

**U.S. District Court
District of Rhode Island (Providence)
CIVIL DOCKET FOR CASE #: 1:86-cv-00723-L**

Office of Child Advo v. Lindgren
Assigned to: Senior Judge Ronald R. Lagueux
Demand: \$0
related Case: 1:07-cv-00241-ML-LDA
Case in other court:
Cause: 42:1983 Civil Rights Act

Date Filed: 11/25/1986
Date Terminated: 08/27/2001
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Office of the Child Advocate

represented by **Jametta O. Alston**
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V.

Defendant

Jay G. Lindgren, Jr.
*In his Capacity as the Director of The
Department for Children Youth and
Families*

represented by **Kevin J. Aucoin**
Department of Children, Youth and
Families
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*TERMINATED: 01/23/2003**LEAD ATTORNEY**ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
07/18/2001		Withdrawal of Appearance of Michael Schwartz on behalf of the Plaintiff (Saucier, M) (Entered: 07/19/2001)
07/19/2001		CASE assigned to Judge Ronald R. Lagueux . Assigned to Magistrate Judge David L. Martin (Saucier, M) (Entered: 07/19/2001)
07/19/2001	1	MOTION by Office of Child Advo to Adjudge in Contempt (Saucier, M) Modified on 07/19/2001 (Entered: 07/19/2001)
07/24/2001	2	MOTION by Office of Child Advo for Michael S. Schwartz, Esq. to Withdraw as Attorney (Saucier, M) (Entered: 07/26/2001)
07/24/2001	3	ENTRY of appearance for Office of Child Advo by John William Dineen (Saucier, M) (Entered: 07/26/2001)
07/26/2001	4	OBJECTION by Jay G. Lindgren Jr. to [1-1] motion to Adjudge in Contempt (Saucier, M) (Entered: 07/27/2001)
07/27/2001		Motion(s) referred: [1-1] motion to Adjudge in Contempt referred to Magistrate Judge David L. Martin (Gilfillan, B) (Entered: 07/27/2001)
07/27/2001		CASE Assigned to Judge Ronald R. Lagueux . Assigned to Magistrate Judge Robert W. Lovegreen (Zinni, C) (Entered: 07/27/2001)
07/30/2001	5	MOTION by Jay G. Lindgren Jr. for Leave to Withdraw as Counsel (Saucier, M) (Entered: 07/31/2001)
07/30/2001	6	ENTRY of appearance for Jay G. Lindgren Jr. by Kevin J. Aucoin, Thomas J. Corrigan Jr. (Saucier, M) (Entered: 07/31/2001)

