 119.32 KB	Calendar issued as to cases to be orally argued the week of 12/14/2020 in Atlanta, Georgia. Counsel are directed to electronically acknowledge receipt of this calendar by docketing the Calendar Receipt Acknowledged event in ECF. [Entered: 10/14/2020 10:01 AM]
10/14/2020	<input type="checkbox"/>	Attorney Jamie H. Kidd for Appellant Matthew Gentry hereby acknowledges receipt of a copy of the printed calendar for 12/16/2020. Jamie H. Kidd; (334) 262-1850 will present argument. [18-13894] (ECF: Jamie Kidd) [Entered: 10/14/2020 12:14 PM]
10/14/2020	<input type="checkbox"/>	Oral argument scheduled. Argument Date: Wednesday, 12/16/2020 Argument Location: Atlanta. [Entered: 10/14/2020 02:46 PM]
10/19/2020	<input type="checkbox"/>	Attorney Brad A. Chynoweth for Appellants Amy Black, Lisa McSwain, Rusty Turner and Joan White hereby acknowledges receipt of a copy of the printed calendar for 12/16/2020. Brad Chynoweth (334) 242-7997 will present argument. [18-13894] (ECF: Brad Chynoweth) [Entered: 10/19/2020 09:08 AM]
10/20/2020	<input type="checkbox"/>	Attorney Jordan Dorman Walker for Appellants Amy Black, Kim Chaney, Lisa McSwain, Rusty Turner and Joan White hereby acknowledges receipt of a copy of the printed calendar for 12/16/2020. Dorman Walker, (334) 269-3138 will present argument. [18-13894] (ECF: Jordan Walker) [Entered: 10/20/2020 03:12 PM]



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