

**U.S. District Court  
Alabama Middle District (Montgomery)  
CIVIL DOCKET FOR CASE #: 2:68-cv-02709-MHT-CSC**

United States, et al v. Dir AL Personnel Dpt, et al  
Assigned to: Honorable Judge Myron H. Thompson  
Referred to: Honorable Judge Charles S. Coody  
Demand: \$0  
Case in other court: USCA, 07-14854-D  
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 06/12/1968  
Date Terminated: 08/27/1984  
Jury Demand: None  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**United States of America**

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**Intervenor Plaintiff**

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**Intervenor Plaintiff**

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**Intervenor Plaintiff**

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**Intervenor Plaintiff**

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**Movant**

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**Movant**

**Jeffrey Brown**

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**Movant**

**Ouida Maxwell**

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**Movant**

**Peggy Vonsherie Allen**

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**Intervenor Plaintiff**

**Eugene Crum, Jr.**  
*and other plaintiffs and*  
*plaintiff-intervenors in IN RE*  
*EMPLOYMENT DISCRIMINATION*  
*LITIGATION AGAINST THE STATE OF*  
*ALABAMA CIVIL ACTION NO*  
*94-T-356-N*

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*TERMINATED: 06/29/2006*

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Date Filed	#	Docket Text
06/12/1968		CASE SKELETON DOCKETED. COMPLETE DOCKET ENTRIES BEGIN 1998. FOR COMPLETE HISTORY PRIOR TO 1998 REFER TO HARD COPY DOCKET. (djy) (Entered: 04/25/2001)
06/12/1968	1	COMPLAINT; preliminary and permanent injunctions. (djy) (Entered: 04/25/2001)
08/16/1968	21	ORDER denying defs' motions to dismiss. Copies hand to US Atty and Gordon Madison; mailed to other counsel. (djy) (Entered: 04/25/2001)
07/28/1970	64	MEMORANDUM OPINION. (djy) (Entered: 04/25/2001)
07/28/1970	65	DECREE. Defendants enjoined from discriminatory employment practices as set out in this decree; ordered to offer named Negro applicants first available position in are of geographical availability in a classification and at a rate of pay which they would now have but for racial discrimination found in opinion and order; defendants also enjoined from racially discriminatory treatment of Negro employees; ordered to make records available for inspection and copying by representatives of US during normal business hours upon reasonable notice. Jurisdiction specifically retained; costs taxed against defendants. Copies handed to local counse; mailed to out of town counsel. (djy) (Entered: 04/25/2001)
08/21/1970	75	ORDER amending the following sections of the decree entered in this cause on 7-28-70: Section V(1) (Changed so that defendants are to make temporary appointments so that the ratio of black to white temporary apointments each year is substantially the same as such ratio is for the Negro and white population of the State. Defendants to file repor ton same annually on or before Sept. 15); Section VI (1). copies provided to counsel. (djy) (Entered: 04/25/2001)
10/27/1971	87	ORDER denying motion of defendants James A. Simpson, Ralph W. Adams, and D. Kyser Wilson to dissolve the injunction entered 7/28/70m against James A. Simpson, Ralph W. Adams, and Tom J. Ventress. Copies provided to counsel (djy) (Entered: 04/25/2001)
02/10/1972	88	ORDER (also applies to CA 3561-N) (1) denying defs' motion to dismis; (2) enjoining defs Frazer, as Dir ALPD and Allen, as Dir ALDPS, their agents,officers, etc. from engaging in any employment practices, including recruitment, examination, appointment, training, promotion, retention or any other personnel action for the purpose or with the effect of discriminating against any employee, or actual or potential applicant for employment on the ground of race or color; (3) enjoining defs from failing to hir and permanently employ after the probationary period 1 Negro trooper for each white trooper hired until approximately 25 percent of the AL state trooper force is comprised of Negroes; (4) enjoining defs from conducting any training courses for the purpose of training new troopers until the groups to be given said training courses are comprised of approx 25 percent black trooper candidates; (5) enjoining defs from failing to hire supporting personnel for the Dept of Public Safety in the ratio of 1 Negro for each white until approx 25 percent of the supporting personnel are black; (6) abrogating eligible and promotional registers heretofore used for the purpose of hiring troopers to the extent necessary to comply with this decree; (7) requiring defs to assign employees on the basis of their training and ability, without regard to race. Defs shall advise the public in all advertisements and announcements that they will appoint and employ persons on an equal opportunity, merit basis, without discrimination on the ground of race or color. Defs shall adopt and implement a program of recruitment and advertising which will fully advise the Negro citizens of the State of Ala of the employemtn opportunities now available to them with the ALDPS. No commitments of employment given by either of the defs or anyof their agents to any applicant or potential applicant, short of actual hiring prior to 1/13/72, the date the temporary restraining order was entered in the state trooper case, shall be given any priority over the hiring ratio set out in decree. Defs to file within 90 days from this date a written report setting forth in detail the efforts which has been undertaken to recruit and hire black applicants. Costs taxed against defs in CA NO 3561-N. Jurisdiction retained. , copies provided. (djy) (Entered: 04/25/2001)

02/14/1973	112	ORDER granting motion of US to add as parties def in this action Henry Gray, III, Administrator, Ala Alcoholic Beverage Control Board, Sullivan, Commissioner ALDOC, Ray Bass, Dir ALDOT, and Chrles BOWswell, Commissioner, Dept. of Revenue, both individually as parties def and as representatives of the def class of all State of Ala agencies which employ persons covered by the State Merit System and which are not presently defendants in this case or in NAACP and US v. ALlen, et al. CA NO 3561-N. copies provided to counsel; with opinion and injunction of 7/28/70 , amendment of 8/21/70, injunction of 2/10/72 and motion of US filed 1/23/73, delivered to Marshal for service on Henry Gray, III, LB Sullivan, Ray Bass and Charles H. Boswell. (dgy) (Entered: 04/25/2001)
08/20/1976	141	MEMORANDUM OPINION Tables 1 thru 16 attached. (dgy) (Entered: 04/25/2001)
08/20/1976	142	JUDGMENT (10 enjoining defs, including the class of defs represented by Bass, Boswell, Gray and Locke, their officers, agents, successors in office, employees, and all persons in active concert and participation with them from engaging in any employment practice, including but not limited to any practice relating to recruitment, appointment, training, promotion or retention, which has the purpose or effect of discriminating against any employee or actual or potential applicant for employment on the basis of race; (2) that except as herein specifically modified by this order, all provisions of the decree entered in this case on 7/28/70, as amended 8/21/70, shall remain in full force and effect; (3) regarding black personnel employed in the "Form 8" category; (4) regarding black employeeds employed in permanent positions as ABC warehouse men, laborers, equipment operators, domestic workers, custodial workers, laundry workers, food service workers, cooks, or psychiatric aides; (5) regarding blacks employed in the positions of psychiatric aide I and II, laudry worker I and II, cook I and II, and ABC warehouseman; (6) directing defs to engage in intensiver recruitment for black applicants for the positions of Accountant I, Accountant's Examiner I, Employment Security Specialist I, Unemployment Field Educational Consultant II, Civil Engineer I, Graduate Civil Engineer, Material Engineer I and Highway Design Engineer I; (7) regarding blacks appointed to those job classifications common to several agencies; (8) regarding appointment of blacks to sit on oral interviewing boards; (9) regarding all defs' recruiting efforts; (10) regarding validation of written tests used as a ranking device; (11) regarding Dept. of Mental Health employment of professional personnel; (12) regarding Dept. of Mental Health recruitment program for blacks. Further, directing defs to offer to appoint Herbert Charles Butler to Housing Coordinator II in the AL Development Office, or to some other position with equivalent salary in which he nmay be interested and for which he is qualified in any of the agencies operated by defs; awarding to Herbert Charles Butler as back pay the difference between what he has earned between 8/28/72, and the date of his appointment pursuant to this order, and what he would have earned had he been employed when he should have been employed as Housing Coordinator II. Further, directing defs to file with this Court and with plf, each six months following entry of this order, a report including the information set out in order; directing that the first six-months' report describe the actions taken to implement that part of this order relating to "Form 8" employees including the information set out in order; denying all other relief sought by plf in this case that is not herein specifically granted; directing counsel for defs to make available to the head of each of the seventy agencies in AL a copy of this decree; retaining jurisdiction of this matter; taxing against defs all costs of this proceeding. Copies provided to counsel. (dgy) (Entered: 04/25/2001)
12/22/1976	157	ORDER amending judgment of 8/20/76 so as to provide that the defs may validate their written tests in accordance with the Fed Excutive Agency Guidelines on Employee Selection Procedures, 41 Fed. Reg. No. 227 (Nov. 23, 1976); the remaining provisions of said judgment to remain in full force and effect. copies provided to counsel. (dgy) (Entered: 04/25/2001)
12/22/1976	158	REPORT of validation study by defendants. (dgy) (Entered: 04/25/2001)
11/28/1977	257	ORDER (rendered by Judge Pointer 11/25/77) in agreement with the parties that the following employments tests can be used by defs for ranking: Capitol Hostess; Radio Operator I and II; Microbiologist I; Public Accountant; Rehabilitation Counselor I; Accounts Examiner II; Unemployment Claims Examiner I; Beverage

		License Inspector I; ABC Store Cashier; and Parole and Probation Supervisor I. Defs allowed to use those tests which the parties later agree meet the standards set forth in the Joint Stipulation on Standards for Test Validation without further approval of this court; copies provided to counsel & Judge Pointer. (djt) (Entered: 04/25/2001)
02/22/1978	261	MEMORANDUM OPINION (rendered 2/21/78 by Judge Pointer) (djt) (Entered: 04/25/2001)
02/22/1978	262	ORDER (rendered 2/21/78 by Judge Pointer) allowing defs, subject to the conditions and limitations of 5th of the FEA Guidelines, to use those tests for ranking purposes which the parties have heretofore agreed, or may hereafter agree, meet the standards for use as a screening device. copies provided to counsel; handed to Judge Pointer w/copies of memorandum opinion. (djt) (Entered: 04/25/2001)
12/27/1979	296	ORDER amending Part III of this Court's Decree of 7/28/70 (1) to provide that a certification of eligibles as to Negro applicants for positions other than custodial, domestic, laborer or laboratory aide be maintained as set out in order; (2) enjoining the personnel dept and each employee thereof for the State of AL as set out in order. copies provided to counsel. (djt) (Entered: 04/25/2001)
10/09/1981	327	ORDER granting motion to intervene of Wynn, Prewitt, and the Public Service Employees, Local 1279; allowing the defs 14 days from the date of this order within which to file responses to the complaint in intervention. copies provided to counsel. (djt) (Entered: 04/25/2001)
06/29/1982	368	ORDER modifying the 8/20/76 decree in order to facilitate the implementation of employee selection procedures developed by and the AL Dept of Personnel and to ensure the use of such procedures in a manner consistent with the intent of previous orders of this Court and of Title VII of the Civil Rights Act of 1964. Appendices attached. copies provided to counsel. (djt) (Entered: 04/25/2001)
08/26/1982	374	ORDER denying the motion of Anatolij Taranenko's to intervene. copies provided to counsel. (djt) (Entered: 04/25/2001)
05/25/1984	384	MEMORANDUM OPINION, copies furnished US Attorney and mailed to remaining counsel. (djt) (Entered: 04/25/2001)
05/25/1984	385	ORDER (1) that the defs' 10/23/81 motion for summary judgment and the plf-intervenors' 3/5/82 motion to dismiss and to be declared a prevailing party are granted to the extent that the 10/9/81 complaint in intervention is dismissed without prejudice; (2) that said motions are denied to the extent that plf-intervenors and defs seek attorney fees; and (3) that each party bear its own costs. copies provided to US Attorney and mailed to remaining counsel. (djt) (Entered: 04/25/2001)
07/10/1984	390	ORDER denying the 6/21/84 motion for leave to interent, etc., filed by Eugene D. Buggs, et al, and the 7/2/84 motion for leave to intervene, etc., filed by Kerry Powell, et al., without prejudice to filing separate and independen lawsuits. copies provided to counsel. (djt) (Entered: 04/25/2001)
08/27/1984		Case closed (djt) (Entered: 04/27/2001)
03/24/1987	420	ORDER that the defs are relieved of the responsibility of filing the semiannual reports. Of course, the defs are still required to compile the reports and to serve copies on plf USA ( signed by Judge Myron H. Thompson ), copies provided to USA and mailed to remaining counsel. (djt) (Entered: 04/25/2001)
08/29/1991	429	ORDER that the motion for leave to appear amicus curiae of the Ala NAACP is granted; that within 60 days of the date of this order, plf USA and def Ballard shall file with the court either a joint report or separate reports detailing defs' efforts to comply with the monitoring and substantive requirements of the court's order of 6/29/82 and any changes the parties believe are necessary to remedy any areas identified in the report(s) that might indicate possible non compliance with the 1982 order ( signed by Judge Myron H. Thompson ), copies provided to counsel; furnished USA. EOD 8-29-91 (djt) (Entered: 04/25/2001)



06/08/1992	459	ORDER granting Barnes's motion to intervene filed 10/8/91 and amended 11/15/91 to the extent that the Clerk of the court shall file Barnes's complaint-in-intervention and amended complaint-in-intervention as a separate lawsuit as further set out ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (djj) (Entered: 04/25/2001)
07/31/1992	463	ORDER granting defs' motion for clarification and plf Reynolds' renewed motion to intervene to the extent that CA-2709-N and CA 85-T-665-N are consolidated; that parties are to file joint statement of issues at end of trial in CA 85-T-665-N; that counsel in CA 85-T-665-N use single style of case until further notice ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (djj) (Entered: 04/25/2001)
10/13/1992	467	ORDER adding the Ala State Employees Assoc., Bob Cook, Al Sessions and Ann Geisenheimer as defs; directing the Ala. State Employees Assoc., Cook, Sessions and Geisenheimer to file a written response to the motion for injunctive relief no later than 10/20/92; setting said motion for hearing on 10/23/92 at 8:25 am in Montgomery, Al; directing the USM or his representative to serve a copy of this order on the Ala. Employees Assoc., Cook, Sessions and Geisenheimer and on their attorney Mark J. Williams ( signed by Judge Myron H. Thompson ) , copies provided to counse; certified copies of motion & order delivered to USM for service on the ALa. State Employees Assoc., Cook, Sessions and Geisenheimer and their attorney Mark Williams; furnished to TW & MT. EOD 10/13/92. (djj) (Entered: 04/26/2001)
10/26/1992	472	ORDER granting the motion for injunctive relief filed by the ALSPD and Halcyon Vance Ballard; denying the Ala State Employees Assoc, Cook, Sessions, and Geisenheimer's motion to dismiss; enjoining and restraining the Ala State Employees Assoc., Cook, Sessions, and Geisenheimer, their agents, servants, and attorneys, and those persons in active concert or participation with them who receive actual notice of this order from asserting in Cook v. ALSPD, CV 87-1624-TH the claim or contention that the ALSPD is obligated to reallocate white employees wherer to do so would place the white employees in jobs about black employees ranked highter on the same register or on another register; that the Ala State Employees Assoc., Cook, Sessions, and Geisenheimer are parties to this federal litigation only to the extent that they are enjoined by this order; directing the clerk of the court to issue a writ of injunction ( signed by Judge Myron H. Thompson ) , copies provided to counsel. EOD 10/26/92. (djj) (Entered: 04/26/2001)
04/07/1993	488	ORDER denying without prejudice the motion to intervene filed by Ellen Tolbert, et al; denying motion for enlargement of time filed by defendant ALDOC on 4/2/93 ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to TW. (djj) (Entered: 04/26/2001)
09/17/1997	514	ORDER (also entered in 85-T-665-N) consolidating USA v. Ballard, CV 2709-N and in re: Employment Discrimination Litigation Aagainst the State of Alabama, Crum v. State of Alabama, CV 94-T-356-N, to the extent that there are issues common to both; counsel in Crum should notify the court when the issues common to both are ready for the court's consideration; until such time, the parties are directed to use the single style for each case when filing pleadings with the court ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (djj) (Entered: 04/26/2001)
01/05/1998	551	ORDER granting plfs' (85-T-665-N) motion for extension of time filed 12/30/97; amending the court's orders entered 11/18/97, 12/9/97 to reflect that the plfs (85-T-665-N) shall submit their reply briefs with respect to the Adams intervenors' motion for clarification and/or modification and the Adams intervenors' motion to intervene in Frazer/Ballard by 4:00, 1/9/98 ( signed by Judge Myron H. Thompson ) , copies provided to counse; furnished to USA & TW. (djj) (Entered: 04/26/2001)
01/05/1998	552	ORDER granting plfs' (85-T-665-N) motion for extension of time filed 12/23/97; amending the court's order entered 11/18/97 to reflect that the plfs shall submit their reply briefs with respect to the Frazer/Ballard violations issues by 4:00, 1/9/98 ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA & TW. (djj) (Entered: 04/26/2001)