07/31/2001		Motion hearing re: [1-1] motion to Adjudge in Contempt at 10:00 8/14/01 before MJ Lovegreen (Theall, J) (Entered: 07/31/2001)
08/10/2001	8	SUPPLEMENT MOTION by Office of Child Advo referring to: [1-1] motion to Adjudge in Contempt (Saucier, M) (Entered: 08/14/2001)
08/10/2001	9	AFFIDAVIT of Carole B. Shauffer Re: [8-1] supplemental motion (Saucier, M) (Entered: 08/14/2001)
08/10/2001	10	AFFIDAVIT of Jeffrey Ivan Hunt, M.D. Re: [8-1] supplemental motion (Saucier, M) (Entered: 08/14/2001)
08/14/2001	7	ORDER granting [5-1] motion for Leave to Withdraw as Counsel (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 08/14/2001)
08/14/2001	11	SEALED DOCUMENT placed in vault (Saucier, M) (Entered: 08/14/2001)
08/14/2001		Motion hearing re: [8-1] supplemental motion, [1-1] motion to Adjudge in Contempt Motion hearing held before MJ Lovegreen (Corrigan, Aucoin, D'Ambra, Dineen) attys argue; defendants stipulate to several points; exhibits entered; Deft present evidence through witness testimony; hearing continued to 8/17/01 at 2:00 pm (Theall, J) (Entered: 08/15/2001)
08/14/2001	12	Minute entry: Plaintiff Motion to Adjudge in Contempt (Theall, J) (Entered: 08/15/2001)
08/14/2001		Motion hearing re: [8-1] supplemental motion at 2:00 8/17/01, [1-1] motion to Adjudge in Contempt at 2:00 8/17/01 before MJ Lovegreen (Theall, J) (Entered: 08/15/2001)
08/21/2001		Motion hearing re: [8-1] supplemental motion Motion hearing held, [1-1] motion to Adjudge in Contempt Motion hearing held before MJ Lovegreen in chambers (Theall, J) (Entered: 08/21/2001)
08/27/2001	13	Second Amended consent JUDGMENT for Office of Child Advo against Jay G. Lindgren Jr. (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 08/27/2001)
08/27/2001		Case closed (Gilfillan, B) (Entered: 08/27/2001)
09/21/2001	14	Stipulation – attorney fees \$2502.50 awarded to Mr. Dineen signed by Judge Ronald R. Lagueux (Gilfillan, B) (Entered: 09/21/2001)
05/02/2002	15	MOTION by Office of Child Advo TO ADJUDGE the Defendant, Jay Lindgren in Contempt (Jackson, R) (Entered: 05/02/2002)
05/16/2002	16	OBJECTION by Jay G. Lindgren Jr. to [15-1] motion TO ADJUDGE the Defendant, Jay Lindgren in Contempt (Jackson, R) (Entered: 05/17/2002)
05/20/2002		Motion(s) referred: [15-1] motion TO ADJUDGE the Defendant, Jay Lindgren in Contempt referred to Magistrate Judge Robert W. Lovegreen (Gilfillan, B) (Entered: 05/20/2002)
05/24/2002	17	ENTRY of appearance for Jay G. Lindgren Jr. by Patricia A. Sullivan, William E. Smith (Gilfillan, B) (Entered: 05/28/2002)
05/28/2002		Motion requesting conference (Gilfillan, B) (Entered: 05/28/2002)
05/29/2002		Status conference set at 11:30 6/5/02 Before Magistrate Judge Robert W. Lovegreen (Theall, J) (Entered: 05/29/2002)
06/07/2002	18	ORDER granting request for pretrial conference to address scheduling and case management held on 6/5/02 (signed by Magistrate Judge Robert W. Lovegreen) (Theall, J) (Entered: 06/10/2002)
06/28/2002	19	MOTION by Jay G. Lindgren Jr. to Dismiss , or in the Alternative to Vacate [13-1] judgment order (Jackson, R) (Entered: 07/01/2002)
07/02/2002		Motion(s) referred: [19-1] motion to Dismiss referred to Magistrate Judge Robert W. Lovegreen, [19-2] motion to Vacate [13-1] judgment order referred to Magistrate Judge Robert W. Lovegreen (Gilfillan, B) (Entered: 07/02/2002)

07/18/2002	20	MOTION by Office of Child Advo to Enlarge Time to file Memo Response to Motion to Dismiss until 07/26/02 (Jackson, R) (Entered: 07/19/2002)
07/18/2002	21	MEMORANDUM by Office of Child Advo in support of [20-1] motion to Enlarge Time to file Memo Response to Motion to Dismiss (Jackson, R) (Entered: 07/19/2002)
07/18/2002	22	MOTION by Office of Child Advo for Leave to File Memo in Excess of Page Limit (Jackson, R) (Entered: 07/19/2002)
07/18/2002	24	MEMORANDUM by Office of Child Advo in support of [22-1] motion for Leave to File Memo in Excess of Page Limit (Jackson, R) (Entered: 07/19/2002)
07/26/2002	25	OBJECTION by Office of Child Advo to [19-1] motion to Dismiss (Jackson, R) (Entered: 07/29/2002)
07/26/2002	26	MEMORANDUM by Office of Child Advo in opposition to [19-1] motion to Dismiss w/ Appendix (Jackson, R) (Entered: 07/29/2002)
08/08/2002	27	ORDER granting [20-1] motion to Enlarge Time to file Memo Response to Motion to Dismiss (no objection being filed – Granted Rule of court) (Gilfillan, B) (Entered: 08/08/2002)
08/26/2002	28	ORDER granting [22-1] motion for Leave to File Memo in Excess of Page Limit (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 08/26/2002)
08/30/2002	29	MOTION by Jay G. Lindgren Jr. to File Memorandum in Excess of Page Limit (Jackson, R) (Entered: 09/03/2002)
09/03/2002	30	MOTION and MEMORANDUM by Office of Child Advo to Expedite Hearing (Jackson, R) (Entered: 09/03/2002)
09/03/2002		Motion(s) referred: [30-1] motion to Expedite Hearing referred to Magistrate Judge Robert W. Lovegreen (Gilfillan, B) (Entered: 09/03/2002)
09/05/2002	31	ORDER denying [30-1] motion to Expedite Hearing (signed by Magistrate Judge Robert W. Lovegreen) (Theall, J) (Entered: 09/05/2002)
09/05/2002		Motion hearing re: [19-1] motion to Dismiss at 10:00 9/26/02 before MJ Lovegreen (Theall, J) (Entered: 09/05/2002)
09/10/2002	32	ORDER granting [29-1] motion to File Memorandum in Excess of Page Limit (signed by Magistrate Judge Robert W. Lovegreen) (Theall, J) (Entered: 09/10/2002)
09/19/2002	33	PLAINTIFF'S MEMORANDUM OF SEPTEMBER 19, 2002 (Jackson, R) (Entered: 09/20/2002)
09/19/2002	34	REPLY MEMORANDUM by Jay G. Lindgren Jr. in opposition to (Jackson, R) (Entered: 09/20/2002)
09/19/2002	35	DEFENDANTS' SUPPLEMENTAL BRIEF RE: LAPIDES v. BOARD OF REGENTS OF UNIVERSITY OF GEORGE and RI DEPT. OF ENVIRONMENTAL MANAGEMENT V. US (Jackson, R) (Entered: 09/20/2002)
09/26/2002		Motion hearing re: [19-1] motion to Dismiss Motion hearing held, [19-2] motion to Vacate [13-1] judgment order before MJ Lovegreen (D'ambra, Dineen, Smith, Sullivan) Attys argue; Court takes under advisement; RRto follow (Theall, J) (Entered: 09/27/2002)
09/26/2002	36	Minute entry: Deft Motion to Dismiss (Theall, J) (Entered: 09/27/2002)
10/23/2002	37	MOTION by Jay G. Lindgren Jr. for William Smith to Withdraw as Attorney (Jackson, R) (Entered: 10/23/2002)
11/26/2002	38	REPORT AND RECOMMENDATIONS of Magistrate Judge Robert W. Lovegreen Recommending that the district court deny defendant's motion to dismiss and motion to vacate: [19-1] motion to Dismiss, [19-2] motion to Vacate [13-1] judgment order ; Motion no longer referred Objections to R and R due by 12/13/02 (Theall, J) (Entered: 11/26/2002)

