

LEAD, TRANSFERRED MDL

**U.S. District Court
Northern District of Alabama (Middle)
CIVIL DOCKET FOR CASE #: 4:06-cv-02095-RDP**

Belue et al v. Wayne Farms, LLC
Assigned to: Judge R David Proctor
Cause: 29:201 Fair Labor Standards Act

Date Filed: 10/18/2006
Date Terminated: 11/13/2007
Jury Demand: Plaintiff
Nature of Suit: 442 Civil Rights: Jobs
Jurisdiction: Federal Question

Special Master

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Date Filed	#	Docket Text
10/18/2006	<u>1</u>	COMPLAINT against Wayne Farms, LLC (Filing fee \$ 350.00, receipt # 200 230581.) , filed by Plaintiffs. (Attachments: # <u>1</u> Exhibit A)(KSS,) (Entered: 10/19/2006)
10/18/2006	<u>2</u>	Request for service by certified mail filed by Plaintiffs. (KSS,) (Entered: 10/19/2006)
10/19/2006	<u>3</u>	Summons Issued as to Wayne Farms, LLC., mailed certified mail. (KSS,) (Entered: 10/19/2006)
10/23/2006	<u>4</u>	SUMMONS Returned Executed as to Wayne Farms, LLC served on 10/20/2006, answer due 11/9/2006. (KSS,) (Entered: 10/23/2006)
11/09/2006	<u>5</u>	NOTICE of Appearance by Lisa J Sharp on behalf of Wayne Farms, LLC (Sharp, Lisa) (Entered: 11/09/2006)
11/09/2006	<u>6</u>	ANSWER to Complaint by Wayne Farms, LLC.(Sharp, Lisa) (Entered: 11/09/2006)
11/09/2006	<u>7</u>	MOTION for Leave to Appear Admission Pro Hac Vice of <i>Pepper Crutcher</i> by Wayne Farms, LLC. (Attachments: # <u>1</u>)(Sharp, Lisa) (Entered: 11/09/2006)
11/09/2006	<u>8</u>	ALND UNIFORM INITIAL ORDER reminding parties of their obligations under FRCP 26(f) and LR26.1(d) with appendices attached. Signed by Judge R David Proctor on 11/9/2006. (KSS,) (Entered: 11/09/2006)
11/15/2006	<u>9</u>	NOTICE by Wayne Farms, LLC re <u>7</u> MOTION for Leave to Appear Admission Pro Hac Vice of <i>Pepper Crutcher of Filing</i> (Attachments: # <u>1</u>)(Sharp, Lisa) (Entered: 11/15/2006)
11/16/2006		PHV Fee paid: \$ 50.00, receipt number 200 231345. (KSS,) (Entered: 11/16/2006)
11/16/2006		ORDER granting <u>7</u> Motion for Leave to Appear Pepper Crutcher pro hac vice . Signed by Judge R David Proctor on 11/16/06. (SFR,) (Entered: 11/16/2006)
12/06/2006	<u>10</u>	NOTICE of Appearance by Bernard D Nomberg on behalf of Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn (Nomberg, Bernard) (Entered: 12/06/2006)
12/20/2006	<u>11</u>	MOTION to Withdraw as Attorney <i>Motion for and Notice of Withdrawal</i> by Jimmy Belue. (Lane, Joseph) (Entered: 12/20/2006)
12/22/2006	<u>12</u>	Joint MOTION to Continue <i>Deadline for Rule 26 Report</i> by Wayne Farms, LLC. (Sharp, Lisa) (Entered: 12/22/2006)
12/27/2006		ORDER granting <u>12</u> Motion to Continue Rule 26 report deadline. The deadline for filing the Rule 26 report is EXTENDED until 01/16/07. Signed by Judge R David Proctor on 12/27/06. (SFR,) (Entered: 12/27/2006)
12/27/2006	<u>13</u>	ORDER granting <u>11</u> Motion to Withdraw Joseph D. Lane as Attorney. Attorney Joseph D Lane terminated for plaintiffs. Signed by Judge R David Proctor on 12/27/2006. (KSS,) Additional attachment(s) added on 12/27/2006 (KSS,). (Entered: 12/27/2006)
01/16/2007	<u>14</u>	NOTICE of Appearance by Robert J Camp on behalf of Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn (Camp, Robert) (Entered: 01/16/2007)

