

**U.S. District Court
Eastern District of New York (Uniondale)
CIVIL DOCKET FOR CASE #: 9:76-cv-01869-JS-ETB**

White, et al v. Nassau County P.D., et al
Assigned to: Judge Joanna Seybert
Referred to: Magistrate-Judge E. Thomas Boyle
Demand: \$0
Cause: 42:2000 Job Discrimination (Sex)

Date Filed: 10/12/1976
Date Terminated: 07/20/2004
Jury Demand: None
Nature of Suit: 442 Civil Rights:
Jobs
Jurisdiction: Federal Question

Plaintiff

Alice Woodson White

*on behalf of herself and all others
similarly situated*

Plaintiff

Jacqui Harris Wilson

*on behalf of herself and all others
similarly situated*

Plaintiff

Carolann Calamia

*on behalf of herself and all others
similarly situated*

represented by **Tatum J. Fox**
Nassau County Attorney's Office
One West Street
Mineola, NY 11501
516-571-3044
Fax: 516-571-3058
Email: tfox@nassaucountyny.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Mary Ann Durkin

represented by **L. Susan Scelzo Slavin**
Slavin Law Firm, P.C.
532 Broadhollow Rd
Melville, NY 11747
(631)293-4525
Fax: (631)293-4526
Email: sslavin@littler.com
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Plaintiff

Karen Ryan

represented by **L. Susan Scelzo Slavin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**Nassau County Police
Department**

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Daniel P. Guido
*Commissioner, Nassau County
Police Department*

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ralph G. Caso
*County Executive, Nassau County
Board of Supervisors*

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**Nassau County Board of
Supervisors**

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Francis T. Purcell
*Member, Nassau County Board of
Supervisors*

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Alfonse D'Amato
Member, Nassau County Board of Supervisors

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John W. Burke
Member, Nassau County Board of Supervisors

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Michael J. Tully, Jr.
Member, Nassau County Board of Supervisors

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Vincent Suozzi
Member, Nassau County Board of Supervisors

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Hannah Komanoff
Member, Nassau County Board of Supervisors

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Nassau County Civil Service Commission

represented by **Tatum J. Fox**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Gabriel S. Kohn

represented by **Tatum J. Fox**

*Chairman, Nassau County Civil
Service Commission*

(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Edward S. Witanowsky
*Member, Nassau County Civil
Service Commission*

represented by **Tatum J. Fox**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Edward A. Simmons
*Member, Nassau County Civil
Service Commission*

represented by **Tatum J. Fox**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

**Nassau County Patrolmen's
Benevolent Association**

represented by **Tatum J. Fox**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

**Municipal Police Training
Council**

represented by **Tatum J. Fox**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Thomas R. Blair
*Commissioner, Buffalo Police
Department*

Defendant

Michael J. Codd
*Commissioner, New York Police
Department*

Defendant

William G. Connelie
*Superintendent, New York State
Police*

Defendant

Patrick J. Corbett
*Sheriff, Onondaga County Sheriff's
Department*

Defendant

J. Wallace La Prade
*Assistant Director, Federal
Bureau of Investigation*

Defendant

Walter F. Ruckgaber
*Chief of Police, Village of Lake
Success*

Date Filed	#	Docket Text
10/12/1976		REFER TO MANUAL DOCKET FOR PRIOR ENTRIES Documents 1-450. (Valle, Christine) Modified on 08/16/2002 (Entered: 08/16/2002)
10/12/1976		Please refer to paper docket sheet for entries 1-450. (Valle, Christine) Modified on 08/16/2002 (Entered: 08/16/2002)
08/26/1982		Case closed (Valle, Christine) (Entered: 08/16/2002)
03/09/1983		CASE reassigned to Judge Frank X. Altimari (Valle, Christine) (Entered: 08/16/2002)
08/24/1983	451	LETTER dated 8/24/83 from Warren J. Bennia to Judge Mishler RE: I am writing to provide the Court with additional relevant information which should be of assistance during the deliberation on and disposition of the motion for intervention pending in the consolidated actions. (Valle, Christine) (Entered: 08/16/2002)
07/26/2002		CASE reassigned to Judge Joanna Seybert (Valle, Christine) (Entered: 08/16/2002)

