

**United States District Court  
District of Massachusetts (Boston)  
CIVIL DOCKET FOR CASE #: 1:03-cv-12538-PBS**

Deleo v. City of Boston, Massachusetts et al  
Assigned to: Judge Patti B. Saris  
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 12/17/2003  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: Federal Question

**Intervenor Plaintiff**

**Boston Branch of the National  
Association for the Advancement of  
Colored People**

represented by **Harry T. Daniels**  
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**Intervenor Plaintiff**

**Massachusetts Association of Minority  
Law Enforcement Officers**

represented by **Harry T. Daniels**  
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*LEAD ATTORNEY*  
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**Plaintiff**

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**Plaintiff**

**Brian Dunford**

represented by **Alfred Gordon**  
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**Harold L. Lichten**  
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**Plaintiff**

**Christopher Carr**

represented by **Alfred Gordon**  
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**Harold L. Lichten**  
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**Plaintiff**

**Patrick Rogers**

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**Harold L. Lichten**  
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**Plaintiff**

**Brendan Dever**

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**Plaintiff**

**Matthew Hogardt**

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**Harold L. Lichten**  
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**Plaintiff**

**Michael Conneely**

represented by **Alfred Gordon**  
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*LEAD ATTORNEY*  
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**Harold L. Lichten**  
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**Plaintiff**

**Thomas Barrett**

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**Harold L. Lichten**  
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**Plaintiff**

**Donald Wightman**

represented by **Alfred Gordon**  
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V.

**Defendant**

**City of Boston, Massachusetts**

represented by **Stephen G. Cox**  
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*TERMINATED: 04/14/2004*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Thomas Menino**

*In his capacity as Mayor of the City of  
Boston*

*TERMINATED: 04/01/2004*

represented by **Stephen G. Cox**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William V. Hoch**  
(See above for address)  
*TERMINATED: 04/14/2004*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**James Hussey**  
*in his capacity as Acting Commissioner of  
the city of Boston*

represented by **William V. Hoch**  
(See above for address)  
*TERMINATED: 04/14/2004*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Governor Mitt Romney**  
*in his capacity as Governor of the  
Commonwealth of Massachusetts*

represented by **Ginny Sinkel**  
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*TERMINATED: 06/16/2005*  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**Commonwealth of Massachusetts**

represented by **Ginny Sinkel**  
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**Robert L. Quinan , Jr.**  
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**Defendant**

**Kathleen M. O'Toole**  
*TERMINATED: 04/01/2004*

represented by **Stephen G. Cox**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William V. Hoch**  
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*TERMINATED: 04/14/2004*  
*ATTORNEY TO BE NOTICED*

**Intervenor Defendant**

**Massachusetts Association of Minority  
Law Enforcement Officers**

represented by **Harry T. Daniels**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Mark D. Selwyn**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Intervenor Defendant**

**NAACP**  
*Boston Branch*

represented by **Harry T. Daniels**  
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*ATTORNEY TO BE NOTICED*

**Mark D. Selwyn**  
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*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
12/17/2003	<u>1</u>	COMPLAINT against City of Boston, Massachusetts, Commonwealth of Massachusetts, James Hussey, Thomas Menino, Mitt Romney Filing fee: \$ 150, receipt number 52602, filed by Paul Deleo.(Simeone, Maria) (Entered: 12/19/2003)
02/11/2004	<u>2</u>	WAIVER OF SERVICE Returned Executed City of Boston, Massachusetts waiver sent on 1/9/2004, answer due 3/9/2004; James Hussey waiver sent on 1/9/2004, answer due 3/9/2004. (Simeone, Maria) (Entered: 02/18/2004)
02/11/2004	<u>3</u>	SUMMONS Returned Executed Commonwealth of Massachusetts served on 2/6/2004, answer due 2/26/2004. (Simeone, Maria) (Entered: 02/18/2004)
02/11/2004	<u>4</u>	SUMMONS Returned Executed Thomas Menino served on 2/3/2004, answer due 2/23/2004. (Simeone, Maria) (Entered: 02/18/2004)
02/11/2004	<u>5</u>	SUMMONS Returned Executed Mitt Romney served on 2/6/2004, answer due 2/26/2004. (Simeone, Maria) (Entered: 02/18/2004)
02/24/2004	<u>6</u>	NOTICE of Appearance by Ginny Sinkel on behalf of Commonwealth of Massachusetts, Mitt Romney. c/s (Patch, Christine) (Entered: 02/26/2004)
02/24/2004	<u>7</u>	Assented to MOTION for Extension of Time to March 31, 2004 to File Answer or Otherwise Respond to <u>1</u> Complaint by Commonwealth of Massachusetts, Mitt Romney. c/s(Patch, Christine) (Entered: 02/26/2004)
02/26/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>7</u> Assented to Motion for Extension of Time to Answer or Otherwise Respond to the Complaint, by Commonwealth of Massachusetts, Mitt Romney. cc/cl (Patch, Christine) (Entered: 02/26/2004)