01/16/2007	<u>15</u>	MOTION to Stay , or alternatively, MOTION to Apply the First-Filed Ruled by Wayne Farms, LLC. (Attachments: # <u>1</u> Tab A# <u>2</u> TAB B Part 1# <u>3</u> Tab B Part 2# <u>4</u> Tab B Part 3# <u>5</u> Tab B Part 4# <u>6</u> Tab B Part 5# <u>7</u> Tab B Part 6)(Sharp, Lisa) Modified on 1/17/2007 (KSS,). (Entered: 01/16/2007)
01/16/2007	<u>16</u>	NOTICE by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn <i>Notice of Filing Additional Notices of Consent to Join</i> (Camp, Robert) (Entered: 01/16/2007)
01/16/2007	<u>17</u>	REPORT of Rule 26(f) Planning Meeting. (Camp, Robert) (Entered: 01/16/2007)
01/17/2007	<u>18</u>	ORDER SETTING BRIEFING SCHEDULE re <u>15</u> MOTION to Stay, or Alternatively, Motion to Apply the First-Filed Rule, all non-summary judgment motions filed after the entry of this order shall comply with attached "Exhibit B." Signed by Judge R David Proctor on 1/17/2007. (KSS,) (Entered: 01/17/2007)
01/18/2007	<u>19</u>	ORDER SETTING RULE 16(b) SCHEDULING CONFERENCE this case is SET for a Rule 16(b) Scheduling Conference on 2/2/2007 at 09:30 AM, in chambers of the undersigned located Hugo L. Black U.S. Courthouse, Birmingham, Alabama. Signed by Judge R David Proctor on 1/17/2007. (KSS,) (Entered: 01/18/2007)
01/18/2007	<u>20</u>	MOTION to Amend/Correct <u>1</u> Complaint by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn. (Camp, Robert) (Entered: 01/18/2007)
01/22/2007	<u>21</u>	MOTION for Extension of Time to File Response/Reply as to <u>15</u> MOTION to Stay <i>PROCEEDINGS OR ALTERNATIVE MOTION TO APPLY THE FIRST FILED RULE</i> by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn. (Camp, Robert) (Entered: 01/22/2007)
01/24/2007		ORDER granting <u>21</u> Motion for Extension of Time to File Response/Reply re <u>15</u> MOTION to Stay. Responses due by 2/3/2007; Replies due by 2/6/2007. Signed by Judge R David Proctor on 01/24/07. (SFR,) (Entered: 01/24/2007)
01/30/2007	<u>22</u>	RESPONSE in Opposition re <u>20</u> MOTION to Amend/Correct <u>1</u> Complaint (<i>PLAINTIFFS? MOTION FOR LEAVE TO FILE AMENDED COMPLAINT</i>) filed by Wayne Farms, LLC. (Sharp, Lisa) (Entered: 01/30/2007)
01/31/2007	<u>23</u>	AMENDED DOCUMENT by Wayne Farms, LLC. Amendment to <u>22</u> Response in Opposition to Motion <i>Referenced Materials regarding Defendant's Objection to Plaintiffs' Motion For Leave to File Amended Complaint.</i> (Sharp, Lisa) (Entered: 01/31/2007)
01/31/2007	<u>24</u>	MOTION for Leave to Appear Pro Hac Vice of Richard Celler by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn. (Camp, Robert) (Entered: 01/31/2007)
02/02/2007		Minute Entry for proceedings held before Judge R David Proctor : Scheduling Conference held on 2/2/2007 – discussion of case status – written order to be entered at a later date. (Court Reporter None.) (TGP,) (Entered: 02/02/2007)
02/02/2007		PHV Fee paid: \$ 50.00, receipt number 200 233442 (KSS,) (Entered: 02/02/2007)
02/05/2007		ORDER granting <u>24</u> Motion for Leave to Appear Richard Celler pro hac vice . Signed by Judge R David Proctor on 02/05/07. (SFR,) (Entered: 02/05/2007)