07/26/2002		Case reopened (Valle, Christine) (Entered: 08/16/2002)
07/31/2002	452	CERTIFICATE OF SERVICE - Copy of Order to Show Cause with supporting affirmation and memorandum of law on Nassau County Attorney and John M. Gadzichowski, Esq. via UPS on 7/26/02. (Valle, Christine) (Entered: 08/16/2002)
09/04/2002	453	Letter MOTION by Nassau County P.D., Daniel P. Guido, Ralph G. Caso, Nassau County Board, Francis T. Purcell, Alfonse D'Amato, John W. Burke, Michael J. Tully Jr., Vincent Suozzi, Hannah Komanoff, Nassau County Civil, Gabriel S. Kohn, Edward S. Witanowsky, Edward A. Simmons, Nassau County Patrol, Municipal Police, Thomas R. Blair, Michael J. Codd, William G. Connelie, Patrick J. Corbett, J. Wallace La Prade, Walter F. Ruckgaber request to extend time of the return date for the order to show cause . No motion hearing . (Valle, Christine) (Entered: 09/06/2002)
09/04/2002		Endorsed order granting [453-1] motion request to extend time of the return date for the order to show cause. Reset show cause hearing for 2:00 on 9/26/02 before Judge Joanna Seybert . (Signed by Judge Joanna Seybert, on 9/4/02) EOD #453 C/M (Valle, Christine) (Entered: 09/06/2002)
09/20/2002	456	LETTER dated 9/19/02 from L. Susan Scelzo Slavin to Judge Seybert RE: We respectfully oppose any application on the part of the County Attorney or the U.S. Attorney for an adjournment. (Valle, Christine) (Entered: 10/08/2002)
09/23/2002	455	Letter MOTION by Nassau County P.D., Daniel P. Guido, Ralph G. Caso, Nassau County Board, Francis T. Purcell, Alfonse D'Amato, John W. Burke, Michael J. Tully Jr., Vincent Suozzi, Hannah Komanoff, Nassau County Civil, Gabriel S. Kohn, Edward S. Witanowsky, Edward A. Simmons, Nassau County Patrol, Municipal Police, Thomas R. Blair, Michael J. Codd, William G. Connelie, Patrick J. Corbett, J. Wallace La Prade, Walter F. Ruckgaber request to extend time to 10/7/02 to respond to the Order to Show Cause . No motion hearing . (Valle, Christine) (Entered: 10/08/2002)
09/23/2002		Endorsed order granting [455-1] motion request to extend time to 10/7/02 to respond to the Order to Show Cause. Upon consideration of dft's request and plttf's opposition the Court hereby grants the extension of time. The parties shall appear on 10/11/02 at 10:30AM before Judge Joanna Seybert . (Signed by Judge Joanna Seybert, on 9/23/02) EOD #455 C/F (Valle, Christine) (Entered: 10/08/2002)

09/26/2002	454	Letter MOTION by Alice Woodson White, Jacqui Harris Wilson, Carolann Calamia, Mary Ann Durkin, Karen Ryan; for an updated conference schedule, as well as a directive regarding Defts' responsive papers . Motion hearing not scheduled . (Fagan, Linda) (Entered: 10/01/2002)
09/26/2002		Endorsed order; granting [454-1] motion for an updated conference schedule, as well as a directive regarding Defts' responsive papers. The parties shall appear before the Court on Friday, 10/11/02 at 10:30 a.m.; Reset show cause hearing for 10/11/02 at 10:30 a.m. before Judge Joanna Seybert . Deft's responsive papers shall be filed and served on or before 10/7/02. No further extensions shall be granted . (Signed by Judge Joanna Seybert, on 9/26/02) c/m EOD #454 (Fagan, Linda) (Entered: 10/01/2002)
10/03/2002	457	LETTER dated 10/3/02 from L. Susan Scelzo Slavin to Judge Seybert RE: I would like to advise the Court that both my clients and I will be out of New York from 10/16/02 to 10/25/02. Therefore, if the Court is going to reschedule the conference, I would respectfully request that the conference be rescheduled after 10/25/02. (Valle, Christine) (Entered: 10/08/2002)
10/04/2002	458	LETTER dated 10/2/02 from Michele Gapinski to Judge Seybert RE: We are requesting a clarification of the Court's order dated 9/26/02. (Valle, Christine) (Entered: 10/08/2002)
10/04/2002		Endorsement on [458-1] letter. Dft's responsive papers shall be due on 10/10/02 and the parties shall appear for a conference on 10/11/02. (Signed by Judge Joanna Seybert, on 10/4/02) EOD #458 C/F (Valle, Christine) (Entered: 10/08/2002)
10/08/2002	459	NASSAU COUNTY'S MEMORANDUM OF LAW re: in opposition to the Order to Show Cause dated 7/26/02. (Fagan, Linda) (Entered: 10/10/2002)
10/08/2002	460	Declaration of Deputy Inspector Lorraine A. Hannon on behalf of the Nassau County Re: submitted in connectin with [459-1] opposition memorandum. (Fagan, Linda) (Entered: 10/10/2002)
10/11/2002		Show cause hearing held (Valle, Christine) (Entered: 10/23/2002)
10/11/2002	461	Calendar entry: Before Judge Joanna Seybert on 10/11/02 at 10:30AM. Civil Cause for Order to Show Cause. Counsel for all sides present. Argument heard; decision reserved. Court Reporter: O. Wicker (Valle, Christine) (Entered: 10/23/2002)