01/05/1998	553	ORDER granting defs' (85-T-665-N) motion for extension of time filed 12/30/97; amending the court's orders entered 11/18/97, 12/9/97 to reflect that defs (85-T-665-N) shall submit their reply briefs with respect to the Adams intervenors' motion for clarificaition and/or modification and the Adams intervenors' motion to intervene in Frazer/Ballard by 4:00, 1/9/98; ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA &TW. (dgy) (Entered: 04/26/2001)
01/09/1998	554	BRIEF by defendants' (85-T-665-N) in response to Adams intervenors' (85-T-665-N) motions for intervention and clarification/modification (Appendix maintied in separate binder) referred to Judge Myron H. Thompson (dgy) (Entered: 04/26/2001)
01/09/1998	555	REPLY BRIEF by private plfs' (85-T-665-N) on Frazer violations. Referred to Judge Myron H. Thompson (dgy) (Entered: 04/26/2001)
01/12/1998	556	Plfs' (85-T-665-N) Appendix of authorities relied upon in Reynolds plfs' reply brief on private plfs' reply brief on Frazer violations (entire appendix maintained in separate three-ring binder). Referred to Judge Thompson. (dgy) (Entered: 04/26/2001)
01/20/1998	557	Adams intervenors' (85-T-665-N) submission UNDER SEAL of existing registers with regard to tied-score and banded-score issues (Exhibits placed UNDER SEAL per ORAL ORDER by Judge Thompson in open court). Referred to Judge Thompson. (dgy) (Entered: 04/26/2001)
01/28/1998	558	ORDER granting Elaine R. Jones' motion for admission pro hac vice filed in 85-T-665-N for NAACP ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA. (dgy) (Entered: 04/26/2001)
04/16/1998	559	RESPONSE by USA to Crum defs' motion to dismiss disparate impact claims. Referred to Judge Myron H. Thompson (dgy) (Entered: 04/26/2001)
04/17/1998	560	ORDER denying the motion to intervene by the Reynolds Adams intervenors ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA. (dgy) (Entered: 04/26/2001)
04/24/1998	561	ORDER denying as moot Adams intervenor's motion for clarification and/or modification filed 10/30/97 ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA. (dgy) (Entered: 04/26/2001)
04/24/1998	562	ORDER directing that paragraphs 2 and 3 in section II of the injunction entered 7/28/70 in US v. Frazer shall be interpreted in the manner as further set out in the order ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA. (dgy) (Entered: 04/26/2001)
06/01/1998	563	ORDER rejecting the defs' eleventh-amendment challenge to the plfs' disparate-impact claims of discrimination, because, as determined by application of the two-prong test articulated in Seminole Tribe, Congress validly abrogated the States' sovereign immunity as to such claims brought pursuant to Title VII; ORDERING that the defs' motion to dismiss disparate impact claims, filed on 8-27-97 (Doc No 2063), in Reynolds v. ALDOT 85-T-665-N is DENIED ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to TW and all Mag Judges. (dgy) (Entered: 04/26/2001)
06/08/1998	564	MOTION by State Personnel Dept to confirm non-consolidation of CRUM w/REYNOLDS , or in the alternative to Sever CRUM from REYNOLDS referred to Judge Myron H. Thompson (dgy) (Entered: 04/26/2001)
06/08/1998	565	BRIEF by State Personnel Dept in support of [564-1] motion to confirm non-consolidation of CRUM w/REYNOLDS, [564-2] motion to Sever CRUM from REYNOLDS referred to Judge Myron H. Thompson (dgy) (Entered: 04/26/2001)
06/12/1998	566	ORDER, upon consideration of the CRUM defs' motion to dismiss disparate claims as barred by the eleventh amendment, filed 10-7-97 (Doc #312), directing that the motion is denied, without prejudice, in light of the court's recently entered order in Reynolds vs. ALDOT, 1998 WL 286010 (M.D. Ala. June 1, 1998), which held that

		the eleventh amendment does not preclude the assertion of Title VII disparate impact claims of discrimination against state defendants, as further set out in order ( signed by Judge Myron H. Thompson ) , copies provided to counse; furnished to TW. VACATED PER ORDER OF 7/2/98 (djy) (Entered: 04/26/2001)
06/15/1998	567	ORDER directing that the [564-1] motion to confirm non-consolidation of CRUM w/REYNOLDS by State Personnel Dept and [564-2] motion to Sever CRUM from REYNOLDS by State Personnel Dept be set for submission on 6/26/98, with all briefs due by said date ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (djy) (Entered: 04/26/2001)
06/18/1998	568	Notification to court/MOTION by defendants of desire for final appealable order, or in the alternative for final appealable order referred to Judge Myron H. Thompson (djy) (Entered: 04/26/2001)
06/30/1998	569	RESPONSE by USA to [564-1] motion to confirm non-consolidation of CRUM w/REYNOLDS by State Personnel Dept, or in the alternative [564-2] motion to Sever CRUM from REYNOLDS by State Personnel Dept. Referred to Judge Myron H. Thompson (djy) (Entered: 04/26/2001)
06/30/1998	570	RESPONSE by USA and opposition to defs' request (Doc #332) for entry of Rule 54(b) order concerning court's denial of motion to dismiss disparate impact claims on 11th Amendment Grounds. Referred to Judge Myron H. Thompson (djy) (Entered: 04/26/2001)
07/02/1998	571	ORDER granting [564-1] motion to confirm non-consolidation of CRUM w/REYNOLDS to the extent that it is DECLARED that, although Reynolds is consolidated with Ballard, although Crum is consolidated with Ballard, Crum is not consolidated with Reynolds, as further set out in order ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA. (djy) (Entered: 04/26/2001)
07/02/1998	572	ORDER granting [568-1] motion for final appealable order; vacating [566-1] order; denying motion to dismiss disparate impact claims; with the denial of the defs' dismissal motion on the merits and thus the rejection of the defs' eleventh-amendment defense, the defs now have an appealable order ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to USA. (djy) (Entered: 04/26/2001)
07/10/1998	573	ORDER directing that the US shall file with the court a written response to the Adams intervenors' (CA #85-T-665-N Doc #2902) motion by 4:00 p.m. on 7/24/98; directing the clerk to provide the US copies of the listed pleadings along with its copy of this order ( signed by Judge Myron H. Thompson ) , copies provided to counsel; mailed to US w/copies of pleadings, as directed to Marybeth Martin; furnished to TW &all Mag Judges. (djy) (Entered: 04/26/2001)
07/13/1998	574	NOTICE of Attorney Appearance for Governor Fob James, Jr. by William P Gray, Jr. (djy) (Entered: 04/26/2001)
07/14/1998	575	ORDER TO SHOW CAUSEas to why Flowers should not replace Ballard as a named defendant in this case; further as to why the titles of the named defendants should not precede their names in the style of the case, thus changing the short form of the style to US vs. Director of the ASPD, as further set out in order; Response to Order to Show Cause due on 7/28/98 for USA, for Halycon Ballard, for AL State Conf NAACP, for Ala State Employees, for Bob Cook, for Al Sessions, for Ann Geisenheimer, for State Personnel Dept ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to TW and all Mag Judges. (djy) (Entered: 04/26/2001)
07/24/1998	576	MEMORANDUM by USA in response to Adams intervenors' renewed motion for modification and/or clarification filed in response to [573-1] order entered 7-10-98. Referred to Judge Myron H. Thompson (djy) (Entered: 04/26/2001)
07/29/1998	577	ORDER directing as follows: (1) Thomas G. Flowers, Interim Director of the State Personnel Dept., shall replace Halycon Vance Ballard former Director of the dept., as a named def in this case; (2) the titles of the named defs shall precede their names in the style of this case; for example, the named defs shall be listed in the

		style as "Director of the ALSPD, Thomas G. Flowers," "Director of ALDOT, Jimmy Butts," and so on; (3) the short form of the style of this case will be, from this point forward, United States v. Director of the Alabama State Personnel Department ( signed by Judge Myron H. Thompson ), copies provided to counsel. (djt) (Entered: 04/26/2001)
07/31/1998	578	ORDER setting the Adams intervenors renewed motion for modification and clarification (Doc. No. 2902) for a hearing at 10:00 a.m on 8-21-98 in the 2nd floor courtroom of the FMJFB &USC, Montgomery, Al; inviting the US to participate as further set out in order; further ORDERING that the parties shall submit to the court by 4:00 pm on 8-18-98, proposed findings of fact and conclusions of law concerning the issues to be addressed at the hearing ( signed by Judge Myron H. Thompson ), copies provided to counsel; furnished to MT, TW &all Mag Judges. (djt) (Entered: 04/26/2001)
08/18/1998	579	Adams intervenors' (CA 85-T-665-N) NOTICE of filing proposed findings of fact and conclusions of law concerning the issues to be addressed with regard to the Adams intervenors' renewed motion for modification and/or clarification filed 6/29/98 (Doc # 2902 in Reynolds). Referred to Judge Thompson. (djt) (Entered: 04/27/2001)
12/14/2000	580	ORDER directing that the Adams intervenors' (85-T-665-N) renewed motion for modification or clarification, filed 6-29-98 (Doc 2902) and amended on 8-17-98 (Doc 3107), is granted to the extent that neither the express language in the FRAZER injunctions nor that in consent decree I requires or authorizes application of the no-bypass rule to circumstances in which an African-American applicant is ranked higher than a white applicant on a certificate of eligibles due to random ranking of applicants (Doc No 4660 in Reynolds 85-T-665-N) ( signed by Judge Myron H. Thompson ), copies provided to counsel. (djt) (Entered: 04/27/2001)
12/15/2000	581	ORDER directing that this court's order of 7.28.98, replacing Halycon Vance Ballard with Thomas G. Flowers as the named def in the above-styled cause, is amended to reflect that Thomas G. Flowers is now the permanent Director of the ALSPD ( signed by Judge Myron H. Thompson ), copies provided to counsel; furnished to SC. (djt) (Entered: 04/27/2001)
04/05/2001	583	MOTION by USA (ERROR-edit 8/20/01 djt-pleading by private plaintiffs) to show cause why defs should not be held in contempt of court referred to Judge Myron H. Thompson (djt) Modified on 08/20/2001 (Entered: 04/27/2001)
04/06/2001	584	ORDER granting [583-1] motion to show cause to the extent that defs are to show cause as to why they should not be held in contempt of court, as further set out in order; setting response to Order to Show Cause due on 4:00 4/20/01 for defendants ( signed by Judge Myron H. Thompson ), copies provided to counsel; furnished to SC. (djt) (Entered: 04/27/2001)
04/20/2001	585	Initial Response by defendants to [581-1] Order to Show Cause. Referred to Judge Myron H. Thompson (djt) (Entered: 04/27/2001)
04/25/2001	586	MOTION by State Personnel Dept for leave for R. Frank Ussery to Withdraw as Attorney referred to Judge Myron H. Thompson (djt) (Entered: 04/26/2001)
04/26/2001	<u>587</u>	ORDER directing that the Hon. Don Siegelman, Governor of the State of Alabama, shall replace the Hon. Fob James, former Governor Alabama, as a named defendant in this action ( signed by Judge Myron H. Thompson ), copies provided to counsel and defendant Siegelman. (djt) (Entered: 04/26/2001)
04/26/2001	<u>588</u>	ORDER directing that plf USA is allowed until 5/2/01 to file a statement on the issue of whether private plaintiffs can file a contempt motion based on a Frazer violation ( signed by Judge Myron H. Thompson ), copies provided to counsel. (djt) (Entered: 04/26/2001)
04/27/2001	<u>589</u>	ORDER granting [586-1] motion for leave for R. Frank Ussery to Withdraw as Attorney ( signed by Judge Myron H. Thompson ), copies provided to counsel. (djt) (Entered: 04/27/2001)
04/30/2001	<u>590</u>	ORDER amending [588-1] order; allowing plaintiff USA until 5/11/01 to file its statement ( signed by Judge Myron H. Thompson ), copies provided to counsel.

		(djy) (Entered: 04/30/2001)
05/01/2001	591	NOTICE of Attorney Appearance for Don Siegelman by Edward A. Hosp (sl) (Entered: 05/02/2001)
05/09/2001	592	USA's statement regarding private plaintiffs' motion to show cause in response to court's 4/26/01 order. Referred to Judge Thompson. (djy) (Entered: 05/10/2001)
06/19/2001	<u>593</u>	ORDER denying [583-1] motion for civil contempt filed by the private plaintiffs on 4/5/01, as further set out in order ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to SC. (djy) (Entered: 06/19/2001)
06/26/2001	<u>594</u>	ORDER TO SHOW CAUSE why the defendants' motion to rescind consolidation of Crum with Frazer, filed 11/1/00 (Crum Doc No 408) should not be granted, as further set out; Response to Order to Show Cause due on 7/13/01 for Don Siegelman, for Abigail P. van Alstyne, for Russell W. Adams, for Rocco J. Calamusa, for Ann K. Wiggins, for Robert F. Childs Jr., for Robert L. Wiggins Jr., for Harry A. Lyles, for William F. Gardner, for John R. Wible, for Andrew Redd, for Thomas T. Gallion III, for State Personnel Dept, for Ann Geisenheimer, for Al Sessions, for Bob Cook, for Ala State Employees, for AL State Conf NAACP, for Thomas G. Flowers, for USA ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to SC. (djy) (Entered: 06/26/2001)
07/02/2001	<u>595</u>	Submission of Defendants identifying issues pending disposition before the court. Referred to Judge Thompson. (djy) (Entered: 07/03/2001)
07/05/2001	<u>597</u>	ORDER directing that the [596-1] motion to Alter, etc., filed by the private plaintiffs be set for submission on 7/26/01, without oral argument, with all briefs due by said date, as further set out ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to SC. (djy) (Entered: 07/05/2001)
07/12/2001	<u>598</u>	Response by USA to [594-1] Order to Show Cause. Referred to Judge Myron H. Thompson (djy) (Entered: 07/13/2001)
07/13/2001	<u>599</u>	RESPONSE by defendants' to motions to intervene (Crum 94-T-356-N Doc nos 451 &452) referred to Judge Myron H. Thompson (djy) (Entered: 07/16/2001)
07/13/2001	<u>600</u>	Response by plaintiffs to [594-1] Order to Show Cause entered 6/26/01 (Crum Doc. No 456 and Frazer Doc No 594). Referred to Judge Myron H. Thompson (djy) (Entered: 07/16/2001)
07/26/2001	<u>601</u>	RESPONSE by USA to [596-1] motion to Alter, [596-2] motion to Amend [593-1] order, [596-3] motion Reconsider denial of contempt proceedings in [593-1] order. Referred to Judge Myron H. Thompson (djy) (Entered: 07/27/2001)
08/20/2001	<u>602</u>	REPLY by Private Plaintiffs to response to [596-1] motion to Alter, [596-2] motion to Amend [593-1] order, [596-3] motion Reconsider denial of contempt proceedings in [593-1] order. Referred to Judge Myron H. Thompson (djy) (Entered: 08/20/2001)
02/20/2003	<u>603</u>	(Notice of Withddrawal) MOTION by Don Siegelman for Edward A. Hosp to Withdraw as Attorney for the Governor of Alabama referred to Judge Myron H. Thompson (vmc) (Entered: 02/21/2003)
02/24/2003	<u>604</u>	ORDER granting [603-1] motion for Edward A. Hosp to Withdraw as Attorney for the Governor of Alabama (Terminated Edward A. Hosp) ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 02/24/2003)
02/25/2003	<u>605</u>	MOTION to Intervene of Timothy D. Pope referred to Judge Myron H. Thompson (vmc) (Entered: 02/26/2003)
02/27/2003	<u>606</u>	ORDER that on or before 3/21/03 plaintiff shall file a motion to name the current state officials as defendants in this case; setting Motion Filing deadline to 3/21/03 ( signed by Judge Myron H. Thompson), copies provided to counsel. (ajr) (Entered: 02/27/2003)
02/27/2003	<u>607</u>	ORDER [605-1] motion to Intervene of Timothy D. Pope set for submission on 3/21/03 setting Brief deadline to 3/21/03 (signed by Judge Myron H. Thompson), copies provided to counsel, SC. (ajr) (Entered: 02/27/2003)

03/19/2003	<u>608</u>	MOTION by State Personnel Dept for Extension of Time to respond to the motion of Timothy D. Pope to intervene in this action referred to Judge Myron H. Thompson (vmc) (Entered: 03/20/2003)
03/20/2003		Deadline updated; set Telephone Conference for 8:45 3/20/03 before Judge Myron H. Thompson (vmc) (Entered: 03/20/2003)
03/20/2003		Tele-conference held before Judge Myron H. Thompson on 3/20/03 (vmc) (Entered: 03/21/2003)
03/20/2003	<u>609</u>	Courtroom Deputy's MINUTES of proceedings: Telephone Conference held on 3/20/03 before the Hon. Myron H. Thompson; Telephone conf. Re: motion to intervene filed on 3/19/03 (vmc) (Entered: 03/21/2003)
03/20/2003	<u>610</u>	MOTION by USA to hold intervention motion in abeyance for 45 days to permit the parties to continue their discussions referred to Judge Myron H. Thompson (vmc) (Entered: 03/21/2003)
03/20/2003	<u>611</u>	MOTION by USA to name current state officials as defendants referred to Judge Myron H. Thompson (vmc) (Entered: 03/21/2003)
03/20/2003	<u>612</u>	NOTICE of substitution of original pleading by State Personnel Dept; referred to Judge Thompson (vmc) (Entered: 03/21/2003)
03/21/2003	<u>613</u>	ORDER granting [611-1] motion to name current state officials as defendants and the current state officials are substituted as defendants as requested ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 03/21/2003)
03/25/2003	<u>614</u>	NOTICE of Attorney Appearance for USA by Marybeth Martin and Jay D. Adelstein (vmc) (Entered: 03/26/2003)
03/27/2003	<u>615</u>	ORDER granting (610) motion to hold intervention motion in abeyance for 45 days to permit the parties to continue their discussions; granting <u>608</u> motion for extension of time; [605-1] motion to Intervene of Timothy D. Pope set for submission on 5/16/03 set parties Brief deadline to 5/6/03 ; set movant Pope's deadline to 5/16/03 ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. [edited to show motion granted 1/20/04 & 1/21/04 - vmc] (vmc) Modified on 01/22/2004 (Entered: 03/27/2003)
03/28/2003	<u>616</u>	ORDER denying [596-1] motion to Alter, denying [596-2] motion to Amend [593-1] order, denying [596-3] motion Reconsider denial of contempt proceedings in [593-1] order ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (AMENDED PER ORDER #662 FILED 2/26/04) (vmc) Modified on 02/26/2004 (Entered: 03/28/2003)
03/31/2003	<u>617</u>	ORDER denying [582-1] motion to Alter, [582-2] motion Amend [580-1] order, [582-3] motion for Reconsider [580-1] order, as the court has tried to make clear the Frazer no-bypass rule applies to true, merit-based rankings ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to SC. (djy) (Entered: 03/31/2003)
04/14/2003	<u>618</u>	MOTION by USA for Sharon A. Seeley, Stephen J. Curran to Withdraw as Attorney for plaintiff referred to Judge Myron H. Thompson (vmc) (Entered: 04/15/2003)
04/16/2003	<u>619</u>	ORDER granting [618-1] motion for Sharon A. Seeley, Stephen J. Curran to Withdraw as Attorney for plaintiff (Terminated Sharon A. Seeley and Stephen J. Curran ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 04/16/2003)
04/24/2003	<u>620</u>	MOTION by Plaintiffs in Reynolds to require service of pleadings and materials related to application for intervention and for an extension of time to respond referred to Judge Myron H. Thompson (djy) (Entered: 04/25/2003)
04/25/2003	<u>621</u>	ORDER TO SHOW CAUSE in writing as to why the Reynolds plaintiffs' motion to require service, etc. and motion for extension of time, etc. filed 4/24/03 (Doc 620) should not be granted; Response to Order to Show Cause due on 5/1/03 for Private Plaintiffs, for State Personnel Dept, for USA ( signed by Judge Myron H.