02/09/2007	<u>25</u>	ORDER granting in part and denying in part as set out the <u>20</u> Motion for Leave to File Amended Complaint. Signed by Judge R David Proctor on 2/9/2007. (KSS,) (Entered: 02/09/2007)
02/15/2007	<u>26</u>	AMENDED COMPLAINT <i>FIRST AMENDED COMPLAINT</i> against Wayne Farms, LLC, filed by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn.(Camp, Robert) (Entered: 02/15/2007)
02/16/2007	<u>27</u>	MOTION for Protective Order (<i>Opposed</i>) by Wayne Farms, LLC. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Exhibit A# <u>3</u> Exhibit B–D)(Sharp, Lisa) (Entered: 02/16/2007)
02/20/2007	<u>28</u>	MOTION to Certify Class by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit 1# <u>4</u> Exhibit 2# <u>5</u> Exhibit 3# <u>6</u> Exhibit 4)(Camp, Robert) (Entered: 02/20/2007)
02/20/2007	<u>29</u>	NOTICE by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn <i>OF FILING ADDITIONAL NOTICES OF CONSENT TO JOIN</i> (Camp, Robert) (Entered: 02/20/2007)
02/23/2007	<u>30</u>	ORDER the court orders the parties' immediate attention to the following issues as set out, on or before 3/1/2007, counsel for the parties are ordered to meet face-to-face at a mutually agreeable location in order to discuss the issues as set out, if parties cannot agree about the issues, counsel are ordered to notify the the court's chambers and to appear before the court for a hearing on 3/2/2007 at 9:00 a.m. Signed by Judge R David Proctor on 2/23/2007. (KSS,) (Entered: 02/23/2007)
02/28/2007	<u>31</u>	Corporate Disclosure Statement by Wayne Farms, LLC. (Crutcher, Pepper) (Entered: 02/28/2007)
03/02/2007	<u>32</u>	ANSWER to Amended Complaint by Wayne Farms, LLC.(Sharp, Lisa) (Entered: 03/02/2007)
03/02/2007		ORDER that the court held a conference call with the parties on 3/1/07 to discuss the parties' compliance with the court's Order of 2/23/07 (Doc. # 30). The court hereby ORDERS that the parties shall submit a joint status report on all issues highlighted in the court's Order of 2/23/07 (Doc. # 30) by no later than 5:00 p.m. on Monday, 03/05/07. If all issues are not resolved by the parties at that time, the parties SHALL submit briefing on the remaining areas of disagreement between the parties no later than 5:00 p.m. on Friday, 03/09/07. The court will schedule a hearing, if necessary, to entertain argument on any issues the parties do not resolve. Signed by Judge R David Proctor on 03/02/07. (SFR,) (Entered: 03/02/2007)
03/05/2007	<u>33</u>	STIPULATION <i>AGREED DISCOVERY AND PROTECTIVE ORDER</i> by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn. (Camp, Robert) (Entered: 03/05/2007)
03/05/2007	<u>34</u>	NOTICE by All Plaintiffs <i>of Filing Additional Notices of Consent to Join</i> (Camp, Robert) (Entered: 03/05/2007)
03/07/2007	<u>35</u>	STIPULATED DISCOVERY AND PROTECTIVE ORDER. Signed by Judge R David Proctor on 3/6/2007. (KSS,) (Entered: 03/07/2007)

