

U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:15-cv-06885-LTS-SLC

Raymond et al v. The City of New York et al
Assigned to: Judge Laura Taylor Swain
Referred to: Magistrate Judge Sarah L Cave
Demand: \$20,000
Cause: 42:1983 Civil Rights (Employment Discrimination)

Date Filed: 08/31/2015
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Edreweene Raymond
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
Law Office of John A. Scola, PLLC
120 Macdougall Street
New York, NY 10012
(212)-537-0598
Fax: (800)-516-5929
Email: jscola@johnscolalaw.com
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
Nwokoro & Associates, P.C.
30 Broad Street, Suite 1424
New York, NY 10004
(212)-785-1060
Fax: (212)-785-1066
Email: emekanwokoro101@yahoo.com
ATTORNEY TO BE NOTICED

Plaintiff

Adhyl Polanco
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Pedro Serrano
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Sandy Gonzalez
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Ritchie Baez
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Julio Diaz
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Felicia Whitely
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Roman Goris
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Derick Waller
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Kareem Abdullah
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Olayokun Olagoke
*individually, and on behalf of a class of
all others similarly situated*

represented by **John Andrew Scola , Jr**
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

represented by

Widmarc Pierre
*individually, and on behalf of a class of
all others similarly situated*

John Andrew Scola , Jr
(See above for address)
ATTORNEY TO BE NOTICED

Chukwuemeka Nwokoro
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

New York City Police Department
TERMINATED: 12/11/2015

represented by **Kathleen Marie Comfrey**
NYC Law Department, Office of the
Corporation Counsel (NYC)
100 Church Street
New York, NY 10007
212-848-4178
Fax: 646-848-4178
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Yuval Rubinstein
New York City Law Department
100 Church Street
New York, NY 10007
(212)-788-8682
Fax: (212)-341-3934
Email: yruubinst@law.nyc.gov
ATTORNEY TO BE NOTICED

Defendant

City of New York

represented by **Kathleen Marie Comfrey**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Yuval Rubinstein
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**Mayor of the City of New York Bill
deBlasio**
in his individual and official capacity

represented by **Kathleen Marie Comfrey**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Yuval Rubinstein
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**Police Commissioner William J.
Bratton**
in his individual and official capacity

represented by **Kathleen Marie Comfrey**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Yuval Rubinstein
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

NYPD Chief of Department James P. O'Neill
in his individual and official capacity

represented by **Kathleen Marie Comfrey**
(See above for address)
ATTORNEY TO BE NOTICED

Yuval Rubinstein
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Bureau Chief NYPD Commanding Officer of Patrol Services Carlos M Gomez
in his individual and official capacity

represented by **Kathleen Marie Comfrey**
(See above for address)
ATTORNEY TO BE NOTICED

Yuval Rubinstein
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Christopher McCormack

represented by **Yuval Rubinstein**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Constantin Tsachas

represented by **Yuval Rubinstein**
(See above for address)
ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|----------|---|
| 08/31/2015 | <u>1</u> | COMPLAINT against The City of New Yorkk. (Filing Fee \$ 400.00, Receipt Number 0208-11337645)Document filed by Edreweene Raymond.(Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 08/31/2015 | <u>2</u> | CIVIL COVER SHEET filed. (Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 08/31/2015 | <u>3</u> | REQUEST FOR ISSUANCE OF SUMMONS as to The City of New York, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 08/31/2015 | <u>4</u> | REQUEST FOR ISSUANCE OF SUMMONS as to The New York City Police Department, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 08/31/2015 | <u>5</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Bill De Blasio, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 08/31/2015 | <u>6</u> | REQUEST FOR ISSUANCE OF SUMMONS as to William J. Bratton, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 08/31/2015 | <u>7</u> | REQUEST FOR ISSUANCE OF SUMMONS as to James P. O'Neill, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 08/31/2015 | <u>8</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Carlos M. Gomez, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 08/31/2015) |
| 09/01/2015 | | ***NOTICE TO ATTORNEY REGARDING CASE OPENING STATISTICAL ERROR CORRECTION: Notice to attorney Chukwuemeka Nwokoro. The following case opening statistical information was erroneously selected/entered: Dollar Demand 20,000,000; County code New York. The following correction(s) have been made to your case entry: the Dollar Demand has been modified to 9, |

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| | | 999,000; the County code has been modified to Kings. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | | ***NOTICE TO ATTORNEY REGARDING PARTY MODIFICATION. Notice to attorney Chukwuemeka Nwokoro. The party information for the following party/parties has been modified: Julio Diaz, Roman Goris, Olayokun Olagoke, Adhyl Polanco, Pedro Serrano, Derick Waller, Felicia Whitely, Sandy Gonzalez. The information for the party/parties has been modified for the following reason/reasons: party text was omitted. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT PLEADING. Notice to Attorney Chukwuemeka Nwokoro to RE-FILE Document No. <u>1</u> Complaint. The filing is deficient for the following reason(s): Parties on docket do not match parties on complaint. Re-file the pleading using the event type Complaint found under the event list Complaints and Other Initiating Documents – attach the correct signed PDF – select the individually named filer/filers – select the individually named party/parties the pleading is against. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney to RE-FILE Document No. <u>5</u> Request for Issuance of Summons, <u>4</u> Request for Issuance of Summons, <u>3</u> Request for Issuance of Summons, <u>7</u> Request for Issuance of Summons, <u>6</u> Request for Issuance of Summons, <u>8</u> Request for Issuance of Summons. The filing is deficient for the following reason(s): Case caption does not match complaint;. Re-file the document using the event type Request for Issuance of Summons found under the event list Service of Process – select the correct filer/filers – and attach the correct summons form PDF. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | | CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Laura Taylor Swain. Please download and review the Individual Practices of the assigned District Judge, located at http://nysd.uscourts.gov/judges/District . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please download and review the ECF Rules and Instructions, located at http://nysd.uscourts.gov/ecf_filing.php . (rch) (Entered: 09/01/2015) |
| 09/01/2015 | | Magistrate Judge Henry B. Pitman is so designated. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | | Case Designated ECF. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | <u>2</u> | COMPLAINT against William J. Bratton, Carlos M. Gomez, New York City Police Department,, James P. O'Neill, The City of New Yorkk, Bill de Blasio. Document filed by Olayokun Olagoke, Felicia Whitely, Adhyl Polanco, Edreweene Raymond, Julio Diaz, Pedro Serrano, Derick Waller, Widmarc Pierre, Roman Goris, Sandy Gonzalez, Kareem Abdullah, Ritchie Baez.(Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |
| 09/01/2015 | | ADD PARTY FOR PLEADING. Party Olayokun Olagoke, Felicia Whitely, Adhyl Polanco, Edreweene Raymond, Julio Diaz, Pedro Serrano, Derick Waller, Widmarc Pierre, Roman Goris, Sandy Gonzalez, Kareem Abdullah, Ritchie Baez added.Party added pursuant to <u>1</u> Complaint. Document filed by Olayokun Olagoke, Felicia Whitely, Adhyl Polanco, Edreweene Raymond, Julio Diaz, Pedro Serrano, Derick Waller, Widmarc Pierre, Roman Goris, Sandy Gonzalez, Kareem Abdullah, Ritchie Baez. Related document: <u>1</u> Complaint filed by Edreweene Raymond.(Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |
| 09/01/2015 | <u>10</u> | REQUEST FOR ISSUANCE OF SUMMONS as to The City of New York, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |
| 09/01/2015 | <u>11</u> | REQUEST FOR ISSUANCE OF SUMMONS as to New York City Police Department, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |
| 09/01/2015 | <u>12</u> | REQUEST FOR ISSUANCE OF SUMMONS as to The Mayor of The City of New York Bill de Blasio in his individual and official capacity, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |

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| 09/01/2015 | <u>13</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Police Commissioner William J. Bratton, in his individual and official capacity, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |
| 09/01/2015 | <u>14</u> | REQUEST FOR ISSUANCE OF SUMMONS as to NYPD Chief of Department James P. O'Neill, in his individual and official capacity, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |
| 09/01/2015 | <u>15</u> | REQUEST FOR ISSUANCE OF SUMMONS as to NYPD Commanding Officer of Patrol Services, Carlos M. Gomez, in his individual and official capacity, re: <u>1</u> Complaint. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 09/01/2015) |
| 09/01/2015 | <u>16</u> | ELECTRONIC SUMMONS ISSUED as to City of New York. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | <u>17</u> | ELECTRONIC SUMMONS ISSUED as to New York City Police Department. (rch) (Entered: 09/01/2015) |
| 09/01/2015 | <u>18</u> | ELECTRONIC SUMMONS ISSUED as to Mayor of the City of New York Bill deBlasio. (rch) (Entered: 09/01/2015) |
| 09/03/2015 | <u>19</u> | ELECTRONIC SUMMONS ISSUED as to Police Commissioner William J. Bratton. (rch) (Entered: 09/03/2015) |
| 09/03/2015 | <u>20</u> | ELECTRONIC SUMMONS ISSUED as to NYPD Chief of Department James P. O'Neill. (rch) (Entered: 09/03/2015) |
| 09/03/2015 | <u>21</u> | ELECTRONIC SUMMONS ISSUED as to NYPD Commanding Officer of Patrol Services Carlos M Gomez. (rch) (Entered: 09/03/2015) |
| 10/15/2015 | <u>22</u> | INITIAL CONFERENCE ORDER: Initial Conference set for 12/2/2015 at 11:00 AM in Courtroom 12D, 500 Pearl Street, New York, NY 10007 before Judge Laura Taylor Swain. (See Order.) (Signed by Judge Laura Taylor Swain on 10/15/2015) (ajs) (Entered: 10/15/2015) |
| 10/16/2015 | <u>23</u> | NOTICE OF APPEARANCE by Kathleen Marie Comfrey on behalf of Police Commissioner William J. Bratton, City of New York, New York City Police Department, Mayor of the City of New York Bill deBlasio. (Comfrey, Kathleen) (Entered: 10/16/2015) |
| 10/16/2015 | <u>24</u> | LETTER MOTION for Extension of Time to File Answer addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated October 16, 2015. Document filed by Police Commissioner William J. Bratton, City of New York, New York City Police Department, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) (Entered: 10/16/2015) |
| 10/19/2015 | <u>25</u> | ORDER granting <u>24</u> Letter Motion for Extension of Time to Answer. The requested extension is granted. DE # 24 resolved. SO ORDERED. Police Commissioner William J. Bratton answer due 11/19/2015; City of New York answer due 11/19/2015; New York City Police Department answer due 11/19/2015; Mayor of the City of New York Bill deBlasio answer due 11/19/2015. (Signed by Judge Laura Taylor Swain on 10/19/2015) (ajs) (Entered: 10/19/2015) |
| 10/20/2015 | <u>26</u> | AFFIDAVIT OF SERVICE. All Defendants. Service was accepted by Madelyn Santana, Docketing Clerk. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 10/21/2015) |
| 10/21/2015 | <u>27</u> | CERTIFICATE OF SERVICE of INITIAL CONFERENCE ORDER served on ALL DEFENDANTS on 10/19/2015. Service was made by MAIL. Document filed by Edreweene Raymond. (Nwokoro, Chukwuemeka) (Entered: 10/21/2015) |
| 11/10/2015 | <u>28</u> | LETTER MOTION to Adjourn Conference addressed to Judge Laura Taylor Swain from Chukwuemeka Nwokoro dated November 10, 2015. Document filed by Edreweene Raymond.(Nwokoro, Chukwuemeka) (Entered: 11/10/2015) |
| 11/12/2015 | <u>29</u> | ORDER granting <u>28</u> Letter Motion to Adjourn Conference: The requests are granted. The conference is rescheduled to January 29, 2016, at 11:15 AM and the related deadlines are modified accordingly. DE # 28 resolved. Initial Conference set for |

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| | | 1/29/2016 at 11:15 AM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 11/12/2015) (tn) (Entered: 11/13/2015) |
| 11/12/2015 | | Set/Reset Deadlines: Police Commissioner William J. Bratton answer due 1/10/2016; City of New York answer due 1/10/2016; NYPD Commanding Officer of Patrol Services Carlos M Gomez answer due 1/10/2016; New York City Police Department answer due 1/10/2016; NYPD Chief of Department James P. O'Neill answer due 1/10/2016; Mayor of the City of New York Bill deBlasio answer due 1/10/2016. Amended Pleadings due by 12/10/2015. (tn) (Entered: 11/13/2015) |
| 12/07/2015 | <u>30</u> | FILING ERROR – DEFICIENT PLEADING – FILED AGAINST PARTY ERROR – AMENDED COMPLAINT amending <u>2</u> Complaint, against City of New York with JURY DEMAND.Document filed by Edreweene Raymond. Related document: <u>2</u> Complaint, filed by Olayokun Olagoke, Julio Diaz, Widmarc Pierre, Roman Goris, Kareem Abdullah, Ritchie Baez, Derick Waller, Pedro Serrano, Sandy Gonzalez, Edreweene Raymond, Felicia Whitely, Adhyl Polanco.(Nwokoro, Chukwuemeka) Modified on 12/8/2015 (moh). (Entered: 12/07/2015) |
| 12/08/2015 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT PLEADING. Notice to Attorney Chukwuemeka Nwokoro to RE–FILE Document No. <u>30</u> Amended Complaint. The filing is deficient for the following reason(s): the wrong party/parties whom the pleading is against were selected. Re–file the pleading using the event type Amended Complaint found under the event list Complaints and Other Initiating Documents – attach the correct signed PDF – select the individually named filer/filers – select the individually named party/parties the pleading is against. (moh) (Entered: 12/08/2015) |
| 12/10/2015 | <u>31</u> | AMENDED COMPLAINT amending <u>2</u> Complaint, against Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio with JURY DEMAND.Document filed by Olayokun Olagoke, Felicia Whitely, Adhyl Polanco, Edreweene Raymond, Julio Diaz, Pedro Serrano, Derick Waller, Widmarc Pierre, Roman Goris, Sandy Gonzalez, Kareem Abdullah, Ritchie Baez. Related document: <u>2</u> Complaint, filed by Olayokun Olagoke, Julio Diaz, Widmarc Pierre, Roman Goris, Kareem Abdullah, Ritchie Baez, Derick Waller, Pedro Serrano, Sandy Gonzalez, Edreweene Raymond, Felicia Whitely, Adhyl Polanco.(Nwokoro, Chukwuemeka) (Entered: 12/10/2015) |
| 01/11/2016 | <u>32</u> | FIRST MOTION to Dismiss <i>the Amended Complaint</i> . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) Modified on 1/12/2016 (db). Modified on 4/5/2016 (lb). (Entered: 01/11/2016) |
| 01/11/2016 | <u>33</u> | FILING ERROR – DEFICIENT DOCKET ENTRY – DECLARATION of Kathleen M. Comfrey in Support re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> .. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill. (Comfrey, Kathleen) Modified on 1/12/2016 (db). (Entered: 01/11/2016) |
| 01/11/2016 | <u>34</u> | FILING ERROR – DEFICIENT DOCKET ENTRY – MEMORANDUM OF LAW in Support re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> . . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill. (Comfrey, Kathleen) Modified on 1/12/2016 (db). (Entered: 01/11/2016) |
| 01/12/2016 | | ***NOTICE TO ATTORNEY TO RE–FILE DOCUMENT – DEFICIENT DOCKET ENTRY ERROR. Notice to Attorney Kathleen Marie Comfrey to RE–FILE Document <u>33</u> Declaration in Support of Motion, <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i>. ERROR(S): No signature or s/. (db) (Entered: 01/12/2016) |
| 01/12/2016 | | ***NOTICE TO ATTORNEY TO RE–FILE DOCUMENT – DEFICIENT DOCKET ENTRY ERROR. Notice to Attorney Kathleen Marie Comfrey to RE–FILE Document <u>34</u> Memorandum of Law in Support of Motion. ERROR(S): |

