

**U.S. District Court
Southern District of Mississippi (Northern (Jackson))
CIVIL DOCKET FOR CASE #: 3:12-cv-00474-DPJ-FKB**

E.H. v. Mississippi Department of Education
Assigned to: District Judge Daniel P. Jordan, III
Referred to: Magistrate Judge F. Keith Ball
Cause: 20:1400 Civil Rights of Handicapped Child

Date Filed: 07/10/2012
Date Terminated: 09/30/2014
Jury Demand: None
Nature of Suit: 446 Civil Rights:
Americans with Disabilities - Other
Jurisdiction: Federal Question

Plaintiff

E.H.
*by and through His next friend,
Lula Henry, on Behalf of Himself
and all similarly situated students*

represented by **Corrie Wynette Cockrell**
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TERMINATED: 06/29/2015
ATTORNEY TO BE NOTICED

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Plaintiff

R.T.
by and through his next friend,
Dawn Traxler
TERMINATED: 01/28/2013

represented by **Corrie Wynette Cockrell**
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TERMINATED: 06/29/2015
ATTORNEY TO BE NOTICED

James E. Comstock-Galagan - PHV
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Jody E. Owens , II
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Vanessa Judith Carroll
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TERMINATED: 08/19/2013
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Wendell C. Hutchinson
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ATTORNEY TO BE NOTICED

Plaintiff

J.P.
by and through his next friend,
Joe Nemeka Paige

represented by **Corrie Wynette Cockrell**
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TERMINATED: 06/29/2015
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TERMINATED: 08/19/2013
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Wendell C. Hutchinson
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V.

Defendant

**Mississippi Department of
Education**

represented by **Justin L. Matheny-State Gov**
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Date Filed	#	Docket Text
07/10/2012	<u>1</u>	COMPLAINT against Mississippi Department of Education (Filing fee \$ 350 receipt number 34643016680), filed by E.H.. (Attachments: # <u>1</u> Civil Cover Sheet)(ND) (Entered: 07/10/2012)
07/10/2012	<u>2</u>	Summons Issued as to Mississippi Department of Education C/O Attorney General Jim Hood. (ND) (Entered: 07/10/2012)
07/31/2012	<u>3</u>	MOTION for James Comstock-Galagan to Appear Pro Hac Vice by E.H. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Carroll, Vanessa) (Entered: 07/31/2012)
07/31/2012	<u>4</u>	MOTION for Jerri Katzerman to Appear Pro Hac Vice by E.H. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Carroll, Vanessa) (Entered: 07/31/2012)

07/31/2012		Pro Hac Vice fees paid by James E. Comstock-Galagan and Jerri Katzerman, \$ 200.00, receipt number 34643017018. (ND) (Entered: 07/31/2012)
08/02/2012		TEXT-ONLY ORDER granting 3 Motion to Appear Pro Hac Vice; granting 4 Motion to Appear Pro Hac Vice that James Comstock-Galagan and Jerri Katzerman be admitted pro hac vice in this case on behalf of the plaintiff in association with local counsel and upon registration for electronic filing as required by the Court. NO FURTHER WRITTEN ORDER SHALL ISSUE FROM THE COURT. Signed by Magistrate Judge F. Keith Ball on 8/2/12. (JEJ) (Entered: 08/02/2012)
08/28/2012	5	SUMMONS Returned Executed by E.H.; Mississippi Department of Education c/o Jim Hood served on 8/27/2012, answer due 9/17/2012. (Carroll, Vanessa) (Entered: 08/28/2012)
09/17/2012	6	MOTION for Extension of Time to File Answer re 1 Complaint <i>or Otherwise Respond to Complaint</i> by Mississippi Department of Education (Minor, Wilson) (Entered: 09/17/2012)
09/17/2012	7	AMENDED COMPLAINT against Mississippi Department of Education, filed by E.H..(Carroll, Vanessa) (Entered: 09/17/2012)
09/20/2012		Text-only ORDER granting 6 Motion for Extension of Time to Answer Mississippi Department of Education answer due 9/21/2012. Signed by Magistrate Judge F. Keith Ball on 9/20/12. (No further written order will be issued.) (dfk) (Entered: 09/20/2012)
09/27/2012		Ore Tenus MOTION for Extension of Time to File Answer. by Mississippi Department of Education (dfk) (Entered: 09/27/2012)
09/27/2012	8	ORDER granting [] Motion for Extension of Time to Answer Mississippi Department of Education answer due 10/1/2012. Signed by Magistrate Judge F. Keith Ball on 9/27/12 (dfk) (Entered: 09/27/2012)
10/01/2012	9	ANSWER to 7 Amended Complaint by Mississippi Department of Education.(Minor, Wilson) (Entered: 10/01/2012)
10/03/2012	10	Rule 16(a) Initial Order Telephonic Case Management Conference set for 12/4/2012 01:45 PM before Magistrate Judge F. Keith Ball. No later than seven (7) days prior to the TCMC, a confidential memorandum AND a proposed Case Management Order shall be submitted via e-mail to ball_chambers@mssd.uscourts.gov. (JEJ) (Entered: 10/03/2012)