03/12/2007	<u>36</u>	NOTICE of Appearance by Roman A Shaul on behalf of Jimmy Belue (Shaul, Roman) (Entered: 03/12/2007)
03/13/2007	<u>37</u>	NOTICE of Appearance by Roman A Shaul on behalf of Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn (Shaul, Roman) (Entered: 03/13/2007)
03/14/2007	<u>38</u>	ORDER SETTING STATUS CONFERENCE this case is SET for a joint status conference on 3/29/2007 at 10:00 AM to be held in conjunction with a status conference in case 5:06-cv-2096-IPJ, in chambers of the Honorable Inge Prytz Johnson at Room 361 Hugo L. Black U.S. Courthouse, Birmingham, Alabama. Signed by Judge R David Proctor on 3/14/2007. (KSS,) (Entered: 03/14/2007)
03/14/2007	<u>39</u>	RESPONSE to Motion re <u>15</u> MOTION to Stay <i>PLAINTIFFS' RESPONSE TO DEFENDANT'S MOTION TO STAY PROCEEDINGS</i> filed by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6)(Camp, Robert) (Entered: 03/14/2007)
03/19/2007		Upon oral motion of the Plaintiffs, the court GRANTS Plaintiffs' motion to file a surreply to Defendants' Motion to Stay, or Alternatively, Motion to Apply the First-Filed Rule <u>15</u> . Plaintiffs' surreply is due no later than 5 p.m. on April 4, 2007. The court will thereafter rule on the motion. Signed by Judge R David Proctor on 03/19/07. (SFR,) (Entered: 03/19/2007)
03/21/2007	<u>40</u>	REPLY to re <u>39</u> <i>Plaintiffs' Response to Defendant's Motion to Stay Proceedings</i> filed by Wayne Farms, LLC. (Attachments: # <u>1</u> Exhibit)(Sharp, Lisa) (Entered: 03/21/2007)
03/21/2007	<u>41</u>	NOTICE by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn <i>OF FILING ADDITIONAL CONSENT TO JOIN</i> (Attachments: # <u>1</u> Exhibit A)(Camp, Robert) (Entered: 03/21/2007)
03/23/2007	<u>42</u>	ORDER granting in part and denying in part as set out <u>15</u> Motion to Stay, or Alternatively, Motion to Apply the First-Filed Rule . Signed by Judge R David Proctor on 3/23/2007. (KSS,) (Entered: 03/23/2007)
03/27/2007	<u>43</u>	ORDER SETTING BRIEFING SCHEDULE re: <u>28</u> Motion to Certify the Class, by agreement of the parties the briefing schedule for motion shall be altered such that dft's response is due by 4/10/2007, any reply from pla is due by 4/17/2007, any non-summary judgment motions filed after the entry of this order shall comply with attached "Exhibit B." Signed by Judge R David Proctor on 3/27/2007. (KSS,) (Entered: 03/27/2007)
03/28/2007	<u>44</u>	MOTION to Withdraw as Attorney <i>MOTION FOR AND NOTICE OF WITHDRAWAL</i> by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifer Wynn. (Celler, Richard) (Entered: 03/28/2007)
03/29/2007		ORDER granting Richard Celler's <u>44</u> Motion to Withdraw as Attorney. . Signed by Judge R David Proctor on 03/29/07. (SFR,) (Entered: 03/29/2007)
03/30/2007	<u>45</u>	ORDER that plas file notice of identity of new plas severed from the Agee action and transferred to Bolden (5:06-cv-2096) and Belue (4:06-cv-2095) and file a copy of Agee order that severed Alabama plas in above cases; William Hommel, Jr. counsel for add'l new plas shall have until 4/3/07 to file add'l pleadings and dft shall have until 4/10/07 to file response; Status Conference set for both cases on