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| | | Document(s) Linked to Filing Error. (db) (Entered: 01/12/2016) |
| 01/12/2016 | <u>35</u> | DECLARATION of Kathleen M. Comfrey in Support re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> .. Document filed by City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Attachments: # <u>1</u> Exhibit Amended Complaint, # <u>2</u> CBA Art. XXI)(Comfrey, Kathleen) (Entered: 01/12/2016) |
| 01/12/2016 | <u>36</u> | MEMORANDUM OF LAW in Support re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> . . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Comfrey, Kathleen) (Entered: 01/12/2016) |
| 01/20/2016 | <u>37</u> | AFFIDAVIT of Emeka Nwokoro in Opposition re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> .. Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Attachments: # <u>1</u> Exhibit Expert's Affidavit, # <u>2</u> Exhibit Expert's Affidavit)(Nwokoro, Chukwuemeka) (Entered: 01/20/2016) |
| 01/20/2016 | <u>38</u> | MEMORANDUM OF LAW in Opposition re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> . . Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Nwokoro, Chukwuemeka) (Entered: 01/20/2016) |
| 01/20/2016 | <u>39</u> | AFFIRMATION of Emeka Nwokoro in Opposition re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> .. Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Attachments: # <u>1</u> Exhibit Amended Complaint, # <u>2</u> Exhibit Expert's Affidavit, # <u>3</u> Exhibit Expert's Affidavit)(Nwokoro, Chukwuemeka) (Entered: 01/20/2016) |
| 01/26/2016 | <u>40</u> | LETTER MOTION to Adjourn Conference addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated January 26, 2016. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. Return Date set for 1/29/2016 at 11:15 AM.(Comfrey, Kathleen) (Entered: 01/26/2016) |
| 01/26/2016 | <u>41</u> | ORDER granting <u>40</u> Letter Motion to Adjourn Conference: The conference is adjourned to June 24, 2016, at 10:00 AM and the related deadlines are modified accordingly. Initial Conference set for 6/24/2016 at 10:00 AM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 1/26/2016) (tn) (Entered: 01/26/2016) |
| 01/26/2016 | | Set/Reset Deadlines: Motions due by 1/27/2016. (tn) (Entered: 01/26/2016) |
| 01/27/2016 | <u>42</u> | REPLY MEMORANDUM OF LAW in Support re: <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> . . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Comfrey, Kathleen) (Entered: 01/27/2016) |
| 05/05/2016 | <u>43</u> | FILING ERROR – WRONG EVENT TYPE SELECTED FROM MENU – MOTION Permission to brief additional grounds for motion to dismiss re: <u>39</u> Affirmation in Opposition to Motion, <u>36</u> Memorandum of Law in Support of Motion, <u>32</u> FIRST MOTION to Dismiss <i>the Amended Complaint</i> ., <u>37</u> Affidavit in Opposition to Motion, <u>38</u> Memorandum of Law in Opposition to Motion, <u>35</u> Declaration in Support of Motion, . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Attachments: # <u>1</u> Exhibit Birch decision)(Comfrey, Kathleen) Modified on 5/19/2016 (Idi). (Entered: 05/05/2016) |

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| 05/06/2016 | <u>44</u> | ORDER granting <u>43</u> Motion to brief additional grounds for motion to dismiss. The parties are directed to submit a briefing schedule for the additional motion practice. DE # 43 resolved. (Signed by Judge Laura Taylor Swain on 5/6/2016) (mro) (Entered: 05/09/2016) |
| 05/16/2016 | <u>45</u> | LETTER addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated May 16, 2016 re: Schedule for filing supplemental briefs in connection with defendants' motion to dismiss the complaint. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) (Entered: 05/16/2016) |
| 05/17/2016 | <u>46</u> | LETTER addressed to Judge Laura Taylor Swain from Emeka Nwokoro dated May 17, 2016 re: Defendant's Supplemental Motion To Dismiss The Complaint. Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely.(Nwokoro, Chukwuemeka) (Entered: 05/17/2016) |
| 05/17/2016 | <u>47</u> | MEMO ENDORSEMENT on re: <u>46</u> Letter regarding proposed briefing schedule, filed by Olayokun Olagoke, Julio Diaz, Widmarc Pierre, Roman Goris, Kareem Abdullah, Ritchie Baez, Derick Waller, Pedro Serrano, Sandy Gonzalez, Edreweene Raymond, Felicia Whitely, Adhyl Polanco. ENDORSEMENT: The foregoing scheduled (as modified) is approved. No affidavits or affirmations will be considered, as the motion must be directed to the sufficiency of the pleading. The parties must comply with the undersigned's Individual Practice Rule A2b before the motion is filed. (Motions due by 5/25/2016. Responses due by 7/20/2016, Replies due by 8/3/2016.) (Signed by Judge Laura Taylor Swain on 5/17/2016) (tro) (Entered: 05/17/2016) |
| 05/25/2016 | <u>48</u> | AMENDED MOTION to Dismiss <i>the Amended Complaint</i> . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. Responses due by 7/20/2016(Comfrey, Kathleen) (Entered: 05/25/2016) |
| 05/25/2016 | <u>49</u> | SUPPLEMENTAL MEMORANDUM OF LAW in Support re: <u>48</u> AMENDED MOTION to Dismiss <i>the Amended Complaint</i> . . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Comfrey, Kathleen) (Entered: 05/25/2016) |
| 06/14/2016 | <u>50</u> | THIRD LETTER MOTION to Adjourn Conference addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated June 14, 2016. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill.(Comfrey, Kathleen) (Entered: 06/14/2016) |
| 06/15/2016 | <u>51</u> | ORDER granting <u>50</u> THIRD LETTER MOTION to Adjourn Conference addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated June 14, 2016. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill. The conference is adjourned to December 9, 2016, at 10:00 AM and the related deadlines are modified accordingly. DE #50 resolved. So ordered. (Initial Conference set for 12/9/2016 at 10:00 AM before Judge Laura Taylor Swain). (Signed by Judge Laura Taylor Swain on 6/15/2016) (rjm) (Entered: 06/15/2016) |
| 06/15/2016 | | Set/Reset Deadlines: Responses due by 8/3/2016. Replies due by 8/3/2016. (rjm) (Entered: 06/15/2016) |
| 07/24/2016 | <u>52</u> | FILING ERROR – DUPLICATE DOCUMENT (SEE <u>53</u> Memorandum) – MEMORANDUM OF LAW in Opposition re: <u>48</u> AMENDED MOTION to Dismiss <i>the Amended Complaint</i> . . Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. |