10/04/2012	11	MOTION to Certify Class by E.H. (Attachments: # 1 Exhibit Administrative Complaint, # 2 Exhibit MDE Findings and Decision, # 3 Exhibit Letter from T. Bradley to C. Cockrell and L. Edwards, Nov. 22, 2010, # 4 Exhibit Letter from T. Bradley to J. Sargent, Jan. 13, 2012, # 5 Exhibit November Follow-up Monitoring Report, # 6 Exhibit Letter from T. Bradley to J. Sargent, May 15, 2012, # 7 Exhibit April Follow-up Monitoring Report, # 8 Exhibit District Data Profile Report for JPS, # 9 Exhibit Children's First 2009-2010 Annual Report for JPS, # 10 Exhibit Part B Application, # 11 Exhibit Declaration of V. Carroll)(Carroll, Vanessa) (Entered: 10/04/2012)
10/04/2012	12	MEMORANDUM IN SUPPORT re 11 MOTION to Certify Class filed by E.H. (Carroll, Vanessa) (Entered: 10/04/2012)
10/16/2012	13	Unopposed MOTION for Extension of Time to File Response/Reply as to 11 MOTION to Certify Class by Mississippi Department of Education (Minor, Wilson) (Entered: 10/16/2012)
10/17/2012		TEXT ONLY ORDER granting 13 Motion for Extension of Time to File Response/Reply. The Response is due by October 25, 2012. Signed by District Judge Daniel P. Jordan III on October 17, 2012. No further written order will issue. (AH) (Entered: 10/17/2012)
10/25/2012	14	Response in Opposition re 11 MOTION to Certify Class by E.H. (Attachments: # 1 Exhibit Administrative Complaint, # 2 Exhibit MDE Findings and Decision, # 3 Exhibit Letter from T. Bradley to C. Cockrell and L. Edwards, Nov. 22, 2010, # 4 Exhibit Letter from T. Bradley to J. Sargent, Jan. 13, 2012, # 5 Exhibit November Follow-up Monitoring Report, # 6 Exhibit Letter from T. Bradley to J. Sargent, May 15, 2012, # 7 Exhibit April Follow-up Monitoring Report, # 8 Exhibit District Data Profile Report for JPS, # 9 Exhibit Children's First 2009-2010 Annual Report for JPS, # 10 Exhibit Part B Application, # 11 Exhibit Declaration of V. Carroll)(Carroll, Vanessa) filed by Mississippi Department of Education (Minor, Wilson) (Entered: 10/25/2012)
10/25/2012	15	MEMORANDUM IN SUPPORT re 14 Response in Opposition,,, filed by Mississippi Department of Education (Attachments: # 1 Exhibit A - Notice of Commission Action, # 2 Exhibit B - October 19, 2012 State Board of Education Agenda)(Minor, Wilson) (Entered: 10/25/2012)
11/01/2012	16	MOTION for Preliminary Injunction by E.H. (Attachments: # 1 Exhibit Administrative Complaint, # 2 Exhibit Findings and Decision, # 3 Exhibit Letter from T. Bradley to C. Cockrell and L. Edwards Nov. 22, 2010, # 4 Exhibit December 2010 CAP,