		5/23/2007 10:00 AM in Judge Inge P Johnson's chambers; parties are ordered to continue discussions regarding appt of special master. Signed by Judge R David Proctor on 3/30/07. (ASL,) Modified on 3/30/2007 – e-mailed to atty Hommel (ASL,). (Entered: 03/30/2007)
04/02/2007	<u>46</u>	MOTION for Hearing re <u>28</u> MOTION to Certify Class (<i>Request for Oral Argument</i>) by Wayne Farms, LLC. (Sharp, Lisa) (Entered: 04/02/2007)
04/03/2007	<u>47</u>	NOTICE by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn <i>NOTICE OF FILING ADDITIONAL NOTICES OF CONSENT TO JOIN</i> (Camp, Robert) (Entered: 04/03/2007)
04/10/2007	<u>48</u>	ORDER the court will hear oral argument on the <u>46</u> MOTION for Hearing re <u>28</u> Request for Oral Argument contemporaneously with the hearing set in civil action number 5:06–CV–2096–IPJ on 4/24/2007 at 09:00 AM in Courtroom 3 of the Hugo L. Black U.S. Courthouse, Birmingham, Alabama. Signed by Judge R David Proctor on 4/10/2007. (KSS,) (Entered: 04/10/2007)
04/10/2007	<u>49</u>	RESPONSE to Motion re <u>28</u> MOTION to Certify Class filed by Wayne Farms, LLC. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 3 Part 2# <u>5</u> Exhibit 4)(Sharp, Lisa) (Entered: 04/10/2007)
04/11/2007	<u>50</u>	ORDER the court ORDERS that these case be consolidated for the purposes of dicoverly, pre–trial and all other deadlines, parties are to file documents in the lead case (4:06–CV–2095–RDP) only; all documents should contain the lead case number (4:06–CV–2095–RDP) as well as the member case number (4:07–CV–0647–RDP). Signed by Judge R David Proctor on 4/11/2007. (KSS,) (Entered: 04/11/2007)
04/13/2007	<u>51</u>	TRANSCRIPT of Status Conference held on March 29, 2007 before Judge Inge P. Johnson and Judge R. David Proctor. Court Reporter: Leah S. Turner. [Contact court reporter for copy of transcript] Associated Cases: 4:06–cv–02095–RDP,4:07–cv–00647–RDP(ASL,) (Entered: 04/16/2007)
04/17/2007	<u>52</u>	REPLY to re <u>49</u> <i>PLAINTIFFS' REPLY TO DEFENDANT'S BRIEF IN OPPOSITION TO PLAINTIFFS MOTION FOR AN ORDER PERMITTING NOTICE TO EMPLOYEES OF THEIR OPT–IN RIGHTS (Doc. 49)</i> filed by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5)Associated Cases: 4:06–cv–02095–RDP,4:07–cv–00647–RDP(Camp, Robert) (Entered: 04/17/2007)
04/17/2007	<u>53</u>	NOTICE by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn <i>Notice of Filing Additional Consents to Join</i> (Attachments: # <u>1</u> Exhibit 1)Associated Cases: 4:06–cv–02095–RDP,4:07–cv–00647–RDP(Camp, Robert) (Entered: 04/17/2007)
04/23/2007	<u>54</u>	MOTION for Leave for William S. Hommel, Jr., to Appear Pro Hac Vice for Plaintiff's in member case 07–647 filed by Robert Thomas Dunn, Christan Edmundson. (Attachments: # <u>1</u> Affidavit # <u>2</u> Text of Proposed Order)Associated Cases: 4:06–cv–02095–RDP,4:07–cv–00647–RDP(Hommel, William) Modified on 4/23/2007 (KSS,). (Entered: 04/23/2007)
04/23/2007		PHV Fee paid: \$ 50.00, receipt number 200 235767. Associated Cases: 4:06–cv–02095–RDP,4:07–cv–00647–RDP(KSS,) (Entered: 04/23/2007)
04/23/2007		ORDER granting <u>54</u> Motion for Leave to Appear William S. Hommel, Jr. pro hac vice . Signed by Judge R David Proctor on 04/23/07. Associated Cases:

		4:06-cv-02095-RDP,4:07-cv-00647-RDP(SFR,) (Entered: 04/23/2007)
05/01/2007	<u>55</u>	ORDER SETTING HEARING AND STATUS CONFERENCE the motions are hereby RESET for oral argument in each of the above-styled cases on 5/23/2007 at 10:00 AM before Judge Inge P Johnson in Courtroom 3 of the Hugo L. Black U.S. Courthouse, Birmingham, Alabama. Signed by Judge Inge P Johnson and Judge R David Proctor on 5/1/2007. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 05/01/2007)
05/03/2007	<u>56</u>	NOTICE of Appearance by W Daniel Miles, III on behalf of Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Jenifier Wynn Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Miles, W) (Entered: 05/03/2007)
05/22/2007	<u>57</u>	NOTICE of Appearance by Dorman Walker on behalf of Wayne Farms, LLC Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Walker, Dorman) (Entered: 05/22/2007)
05/25/2007	<u>58</u>	ORDER a status conference was held, at the conference, the parties discussed the appointment of a special master, the proposed class notice, in accordance with the discussions, it is ORDERED that on or before 6/8/2007, the parties are to submit a joint status report and a proposed class notice, it is further ORDERED that on or before 6/8/2007, the parties are to submit a status report regarding the acquisition of mailing addresses for the purpose of mailing the class notice . Signed by Judge R David Proctor on 5/24/2007. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 05/25/2007)
06/06/2007	<u>59</u>	NOTICE by Wayne Farms, LLC of <i>Motion to Transfer and Consolidate for Pretrial Proceedings</i> (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Crutcher, Pepper) (Entered: 06/06/2007)
06/06/2007	<u>60</u>	NOTICE by Wayne Farms, LLC of <i>Brief Supporting Motion to Transfer and Consolidate for Pretrial Proceedings</i> (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# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit L# <u>12</u> Exhibit M# <u>13</u> Exhibit N# <u>14</u> Exhibit O# <u>15</u> Exhibit P# <u>16</u> Exhibit Q# <u>17</u> Exhibit R)Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Crutcher, Pepper) (Entered: 06/06/2007)
06/07/2007	<u>61</u>	ORDER re <u>59</u> Notice of Motion to Transfer and Consolidate for Pretrial Proceedings to the Judicial Panel on MDL, accordingly, the court finds that this case is STAYED, the parties shall immediately notify the court that the stay should be lifted and file status reports as set out. Signed by Judge R David Proctor on 6/7/2007. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 06/07/2007)
06/18/2007	<u>62</u>	First MOTION LIFT STAY re <u>61</u> Order, by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Camp, Robert) (Entered: 06/18/2007)
06/20/2007	<u>63</u>	ORDER this case is SET for a telephone conference on 6/26/2007 at 01:30 PM to discuss plas' <u>62</u> First MOTION LIFT STAY, the court will initiate the call, the parties SHALL submit a joint status report as set out. Signed by Judge R David Proctor on 6/20/2007. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 06/20/2007)
06/21/2007	<u>64</u>	Opposition to <i>Plaintiffs' Motion to Lift Stay</i> filed by Wayne Farms, LLC. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Walker, Dorman) (Entered: 06/21/2007)