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| 07/24/2016 | <u>53</u> | MEMORANDUM OF LAW in Opposition re: <u>48</u> AMENDED MOTION to Dismiss <i>the Amended Complaint</i> . . Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Attachments: # <u>1</u> Exhibit)(Nwokoro, Chukwuemeka) (Entered: 07/24/2016) |
| 07/29/2016 | <u>54</u> | LETTER MOTION for Extension of Time to <i>File Reply Memorandum of Law</i> addressed to Judge Laura Taylor Swain from Kathleen Comfrey dated 7/29/16. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) (Entered: 07/29/2016) |
| 08/02/2016 | <u>55</u> | ORDER granting <u>54</u> Letter Motion for Extension of Time. The extension is granted. No further extensions. DE # 54 resolved. (Signed by Judge Laura Taylor Swain on 8/1/2016) (cf) (Entered: 08/02/2016) |
| 08/02/2016 | | Set/Reset Deadlines: Replies due by 8/17/2016. (cf) (Entered: 08/02/2016) |
| 08/16/2016 | <u>56</u> | SUPPLEMENTAL MEMORANDUM OF LAW in Support re: <u>48</u> AMENDED MOTION to Dismiss <i>the Amended Complaint</i> ., <u>54</u> LETTER MOTION for Extension of Time to <i>File Reply Memorandum of Law</i> addressed to Judge Laura Taylor Swain from Kathleen Comfrey dated 7/29/16. . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Attachments: # <u>1</u> Exhibit Letter to Plaintiffs' Counsel, # <u>2</u> Exhibit Email to Plaintiffs' Counsel)(Comfrey, Kathleen) (Entered: 08/16/2016) |
| 12/01/2016 | <u>57</u> | LETTER MOTION to Adjourn Conference addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated December 1, 2016. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) (Entered: 12/01/2016) |
| 12/02/2016 | <u>58</u> | JOINT PRELIMINARY PRETRIAL STATEMENT . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) (Entered: 12/02/2016) |
| 12/06/2016 | <u>59</u> | ORDER granting <u>57</u> Letter Motion to Adjourn Conference. The conference is adjourned to April 21, 2017, at 10:00 AM and the related deadlines are modified accordingly. DE # 57 resolved. Initial Conference set for 4/21/2017 at 10:00 AM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 12/5/2016) (cf) (Entered: 12/06/2016) |
| 03/06/2017 | <u>60</u> | MEMORANDUM OPINION AND ORDER: re: <u>48</u> AMENDED MOTION to Dismiss <i>the Amended Complaint</i> filed by Police Commissioner William J. Bratton, NYPD Commanding Officer of Patrol Services Carlos M Gomez, Mayor of the City of New York Bill deBlasio, New York City Police Department, NYPD Chief of Department James P. O'Neill, City of New York. For the foregoing reasons, Defendants' motion to dismiss the Amended Complaint is granted. Plaintiffs may make a motion for leave to replead the claims and requests for relief asserted in their Second, Fourth, Fifth, Sixth, Eighth, Tenth, Twelfth, Fourteenth, and Seventeenth Causes of Action. Any such motion must be filed by March 27, 2017, and must be accompanied by a proposed Second Amended Complaint and a memorandum of law. Failure to make such a timely motion, or denial of the motion as futile, may result in dismissal of the Amended Complaint in its entirety, without further advance notice. This Memorandum Opinion and Order resolves Docket Entry Nos. 32 and 48. SO ORDERED., (Motions due by 3/27/2017.) (Signed by Judge Laura Taylor Swain on 3/06/2017) (ama) (Entered: 03/06/2017) |

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| 03/24/2017 | <u>61</u> | LETTER addressed to Judge Laura Taylor Swain from Chukwuemeka Nwokoro dated March 24, 2017 re: Extension of Time. Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely.(Nwokoro, Chukwuemeka) (Entered: 03/24/2017) |
| 03/24/2017 | <u>62</u> | LETTER MOTION for Extension of Time addressed to Judge Laura Taylor Swain from Chukwuemeka Nwokoro dated March 24, 2017. Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely.(Nwokoro, Chukwuemeka) (Entered: 03/24/2017) |
| 03/27/2017 | <u>63</u> | ORDER granting <u>62</u> Letter Motion for Extension of Time. The requested extension is Granted. DE # 62 resolved. SO ORDERED. Motions due by 4/10/2017. (Signed by Judge Laura Taylor Swain on 3/27/2017) (ama) (Entered: 03/27/2017) |
| 04/07/2017 | <u>64</u> | MOTION for Leave to File Second Amended Complaint . Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely.(Nwokoro, Chukwuemeka) (Entered: 04/07/2017) |
| 04/07/2017 | <u>65</u> | MEMORANDUM OF LAW in Support re: <u>64</u> MOTION for Leave to File Second Amended Complaint . . Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Nwokoro, Chukwuemeka) (Entered: 04/07/2017) |
| 04/07/2017 | <u>66</u> | DECLARATION of Emeka Nwokoro in Support re: <u>64</u> MOTION for Leave to File Second Amended Complaint .. Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Attachments: # <u>1</u> Exhibit Proposed Second Amended Complaint)(Nwokoro, Chukwuemeka) (Entered: 04/07/2017) |
| 04/18/2017 | <u>67</u> | LETTER MOTION for Extension of Time to File Response/Reply to <i>Motion to File a Second Amended Complaint</i> addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated April 18, 2017. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) (Entered: 04/18/2017) |
| 04/18/2017 | <u>68</u> | LETTER MOTION to Adjourn Conference <i>Scheduled for April 21, 2017</i> addressed to Judge Laura Taylor Swain from Kathleen M. Comfrey dated April 18, 2017. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Comfrey, Kathleen) (Entered: 04/18/2017) |
| 04/20/2017 | <u>69</u> | ORDER: granting <u>67</u> Letter Motion for Extension of Time to File Response/Reply. The requested extension is granted. DE #67 resolved. Responses due by 5/5/2017 (Signed by Judge Laura Taylor Swain on 4/20/2017) (ap) (Entered: 04/20/2017) |
| 04/20/2017 | <u>70</u> | ORDER: granting <u>68</u> Letter Motion to Adjourn Conference. The conference is adjourned to August 4, 2017, at 10:00 AM. DE #68 resolved. Initial Conference set for 8/4/2017 at 10:00 AM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 4/20/2017) (ap) (Entered: 04/20/2017) |
| 05/05/2017 | <u>71</u> | DECLARATION of Kathleen M. Comfrey in Opposition re: <u>64</u> MOTION for Leave to File Second Amended Complaint .. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Attachments: # <u>1</u> Exhibit A)(Comfrey, Kathleen) (Entered: 05/05/2017) |
| 05/05/2017 | <u>72</u> | MEMORANDUM OF LAW in Opposition re: <u>64</u> MOTION for Leave to File Second Amended Complaint . . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, |