		# 5 Exhibit Testimony of Dr. Ken Swindol, # 6 Exhibit Updated Timeline for JPS, # 7 Exhibit Sept. 9, 2011 Revised CAP, # 8 Exhibit Summary of MDE/OSE Review of JPS' Revised Improvement Plan, # 9 Exhibit Testimony of Dr. Tawny McCleon, # 10 Exhibit Letter from A. Moore to Dr. J. Sargent Sept. 26, 2011, # 11 Exhibit Letter from T. Bradley to Dr. J. Sargent Jan. 13, 2012, # 12 Exhibit November Follow-up Monitoring Report, # 13 Exhibit Letter from T. Bradley to Dr. J. Sargent May 15, 2012, # 14 Exhibit April Follow-up Monitoring Report, # 15 Exhibit Notice of Commission Action on Accreditation, # 16 Exhibit Memo from Dr. Addison to A. Moore June 4, 2012, # 17 Exhibit July 2012 CAP)(Carroll, Vanessa) (Entered: 11/01/2012)
11/01/2012	17	MEMORANDUM in Support re 16 MOTION for Preliminary Injunction filed by E.H. (Carroll, Vanessa) (Entered: 11/01/2012)
11/05/2012	18	REPLY to Response to Motion 14 Response in Opposition in re 11 MOTION to Certify Class filed by E.H. (Carroll, Vanessa) (Entered: 11/05/2012)
11/12/2012	19	Unopposed MOTION for Extension of Time to File Response/Reply as to 16 MOTION for Preliminary Injunction by Mississippi Department of Education (Minor, Wilson) (Entered: 11/12/2012)
11/13/2012		TEXT ONLY ORDER granting 19 Motion for Extension of Time to File Response/Reply. Defendant's Response to Plaintiffs' Motion for Preliminary Injunction 16 is due by November 21, 2012. Signed by District Judge Daniel P. Jordan III on November 13, 2012. No further written order will issue. (AH) (Entered: 11/13/2012)
11/21/2012	20	MOTION for Leave to File Excess Pages by Mississippi Department of Education (Minor, Wilson) (Entered: 11/21/2012)
11/21/2012	21	RESPONSE in Opposition re 16 MOTION for Preliminary Injunction filed by Mississippi Department of Education (Minor, Wilson) (Entered: 11/21/2012)
11/21/2012	22	MEMORANDUM IN SUPPORT re 21 Response in Opposition to Motion for Preliminary Injunction filed by Mississippi Department of Education (Attachments: # 1 Exhibit A - Notice of Commission Action re: Jackson Public School District Show Cause Hearing, # 2 Exhibit B - Affidavit of Kim S. Bention, Ed.D. /attachment: Memorandum of Agreement between MS Dept. of Education and the Jackson Public School District, dated 10/26/12)(Minor, Wilson) (Entered: 11/21/2012)

11/27/2012	23	MOTION to Dismiss by Mississippi Department of Education (Minor, Wilson) (Entered: 11/27/2012)
11/27/2012	24	MEMORANDUM in Support re 23 MOTION to Dismiss filed by Mississippi Department of Education (Minor, Wilson) (Entered: 11/27/2012)
11/27/2012		ORDER STAYING DISCOVERY. An immunity defense motion has been filed in this case. Therefore, in accordance with L.U.Civ.R. 16(b)(3)(B), the disclosure requirements and all discovery are hereby STAYED, pending the Court's ruling on the motion. Signed by Magistrate Judge F. Keith Ball on 11/27/12. (No further written order will be issued.)(dfk) (Entered: 11/27/2012)
12/03/2012	25	Unopposed MOTION for Extension of Time to File Response/Reply as to 22 Memorandum in Support, <i>of Response in Opposition to Plaintiffs' Motion for Preliminary Injunction</i> by E.H. (Carroll, Vanessa) (Entered: 12/03/2012)
12/03/2012		TEXT ONLY ORDER granting 25 Motion for Extension of Time to File Response/Reply. Plaintiffs' Reply is due by December 5, 2012. Signed by District Judge Daniel P. Jordan III on December 3, 2012. No further written order will issue. (AH) (Entered: 12/03/2012)
12/04/2012		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Case Management Conference held on 12/4/2012 in Jackson, MS. Appearances: Vanessa Carroll, Corrie Cockrell, Jody Owens, Wendell Hutchnison, Justin Matheny and Wilson Minor. (JEJ) (Entered: 12/08/2012)
12/05/2012	26	MOTION for Leave to File Excess Pages by E.H. (Carroll, Vanessa) (Entered: 12/05/2012)
12/05/2012	27	REPLY to Response to Motion re 21 Response in Opposition to Motion <i>for Preliminary Injunction</i> filed by E.H. (Attachments: # 1 Exhibit Letter from T. Bradley to Dr. C. Gray, Nov. 19, 2012, # 2 Exhibit October 2012 Follow-up Monitoring Report)(Carroll, Vanessa) (Entered: 12/05/2012)
12/06/2012		TEXT ONLY ORDER granting 20 Defendant's Motion for Leave to File Excess Pages; granting 26 Plaintiffs' Motion for Leave to File Excess Pages. Signed by District Judge Daniel P. Jordan III on December 6, 2012. No further written order will issue. (AH) (Entered: 12/06/2012)
12/08/2012		Set/Reset Hearings: Settlement Conference set for 1/8/2013 09:00 AM before Magistrate Judge F. Keith Ball. Seven (7) days prior to