03/05/2004	<u>8</u>	NOTICE of Appearance by William V. Hoch on behalf of City of Boston, Massachusetts, James Hussey, Thomas Menino (Hoch, William) (Entered: 03/05/2004)
03/05/2004	<u>9</u>	MOTION for Extension of Time to March 31, 2004 to File Answer re <u>1</u> Complaint <i>Assented To By Plaintiff</i> by City of Boston, Massachusetts, James Hussey, Thomas Menino.(Hoch, William) (Entered: 03/05/2004)
03/05/2004	<u>10</u>	First AMENDED COMPLAINT, Preliminary Injunctive and Compensatory Relief Requested, and Jury Demand against all defendants, filed by Brian Dunford, Christopher Carr, Patrick Rogers, Brendan Dever, Matthew Hogardt, Michael Conneely, Thomas Barrett, Paul Deleo.(Patch, Christine) (Entered: 03/09/2004)
03/08/2004		Judge Patti B. Saris: ELECTRONIC ORDER entered granting <u>9</u> MOTION for Extension of Time to March 31, 2004 to File Answer to Complaint filed by Thomas Menino, City of Boston and James Hussey. (Alba, Robert) Modified on 3/8/2004 (Alba, Robert). (Entered: 03/08/2004)
03/10/2004	<u>12</u>	NOTICE of Appearance by Stephen G. Cox on behalf of City of Boston, Massachusetts, Thomas Menino, Kathleen M. O'Toole (Patch, Christine) (Entered: 03/15/2004)
03/11/2004	<u>11</u>	NOTICE of Appearance by William V. Hoch on behalf of Kathleen M. O'Toole (Hoch, William) (Entered: 03/11/2004)
03/12/2004	<u>13</u>	NOTICE of Appearance by Robert L. Quinan Jr. on behalf of Commonwealth of Massachusetts, Mitt Romney (Patch, Christine) (Entered: 03/16/2004)
03/31/2004	<u>14</u>	STIPULATION of Dismissal by Thomas Menino, Kathleen M. O'Toole. (Cox, Stephen) (Entered: 03/31/2004)
03/31/2004	<u>15</u>	ANSWER to Amended Complaint by City of Boston, Massachusetts.(Hoch, William) (Entered: 03/31/2004)
04/14/2004	<u>16</u>	NOTICE of Withdrawal of Appearance Attorney William V. Hoch terminated. (Hoch, William) (Entered: 04/14/2004)
04/28/2004	<u>17</u>	ANSWER to Amended Complaint and Jury Demand by Commonwealth of Massachusetts, Mitt Romney.(Patch, Christine) (Entered: 04/30/2004)
05/05/2004	<u>18</u>	MOTION to Intervene by Massachusetts Association of Minority Law Enforcement Officers, NAACP.(Selwyn, Mark) (Entered: 05/05/2004)
05/06/2004		Judge Patti B. Saris : Electronic ORDER entered granting without opposition <u>18</u> Motion to Intervene (Patch, Christine) (Entered: 05/06/2004)
05/12/2004	<u>19</u>	MOTION to Stay <i>Proceedings</i> by City of Boston, Massachusetts.(Cox, Stephen) (Entered: 05/12/2004)
05/12/2004	<u>20</u>	NOTICE of Scheduling Conference. Scheduling Conference set for 6/2/2004 at 2:00 PM in Courtroom 13 before Judge Patti B. Saris. (Alba, Robert) (Entered: 05/12/2004)
05/12/2004	<u>21</u>	NOTICE of Scheduling Conference Scheduling Conference set for 6/2/2004 02:00 PM in Courtroom 13 before Judge Patti B. Saris. (Patch, Christine) (Entered: 05/13/2004)
05/19/2004	<u>22</u>	RESPONSE to Motion re <u>19</u> MOTION to Stay <i>Proceedings</i> filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Patch, Christine) (Entered: 05/24/2004)
05/19/2004	<u>23</u>	MEMORANDUM in Response re <u>19</u> MOTION to Stay <i>Proceedings</i> filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Patch, Christine) (Entered: 05/24/2004)
05/19/2004	<u>24</u>	MOTION to Intervene, should the Court Grant Defendant City of Boston's Request to Consider Clarification of Consent Decree by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt,

