

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:00-cv-04637-DAB**

Aguilar, et al v. New York Convention, et al
Assigned to: Judge Deborah A. Batts
Demand: \$9,999,000
Cause: 42:1981 Equal Rights Under the Law

Date Filed: 06/22/2000
Date Terminated: 08/21/2006
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

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Plaintiff

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Plaintiff

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Plaintiff

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V.

Defendant

Alexander Tomaczuk

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Date Filed	#	Docket Text
06/22/2000	1	COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). FILING FEE \$150.00. RECEIPT # 377108. (em) (Entered: 06/27/2000)
06/22/2000		Magistrate Judge Andrew J. Peck is so Designated. (em) (Entered: 06/27/2000)
06/27/2000	2	Affidavit of service as to New York Convention by personal service on 6/23/00 . Answer due on 7/13/00 for New York Convention . (pl) (Entered: 06/28/2000)
06/27/2000	3	Affidavit of service as to Gerald T. McQueen by personals service on 6/23/00 . Answer due on 7/13/00 for Gerald T. McQueen . (pl) (Entered: 06/28/2000)
06/27/2000	4	Affidavit of service as to Richard Powers by personal service on 6/23/00. Answer due on 7/13/00 for Richard Powers. (pl) (Entered: 06/28/2000)
07/18/2000	5	STIPULATION and ORDER; reset answer to the complt. due for 8/11/00 for Richard Powers, for Gerald T. McQueen, for New York Convention ; in the event that defts move to dismiss the complt., plttfs will have until 9/11/00 to submit opposition papers, and defts' reply, if any, will be served by 9/29/00 ; (signed by Judge Deborah A. Batts) (lf) (Entered: 07/18/2000)
08/15/2000	6	STIPULATION and ORDER; reset answer due for 8/21/00 for Richard Powers, for Gerald T. McQueen ; (signed by Judge Deborah A. Batts) (djc) (Entered: 08/15/2000)
08/21/2000	7	STIPULATION and ORDER of substitution of counsel for defts McQueen and Powers; Eliot Spitzer, Attorney General of the State of NY, 120 Broadway, New York, NY 10271, is substituted in place and instead of Proskauer Rose LLP, as attorneys for defts Gerald T. McQueen and Richard Powers . (signed by Judge Deborah A. Batts) (sn) (Entered: 08/22/2000)
09/22/2000	8	STIPULATION and ORDER, plttfs will have until 10/10/00 to submit opposition papers to defts' motions to dismiss, and defts' replies, it any, will be served by 11/10/00. Accordingly, the motion to dismiss will be returnable on 11/16/00 . (signed by Judge Deborah A. Batts) (kg) (Entered: 09/25/2000)
10/04/2000	9	NOTICE of attorney appearance for Kevin Aguilar, David Allbritton, Basil Allen, Dasul Andrews, Juan Arce, Swafiya Armistead, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry

		Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, and Harold Wright by Barry A. Weprin. (kw) (Entered: 10/10/2000)
10/12/2000	10	MEMO-ENDORSEMENT on Stipulation; that the return date of the motions to dismiss by defts in this matter is adjourned from 11/16/00 to 12/13/00. Denied ; that pltffs' answering papers shall be served by 11/3/00 and defts' reply papers shall be served by 12/8/00. Denied. 9/19/00 order in effect ; (signed by Judge Deborah A. Batts); Copies mailed. (lf) (Entered: 10/12/2000)
10/16/2000	11	Memo-Endorsement on letter addressed to Judge Batts from Barry A. Weprin, dated 10/12/00. Granting plaintiffs' request to modify the briefing schedule contained in the 9/19/00 order so that plaintiffs' answering papers will be served on 10/16/00 . (signed by Judge Deborah A. Batts); Copies mailed. (kw) (Entered: 10/17/2000)
11/16/2000	12	NOTICE OF MOTION by New York Convention to dismiss the complaint with prejudice ; Return date 10/2/00; (fld in the night deposit box on 11/16/00 at 8:58 pm) (cd) (Entered: 11/20/2000)
11/16/2000	13	MEMORANDUM OF LAW by New York Convention in support of [12-1] motion to dismiss the complaint with prejudice . (cd) (Entered: 11/20/2000)
11/16/2000	14	NOTICE OF MOTION by Gerald T. McQueen, Richard Powers to dismiss for lack of jurisdiction ; requiring plntf to provide a more definite statement of their claims against defts McQueen and Powers ; Return date 10/2/00; (fld in the night deposit box on 11/16/00 at 8:59 pm) (cd) (Entered: 11/20/2000)
11/16/2000	15	AFFIDAVIT of Frederic L. Lieberman by Gerald T. McQueen, Richard Powers in support of [14-1] motion to dismiss for lack of jurisdiction, [14-2] motion requiring plntf to provide a more definite statement of their claims against defts McQueen and Powers . (cd) (Entered: 11/20/2000)
11/16/2000	16	MEMORANDUM OF LAW by Gerald T. McQueen, Richard Powers in support of [14-1] motion to dismiss for lack of jurisdiction, [14-2] motion requiring plntf to provide a more definite statement of their claims against defts McQueen and Powers . (cd) (Entered: 11/20/2000)
11/16/2000	17	MEMORANDUM OF LAW by Kevin Aguilar, David Allbritton, Basil Allen in opposition to [14-1] motion to dismiss for lack of jurisdiction, [14-2] motion requiring plntf to provide a more definite statement of their claims against defts McQueen and Powers, [12-1] motion to dismiss the complaint with prejudice; (fld in the night deposit box on 11/16/00 at 8:59 pm) (cd) (Entered: 11/20/2000)
11/16/2000	18	REPLY MEMORANDUM by Gerald T. McQueen, Richard Powers re: [14-1] motion to dismiss for lack of jurisdiction, [14-2] motion requiring plntf to provide a more definite statement of their claims against defts McQueen and Powers; (fld in the night deposit box on 11/16/00a t 6:59 pm) (cd) (Entered: 11/20/2000)
11/16/2000	19	REPLY MEMORANDUM by New York Convention re: [12-1] motion to dismiss the complaint with prejudice (cd) (Entered: 11/20/2000)
01/19/2001	20	ORDER, staying all discovery until further notice (signed by Judge Deborah A. Batts); Copies mailed. (cd) (Entered: 01/22/2001)
07/26/2001	21	Notice of Case Reassignment to Judge Constance B. Motley . Copy of notice and judge's rules mailed to Attorney(s) of record: Frederic L. Lieberman, Barry A. Weprin, Fredric Ostrove, Jeffrey Kevin Brown . (gmo) (Entered: 08/02/2001)
08/06/2001	22	ORDER; a pre-trial conference shall be held on 10/11/01 at 10:00 a.m. in Courtroom 26-A in the United States Courthouse at 500 Pearl Street NY, NY. The parties should be prepared to argue any outstanding motions at this time (signed by Judge Constance B. Motley) (djc) (Entered: 08/06/2001)
11/06/2001	23	OPINION #86230, granting in part, denying in part [12-1] motion to dismiss the complaint with prejudice; granting in part, denying in part [14-1] motion to dismiss