06/25/2007	<u>65</u>	NOTICE by Wayne Farms, LLC of <i>Joint Status Report</i> (Attachments: # <u>1</u> Exhibits) Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Walker, Dorman) (Entered: 06/25/2007)
06/26/2007		Minute Entry for proceedings held before Judge R David Proctor : Telephone Conference held on 6/26/2007. (Court Reporter None..) Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(TGP,) (Entered: 06/29/2007)
06/29/2007	<u>66</u>	STATUS REPORT <i>Joint Status Report on Special Master Appointment</i> by Paul Naylor, Michael Rice, Barbara D Baker, Erskine Baker, Martin Chambers, Jimmy Belue, Frances Chamblee, Jeffrey S Chandler, Donna J Dooley, Jimmy Hamilton, Carolyn Sue Hogeland, Wendy Mendel, Kathy Moore, Judy S Oliver, Bruce T Poe, Tammy Renee Richey, Lisa Blankenship, Betty R Tipton, Constance Vinson, Jenifier Wynn, Wayne Farms, LLC. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Walker, Dorman) (Entered: 06/29/2007)
07/03/2007	<u>67</u>	ORDER re: it is ordered by the court that plas' <u>62</u> Motion to Lift Stay is GRANTED as set out, any other filings SHALL only be permitted after the parties face-to-face meeting, it is further ORDERED by the court that plas' <u>28</u> Motion to Facilitate is GRANTED, it is further order by the court that the following notice of right to opt-in to collective action be sent to all present and former "1st and 2nd processing" employees of dft who were paid on a master card time basis as set out. Signed by Judge R David Proctor on 7/3/2007. (Attachments: # <u>1</u> Exhibit Class Notice # <u>2</u> Exhibit) Consent to join suit as party pla Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 07/03/2007)
07/03/2007	<u>68</u>	ORDER the parties are hereby ORDERED to review the order issued by Judge Proctor on 4/16/2007, the parties are ORDERED to discuss and formulate an agreed report regarding the appointment of a special master, the parties were further ORDERED to submit to the court an agreed to report as set out, it is therefore ORDERED that Crutcher, Lisa Sharp, Walker, Hommel, Camp and Shaul meet face-to-face by 7/13/2007, to discuss the substance as set and file a report by 7/20/2007 at 2:00 pm . Signed by Judge R David Proctor on 7/3/2007. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 07/03/2007)
07/20/2007	<u>69</u>	NOTICE by Wayne Farms, LLC of <i>Joint Report on the Conference Between the Parties</i> Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(Walker, Dorman) (Entered: 07/20/2007)
07/24/2007	<u>70</u>	TRANSCRIPT of Phone Conference held on 6/26/2007 before Judge R. David Proctor. Court Reporter: Anita McCorvey. [Contact court reporter for copy of transcript] (Attachments: # <u>1</u> Exhibit court reporter certification page) Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 07/24/2007)
07/25/2007	<u>71</u>	TRANSCRIPT (Re-filing with corrections) of Phone Conference held on 6/26/2007 before Judge R. David Proctor. Court Reporter: Anita McCorvey. [Contact court reporter for copy of transcript] Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(KSS,) (Entered: 07/25/2007)
08/02/2007	<u>72</u>	ORDER -Pursuant to Joint Report on Conference Between the Parties <u>69</u> the court hereby ORDERS that all opt-in consents must be filed not later than 11/29/07, which is 120 days after service of the mailing lists upon plas' counsel. Signed by Judge R David Proctor on 8/2/07. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(MAA,) (Entered: 08/02/2007)
08/03/2007	<u>73</u>	ORDER APPOINTING SPECIAL MASTER by agreement of the parties, court APPOINTS James Harris as Special Master. Signed by Judge R David Proctor and Judge Inge P Johnson on 8/3/07. Associated Cases: 4:06-cv-02095-RDP,4:07-cv-00647-RDP(ASL,) (Entered: 08/03/2007)
09/07/2007	<u>74</u>	NOTICE by Jimmy Belue, Robert Thomas Dunn <i>Notice of Filing Additional Notices of Consent to Join</i> (Attachments: # <u>1</u> Exhibit A) Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Camp, Robert) (Entered: 09/07/2007)
09/13/2007	<u>75</u>	NOTICE by Jimmy Belue, Robert Thomas Dunn <i>Notice of Filing Additional Notices of Consent to Join</i> (Attachments: # <u>1</u> Exhibit A) Associated Cases:

		4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Camp, Robert) (Entered: 09/13/2007)
09/30/2007	<u>76</u>	NOTICE by Jimmy Belue, Robert Thomas Dunn <i>Consent to Join Suit as a Party Plaintiff</i> (Attachments: # <u>1</u> Exhibit A)Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Camp, Robert) (Entered: 09/30/2007)
10/05/2007	<u>77</u>	NOTICE by James A Harris, Jr of <i>Report of Special Master</i> Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Harris, James) (Entered: 10/05/2007)
10/12/2007	<u>78</u>	NOTICE by Jimmy Belue, Robert Thomas Dunn <i>Notice of Filing Additional Consents to Join Suit as Party Plaintiff</i> (Attachments: # <u>1</u> Exhibit A)Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Camp, Robert) (Entered: 10/12/2007)
10/23/2007	<u>79</u>	Joint MOTION for Extension of Time <i>For Parties to File Objections to Report of Special Master</i> by Wayne Farms, LLC, Wayne Farms, LLC. (Attachments: # <u>1</u>)Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Sharp, Lisa) (Entered: 10/23/2007)
10/25/2007	<u>80</u>	ORDER granting <u>79</u> Motion for Extension of Time to File Objections to Report of Special Master, objections to the report shall be filed on or by 11/8/2007 unless the parties request additional time. Signed by Judge R David Proctor on 10/24/2007. Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(KSS,) (Entered: 10/25/2007)
10/31/2007	<u>81</u>	NOTICE by Jimmy Belue, Robert Thomas Dunn <i>Notice of Filing Consent to Join Suit as Party Plaintiff</i> (Attachments: # <u>1</u> Exhibit A)Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Camp, Robert) (Entered: 10/31/2007)
11/05/2007	<u>82</u>	NOTICE by Jimmy Belue, Robert Thomas Dunn <i>Notice of Filing Additional Notices of Consents to Join</i> (Attachments: # <u>1</u> Exhibit A)Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Camp, Robert) (Entered: 11/05/2007)
11/08/2007	<u>83</u>	SPECIAL REPORT re (32 in 4:07-cv-00647-RDP) Notice (Other), (33 in 4:07-cv-00647-RDP) Notice (Other) <i>Objections to Report of Special Master</i> filed by Wayne Farms, LLC, Wayne Farms, LLC. Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(Sharp, Lisa) (Entered: 11/08/2007)
11/09/2007	<u>84</u>	ORDER Transferring Case to MDL: ORDER of Judicial Panel on Multidistrict Litigation transferring this case to the Southern District of Mississippi for inclusion in MDL 1872; documents requested by transferee clerk electronically transferred to Clerk of Court in Southern District of Mississippi this day. Signed by Judge R David Proctor on 11/9/2007. Associated Cases: 4:06-cv-02095-RDP, 4:07-cv-00647-RDP(KSS,) (Entered: 11/13/2007)