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| | | New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Comfrey, Kathleen) (Entered: 05/05/2017) |
| 05/14/2017 | <u>73</u> | REPLY MEMORANDUM OF LAW in Support re: <u>64</u> MOTION for Leave to File Second Amended Complaint . . Document filed by Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Nwokoro, Chukwuemeka) (Entered: 05/14/2017) |
| 07/25/2017 | <u>74</u> | NOTICE OF APPEARANCE by Yuval Rubinstein on behalf of Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. (Rubinstein, Yuval) (Entered: 07/25/2017) |
| 07/25/2017 | <u>75</u> | CONSENT LETTER MOTION to Adjourn Conference <i>Scheduled For August 4, 2017 at 10:00 am</i> addressed to Judge Laura Taylor Swain from Yuval Rubinstein dated July 25, 2017. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Rubinstein, Yuval) (Entered: 07/25/2017) |
| 07/26/2017 | <u>76</u> | ORDER granting <u>75</u> CONSENT LETTER MOTION to Adjourn Conference Scheduled For August 4, 2017 at 10:00 am addressed to Judge Laura Taylor Swain from Yuval Rubinstein dated July 25, 2017. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio. The conference is adjourned to October 13, 2017, at 10:30 AM and the related deadlines are modified accordingly. DE #75 resolved. So ordered. (Initial Conference set for 10/13/2017 at 10:30 AM before Judge Laura Taylor Swain). (Signed by Judge Laura Taylor Swain on 7/26/2017) (rjm) (Entered: 07/26/2017) |
| 10/06/2017 | <u>77</u> | ORDER. In light of the pending motion, the pretrial conference scheduled for October 13, 2017, is rescheduled to January 19, 2018, at 10:45 a.m. in Courtroom 17C. So ordered. (Initial Conference set for 1/19/2018 at 10:45 AM in Courtroom 17C, 500 Pearl Street, New York, NY 10007 before Judge Laura Taylor Swain.) (Signed by Judge Laura Taylor Swain on 10/6/2017) (rjm) (Entered: 10/06/2017) |
| 01/12/2018 | <u>78</u> | CONSENT LETTER MOTION to Adjourn Conference <i>Scheduled For January 19, 2018</i> addressed to Judge Laura Taylor Swain from Yuval Rubinstein dated January 12, 2018. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Rubinstein, Yuval) (Entered: 01/12/2018) |
| 01/16/2018 | <u>79</u> | ORDER granting <u>78</u> Letter Motion to Adjourn Conference. The conference is adjourned to April 20, 2018, at 10:30 AM and the related deadlines are modified accordingly. DE # 78 resolved. SO ORDERED. Initial Conference set for 4/20/2018 at 10:30 AM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 1/16/2018) (ama) (Entered: 01/16/2018) |
| 04/17/2018 | <u>80</u> | CONSENT LETTER MOTION to Adjourn Conference <i>Scheduled For April 20, 2018</i> addressed to Judge Laura Taylor Swain from Yuval Rubinstein dated April 17, 2018. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, New York City Police Department, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Rubinstein, Yuval) (Entered: 04/17/2018) |
| 04/19/2018 | <u>81</u> | ORDER: granting <u>80</u> Letter Motion to Adjourn Conference. The Conference is adjourned to June 1, 2018 at 10:30 AM and the related deadlines are modified accordingly. DE # 80 resolved. SO ORDERED. Initial Conference set for 6/1/2018 at 10:30 AM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 4/19/2018) (ama) (Entered: 04/19/2018) |
| 05/05/2018 | <u>82</u> | NOTICE OF CHANGE OF ADDRESS by Chukwuemeka Nwokoro on behalf of Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, |

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| | | Derick Waller, Felicia Whitely. New Address: Nwokoro & Scola, Esquires, 30 Broad Street, Suite 1424, New York, New York, 10004, (212) 785-1060. (Nwokoro, Chukwuemeka) (Entered: 05/05/2018) |
| 05/17/2018 | <u>83</u> | CONSENT LETTER MOTION to Adjourn Conference <i>Scheduled For June 1, 2018</i> addressed to Judge Laura Taylor Swain from Yuval Rubinstein dated May 17, 2018. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Commanding Officer of Patrol Services Carlos M Gomez, NYPD Chief of Department James P. O'Neill, Mayor of the City of New York Bill deBlasio.(Rubinstein, Yuval) (Entered: 05/17/2018) |
| 05/23/2018 | <u>84</u> | ORDER granting <u>83</u> Letter Motion to Adjourn Conference. The conference is adjourned to July 10, 2018, at 2:15 pm and the related deadlines are modified accordingly. DE #83 resolved. Initial Conference set for 7/10/2018 at 02:15 PM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 5/23/2018) (ne) (Entered: 05/23/2018) |
| 06/27/2018 | <u>85</u> | ORDER OF REFERENCE TO A MAGISTRATE JUDGE: Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial (includes scheduling, discovery, non-dispositive pretrial motions, and settlement). Referred to Magistrate Judge Henry B. Pitman. SO ORDERED. Motions referred to Henry B. Pitman. (Signed by Judge Laura Taylor Swain on 6/27/2018) (ama) (Entered: 06/27/2018) |
| 06/27/2018 | <u>86</u> | OPINION AND ORDER: re: <u>64</u> MOTION for Leave to File Second Amended Complaint filed by Olayokun Olagoke, Julio Diaz, Widmarc Pierre, Roman Goris, Kareem Abdullah, Ritchie Baez, Derick Waller, Pedro Serrano, Sandy Gonzalez, Edreweene Raymond, Felicia Whitely, Adhyl Polanco. For the foregoing reasons, Plaintiffs' motion for leave to file a Second Amended Complaint is granted as to Raymond's federal discrimination claims relating to his punishment for submitting a late vacation request and for failing to meet quotas, as against Proposed Individual Defendant Tsachas only; Gonzalez' and Baez' federal discrimination claims relating to negative performance evaluations and placement on PMP, as against Proposed Individual Defendant McCormack only; Serrano's federal discrimination claim relating to his negative 2012 performance rating, as against Proposed Individual Defendant McCormack only; and Gonzalez' and Serrano's claims of retaliation for complaining of discrimination, as against proposed Individual Defendant McCormack only. Plaintiffs' motion is also granted as to their NYSHRL and NYCHRL claims that parallel the federal claims that are permitted to be asserted in the Second Amended Complaint. Plaintiffs' motion for leave to file a further amended complaint with respect to First Amendment retaliation claims is granted as to Raymond's claim against Proposed Individual Defendant Tsachas based on the 2015 performance evaluation, promotion denial and punitive posting actions that followed the November 22, 2014, meeting with the Platoon Commander; Gonzalez' First Amendment retaliation claim, to the extent he alleges retaliatory conduct from May to November 2015, against the City and Proposed Individual Defendants McCormack, O'Neill and Bratton; and Serrano's First Amendment retaliation claim against Proposed Individual Defendant McCormack. The motion is denied as to the remainder of the Proposed SAC. Plaintiffs are directed to file a Proposed SAC consistent with this Opinion and Order no later than fourteen (14) days from the date of this Opinion and Order, or Wednesday, July 11, 2018. This case will be referred to the designated magistrate judge for general pretrial management, and Plaintiffs' counsel are directed to contact that judge's chambers promptly to schedule an initial conference. The July 10, 2018, pretrial conference is adjourned sine die in light of the referral. This Opinion and Order resolves Docket Entry No. 64. SO ORDERED., (Amended Pleadings due by 7/11/2018.) (Signed by Judge Laura Taylor Swain on 6/27/2018) (ama) (Entered: 06/27/2018) |
| 07/11/2018 | <u>87</u> | SECOND AMENDED COMPLAINT amending <u>31</u> Amended Complaint,, against Police Commissioner William J. Bratton, City of New York, NYPD Chief of Department James P. O'Neill, Christopher McCormack, Constantin Tsachas with JURY DEMAND.Document filed by Pedro Serrano, Sandy Gonzalez, Edreweene Raymond, Ritchie Baez. Related document: <u>31</u> Amended Complaint,,,(Nwokoro, Chukwuemeka) (Entered: 07/11/2018) |