		for lack of jurisdiction granting [14-2] motion requiring plntf to provide a more definite statement of their claims against defts McQueen and Powers; Plaintiffs shall file an amended complaint setting forth specific causes of action for each individual plaintiff . (signed by Judge Constance B. Motley); Copies mailed. (ae) (Entered: 11/09/2001)
12/04/2001	24	ORDER, set amended pleadings due for 1/4/02 . (signed by Judge Constance B. Motley); Copies mailed. (kw) (Entered: 12/04/2001)
01/04/2002	25	, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, M Michelle Moore, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Pomaa, Esther Sanchez, Kerrielyne Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Ramon Vigo, Ronald White; Summons issued. AMENDED COMPLAINT by Kevin Aguilar, David Allbritton, Basil Allen, Dasul Andrews, Juan Arce, Swafiya Armistead, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Harold Wright (Answer due 1/17/02 for Richard Powers, for Gerald T. McQueen, for New York Convention) amending [1-1] complaint against Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuente, Celeste Lee, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, (sn) (Entered: 01/08/2002)
01/04/2002	25	DEMAND for jury trial by Kevin Aguilar, David Allbritton, Basil Allen, Dasul Andrews, Juan Arce, Swafiya Armistead, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuente, Celeste Lee, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Pomaa, Esther Sanchez, Kerrielyne Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Ramon Vigo, Ronald White. (sn) (Entered: 01/08/2002)
01/08/2002	26	AFFIDAVIT OF SERVICE of amended complaint by hand upon Frederic L. Lieberan, Esq. and Richard A. Levin, Esq. on 1/4/02. (kw) (Entered: 01/10/2002)
03/12/2002	27	RULE 1.9 CERTIFICATE filed by New York Convention . (yv) (Entered: 03/14/2002)
03/12/2002	28	ANSWER to Complaint by New York Convention (Attorney Richard A. Levin from the Firm: Proskauer, Rose LLP) . (yv) (Entered: 03/14/2002)
03/13/2002	29	NOTICE OF MOTION by Gerald T. McQueen, Richard Powers and Alexander Tomaczuk for an Order pursuant to FRCP 12(b)(6), dismissing the amended complaint and action against defendants McQueen, Powers, and Tomaczuk for failure to state a claim upon which relief can be granted . Return date 4/10/02. (yv) (Entered: 03/18/2002)
03/13/2002	30	MEMORANDUM OF LAW by Gerald T. McQueen, Richard Powers and Alexander Tomaczuk in support of [29-1] motion for an Order pursuant to FRCP 12(b)(6), dismissing the amended complaint and action against defendants McQueen, Powers, and Tomaczuk for failure to state a claim upon which relief can be granted . (yv)

		(Entered: 03/18/2002)
03/28/2002	31	MEMORANDUM OF LAW by Kevin Aguilar, David Allbritton, Basil Allen, Dasul Andrews, Juan Arce, Swafiya Armistead, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuente, Celeste Lee, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Poma, Esther Sanchez, Kerrielyne Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Ramon Vigo, Ronald White in opposition to [29-1] motion for an Order pursuant to FRCP 12(b)(6), dismissing the amended complaint and action against defendants McQueen, Powers, and Tomaczuk for failure to state a claim upon which relief can be granted . (bai) (Entered: 04/01/2002)
04/09/2002	32	REPLY MEMORANDUM of LAW by Gerald T. McQueen, Richard Powers and Tomaczuk in further Support of [29-1] motion for an Order pursuant to FRCP 12(b)(6), dismissing the amended complaint and action against defendants McQueen, Powers, and Tomaczuk for failure to state a claim upon which relief can be granted. (djc) (Entered: 04/12/2002)
05/02/2002	33	MEMORANDUM OPINION & ORDER #86906, denying [29-1] motion for an Order pursuant to FRCP 12(b)(6), dismissing the amended complaint and action against defendants McQueen, Powers, Tomaczuk for failure to state a claim upon which relief can be granted (signed by Judge Constance B. Motley); mailed. (cd) (Entered: 05/03/2002)
05/02/2002	34	ORDER; the parties are ordered to appear for a pretrial conference at 11:00 AM on 6/5/02 in Courtroom 26-A, 500 Pearl St . (signed by Judge Constance B. Motley); Copies mailed. (sn) (Entered: 05/03/2002)
05/16/2002	35	STIPULATION and ORDER; reset answer to complaint due for 5/31/02 for Richard Powers, for Gerald T. McQueen, for New York Convention . (signed by Judge Constance B. Motley) (jco) (Entered: 05/16/2002)
06/06/2002	36	Pre-Trial SCHEDULING ORDER: the next pre-trial conference shall be held in Room 26A on 10/24/02 at 11:00 a.m., at which time all pending motions and all pre-trial discovery matters will be heard; Parties are to meet on or before 07/15/02 and exchange all documents, of any description, relevant to this case. Sanctions will be imposed for failure to produce any relevant document; Thereafter, on 10/15/02, the parties are to meet and prepare a schedule of all depositions to be taken during the period November 11, 2002 to December 17, 2002; the plaintiffs will have until 08/06/02 to serve and file a second amended complaint alleging a class action brought by three or four named plaintiffs and joining the claim of the three white plaintiffs Robinson v. Metro North 267 F.3d 1477.168 (2nd Cir. 2001) Answer due 10/7/02; (signed by Judge Constance B. Motley); Copies mailed. (djc) (Entered: 06/13/2002)
06/12/2002	37	ORDER, Plaintiffs shall file a second amended complaint alleging a class action brought by four named plaintiffs on or before 7/22/02; Defendants shall answer plaintiffs' second amended complaint on or before 9/4/02; Plaintiffs shall move for partial class certification on or before 10/2/02; The briefing schedule with respect to plaintiffs' motion for partial class certification shall be governed by Local Rule 6.1(b). The Court will hear argument on any class certification issues at the next pretrial conference, which is hereby continued until 11/6/02 at 11:00 a.m., The parties shall complete initial document productions on or before 7/15/02; no depositions shall be scheduled, however, until after the Court rules on plaintiffs' motion for partial class certification . (signed by Judge Constance B. Motley); Copies mailed. (tp) Modified

		on 06/17/2002 (Entered: 06/14/2002)
06/12/2002		Deadline(s) updated: The time for defendants Richard Powers, Gerald T. McQueen, and New York Convention to answer plaintiffs' second amended complainint on or before 9/4/02 . (tp) (Entered: 06/14/2002)
07/22/2002	38	SECOND AMENDED COMPLAINT by Kevin Aguilar, David Allbritton, Basil Allen, Dasul Andrews, Juan Arce, Swafiya Armistead, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracunte, Celeste Lee, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Pomaa, Esther Sanchez, Kerrielynn Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Ramon Vigo, Ronald White (Answer due 8/1/02 for Richard Powers, for Gerald T. McQueen, for New York Convention) (Government Answer due 8/1/02 for Richard Powers, for Gerald T. McQueen, for New York Convention) amending [1-1] complaint against Alexander Tomaczuk. Summons issued. (sb) (Entered: 07/24/2002)
07/23/2002	39	ORDER, that defendant NYCCOC shall, in response to plaintiffs' Amended First Request, produce responsive, non-privileged information and/or documents were the sole basis for objecting to, or denying production of, such information and/or documents would otherwise be the protections, limitations and/or requirements of the PPPL as further set forth. All PPPL information produced by defendant NYCCOC shall be deemed "Confidential Information" as defined in the Confidentiality Stipulation, and be treated as such by the parties pursuant to the terms thereof. Any production by defendant NYCCOC of PPPL information in response to plaintiffs' Amended First Request pursuant to this Order shall not constitute a violation of the PPPL . (signed by Judge Constance B. Motley); Copies mailed. (tp) (Entered: 07/24/2002)
08/02/2002	40	Transcript of record of proceedings before Judge Constance B. Motley for the date(s) of 6/5/02. (laq) (Entered: 08/05/2002)
08/09/2002	41	STIPULATION and ORDER of CONFIDENTIALITY, regarding procedures to be followed that shall govern the handling of confidential materials . (signed by Judge Constance B. Motley) (tp) (Entered: 08/13/2002)
09/24/2002	43	ANSWER by Gerald T. McQueen, Richard Powers, Alexander Tomaczuk to [38-1] second amended complaint. (Attorney Ivan B. Rubin). (sac) (Entered: 09/30/2002)
09/25/2002	45	DEMAND for jury trial by Gerald T. McQueen, Richard Powers, Alexander Tomaczuk. (gf) (Entered: 10/01/2002)
09/27/2002	42	ANSWER by New York Convention to [38-1] second amended complaint . (Attorney Richard A. Levin from the Firm: Proskauer, Rose, L.L.P.). (db) (Entered: 09/27/2002)
09/27/2002	44	ORDER, plaintiffs motion for partial class certification by 10/21/02; defendant response to motion deadline 11/21/02; plaintiffs reply to response to motion deadline 12/12/02; next pretrial conference by 11:00 1/10/03 . (signed by Judge Constance B. Motley); (pl) (Entered: 10/01/2002)
10/21/2002	46	NOTICE OF MOTION by David Cokely, Sean Hannah, Natasha Perez, Julio Teran to certify this action as a class action purs to Rule 23 of the FRCP ; Return Date not indicated. (dcmt received in night dep. on 10/21/02 at 10:25 p.m.); Attached is Affirmation of Neil Fraser in Support (djc) (Entered: 10/24/2002)