10/11/2002	462	REPLY MEMORANDUM OF LAW by Alice Woodson White, Jacqui Harris Wilson, Carolann Calamia, Mary Ann Durkin, Karen Ryan in further support of the Order to Show Cause. (Valle, Christine) (Entered: 12/23/2002)
10/17/2002	463	LETTER dated 10/15/02 from L. Susan Scelzo Slavin to Judge Seybert RE: The purpose of this correspondence is to correct a ministerial error with regard to the citation of Jermosen v. Coughlin, found on page 3 of plttf's Reply Memorandum of Law. (Valle, Christine) (Entered: 12/23/2002)
12/17/2002	464	ORDER - Pending before the Court is a motion to compel the dfts in this action to comply with the terms of the Consent Decree entered in this action. The Court finds that the relief sought is barred by the statute of limitations and as such, the motion is DENIED. (Signed by Judge Joanna Seybert, on 12/17/02) C/M (Valle, Christine) (Entered: 01/06/2003)
01/14/2003	465	NOTICE OF APPEAL by Mary Ann Durkin Fee Paid \$ 105.00 Receipt # 8420 [464-1] order. Copy of notice of appeal, copy of order, court receipt and certified copy of docket sheet forwarded to USCA. Copy of notice of appeal sent to Chambers. Service made by Clerk. (Duong, Susan) (Entered: 01/15/2003)
04/22/2003	466	USCA Scheduling Order: [465-1] appeal USCA Number: 03-6011 Index to the record on appeal due 5/13/03. Appellant's brief due 5/20/03. Appellee's brief due 6/19/03. Argument set for 8/4/03. A telephonic pre-argument conference scheduled for 4/29/03 at 10:00 a.m. (Duong, Susan) (Entered: 04/23/2003)
05/15/2003		DESIGNATION of Record on Appeal re [465] Notice of Appeal sent to USCA including: original and 3 copies of the index to the record on appeal, clerk certificate and certified copy of docket sheet. USCA# 03-6011. (Duong, Susan) (Entered: 05/16/2003)
06/02/2003	467	USCA Acknowledgment received: index to the record on appeal. USCA# 03-6011(CON).(Duong, Susan) (Entered: 06/02/2003)
12/19/2003	468	ORDER dtd. 12/19/03: In accordance with the decision issued by the Second Circuit in this case, the parties are hereby ordered to submit written argument on the issues of 1)the equitable doctrine of laches and 2) the ripeness of the claims of the USA plfs. Dfts' papers shall be submitted on/before 1/26/04. Plfs' shall file opposition papers on/before February 9. 2002 and Dfts' reply shall be filed on/or before 2/16/04 . Signed by Judge Joanna Seybert on 12/19/03. (Barhome, Sydelle) (Entered: 12/19/2003)