		the settlement conference, the parties shall submit via e-mail to ball_chambers@mssd.uscourts.gov an updated CONFIDENTIAL SETTLEMENT MEMORANDUM. All parties are required to be present at the conference unless excused by the Court. If a party believes the scheduled settlement conference would not be productive and should be cancelled, the party is directed to inform the Court via e-mail of the grounds for their belief at least seven (7) days prior to the conference. (JEJ) (Entered: 12/08/2012)
12/14/2012	28	RESPONSE in Opposition re 23 MOTION to Dismiss filed by E.H. (Carroll, Vanessa) (Entered: 12/14/2012)
12/14/2012	29	MEMORANDUM IN SUPPORT re 28 Response in Opposition to Motion to Dismiss filed by E.H. (Carroll, Vanessa) (Entered: 12/14/2012)
12/19/2012	30	Unopposed MOTION for Extension of Time to File Response/Reply as to 28 Response in Opposition to Motion by Mississippi Department of Education (Minor, Wilson) (Entered: 12/19/2012)
12/19/2012		TEXT ONLY ORDER granting 30 Motion for Extension of Time to File Response/Reply. Defendant's Reply is due by December 28, 2012. Signed by District Judge Daniel P. Jordan III on December 19, 2012. No further written order will issue. (AH) (Entered: 12/19/2012)
12/28/2012	31	Rebuttal re 28 Response in Opposition to Motion filed by Mississippi Department of Education (Minor, Wilson) (Entered: 12/28/2012)
01/08/2013		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Settlement Conference held on 1/8/2013 in Jackson, MS. Appearances: Vanessa Carroll, Joe Paige, Lula Henry, Jed Oppenheim, Corrie Cockrell, Jim Comstock-Galagan, Jerri Katzerman, Wendell Hutchinson, Kathy Boteler, Heather Deaton, Ann Moore, Justin Matheny, Wilson Minor, and Jody Owens, III. (JEJ) Modified on 1/8/2013 (JEJ). (Entered: 01/08/2013)
01/08/2013		Set/Reset Hearings: Telephonic Status Conference set for 1/10/2013 01:30 PM before Magistrate Judge F. Keith Ball. Counsel for Plaintiff shall initiate the call. (JEJ) (Entered: 01/08/2013)
01/10/2013		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Status Conference held on 1/10/2013 in Jackson, MS. Appearances: Corrie Cockrell, James Comstock-Galagan, Jerri

		Katzerman, Jody Owens, II, Vanessa Carroll, Wendell Hutchinson, Wilson Minor and Justin Metheny. (JEJ) (Entered: 01/11/2013)
01/10/2013		Set Hearing: Telephonic Status Conference set for 1/15/2013 11:30 AM before Magistrate Judge F. Keith Ball. Counsel for Plaintiff shall initiate the call. (JEJ) (Entered: 01/11/2013)
01/15/2013		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Status Conference held on 1/15/2013 in Jackson, MS. Appearances: Vanessa Carroll, Corrie Cockrell, Jody Owens, Jerri Katzerman, Jim Comstock-Galagan, Wendell Hutchinson, Justin Matheny and Wilson Minor. (JEJ) (Entered: 01/15/2013)
01/15/2013		Set Hearing: Settlement Conference set for 1/23/2013 08:30 AM before Magistrate Judge F. Keith Ball. (JEJ) (Entered: 01/15/2013)
01/23/2013		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Settlement Conference held on 1/23/2013 in Jackson, MS. Appearances: Jody Owens, Vanessa Carroll, Corrie Cockrell, Jerri Katzerman, Jim Galagan, Kathy Boteler, Ann Moore, Heather Deaten, Justin Matheny and Wilson Minor. (JEJ) (Entered: 01/24/2013)
01/23/2013		TEXT-ONLY ORDER STAYING CASE. No further written order shall issue from the Court. Signed by Magistrate Judge F. Keith Ball on 1/23/13. (JEJ) (Entered: 01/24/2013)
01/25/2013	32	STIPULATION of Dismissal by R.T. (Carroll, Vanessa) (Entered: 01/25/2013)
01/31/2013		Set Hearing: Telephone Conference set for 2/1/2013 02:00 PM before Magistrate Judge F. Keith Ball. Plaintiff's counsel shall initiate the call to 601-608-4460. (JEJ) (Entered: 01/31/2013)
02/01/2013		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephone Conference held on 2/1/2013 in Jackson, MS. Appearances: Corrie Cockrell, James Comstock-Galagan, Jerri Katzerman, Jody Owens, II, Vanessa Carroll, Wendell Hutchinson, Wilson Minor and Justin Matheny. (JEJ) (Entered: 02/04/2013)
04/15/2013	33	NOTICE of Appearance by Justin L. Matheny on behalf of Mississippi Department of Education (Matheny, Justin) (Entered: 04/15/2013)
04/19/2013		Set Hearing: Telephonic Status Conference set for 4/25/2013 10:30 AM before Magistrate Judge F. Keith Ball. Defense counsel shall initiate the call. (JEJ) (Entered: 04/19/2013)