		Thompson ) , copies provided to counsel; furnished to SC. (dgy) (Entered: 04/25/2003)
04/25/2003	<u>622</u>	MOTION by Private Plaintiffs to require service of pleadings and materials related to application for intervention and an Extension of Time to respond referred to Judge Myron H. Thompson (vmc) (Entered: 04/28/2003)
04/28/2003	<u>623</u>	ORDER TO SHOW CAUSE as to why the Crum plaintiffs' motion to require service, etc., and motion for extension of time, etc. should not be granted: Response to Order to Show Cause due on 5/1/03 for parties ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 04/28/2003)
05/01/2003	<u>624</u>	RESPONSE by USA to [622-1] motion to require service of pleadings and materials related to application for intervention by Private Plaintiffs, [622-2] motion an Extension of Time to respond by Private Plaintiffs referred to Judge Myron H. Thompson (vmc) (Entered: 05/02/2003)
05/01/2003	<u>625</u>	RESPONSE by Thomas G. Flowers to [622-1] motion to require service of pleadings and materials related to application for intervention by Private Plaintiffs, [622-2] motion an Extension of Time to respond by Private Plaintiffs referred to Judge Myron H. Thompson (vmc) Modified on 05/02/2003 (Entered: 05/02/2003)
05/01/2003	<u>626</u>	RESPONSE by USA to [620-1] motion to require service of pleadings and materials related to application for intervention by Private Plaintiffs, [620-2] motion for an extension of time to respond by Private Plaintiffs referred to Judge Myron H. Thompson (vmc) (Entered: 05/02/2003)
05/01/2003	<u>627</u>	RESPONSE by Timothy D. Pope to [620-1] motion to require service of pleadings and materials related to application for intervention by Private Plaintiffs, [620-2] motion for an extension of time to respond by Private Plaintiffs referred to Judge Myron H. Thompson (dgy) (Entered: 05/02/2003)
05/02/2003	<u>628</u>	ORDER (also applies to Reynolds 85-T-665-N) directing as follows: (1) the Reynolds plaintiffs [620-1] motion to require service of pleadings and materials related to application for intervention and [620-2] motion for an extension of time to respond is GRANTED, as further set out in order; (2) directing that the [605-1] motion to Intervene of Timothy D. Pope be reset for submission on 5/30/03, without oral argument, with everyone except movant Pope to file their briefs by 5/20/03, and movant Pope to do the same by 5/30/03 ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to SC. (dgy) Modified on 05/02/2003 (Entered: 05/02/2003)
05/02/2003	<u>629</u>	ORDER (also applies to CRUM 94-T-356-N) directing as follows: (1) the Crum plaintiffs' [622-1] motion to require service of pleadings and materials related to application for intervention, and [622-2] motion an Extension of Time to respond is GRANTED, as further set out in order; (2) directing that the [605-1] motion to Intervene of Timothy D. Pope be reset for submission on 5/30/03, without oral argument, with everyone except movant Pope to file their briefs by 5/20/03, and movant Pope to do the same by 5/30/03 ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furnished to SC (dgy) (Entered: 05/02/2003)
05/07/2003	<u>630</u>	MOTION for Dorman Walker to Withdraw as Counsel for dfts The Alabama Department of Industrial Relations, etc. referred to Judge Myron H. Thompson (vmc) (Entered: 05/07/2003)
05/09/2003	<u>631</u>	ORDER granting [630-1] motion for Dorman Walker to Withdraw as Counsel for dfts The Alabama Department of Industrial Relations, etc. ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 05/09/2003)
05/20/2003	<u>632</u>	RESPONSE by USA to [605-1] motion to Intervene of Timothy D. Pope referred to Judge Myron H. Thompson (vmc) (Entered: 05/21/2003)
05/20/2003	<u>633</u>	RESPONSE by Thomas G. Flowers to [605-1] motion to Intervene of Timothy D. Pope referred to Judge Myron H. Thompson (vmc) (Entered: 05/21/2003)
05/20/2003	<u>634</u>	JOINT MOTION by Plaintiff USA and Defendants to terminate no-bypass provisions of injunctive ; (w/Exhibit A attached) referred to Judge Myron H.

		Thompson (vmc) (Entered: 05/21/2003)
05/20/2003	<u>635</u>	RESPONSE by Private Plaintiffs to [605-1] motion to Intervene of Timothy D. Pope referred to Judge Myron H. Thompson (vmc) (Entered: 05/21/2003)
05/20/2003		<u>634</u> JOINT MOTION to terminate the no-bypass rule TREATED as MOTION for Preliminary Relief by United States of America, Don Siegelman, Private Plaintiffs, Thomas G. Flowers, Alabama Department of Corrections, Ala State Employees, Bob Cook, Al Sessions, Ann Geisenheimer, State of Alabama Personnel Department. (dmn) (This document has no pdf attached, see Document <u>634</u> for pdf.) (Entered: 05/20/2005)
05/22/2003	<u>636</u>	(Proposed Intervenor's) MOTION by Timothy D. Pope for Extension of Time to respond to the filings in opposition to movant's motion to intervene referred to Judge Myron H. Thompson (vmc) (Entered: 05/22/2003)
05/22/2003	<u>637</u>	MOTION to Intervene to oppose termination or modification of the injunction entered in this action and to otherwise enforce such injunction by Johnny Reynolds, Jeffrey Brown, Ouida Maxwell, Peggy Allen referred to Judge Myron H. Thompson (djt) (Entered: 05/23/2003)
05/22/2003	<u>638</u>	MOTION to Intervene to oppose termination or modification of the injunction entered in this action and to otherwise enforce such injunction by Eugene Crum Jr. referred to Judge Myron H. Thompson (djt) Modified on 06/23/2003 (Entered: 05/23/2003)
05/23/2003	<u>639</u>	ORDER granting [636-1] motion for Extension of Time to respond to the filings in opposition to movant's motion to intervene; [605-1] motion to Intervene of Timothy D. Pope reset for submission on 6/13/03 reset Pope's Brief deadline to 6/13/03 ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 05/23/2003)
05/23/2003	<u>640</u>	ORDER TO SHOW CAUSE as to why the joint motion to terminate, etc. should not be granted: Response to Order to Show Cause due on 6/13/03 for proposed intervenors; it is further ordered that the parties and proposed intervenors are allowed until 6/13/03, to submit briefs as further set out in order ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 05/23/2003)
05/23/2003		Deadline updated; set Brief parties and proposed intervenors deadline to 6/13/03 (vmc) (Entered: 05/23/2003)
05/23/2003	<u>641</u>	ORDER TO SHOW CAUSE as to why the motion to intervene by Johnny Reynolds, et al should not be granted: Response to Order to Show Cause due on 6/13/03 for parties and proposed intervenors ( signed by Judge Myron H. Thompson ) , copies provided to counsel; furn: sc. (vmc) (Entered: 05/23/2003)
05/23/2003		Tele-conference held before Judge Myron H. Thompson on 5/23/03 (vmc) (Entered: 05/27/2003)
05/23/2003	<u>642</u>	Courtroom Deputy's MINUTES of proceedings: (Court Reporter – Risa Entekin) – Telephone Conference – Telephone Conference commenced on parties' Joint Motion to Terminate (DN 634); Order to issue setting submission deadline; Conference concluded (vmc) (Entered: 05/27/2003)
05/23/2003		Risa L. Entekin, Court reporter's TRANSCRIPT filed for dates of 5/23/03 on Telephone Conference on Parties' Joint Motion to terminate held before Hon. Myron H. Thompson (vmc) (Entered: 05/27/2003)
06/05/2003	<u>643</u>	MOTION by Private Plaintiffs for Rule 54(b) Judgment, or in the alternative, for Certification pursuant to 28 U.S.C. Section 1292(b) referred to Judge Myron H. Thompson (vmc) (Entered: 06/06/2003)
06/06/2003	<u>644</u>	ORDER directing that the [643-1] motion for Rule 54(b) Judgment and [643-2] motion for Certification pursuant to 28 U.S.C. Section 1292(b) by Private Plaintiffs be set for submission on 6/13/03, without oral argument, with all briefs due by said date ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (djt) (Entered: 06/06/2003)



06/13/2003	<u>645</u>	ORDER directing that the June 13, 2003, deadline for all FLOWERS related matters in these three cases is extended to 6/20/03 ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (djt) (Entered: 06/13/2003)
06/18/2003	<u>646</u>	MEMORANDUM by Defendants in opposition to [643-1] motion for Rule 54(b) Judgment, by Private Plaintiffs, [643-2] motion for Certification pursuant to 28 U.S.C. Section 1292(b) by Private Plaintiffs referred to Judge Myron H. Thompson (vmc) (Entered: 06/19/2003)
06/20/2003	<u>647</u>	BRIEF by defendants concerning proceedings on [634-1] joint motion to terminate no-bypass provisions of injunctive. Referred to Judge Myron H. Thompson (djt) (Entered: 06/20/2003)
06/20/2003	<u>648</u>	Response by Timothy D. Pope to [640-1] Order to Show Cause to joint motion to terminate no-bypass provisions of injunctive orders (also refers to Doc 634) referred to Judge Myron H. Thompson (djt) (Entered: 06/20/2003)
06/20/2003	<u>649</u>	REPLY BRIEF by Timothy D. Pope on [605-1] motion to Intervene of Timothy D. Pope (Exhibit A attached). Referred to Judge Myron H. Thompson (djt) (Entered: 06/20/2003)
06/20/2003	<u>650</u>	Response by USA to [641-1] Order to Show Cause re: intervention motions filed by Reynolds, et al and Crum, et al. and court's request for recommendation on how to proceed. Referred to Judge Myron H. Thompson (djt) (Entered: 06/20/2003)
06/20/2003	<u>651</u>	Response by Johnny Reynolds, et al and Eugene Crum Jr. et al. to [640-1] Order to Show Cause re: motion to terminate the no-bypass paragraph of the injunction in FRAZER (also refers to Doc 634). Referred to Judge Myron H. Thompson (djt) (Entered: 06/20/2003)
06/20/2003	<u>652</u>	RESPONSE by Thomas G. Flowers, State Personnel Dept to [638-1] motion to Intervene to oppose termination or modificaiton of the injunction entered in this action and to otherwise enforce such injunction by Eugene Crum Jr. Referred to Judge Myron H. Thompson (djt) (Entered: 06/23/2003)
06/20/2003	<u>653</u>	RESPONSE by defendants to [637-1] motion to Intervene to oppose termination or modification of the injunction entered in this action and to otherwise enforce such injunction by Johnny Reynolds, Jeffrey Brown, Ouida Maxwell, Peggy Allen. Referred to Judge Myron H. Thompson (djt) (Entered: 06/23/2003)
06/23/2003		REFERRAL JUDGE assigned to Mag. Judge Charles S. Coody (djt) (Entered: 06/23/2003)
10/22/2003	<u>654</u>	DEFENDANT'S MOTION for expedited rulings referred to Judge Myron H. Thompson (vmc) (Entered: 10/23/2003)
01/20/2004	<u>655</u>	ORDER granting [605-1] motion to Intervene of Timothy D. Pope ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (ag) (Entered: 01/20/2004)
01/20/2004	<u>656</u>	ORDER granting [637-1] motion to Intervene to oppose termination or modification of the injunction entered in this action and to otherwise enforce such injunction by Johnny Reynolds, Jeffrey Brown, Ouida Maxwell, Peggy Allen ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (ag) (Entered: 01/20/2004)
01/21/2004	<u>657</u>	MOTION by USA for Kenneth E. Vines to Withdraw as Attorney and to Substitute Attorney Patricia A. Synder ; referred to Judge Myron H. Thompson (ag) (Entered: 01/21/2004)
01/22/2004	<u>658</u>	ORDER granting [657-1] motion for Kenneth E. Vines to Withdraw as Attorney (Terminated attorney Kenneth E. Vines for USA) ; granting [657-2] motion to Substitute Attorney (added attorney Patricia A. Synder) ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (ag) (Entered: 01/22/2004)
01/28/2004	<u>659</u>	Intervenor's COMPLAINT by against Thomas G. Flowers, State Personnel Dept, Dept. of Corrections ; referred to Judge Thompson (ag) (Entered: 01/29/2004)

01/28/2004	659	MOTION by Timothy D. Pope to Modify Injunction ; referred to Judge Myron H. Thompson (ag) (Entered: 01/29/2004)
02/23/2004	<u>660</u>	ORDER (1) the parties are to submit to the court by 3/22/04, a jointly agreed-upon discovery plan for this case ; setting Telephone Status Conference, to be arranged by the United States, for 9:00 a.m. on 4/2/04 before Judge Myron H. Thompson ( signed by Judge Myron H. Thompson ) , copies provided to counsel, yg, hc, sc. (ag) (Entered: 02/23/2004)
02/26/2004	<u>661</u>	ORDER granting [638-1] motion to Intervene to oppose termination or modificaiton of the injunction entered in this action and to otherwise enforce such injunction by Eugene Crum Jr. ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (ag) (Entered: 02/26/2004)
02/26/2004	<u>662</u>	ORDER granting in part, denying in part [643-1] motion for Rule 54(b) Judgment,, granting in part, denying in part [643-2] motion for Certification pursuant to 28 U.S.C. Section 1292(b) ; granting [643-1] and [643-2] motion to the extent that the court's order filed April 5, 2001, dismissing the Frazer claims from the Crum litigation (Crum doc. no. 416), and the court's order filed 3/28/03, denying the Crum plaintiffs' motion for contempt (Flowers doc. no. 616, Crum doc. no. 610) are certified for appeal ; (2) Said orders (Crum doc. no. 416; Flowers doc. [616-1], Crum doc. no 610) are amended to reflect the following additional finding; this order involves a controlling question of law as to which there is substantial grounds for difference of opinion, and an immediate appeal from the order may materially advance the ultimate termination of the litigation ; the motion is denied in all other respects order ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (ag) (Entered: 02/26/2004)
03/04/2004	<u>663</u>	ANSWER by Thomas G. Flowers, State Personnel Dept to [659-1] intervenor complaint and motion to modify injunction of plaintiff-intervor Timothy D. Pope ; referred to Judge Myron H. Thompson (ag) (Entered: 03/05/2004)
03/08/2004	<u>664</u>	NOTICE to Court of Conference of Parteis by USA ; referred to Judge Thompson (ag) (Entered: 03/08/2004)
03/12/2004	<u>665</u>	ORDER allowing the Reynolds plaintiff-intervenors and the Crum plaintiff-intervenors to file their complaints-in-intervention; setting Amended Pleadings deadline to 3/12/04 ; allowing the other parties until 04/12/04 to respond to the complaints-in-intervention; directing parties to Show Cause in writing by 04/12/04 as to why [659-1] motion to Modify Injunction should not be granted ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (mfm) (Entered: 03/12/2004)
03/12/2004	<u>666</u>	Intervenor's COMPLAINT by Eugene Crum et al. against Thomas G. Flowers, State Personnel Dept, Dept. of Corrections ; referred to Judge Thompson (ag) (Entered: 03/15/2004)
03/12/2004	<u>667</u>	Intervenor's COMPLAINT by Johnny Reynolds, Peggy Allen, Martha Ann Boleware, Jeffrey Brown, Ouida Maxwell, Cecil Parker, Robert Johnson against Thomas G. Flowers, State Personnel Dept, Dept. of Corrections ; referred to Judge Thompson (ag) (Entered: 03/15/2004)
03/15/2004	<u>668</u>	MOTION by State Personnel Dept for Lisa W. Borden to Withdraw as Attorney ; referred to Judge Myron H. Thompson (ag) (Entered: 03/16/2004)
03/16/2004	<u>669</u>	ORDER granting [654-1] motion for expedited rulings ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (ag) (Entered: 03/16/2004)
03/16/2004	<u>670</u>	ORDER granting [668-1] motion for Lisa W. Borden to Withdraw as Attorney ( signed by Judge Myron H. Thompson ) , copies provided to counsel. (ag) (Entered: 03/16/2004)
03/22/2004	<u>671</u>	Proposed Discovery Plan/RESPONSE by Eugene Crum Jr., Johnny Reynolds to [660-2] order ; referred to Judge Myron H. Thompson (ag) (Entered: 03/23/2004)
03/22/2004	<u>672</u>	Proposed Discovery Plan/RESPONSE by USA, State Personnel Dept, Timothy D. Pope to [660-2] order ; referred to Judge Myron H. Thompson (ag) (Entered: 03/23/2004)