		Patrick Rogers.(Patch, Christine) (Entered: 05/24/2004)
05/19/2004	<u>25</u>	MEMORANDUM in Support re <u>24</u> MOTION to Intervene, should the Court Grant Defendant City of Boston's Request to Consider Clarification of Consent Decree filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Patch, Christine) (Entered: 05/24/2004)
05/26/2004	<u>26</u>	MOTION for Extension of Time to June 1, 2004 to Respond to Motion to Stay and Motion For Clarification ( <i>Unopposed</i> ) by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers.(Selwyn, Mark) (Entered: 05/26/2004)
05/27/2004	<u>27</u>	JOINT STATEMENT re scheduling conference. (Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>28</u>	CERTIFICATION pursuant to Local Rule 16.1 by Paul Deleo.(Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>29</u>	CERTIFICATION pursuant to Local Rule 16.1 by Thomas Barrett.(Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>30</u>	CERTIFICATION pursuant to Local Rule 16.1 by Michael Conneely.(Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>31</u>	CERTIFICATION pursuant to Local Rule 16.1 by Matthew Hogardt.(Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>32</u>	CERTIFICATION pursuant to Local Rule 16.1 by Brendan Dever.(Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>33</u>	CERTIFICATION pursuant to Local Rule 16.1 by Patrick Rogers.(Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>34</u>	CERTIFICATION pursuant to Local Rule 16.1 by Christopher Carr.(Patch, Christine) (Entered: 06/01/2004)
05/27/2004	<u>35</u>	CERTIFICATION pursuant to Local Rule 16.1 by Brian Dunford.(Patch, Christine) (Entered: 06/01/2004)
06/01/2004	<u>40</u>	MEMORANDUM in Opposition re <u>19</u> MOTION to Stay <i>Proceedings</i> and Motion for Clarification of Consent Decree filed by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers. (Patch, Christine) (Entered: 06/08/2004)
06/02/2004	<u>36</u>	CERTIFICATE OF CONSULTATION <i>pursuant to Local Rule 16.1</i> by Stephen G. Cox on behalf of City of Boston, Massachusetts. (Cox, Stephen) (Entered: 06/02/2004)
06/02/2004		ELECTRONIC Clerk's Notes for proceedings held before Judge Patti B. Saris: Scheduling Conference held on 6/2/2004. Briefs by the City and State on motion for clarification by: 7/15/04. Plaintiffs to file a motion for preliminary injunction by: 7/15/04. Oppositions to motion for PI by: 8/5/04. Reply by: 8/12/04. Hearing set for 8/20/2004 at 2:00 PM in Courtroom 13 before Judge Patti B. Saris. (Court Reporter Marie Cloonan.) (Alba, Robert) (Entered: 06/02/2004)
06/02/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>26</u> Unopposed Motion by Intervenor for Extension of Time (Patch, Christine) (Entered: 06/03/2004)
06/02/2004	<u>37</u>	Judge Patti B. Saris : ORDER entered SCHEDULING ORDER: City and State brief on Motion for Clarification due by 7/15/2004. Plaintiffs to file a Motion for Preliminary Junction by 7/15/04; opposition due 8/5/04; reply to opposition due 8/12/04. Hearing on Motions for Preliminary Injunction and Clarification set for 8/20/04 at 2:00 PM.(Patch, Christine) (Entered: 06/07/2004)
06/02/2004	<u>38</u>	CERTIFICATION pursuant to Local Rule 16.1 by City of Boston, Massachusetts, Commonwealth of Massachusetts, James Hussey, Mitt Romney.(Patch, Christine) (Entered: 06/08/2004)