		01/09/2004)
02/25/2004	469	Letter undated from Tatum J. Fox to Judge Seybert Re: The County requests an extension of time until 3/18/04 to submit our papers pursuant to the Court's order, which are currently due on 2/26/04. (Valle, Christine) (Entered: 03/24/2004)
02/25/2004		ENDORSED ORDER on [469] Letter. Application Granted. The County and the United States shall file their papers on or before 3/18/04. Signed by Judge Joanna Seybert on 2/25/04. EOD #469 C/F(Valle, Christine) (Entered: 03/24/2004)
03/03/2004	470	Letter dated 2/26/04 from Michele Gapinski to Judge Seybert Re: To request that the briefing schedule be adjusted as further set forth herein. (Valle, Christine) (Entered: 03/24/2004)
03/03/2004		ENDORSED ORDER on [470] Letter. Application Granted. Signed by Judge Joanna Seybert on 3/3/04. EOD #470 C/M(Valle, Christine) (Entered: 03/24/2004)
03/18/2004	471	MEMORANDUM OF PLTFF UNITED STATES IN RESPONSE to Court's 12/19/03 Order. (Valle, Christine) (Entered: 04/06/2004)
03/18/2004	472	CERTIFICATE OF SERVICE by United States of America Re: [471] Memorandum in Response served upon Michele Gapinski, Esq; and Peter J. Clines, Esq via Federal Express on 3/17/04. (Valle, Christine) (Entered: 04/06/2004)
04/02/2004	473	Letter dated 4/1/04 from Michele Gapinski to Judge Seybert Re: For reasons more fully set forth herein, we are writing to request permission to take discovery. (Valle, Christine) (Entered: 04/21/2004)
04/07/2004	474	Letter dated 4/6/04 from Tatum J. Fox to Judge Seybert Re: For the reasons set forth herein, it is requested that plttfs' letter application dated 4/1/04, for permission to take discovery, be denied. (Valle, Christine) (Entered: 04/21/2004)
04/19/2004	475	Letter dated 4/16/04 from L. Susan Scelzo Slavin to Judge Seybert Re: To enclose movants' Memorandum of Law, with supporting affidavits. To advise the Court that we continue our request for discovery. To request oral argument before the Court on the issues of laches and ripeness. (Valle, Christine) (Entered: 05/04/2004)
04/19/2004	476	MEMORANDUM OF LAW IN RESPONSE TO THE COURT'S 12/19/03 ORDER by Plttfs-Movants. (Valle, Christine) (Entered: 05/04/2004)

04/19/2004	477	AFFIDAVIT of Susan J. Giannone in connection with the Pltffs-Movants Memorandum of Law submitted pursuant to this Court's order dated 12/19/03. (Valle, Christine) (Entered: 05/04/2004)
04/19/2004	478	AFFIDAVIT of Mary Ann Durkin in connection with the Pltffs-Movants Memorandum of Law submitted pursuant to this Court's order dated 12/19/03. (Valle, Christine) (Entered: 05/04/2004)
04/21/2004		CASE REFERRED to Magistrate Judge E. Thomas Boyle. (Mahon, Cinthia) (Entered: 04/21/2004)
04/29/2004	479	ORDER Status Conference set for 5/10/2004 10:00 AM before Magistrate-Judge E. Thomas Boyle. So Ordered. Signed by Judge E. Thomas Boyle on 4/29/04. (Barhome, Sydelle) (Entered: 05/07/2004)
05/12/2004	481	Letter dated 5/11/04 from Tatum J. Fox to Magistrate Boyle Re: To enclose courtesy copies of the documents listed herein. (Valle, Christine) (Entered: 06/25/2004)
05/25/2004	482	Letter dated 5/21/04 from Louis Lopez to Magistrate Boyle Re: To request that the Court approve the United States and Nassau County's proposed discovery plan as submitted. (Valle, Christine) (Entered: 06/25/2004)
05/25/2004		ENDORSED ORDER on [482] Letter. A telephone conference will be held on 6/2/04 at 11:30AM. All counsel shall participate. Pltff's counsel shall initiate the call and have all parties on the line before connecting the Court. Signed by Judge E. Thomas Boyle on 5/25/04. EOD #482 C/F(Valle, Christine) (Entered: 06/25/2004)
05/26/2004	483	Letter dated 5/25/04 from Michele Gapinski to Judge Boyle Re: To request that the Court reject the proposed discovery plan submitted by the USA and Nassau County and approve the plan submitted by pltffs-movants. (Valle, Christine) (Entered: 06/25/2004)
05/27/2004	480	Letter APPLICATION dtd. 5/27/04 from Louis Lopez, Esq. to Mag. J. Boyle requesting an alternative date for telephone conference initially scheduled for 6/2/04 @ 11:30. (Barhome, Sydelle) (Entered: 06/22/2004)
05/27/2004		Endorsed ORDER re [480] Letter: The telephone conference scheduled for 6/2/04 is adjourned to 6/7/04 @ 10:30. So Ordered.. Signed by Judge E. Thomas Boyle on 5/27/04. (Barhome, Sydelle) (Entered: 06/22/2004)