04/02/2004		Tele-conference held before Judge Myron H. Thompson on 4/2/04 (ag) (Entered: 04/02/2004)
04/02/2004	<u>673</u>	Courtroom Deputy's MINUTES of proceedings: Telephone conference held 4/2/04 on [634-1] joint motion to terminate no-bypass provisions of injunctive before Judge Thompson Court Reporter Mitchell Reisner (ag) (Entered: 04/02/2004)
04/07/2004	<u>674</u>	ORDER adopting re <u>672</u> proposed discovery plan filed by United States of America, State of Alabama Personnel Department, Timothy D. Pope ; Discovery due by 5/30/2004 ; Status Conference by telephone set for 6/4/2004 09:00 AM before Honorable Myron H. Thompson ; the parties to submit to the court their proposals of what these next steps should be. Signed by Judge Myron H. Thompson on 4/7/04. (ag, ) (Entered: 04/07/2004)
04/07/2004	<u>675</u>	NOTICE Filing of Updated Expert Report to the April 2003 Expert Report by Thomas G. Flowers, State of Alabama Personnel Department (ag, ) (Entered: 04/09/2004)
04/21/2004	<u>676</u>	MOTION to Intervene by Billy R. Stephens, Janet E. Justice, John D'Arville, Quinton W. Beard, Loyd Arrington. (Attachments: # <u>1</u> Exhibit complaint-in-intervention and motion to modify)(Brown, Gary) (Entered: 04/21/2004)
04/21/2004	<u>677</u>	MOTION to Certify Class by Timothy D. Pope. (Brown, Gary) (Entered: 04/21/2004)
04/21/2004	<u>678</u>	BRIEF/MEMORANDUM in Support re <u>677</u> MOTION to Certify Class filed by Timothy D. Pope. (Brown, Gary) (Entered: 04/21/2004)
04/21/2004	<u>679</u>	ORDER TO SHOW CAUSE, in writing, as to why the <u>676</u> Motion to Intervene should not be granted. Show Cause Response due by 4/30/2004.. Signed by Judge Myron H. Thompson on 04/21/04. (sl, ) (Entered: 04/21/2004)
04/21/2004	<u>680</u>	ORDER TO SHOW CAUSE, in writing, as to why the <u>677</u> Motion for Class Certification should not be granted. Show Cause Response due by 4/30/2004.. Signed by Judge Myron H. Thompson on 04/21/04. (sl, ) (Entered: 04/21/2004)
04/29/2004	<u>681</u>	MOTION for Extension of Time to File Response/Reply to <u>676</u> MOTION to Intervene and, <u>677</u> MOTION to Certify Class as directed in <u>679</u> Order to and <u>680</u> Orders to Show Cause by Eugene Crum Jr. et al. and Johnny Reynolds, et al. (dgy, ) (Entered: 04/29/2004)
04/29/2004	<u>684</u>	RESPONSE to Motion re <u>676</u> MOTION to Intervene, <u>677</u> MOTION to Certify Class filed by United States of America. (dgy, ) (Entered: 04/30/2004)
04/29/2004	<u>685</u>	RESPONSE to Motion to Pope Intervenor's 659 Motion to modify injunction filed by United States of America. (dgy, ) (Entered: 04/30/2004)
04/30/2004	<u>682</u>	ORDER directing as follows: (1) the Reynolds and Crum plf-intervenors' <u>681</u> MOTION for Extension of Time to File Response/Reply is granted; (2) all parties will show cause, in writing, as to why the <u>676</u> MOTION to Intervene should not be granted; (3) all parties will show cause, in writing, as to why the <u>677</u> MOTION to Certify Class should not be granted; Show Cause Response due by 5/7/2004.. Signed by Judge Myron H. Thompson on 04/30/04. (dgy, ) (Entered: 04/30/2004)
04/30/2004	<u>683</u>	ORDER directing that the Status Conference set for 6/4/2004 is reset for 6/17/2004 08:30 AM before Honorable Myron H. Thompson to discuss the next steps in this litigation; allowing the parties until 6/11/2004 to submit to the court their proposals of what these next steps should be. Signed by Judge Myron H. Thompson on 4/30/04. (dgy, ) (Entered: 04/30/2004)
04/30/2004	<u>686</u>	ANSWER to Complaint-in-Intervention of Johnny Reynolds et al by Thomas G. Flowers, State of Alabama Personnel Department.(sl, ) (Entered: 05/03/2004)
04/30/2004	<u>687</u>	RESPONSE to <u>676</u> MOTION to Intervene of Loyd Arrington, Quinton W. Beard, John D. D'Arville, Janet E. Justice and Billy R. Stephens filed by Thomas G. Flowers, State of Alabama Personnel Department. (sl, ) (Entered: 05/03/2004)

04/30/2004		***Attorney Henry Clay Barnett for Thomas G. Flowers and State of Alabama Personnel Department added. (sl, ) (Entered: 05/03/2004)
04/30/2004	<u>688</u>	ANSWER to Complaint–in–Intervention of Eugene Crum et al by Thomas G. Flowers, State of Alabama Personnel Department.(sl, ) (Entered: 05/03/2004)
05/03/2004	<u>689</u>	ANSWER to Complaint – <i>in–Intervention of Reynolds and Crum, et al.</i> by Timothy D. Pope.(Brown, Gary) (Entered: 05/03/2004)
05/03/2004	<u>690</u>	RESPONSE in Opposition re 659 Motion to Amend/Correct <i>Injunction</i> filed by Peggy Allen, Martha Ann Boleware, Jeffrey Brown, Eugene Crum Jr., Ouida Maxwell, Cecil Parker, Johnny Reynolds. (Simon, Kell) (Entered: 05/03/2004)
05/07/2004	<u>691</u>	Response to Order re <u>677</u> MOTION to Certify Class, <u>680</u> Order to Show Cause by Ala State Employees, Alabama Department of Corrections, Bob Cook, Thomas G. Flowers, Ann Geisenheimer, Al Sessions, Don Siegelman, State of Alabama Personnel Department. (Abbot, Richard) (Entered: 05/07/2004)
05/07/2004	<u>692</u>	RESPONSE to Motion re <u>676</u> MOTION to Intervene, <u>677</u> MOTION to Certify Class filed by Peggy Allen, Martha Ann Boleware, Jeffrey Brown, Eugene Crum Jr., Robert Johnson, Ouida Maxwell, Cecil Parker, Johnny Reynolds. (Simon, Kell) (Entered: 05/07/2004)
05/10/2004	<u>693</u>	ORDERED that by 5/24/04 the parties and proposed parties shall deliver to chambers courtesy copies of all documents that have been filed in this case since 5/20/03 (beginning with document 634) and that the parties shall also deliver courtesy copies of all future filings in this case as they occur.. Signed by Judge Myron H. Thompson on 05/10/04. (sl, ) (Entered: 05/10/2004)
05/12/2004	<u>694</u>	MOTION for Leave to Amend Answer and Defenses to Complaint in Intervention by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 05/13/2004)
05/13/2004	<u>695</u>	ORDER granting <u>694</u> Motion for Leave to Amend Answer and Defenses, etc . Signed by Judge Myron H. Thompson on 5/13/04. (ag, ) (Entered: 05/13/2004)
05/13/2004	<u>696</u>	AMENDED ANSWER to 659 Intervenor Complaint by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 05/13/2004)
05/25/2004		*** Attorney Mark Jefferson Williams terminated. (per note from Judge Thompson) (ag, ) (Entered: 05/25/2004)
06/01/2004	<u>697</u>	Notice of Filing Expert Response Report regarding the Racial Composition of the State of Alabama Workforce and Employment Selections etc., (w/attachment) by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 06/02/2004)
06/02/2004	<u>698</u>	Notice of Filing Plaintiffs' Rebuttal Expert Report of Dr. Edwin L. Bradley regarding the State of Alabama Workforce and Employment Selections etc., (w/attachment) by Peggy Allen, Martha Ann Boleware, Jeffrey Brown, Eugene Crum Jr., Robert Johnson, Ouida Maxwell, Cecil Parker, Private Plaintiffs, Johnny Reynolds. (ag, ) (Entered: 06/03/2004)
06/08/2004		TRANSCRIPT of Proceedings (In–Chambers Telephone Status Conference) held on 4/2/04 before Judge Thompson. Court Reporter: Mitchell Reisner. (ag, ) (Entered: 06/09/2004)
06/14/2004	<u>699</u>	Response to Order 683 by United States of America. (Adelstein, Jay) (Entered: 06/14/2004)
06/14/2004	<u>700</u>	Response to Order re <u>683</u> Order,, Set Hearings, <i>Proposal as to the Next Steps in this Litigation</i> by Timothy D. Pope. (Brown, Gary) (Entered: 06/14/2004)
06/14/2004	<u>701</u>	Response to Order re <u>683</u> Order,, Set Hearings, <i>requesting parties' proposals concerning next steps in litigation</i> by Eugene Crum Jr., Johnny Reynolds. (Simon, Kell) (Entered: 06/14/2004)
06/14/2004	<u>702</u>	MOTION to Strike <i>or, in the Alternative, for Additional Discovery and Expert Reports</i> by Eugene Crum Jr., Johnny Reynolds. (Simon, Kell) (Entered: 06/14/2004)

06/14/2004	<u>703</u>	Response to Order re <u>683</u> Order (for the proposed course of future proceedings) by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 06/15/2004)
06/15/2004	<u>704</u>	ORDER <u>702</u> MOTION to Strike or, in the Alternative, for Additional Discovery and Expert Reports filed by Johnny Reynolds, Eugene Crum set for submission on 6/16/04 at 2:00 p.m., with all briefs and evidentiary materials due by said date (Motion Submission Deadline set for 6/16/2004). Signed by Judge Myron H. Thompson on 6/15/04. (ag, ) (Entered: 06/15/2004)
06/15/2004	<u>705</u>	RESPONSE to <u>702</u> MOTION to Strike or, in the Alternative, for Additional Discovery and Expert Reports filed by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 06/16/2004)
06/16/2004	<u>706</u>	RESPONSE to Motion re <u>702</u> MOTION to Strike <i>or, in the Alternative, for Additional Discovery and Expert Reports</i> filed by Timothy D. Pope. (Clark, Richard) (Entered: 06/16/2004)
06/16/2004	<u>707</u>	MOTION in Limine to exclude expert report, opinions and testimony of Edwin L. Bradley, Ph.D by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 06/17/2004)
06/16/2004	<u>708</u>	MEMORANDUM of Law in Support re <u>707</u> MOTION in Limine filed by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 06/17/2004)
06/16/2004	<u>709</u>	Appendix of Exhibits in Support of re <u>707</u> MOTION in Limine (w/Exhibits A-I) filed by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 06/17/2004)
06/17/2004	<u>710</u>	Minute Entry for proceedings held before Judge Myron H. Thompson : Telephone Conference held on 6/17/2004. (Court Reporter Mitchell Reisner.) (ag, ) (Entered: 06/17/2004)
06/17/2004	<u>711</u>	RESPONSE to Motion re <u>707</u> MOTION in Limine filed by Timothy D. Pope. (Clark, Richard) (Entered: 06/17/2004)
06/29/2004	<u>712</u>	NOTICE of Appearance by Mai Lan Fogal Isler on behalf of Thomas G. Flowers, State of Alabama Personnel Department (ag, ) (Entered: 06/30/2004)
06/29/2004	<u>713</u>	Motion to Appear Pro Hac Vice (Mai Lan F. Isler) ( Filing fee \$ 20.00 receipt number 102778.) by Thomas G. Flowers, State of Alabama Personnel Department. (ag, ) (Entered: 06/30/2004)
06/29/2004		***Attorney Mai Lan Fogal Isler for Thomas G. Flowers and State of Alabama Personnel Department added. (ag, ) (Entered: 06/30/2004)
07/01/2004	<u>714</u>	ORDER granting <u>713</u> Motion for Leave to Appear Pro Hac Vice (Mai Isler) . Signed by Judge Myron H. Thompson on 7/1/04. (ag, ) (Entered: 07/01/2004)
07/27/2004	<u>715</u>	Reply to response to order to show cause re <u>676</u> MOTION to Intervene, <u>677</u> MOTION to Certify Class filed by Loyd Arrington. (Fitzpatrick, Raymond) (Entered: 07/27/2004)
01/10/2005	<u>716</u>	[THIS IS NOT A RESPONSE, BUT IS ACTUALLY A REQUEST FOR A STATUS CONFERENCE OR HEARING on the <u>702</u> Motion. Docketing error.-DMN] RESPONSE to <u>702</u> MOTION to Strike Or, in the Alternative, for Additional Discovery and Expert Reports and Request for Status Conference or Hearing re doc nos. 702 and 705 filed by State of Alabama Personnel Department. (Weller, Christopher) (Entered: 01/10/2005)
01/10/2005		REQUEST for Status Conference or Hearing Regarding Reynolds and Crum Intervenor-Plaintiffs' Motion to Strike, or, in the alternative, for Additional Discovery and Expert Reports (Doc. No. 702) by State of Alabama Personnel Department. (dmn) (This document has no pdf attached, see Document #716 for pdf.) (Entered: 03/30/2005)
03/28/2005	<u>717</u>	ORDER that Loyd Arrington, Quinton Beard, John D'Arville, Janet Justice, and Billy Stephens' <u>676</u> Motion to Intervene and plaintiff-intervenor Timothy Pope and the Arrington movants' <u>677</u> Motion for Class Certification are conditionally

		denied with leave to ask for reconsideration after the court makes a final determination as to the scope of discovery and the scope of its inquiry into the joint motion to terminate the no-bypass rule. Signed by Judge Myron H. Thompson on 3/28/2005. (dmn) (Entered: 03/28/2005)
03/29/2005	<u>718</u>	[VACATED PER <u>724</u> ORDER ENTERED 4/29/05] ORDER that the Reynolds and Crum intervenor-plaintiffs' <u>702</u> Motion to Strike and Alternative Motion for Additional Discovery and Expert Reports are denied at this time. The motions are premature. Signed by Judge Myron H. Thompson on 3/29/2005. (dmn) Modified on 4/29/2005 (djj, ). (Entered: 03/29/2005)
03/30/2005	<u>719</u>	MOTION in Limine to Exclude the Expert Report, Opinions, and Testimony of Drs. Joan Haworth and Janet Thornton by Eugene Crum, Jr, Johnny Reynolds. (Attachments: # <u>1</u> Text of Proposed Order)(Childs, Robert) (Entered: 03/30/2005)
03/30/2005	<u>720</u>	BRIEF/MEMORANDUM in Support re <u>719</u> MOTION in Limine to Exclude the Expert Report, Opinions, and Testimony of Drs. Joan Haworth and Janet Thornton filed by Eugene Crum, Jr, Johnny Reynolds. (Childs, Robert) (Entered: 03/30/2005)
03/30/2005	<u>721</u>	[VACATED PER <u>724</u> ORDER ENTERED 4/29/05] ORDER that defendants' <u>707</u> MOTION in Limine to exclude expert report, opinions and testimony of Edwin L. Bradley, Ph.D is DENIED as premature. Signed by Judge Myron H. Thompson on 3/30/2005. (dmn) Modified on 4/29/2005 (djj, ). (Entered: 03/30/2005)
03/30/2005	<u>722</u>	ORDER that defendants' <u>716</u> Request for Status Conference is denied. Signed by Judge Myron H. Thompson on 3/30/2005. (dmn) (Entered: 03/30/2005)
03/30/2005		***Attorney Russell Wayne Adams and Henry Wallace Blizzard, III added as additional counsel for Eugene Crum, Jr. (dmn) (No pdf attached.) (Entered: 03/31/2005)
04/29/2005	<u>723</u>	ORDER FOR ALL PARTIES TO SHOW CAUSE, in writing, as to the following: (1) why plf USA and the state defs' joint <u>634</u> Motion to terminate the no-bypass rule and plf-intervenor Pope's 659 Motion to modify injunction as to the no-bypass rule should not be treated as also requests for preliminary relief; and (2) why said requests for preliminary relief should not be granted as outlined in this order; Show Cause Response due by 5/9/2005; further ORDERING that, by no later than 5/20/2005, the court will resolve whether preliminary relief should be granted, as further set out in order. Signed by Judge Myron H. Thompson on 4/29/05. (djj, ) (Entered: 04/29/2005)
04/29/2005	<u>724</u>	ORDER directing as follows: (1) the court's <u>718</u> Order is vacated; (2) the Reynolds and Crum plfs-intervenors <u>702</u> MOTION to Strike is denied on the merits; (3) the Reynolds and Crum plfs-intervenors <u>702</u> alternative motion for additional discovery and expert reports is granted to the extent set out in order; (4) US Mag Judge Charles S. Coody is to resolve all disputes regarding the depositions, including where and when they should be taken; further ORDERING as follows: (1) the court's <u>721</u> Order is vacated; (2) the Reynolds and Crum plf-intervenors are allowed until 5/27/2005 to respond to the defs' <u>707</u> MOTION in Limine; (3) plf USA, state defs, and plf-intervenor Pope are allowed until 5/27/05 to respond to the <u>719</u> MOTION in Limine to Exclude the Expert Report, Opinions, and Testimony of Drs. Joan Haworth and Janet Thornton; (4) the Court will decide after 5/27/05 whether the motions in limine should be set for oral argument or an evidentiary hearing; further ORDERING that the parties are referred to Mag. Judge Coody to see if a plan can be developed for more extensive, but still quite limited, discovery by the Reynolds and Crum plf-intervenors, as further set out in order; Further ORDERING as follows: (1) plf USA and the state defs' joint <u>634</u> Motion to terminate the no-bypass rule and plf-intervenor Pope's 659 Motion to modify injunction as to the no-bypass rule are set for final and summary disposition, without oral argument, pursuant to Rule 56 of the FRCP on 9/19/2005, as further set out; (2) the parties are allowed until 8/1/2005 to complete all Discovery; (3) by 8/15/2005, the parties are jointly to develop and submit to the court a record of the evidence, as further set out; (4) plf USA, the state defs, and plf-intervenor Pope are allowed until 8/29/2005 to file their briefs; (5) the Reynolds and Crum plf-intervenors are allowed until 9/12/2005 to file their brief; (6) plf USA, the state defs, and plf-intervenor Pope are allowed until 9/19/2005 to file their replies; (7)

		the briefs should address whether the motions at issue can be resolved pursuant to Rule 56, as further set out; (8) the parties must cite their briefs, as set out in order. Signed by Judge Myron H. Thompson on 4/29/05. (djt, ) (Entered: 04/29/2005)
05/05/2005	<u>725</u>	RESPONSE to <u>723</u> Order to Show Cause, and Request for Clarification on the Scope of Discovery filed by State of Alabama Personnel Department. (Weller, Christopher) [Modified on 5/5/2005 to correct the pdf.-DMN] (Entered: 05/05/2005)
05/05/2005	<u>726</u>	ORDER that a Status and Scheduling Conference is set for 5/6/2005 at 09:00 AM by conference call to be set up by counsel for the defendant before Honorable Charles S. Coody. The Clerk of Court is DIRECTED to provide a court reporter for this proceeding. Signed by Judge Charles S. Coody on 5/5/2005. Copy provided to DH, YG, HC, WS. (dmn) (Entered: 05/05/2005)
05/05/2005	<u>727</u>	NOTICE of Correction re <u>725</u> Response to <u>723</u> Order to Show Cause and Request for Clarification on the Scope of Discovery. This notice is docketed to reflect that the pdf attached to the referenced document has been replaced. The original pdf was filed in the wrong case. (Attachments: #(1) Corrected pdf of Document <u>725</u> , Response to Order to Show Cause and Request for Clarification)(dmn) (Entered: 05/05/2005)
05/05/2005	<u>728</u>	RESPONSE TO <u>723</u> ORDER TO SHOW CAUSE by United States of America. (Adelstein, Jay) [Modified on 5/6/2005 to create a relationship to Document <u>723</u> .-DMN] (Entered: 05/05/2005)
05/06/2005		NOTICE of Docket Text Correction re <u>728</u> Response to <u>723</u> Order to Show Cause. The docket entry of the referenced document was modified to create a relationship to Document <u>723</u> . (dmn) (No pdf attached.) (Entered: 05/06/2005)
05/06/2005	<u>729</u>	ORDER: Oral argument held 5/6/2005 on the remaining disputes about expert depositions. The depositions of the state defendants' experts shall be taken in Tallahassee, Florida consistent with the parameters specified in the court's 4/29/2005 <u>724</u> Order. The parties consistent with their representations to the court shall determine a mutually agreeable date on which the depositions will be taken. Signed by Judge Charles S. Coody on 5/6/2005. (dmn) (Entered: 05/06/2005)
05/06/2005	<u>730</u>	Minute Entry for proceedings held before Judge Charles S. Coody: Status Conference held on 5/6/2005 by telephone. (Recording Time 9:00 a.m. to 9:44 a.m.) (dmn) (Entered: 05/09/2005)
05/09/2005	<u>731</u>	RESPONSE TO ORDER TO SHOW CAUSE by Timothy D. Pope re <u>723</u> Order to Show Cause,.. (Attachments: # <u>1</u> Exhibit Exh. A)(Brown, Gary) (Entered: 05/09/2005)
05/09/2005	<u>732</u>	MOTION for Preliminary Injunction by Timothy D. Pope. (Brown, Gary) (Entered: 05/09/2005)
05/09/2005	<u>733</u>	RESPONSE TO ORDER TO SHOW CAUSE by Eugene Crum, Jr re 659 Intervenor Complaint, <u>634</u> Motion for Miscellaneous Relief, <u>723</u> Order to Show Cause,.. (Adams, Russell) [Modified on 5/10/2005 to replace the pdf.-DMN] (Entered: 05/09/2005)
05/09/2005		***Attorney Ann K. Wiggins and Rocco Calamusa, Jr. added for Johnny Reynolds; Robert L. Wiggins, Jr. added for Eugene Crum, Jr. (dmn) (No pdf attached.) (Entered: 05/10/2005)
05/09/2005		***Attorney Richard Scott Clark added for Intervenor Plaintiff Timothy D. Pope. (dmn) (No pdf attached, see Document <u>731</u> for pdf.) (Entered: 05/11/2005)
05/10/2005	<u>734</u>	NOTICE of Correction re <u>733</u> Response to Order to Show Cause. This notice is docketed to enter the corrected signature page and certificate of service into the record. The original pdf did not contain signatures. (Attachments: #(1) Corrected pdf of Response to Show Cause Order, Document <u>733</u> )(dmn) (Entered: 05/10/2005)
05/20/2005	<u>735</u>	ORDER: <u>634</u> JOINT MOTION to terminate the no-bypass rule is TREATED as a Motion for Preliminary Relief filed by defendants and said motion is granted. <u>732</u>