10/21/2002	47	MEMORANDUM OF LAW by David Cokely, Sean Hannah, Natasha Perez, Julio Teran in support of [46-1] motion to certify this action as a class action purs to Rule 23 of the FRCP . (djc) (Entered: 10/24/2002)
10/31/2002	48	ORDER, reset pretrial conference for 11:00 a.m. on 1/8/03 . (signed by Judge Constance B. Motley) (kg) (Entered: 11/01/2002)
11/26/2002	49	MEMORANDUM OF LAW by New York Convention in opposition to [46-1] motion to certify this action as a class action purs to Rule 23 of the FRCP. (rec'd in the night deposit box on 11/26/02 at 6:58 p.m.) (sac) (Entered: 12/02/2002)
11/26/2002	50	AFFIDAVIT of Richard A. Levin by New York Convention in opposition to [46-1] motion to certify this action as a class action purs to Rule 23 of the FRCP. (rec'd in the night deposit box on 11/26/02 at 6:58 p.m.) (sac) (Entered: 12/02/2002)
11/27/2002	51	MEMORANDUM OF LAW by Gerald T. McQueen, Richard Powers, Alexander Tomaczuk in opposition to [46-1] motion to certify this action as a class action purs to Rule 23 of the FRCP. (sb) (Entered: 12/03/2002)
12/20/2002	52	REPLY MEMORANDUM by David Cokely, Sean Hannah, Natasha Perez, Julio Teran re: [46-1] motion to certify this action as a class action purs to Rule 23 of the FRCP. Received in night deposit on 12/20/02 at 8:49 p.m. (jco) (Entered: 12/27/2002)
12/20/2002	53	AFFIRMATION of Neil Fraser in support of plaintiffs' reply memorandum of law in further support of [46-1] motion to certify this action as a class action purs to Rule 23 of the FRCP. (jco) (Entered: 12/27/2002)
01/08/2003	54	PRE-TRIAL SCHEDULE AND ORDER; after oral argument on plaintiffs' motion for class certification, the Court reserves decision; the trial will be bifurcated with liability being tried first . (signed by Judge Constance B. Motley) (kkc) (Entered: 01/14/2003)
02/13/2003	55	NOTICE OF MOTION by Dennis Crowley, Daniel Perrella for an order granting a preliminary injunction requiring dft NYCCOC to reinstate both said plttfs to their employment immediately . No Return Date indicated. Received in night deposit box on 2/13/03 at 8:46 p.m. (db) Modified on 02/19/2003 (Entered: 02/19/2003)
02/13/2003	56	MEMORANDUM OF LAW by Dennis Crowley, Daniel Perrella in support of [55-1] motion for an order granting a preliminary injunction requiring dft NYCCOC to reinstate both said plttfs to their employment immediately. Received in night deposit box on 2/13/03 at 8:46 p.m. (db) (Entered: 02/19/2003)
02/13/2003	57	AFFIDAVIT of Dennis Crowley, Robert Iadorola, Domenick Kearney, James Lawrence, Daniel Perrella, Wayne Stanley and Frank Strock by Dennis Crowley, Robert Iadarola, Daniel Perrella in support of [55-1] motion for order granting a preliminary injunction requiring dft to reinstate both said plttfs to their employment immediately. Received in night deposit box on 2/13/03 at 8:46 p.m. (db) (Entered: 02/19/2003)
03/03/2003	58	Transcript of record of proceedings before Judge Constance B. Motley for the date(s) of January 8, 2003. (dt) (Entered: 03/03/2003)
03/18/2003	59	MEMORANDUM OF LAW by New York Convention in opposition to [55-1] motion for an order granting a preliminary injunction requiring dft NYCCOC to reinstate both said plttfs to their employment immediately. (sac) (Entered: 03/19/2003)
03/18/2003	60	AFFIDAVIT of Richard A. Levin by New York Convention in opposition to [55-1] motion for an order granting a preliminary injunction requiring dft NYCCOC to reinstate both said plttfs to their employment immediately. (sac) (Entered: 03/19/2003)
04/02/2003	61	MEMORANDUM OPINION AND ORDER #88299, that for the reasons provided in section A, supra, Plaintiffs' [46-1] motion for Class Certification is denied without prejudice. Plaintiffs are granted leave to refile this motion as soon as they have gathered more evidence of commonality and typicality, either in the form of a statistical analysis or in the form of affidavits from a number of plaintiffs, or both . (signed by Judge Constance B. Motley). (tp) (Entered: 04/02/2003)
04/09/2003	62	ORDER, granting plaintiffs request for permission to withdraw without prejudice [55-1] motion for an order granting a preliminary injunction requiring dft NYCCOC to reinstate both said plttfs to their employment immediately , the conference

		scheduled for 4/11/03 is cancelled. The next pre-trial conference is hereby scheduled for Wednesday, 5/21/03 at 10:30 a.m. (signed by Judge Constance B. Motley); (yv) (Entered: 04/09/2003)
04/17/2003	63	ORDER: parties are further ordered to appear for a pretrial conference on 6/25/03 at 11:00 a.m. The conference will take place in Courtroom 26-A of the U.S. Courthouse, 500 Pearl St. (signed by Judge Constance B. Motley); (sac) (Entered: 04/18/2003)
04/22/2003	64	MEMORANDUM OF LAW by Kevin Aguilar, David Allbritton, Basil Allen, Dasul Andrews, Juan Arce, Swafiya Armistead, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuento, Celeste Lee, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Pomaa, Esther Sanchez, Kerrielynn Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Ramon Vigo, Ronald White in opposition to joinder of unions . Received in night deposit box on 4/22/03 at 5:23 p.m. (yv) (Entered: 04/23/2003)
05/16/2003	65	NOTICE OF MOTION by David Cokely, Natasha Perez, Julio Teran, Sean Hannah for an order, certifying class action, purs. to Rule 23 of the FRCP ; Return Date not indicated (sac) (Entered: 05/20/2003)
05/16/2003	66	MEMORANDUM OF LAW by David Cokely, Natasha Perez, Julio Teran, Sean Hannah in support of [65-1] motion for an order, certifying class action, purs. to Rule 23 of the FRCP. (rec'd in the night deposit box on 5/16/03 at 11:58 p.m.) (sac) (Entered: 05/20/2003)
06/05/2003	67	MEMORANDUM OF LAW by New York Convention in opposition to [65-1] motion for an order, certifying class action, purs. to Rule 23 of the FRCP. (tp) (Entered: 06/09/2003)
06/05/2003	68	AFFIDAVIT of Richard A. Levin by New York Convention in opposition to [65-1] motion for an order, certifying class action, purs. to Rule 23 of the FRCP. (Received in night deposit box on 6/5/03, at 6:34 p.m.) (tp) (Entered: 06/09/2003)
06/10/2003	69	AFFIDAVIT OF SERVICE of Memorandum in opposition as to Alexander Tomaczuk by mail on 6/5/03. (jco) (Entered: 06/11/2003)
06/13/2003	70	ORDER, There is no need for the previously scheduled conference on 6/25/03. The court will set the next pre-trial conference date in its decision on plaintiffs' motion . (signed by Judge Constance B. Motley) (sb) (Entered: 06/16/2003)
06/17/2003	71	REPLY MEMORANDUM by David Cokely, Natasha Perez et al re: [65-1] motion for an order, certifying class action, purs. to Rule 23 of the FRCP . (cd) (Entered: 06/18/2003)
06/17/2003	72	AFFIDAVIT of Neil Fraser by David Cokely, Natasha Perez in support of [71-1] reply memorandum . (cd) (Entered: 06/18/2003)
06/19/2003	73	MEMORANDUM OF LAW by Gerald T. McQueen, Richard Powers, Alexander Tomaczuk in opposition to [65-1] motion for an order, certifying class action, purs. to Rule 23 of the FRCP . (cd) (Entered: 06/20/2003)
06/19/2003	74	AFFIDAVIT of Alexander Tomaczuk by Alexander Tomaczuk Re: [73-1] opposition memorandum . (cd) (Entered: 06/20/2003)
05/21/2004	75	OPINION #90125; by Memorandum Opinion and Order, this Court denied plaintiffs' Motion for class certification without prejudice, on the ground that plaintiffshad failed