04/25/2013		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Status Conference held on 4/25/2013 in Jackson, MS. Appearances: Vanessa Carroll, Corrie Cockrell, Jody Owens, James Comstock-Galagan, Wendell Hutchinson, Jerri Katzerman, Justin Matheny and Wilson Minor. (JEJ) (Entered: 05/07/2013)
05/07/2013		Set Hearing: In Person Status Conference set for 5/20/2013 09:00 AM before Magistrate Judge F. Keith Ball. Representatives of Defendant Mississippi Department of Education with full settlement authority are required to attend. (JEJ) (Entered: 05/07/2013)
05/20/2013		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: In Person Status Conference held on 5/20/2013 in Jackson, MS. Appearances: Vanessa Carroll, Corrie Cockrell, Mark Mlawer, Jim Comstock, Wendell Hutchinson, Jed Oppenheim, J. Paige, Justin Matheny Wilson Minor, Kathy Boteler, Heather Deaton, Tonya Green, Kim S. Benton and Jody Owens, II. (JEJ) (Entered: 05/28/2013)
05/28/2013		TEXT-ONLY ORDER. This case came before the undersigned for a status conference on 5/20/2013. Appearances: For Plaintiffs - Vanessa Carroll, Corrie Cockrell, James Comstock-Galagan, Wendell Hutchinson, Jed Oppenheim, Jonemeka Paige, Jody Owens, II, and Mark Mlawer; and for Defendant - Justin Matheny, Wilson Minor, Kathy Boteler, Heather Deaton, Tonya Green, and Kim S. Benton. After conferring at the conference, the undersigned granted Plaintiffs' request to terminate the interim stay agreement previously entered by the parties. Therefore, the stay entered on 1/23/2013 pursuant to the agreement is hereby lifted. However, this case shall remain stayed pursuant to the stay entered on 11/27/2012 and pending a decision on Defendant's motion to dismiss. Further, the Court finds that the pending motions [Docket Nos. 11, 16, and 23] should be terminated and the parties are instructed to refile their motions to include the facts which have developed since the motions were originally filed. The parties shall refile their motions by June 14, 2013. No further written order shall issue from the Court. Signed by Magistrate Judge F. Keith Ball on 5/28/2013. (JEJ) (Entered: 05/28/2013)
06/05/2013	34	MOTION for Extension of Time to File <i>Re-File Dispositive Motion</i> by Mississippi Department of Education (Matheny, Justin) (Entered: 06/05/2013)
06/13/2013		Text-only ORDER granting 34 Motion for Extension of Time to Refile Dispositive Motion. Deadline extended to June 28, 2013.