		Motion for Preliminary Relief is GRANTED. Pending final resolution of the joint motion to terminate the no-bypass rule (Doc. No. <u>634</u> and the motion to modify injunction as to the no-bypass rule (Doc. No. 659), the application of the no-bypass rule is suspended, effective no later than 6/20/2005. The court assumes that the defendants need a reasonable period of time to put this suspension into effect in an orderly and fair manner. Signed by Judge Myron H. Thompson on 5/20/2005. (dmn) (Entered: 05/20/2005)
05/25/2005	<u>736</u>	RESPONSE to Motion re <u>719</u> MOTION in Limine to Exclude the Expert Report, Opinions, and Testimony of Drs. Joan Haworth and Janet Thornton filed by Timothy D. Pope. (Brown, Gary) (Entered: 05/25/2005)
05/27/2005	<u>737</u>	RESPONSE in Opposition re <u>707</u> MOTION in Limine to Exclude Expert Report, Opinions, and Testimony of Dr. Edwin L. Bradley, filed by Eugene Crum, Jr, Johnny Reynolds. (Simon, Kell) (Entered: 05/27/2005)
05/27/2005	<u>738</u>	BRIEF/MEMORANDUM in Opposition re <u>721</u> Order on <u>719</u> Motion in Limine, Defendants' Memorandum of Law in Opposition to the Crum/Reynolds Intervenors' Motion in Limine to Exclude the Expert Report, Opinions, and Testimony of Drs. Joan Haworth and Janet Thornton (Doc. no. 721) filed by State of Alabama Personnel Department. (Weller, Christopher) Modified on 5/31/2005 to reflect that this Memorandum in Opposition is actually opposing <u>719</u> Motion in Limine rather than the order on said motion as docketed by counsel (cc, ). (Entered: 05/27/2005)
05/27/2005	<u>739</u>	Evidentiary Submission re <u>721</u> Order on Motion in Limine, Appendix of Deposition Excerpts in Support of Defendants' <u>738</u> Memorandum of Law in Opposition to the Crum/Reynolds Intervenors' Motion in Limine to Exclude the Expert Report, Opinions, and Testimony of Drs. Joan Haworth and Janet Thornton (Doc. no. 721) filed by State of Alabama Personnel Department. (Attachments: # <u>1</u> Exhibit Dr. Thornton Excerpts# <u>2</u> Exhibit Dr. Haworth Excerpts# <u>3</u> Exhibit Dr. Bradley Excerpts)(Weller, Christopher) Modified on 5/31/2005 to reflect that these evidentiary submissions are in support of <u>738</u> Memorandum in Opposition rather than the order on motion as docketed by counsel (cc, ). (Entered: 05/27/2005)
05/31/2005		NOTICE of Docket Text Correction: <u>738</u> MEMORANDUM in Opposition was modified on 5/31/2005 to reflect that this is actually opposing <u>719</u> Motion in Limine rather than the order on said motion as docketed by counsel; <u>739</u> Evidentiary Submission was modified on 5/31/2005 to reflect that these evidentiary submissions are in support of <u>738</u> Memorandum in Opposition rather than the order on motion as docketed by counsel(cc, ) (Entered: 05/31/2005)
06/01/2005	<u>740</u>	MOTION for Interim Award of Attorney Fees by Timothy D. Pope. (Brown, Gary) (Entered: 06/01/2005)
06/02/2005	<u>742</u>	Objection by William C. Harrell (non-party). (dmn) (Entered: 06/08/2005)
06/07/2005	<u>741</u>	MOTION for Leave to Submit a Reply Brief on or before 6/15/2005 to Reynolds/Crum Intervenors' <u>737</u> Opposition to Defendants' Motion in Limine to Exclude Report, Opinions and Testimony of Edwin L. Bradley, Ph.D. by State of Alabama Personnel Department and Thomas G. Flowers. (Weller, Christopher) [Modified on 6/8/2005 to add additional filer.-DMN] (Entered: 06/07/2005)
06/08/2005		NOTICE of Docket Text Correction re <u>741</u> MOTION for Leave to Submit a Reply Brief on or before 6/15/2005 to Reynolds/Crum Intervenors' <u>737</u> Opposition to Defendants' Motion in Limine to Exclude Report, Opinions and Testimony of Edwin L. Bradley, Ph.D. The referenced docket entry was modified to add an additional filer. (dmn) (No pdf attached.) (Entered: 06/08/2005)
06/10/2005	<u>743</u>	ORDER granting <u>741</u> Motion for Leave to submit reply . Signed by Judge Myron H. Thompson on 6/10/05. (vmc, ) (Entered: 06/10/2005)
06/15/2005	<u>744</u>	ORDER re <u>740</u> MOTION for Attorney Fees and Expenses filed by Timothy D. Pope. Final Motion Submission Deadline set for 7/29/2005 without oral argument. Pope is to file a supplemental brief and evidentiary materials by 7/1/2005. Defendants to file their brief and evidentiary materials by 7/22/2005. Pope may file a reply brief by 7/29/2005. Signed by Judge Myron H. Thompson on 6/15/2005. (dmn) (Entered: 06/15/2005)



06/15/2005	<u>745</u>	REPLY BRIEF re <u>737</u> Response in Opposition to Motion <i>in Limine to Exclude Report, Opinions and Testimony of Edwin L. Bradley, Ph.D. (Doc. No. 737)</i> filed by State of Alabama Personnel Department. (Weller, Christopher) (Entered: 06/15/2005)
06/15/2005	<u>746</u>	APPENDIX of Deposition Excerpts in Support of Defendants' <u>745</u> Memorandum of Law in Reply to Reynolds/Crum Intervenors' <u>737</u> Response in Opposition to Defendants' <u>707</u> Motion in Limine to Exclude Report, Opinions and Testimony of Edwin L. Bradley, Ph.D. filed by State of Alabama Personnel Department. (Attachments: #(1) Exhibit Excerpts from Thornton Deposition; #(2) Exhibit Excerpts from Haworth Deposition; #(3) Exhibit Excerpts from Bradley Deposition)(Weller, Christopher) [Modified on 6/16/2005 to create relationship to Doc. <u>745</u> .-DMN] (Entered: 06/15/2005)
06/16/2005		NOTICE of Docket Text Correction re <u>746</u> Appendix of Deposition Excerpts. The referenced docket entry was modified to create a relationship to Doc. <u>745</u> . (dmn) (No pdf attached.) (Entered: 06/16/2005)
07/01/2005	<u>747</u>	BRIEF/MEMORANDUM in Support and Evidentiary Submission re <u>740</u> MOTION for Interim Award of Attorney Fees filed pursuant to <u>744</u> Order., Set Deadlines, <i>Supplemental Brief and Evidentiary Submission in Support of Motion for Interim Award of Attorneys' Fees and Expenses</i> filed by Timothy D. Pope. (Attachments: # <u>1</u> Exhibit A – Itemization of Billing Entries# <u>2</u> Exhibit B – Summary of Attorneys Fees# <u>3</u> Exhibit C– Affidavit of Raymond P. Fitzpatrick, Jr.# <u>4</u> Exhibit D – Affidavit of David W. Proctor# <u>5</u> Exhibit E – Affidavit of Scott Clark# <u>6</u> Exhibit F – Affidavit of Stacey Woodcock)(Brown, Gary) Modified on 7/5/2005 to reflect that this entry contains an Evidentiary Submission and is in Support of <u>740</u> MOTION for Interim Award of Attorney Fees(cc, ). (Entered: 07/01/2005)
07/05/2005		NOTICE of Docket Text Correction: <u>747</u> BRIEF/MEMORANDUM in Support was modified on 7/5/2005 to reflect that this entry contains an Evidentiary Submission and is filed in Support of <u>740</u> MOTION for Interim Award of Attorney Fees(cc, ) (Entered: 07/05/2005)
07/22/2005	<u>748</u>	Objection of Defendants to Pope Intervenor's <u>740</u> MOTION for Award of Interim Attorneys' Fees and Expenses filed by State of Alabama Personnel Department. (Attachments: #(1) Affidavit of Alice Ann Byrne)(Weller, Christopher) (Entered: 07/22/2005)
07/27/2005	<u>749</u>	Reynolds and Crum Intervenors' MOTION for Revised Scheduling Order to Complete Discovery by Eugene Crum, Jr. (Simon, Kell) (Entered: 07/27/2005)
07/27/2005		***Attorney Susan Gale Donahue added for Eugene Crum, Jr. (dmn) (No pdf attached, see Doc. <u>749</u> for pdf.) (Entered: 07/28/2005)
07/29/2005	<u>750</u>	REPLY BRIEF to <u>748</u> BRIEF/MEMORANDUM in Opposition to Award of Interim Attorneys' Fees and Expenses filed by Timothy D. Pope. (Attachments: #(1) Affidavit of Raymond P. Fitzpatrick Jr.; #(2) Affidavit of Scott Clark and Exhibit 1; #(3) Affidavit of Gary L. Brown)(Brown, Gary) (Entered: 07/29/2005)
08/04/2005	<u>751</u>	MOTION to Withdraw as Attorney <i>filed by Attorney Scott Clark</i> by Timothy D. Pope. (Clark, Richard) (Entered: 08/04/2005)
08/09/2005	<u>752</u>	ORDER granting <u>751</u> Motion for Richard Scott Clark to Withdraw as Attorney for Timothy Pope. Signed by Judge Myron H. Thompson on 8/9/2005. (dmn) (Entered: 08/09/2005)
08/09/2005		***Attorney Richard Scott Clark terminated. (dmn) (No pdf attached, see Document <u>752</u> for pdf.) (Entered: 08/09/2005)
08/12/2005	<u>753</u>	MOTION to Place Exhibits UNDER SEAL filed in Opposition to Motions to Terminate the No-Bypass Rule by Eugene Crum, Jr. and Johnny Reynolds. (Simon, Kell) [Modified on 8/15/2005 to add additional filer.-DMN] (Entered: 08/12/2005)
08/12/2005		***Attorney Susan Gale Donahue added for Intervenor Plaintiff Johnny Reynolds. (dmn) (No pdf attached.) (Entered: 08/15/2005)

08/15/2005		NOTICE of Docket Text Correction re <u>753</u> MOTION to Seal Exhibits. The referenced docket entry was modified to add an additional filer. (dmn) (No pdf attached.) (Entered: 08/15/2005)
08/17/2005	<u>754</u>	ORDER granting Reynolds and Crum intervenors' <u>753</u> Motion to Place Exhibits Under Seal. Signed by Judge Myron H. Thompson on 8/17/2005. (dmn, ) (Entered: 08/17/2005)
08/30/2005	<u>755</u>	Minute Entry for TELEPHONE CONFERENCE re <u>749</u> held before Judge Myron H. Thompson on 8/30/2005. (Court Reporter Mitchell Reisner.) (snc) (Entered: 08/30/2005)
09/08/2005	<u>756</u>	Response to 4/29/2005 <u>724</u> Order Directing Further Briefing on Joint Motion to Terminate No-Bypass Rule by United States of America. (Adelstein, Jay) Modified on 9/9/2005 (dmn). (Entered: 09/08/2005)
09/09/2005	<u>757</u>	MOTION for Summary Judgment <i>Regarding Motion to Modify Injunction (Doc. no. 659)</i> by Timothy D. Pope. (Brown, Gary) (Entered: 09/09/2005)
09/09/2005	<u>758</u>	BRIEF/MEMORANDUM in Support re <u>757</u> MOTION for Summary Judgment <i>Regarding Motion to Modify Injunction (Doc. no. 659) and Evidentiary Submission</i> filed by Timothy D. Pope. (Attachments: # <u>1</u> Exhibit A – Affidavit of Timothy D. Pope with attachments# <u>2</u> Exhibit B – Deposition Excerpt of Edwin L. Bradley)(Brown, Gary) (Entered: 09/09/2005)
09/09/2005	<u>759</u>	MOTION for Summary Judgment <i>on Joint Motion to Terminate No-Bypass Provisions of Injunctive Orders (Doc. 634)</i> by State of Alabama Personnel Department. (Weller, Christopher) (Entered: 09/09/2005)
09/09/2005	<u>760</u>	BRIEF/MEMORANDUM in Support re <u>759</u> MOTION for Summary Judgment <i>on Joint Motion to Terminate No-Bypass Provisions of Injunctive Orders (Doc. 634)</i> filed by State of Alabama Personnel Department. (Attachments: # <u>1</u> Appendix of Exhibits# <u>2</u> Exhibit A–E# <u>3</u> Exhibit F# <u>4</u> Exhibit G# <u>5</u> Exhibit H)(Weller, Christopher) (Entered: 09/09/2005)
09/14/2005	<u>761</u>	MOTION for Extension of Deadline <i>for Reynolds/Crum Intervenors to File Brief on No-Bypass Issues</i> by Eugene Crum, Jr, Johnny Reynolds. (Simon, Kell) (Entered: 09/14/2005)
09/15/2005	<u>762</u>	REPLY BRIEF re <u>758</u> BRIEF/MEMORANDUM in Support, <i>of Summary Judgment on Intervenor's Motion to Modify Injunctions</i> filed by State of Alabama Personnel Department. (Weller, Christopher) (Entered: 09/15/2005)
09/20/2005	<u>763</u>	ORDER: (1) The Reynolds and Crum intervenors' <u>749</u> Motion for Revised Scheduling Order is denied. (2) The Reynolds and Crum intervenors' <u>761</u> Motion for Extension is granted. (3) The <u>757</u> MOTION for Summary Judgment <i>Regarding Motion to Modify Injunction (Doc. no. 659)</i> filed by Timothy D. Pope, and <u>759</u> MOTION for Summary Judgment <i>on Joint Motion to Terminate No-Bypass Provisions of Injunctive Orders (Doc. 634)</i> filed by State of Alabama Personnel Department are set for submission. Motion Submission Deadline set for 10/4/2005 without oral argument with opposing parties' brief and evidentiary materials due by said date. Signed by Judge Myron H. Thompson on 9/20/2005. (dmn) (Entered: 09/20/2005)
09/23/2005	<u>764</u>	Minute Entry for proceedings held before Judge Myron H. Thompson : Telephone Conference held on 9/23/2005 re [763. (Conference held prior to scheduled Reynold monthly status conference.) (Court Reporter Mitchell Reisner.) (snc) (Entered: 09/23/2005)
10/04/2005	<u>766</u>	BRIEF/MEMORANDUM in Opposition re <u>723</u> Order to Show Cause,, filed by Johnny Reynolds. (Attachments: # <u>1</u> Affidavit Declaration of Dr. Bradley# <u>2</u> Exhibit SPD Employment Guide# <u>3</u> Exhibit SPD List of Continuous Announcements)(Adams, Russell) (Entered: 10/04/2005)
10/05/2005	<u>767</u>	MOTION for Leave to File a Response to the Reynolds and Crum Plaintiff-Intervenors' <u>766</u> Brief by State of Alabama Personnel Department. (Weller, Christopher) [Modified on 10/6/2005 to create a relationship to Doc. <u>766</u> .-DMN] (Entered: 10/05/2005)