12/04/2002	39	MOTION by Jay G. Lindgren Jr. for Raymond Ripple to Withdraw as Attorney (Jackson, R) (Entered: 12/06/2002)
12/09/2002	40	OBJECTION by Jay G. Lindgren Jr. to [38-1] report and recommendations (Jackson, R) (Entered: 12/10/2002)
12/09/2002	41	MOTION by Jay G. Lindgren Jr. for Leave to File Memorandum in Excess of Page Limits (Jackson, R) (Entered: 12/10/2002)
12/12/2002		Motion(s) referred to Judge: (Gilfillan, B) (Entered: 12/12/2002)
12/12/2002	42	ORDER granting [41-1] motion for Leave to File Memorandum in Excess of Page Limits (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 12/12/2002)
01/24/2003		Motion hearing re: [19-1] motion to Dismiss at 10:00 2/6/03, [19-2] motion to Vacate [13-1] judgment order at 10:00 2/6/03 – Obj. by deft. to Mag. Judge Lovegreen's Report and Recommendation re the above listed motions. Motion to be held before Judge Lagueux. (Administrator,) (Entered: 01/24/2003)
01/28/2003	43	MOTION by Jay G. Lindgren Jr. to Enlarge Time to 3/11/03 to file memorandum of law in support of its objection to the R/R of Magistrate Judge Lovegreen dated 11/26/02 (Barletta, B) (Entered: 01/29/2003)
01/30/2003		Civil Hearing re: [40-1] objection 10:00 4/1/03 before Judge Ronald R. Lagueux (Gilfillan, B) (Entered: 01/30/2003)
01/30/2003	44	ORDER granting [43-1] motion to Enlarge Time to 3/11/03 to file memorandum of law in support of its objection to the R/R of Magistrate Judge Lovegreen dated 11/26/02 (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 01/30/2003)
02/20/2003		Motion(s) referred: M/Quash referred to Magistrate Judge Lovegreen (Gilfillan, B) (Entered: 02/20/2003)
02/20/2003	45	MOTION by Jay G. Lindgren Jr. to Quash the child advocate's subpoena duces tecum (Baldinelli, D) (Entered: 02/24/2003)
02/28/2003	46	OBJECTION and memorandum by Office of Child Advo to [45-1] motion to Quash the child advocate's subpoena duces tecum (Baldinelli, D) (Entered: 02/28/2003)
03/10/2003		Civil Hearing re: [40-1] objection to RR10:00 4/2/03 before Judge Ronald R. Lagueux (Gilfillan, B) (Entered: 03/10/2003)
03/11/2003	47	MEMORANDUM by Office of Child Advo in support of [40-1] objection issued November 26, 2002. (Baldinelli, D) (Entered: 03/12/2003)
03/19/2003		Civil Hearing re: [40-1] objection to RR10:00 4/9/03 Hearing before Judge Ronald R. Lagueux (Gilfillan, B) (Entered: 03/19/2003)
03/19/2003	48	ORDER passed for compliance [45-1] motion to Quash the child advocate's subpoena duces tecum (signed by Magistrate Judge Robert W. Lovegreen) sent to counsel (Theall, J) (Entered: 03/19/2003)
03/25/2003	49	MEMORANDUM by Office of Child Advo in support of [38-1] report and recommendations (Baldinelli, D) (Entered: 03/26/2003)
04/07/2003	50	TRANSCRIPT OF hearing for dates of September 26, 2002 held before Magistrate Judge Robert W. Lovegreen. (Baldinelli, D) (Entered: 04/07/2003)
04/09/2003	51	Minute entry regarding Defendant's Objection to Rbefore Judge Ronald R. Lagueux. (Baldinelli, D) (Entered: 04/09/2003)
04/09/2003		Motion hearing regarding defendants objection to Report and Recommendation:held before Judge Ronald R. Lagueux.Plaintiff Counsel–John William Dineen, Lauren D'Ambra;Defendant Counsel–Patricia Sullivan, Kevin J. Aucoin; Court Reporter–Judith Montie;All counsel of record present; Arguments heard by defendant counsel(Sullivan) regarding defendant's objection to RR Deft asked the court to vacate the consent decree and dismiss the actions in this case; Plaintiff counsel(Lauren D'Ambra)argues against the vacate of the consent