06/02/2004	<u>39</u>	Rule 26 disclosure statement by City of Boston, Massachusetts, Commonwealth of Massachusetts, James Hussey, Mitt Romney.(Patch, Christine) (Entered: 06/08/2004)
06/02/2004	<u>41</u>	MOTION for Leave to Appear Pro Hac Vice by Robin L. Alperstein Filing fee \$ 50, receipt number 56284. by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers, NAACP.(Patch, Christine) (Entered: 06/08/2004)
06/02/2004	<u>42</u>	DECLARATION of Robin L. Alperstein re <u>41</u> MOTION for Leave to Appear Pro Hac Vice by Robin L. Alperstein by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers. (Patch, Christine) (Entered: 06/08/2004)
06/08/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>41</u> Motion for Leave to Appear Pro Hac Vice Added Robin L. Alperstein for Boston Branch of the National Association for the Advancement of Colored People and Massachusetts Association of Minority Law Enforcement Officers (Patch, Christine) (Entered: 06/08/2004)
06/09/2004		Judge Patti B. Saris : Electronic ORDER entered denying <u>19</u> Motion to Stay Proceedings (Patch, Christine) (Entered: 06/10/2004)
06/14/2004	<u>43</u>	NOTICE of Appearance by Betsy J. Facher on behalf of City of Boston, Massachusetts (Facher, Betsy) (Entered: 06/14/2004)
06/23/2004	<u>44</u>	NOTICE by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers <i>Notice Of Firm Name Change</i> (Selwyn, Mark) (Entered: 06/23/2004)
07/01/2004	<u>45</u>	MOTION for Protective Order to Quash the Intervenors' Noticed Deposition of the Plaintiffs by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers.(Patch, Christine) (Entered: 07/13/2004)
07/01/2004	<u>46</u>	MEMORANDUM in Support re <u>45</u> MOTION for Protective Order filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Patch, Christine) (Entered: 07/13/2004)
07/15/2004	<u>47</u>	Second MOTION for Clarification of <i>Consent Decree</i> by City of Boston, Massachusetts.(Cox, Stephen) (Entered: 07/15/2004)
07/15/2004	<u>48</u>	MEMORANDUM in Support re <u>47</u> Second MOTION for Clarification of <i>Consent Decree</i> filed by City of Boston, Massachusetts. (Cox, Stephen) (Entered: 07/15/2004)
07/15/2004	<u>49</u>	RESPONSE to Motion re <u>47</u> Second MOTION for Clarification of <i>Consent Decree</i> filed by Commonwealth of Massachusetts. (Attachments: # <u>1</u> )(Quinan, Robert) (Entered: 07/15/2004)
07/15/2004	<u>52</u>	MEMORANDUM in Opposition re <u>45</u> MOTION for Protective Order filed by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers. (Patch, Christine) (Entered: 07/22/2004)
07/15/2004	<u>53</u>	MOTION for Summary Judgment and/or for Preliminary Injunction, by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers.(Patch, Christine) (Entered: 07/22/2004)
07/15/2004	<u>54</u>	MOTION for Leave to File Memorandum of Law in Excess of Twenty Pages by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Attachments: # <u>1</u> Memorandum of Law in Support of Motion for Summary Judgment and/or for Preliminary Injunction)(Patch, Christine) (Entered: 07/22/2004)
07/15/2004	<u>55</u>	STATEMENT of facts not in Material Dispute re <u>53</u> MOTION for Summary Judgment and/or for Preliminary Injunction. (Patch, Christine) (Entered: 07/22/2004)

		07/22/2004)
07/15/2004	<u>56</u>	NOTICE of Appearance by Alfred S. Gordon on behalf of Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers (Patch, Christine) (Entered: 07/22/2004)
07/16/2004	<u>50</u>	Joint MOTION to Substitute the Commonwealth's Chief Human Resources Officer for the State's Governor as a Party Defendant by Thomas Barrett, Boston Branch of the National Association for the Advancement of Colored People, Christopher Carr, City of Boston, Massachusetts, Commonwealth of Massachusetts, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, James Hussey, Massachusetts Association of Minority Law Enforcement Officers, NAACP, Patrick Rogers, Mitt Romney.(Patch, Christine) (Entered: 07/21/2004)
07/16/2004	<u>51</u>	NOTICE of Appearance by Victoria S. Cole on behalf of City of Boston, Massachusetts, Commonwealth of Massachusetts, Mitt Romney (Patch, Christine) (Entered: 07/21/2004)
07/21/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>50</u> Motion to Substitute Party. (Patch, Christine) (Entered: 07/23/2004)
07/21/2004	<u>60</u>	Letter to Christopher Noyes from Harold L. Lichten re response to Memorandum of Law in Opposition to Plaintiffs' Motion for Protective Order and Request for Hearing. (Patch, Christine) (Entered: 07/29/2004)
07/22/2004	<u>58</u>	MOTION for Leave to File an Opposition to Defendant City of Boston's Renewed Motion for Clarification of Consent Decree by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers.(Patch, Christine) (Entered: 07/28/2004)
07/22/2004	<u>59</u>	MEMORANDUM in Support re <u>58</u> MOTION for Leave to File an Opposition to Defendant City of Boston's Renewed Motion for Clarification of Consent Decree filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Patch, Christine) (Entered: 07/28/2004)
07/27/2004	<u>57</u>	MOTION for Extension of Time to File Response/Reply to <i>Plaintiffs' Motion For Summary Judgment by Defendants and</i> by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers.(Selwyn, Mark) (Entered: 07/27/2004)
07/28/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>45</u> Motion for Protective Order to Quash the Intervenor's Noticed Depositions of the Plaintiffs. "Plaintiffs' letter dated July 21, 2004 with the attached affidavits seems to address the issues of education and residency. I agree that the "tie" issue cannot be resolved based on answers to deposition questions. If the affidavits are not complete on a point, the intervenors may send interrogatories." (Patch, Christine) (Entered: 07/29/2004)
07/30/2004	<u>61</u>	Opposition re <u>57</u> MOTION for Extension of Time to File Response to <i>Plaintiffs' Motion For Summary Judgment by Defendants and</i> filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Patch, Christine) (Entered: 08/04/2004)
08/04/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>57</u> Motion for Extension of Time to File Response re <u>53</u> MOTION for Summary Judgment and/or for Preliminary Injunction. Responses due by 9/2/2004 (Patch, Christine) (Entered: 08/06/2004)
08/05/2004	<u>62</u>	RESPONSE to Motion re <u>47</u> Second MOTION for Clarification of <i>Consent Decree</i> filed by Boston Branch of the National Association for the Advancement of Colored People. (Attachments: # <u>1</u> Exhibit A)(Noyes, Christopher) (Entered: 08/05/2004)
08/06/2004	<u>63</u>	NOTICE OF RESCHEDULINGThe Motion Hearing re: Motion for Summary Judgment and/or Preliminary Injunction previously set for 8/20/04 has been rescheduled to 9/17/2004 02:00 PM in Courtroom 13 before Judge Patti B. Saris. (Patch, Christine) (Entered: 08/12/2004)