10/06/2005		NOTICE of Docket Text Correction re <u>767</u> MOTION for Leave to File a Response to the Reynolds and Crum Plaintiff-Intervenors' <u>766</u> Brief. The referenced docket entry was modified to create a relationship to Doc. <u>766</u> . (dmn) (No pdf attached.) (Entered: 10/06/2005)
10/06/2005		NOTICE of Docket Text Correction re 765 Notice (Other). The referenced docket entry was modified to create a relationship to Doc. <u>766</u> , to add exhibit text, and to reflect that exhibits 1-6 have been placed UNDER SEAL pursuant to Court <u>754</u> order. (dmn)(No pdf attached.) (Entered: 10/06/2005)
10/12/2005	<u>768</u>	ORDER granting <u>767</u> Motion for Leave to File a Response. Signed by Judge Myron H. Thompson on 10/12/2005. (dmn) (Entered: 10/12/2005)
10/24/2005	<u>769</u>	REPLY BRIEF re <u>766</u> BRIEF/MEMORANDUM in Opposition to <i>Permanent Termination of the No-Bypass Rule</i> filed by Timothy D. Pope. (Brown, Gary) (Entered: 10/24/2005)
10/26/2005	<u>770</u>	REPLY BRIEF re <u>766</u> BRIEF/MEMORANDUM in Opposition <i>Defendants' Memorandum of Law in Reply to Reynolds and Crum Plaintiff-Intervenors' Brief in Opposition to Permanent Termination of the No-Bypass Rule (Doc. No. 766)</i> filed by State of Alabama Personnel Department. (Attachments: # <u>1</u> Affidavit Dukes Affidavit)(Weller, Christopher) (Entered: 10/26/2005)
10/27/2005	<u>771</u>	MOTION to Withdraw as Attorney by Eugene Crum, Jr. (Gallion, Thomas) (Entered: 10/27/2005)
10/31/2005	<u>772</u>	ORDER granting <u>771</u> Motion for Thomas Gallion to Withdraw as Attorney for Eugene Crum. . Signed by Judge Myron H. Thompson on 10/31/05. (djj, ) (Entered: 10/31/2005)
10/31/2005		*** Attorney Thomas T. Gallion, III terminated per order entered 10/31/05. (NO PDF document attached to this notice) (djj, ) (Entered: 10/31/2005)
05/22/2006	<u>773</u>	Joint MOTION For Ruling on Joint Motion to Terminate No-Bypass Provisions of Injunctive Orders by United States of America, State of Alabama Personnel Department. (Weller, Christopher) (Entered: 05/22/2006)
05/23/2006	<u>774</u>	ORDER granting <u>773</u> Motion for ruling; The court will try to have a dispositive ruling before the end of June 2006 . Signed by Judge Myron H. Thompson on 5/23/06. (vma, ) (Entered: 05/23/2006)
05/23/2006	<u>775</u>	RESPONSE to Motion re <u>773</u> Joint MOTION For Ruling on Joint Motion to Terminate No-Bypass Provisions of Injunctive Orders filed by Timothy D. Pope. (Fitzpatrick, Raymond) (Entered: 05/23/2006)
06/05/2006		Mail Returned as Undeliverable. Mail sent to Sharon A. Seeley. order of 5/23/06 returned w/notation: returned to sender; box closed no order (vma, ) (Entered: 06/06/2006)
06/05/2006		Mail Returned as Undeliverable. Mail sent to Stephen J. Curran; order of 6/5/06 returned w/notation: returned to snder; box closed no order (vma, ) (Entered: 06/06/2006)
06/28/2006	<u>776</u>	MOTION to Withdraw as Attorney by <i>Kell Simon</i> by Private Plaintiffs. (Simon, Kell) (Entered: 06/28/2006)
06/29/2006	<u>777</u>	ORDER granting <u>776</u> Motion for Kell Simon to Withdraw as Attorney. . Signed by Judge Myron H. Thompson on 6/29/06. (djj, ) (Entered: 06/29/2006)
06/29/2006		*** Attorney Kell Ascher Simon terminated - per order of 6/29/06 - doc. <u>777</u> . (No PDF attached)(vma, ) (Entered: 07/23/2007)
06/30/2006	<u>778</u>	ORDERED that the <u>707</u> and <u>719</u> Motions in Limine are denied as further set out . Signed by Judge Myron H. Thompson on 6/30/06. (sl, ) (Entered: 06/30/2006)
06/30/2006	<u>779</u>	OPINION. An appropriate judgment will be entered. Signed by Judge Myron H. Thompson on 6/30/06. (sl, ) (Entered: 06/30/2006)
06/30/2006	<u>780</u>	JUDGMENT as follows: (1) Intervenor Timothy D. Pope's <u>757</u> Motion for Summary Judgment, and the State defendants' <u>759</u> motion for summary judgment

		are granted; (2) plaintiff USA and the State defendants' <u>634</u> joint motion to terminate no-bypass provisions of injunctive orders and intervenor Pope's <u>659</u> motion to modify injunction are granted; (3) the application of the no-bypass rule in this litigation is permanently terminated. The clerk of court is directed to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the FRCP. Signed by Judge Myron H. Thompson on 6/30/06. (Attachments: # <u>1</u> Civil Appeals Checklist)(sl, ) (Entered: 06/30/2006)
07/12/2006	<u>781</u>	Second MOTION for Attorney Fees <i>and Expenses</i> by Timothy D. Pope. (Attachments: # <u>1</u> Exhibit 1: Fees Incurred after Filing of 1st Motion# <u>2</u> Exhibit 2: Grand Total of Fees and Expenses from 1st and 2nd Interim Motions for Fees)(Brown, Gary) (Entered: 07/12/2006)
08/04/2006	<u>782</u>	BRIEF/MEMORANDUM in Opposition re <u>781</u> Second MOTION for Attorney Fees <i>and Expenses Defendants' Memorandum of Law in Opposition to Intervenor Pope's Second Motion for Award of Interim Attorneys' Fees and Expenses (Doc. No. 781)</i> filed by State of Alabama Personnel Department. (Weller, Christopher) (Entered: 08/04/2006)
09/20/2006	<u>783</u>	BRIEF/MEMORANDUM in Support re <u>781</u> Second MOTION for Attorney Fees <i>and Expenses</i> filed by Timothy D. Pope. (Attachments: # <u>1</u> Exhibit 1 – Doc. no. 750)(Fitzpatrick, Raymond) (Entered: 09/20/2006)
10/25/2006	<u>784</u>	MOTION to Expedite <i>Entry of a Ruling on Motion for Interim Award of Attorneys Fees and Expenses, filed June 1, 2005 (Doc. no. 740)</i> by Timothy D. Pope. (Fitzpatrick, Raymond) Modified on 10/26/2006 (vma, ). (Entered: 10/25/2006)
07/19/2007	<u>785</u>	MOTION for Order <i>Intervenor Pope's Motion for Entry of Ruling on Motions for Interim Awards of Attorney Fees (doc nos. 740 and 782)</i> by Timothy D. Pope. (Fitzpatrick, Raymond) (Entered: 07/19/2007)
08/03/2007	<u>786</u>	MOTION to Withdraw as Attorney by Thomas G. Flowers, State of Alabama Personnel Department. (Park, John) (Entered: 08/03/2007)
08/06/2007	<u>787</u>	ORDER granting <u>786</u> Motion to Withdraw as Attorney. Signed by Judge Myron H. Thompson on 8/6/07. (vma, ) (Entered: 08/06/2007)
08/06/2007		*** Attorney John J. Park, Jr terminated – per order of 8/6/07 – doc. <u>787</u> . (No PDF attached)(vma, ) (Entered: 08/06/2007)
08/10/2007	<u>788</u>	ORDER granting <u>784</u> , <u>785</u> Motions for ruling to the extent the issue of fees will be ruled on by 9/7/07. Signed by Judge Myron H. Thompson on 8/10/07. (vma, ) (Entered: 08/10/2007)
09/17/2007	<u>789</u>	MEMORANDUM OPINION AND ORDER, Granting <u>740</u> MOTION for Attorney Fees filed by Timothy D. Pope, <u>781</u> Second MOTION for Attorney Fees <i>and Expenses</i> filed by Timothy D. Pope to the extent that plaintiff-intervenor Pope shall have and recover from defendants Tommy G. Flowers, et al, the total sum of \$61,499.70 for fees and expenses. Signed by Judge Myron H. Thompson on 9/17/07. (Attachments: # <u>1</u> appeals checklist)(vma, ) (Entered: 09/17/2007)
09/21/2007		Mail Returned as Undeliverable. Mail sent to R. Frank Ussery; Opinion and Order of 9/17/07 returned w/notation: return to sender; (vma, ) (Entered: 09/24/2007)
10/15/2007	<u>790</u>	NOTICE OF APPEAL as to <u>789</u> Memorandum Opinion and Order,, Terminate Motions, by State of Alabama Personnel Department (Weller, Christopher) (Entered: 10/15/2007)
10/15/2007		Transmission of Notice of Appeal and Certified Copy of Docket Sheet and <u>789</u> Memorandum Opinion and Order to US Court of Appeals re <u>790</u> Notice of Appeal (ydw, ) (Entered: 10/15/2007)
10/15/2007	<u>791</u>	USCA Appeal Fees received \$ 455 receipt number 4602000748 re <u>790</u> Notice of Appeal filed by State of Alabama Personnel Department (ydw, ) (Entered: 10/17/2007)
10/24/2007	<u>792</u>	USCA Case Number 07-14854-D for <u>790</u> Notice of Appeal filed by State of Alabama Personnel Department. (ydw, ) (Entered: 11/02/2007)

11/02/2007	<u>793</u>	TRANSCRIPT INFORMATION FORM by State of Alabama Personnel Department, et al. with following notation: "No hearing" (ydw, ) (Entered: 11/07/2007)
11/15/2007	<u>794</u>	MOTION to Amend/Correct <i>Defendants' Motion to Supplement the Record</i> by State of Alabama Personnel Department. (Weller, Christopher) Modified on 11/19/2007 (Exhibit A transcript contained within main PDF document (qc/djy, ). (Entered: 11/15/2007)
11/15/2007		SUPPLEMENT TO RECORD pursuant to ORDER entered 11/19/07 (NO PDF document attached—See Docket Entry <u>794</u> ). (djy, ) (Entered: 11/19/2007)
11/19/2007	<u>795</u>	ORDER granting <u>794</u> Motion to supplement the request; directing the Clerk to supplement the record as requested. Signed by Judge Myron H. Thompson on 11/19/07. (djy, ) (Entered: 11/19/2007)
11/20/2007	<u>796</u>	MOTION to Amend/Correct <u>790</u> Notice of Appeal by Don Siegelman, Thomas G. Flowers, Alabama Department of Corrections, Ala State Employees, Bob Cook, Al Sessions, Ann Geisenheimer, State of Alabama Personnel Department. (Weller, Christopher) (Entered: 11/20/2007)
11/21/2007	<u>797</u>	MOTION for Extension of Time to File <i>Notice of Appeal on Behalf of all State Defendants</i> by Don Siegelman, Thomas G. Flowers, Alabama Department of Corrections, Ala State Employees, Bob Cook, Al Sessions, Ann Geisenheimer, State of Alabama Personnel Department. (Weller, Christopher) (Entered: 11/21/2007)
11/26/2007	<u>798</u>	ORDER re <u>796</u> MOTION to Amend/Correct <u>790</u> Notice of Appeal filed by Ann Geisenheimer, Thomas G. Flowers, Ala State Employees, Bob Cook, State of Alabama Personnel Department, Al Sessions, Don Siegelman, Alabama Department of Corrections, <u>797</u> MOTION for Extension of Time to File <i>Notice of Appeal on Behalf of all State Defendants</i> filed by Ann Geisenheimer, Thomas G. Flowers, Ala State Employees, Bob Cook, State of Alabama Personnel Department, Al Sessions, Don Siegelman, Alabama Department of Corrections Motion Submission Deadline set for 12/10/2007, with all briefs due by said date. Signed by Judge Myron H. Thompson on 11/26/07. (vma, ) (Entered: 11/26/2007)
11/27/2007	<u>799</u>	RESPONSE to Motion re <u>796</u> MOTION to Amend/Correct <u>790</u> Notice of Appeal, <u>797</u> MOTION for Extension of Time to File <i>Notice of Appeal on Behalf of all State Defendants Intervenor—Plaintiff Pope's Response to Motion to Amend Notice of Appeal Due to Clerical Error (doc no 796) and Motion for Extension of Time to File Notice of Appeal on Behalf of All State Defendants (doc no. 797)</i> filed by Timothy D. Pope. (Fitzpatrick, Raymond) (Entered: 11/27/2007)
11/27/2007	<u>800</u>	CONSENT ORDER denying <u>796</u> Motion to Amend and granting <u>797</u> Motion for Extension of Time to File; Defendants shall file their amended notice of appeal on or before 11/29/07. Signed by Judge Myron H. Thompson on 11/27/07. (vma, ) (Entered: 11/27/2007)
11/27/2007	<u>801</u>	AMENDED NOTICE OF APPEAL by Don Siegelman, Thomas G. Flowers, Alabama Department of Corrections, Ala State Employees, Bob Cook, Al Sessions, Ann Geisenheimer, State of Alabama Personnel Department. Amendment to <u>790</u> Notice of Appeal. (Weller, Christopher) Modified on 11/28/2007, to reflect that Attorney Christopher Weller is filing an Amended Notice of Appeal not an Amended Document (ydw, ). (Entered: 11/27/2007)
11/27/2007		AMENDED NOTICE OF APPEAL by Don Siegelman, Thomas G. Flowers, Alabama Department of Corrections, Ala State Employees, Bob Cook, Al Sessions, Ann Geisenheimer, State of Alabama Personnel Department. TO <u>790</u> NOTICE OF APPEAL as to <u>789</u> Memorandum Opinion and Order. SEE DOCUMENT <u>801</u> FOR PDF. (ydw, ) (Entered: 11/28/2007)
12/17/2007	<u>802</u>	Certificate of Readiness to US Court of Appeals re <u>790</u> Notice of Appeal, and AMENDED Notice of Appeal (Attachments: # <u>1</u> DOCKET ENTRIES) (ydw, ) (Entered: 12/17/2007)
01/17/2008	<u>803</u>	Request for Record on Appeal By USCA Eleventh Circuit 11th Circuit Appeal No. 07-14854-DD, <u>790</u> Notice of Appeal, and AMENDED Notice of Appeal (ydw, )

		(Entered: 01/17/2008)
01/17/2008	<u>804</u>	Certified and Transmitted Record on Appeal to US Court of Appeals re <u>790</u> Notice of Appeal, and Amended Notice of Appeal. (ydw, ) (Entered: 01/17/2008)
07/01/2008	<u>805</u>	MOTION for Attorney Fees <i>Motion for Award of Attorney's Fees and Costs on Appeal</i> by Timothy D. Pope. (Attachments: # <u>1</u> Exhibit 1)(Fitzpatrick, Raymond) (Entered: 07/01/2008)
07/01/2008	<u>806</u>	ORDER denying Pope's <u>805</u> Motion for Attorney Fees, as further set out in order. Signed by Honorable Myron H. Thompson on 7/1/08. (djj, ) (Entered: 07/01/2008)
07/07/2008		Mail Returned as Undeliverable. Mail sent to Mark Jefferson Williams; Order of 7/1/08 returned w/notation: returned to sender; attempted unknown; return to sender; address incorrect. (vma, ) (Entered: 07/07/2008)
07/08/2008		Mail Returned as Undeliverable. Mail sent to R. Frank Ussery; Order of 7/1/08 returned w/notation: return to sender; attempted unknown (vma, ) (Entered: 07/08/2008)
08/19/2008	<u>807</u>	JUDGMENT, PER CURIAM AND BILL OF COST ISSUED AS MANDATE 08/19/08 of USCA as to aMENDED Notice of Appeal, filed by Ann Geisenheimer, Thomas G. Flowers, Ala State Employees, Bob Cook, State of Alabama Personnel Department, Al Sessions, Don Siegelman, Alabama Department of Corrections, <u>790</u> Notice of Appeal filed by State of Alabama Personnel Department, 11th Circuit Appeal No. 07-14854-DD; We see no abuse of discretion in the award of fees under the circumstances of this case. The special circumstances cited by the State defendants—that the State defendants' efforts to terminate the no-bypass Rule predated Pope's intervention, that the parties' interests were aligned, that Pope's contribution was largely redundant, that the State incurred considerable expense in compiling the statistical data upon which the district court relied in the final termination decision, that the State defendants were under legal compulsion to apply the No-bypass Rule until the district court ruled otherwise, and that Pope's intervention was "claim jumping"—are either contrary to the district court's findings, or are already accounted for by the district court's findings, or are already accounted for by the district court's deductions from the fee request, or otherwise fail to persuade us that the district court abused its discretion when it failed to apply the narrow special circumstances exception to the fee award statute. AFFIRMED. (ydw, ) (Entered: 08/19/2008)
08/19/2008		USCA BILL OF COSTS filed by Appellee; COST TAXED against appellant in the amount of \$83.45. (ydw, ) (Entered: 08/19/2008)
08/20/2008	<u>808</u>	ORDER that pursuant to <u>807</u> USCA Mandate, <u>789</u> opinion and order of this court are continued in full force and effect. Signed by Honorable Myron H. Thompson on 8/20/2008. (cc, ) (Entered: 08/20/2008)
08/21/2008	<u>809</u>	Appeal Record Returned: <u>790</u> Notice of Appeal filed by State of Alabama Personnel Department, 11th Circuit Appeal No. 07-14854-DD. (ydw, ) (Entered: 08/21/2008)
08/22/2008	<u>810</u>	MOTION for Order to Show Cause by Timothy D. Pope. (Fitzpatrick, Raymond) (Entered: 08/22/2008)
08/25/2008	<u>811</u>	ORDER TO SHOW CAUSE re: <u>810</u> Motion for Order to Show Cause filed by Timothy D. Pope; it is Ordered that the state defendants show cause, in writing by 9/5/08 as to why they should not be held in civil contempt for failing to comply with this court's opinion and order (doc. no. <u>789</u> ) Show Cause Response due by 9/5/2008. Signed by Honorable Myron H. Thompson on 8/25/08. (vma, ) (Entered: 08/25/2008)
08/25/2008	<u>812</u>	ORDER denying as moot <u>810</u> MOTION for Order to Show Cause; that The State of Alabama defendants shall deliver payment of the total amount of \$63,916.24 to counsel for Pope on or before August 28, 2008, in full compliance with the Court's <u>789</u> order of September 17, 2007. Signed by Honorable Myron H. Thompson on 8/25/2008. (cc, ) (Entered: 08/25/2008)