06/03/2004	484	ORDER - For the foregoing reasons, the Court denies, without prejudice, plttfs' request to conduct merit discovery at this time. In the event that plttfs survive the pending motions to dismiss, this application may be renewed. The parties are unable to agree on a discovery schedule with respect to the above limited issues - laches and ripeness for review. Discovery shall be completed by 8/30/04 with respect to these issues. Accordingly, the Court sets the following schedule. Service shall be by facsimile: Service of discovery demands 6/11/04. Response to demands 7/2/04. Any letter motion to compel/protective order 7/16/04. Letter opposition 7/23/04. The conference on 6/7/04 is rescheduled to 9/15/04 at 9:30AM. All counsel shall be present. Signed by Judge E. Thomas Boyle on 6/3/04. C/F(Valle, Christine) (Entered: 06/25/2004)
06/03/2004		Set Deadlines/Hearings: Discovery due by 8/30/2004. Status Conference reset for 9/15/2004 at 09:30AM before Magistrate-Judge E. Thomas Boyle. (Valle, Christine) (Entered: 06/25/2004)
07/07/2004	485	Letter dated 7/6/04 from Michele Gapinski to Judge Boyle Re: To request that the Court enter an Order stating that deposition notices and subpoenas are not subject to the 6/11/04 deadline and may be served at any time so long as the discovery deadline of 8/30/04 is observed. (Valle, Christine) (Entered: 07/27/2004)
07/07/2004		ENDORSED ORDER on [485] Letter. The 6/11/04 date refers to initial document and interrogatory demands. It does not refer to deposition/subpoena notices which must be served sufficiently in advance to enable completion in a reasonable manner prior to 8/30/04. Signed by Judge E. Thomas Boyle on 7/7/04. EOD #485 C/F (Valle, Christine) (Entered: 07/27/2004)
07/15/2004	498	Letter dated 7/15/04 from Diana Embrey to Mag. Judge Boyle re: United States respectfully requests an extension of the three-page limit for letter motions. (Dachille, Patti) (Entered: 08/23/2004)
07/15/2004		ENDORSED ORDER re [498] granting Letter rquesting an extension of three-page limit for letter motions. Signed by Judge E. Thomas Boyle on 7/15/04. (Dachille, Patti) (Entered: 08/23/2004)
07/16/2004	493	PROPOSED ORDER TO SHOW CAUSE - Let Pltff and Dfts Show Cause, why an Order should not be issued to consolidate the application of Margaret Cavanagh, with those applications previously filed, to enforce the terms of the Consent Decree entered. (UNSIGNED) (Valle, Christine) (Entered: 08/18/2004)