09/02/2004	<u>64</u>	MOTION for Leave to File Excess Pages by City of Boston, Massachusetts.(Cox, Stephen) (Entered: 09/02/2004)
09/02/2004	<u>65</u>	MEMORANDUM in Opposition re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by City of Boston, Massachusetts. (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 K# <u>12</u> Exhibit L)(Cox, Stephen) (Entered: 09/02/2004)
09/02/2004	<u>66</u>	STATEMENT of facts re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment <i>And City's Memorandum In Opposition.</i> (Cox, Stephen) (Entered: 09/02/2004)
09/02/2004	<u>67</u>	Assented to MOTION for Extension of Time to September 3, 2004 to Respond to Plaintiffs' Motion for Summary Judgment and/or for Preliminary Injunction by Boston Branch of the National Association for the Advancement of Colored People, Commonwealth of Massachusetts, Massachusetts Association of Minority Law Enforcement Officers.(Noyes, Christopher) (Entered: 09/02/2004)
09/03/2004	<u>68</u>	MOTION for Leave to File Excess Pages by Commonwealth of Massachusetts.(Quinan, Robert) (Entered: 09/03/2004)
09/03/2004	<u>69</u>	MOTION for Leave to File Excess Pages by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers.(Noyes, Christopher) (Entered: 09/03/2004)
09/03/2004	<u>70</u>	Opposition re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers. (Noyes, Christopher) (Entered: 09/03/2004)
09/03/2004	<u>71</u>	NOTICE by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers re <u>70</u> Opposition to Motion, <i>Notice of Filing with Clerk's Office of Intervenors and Commonwealth Defendants Rule 56.1 Statement of Disputed Material Facts and Statement of Additional Material Facts</i> (Noyes, Christopher) (Entered: 09/03/2004)
09/03/2004	<u>72</u>	Opposition re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by Commonwealth of Massachusetts. (Quinan, Robert) (Entered: 09/03/2004)
09/03/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>67</u> Motion for a One-Day Extension of Time to Respond to Plaintiffs' Motion for Summary Judgment and/or for Preliminary Injunction. (Patch, Christine) (Entered: 09/08/2004)
09/03/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>64</u> Motion for Leave to File Memorandum in Excess of Twenty Pages. (Patch, Christine) (Entered: 09/08/2004)
09/03/2004	<u>74</u>	Rule 56.1 STATEMENT of Disputed Material facts and Statement of Additional Material Facts in response to <u>53</u> MOTION for Preliminary Injunction and/or for Summary Judgment. (Patch, Christine) (Entered: 09/13/2004)
09/07/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>68</u> Motion for Leave to Submit a Memorandum of Law in Excess of Twenty Pages. (Patch, Christine) (Entered: 09/08/2004)
09/07/2004		Judge Patti B. Saris : Electronic ORDER entered granting <u>69</u> Motion for Leave to Submit a Memorandum of Law in Excess of Twenty Pages. (Patch, Christine) (Entered: 09/08/2004)
09/10/2004	<u>73</u>	REPLY to Response to Motion re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment <i>and/or for Preliminary Injunction</i> filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (Attachments: # <u>1</u> Affidavit Attachment A Part 1# <u>2</u> Affidavit Attachment A Part 2# <u>3</u> Affidavit Attachment A Part 3# <u>4</u> Plaintiffs' Rule 56.1 Response to Defendants' and Intervenors' Statements of Disputed Material Facts and Statements of Additional Material Facts)(Gordon,