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| 07/13/2018 | | Set/Reset Hearings: Initial Pretrial Conference set for 8/7/2018 at 02:00 PM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge Henry B. Pitman. (ajc) (Entered: 07/13/2018) |
| 07/25/2018 | <u>88</u> | ANSWER to <u>87</u> Amended Complaint,. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Chief of Department James P. O'Neill.(Rubinstein, Yuval) (Entered: 07/25/2018) |
| 08/05/2018 | <u>89</u> | FILING ERROR – DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS PDF ERROR REQUEST FOR ISSUANCE OF SUMMONS as to Christopher McCormack, re: <u>87</u> Amended Complaint. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Nwokoro, Chukwuemeka) Modified on 8/6/2018 (sj). (Entered: 08/05/2018) |
| 08/05/2018 | <u>90</u> | FILING ERROR – DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS PDF ERROR REQUEST FOR ISSUANCE OF SUMMONS as to Constantin Tsachas, re: <u>87</u> Amended Complaint. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Nwokoro, Chukwuemeka) Modified on 8/6/2018 (sj). (Entered: 08/05/2018) |
| 08/06/2018 | | ***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney Chukwuemeka Nwokoro to RE–FILE Document No. <u>90</u> Request for Issuance of Summons, <u>89</u> Request for Issuance of Summons. The filing is deficient for the following reason(s): the PDF attached to the docket entry for the issuance of summons is not correct; Defendant's name must match exactly as it appears in the pleading caption. Re–file the document using the event type Request for Issuance of Summons found under the event list Service of Process – select the correct filer/filers – and attach the correct summons form PDF. (sj) (Entered: 08/06/2018) |
| 08/07/2018 | <u>91</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Christopher McCormack, re: <u>87</u> Amended Complaint,. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Nwokoro, Chukwuemeka) (Entered: 08/07/2018) |
| 08/07/2018 | <u>92</u> | REQUEST FOR ISSUANCE OF SUMMONS as to Constantin Tsachas, re: <u>87</u> Amended Complaint,. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Nwokoro, Chukwuemeka) (Entered: 08/07/2018) |
| 08/09/2018 | <u>93</u> | ELECTRONIC SUMMONS ISSUED as to Christopher McCormack. (vf) (Entered: 08/09/2018) |
| 08/09/2018 | <u>94</u> | ELECTRONIC SUMMONS ISSUED as to Constantin Tsachas. (vf) (Entered: 08/09/2018) |
| 08/10/2018 | <u>95</u> | SCHEDULING ORDER: Expert depositions due by 5/7/2019. Fact Discovery due by 2/7/2019. Status Conference set for 5/24/2019 at 10:00 AM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge Henry B. Pitman. Settlement Conference set for 5/13/2019 at 10:00 AM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge Henry B. Pitman. (Signed by Magistrate Judge Henry B. Pitman on 8/10/2018) (ne) (Entered: 08/10/2018) |
| 09/13/2018 | <u>96</u> | CONSENT LETTER MOTION for Extension of Time to File Answer re: <u>87</u> Amended Complaint, <i>for Defendant Constantin Tsachas</i> addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated September 13, 2018. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Chief of Department James P. O'Neill.(Rubinstein, Yuval) (Entered: 09/13/2018) |
| 09/14/2018 | <u>97</u> | ORDER denying <u>96</u> Letter Motion for Extension of Time to Answer. APPLICATION DENIED. COUNSEL CANNOT SEEK RELIEF ON BEHALF OF PARTIES HE DOES NOT REPRESENT. SO ORDERED. (Signed by Magistrate Judge Henry B. Pitman on 9/14/2018) (ne) (Entered: 09/14/2018) |
| 09/18/2018 | <u>98</u> | NOTICE OF APPEARANCE by Yuval Rubinstein on behalf of Constantin Tsachas. (Rubinstein, Yuval) (Entered: 09/18/2018) |
| 09/18/2018 | <u>99</u> | ANSWER to <u>87</u> Amended Complaint,. Document filed by Constantin Tsachas.(Rubinstein, Yuval) (Entered: 09/18/2018) |