		decree;Plaintiff urges the court to keep consent decree in full force and effect and deny the Motion to Vacate and Motion to Dismiss. Defendant Counsel(Sullivan)re-addresses her arguments regarding the consent decree; Court will take the matter under advisement and write an opinion. (Baldinelli, D) (Entered: 04/09/2003)
01/08/2004	52	ORDER: The Court hereby accepts the R and R of Magistrate Judge Robert W. Lovegreen dated 11/26/02 pursuant to 28 USC 686(b)(1) denying [19-1] motion to Dismiss, denying [19-2] motion to Vacate [13-1] judgment order , signed by Judge Ronald R. Lagueux – forwarded to attorneys. (Gilfillan, B) (Entered: 01/08/2004)
01/13/2004		Motion(s) no longer referred to Magistrate Judge Lovegreen: [15-1] motion TO ADJUDGE the Defendant, Jay Lindgren in Contempt (Gilfillan, B) (Entered: 01/13/2004)
04/08/2004		Motion hearing re: [15-1] motion TO ADJUDGE the Defendant, Jay Lindgren in Contempt at 10:00 5/26/04 before Judge Lagueux (Gilfillan, B) (Entered: 04/08/2004)
05/06/2004	53	Stipulation – withdrawing Motion for contempt signed by Judge Ronald R. Lagueux – forwarded to attorneys (Gilfillan, B) (Entered: 05/06/2004)
05/14/2004	54	Stipulation of withdrawal by Laurenn D'Ambra and entry of appearance by Sharon O'Keefe – signed by Judge Ronald R. Lagueux forwarded to attorneys (Gilfillan, B) (Entered: 05/14/2004)
05/17/2004	55	NOTICE of withdrawal of Atty Patricia Sullivan for Office of Child Advocate (Gilfillan, B) (Entered: 05/17/2004)
07/12/2005	<u>56</u>	NOTICE of Appearance by Jametta O. Alston on behalf of Office of the Child Advocate (Gilfillan, Barbara) (Entered: 07/12/2005)
06/28/2007	<u>57</u>	MOTION to Dismiss Plaintiff's Motion to Vacate Consent Decrees and Dismiss Case Without Prejudice, with supporting memo by Office of the Child Advocate. Responses due by 7/16/2007 (Dineen, John) (Entered: 06/28/2007)
06/28/2007	<u>58</u>	MEMORANDUM IN SUPPORT by Office of the Child Advocate in support of <u>57</u> MOTION to Dismiss. (Dineen, John) (Entered: 06/28/2007)
07/16/2007	<u>59</u>	STIPULATION <i>Proposed Consent Order</i> by Office of the Child Advocate. (Dineen, John) Modified on 7/17/2007 (Gilfillan, Barbara).notified attorney orders are filed conventionally; added filer (Entered: 07/16/2007)
07/25/2007	<u>60</u>	ORDER granting <u>57</u> Motion to Dismiss and vacating consent decree of 9/26/88, amended consent decree of 10/20/89 and second amended consent decree of 8/24/01.. So Ordered by Judge Ronald R Lagueux on 7/24/07. (Gilfillan, Barbara) (Entered: 07/25/2007)