		Alfred) (Entered: 09/10/2004)
09/17/2004		ELECTRONIC Clerk's Notes for proceedings held before Judge Patti B. Saris: Motion Hearing held on 9/17/2004 re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by Paul Deleo, Christopher Carr, Patrick Rogers, Michael Conneely, Thomas Barrett, Matthew Hogardt, Brendan Dever, Brian Dunford. Court hears argumant od counsel. Court takes motion under advisement. Parties to file five page supplements. (Court Reporter Valerie O'Hara.) (Alba, Robert) (Entered: 09/17/2004)
09/17/2004	<u>75</u>	Letter to Robert Alba from Stephen G. Cox indicating that he mistakenly attached exhibits (A through L) to his Opposition to Plaintiffs' Motion for Summary Judgment, when they were supposed to be exhibits to the Statement of Facts. (Patch, Christine) (Entered: 09/23/2004)
09/22/2004	76	TRANSCRIPT of Motion Hearing held on September 17, 2004 before Judge Saris. Court Reporter: Valerie A. O'Hara. The original transcripts are maintained in the case file in the Clerk's Office. Copies may be obtained by contacting the court reporter at 617/737-2346 or the Clerk's Office. (Scalfani, Deborah) (Entered: 09/24/2004)
09/24/2004	<u>77</u>	Second MEMORANDUM in Opposition re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by City of Boston, Massachusetts. (Attachments: # <u>1</u> Exhibit A)(Cox, Stephen) (Entered: 09/24/2004)
09/24/2004	<u>78</u>	Supplemental MEMORANDUM in Support re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers. (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)(Gordon, Alfred) (Entered: 09/24/2004)
09/24/2004	<u>79</u>	SUR-REPLY to Motion re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Carpenter, Jennifer) (Entered: 09/24/2004)
09/24/2004	<u>80</u>	SUR-REPLY to Motion re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by Commonwealth of Massachusetts. (Attachments: # <u>1</u> Exhibit Commonwealth's exhibits to its post-argument memo)(Quinan, Robert) (Entered: 09/24/2004)
09/27/2004	<u>81</u>	Amended SUR-REPLY to Motion re <u>53</u> MOTION for Preliminary Injunction MOTION for Summary Judgment filed by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(Carpenter, Jennifer) (Entered: 09/27/2004)
09/27/2004	<u>82</u>	Assented to MOTION to Correct <u>80</u> Sur-Reply to Motion filed by plaintiffs for summary judgment by Commonwealth of Massachusetts. (Attachments: # <u>1</u> Commonwealth's Corrected Post-Argument Brief# 2 Commonwealth's Corrected Post-Argument Exhibits)(Quinan, Robert) Additional attachment(s) added on 9/28/2004 (Hurley, Virginia). (Entered: 09/27/2004)
09/27/2004	<u>83</u>	Corrected Brief in Opposition re <u>53</u> MOTION for Preliminary Injunction and/or for Summary Judgment, filed by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers. (Patch, Christine) (Entered: 09/30/2004)
09/28/2004		Notice of correction to docket made by Court staff. Correction: Document #82, attachment two refiled as 5 separate attachments, in that the original was 12MB in size. (Hurley, Virginia) (Entered: 09/28/2004)
10/04/2004	<u>84</u>	NOTICE of Change of Address by Christopher R. Noyes (Noyes, Christopher) (Entered: 10/04/2004)
11/23/2004	<u>85</u>	Judge Patti B. Saris : ORDER entered denying <u>53</u> Motion for Preliminary Injunction, granting <u>53</u> Motion for Summary Judgment with respect to the consent