		Signed by Magistrate Judge F. Keith Ball on 6/13/13. (No further written order will be issued.) (dfk) (Entered: 06/13/2013)
06/14/2013	35	MOTION to Certify Class by E.H., J.P. (Cockrell, Corrie) (Entered: 06/14/2013)
06/14/2013	36	MEMORANDUM in Support re 35 MOTION to Certify Class filed by E.H., J.P. (Cockrell, Corrie) (Entered: 06/14/2013)
06/14/2013	37	ATTACHMENT re 35 MOTION to Certify Class by E.H., J.P. (Attachments: # 1 Exhibit 2 MDE Office of Special Education Findings and Decision with Regards to the State Admin Complaint Against JPS Nov. 22, 2010, # 2 Exhibit 3 MDE Office of Special Education, to C. Cockrell and L. Edwards, # 3 Exhibit 4 Letter from T. Bradley, Bureau Director, MDE Office of Special Education, to Dr. J. Sargent, Superintendent, JPS (Jan. 13, 2012), # 4 Exhibit 5 MDE, Follow-up Monitoring Evaluation Report on Services for Students with Disabilities (Nov. 15-16, 2011), # 5 Exhibit 6 Letter from T. Bradley to Dr. J. Sargent (May 15, 2012), # 6 Exhibit 7 MDE, Follow-up Monitoring Evaluation Report on Services for Students with Disabilities (Apr. 18-20, 2012), # 7 Exhibit 8 Letter from T. Bradley, Bureau Director, MDE Office of Special Education to Dr. C. Gray, Superintendent, JPS 1 (Nov. 19, 2012), # 8 Exhibit 9 Follow-up Monitoring Evaluation Report on Services for Students with Disabilities (Oct. 16-19, 2012), # 9 Exhibit 10 MDE, District Data Profile Report for JPS 1 (Jan. 20, 2012), # 10 Exhibit 11 JPS, The Childrens First 2009-2010 Annual Report 1 (2010), # 11 Exhibit 12 MDE, Annual State Application Under Part B of the IDEA for Federal Fiscal Year 2012, # 12 Exhibit 13 Declaration of Vanessa Carroll)(Cockrell, Corrie) (Entered: 06/14/2013)
06/28/2013	38	MOTION for Leave to File Excess Pages by Mississippi Department of Education (Matheny, Justin) (Entered: 06/28/2013)
06/28/2013	39	MOTION to Dismiss by Mississippi Department of Education (Attachments: # 1 Exhibit A - State Administrative Complaint, # 2 Exhibit B - November 22, 2010 Report, # 3 Exhibit C - December 2010 CAP, # 4 Exhibit D - September 2011 Revised CAP, # 5 Exhibit E - September 26, 2011 MDE Review of Revised CAP, # 6 Exhibit F - November 15-16, 2011 Follow-up Monitoring Report, # 7 Exhibit G - May 31, 2012 Accreditation Order, # 8 Exhibit H - April 18-20, 2012 Follow-up Monitoring Report, # 9 Exhibit I - July 2012 CAP, # 10 Exhibit J - October 16-19, 2012 Follow-up Monitoring Report, # 11 Exhibit K - October 19, 2012 MBE Agenda, # 12 Exhibit L - November 2, Memorandum of

		Agreement/Compliance Agreement, # 13 Exhibit M - January 2013 CAP, # 14 Exhibit N - February 2013 CAP, # 15 Exhibit O - May 14-16, 2013 Follow-up Monitoring Report, # 16 Exhibit P - Reports of Cleared Petitioners, # 17 Exhibit Q - MOA Addendum)(Matheny, Justin) (Entered: 06/28/2013)
06/28/2013	40	MEMORANDUM in Support re 39 MOTION to Dismiss filed by Mississippi Department of Education (Matheny, Justin) (Entered: 06/28/2013)
07/01/2013	41	RESPONSE in Opposition re 35 MOTION to Certify Class filed by Mississippi Department of Education (Minor, Wilson) (Entered: 07/01/2013)
07/01/2013	42	MEMORANDUM IN OPPOSITION re 35 MOTION to Certify Class filed by Mississippi Department of Education (Minor, Wilson) (Entered: 07/01/2013)
07/02/2013	43	MOTION for Discovery by E.H., J.P. (Attachments: # 1 Exhibit Declaration of Corrie W. Cockrell)(Cockrell, Corrie) (Entered: 07/02/2013)
07/03/2013		TEXT ONLY ORDER granting 38 Unopposed Motion for Leave to File Excess Pages. Defendant's memorandum and rebuttal briefs for its Motion to Dismiss 39 may not exceed a total of 75 pages. Signed by District Judge Daniel P. Jordan III on July 3, 2013. No further written order will issue. (AH) (Entered: 07/03/2013)
07/09/2013	44	Unopposed MOTION for Extension of Time to File Response/Reply as to 39 MOTION to Dismiss by E.H., J.P. (Cockrell, Corrie) (Entered: 07/09/2013)
07/09/2013		TEXT ONLY ORDER granting 44 Unopposed Motion for Extension of Time to File Response/Reply. Plaintiffs Response to Defendant's Motion to Dismiss 39 is due within 10 days of the Court's ruling on the pending Motion for Discovery 43 , unless that ruling specifies differently. Signed by District Judge Daniel P. Jordan III on July 9, 2013. No further written order will issue. (AH) (Entered: 07/09/2013)
07/11/2013	45	MOTION for Leave to File Excess Pages by E.H., J.P. (Cockrell, Corrie) (Entered: 07/11/2013)
07/11/2013	46	REPLY to Response to Motion re 41 Response in Opposition to Motion, 42 Memorandum in Opposition filed by E.H., J.P. (Cockrell, Corrie) (Entered: 07/11/2013)