07/16/2004	494	AFFIRMATION of L. Susan Scelzo Slavin in Support Re: [493] Proposed Order to Show Cause, by Mary Ann Durkin, Karen Ryan. (Valle, Christine) (Entered: 08/18/2004)
07/16/2004	503	Letter from John Gadzichowski; Louis Lopez; Diana Embrey to Judge Boyle undated Re: The United States submits this letter motion for a protective order precluding the beneficiaries of two consent decrees from deposing John Gadzichowski, an attorney of record for the United States in the United States litigation. (Original document filed in 77cv1881 as Doc. #461). (Valle, Christine) (Entered: 09/28/2004)
07/19/2004	492	Letter dated 7/16/04 from Marc Andrew Kramer to Judge Boyle Re: Annexed as Exhibit A is a true and accurate copy of a facsimile received from Nassau County. If the Court deems this to be a motion for a protective order, we will need to cross-move to compel Nassau County to produce the individuals subpoenaed. (Valle, Christine) (Entered: 08/16/2004)
07/19/2004	504	Letter from L. Susan Scelzo Slavin to Judge Boyle dated 7/16/04 Re: Letter motion to compel Nassau County and the United States to properly respond to the document requests propounded by Claimants herein. (Valle, Christine) (Entered: 09/28/2004)
07/20/2004	486	ORDER - For the reasons set forth herein, this Court finds that the USA Beneficiaries' claims are ripe for review. The Court further finds that Durkin's and the USA Beneficiaries' claims are barred by the equitable doctrine of laches. As such, the motion to compel is again DENIED. The Clerk of Court shall mark this case CLOSED. Signed by Judge Joanna Seybert on 7/20/04. C/M (Valle, Christine) (Entered: 07/30/2004)
07/21/2004	510	ORDER - Pending before the Court is an application for an order to show cause, filed by plttf. Plttf seeks to add an additional named plttf to the above referenced cases. Pursuant to this Court's Order, dated 7/20/04, dismissing the cases, the present application is DENIED. Signed by Judge Joanna Seybert on 7/21/04. C/M(Valle, Christine) (Entered: 10/06/2004)
07/22/2004	499	Letter dated 7/22/04 from Tatum J. Fox to Hon. Joanna Seybert re: Nassau County joins in opposing plaintiffs' request to reconsider and vacate the Court's 7/20/04 Order. It is respectfully submitted that plaintiffs' application be denied. (Dachille, Patti) (Entered: 08/30/2004)
07/23/2004	495	ORDER - The parties are hereby ORDERED to appear before

		<p>this Court on 7/29/04 at 10:00AM. The plffs shall SHOW CAUSE why the Court should vacate it's 7/20/04 Order and allow discovery to continue. Plffs must be prepared to show a specific and particularized need for discovery and/or further briefing on the limited issues related to the doctrines of laches and ripeness. Absent a showing by plffs that discovery and/or further briefing would be relevant and material to those issues, the Court will not vacate the 7/20/04 Order. Signed by Judge Joanna Seybert on 7/23/04. C/F (Valle, Christine) (Entered: 08/19/2004)</p>
07/23/2004	505	<p>Letter from John Gadzichowski; Louis Lopez; Diana Embrey to Judge Boyle dated 7/22/04 Re: The United States respectfully notifies the Court that, in light of District Judge Joanna Seybert's 7/21/04 Order denying the Durkin and USA beneficiaries' motion for compliance with the White and United States consent decrees and directing the Clerk of Court to close this matter, the United States will not be submitting a response to the pending motion to compel discovery. (Valle, Christine) (Entered: 09/28/2004)</p>
07/23/2004	506	<p>Letter from L. Susan Scelzo Slavin to Judge Boyle dated 7/22/04 Re: Pursuant to the Court's scheduling order, the following is our opposition to the United States' undated letter motion for a Protective Order with regard to U.S. Attorney John Gadzichowski. (Valle, Christine) (Entered: 09/28/2004)</p>
07/23/2004	507	<p>Letter from Tatum J. Fox to Judge Boyle dated 7/23/04 Re: Pursuant to Judge Seybert's Order dated 7/20/04 denying plffs' motion to compel and closing this action, Nassau County respectfully notifies the Court that the County will not be submitting a response to plff's motion to compel documents. (Valle, Christine) (Entered: 09/28/2004)</p>
07/26/2004	496	<p>Letter from L. Susan Scelzo Slavin to Judge Seybert Re: To ask for reconsideration and request that the order of 7/20/04 be vacated and the parties permitted to complete discovery. (Valle, Christine) (Entered: 08/19/2004)</p>
07/26/2004	497	<p>Letter dated 7/22/04 from John M. Gadzichowski to Judge Seybert Re: In light of the Court's 7/20/04 order, there is no basis for allowing such discovery to continue; and the continuation of such discovery would be improper and oppressive. (Valle, Christine) (Entered: 08/19/2004)</p>
07/28/2004	488	<p>MOTION for Reconsideration re 486 Order, <i>finding that the USA Beneficiaries' claims are ripe for review</i>. Filed by Mary Ann Durkin, Karen Ryan. (Lopez, Adriana) (Entered: 08/19/2004)</p>