		to compile sufficient evidence for the court to undertake" a rigorous analysis" to determine whether "the pre-requisites of Rule 23(a) have been satisfied." The Court granted plaintiffs "leave to refile this motion as soon as they have gathered more evidence of commodnaility and typicality, either in the form of a statistical analysis, or in the form of affidavits from a number of plaintiffs, or both." Plaintiffs have renewed their motion, and defendants have once again filed papers in opposition. For the reasons stated in this Document, plaintiffs' motion is granted. (Signed by Judge Constance Baker Motley on 5/20/04) (sac,) (Entered: 05/24/2004)
05/21/2004	76	ORDER; that plaintiffs' motion for class certification is granted. That the class shall be comprised of all black and Hispanic persons who are or have been employed as frieght handlers, carpenters or part-time housekeepers at this Javits Center from 7/1/95 to the present. This class is certified under Rule 23(b)(2) of the Federal Rules of Civil Procedure for the purpose of the liability stage of this litigation, with this certification to be reconsidered if the class is successful at that stage. That David Cokely, Natasha Perez, Sean Hannah and Julio Teran shall act as representatives of the class. That the parties are to appear for a scheduling conference on 6/15/04 at 11:00 A.M. The parties are to confer and submit for the Court's review a proposed pre-trial schedule, on or before 6/11/04. If the parties are unable to agree on such a schedule, each is to submit a proposed schedule on or before 6/11/04, accompanied by a letter not to exceed three single-spaced pages, laying out the merits of the proposed schedule. (Signed by Judge Constance Baker Motley on 5/20/04) (sac,) (Entered: 05/24/2004)
06/14/2004	78	ORDER: in response to plaintiffs' request for the names and home addresses of all members of the class as certified in the Court's Order entered 5/21/04, defendant NYCCOC shall produce to the non-privileged information and/or documents responsive to such request, where the sole basis for objecting to, or denying production of, such information and/or documents would otherwise be the protections, limitations and/or requirements of the PPPL as further set forth in said Order. (Signed by Judge Constance Baker Motley on 6/9/04) (db,) (Entered: 06/16/2004)
06/15/2004	77	SCHEDULING ORDER: Pursuant to Rule 16 conference held on 6/15/2004: Depositions to be taken during the period of 9/15/2004 through 12/15/2004. All document Discovery due by 9/15/2004. The case is hereby referred to Magistrate Judge Peck for supervision of discovery. The parties are directed to contact Judge Peck for the purposes of scheduling a status conference and for assistance with the discovery dispute outlined in the parties letter to the Court, as well as for the purpose of finalizing a class notice. (Signed by Judge Constance Baker Motley on 6/15/2004) (jsa,) (Entered: 06/16/2004)
06/15/2004		CASE REFERRED to Magistrate Judge for Supervision of discovery. Referred to Magistrate Judge Andrew J. Peck. (jsa,) (Entered: 06/16/2004)
06/18/2004	79	ORDER, that a discovery conference is scheduled for 6/25/04, at 10:00 a.m. before the undersigned in Courtroom 20D (500 Pearl Street). (Signed by Judge Andrew J. Peck on 6/17/04) Copies Faxed By Chambers.(tp,) (Entered: 06/21/2004)
06/18/2004		Set/Reset Hearings: Discovery Hearing set for 6/25/2004 at 10:00 AM before Magistrate Judge Andrew J. Peck. (tp,) (Entered: 06/21/2004)
06/25/2004		Minute Entry for proceedings held before Judge Andrew J. Peck : Discovery Conference held on 6/25/2004. Status conference scheduled for 7/22/04 at 10:00 a.m. (db,) (Entered: 06/28/2004)
06/25/2004		Set/Reset Hearings: Status Conference set for 7/22/2004 10:00 AM before Magistrate Judge Andrew J. Peck. (db,) (Entered: 06/28/2004)
07/06/2004	80	ORDER On June 25, 2004, a proposed class notice for use in the above- entitled matter was forwarded to this Court for final approval. Th proposed class notice having been approved by all parties and Chief Magistrate Judge Peck, and having been reviewed by this Court, final approval is hereby granted. (Signed by Judge Constance Baker Motley on 6/30/2004) (jsa,) (Entered: 07/07/2004)
07/13/2004	81	TRANSCRIPT of proceedings held on 6/25/04 before Judge Andrew J. Peck.(dg,) (Entered: 07/13/2004)

07/22/2004		Minute Entry for proceedings held before Judge Andrew J. Peck : Discovery Hearing held on 7/22/2004. Next status conf. scheduled for 9/1 at 9:30 a.m. (jco,) (Entered: 07/26/2004)
07/23/2004	82	LETTER addressed to Richard Levin, Esq. from Douglas J. Hoffman dated 7/22/04; re: Plaintiffs' Preliminary List of Class Members to be called as witnesses. Document filed by David Cokely.(sac,) (Entered: 07/26/2004)
08/06/2004	83	TRANSCRIPT of proceedings held on 7/22/04 before Judge Andrew J. Peck.(pa,) (Entered: 08/06/2004)
09/01/2004		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 9/1/2004. Status Conference set for 10/8/2004 at 9:30 AM before Magistrate Judge Andrew J. Peck. (sac,) (Entered: 09/07/2004)
09/14/2004	84	TRANSCRIPT of proceedings held on 9/1/04 before Judge Andrew J. Peck.(dfe,) (Entered: 09/14/2004)
09/14/2004	85	TRANSCRIPT of proceedings held on 9/1/2004 before Judge Andrew J. Peck.(jp,) (Entered: 09/14/2004)
10/07/2004	86	AFFIDAVIT of Neil Fraserre: mailing of notice of pending class action lawsuit. (nite dep. box 9:44pm). Document filed by Plinio Acevedo, Kevin Aguilar, Hugo Albuja, Jose Alcantara, David Allbritton, Basil Allen, Dasul Andrews, Juan Arce, Swafiya Armistead, Miguel Asencio, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Dina Boakye, Joe Brown, Johnny Brown, Nolton Brown, Jorge Cabrera, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Anthony Dawson, Alvin Dixon, Gail Duarte, Elisa Fernandez, Canute Fraser, Silvio Garcia, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Leslie Hawkins, Carmen Henao, Waymond Howard, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Esperanza Laracuente, Celeste Lee, Esdras Madera, Jose Marte, Paillere Max, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Millicent Miller, Yolanda Monge, Michelle Moore, Danny Morales, Eddison Moreira, Jacob Ofori-Atta, Mario Orellana, Jose Perez, Natasha Perez, Darlene Perowue, Daniel Perrella, Afiah Pomaa, Andre Robertson, Esther Sanchez, Marjorie Seide, Kerrielyne Spicer, Julio Teran, Ulric Todman, Leonel Toro, Angelo Valentin, Evangelinne Valentin, Keith Vann, Francia Vargas, Harold Vazquez, Ramon Vigo, Ronald White, Harold Wright, Jose del Pino. (pa,) (Entered: 10/14/2004)
10/08/2004		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 10/8/2004. Status Conference set for 11/23/2004 at 10:00 AM before Magistrate Judge Andrew J. Peck. (pa,) (Entered: 10/19/2004)
10/21/2004	87	TRANSCRIPT of proceedings held on 10/08/04 before Judge Andrew J. Peck.(Simpson, Evon) (Entered: 10/21/2004)
10/28/2004	88	ENDORSED LETTER addressed to Magistrate Judge Andrew J. Peck from Fredric Leffler dated 10/25/04 re: counsel for dft New York Convention Center Operating Corporation request the court's intervention in establishing a concrete schedule of depositions through 12/1/04. The deposition schedule on page 3 of this letter is approved and so ordered. Counsel can adjourn depo. dates by written stipulation withut need for court order, but absent such stipulation, the scheudule must be adhered to. (Signed by Judge Andrew J. Peck on 10/28/04) (dle,) Copies faxed by chambers. Modified on 11/1/2004 (dle,). (Entered: 11/01/2004)
11/23/2004		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 11/23/2004. Discovery due by 2/28/2005. Expert disc. cutoff 5/30/05. Next status Conference set for 1/21/2005 at 09:30 AM before Magistrate Judge Andrew J. Peck. (kw,) (Entered: 11/29/2004)
12/01/2004	89	TRANSCRIPT of proceedings held on 11/23/04 before Judge Andrew J. Peck.(mo,) (Entered: 12/01/2004)
01/21/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 1/21/2005. Fact disc. cutoff 4/8. Next status conf. scheduled for 2/28 at 10:30 a.m. (rw,) (Entered: 03/21/2005)