07/11/2013	47	RESPONSE in Opposition re 43 MOTION for Discovery filed by Mississippi Department of Education (Matheny, Justin) (Entered: 07/11/2013)
07/11/2013	48	MEMORANDUM in Opposition re 43 MOTION for Discovery filed by Mississippi Department of Education (Matheny, Justin) (Entered: 07/11/2013)
07/12/2013		TEXT ONLY ORDER granting 45 Motion for Leave to File Excess Pages. The motion indicates it is unopposed. Signed by District Judge Daniel P. Jordan III on July 12, 2013. No further written order will issue. (AH) (Entered: 07/12/2013)
07/22/2013	49	RESPONSE in Support re 43 MOTION for Discovery filed by E.H., J.P. (Cockrell, Corrie) (Entered: 07/22/2013)
08/08/2013	50	MOTION to Withdraw as Attorney by E.H., J.P. (Carroll, Vanessa) (Entered: 08/08/2013)
08/19/2013	51	ORDER granting 50 Motion to Withdraw as Attorney. Attorney Vanessa Judith Carroll terminated Signed by Magistrate Judge F. Keith Ball on 8/19/13 (dfk) (Entered: 08/19/2013)
09/06/2013	52	ORDER denying 43 Motion for Discovery for the reasons set out in the order. Signed by District Judge Daniel P. Jordan III on September 6, 2013. (SP) (Entered: 09/06/2013)
09/16/2013	53	RESPONSE in Opposition re 39 MOTION to Dismiss filed by E.H., J.P. (Cockrell, Corrie) (Entered: 09/16/2013)
09/26/2013	54	Rebuttal re 39 MOTION to Dismiss filed by Mississippi Department of Education (Attachments: # 1 Exhibit 1 - Addendum to Memorandum of Agreement)(Matheny, Justin) (Entered: 09/26/2013)
03/07/2014	55	ATTACHMENT re 39 MOTION to Dismiss <i>MISSISSIPPI DEPARTMENT OF EDUCATION'S SUPPLEMENT TO MOTION TO DISMISS</i> by Mississippi Department of Education (Attachments: # 1 Exhibit A - MDE's Office of Special Educations's February 12, 2014 M Follow-up Monitoring Report, # 2 Exhibit B - Transition Plan, # 3 Exhibit C - Minutes for the State Board of Educations monthly February 20, 2014 Board Meeting, # 4 Exhibit D - JPSs March 5, 2014 transmittal letter and Sustainability Plan)(Matheny, Justin) (Entered: 03/07/2014)
03/11/2014	56	MOTION to Strike 55 Attachment,, by E.H., J.P. (Cockrell, Corrie) (Entered: 03/11/2014)