08/28/2008		Mail Returned as Undeliverable. Mail sent to Mark Jefferson Williams; Order of 8/25/08 returned w/notation: return to sender; incorrect address (vma, ) (Entered: 08/28/2008)
12/02/2009	<u>813</u>	CLERK'S NOTICE of DISPOSAL OF DISCOVERY MATERIALS, DEPOSITIONS, AND TRIAL EXHIBITS as to USA et al v Dir. AL Personnel Dept. et al (Attachments: # <u>1</u> Notice to Return or Dispose of Trial Exhibits)(ag, ) (Entered: 12/02/2009)
12/03/2009	<u>814</u>	NOTICE by State of Alabama Personnel Department re <u>813</u> Notice (Other) <i>to Return or Dispose of Trial Exhibits</i> (Byrne, Alice) (Entered: 12/03/2009)
12/11/2009	<u>815</u>	NOTICE of Correction re <u>813</u> Notice (Other) (ag, ) (Entered: 12/11/2009)
01/14/2010	<u>816</u>	ORDER setting Status Conference for 1/28/2010 at 10:00 AM by telephone before Honorable Charles S. Coody. The United States shall set up the conference call. Signed by Honorable Charles S. Coody on 1/14/2010. (br, ) (Entered: 01/14/2010)
01/14/2010	<u>817</u>	ORDER that the Order entered on January 14, 2010 <u>816</u> be and is hereby CORRECTED to read that the conference call shall take place on January 28, 2010 at 10:00 a.m. Signed by Honorable Charles S. Coody on 1/14/2010. (br, ) (Entered: 01/14/2010)
01/15/2010	<u>818</u>	MOTION to Withdraw as Attorney <i>Marybeth Martin as counsel for United States</i> by United States of America. (Attachments: # <u>1</u> Text of Proposed Order)(Adelstein, Jay) (Entered: 01/15/2010)
01/15/2010	<u>819</u>	ORDER granting <u>818</u> MOTION to Withdraw Marybeth Martin as counsel for United States. Signed by Honorable Charles S. Coody on 1/15/2010. (br, ) (Entered: 01/15/2010)
01/15/2010	<u>820</u>	MOTION to Continue by State of Alabama Personnel Department. (Byrne, Alice) Modified on 1/15/2010 to indicate that this was NOT an oral motion (br, ). (Entered: 01/15/2010)
01/19/2010	<u>821</u>	ORDER granting <u>820</u> MOTION to Continue; resetting the conference call presently set for 10:00 a.m. on January 28, 2010; Status Conference reset for 1/28/2010 at 02:30 PM by telephone before Honorable Charles S. Coody. The United States shall set up the conference call. Signed by Honorable Charles S. Coody on 1/19/2010. (term: 1/28/10 conference call at 10:00 AM)(br, ) (Entered: 01/19/2010)
01/22/2010	<u>822</u>	MOTION terminate injunction regarding temporary appointments by Alabama Department of Corrections, State of Alabama Personnel Department. (Weller, Christopher) (Entered: 01/22/2010)
01/22/2010	<u>823</u>	Evidentiary Submission re <u>822</u> MOTION terminate injunction regarding temporary appointments <i>Exhibits in support of Defendants' Motion and Supporting Memorandum to Terminate Injunction Regarding Temporary Appointments</i> filed by Alabama Department of Corrections, State of Alabama Personnel Department. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(Weller, Christopher) Modified on 1/25/2010 to simplify text (br, ). (Entered: 01/22/2010)
01/28/2010	<u>824</u>	MOTION for Preliminary Injunction <i>and Permanent Injunction regarding Temporary Appointments</i> by Alabama Department of Corrections, State of Alabama Personnel Department. (Weller, Christopher) (Entered: 01/28/2010)
01/28/2010	<u>826</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Status Conference held on 1/28/2010 (PDF available for court use only). (Recording Time FTR: 2:44 – 2:54.) (ws, ) (Entered: 02/01/2010)
01/29/2010	<u>825</u>	ORDER setting a telephone Status Conference for 2/25/2010 10:00 AM before Honorable Charles S. Coody; directing the US to set up the phone conference. Signed by Honorable Charles S. Coody on 1/29/10. Furnished to YG, HC & WS.(djy, ) (Entered: 01/29/2010)
02/08/2010	<u>827</u>	RESPONSE to Motion re <u>824</u> MOTION for Preliminary Injunction <i>and Permanent Injunction regarding Temporary Appointments</i> filed by United States of America.

		(Adelstein, Jay) (Entered: 02/08/2010)
02/25/2010	<u>828</u>	ORDER setting this matter for a Telephone Conference on 3/25/2010 at 10:00 AM. The United States shall set up the conference call. Signed by Honorable Charles S. Coody on 2/25/2010. (br, ) (Entered: 02/25/2010)
02/26/2010	<u>829</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Status Conference held on 2/26/2010 (PDF available for court use only). (Recording Time FTR: 10:00 – 10:18.) (ws, ) (Entered: 02/26/2010)
03/05/2010	<u>830</u>	PROTECTIVE ORDER that: 1. the Alabama State Personnel Department database shall be used solely for the purposes of this case, including among other things, in conjunction with testimony and as exhibits at trial, for witness preparation, and for any motion or hearing in this case; 2. The database shall not be used in connection with any other case or proceeding unless authorized by the Court or by agreement among counsel; 3. At the conclusion of the case, all copies of the database produced pursuant to this Protective Order shall be returned to the Alabama State Personnel Department or destroyed and counsel shall so certify; 4. This Order shall remain binding on the parties after the end of this case, and the Court shall retain jurisdiction to enforce its terms. Signed by Honorable Charles S. Coody on 3/5/2010. (br, ) (Entered: 03/05/2010)
03/09/2010	<u>831</u>	CONSENT ORDER granting <u>822</u> Motion to terminate the injunctions regarding temporary appointments contained in this Courts 1970 and 1976 remedial orders; denying as moot <u>824</u> Motion for Preliminary Injunction. Signed by Honorable Myron H. Thompson on 3/9/2010. (br, ) (Entered: 03/09/2010)
03/17/2010	<u>832</u>	MOTION to Dismiss <i>Complaint In Intervention From Further Proceedings</i> by Timothy D. Pope. (Fitzpatrick, Raymond) (Entered: 03/17/2010)
03/22/2010	<u>833</u>	MOTION to Continue by State of Alabama Personnel Department. (Byrne, Alice) (Entered: 03/22/2010)
03/23/2010	<u>834</u>	ORDER granting the <u>833</u> MOTION to Continue; conference call presently set for 10:00 AM on March 25, 2010 is reset for 3/30/2010 at 10:00 AM before Honorable Charles S. Coody. The United States shall set up the conference call. Signed by Honorable Charles S. Coody on 3/23/2010. (br, ) (Entered: 03/23/2010)
03/24/2010	<u>835</u>	ORDER that the parties show cause, if any there be, in writing, as to why the <u>832</u> Motion to Dismiss should not be granted. Show Cause Response due by 4/2/2010. Signed by Honorable Myron H. Thompson on 3/24/2010. (br, ) (Entered: 03/24/2010)
03/30/2010	<u>836</u>	RESPONSE to Motion re <u>832</u> MOTION to Dismiss <i>Complaint In Intervention From Further Proceedings</i> filed by United States of America. (Adelstein, Jay) (Entered: 03/30/2010)
03/30/2010	<u>837</u>	ORDER that a telephone conference is set on May 5, 2010, at 10:00 a.m. The United States shall set up the conference call. Signed by Honorable Charles S. Coody on 3/30/2010. (br, ) (Entered: 03/30/2010)
03/30/2010	<u>838</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Status Conference held on 3/30/2010 (PDF available for court use only). (Recording Time FTR: 10:00 – 10:13.) (ws, ) (Entered: 03/30/2010)
04/07/2010	<u>839</u>	ORDER granting the <u>832</u> MOTION to Dismiss <i>Complaint In Intervention</i> ; plaintiff-intervenor Timothy D. Pope and his complaint are both dismissed. Signed by Honorable Myron H. Thompson on 4/7/2010. (br, ) (Entered: 04/07/2010)
05/06/2010	<u>840</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Conference held on 5/6/2010 (PDF available for court use only). (Recording Time FTR: 10:07 – 10:32.) (ws, ) (Entered: 05/06/2010)
12/02/2010	<u>841</u>	ORDER setting this matter for a Telephone Conference on 1/5/2011 at 10:00 AM before Honorable Charles S. Coody. Signed by Honorable Charles S. Coody on 12/2/2010. (br, ) (Entered: 12/02/2010)



01/05/2011	<u>842</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Conference held on 1/5/2011 (PDF available for court use only). (Recording Time FTR: 10:00 – 10:09.) (ws, ) (Entered: 01/06/2011)
01/06/2011		Set/Reset Hearings: Telephone Conference set for 1/7/2011 03:00 PM by telephone before Honorable Myron H. Thompson. (ag, ) (Entered: 01/06/2011)
01/07/2011	<u>843</u>	Minute Entry for proceedings held before Judge Honorable Myron H. Thompson: Telephone Conference held on 1/7/2011 (PDF available for court use only). (Court Reporter Mitchell Reisner.) (ag, ) (Entered: 01/07/2011)
01/11/2011	<u>844</u>	ORDER setting Status Conference for 2/9/2011 at 11:00 AM in by telephone before Honorable Myron H. Thompson. Counsel are to arrange for the conference to be conducted by telephone. Signed by Honorable Myron H. Thompson on 1/11/2011. (br, ) (Entered: 01/11/2011)
01/28/2011	<u>845</u>	MOTION Terminate the Remaining Injunctions re 368 Order, by Thomas G. Flowers, State of Alabama Personnel Department. (Byrne, Alice) Modified on 1/28/2011 to reflect that this is NOT and ORAL motion, the E-filer docketed ORAL in error (qc/djy, ). (Entered: 01/28/2011)
01/28/2011	<u>846</u>	BRIEF/MEMORANDUM in Support re <u>845</u> MOTION Terminate the Remaining Injunctions re 368 Order, filed by Thomas G. Flowers, State of Alabama Personnel Department. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B.1, # <u>3</u> Exhibit B.2, # <u>4</u> Exhibit B.3, # <u>5</u> Exhibit B.4, # <u>6</u> Exhibit B.5, # <u>7</u> Exhibit C, # <u>8</u> Exhibit D, # <u>9</u> Exhibit E, # <u>10</u> Exhibit F, # <u>11</u> Exhibit G, # <u>12</u> Exhibit H.1, # <u>13</u> Exhibit H.2, # <u>14</u> Exhibit H.3, # <u>15</u> Exhibit I, # <u>16</u> Exhibit J, # <u>17</u> Exhibit K, # <u>18</u> Exhibit L, # <u>19</u> Exhibit M, # <u>20</u> Exhibit N, # <u>21</u> Exhibit O, # <u>22</u> Exhibit P, # <u>23</u> Exhibit Q, # <u>24</u> Exhibit R, # <u>25</u> Exhibit S, # <u>26</u> Exhibit T, # <u>27</u> Exhibit U.1, # <u>28</u> Exhibit U.2, # <u>29</u> Exhibit U.3, # <u>30</u> Exhibit U.4, # <u>31</u> Exhibit U.5, # <u>32</u> Exhibit V)(Byrne, Alice) Modified on 1/28/2011 to correct text to remove the word ORAL from the motion (qc/djy, ). (Entered: 01/28/2011)
01/28/2011		NOTICE of Docket Text Correction re <u>845</u> MOTION Terminate the Remaining Injunctions re 368 Order and <u>846</u> BRIEF/MEMORANDUM in Support to reflect that it is NOT and ORAL motion, the E-filer docketed ORAL in error. The Clerk's office has edited the text to remove ORAL from the entries. (NO PDF document attached to this notice). (djy, ) (Entered: 01/28/2011)
01/28/2011		***Attorney Tara Smelley Knee added as counsel for Director Alabama Personnel Department, pursuant to <u>845</u> Motion. (br, ) (Entered: 01/31/2011)
01/28/2011	<u>847</u>	MOTION for Leave to File Validation Reports Under Seal by Thomas G. Flowers, State of Alabama Personnel Department. (Attachments: # <u>1</u> Exhibit T Validation Report Listing)(br, ) (Entered: 02/02/2011)
02/03/2011	<u>848</u>	ORDER granting <u>847</u> Motion for Leave to File Validation Reports Under Seal. Signed by Honorable Myron H. Thompson on 2/3/2011. (br, ) (Entered: 02/03/2011)
02/03/2011	<u>849</u>	SEALED Exhibit T in Support of <u>845</u> Motion and <u>846</u> Brief. (Attachments: # <u>1</u> Exhibit T1 Part 1, # <u>2</u> Exhibit T1 Part 2, # <u>3</u> Exhibit T1 Part 3, # <u>4</u> Exhibit T1 Part 4, # <u>5</u> Exhibit T2 Part 1, # <u>6</u> Exhibit T2 Part 2, # <u>7</u> Exhibit T2 Part 3, # <u>8</u> Exhibit T2 Part 4, # <u>9</u> Exhibit T2 Part 5, # <u>10</u> Exhibit T2 Part 6, # <u>11</u> Exhibit T2 Part 7, # <u>12</u> Exhibit T2 Part 8, # <u>13</u> Exhibit T3, # <u>14</u> Exhibit T4 Part 1, # <u>15</u> Exhibit T4 Part 2, # <u>16</u> Exhibit T4 Part 3, # <u>17</u> Exhibit T5 Part 1, # <u>18</u> Exhibit T5 Part 2, # <u>19</u> Exhibit T5 Part 3, # <u>20</u> Exhibit T5 Part 4, # <u>21</u> Exhibit T6 Part 1, # <u>22</u> Exhibit T6 Part 2, # <u>23</u> Exhibit T6 Part 3, # <u>24</u> Exhibit T7 Part 1, # <u>25</u> Exhibit T7 Part 2, # <u>26</u> Exhibit T7 Part 3, # <u>27</u> Exhibit T8 Part 1, # <u>28</u> Exhibit T8 Part 2, # <u>29</u> Exhibit T8 Part 3, # <u>30</u> Exhibit T9 Part 1, # <u>31</u> Exhibit T9 Part 2, # <u>32</u> Exhibit T9 Part 3)(br, ) (Additional attachment(s) added on 2/3/2011: # <u>33</u> Exhibit T10, # <u>34</u> Exhibit T11 Part 1, # <u>35</u> Exhibit T11 Part 2, # <u>36</u> Exhibit T12 Part 1, # <u>37</u> Exhibit T12 Part 2, # <u>38</u> Exhibit T13 Part 1, # <u>39</u> Exhibit T13 Part 2, # <u>40</u> Exhibit T14 Part 1, # <u>41</u> Exhibit T14 Part 2, # <u>42</u> Exhibit T14 Part 3, # <u>43</u> Exhibit T14 Part 4, # <u>44</u> Exhibit T15 Part 1, # <u>45</u> Exhibit T15 Part 2, # <u>46</u> Exhibit T15 Part 3, # <u>47</u> Exhibit T15 Part 4, # <u>48</u> Exhibit T16 Part 1, # <u>49</u> Exhibit T16 Part 2) (br, ). (Additional attachment(s) added on 2/3/2011: # <u>50</u> Exhibit T17 Part 1, # <u>51</u> Exhibit T17 Part 2, # <u>52</u> Exhibit T17 Part 3, # <u>53</u> Exhibit T17 Part 4, # <u>54</u> Exhibit T17 Part 5, # <u>55</u>

		Exhibit T18 Part 1, # <u>56</u> Exhibit T18 Part 2, # <u>57</u> Exhibit T19 Part 1, # <u>58</u> Exhibit T19 Part 2, # <u>59</u> Exhibit T19 Part 3, # <u>60</u> Exhibit T20 Part 1, # <u>61</u> Exhibit T20 Part 2, # <u>62</u> Exhibit T20 Part 3, # <u>63</u> Exhibit T21 Part 1, # <u>64</u> Exhibit T21 Part 2, # <u>65</u> Exhibit T21 Part 3, # <u>66</u> Exhibit T22 Part 1, # <u>67</u> Exhibit T22 Part 2, # <u>68</u> Exhibit T23 Part 1, # <u>69</u> Exhibit T23 Part 2, # <u>70</u> Exhibit T23 Part 3, # <u>71</u> Exhibit T24 Part 1, # <u>72</u> Exhibit T24 Part 2, # <u>73</u> Exhibit T25 Part 1, # <u>74</u> Exhibit T25 Part 2, # <u>75</u> Exhibit T25 Part 3, # <u>76</u> Exhibit T26 Part 1, # <u>77</u> Exhibit T26 Part 2, # <u>78</u> Exhibit T26 Part 3, # <u>79</u> Exhibit T27 Part 1, # <u>80</u> Exhibit T27 Part 2, # <u>81</u> Exhibit T28 Part 1, # <u>82</u> Exhibit T28 Part 2, # <u>83</u> Exhibit T28 Part 3) (br, ). (Additional attachment(s) added on 2/3/2011: # <u>84</u> Exhibit T29 Part 1, # <u>85</u> Exhibit T29 Part 2, # <u>86</u> Exhibit T29 Part 3, # <u>87</u> Exhibit T30 Part 1, # <u>88</u> Exhibit T30 Part 2, # <u>89</u> Exhibit T31 Part 1, # <u>90</u> Exhibit T31 Part 2, # <u>91</u> Exhibit T31 Part 3, # <u>92</u> Exhibit T31 Part 4, # <u>93</u> Exhibit T32 Part 1, # <u>94</u> Exhibit T32 Part 2, # <u>95</u> Exhibit T32 Part 3, # <u>96</u> Exhibit T33 Part 1, # <u>97</u> Exhibit T33 Part 2, # <u>98</u> Exhibit T33 Part 3, # <u>99</u> Exhibit T33 Part 4, # <u>100</u> Exhibit T34 Part 1, # <u>101</u> Exhibit T34 Part 2, # <u>102</u> Exhibit T34 Part 3, # <u>103</u> Exhibit T35 Part 1, # <u>104</u> Exhibit T35 Part 2) (br, ). (Additional attachment(s) added on 2/3/2011: # <u>105</u> Exhibit T36 Part 1, # <u>106</u> Exhibit T36 Part 2, # <u>107</u> Exhibit T36 Part 3, # <u>108</u> Exhibit T36 Part 4, # <u>109</u> Exhibit T37 Part 1, # <u>111</u> Exhibit T37 Part 2, # <u>112</u> Exhibit T37 Part 3, # <u>113</u> Exhibit T38 Part 1, # <u>114</u> Exhibit T38 Part 2, # <u>115</u> Exhibit T38 Part 3, # <u>116</u> Exhibit T39 Part 1, # <u>117</u> Exhibit T39 Part 2, # <u>118</u> Exhibit T40 Part 1, # <u>119</u> Exhibit T40 Part 2, # <u>120</u> Exhibit T40 Part 3, # <u>121</u> Exhibit T41 Part 1, # <u>122</u> Exhibit T41 Part 2, # <u>123</u> Exhibit T42 Part 1, # <u>124</u> Exhibit T42 Part 2, # <u>125</u> Exhibit T42 Part 3, # <u>126</u> Exhibit T42 Part 4, # <u>127</u> Exhibit T43, # <u>128</u> Exhibit T44 Part 1, # <u>129</u> Exhibit T44 Part 2, # <u>130</u> Exhibit T45 Part 1, # <u>131</u> Exhibit T45 Part 2, # <u>132</u> Exhibit T45 Part 3) (br, ). (Additional attachment(s) added on 2/3/2011: # <u>133</u> Exhibit T46 Part 1, # <u>134</u> Exhibit T46 Part 2, # <u>135</u> Exhibit T46 Part 3, # <u>136</u> Exhibit T46 Part 4, # <u>137</u> Exhibit T46 Part 5, # <u>138</u> Exhibit T46 Part 6, # <u>139</u> Exhibit T46 Part 7, # <u>140</u> Exhibit T47 Part 1, # <u>141</u> Exhibit T47 Part 2, # <u>143</u> Exhibit T48 Part 1, # <u>144</u> Exhibit T48 Part 2, # <u>145</u> Exhibit T48 Part 3, # <u>146</u> Exhibit T49 Part 1, # <u>147</u> Exhibit T49 Part 2, # <u>148</u> Exhibit T49 Part 3, # <u>149</u> Exhibit T50 Part 1, # <u>150</u> Exhibit T50 Part 2, # <u>151</u> Exhibit T51 Part 1, # <u>152</u> Exhibit T51 Part 2, # <u>153</u> Exhibit T52 Part 1, # <u>154</u> Exhibit T52 Part 2, # <u>155</u> Exhibit T52 Part 3, # <u>156</u> Exhibit T53 Part 1, # <u>157</u> Exhibit T53 Part 2, # <u>158</u> Exhibit T54 Part 1, # <u>159</u> Exhibit T54 Part 2, # <u>160</u> Exhibit T55 Part 1, # <u>161</u> Exhibit T55 Part 2, # <u>162</u> Exhibit T56 Part 1, # <u>163</u> Exhibit T56 Part 2) (br, ). (Entered: 02/03/2011)
02/09/2011	<u>850</u>	Minute Entry for proceedings held before Judge Honorable Myron H. Thompson: Telephone Conference re <u>845</u> Motion to Terminate Remaining Injunctions held on 2/9/2011 (PDF available for court use only). (Court Reporter Mitchell Reisner.) (ag, ) (Entered: 02/09/2011)
02/10/2011	<u>851</u>	ORDER setting Telephone Conference for 3/4/2011 10:00 AM before Honorable Charles S. Coody; the US will set up this telephone conference. Signed by Honorable Charles S. Coody on 2/10/11. Furnished to Calendar group &WS.(djm, ) (Entered: 02/10/2011)
02/11/2011	<u>852</u>	ORDER directing as follows: (1) the defendants' <u>845</u> MOTION to terminate the Remaining Injunctions is referred to US Mag Judge Charles S. Coody to oversee the narrowing and resolving the issues as much as is reasonably possible, as further set out in order; (2) setting another Status Conference for 5/4/2011 @ 08:00 AM before Honorable Myron H. Thompson; counsel for the parties are to arrange for the conference to be conducted by telephone. Signed by Honorable Myron H. Thompson on 2/11/11. Furnished to Calendar group &AG.(djm, ) (Entered: 02/11/2011)
02/25/2011	<u>853</u>	MOTION to Withdraw as Attorney <i>Motion to Withdraw</i> by State of Alabama Personnel Department. (Barnett, Henry) (Entered: 02/25/2011)
03/02/2011	<u>854</u>	ORDER granting <u>853</u> Motion to Withdraw as Attorney. Signed by Honorable Myron H. Thompson on 3/2/2011. (br, ) (Entered: 03/02/2011)
03/02/2011		*** Attorney Henry Clay Barnett, Jr terminated pursuant to <u>854</u> Order. (br, ) (Entered: 03/02/2011)