02/02/2005	91	ENDORSED LETTER addressed to Magistrate Judge Andrew J. Peck from Richard A. Levin dated 1/27/2005 re: deposition schedule is approved. (Signed by Judge Andrew J. Peck on 2/1/2005) (jsa,) (Entered: 02/07/2005)
02/05/2005	90	TRANSCRIPT of proceedings held on 1/21/05 before Judge Andrew J. Peck. (kj,) (Entered: 02/05/2005)
02/28/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 2/28/2005. Discovery cutoff (fact & expert) 6/30/05. Next status conference set for 4/7/05 at 10:00 a.m. (db,) (Entered: 03/03/2005)
03/10/2005	92	ORDER that the Court approves the defts' draft letter (Ex.1 to Mr. Leffler's 3/4/05 letter), with the listed changes, as further set forth in this document. The Court denies plntfs' request that defts be ordered to send a letter to the Caucasian employees. (Signed by Judge Andrew J. Peck on 3/4/05) copies sent by chambers(cd,) (Entered: 03/14/2005)
03/24/2005	93	TRANSCRIPT of proceedings held on 02/28/05 before Judge Andrew J. Peck. (es,) (Entered: 03/24/2005)
03/30/2005	94	ENDORSED LETTER addressed to Magistrate Judge Andrew J. Peck from Richard A. Levin dated 3/29/05 re: the deposition of Mr. Cokely will continue on 4/1/05. Whether it will continue for a third day need not be decided at this time. However, based on the examples given in this letter from the first day of the deposition, either Mr. Cokely is rather dense or was being a difficult witness. Let's try on both sides to finish on 4/1/05 if at possible. (Signed by Judge Andrew J. Peck on 3/29/05) Copies Faxed by Chambers.(db,) (Entered: 04/05/2005)
04/07/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 4/7/2005. See transcript for minor discovery rulings. (cd,) (Entered: 04/14/2005)
04/07/2005		Set/Reset Scheduling Order Deadlines: Status Conference set for 4/29/2005 11:00 AM before Magistrate Judge Andrew J. Peck. (cd,) (Entered: 04/14/2005)
04/14/2005	95	ENDORSED LETTER addressed to Judge Motley from Fredric C. Leffler dated 4/11/05 re: parties agreement on a stand-still of depositions and request for an extension of the discovery period. Stay of depos through 4/28 approved, and depo cutoff extended from 5/30 to 6/17. Any further extensions can be discussed at the 4/29 conf (Signed by Judge Andrew J. Peck on 4/11/05) Copies faxed by Chambers.(yv,) (Entered: 04/18/2005)
04/25/2005	98	ENDORSED LETTER addressed to Magistrate Judge Andrew J. Peck from Anthony J. DiOrio dated 4/22/05 re: requesting the Court's intervention in the issuance of the subpoena, and the responses due, pursuant to FRCP 45(c)(1). Objections to the document categories are due 5/9/05. Response to the subpoena due 5/23/05. Plaintiff will pay copying costs but GES has to bear its own search costs. The parties should work out, or attempt to, any issues as to particular requests. (Signed by Judge Constance Baker Motley on 4/22/05) Copies Faxed By Chambers.(kw,) (Entered: 04/28/2005)
04/26/2005	96	TRANSCRIPT of proceedings held on 4/7/05 before Judge Andrew J. Peck. (mo,) (Entered: 04/26/2005)
04/26/2005	97	ORDER The court in is receipt of letters from plaintiffs and defendants regarding this court's availability for trial. Plaintiffs request that this court set a final schedule fir the conclusion of discovery,pre-trial motions, and trial. Plaintiff further requests that this case be set down for trial in the fall. Defendants request that the court hold off on setting a trial schedule until after the close of discovery and resolution or pre-trial motions. Defendants further request an extension of the discovery deadline. Both parties request that the court provide an approximation of when the court's schedule might permit a trial. The court hereby orders that the deadline for discovery is extended to 6/30/2005, and that the trial will commence on September 30, 2005 at 11:00am. (Signed by Judge Constance Baker Motley on 4/25/2005) (jsa,) (Entered: 04/27/2005)
04/26/2005		Set Deadlines/Hearings: Discovery due by 6/30/2005. Jury Trial set for 9/30/2004 11:00 AM before Judge Constance Baker Motley. (jsa,) (Entered: 04/27/2005)

04/29/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 4/29/2005. Next status conference set for 5/16/05 at 2:00 p.m. (db,) (Entered: 05/04/2005)
05/03/2005	99	MOTION for John B. Rediker to Appear Pro Hac Vice. Document filed by Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Kevin Aguilar, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, David Allbritton, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Basil Allen, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Dasul Andrews, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Juan Arce, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuenta, Celeste Lee, Swafiya Armistead, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Kevin Attong, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Poomaa, Esther Sanchez, Kerrielyne Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Charles Ballard, Ramon Vigo, Ronald White, Clara Ballard. (db,) (Entered: 05/04/2005)
05/12/2005	100	MOTION for John B. Rediker to Appear Pro Hac Vice. Annexed affidavit of John B. Rediker. Document filed by David Cokely et al. (kw,) (Entered: 05/16/2005)
05/16/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 5/16/2005. Status conf. held 5/16/05. AJP Rules re subpoena to Freeman Decorating – see transcript – docs to be produced by 5/23/05. Disc. cutoff (fact & expert) 7/15/05. Next status conf. scheduled for 6/1/05 at 2:00 p.m. (dle,) (Entered: 05/18/2005)
05/17/2005	101	ORDER granting 99 Motion for John B. Rediker to Appear Pro Hac Vice, granting 100 Motion for John B. Rediker to Appear Pro Hac Vice . (Signed by Judge Constance Baker Motley on 5/16/2005) (jsa,) (Entered: 05/17/2005)
05/26/2005	102	TRANSCRIPT of proceedings held on 05/16/05 before Judge Andrew J. Peck. (es,) (Entered: 05/26/2005)
06/01/2005		Minute Entry for proceedings held before Judge Andrew J. Peck: Status Conference held on 6/1/2005. Next status conf. scheduled for 6/2 at 9:30 a.m. (djc,) Modified on 6/3/2005 (djc,). (Entered: 06/03/2005)
06/07/2005	103	TRANSCRIPT of proceedings held on 05/16/05 before Judge Andrew J. Peck. (es,) (Entered: 06/07/2005)
06/20/2005	104	ORDER: Discovery due by 7/29/2005. Motions due by 8/5/2005. Replies due by 8/26/2005. Responses due by 8/19/2005 Status Conference set for 7/26/2005 at 9:30 AM before Magistrate Judge Andrew J. Peck. See Document for further Scheduling Deadlines. (Signed by Judge Andrew J. Peck on 6/20/05) (sac,) (Entered: 06/22/2005)
06/20/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 6/20/2005. Disc. cutoff (fact & expert) 7/29 (expert reports 7/6 pltf, 7/18 def.). SJ motions 8/5, pltf. opp. 8/19, def. reply 8/26. Class settlement papers due 8/5. Next status conf. scheduled for 7/26 at 9:30 AM. (kw,) (Entered: 06/23/2005)
06/27/2005	105	TRANSCRIPT of proceedings held on 6/20/2005 @9:45am before Judge Andrew J. Peck. (lb,) (Entered: 06/27/2005)
06/30/2005	106	NOTICE OF CASE REASSIGNMENT to Judge Deborah A. Batts. Judge Constance Baker Motley no longer assigned to the case. (jeh,) (Entered: 07/06/2005)
06/30/2005		Mailed notice to the attorney(s) of record. (jeh,) (Entered: 07/06/2005)
07/25/2005	107	ENDORSED LETTER addressed to Judge Batts from Ivan Rubin dated 7/18/05: denying request for a new scheduling order. (Signed by Judge Deborah A. Batts on 7/22/05) (cd,) (Entered: 07/28/2005)