		08/13/2004)
07/29/2004	489	AFFIDAVIT of Kathleen Mole in Support to the [488] MOTION for Reconsideration re 486 Order, <i>finding that the USA Beneficiaries' claims are ripe for review.</i> Filed by Mary Ann Durkin, Karen Ryan. (Lopez, Adriana) (Entered: 08/13/2004)
07/29/2004	490	Minute Entry for proceedings held before Judge Joanna Seybert : Motion Hearing held on 7/29/2004 re [488] MOTION for Reconsideration. Counsel for all sides present. Argument heard on motion for reconsideration; decision reserved. (Court Reporter M Steiger.) (Lopez, Adriana) (Entered: 08/13/2004)
07/29/2004	508	Nassau County's and the United States' Joint Index of Facts and Documents in the Record Which Are Relevant to the Issues of Laches and Ripeness. (Original filed in 77cv1881 as Doc. #466) (Valle, Christine) (Entered: 09/28/2004)
08/02/2004	487	NOTICE OF APPEAL as to 486 Order, by Kathlenn Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Michele Meyer, Lorraine McIntyre, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder, Mary Ann Durkin. Filing fee \$ 255.00, receipt number 13692. Copy of notice of appeal, copy of order, court receipt and certified copy of the docket sheet forwarded to USCA. Copy of appeal sent to Chambers. Service made by Clerk. (Duong, Susan) (Entered: 08/03/2004)
08/02/2004	509	TRANSCRIPT OF PROCEEDINGS held on 7/29/04 at 10:00AM before Judge Joanna Seybert. Court Reporter: Mary Ann Steiger. (Valle, Christine) (Entered: 09/29/2004)
08/13/2004	491	ORDER DENIES Motion for Reconsideration and REAFFIRMS July 20, 2004 Order. Case remains CLOSED. Signed by Judge Joanna Seybert on 08/13/2004. c/m (Nohs, Bonnie) (Entered: 08/13/2004)
08/13/2004	501	Minute Entry for proceedings held before Joanna Seybert : Order to Show Cause Hearing held on 8/13/2004 at 3:00 p.m. Case called. Counsel for pltf's. not present. Tatum Fox (County Defendants) and Harry Greenberg (P.B.A. defendant) present. OTHER: Argument heard. Court grants Nassau County's application to extend date of promotion list. Order issued. (Court Reporter Owen Wicker.) (Dachille, Patti) (Entered: 09/20/2004)
09/07/2004	500	NOTICE OF APPEAL as to 491 Order on Motion for

		Reconsideration by Mary Ann Durkin. Appeal Record due by 9/13/2004. (Gapinski, Michele) (Entered: 09/07/2004)
09/07/2004		Transmission of Notice of Appeal, Court Receipt and Docket Sheet to US Court of Appeals re 500 Notice of Appeal. Receipt# 14005 in the amount of \$ 255.00 (Duong, Susan) (Entered: 09/08/2004)
09/15/2004	502	TRANSCRIPT OF ORDER TO SHOW CAUSE Proceedings held on 8/13/04 at 3:00PM before Judge Joanna Seybert. Court Reporter: Owen Wicker. (Valle, Christine) (Entered: 09/23/2004)
10/07/2004	511	USCA Scheduling Order: A pre-argument conference scheduled for 10/20/04 at 3:00 p.m., Index due 11/3/04, Appellant's brief due 11/10/04, Appellee's brief due 12/10/04, Argument shall be heard no earlier than the week of 1/17/05. USCA# 04-4281(L), 04-4882(CON).(Duong, Susan) (Entered: 10/08/2004)
10/22/2004		DESIGNATION of Record on Appeal forwarded to USCA including: original and 3 copies of the index, clerk's certificate and certified copy of the docket sheet. USCA# 04-4281-cv.(Duong, Susan) (Entered: 10/25/2004)
01/21/2005	512	USCA Acknowledgment: index received. USCA# 04-4281.(Duong, Susan) (Entered: 01/24/2005)
07/29/2005	513	NOTICE of Change of Address/Telephone/E-mail by L. Susan Slavin (Slavin, L.) (Entered: 07/29/2005)
05/30/2006	514	MANDATE of USCA: The judgment of the district court is AFFIRMED as to 500 Notice of Appeal filed by Mary Ann Durkin, 487 Notice of Appeal, filed by Daniel P. Guido. Original mandate sent to Chambers. 04-4281-cv, 04-4882-cv, 04-4297-cv, 04-4869-cv, 04-5960-cv. Mandate also docketed under case# 77cv1881 (Duong, Susan) (Duong, Susan) (Entered: 06/01/2006)