03/21/2014	57	RESPONSE to Motion re 56 MOTION to Strike 55 Attachment,, filed by Mississippi Department of Education (Matheny, Justin) (Entered: 03/21/2014)
03/31/2014	58	RESPONSE to Motion re 57 Response to Motion <i>in Further Support of Motion to Deem Irrelevant Defendant's Supplement to Its Motion to Dismiss or In the Alternative Motion to Strike</i> filed by E.H., J.P., R.T. (Cockrell, Corrie) (Entered: 03/31/2014)
04/18/2014	59	MOTION to Stay Proceedings by E.H., J.P., Mississippi Department of Education (Cockrell, Corrie) (Entered: 04/18/2014)
04/18/2014	60	ORDER granting 59 Motion to Stay Proceedings. Signed by District Judge Daniel P. Jordan III on April 18, 2014. (SP) (Entered: 04/18/2014)
04/25/2014		Set Hearing: Settlement Conference set for 7/1/2014 09:00 AM before Magistrate Judge F. Keith Ball. Seven (7) days prior to the settlement conference, the parties shall submit via e-mail to ball_chambers@mssd.uscourts.gov an updated CONFIDENTIAL SETTLEMENT MEMORANDUM. All parties are required to be present at the conference unless excused by the Court. If a party believes the scheduled settlement conference would not be productive and should be cancelled, the party is directed to inform the Court via e-mail of the grounds for their belief at least seven (7) days prior to the conference. (JEJ) (Entered: 04/25/2014)
07/01/2014		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Settlement Conference held on 7/1/2014 in Jackson, MS. Appearing: Jerri Katzerman, Sarah Bidinger, Wendell Hutchinson, Corrie Cockrell, Jody Owens, Jim Comstock-Galagan, Justin Matheny, Wilson Minor, Heather Deaton, Kathy Botelevl and Dr. Jill Benton. This case did not settle. (JEJ) (Entered: 07/02/2014)
07/02/2014		Set Hearing: Settlement Conference set for 8/15/2014 09:00 AM before Magistrate Judge F. Keith Ball in chambers. Seven (7) days prior to the settlement conference, the parties shall submit via e-mail to ball_chambers@mssd.uscourts.gov an updated CONFIDENTIAL SETTLEMENT MEMORANDUM. All parties are required to be present at the conference unless excused by the Court. If a party believes the scheduled settlement conference would not be productive and should be cancelled, the party is directed to inform the Court via e-mail of the grounds for their belief at least seven (7) days prior to the conference. (JEJ) (Entered: 07/02/2014)

08/15/2014		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Settlement Conference held on 8/15/2014 in Jackson, MS. Appearing: Corrie Cockrell, Jerri Katzerman, Wendell Hutchinson, Rachel Harper, Jody Owens, Wilson Minor, Harold Pizzetta, Gretchen Cagle, Heather Deaton, Kathy Boteler and Kim Benton. This case did not settle. (JEJ) (Entered: 08/19/2014)
08/19/2014		Set Hearing: Telephonic Status Conference set for 8/22/2014 09:00 AM before Magistrate Judge F. Keith Ball. Defense counsel shall set up the telephone conference and contact the Court at 601-608-4460. (JEJ) (Entered: 08/19/2014)
08/22/2014		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Status Conference held on 8/22/2014 in Jackson, MS. (JEJ) (Entered: 08/22/2014)
08/22/2014		Set Hearing: Telephonic Status Conference set for 8/29/2014 08:45 AM before Magistrate Judge F. Keith Ball. Plaintiff's counsel shall set up the conference and contact the Court at 601-608-4460. (JEJ) (Entered: 08/22/2014)
08/29/2014		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Status Conference held on 8/29/2014. (JEJ) (Entered: 08/29/2014)
09/29/2014	61	Joint MOTION to Administratively Close the Case by Mississippi Department of Education (Attachments: # 1 Exhibit A - Settlement Agreement)(Minor, Wilson) (Entered: 09/29/2014)
09/30/2014	62	ORDER granting 61 Motion administratively close case. Signed by District Judge Daniel P. Jordan, III on 9/30/14. (RRL) (Entered: 09/30/2014)
06/26/2015	63	MOTION to Withdraw as Attorney by E.H., J.P. (Cockrell, Corrie) (Entered: 06/26/2015)
06/29/2015		TEXT-ONLY ORDER granting 63 Motion to Withdraw as Attorney. Attorney Corrie Wynette Cockrell terminated as to all Plaintiffs. NO FURTHER WRITTEN ORDER SHALL ISSUE. Signed by Magistrate Judge F. Keith Ball on 6/29/2015. (JRB) (Entered: 06/29/2015)
09/11/2015		ORAL MOTION to Dismiss this action with prejudice by E.H., J.P., Mississippi Department of Education. (SP) (Entered: 09/11/2015)
09/11/2015	64	ORDER granting Oral Motion to Dismiss this action with prejudice. Plaintiffs' claims against MDE are hereby dismissed with prejudice,

	with each party to bear its own costs. Signed by District Judge Daniel P. Jordan III on September 11, 2015. (SP) (Entered: 09/11/2015)
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