07/26/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 7/26/2005. (pl,) (Entered: 08/03/2005)
08/02/2005	108	ENDORSED LETTER addressed to Chief Magistrate Judge Andrew J. Peck from Fredric C. Leffler dated 7/29/2005 re: Extension of time for the submission of a stipulation of settlement is approved until 9/23/2005. No further extensions are likely to be granted. Copies faxed to counsel by chambers. (Signed by Judge Andrew J. Peck on 7/29/2005) (jsa,) (Entered: 08/03/2005)
08/08/2005	109	TRANSCRIPT of proceedings held on July 26, 2005 before Judge Andrew J. Peck. (Cardona, Gilbert) (Entered: 08/08/2005)
09/08/2005	110	ENDORSED LETTER addressed to Judge Andrew J. Peck from Beth A. Kaswan dated 9/7/05 re: Counsel for plaintiffs write to respond to the 8/30/05 letter of Ivan B. Rubin. Based on the discussion at the 7/26/05 conference quoted on p.4, the Court denied defendants' request to strike the 8/23/05 affidavit of Dr. Schneider. Because the only appropriate Rule 37 sanction on defense counsel would be the cost of plaintiff preparing the 9/7 letter, in the scope of discovery in this case, and since defense counsel is a public agency, the Court declines to entertain the request for sanctions. (Signed by Judge Andrew J. Peck on 9/8/05) (jco,) (Entered: 09/09/2005)
09/13/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 9/13/2005; next status conf. scheduled for 9/16/05 at 2pm. (jma,) (Entered: 09/22/2005)
09/16/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 9/16/2005. Next status conf. scheduled for 10/6 at 2:30 p.m. (jco,) (Entered: 09/21/2005)
09/21/2005	111	TRANSCRIPT of proceedings held on 9/13/05 before Judge Andrew J. Peck. (jno,) (Entered: 09/21/2005)
09/21/2005	112	TRANSCRIPT of proceedings held on 9/2/05 before Judge Jed S. Rakoff. (jno,) (Entered: 09/21/2005)
09/30/2005	113	TRANSCRIPT of proceedings held on 9/16/2005 before Judge Andrew J. Peck. (jar,) (Entered: 09/30/2005)
10/06/2005	114	ENDORSED LETTER addressed to Judge Deborah A. Batts from Ivan B. Rubin dated 7/26/2005 re: to arrange a pre-motion conference.ENDORSEMENT:Granted. (Signed by Judge Deborah A. Batts on 8/25/2005) (jmi,) (Entered: 10/07/2005)
10/06/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 10/6/2005;next stat conf set for 10/18 at 11:30 am. (cd,) (Entered: 10/11/2005)
10/13/2005	115	SCHEDULING ORDER: Court recommends \$750,000.00 from the AG's office and suggests The Javits Center consider making an additional \$250,000.00 contribution for a global settlement of this case. Otherwise, the conference on 11/4/05 shall set a schedule to move this case foward. Pretrial Conference set for 11/4/2005 11:30 AM before Judge Deborah A. Batts. (Signed by Judge Deborah A. Batts on 10/7/05) (js,) (Entered: 10/14/2005)
10/18/2005	116	TRANSCRIPT of proceedings held on 10/6/2005 before Judge Andrew J. Peck. (jar,) (Entered: 10/18/2005)
10/18/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 10/18/2005; next stat conf set for 11/4 at 12:30 pm. (cd,) (Entered: 10/19/2005)
10/28/2005	117	TRANSCRIPT of proceedings held on 10/18/05 before Judge Andrew J. Peck. (es,) (Entered: 10/28/2005)
11/03/2005	118	ORDER: The 11/4/2005 conference before Magistrate Peck is adjourned sine die. The parties shall provide a written Status Report by fax on 11/10/2005, and every week thereafter, on the settlement negotiations. The Court prefers joint reports but will accept separate reports if necessary. (Signed by Magistrate Judge Andrew J. Peck on 11/3/2005) Copies Faxed By Chambers.(lb,) (Entered: 11/04/2005)

11/14/2005	119	LETTER addressed to Magistrate Judge Andrew J. Peck from Beth Kaswan dated 11/14/05 re: status of settlement negotiations. Document filed by Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Kevin Aguilar, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, David Allbritton, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Basil Allen, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Dasul Andrews, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Juan Arce, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuente, Celeste Lee, Swafiya Armistead, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Kevin Attong, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Pomaa, Esther Sanchez, Kerrielyne Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Charles Ballard, Ramon Vigo, Ronald White, Clara Ballard.(db,) (Entered: 11/15/2005)
11/18/2005	120	ORDER that the conf set for 11/18 is adjourned to 2/3/06 at 11:00 am. The parties are to file any settlement papers and dismissal notices prior to 2/3/06. Otherwise, the Court shall set a schedule to move this case forward at the 2/3/06 conf. (Signed by Judge Deborah A. Batts on 11/16/05) (cd,) (Entered: 11/21/2005)
11/21/2005	121	ORDER SCHEDULING STATUS CONFERENCE: Status Conference set for 11/30/2005 11:00 AM before Magistrate Judge Andrew J. Peck. iN cOURTROOM 20D (Signed by Judge Andrew J. Peck on 11/18/05) (js,) (Entered: 11/22/2005)
11/23/2005	122	ENDORSED LETTER addressed to Mg. Judge Peck from Fredric C. Lefler dated 11/22/05 re: the status conf. is "adjourned" from 11/30 to 11/28 at 10 a.m. In light of counsel's statements about the Union, the Court suggests that counsel invite the Union to attend the 11/28 convernece as an "observer.". (Signed by Judge Andrew J. Peck on 11/23/05); copies faxed by Chambers. (djc,) (Entered: 11/28/2005)
11/28/2005		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 11/28/2005. (cd,) (Entered: 12/02/2005)
12/09/2005	123	TRANSCRIPT of proceedings held on 11/28/05 before Judge Andrew J. Peck. (dg,) (Entered: 12/09/2005)
01/09/2006		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 1/9/2006; next status conf set for 2/3 at 11:30 am (after DAB conf). (cd,) (Entered: 01/10/2006)
01/10/2006	124	STIPULATION AND ORDER: 1. The parties consent to the joinder of Local 807, International Brotherhood of Teamsters as a party defendant to this lawsuit for relief purposes; 2. The parties consent to the service by plaintiffs of the attached second amended class action complaint, which is deemed served on Local 807 as of the date of full execution of this stipulation; 3. The parties consent to the amendment of the caption in this action as follows: David Cokely, Natasha Perez, Sean Hannah, Julio Teran, individually and as class representatives on behalf of all others similarly situated, and Dennis Crowley, Robert Iadarola and Daniel Perrella, individually, against The New York Convention Center Operating Corporation d/b/a Jacob K. Javits Convention Center of New York, Richard Powers, Gerald McQueen and Alexander Tomaczuk and Local 807, International Brotherhood of Teamsters. (Signed by Magistrate Judge Andrew J. Peck on 1/9/2006) Copies Faxed By Chambers.(lb,) (Entered: 01/11/2006)
01/23/2006	125	TRANSCRIPT of proceedings held on 1/9/2006 @ 9:30 AM before Judge Andrew J. Peck. (kco,) (Entered: 01/23/2006)
02/02/2006	126	RULE 7.1 DISCLOSURE STATEMENT. Document filed by Local 807, International Brotherhood of Teamsters.(jco,) (Entered: 02/02/2006)
02/02/2006	127	ANSWER to Amended Complaint. Document filed by Local 807, International Brotherhood of Teamsters. Related document: 38 Amended Complaint filed by Renee Hughes, Jose Marte, Joe Brown,, Robert Iadarola,, Jose Perez, Juan Arce,, Jose