		decree only. The motion for summary judgment with respect to the July 2002 gender-based hiring is DENIED. (Irwin, Nancy) (Entered: 11/23/2004)
12/07/2004	<u>86</u>	MOTION for Extension of Time to January 28, 2005 to TO PROPOSE EQUITABLE RELIEF by City of Boston, Massachusetts.(Cox, Stephen) (Entered: 12/07/2004)
12/08/2004	<u>87</u>	Response by Thomas Barrett, Christopher Carr, Michael Conneely, Paul Deleo, Brendan Dever, Brian Dunford, Matthew Hogardt, Patrick Rogers <i>regarding Equitable Relief for the named Plaintiffs</i> . (Gordon, Alfred) (Entered: 12/08/2004)
12/14/2004	<u>88</u>	NOTICE of Hearing: Status Conference set for 1/7/2005 04:30 PM in Courtroom 19 before Judge Patti B. Saris. (Patch, Christine) (Entered: 12/14/2004)
12/16/2004	<u>89</u>	Response by Boston Branch of the National Association for the Advancement of Colored People, Massachusetts Association of Minority Law Enforcement Officers <i>To Plaintiffs' Proposal Regarding Equitable Relief For The Named Plaintiffs</i> . (Selwyn, Mark) (Entered: 12/16/2004)
01/04/2005	<u>90</u>	NOTICE of Withdrawal of Appearance Attorney Betsy J. Facher terminated. (Patch, Christine) (Entered: 01/11/2005)
01/07/2005		ElectronicClerk's Notes for proceedings held before Judge Patti B. Saris : Status Conference held on 1/7/2005. Further Status Conference set for 1/27/2005 at 3:30 PM in Courtroom 19 before Judge Patti B. Saris. (Court Reporter Jim Gibbons.) (Alba, Robert) (Entered: 01/07/2005)
01/07/2005	<u>91</u>	Judge Patti B. Saris : ORDER Compelling Disclosure of Civil Service Examination Scores from Defendant Commonwealth of Massachusetts entered. (Patch, Christine) (Entered: 01/19/2005)
01/07/2005	<u>92</u>	Judge Patti B. Saris : ORDER of the Court entered. (Patch, Christine) (Entered: 01/19/2005)
01/26/2005		Judge Patti B. Saris : Electronic ORDER entered granting <u>93</u> Motion to Add Plaintiff Donald Wightman and to Amend Caption accordingly. "Allowed without opposition." (Patch, Christine) (Entered: 02/03/2005)
01/26/2005		Judge Patti B. Saris : Electronic ORDER entered granting <u>94</u> Joint Motion for Interim Order Regarding Instatement. "Allowed without opposition after hearing." (Patch, Christine) (Entered: 02/03/2005)
01/26/2005	<u>96</u>	Judge Patti B. Saris : Interim ORDER Regarding Instatement Period entered. (Patch, Christine) (Entered: 02/04/2005)
01/27/2005	<u>93</u>	MOTION to Amend <i>Caption by Adding Plaintiff Donald Wightman</i> by Paul Deleo, Brian Dunford, Christopher Carr, Patrick Rogers, Brendan Dever, Matthew Hogardt, Michael Conneely, Thomas Barrett. (Attachments: # <u>1</u> Affidavit Exhibit A)(Gordon, Alfred) (Entered: 01/27/2005)
01/27/2005	<u>94</u>	Joint MOTION for Order to ENTER INTERIM ORDER REGARDING INSTATEMENT by City of Boston, Massachusetts. (Attachments: # <u>1</u> Text of Proposed Order INTERIM ORDER REGARDING INSTATEMENT (PROPOSED))(Cox, Stephen) (Entered: 01/27/2005)
01/27/2005		Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Status Conference held on 1/27/2005. (Court Reporter Teri Gibson.) (Alba, Robert) (Entered: 01/27/2005)
02/03/2005	<u>95</u>	Assented to MOTION for Extension of Time to March 3, 2005 to To File Motion for Attorneys' Fees and Costs by Paul Deleo, Brian Dunford, Christopher Carr, Patrick Rogers, Brendan Dever, Matthew Hogardt, Michael Conneely, Thomas Barrett.(Gordon, Alfred) (Entered: 02/03/2005)
02/04/2005		Judge Patti B. Saris : Electronic ORDER entered granting <u>95</u> Motion for Extension of Time to File Motion for Attorneys' Fees and Costs. (Patch, Christine) (Entered: 02/10/2005)