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| 11/27/2018 | <u>100</u> | NOTICE OF APPEARANCE by John Andrew Scola, Jr on behalf of Kareem Abdullah, Ritchie Baez, Julio Diaz, Sandy Gonzalez, Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely. (Scola, John) (Entered: 11/27/2018) |
| 01/11/2019 | <u>101</u> | CONSENT LETTER MOTION for Extension of Time to Complete Discovery addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated January 11, 2019. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Chief of Department James P. O'Neill, Constantin Tsachas, Mayor of the City of New York Bill deBlasio.(Rubinstein, Yuval) (Entered: 01/11/2019) |
| 01/14/2019 | <u>102</u> | ORDER with respect to <u>101</u> Letter Motion for Extension of Time to Complete Discovery. COUNSEL IS DIRECTED TO SUBMIT A PROPOSED REVISED SCHEDULING ORDER. THIS ORDER DOES NOT EXTEND ANY DATES. SO ORDERED. (Signed by Magistrate Judge Henry B. Pitman on 1/14/2019) (ne) (Entered: 01/14/2019) |
| 01/16/2019 | <u>103</u> | PROPOSED SCHEDULING ORDER. Document filed by Police Commissioner William J. Bratton, City of New York, Constantin Tsachas. (Rubinstein, Yuval) (Entered: 01/16/2019) |
| 01/17/2019 | <u>104</u> | REVISED SCHEDULING ORDER granting <u>101</u> Letter Motion for Extension of Time to Complete Discovery. IT IS HEREBY ORDERED that: The deadline for the completion of fact discovery shall be extended to April 9, 2019. The deadline for plaintiffs' expert disclosures shall be extended to May 7, 2019. The deadline for defendants' expert disclosures shall be extended to June 4, 2019. The deadline for the conclusion of all expert depositions shall be extended to June 28, 2019. The settlement conference previously scheduled for May 13, 2019 will be adjourned to July 16, 2019 at 10:00 a.m. The status conference previously scheduled for May 24, 2019 will be adjourned to July 16, 2019 at 10:00 a.m. (Signed by Magistrate Judge Henry B. Pitman on 1/17/2019) (ne) (Entered: 01/17/2019) |
| 01/17/2019 | | Set/Reset Deadlines: (Fact Discovery due by 4/9/2019. Expert deposition due by 6/28/2019) Set/Reset Hearings: (Settlement Conference set for 7/16/2019 at 10:00 AM before Magistrate Judge Henry B. Pitman. Status Conference set for 7/16/2019 at 10:00 AM before Magistrate Judge Henry B. Pitman.) (ne) (Entered: 01/17/2019) |
| 01/21/2019 | <u>105</u> | LETTER MOTION for Local Rule 37.2 Conference addressed to Magistrate Judge Henry B. Pitman from Chukwuemeka Nwokoro dated January 20, 2019. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Exhibit Notice of Deposition, # <u>2</u> Exhibit Notice of Deposition, # <u>3</u> Exhibit Letter, # <u>4</u> Exhibit Letter, # <u>5</u> Exhibit Letter, # <u>6</u> Exhibit Letter)(Nwokoro, Chukwuemeka) (Entered: 01/21/2019) |
| 01/23/2019 | <u>106</u> | LETTER RESPONSE in Opposition to Motion addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated January 23, 2019 re: <u>105</u> LETTER MOTION for Local Rule 37.2 Conference addressed to Magistrate Judge Henry B. Pitman from Chukwuemeka Nwokoro dated January 20, 2019. . Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. (Attachments: # <u>1</u> Exhibit A)(Rubinstein, Yuval) (Entered: 01/23/2019) |
| 01/24/2019 | | Set/Reset Hearings: Telephone Conference set for 2/28/2019 at 05:00 PM before Magistrate Judge Henry B. Pitman. (ajc) (Entered: 01/24/2019) |
| 01/24/2019 | <u>107</u> | PROPOSED PROTECTIVE ORDER. Document filed by Police Commissioner William J. Bratton, City of New York, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. (Rubinstein, Yuval) (Entered: 01/24/2019) |
| 01/25/2019 | <u>108</u> | MEMO ENDORSEMENT on re: <u>107</u> Proposed Protective Order filed by Police Commissioner William J. Bratton, Constantin Tsachas, NYPD Chief of Department James P. O'Neill, City of New York. ENDORSEMENT: The annexed proposed confidentiality order is not approved. The parties are directed to revise paragraph 7 of the annexed proposed order to conform to paragraph 5 of the Individual Practices of Judge Laura Taylor Swain. Judge Swain's individual rules of practice are available on the Court's web site. SO ORDERED. (Signed by Magistrate Judge Henry B. Pitman on 1/25/2019) Copies Transmitted By Chambers. (ne) (Entered: 01/25/2019) |

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| 01/28/2019 | <u>109</u> | NOTICE OF APPEARANCE by Yuval Rubinstein on behalf of Christopher McCormack. (Rubinstein, Yuval) (Entered: 01/28/2019) |
| 01/28/2019 | <u>110</u> | ANSWER to <u>87</u> Amended Complaint,. Document filed by Christopher McCormack.(Rubinstein, Yuval) (Entered: 01/28/2019) |
| 01/29/2019 | | Set/Reset Hearings: Discovery Hearing set for 2/12/2019 at 12:00 PM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge Henry B. Pitman. (ajc) (Entered: 01/29/2019) |
| 02/12/2019 | | Minute Entry for proceedings held before Magistrate Judge Henry B. Pitman: Discovery Hearing held on 2/12/2019. (ajc) (Entered: 02/12/2019) |
| 02/12/2019 | <u>111</u> | PROPOSED PROTECTIVE ORDER. Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. (Rubinstein, Yuval) (Entered: 02/12/2019) |
| 02/14/2019 | <u>112</u> | ORDER denying without prejudice to renewal <u>105</u> Letter Motion for Local Rule 37.2 Conference. All counsel are to review the current version of Rules 26, 33 and 34 of the Federal Rules of Civil Procedure. No later than February 19, 2019, defendants are to serve amended responses to plaintiffs' requests for documents that are fully compliant with Rule 34 of the Federal Rules of Civil Procedure. Plaintiffs' application to compel the depositions of William J. Bratton and James P. O'Neill is denied without prejudice to renewal. No later than March 14, 2019, plaintiffs are to file a status report stating whether they intend to renew their application to depose defendants William J. Bratton and James P. O'Neill. (Signed by Magistrate Judge Henry B. Pitman on 2/14/2019) Copies Transmitted By Chambers. (ne) (Entered: 02/14/2019) |
| 02/14/2019 | <u>113</u> | STIPULATION AND CONFIDENTIALITY ORDER...regarding procedures to be followed that shall govern the handling of confidential material...SO ORDERED. (Signed by Magistrate Judge Henry B. Pitman on 2/14/2019) (ne) (Entered: 02/14/2019) |
| 03/14/2019 | <u>114</u> | LETTER MOTION for Extension of Time to Complete Discovery addressed to Magistrate Judge Henry B. Pitman from Chukwuemeka Nwokoro dated March 14, 2019. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Proposed Scheduling Order)(Nwokoro, Chukwuemeka) (Entered: 03/14/2019) |
| 03/18/2019 | <u>115</u> | REVISED SCHEDULING ORDER granting <u>114</u> Letter Motion for Extension of Time to Complete Discovery. IT IS HEREBY ORDERED that: The deadline for completion of fact discovery is extended to June 9, 2019. The deadline for plaintiff's expert disclosures is extended to July 7, 2019. The deadline for defendant's expert disclosures is extended to August 4, 2019. The deadline for the conclusion of all expert depositions is extended to August 28, 2019. The settlement conference previously scheduled for July 16, 2019, is adjourned to 9-5-19 at 2:00 p.m. The status conference previously scheduled for July 16, 2019 is adjourned to 9-5-19 at 2:00 p.m. (Signed by Magistrate Judge Henry B. Pitman on 3/18/2019) (ne) (Entered: 03/18/2019) |
| 03/18/2019 | | Set/Reset Deadlines: (Deposition due by 8/28/2019. Fact Discovery due by 6/9/2019.) Set/Reset Hearings: (Settlement Conference set for 9/5/2019 at 02:00 PM before Magistrate Judge Henry B. Pitman. Status Conference set for 9/5/2019 at 02:00 PM before Magistrate Judge Henry B. Pitman.) (ne) (Entered: 03/18/2019) |
| 06/02/2019 | <u>116</u> | LETTER MOTION for Extension of Time to Complete Discovery addressed to Magistrate Judge Henry B. Pitman from Chukwuemeka Nwokoro dated June 1, 2019. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Text of Proposed Order)(Nwokoro, Chukwuemeka) (Entered: 06/02/2019) |
| 06/02/2019 | <u>117</u> | LETTER MOTION for Local Rule 37.2 Conference addressed to Magistrate Judge Henry B. Pitman from Chukwuemeka Nwokoro dated June 1, 2019. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano.(Nwokoro, Chukwuemeka) (Entered: 06/02/2019) |
| 06/06/2019 | | Set/Reset Hearings: Discovery Hearing set for 6/20/2019 at 10:00 AM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge Henry B. |