		Alcantara, Kevin Aguilar, David Allbritton,, Basil Allen, Dasul Andrews, Swafiya Armistead, Kevin Attong, Charles Ballard, Clara Ballard, Norman Bartley, Linford Blake, Nolton Brown,, James Carty,, Kofi Cash, Jean Cedat, Isalyn Christian, Marion Coleman,, Dennis Crowley, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant,, Sean Hannah,, Barry Harbison,, Edward Hargrove,, Arnold Harris,, Waymond Howard,, Arvilla Insley,, Fritz James,, Barrington Kelly,, Marcus Knights,, Frank Kusi,, Paillere Max,, Millicent Miller,, Danny Morales,, Jacob Ofori-Atta,, Natasha Perez,, Darlene Perowue,, Daniel Perrella,, Andre Robertson,, Marjorie Seide,, Ulric Todman,, Evangelinne Valentin,, Keith Vann,, Harold Vazquez,, Harold Wright,, David Cokely,, Plinio Acevedo,, Hugo Albuja,, Miguel Asencio,, Dina Boakye,, Johnny Brown,, Jorge Cabrera,, Jose del Pino,, Gail Duarte,, Elisa Fernandez,, Silvio Garcia,, Leslie Hawkins,, Carmen Henao,, Esperanza Laracuenta,, Celeste Lee,, Esdras Madera,, Daniel Mendez,, Elisa Mendez,, Mariana Mendoza,, Mario Mero,, Nubia Mero,, Mariana Mestanza,, Yolanda Monge,, Michelle Moore,, Eddison Moreira,, Mario Orellana,, Afiah Pomaa,, Esther Sanchez,, Kerrielyne Spicer,, Julio Teran,, Leonel Toro,, Angelo Valentin,, Francia Vargas,, Ramon Vigo,, Ronald White,,(jco,) (Entered: 02/02/2006)
02/03/2006		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 2/3/2006; disc cutoff 4/28 (fact & expert). Next status conf. 2/34 at 9:30 am. (cd,) (Entered: 02/08/2006)
02/07/2006	128	ORDER; All discovery is to be completed by 4/28/2006. The next status conference is set for 2/24/2006 at 9:30 AM before Magistrate Judge Andrew J. Peck. (Signed by Judge Andrew J. Peck on 2/3/06) (kco,) (Entered: 02/08/2006)
02/24/2006		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 2/24/2006; next stat cnf set for 3/10 at 11 am. (cd,) (Entered: 03/01/2006)
03/01/2006	129	TRANSCRIPT of proceedings held on 2/3/06 before Judge Andrew J. Peck. (jbe,) (Entered: 03/01/2006)
03/06/2006	130	TRANSCRIPT of proceedings held on 2/24/06 before Judge Andrew J. Peck. (jbe,) (Entered: 03/06/2006)
03/10/2006		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 3/10/2006. Status Conference set for 3/31/2006 at 10:00 AM before Magistrate Judge Andrew J. Peck. (sac,) (Entered: 03/14/2006)
03/20/2006	131	TRANSCRIPT of proceedings held on 3/10/06 before Judge Andrew J. Peck. (mo,) (Entered: 03/20/2006)
03/31/2006		Minute Entry for proceedings held before Judge Andrew J. Peck : Status Conference held on 3/31/2006. Proposed class settlement notice papers due by 4/17. (sac,) (Entered: 04/04/2006)
04/17/2006	132	TRANSCRIPT of proceedings held on 3/31/06 before Judge Andrew J. Peck. (ja,) (Entered: 04/17/2006)
04/20/2006	133	TRANSCRIPT of proceedings held on 3/31/2006 before Judge Andrew J. Peck. (jar,) (Entered: 04/20/2006)
04/24/2006		CASE NO LONGER REFERRED to Magistrate Judge Andrew J. Peck. Reason: Return to District Judge. (rag,) (Entered: 04/25/2006)
05/25/2006	134	PRELIMINARY ORDER FOR NOTICE AND HEARING IN CONNECTION WITH SETTLEMENT PROCEEDINGS; pursuant to Rules 23(a) and (b)(2) of the F.R.C.P., and for the purpose of the settlement oonly, the action is hereby preliminarily certified as a class action as stated in this order. Fairness hearing is scheduled to be held before the Court on 8/9/2006 at 4:00 p.m. (Signed by Judge Deborah A. Batts on 5/24/06) (kco,) (Entered: 05/25/2006)
06/09/2006	135	ORDER that the action is preliminarily certified as a class action on behalf of all Black and Hispanic persons who are, or have been, employed as freight handlers, show carpenters or part time housekeepers at the NYCCOC from 7/1/95 through the preliminary approval date of the consent decree; the settlement agreement is preliminarily approved and a hearing purs. to Rule 23(c) of the FRCP is hereby scheduled to be held before the court on 8/15/06 at 4:00 p.m. for the purposes as

		further set forth in this order. (dle,) (Entered: 06/09/2006)
06/28/2006	136	NOTICE OF APPEARANCE by John A. Sarcone, III on behalf of Michael Perri (djc,) (Entered: 06/30/2006)
07/05/2006	137	NOTICE OF APPEARANCE by John A. Sarcone, III on behalf of Michael Perri (dle,) (Entered: 07/07/2006)
08/08/2006	138	ENDORSED LETTER addressed to Judge Batts from Fredric C. Leffler dated 7/26/06 re: counsel to NY Convention Center requests permission to submit an enlarged Memorandum of Law in Support of the Proposed Consent Decree of up to forty-five pages. Granted.. (Signed by Judge Deborah A. Batts on 8/2/06) (djc,) (Entered: 08/09/2006)
08/10/2006	139	AFFIDAVIT of Christopher Erath in Support of the Defendant, New York Convention Center Operating Corporation's Memorandum of Law seeking final approval of the proposed Consent Decree. Document filed by New York Convention Center Operating Corporation. (jmi,) (Entered: 08/11/2006)
08/10/2006	140	DECLARATION of Fredric C. Leffler, Esq. in Support of the Defendant NYCCO'S Memorandum of Law in support of the the Fairness of the Proposed Consent Decree. Document filed by New York Convention Center Operating Corporation. (jmi,) (Entered: 08/11/2006)
08/10/2006	141	MEMORANDUM OF LAW in Support of the Fairness of the Proposed Consent Decree. Document filed by New York Convention Center Operating Corporation. (jmi,) (Entered: 08/11/2006)
08/10/2006	142	MEMORANDUM OF LAW in Support of Plaintiffs' Application for Final Approval of the Class Action Settlement. Document filed by Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Kevin Aguilar, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, David Allbritton, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Basil Allen, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Dasul Andrews, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Local 807, International Brotherhood of Teamsters, Michael Perri, Dina Boakye, Joe Brown, Juan Arce, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuenta, Celeste Lee, Swafiya Armistead, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Kevin Attong, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Pomaa, Esther Sanchez, Kerrielynn Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Charles Ballard, Ramon Vigo, Ronald White, Clara Ballard. (jmi,) (Entered: 08/14/2006)
08/10/2006	143	MEMORANDUM OF LAW in Support Plaintiffs' Counsel's Application for an award of Attorneys' fees and Reimbursement of Expenses. Document filed by Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Kevin Aguilar, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, David Allbritton, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Basil Allen, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Dasul Andrews, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Juan Arce, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuenta, Celeste Lee, Swafiya Armistead, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Kevin Attong, Eddison Moreira, Mario Orellana, Jose Perez, Afiah Pomaa, Esther Sanchez, Kerrielynn Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Charles Ballard, Ramon Vigo, Ronald