02/16/2005		Documents terminated from Court's statistical report: <u>24</u> MOTION to Intervene filed by Paul Deleo,, Christopher Carr,, Patrick Rogers,, Michael Conneely,, Thomas Barrett,, Matthew Hogardt,, Brendan Dever,, Brian Dunford,, <u>54</u> MOTION for Leave to File Excess Pages filed by Paul Deleo,, Christopher Carr,, Patrick Rogers,, Michael Conneely,, Thomas Barrett,, Matthew Hogardt,, Brendan Dever,, Brian Dunford,, <u>82</u> Assented to MOTION to Correct <u>80</u> Sur-Reply to Motion filed by plaintiffs for summary judgment filed by Commonwealth of Massachusetts,, <u>47</u> Second MOTION for Clarification of <i>Consent Decree</i> filed by City of Boston, Massachusetts,, <u>58</u> MOTION for Leave to File filed by Paul Deleo,, Christopher Carr,, Patrick Rogers,, Michael Conneely,, Thomas Barrett,, Matthew Hogardt,, Brendan Dever,, Brian Dunford. (Alba, Robert) (Entered: 02/16/2005)
03/03/2005	<u>97</u>	MOTION for Attorney Fees <i>and Costs and for Entry of Final Judgment</i> by Paul Deleo, Donald Wightman, Brian Dunford, Christopher Carr, Patrick Rogers, Brendan Dever, Matthew Hogardt, Michael Conneely, Thomas Barrett. (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)(Gordon, Alfred) (Entered: 03/03/2005)
03/15/2005	<u>98</u>	Opposition re <u>97</u> MOTION for Attorney Fees <i>and Costs and for Entry of Final Judgment</i> filed by City of Boston, Massachusetts. (Cox, Stephen) (Entered: 03/15/2005)
03/15/2005	<u>99</u>	MEMORANDUM in Opposition re <u>97</u> MOTION for Attorney Fees <i>and Costs and for Entry of Final Judgment</i> filed by City of Boston, Massachusetts. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C)(Cox, Stephen) (Entered: 03/15/2005)
03/17/2005	<u>100</u>	MOTION for Leave to File <i>Response to Defendant City of Boston's Opposition to Plaintiff's Motion for Attorney's Fees and Costs</i> by Paul Deleo, Donald Wightman, Brian Dunford, Christopher Carr, Patrick Rogers, Brendan Dever, Matthew Hogardt, Michael Conneely, Thomas Barrett.(Gordon, Alfred) (Entered: 03/17/2005)
03/17/2005	<u>102</u>	NOTICE of Hearing on Motion <u>97</u> MOTION for Attorney Fees <i>and Costs and for Entry of Final Judgment</i> : Motion Hearing set for 5/2/2005 03:00 PM in Courtroom 19 before Judge Patti B. Saris. (Patch, Christine) (Entered: 03/28/2005)
03/18/2005		Judge Patti B. Saris : Electronic ORDER entered granting <u>100</u> Motion for Leave to File a Response to Defendant City of Boston's Opposition to Plaintiffs' Motion for Attorneys' Fees and Costs. (Patch, Christine) (Entered: 03/22/2005)
03/25/2005	<u>101</u>	REPLY to Response to Motion re <u>97</u> MOTION for Attorney Fees <i>and Costs and for Entry of Final Judgment</i> filed by Paul Deleo, Donald Wightman, Brian Dunford, Christopher Carr, Patrick Rogers, Brendan Dever, Matthew Hogardt, Michael Conneely, Thomas Barrett. (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)(Gordon, Alfred) (Entered: 03/25/2005)
03/30/2005	<u>103</u>	MOTION for Extension of Time to April 20, 2005 to To respond to plaintiffs' motion for attorneys' fees by Commonwealth of Massachusetts.(Cole, Victoria) (Entered: 03/30/2005)
03/31/2005		Judge Patti B. Saris : Electronic ORDER entered granting <u>103</u> Motion for Extension of Time to Respond to Plaintiff's Motion for Attorneys' Fees and Costs. (Patch, Christine) (Entered: 04/06/2005)
04/20/2005	<u>104</u>	Opposition re <u>97</u> MOTION for Attorney Fees <i>and Costs and for Entry of Final Judgment</i> filed by Commonwealth of Massachusetts. (Cole, Victoria) (Entered: 04/20/2005)
05/02/2005		Electronic Clerk's Notes for proceedings held before Judge Patti B. Saris: Motion Hearing held on 5/2/2005 re <u>97</u> MOTION for Attorney Fees <i>and Costs and for Entry of Final Judgment</i> filed by Paul Deleo, Christopher Carr, Patrick Rogers, Michael Conneely, Thomas Barrett, Matthew Hogardt, Brendan Dever, Brian Dunford, Donald Wightman. Court hears argument of counsel. (Court Reporter Marianne Kusa-Ryll.) (Alba, Robert) (Entered: 05/02/2005)

05/23/2005	<u>105</u>	NOTICE of Rejection of Filing re: Letter to Judge Saris sent to Stephen G. Cox. (Patch, Christine) (Entered: 05/23/2005)
05/25/2005	<u>106</u>	Joint MOTION to Stay by City of Boston, Massachusetts.(Cox, Stephen) (Entered: 05/25/2005)
05/31/2005		Judge Patti B. Saris : Electronic ORDER entered granting <u>106</u> Motion to Stay (Patch, Christine) (Entered: 06/01/2005)
06/16/2005	<u>107</u>	NOTICE of Appearance by Juliana deHaan Rice on behalf of Commonwealth of Massachusetts (Rice, Juliana) Additional attachment(s) added on 6/20/2005 (Patch, Christine). (Entered: 06/16/2005)
06/16/2005	<u>108</u>	NOTICE of Withdrawal of Appearance Attorney Victoria S. Cole terminated. (Cole, Victoria) (Entered: 06/16/2005)
09/19/2005	<u>109</u>	SATISFACTION OF JUDGMENT by Paul Deleo, Donald Wightman, Brian Dunford, Christopher Carr, Patrick Rogers, Brendan Dever, Matthew Hogardt, Michael Conneely, Thomas Barrett. (Gordon, Alfred) (Entered: 09/19/2005)
01/20/2006	<u>110</u>	NOTICE of Appearance by Susan M. Weise on behalf of City of Boston, Massachusetts (Weise, Susan) (Entered: 01/20/2006)
01/20/2006	<u>111</u>	NOTICE of Withdrawal of Appearance by Stephen G. Cox (Cox, Stephen) (Entered: 01/20/2006)