03/04/2011	<u>855</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Conference held on 3/4/2011 (PDF available for court use only). (Recording Time FTR: 10:07 – 10:26.) (ws, ) (Entered: 03/07/2011)
03/09/2011	<u>856</u>	ORDER setting Status Conference for 3/30/2011 at 10:00 AM by telephone before Honorable Charles S. Coody. The United States shall set up the conference call. Signed by Honorable Charles S. Coody on 3/9/2011. (br, ) (Entered: 03/09/2011)
03/21/2011	<u>857</u>	MOTION for Order re <u>845</u> MOTION Terminate the Remaining Injunctions re 368 Order,, <u>846</u> BRIEF/MEMORANDUM in Support,,, MOTION Motion For The Court To Order The Plaintiff And Plaintiff–Intervenors To File A Response To Defendants Motion To Terminate The Remaining Injunctions re <u>845</u> MOTION Terminate the Remaining Injunctions re 368 Order, by State of Alabama Personnel Department. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(Byrne, Alice) (Entered: 03/21/2011)
03/22/2011	<u>858</u>	NOTICE of Appearance by United States of America to add <i>Louis Whitsett, Esq. as Co–counsel</i> (Adelstein, Jay) Modified on 3/23/2011 to clarify text (br, ). (Entered: 03/22/2011)
03/22/2011		***Attorney Louis Whitsett added for United States of America pursuant to <u>858</u> Notice of Appearance. (br, ) (Entered: 03/22/2011)
03/30/2011	<u>859</u>	ORDER granting <u>857</u> Motion requesting that the plaintiff file a response as follows: (1)On or before April 8, 2011, the plaintiff shall file a precise and full statement delineating the specific issues which remain concerning the three agencies and two job classifications discussed during the conference held on March 30, 2011; (2) In the statement filed on April 8, 2011, the plaintiff shall indicate as to each issue which injunction is applicable to the specified issue. It is further ORDERING that in the interim between April 8, 2011, and the next conference call which will be set in May, the parties shall work cooperatively to further narrow the remaining issues. Signed by Honorable Charles S. Coody on 3/30/11. (djoy, ) (Entered: 03/30/2011)
03/30/2011	<u>867</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Status Conference held on 3/30/2011 (PDF available for court use only). (Recording Time FTR: 10:01 – 10:18.) (ws, ) (Entered: 04/14/2011)
04/01/2011	<u>860</u>	AFFIDAVIT re <u>846</u> BRIEF/MEMORANDUM in Support,,, <i>Affidavit of Jackie Graham</i> by State of Alabama Personnel Department. (Byrne, Alice) (Entered: 04/01/2011)
04/01/2011	<u>861</u>	Joint MOTION for Order by State of Alabama Personnel Department, United States of America. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Byrne, Alice) (Entered: 04/01/2011)
04/01/2011	<u>862</u>	ORDER TO SHOW CAUSE as to why <u>861</u> Motion for Order should not be granted; Show Cause Response due by 4/11/2011. Signed by Honorable Charles S. Coody on 4/1/11. (djoy, ) (Entered: 04/01/2011)
04/01/2011	<u>863</u>	ORDER setting a Telephone Conference call for 5/5/2011 @ 10:00 AM before Honorable Charles S. Coody; the US shall set up the conference call. Signed by Honorable Charles S. Coody on 4/1/11. Furnished to calendar group & WS.(djoy, ) (Entered: 04/01/2011)
04/01/2011		***Attorney Sharyn Tejani added for United States of America pursuant to <u>861</u> Joint Motion. (br, ) (Entered: 04/11/2011)
04/08/2011	<u>864</u>	MOTION for Extension of Deadline Deadline to Show Cause Why Defendants' Motion Should Not Be Granted re <u>862</u> Order to Show Cause by Eugene Crum, Jr. and Johnny Reynolds. (Adams, Russell) Modified on 4/11/2011 to show this document was filed by intervenor plaintiffs, not the United States (br, ). (Entered: 04/08/2011)
04/08/2011	<u>865</u>	ORDER granting the <u>864</u> MOTION for Extension of Time; Intervenor Plaintiff's show cause deadline reset for 4/18/2011. Signed by Honorable Charles S. Coody on 4/8/2011. (br, ) (Entered: 04/08/2011)

04/08/2011	<u>866</u>	Response to <u>859</u> Order by United States of America. (Whitsett, Louis) Modified on 4/11/2011 to add link (br, ). (Entered: 04/08/2011)
04/18/2011	<u>868</u>	RESPONSE in Opposition re <u>862</u> Order to Show Cause why the <u>861</u> Motion should not be granted by Eugene Crum, Jr, Johnny Reynolds. (Attachments: # <u>1</u> Exhibit 1-1, # <u>2</u> Exhibit 1-2, # <u>3</u> Exhibit 1-3, # <u>4</u> Exhibit 1-4, # <u>5</u> Exhibit 1-5, # <u>6</u> Exhibit 1-6, # <u>7</u> Exhibit 1-7, # <u>8</u> Exhibit 1-8, # <u>9</u> Exhibit 1-9, # <u>10</u> Exhibit 1-10, # <u>11</u> Exhibit 1-11, # <u>12</u> Exhibit 1-12, # <u>13</u> Exhibit 1-13, # <u>14</u> Exhibit 1-14, # <u>15</u> Exhibit 1-15, # <u>16</u> Exhibit 1-16, # <u>17</u> Exhibit 1-17, # <u>18</u> Exhibit 1-18, # <u>19</u> Exhibit 1-19, # <u>20</u> Exhibit 1-20, # <u>21</u> Exhibit 1-21, # <u>22</u> Exhibit 1-22, # <u>23</u> Exhibit 1-23, # <u>24</u> Exhibit 1-24, # <u>25</u> Exhibit 1-25, # <u>26</u> Exhibit 1-26, # <u>27</u> Exhibit 1-27, # <u>28</u> Exhibit 1-28, # <u>29</u> Exhibit 1-29, # <u>30</u> Exhibit 1-30, # <u>31</u> Exhibit 1-31, # <u>32</u> Exhibit 1-32, # <u>33</u> Exhibit 1-33, # <u>34</u> Exhibit 1-34, # <u>35</u> Exhibit 1-35, # <u>36</u> Exhibit 1-36, # <u>37</u> Exhibit 1-37, # <u>38</u> Exhibit 1-38, # <u>39</u> Exhibit 1-39, # <u>40</u> Exhibit 1-40, # <u>41</u> Exhibit 2, # <u>42</u> Exhibit 3, # <u>43</u> Exhibit 4)(Adams, Russell) Modified on 4/19/2011 to simplify text (br, ). (Entered: 04/18/2011)
05/02/2011	<u>869</u>	NOTICE of Hearing: Resetting Telephone Conference now set for 5/4/2011 at 8:00 a.m. to 11:00 AM by telephone before Honorable Myron H. Thompson. (ag, ) (Entered: 05/02/2011)
05/04/2011	<u>870</u>	Minute Entry for proceedings held before Judge Honorable Myron H. Thompson: Telephone Conference held on 5/4/2011 (PDF available for court use only). (Court Reporter Mitchell Reisner.) (ag, ) (Entered: 05/04/2011)
05/05/2011		Set/Reset Hearings: Telephone Conference set for 5/5/2011 10:00 AM in Courtroom 4B before Honorable Charles S. Coody. (ws, ) (Entered: 05/05/2011)
05/05/2011	<u>871</u>	Minute Entry for proceedings held before Judge Honorable Charles S. Coody: Telephone Status Conference held on 5/5/2011 (PDF available for court use only). (Recording Time FTR: 10:00 – 10:21.) (ws, ) (Entered: 05/06/2011)
05/09/2011	<u>872</u>	MOTION to Withdraw as Attorney by John R. Wible. (Wible, John) (Entered: 05/09/2011)
05/11/2011	<u>873</u>	ORDER granting <u>872</u> Motion to Withdraw as Attorney. Signed by Honorable Myron H. Thompson on 5/11/2011. (br, ) (Entered: 05/11/2011)
05/12/2011	<u>874</u>	Errata to <u>866</u> Response to <u>859</u> Order. (Adelstein, Jay) Modified on 5/12/2011 to clarify text (br, ). (Entered: 05/12/2011)
05/18/2011	<u>875</u>	Supplemental <u>868</u> Response in Opposition to <u>862</u> Order to Show Cause Why the <u>861</u> Joint MOTION to Lift Injunction Should Not Be Granted filed by Private Plaintiffs. (Attachments: # <u>1</u> Exhibit A (examples of vacancies held open for over one year))(Adams, Russell) Modified on 5/19/2011 to clarify text (br, ). (Additional attachment(s) added on 5/19/2011: # <u>2</u> Redacted Attachment) (br, ). Document has been edited to restrict access to personal information pursuant to the E-Government Act. (Entered: 05/18/2011)
05/18/2011		Minute Entry for proceedings held before Honorable Judge Charles S. Coody: Mediation Conference held on 5/18/2011 ( NO PDF attached). (ws, ) (Entered: 06/09/2011)
05/31/2011	<u>876</u>	MEMORANDUM OF LAW IN REPLY to the Crum/Reynolds Intervenor-Plaintiffs' Opposition to the United States' and Defendants' <u>861</u> Joint MOTION to Terminate the Remaining Frazer Injunctions filed by State of Alabama Personnel Department. (Byrne, Alice) [Modified on 6/1/2011 to clean up text.-DMN] (Entered: 05/31/2011)
05/31/2011	<u>877</u>	MEMORANDUM OF LAW IN REPLY to the United States' <u>866</u> Response to Magistrate Judge Coody's <u>859</u> Order dated 3/30/2011 and in Support of Defendants' <u>845</u> Motion to Terminate the Remaining Frazer Injunctions filed by State of Alabama Personnel Department. (Attachments: # <u>1</u> Exhibit A)(Byrne, Alice) [Modified on 6/1/2011 to clarify text and to create link to Doc. <u>845</u> and <u>859</u> .-DMN] (Main Document 877 replaced on 6/1/2011 due to typographical errors contained in first paragraph.) (dmn). (Entered: 05/31/2011)

06/01/2011	<u>878</u>	NOTICE of Correction re <u>877</u> Reply. This notice is docketed to enter the corrected pdf of the referenced document into the record. The original pdf contained typographical errors in the first paragraph. The corrected pdf is attached to this notice. (Attachments: # <u>1</u> Corrected pdf of Doc. <u>877</u> )(dmn) (Entered: 06/01/2011)
07/05/2011	<u>879</u>	Reply to Defendant's Submission Addressing the United States' Response to Judge Coody's Order by United States of America. (Whitsett, Louis) Modified on 7/5/2011 to clarify text (br, ). (Entered: 07/05/2011)
08/23/2011	<u>880</u>	Defendants' Memorandum of Law in Response to United States' <u>879</u> Reply to Defendants' Submission Addressing the United States' Response to Magistrate Judge Coody's <u>859</u> Order, filed by Alabama Department of Corrections, State of Alabama Personnel Department. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Weller, Christopher) Modified on 8/24/2011 to clarify text (br, ). (Entered: 08/23/2011)
03/20/2012	<u>881</u>	MOTION for Hearing re <u>861</u> Joint MOTION for Order <i>Defendants' Motion for Hearing or, in the Alternative, for Ruling on the Crum/Reynolds Intervenors' Standing to Object to the Consent Order Proposed by Plaintiff United States and Defendants (Doc. 861-1)</i> by Ala State Employees, Alabama Department of Corrections, State of Alabama Personnel Department. (Weller, Christopher) (Entered: 03/20/2012)
03/21/2012	<u>882</u>	NOTICE of Appearance by Barbara Jean Wells on behalf of Ala State Employees (Wells, Barbara) (Additional attachment(s) added on 3/22/2012: # <u>1</u> Corrected certificate of service) (scn, ). (Entered: 03/21/2012)
04/17/2012	<u>883</u>	ORDER directing that the <u>881</u> motion for hearing and alternative motion for ruling for ruling are set for submission, without oral argument, on April 27, 2012, with all briefs due by said date. Signed by Honorable Judge Myron H. Thompson on 4/17/12. (scn, ) (Entered: 04/17/2012)
04/27/2012	<u>884</u>	RESPONSE in Opposition re <u>881</u> MOTION for Hearing re <u>861</u> Joint MOTION for Order, filed by Private Plaintiffs, Peggy Allen, Martha Ann Boleware, Jeffrey Brown, and Cecil Parker. (Adams, Russell) Modified on 4/30/2012 to add parties as filers and clean up docket text (scn, ). (Additional attachment(s) added on 4/30/2012: # <u>1</u> Corrected certificate of service) (scn, ). (Entered: 04/27/2012)
08/24/2012	<u>885</u>	MOTION Emergency Relief <i>Renewed Motion for Emergency Relief</i> by State of Alabama Personnel Department. (Wells, Barbara) (Entered: 08/24/2012)
09/17/2012	<u>886</u>	ORDER directing that the motion for emergency relief (doc. no. <u>885</u> ) is granted and that the court will make some resolution of the issue by October 2, 2012. Signed by Honorable Judge Myron H. Thompson on 9/17/12. (scn, ) (Entered: 09/17/2012)
10/02/2012	<u>887</u>	ORDER DECLARING that the Crum/Reynolds intervenors now lack standing in this case; further ORDERING that the <u>881</u> MOTION for Hearing is DENIED. Signed by Honorable Judge Myron H. Thompson on 10/2/12. (djy, ) (Entered: 10/02/2012)
11/09/2012	<u>888</u>	ORDER directing that a status conference by telephone be and is hereby set on November 15, 2012, at 2:00 p.m. CST. The United States shall set up the conference call. Signed by Honorable Judge Charles S. Coody on 11/9/12. (Furnished to Calendar/WS)(scn, ) (Entered: 11/09/2012)
11/15/2012		Minute Entry for proceedings held before Honorable Judge Charles S. Coody: Settlement/ Status Conference held on 11/15/2012 (NO PDF attached). (ws ) (Entered: 12/05/2012)
11/30/2012	<u>889</u>	Joint MOTION re <u>845</u> MOTION Terminate the Remaining Injunctions re 368 Order, <i>to Partially Dissolve Prior Court Orders Granting Injunctive Relief</i> by State of Alabama Personnel Department, United States of America. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Byrne, Alice) (Entered: 11/30/2012)
11/30/2012	<u>890</u>	ORDER directing that, based on discussions and agreements reached among the parties, IT IS HEREBY ORDERED AND ADJUDGED that the <u>845</u> , <u>861</u> , and <u>889</u> motions to terminate and dissolve are granted as follows: All outstanding

		<p>injunctive provisions in previous orders entered in this case are DISSOLVED with regard to all Alabama State agencies with the exception of the following agencies: (a) Alabama Department of Conservation and Natural Resources and (b) Alabama Department of Environmental Management; further ORDERED that the injunctive provisions remaining against these two Alabama State agencies automatically expire December 31, 2014, without any further order from this Court. Signed by Honorable Judge Myron H. Thompson on 11/30/12. (scn, ) (Entered: 11/30/2012)</p>
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