		White, Clara Ballard. (jmi,) (Entered: 08/14/2006)
08/10/2006	144	DECLARATION of Jeffrey K. Brown in Support of joint Petition for Attorneys' fees and disbursements Filed on Behalf of Leeds Morelli & Brown, P.C. Document filed by Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Kevin Aguilar, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, David Allbritton, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Basil Allen, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Dasul Andrews, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Juan Arce, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuente, Celeste Lee, Swafiya Armistead, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Kevin Attong, Eddison Moreira, Mario Orellana, Jose Perez, Afiyah Pomaa, Esther Sanchez, Kerrielynn Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Charles Ballard, Ramon Vigo, Ronald White, Clara Ballard. (jmi,) (Entered: 08/14/2006)
08/10/2006	145	DECLARATION of Barry A. Weprin in Support of joint Petition for Attorneys' fees and disbursements Filed on Behalf of Milberg Weiss Bershad & Schulman LLP. Document filed by Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Kevin Aguilar, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, David Allbritton, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Barrington Kelly, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Basil Allen, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Dasul Andrews, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Juan Arce, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuente, Celeste Lee, Swafiya Armistead, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Kevin Attong, Eddison Moreira, Mario Orellana, Jose Perez, Afiyah Pomaa, Esther Sanchez, Kerrielynn Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Charles Ballard, Ramon Vigo, Ronald White, Clara Ballard. (jmi,) (Entered: 08/14/2006)
08/10/2006	146	DECLARATION of Beth A. Kaswan in Support of Plaintiffs' Application for Final Approval of The Class Actiin Settlement. Document filed by Norman Bartley, Linford Blake, Nolton Brown, James Carty, Kofi Cash, Jean Cedat, Isalyn Christian, David Cokely, Marion Coleman, Dennis Crowley, Kevin Aguilar, Anthony Dawson, Alvin Dixon, Canute Fraser, Doreen Gay, Juanita Grant, Sean Hannah, Barry Harbison, Edward Hargrove, Arnold Harris, Waymond Howard, David Allbritton, Renee Hughes, Robert Iadarola, Arvilla Insley, Fritz James, Marcus Knights, Frank Kusi, Paillere Max, Millicent Miller, Danny Morales, Basil Allen, Jacob Ofori-Atta, Natasha Perez, Darlene Perowue, Daniel Perrella, Andre Robertson, Marjorie Seide, Ulric Todman, Evangelinne Valentin, Keith Vann, Harold Vazquez, Dasul Andrews, Harold Wright, Plinio Acevedo, Hugo Albuja, Jose Alcantara, Miguel Asencio, Dina Boakye, Joe Brown, Juan Arce, Johnny Brown, Jorge Cabrera, Jose del Pino, Gail Duarte, Elisa Fernandez, Silvio Garcia, Leslie Hawkins, Carmen Henao, Esperanza Laracuente, Celeste Lee, Swafiya Armistead, Esdras Madera, Jose Marte, Daniel Mendez, Elisa Mendez, Mariana Mendoza, Mario Mero, Nubia Mero, Mariana Mestanza, Yolanda Monge, Michelle Moore, Kevin Attong, Eddison Moreira, Mario Orellana, Jose Perez, Afiyah Pomaa, Esther Sanchez, Kerrielynn Spicer, Julio Teran, Leonel Toro, Angelo Valentin, Francia Vargas, Charles Ballard, Ramon Vigo, Ronald White, Clara Ballard. (jmi,) (Entered: 08/14/2006)

08/14/2006	147	DECLARATION of Neil Fraser in response to Hearing Request. Document filed by Kevin Aguilar et al. (cd,) (Entered: 08/15/2006)
08/15/2006	154	TRANSCRIPT of proceedings held on 8/15/06 @ 4:15 p.m. before Judge Deborah A. Batts. (jco,) (Entered: 08/25/2006)
08/21/2006	148	CONSENT JUDGMENT AND DECREE settling action. (Signed by Judge Deborah A. Batts on 8/15/06) (ml,) (Entered: 08/21/2006)
08/21/2006	149	AMENDMENT TO STIPULATION OF SETTLEMENT DATED 4/17/06. So Ordered. (Signed by Judge Deborah A. Batts on 8/15/06) (jco,) (Entered: 08/22/2006)
08/21/2006	150	ORDER GRANTING CERTIFICATION OF A SETTLEMENT CALL, FINAL APPROVAL OF THE CONSENT DECREE AND FINAL JUDGMENT (Signed by Judge Deborah A. Batts on 8/15/06) (jco,) (Entered: 08/22/2006)
08/21/2006	151	STIPULATION OF SETTLEMENT; that this Stipulation sets forth the full and final terms by all parties to settle and resolve all claims that were or could have been asserted in the Litigation against NYCCOC. (Signed by Judge Deborah A. Batts on 8/15/06) (pl,) (Entered: 08/22/2006)
08/21/2006	152	Objectors' REPLY MEMORANDUM OF LAW; (djc,) (Entered: 08/23/2006)
08/21/2006	153	DECLARATION of John A. Sarcone, III in Response to Plaintiffs' Application for Final Approval of the Class Action Settlement. (djc,) (Entered: 08/23/2006)
09/28/2006	155	MOTION to Withdraw the appearance of Beth A. Kaswan, one of the counsel of record for plaintiffs, as she has separated from the law firm of Milberg Weiss Bershad & Schulman LLP. Document filed by David Cokely, Sean Hannah, Natasha Perez, Julio Teran. (jar,) (Entered: 10/02/2006)
10/18/2006		MEMO ENDORSEMENT on re: 155 MOTION to Withdraw filed by Sean Hannah, Natasha Perez, David Cokely, Julio Teran> ENDORSEMENT: Granted. So Ordered. (Signed by Judge Deborah A. Batts on 10/4/2006) (lb,) (Entered: 10/18/2006)
12/08/2008	<u>156</u>	ORDER APPROVING APPOINTMENT OF JUDICIAL OFFICER REVIEW CERTAIN COMPENSATORY DAMAGES CLAIMS AND DIRECTING THE DISTRIBUTION OF RESIDUAL SETTLEMENT FUNDS AS BACK PAY: Pursuant to Section XIX.L.4.d. of the Consent Decree, the Monitor, Zachary Carter, Esq. is appointed as the Judicial Officer designated to review claimant appeals from the Claims Administrator's determination, on a abuse of discretion standard. After the Judicial Officer has reviewed all of the appealed claims, he shall direct the Claims Administrator to make monetary distributions, if necessary, to those claimants from the compensatory damages fund. (Signed by Judge Deborah A. Batts on 12/8/2008) (jpo) (Entered: 12/09/2008)
12/27/2012	157	Letter addressed to Judge Deborah A. Batts from Zachary W. Carter dated 12/10/12 re: Counsel writes to provide the Court with the Final Monitor's Report (attached hereto). ***Accepted for filing by Chambers as a docket and file. (mro) (Entered: 12/27/2012)
01/03/2013	158	FINAL MONITOR'S REPORT PURSUANT TO CONSENT DECREE. (Received for docketing on 1/7/2013.) (mro) (Entered: 01/07/2013)