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| | | Pitman. (ajc) (Entered: 06/06/2019) |
| 06/07/2019 | <u>118</u> | LETTER RESPONSE to Motion addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated June 7, 2019 re: <u>117</u> LETTER MOTION for Local Rule 37.2 Conference addressed to Magistrate Judge Henry B. Pitman from Chukwuemeka Nwokoro dated June 1, 2019. . Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(Rubinstein, Yuval) (Entered: 06/07/2019) |
| 06/13/2019 | | Minute Entry for proceedings held before Magistrate Judge Henry B. Pitman: Telephone Conference held on 6/13/2019. (ajc) (Entered: 06/13/2019) |
| 06/17/2019 | <u>119</u> | LETTER addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated June 17, 2019 re: Plaintiffs' Request to Question Witness About Communications With Defendants' Counsel. Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas.(Rubinstein, Yuval) (Entered: 06/17/2019) |
| 06/19/2019 | <u>120</u> | FIRST LETTER addressed to Magistrate Judge Henry B. Pitman from John Scola dated June 19, 2019 re: Deposition Question and Attorney Client Privilege. Document filed by Roman Goris, Olayokun Olagoke, Widmarc Pierre, Adhyl Polanco, Edreweene Raymond, Pedro Serrano, Derick Waller, Felicia Whitely.(Scola, John) (Entered: 06/19/2019) |
| 06/20/2019 | | Minute Entry for proceedings held before Magistrate Judge Henry B. Pitman: Discovery Hearing held on 6/20/2019. (ajc) (Entered: 06/20/2019) |
| 06/21/2019 | <u>121</u> | ORDER; granting <u>116</u> Letter Motion for Extension of Time to Complete Discovery; terminating <u>117</u> Letter Motion for Local Rule 37.2 Conference. So Ordered.(Deposition due by 1/28/2020. Motions due by 7/22/2019.) (Signed by Magistrate Judge Henry B. Pitman on 6/21/2019) (js) (Entered: 06/21/2019) |
| 06/21/2019 | | Set/Reset Deadlines: (Fact Discovery due by 11/9/2019. Responses due by 8/12/2019, Replies due by 8/26/2019.). Set/Reset Hearings:(Status Conference set for 2/3/2020 at 10:00 AM before Magistrate Judge Henry B. Pitman.) (js) (Entered: 06/21/2019) |
| 07/08/2019 | <u>122</u> | TRANSCRIPT of Proceedings re: Discovery Hearing held on 2/12/2019 before Magistrate Judge Henry B. Pitman. Court Reporter/Transcriber: Mary Greco, (518) 581-8973. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/29/2019. Redacted Transcript Deadline set for 8/8/2019. Release of Transcript Restriction set for 10/7/2019.(aea) (Entered: 07/08/2019) |
| 07/08/2019 | <u>123</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Discovery Hearing proceeding held on 2/12/2019 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days.(aea) (Entered: 07/08/2019) |
| 07/09/2019 | <u>124</u> | TRANSCRIPT of Proceedings re: Discovery Hearing held on 6/20/2019 before Magistrate Judge Henry B. Pitman. Court Reporter/Transcriber: Carole Ludwig, (212) 420-0771. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/30/2019. Redacted Transcript Deadline set for 8/9/2019. Release of Transcript Restriction set for 10/7/2019.(aea) (Entered: 07/09/2019) |
| 07/09/2019 | <u>125</u> | NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Discovery Hearing proceeding held on 6/20/2019 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely |

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| | | electronically available to the public without redaction after 90 calendar days.(aea) (Entered: 07/09/2019) |
| 07/21/2019 | <u>126</u> | MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> , MOTION for Sanctions <i>For Spoliation</i> . Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano.(Nwokoro, Chukwuemeka) (Entered: 07/21/2019) |
| 07/21/2019 | <u>127</u> | DECLARATION of John Scola in Support re: <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> MOTION for Sanctions <i>For Spoliation..</i> Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Exhibit Deposition Transcript, # <u>2</u> Exhibit News Report, # <u>3</u> Exhibit NYPD Report, # <u>4</u> Exhibit NYPD Report, # <u>5</u> Exhibit Notice to Preserve Evidence, # <u>6</u> Exhibit Notice to Preserve Evidence, # <u>7</u> Exhibit Discovery Demand, # <u>8</u> Exhibit Deposition Notice, # <u>9</u> Exhibit Court Order, # <u>10</u> Exhibit Discovery Response, # <u>11</u> Exhibit Email, # <u>12</u> Exhibit Discovery Demand)(Nwokoro, Chukwuemeka) (Entered: 07/21/2019) |
| 07/21/2019 | <u>128</u> | DECLARATION of Pedro Serrano in Support re: <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> MOTION for Sanctions <i>For Spoliation..</i> Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Nwokoro, Chukwuemeka) (Entered: 07/21/2019) |
| 07/21/2019 | <u>129</u> | MEMORANDUM OF LAW in Support re: <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> MOTION for Sanctions <i>For Spoliation..</i> Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Nwokoro, Chukwuemeka) (Entered: 07/21/2019) |
| 08/07/2019 | <u>130</u> | CONSENT LETTER MOTION for Extension of Time to File Response/Reply as to <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> MOTION for Sanctions <i>For Spoliation.</i> addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated August 7, 2019. Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas.(Rubinstein, Yuval) (Entered: 08/07/2019) |
| 08/08/2019 | <u>131</u> | ORDER granting <u>130</u> CONSENT LETTER MOTION for Extension of Time to File Response/Reply as to <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> MOTION for Sanctions <i>For Spoliation.</i> addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated August 7, 2019. Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. The schedule proposed herein is approved. So ordered. (Responses due by 8/19/2019. Replies due by 9/3/2019). (Signed by Magistrate Judge Henry B. Pitman on 8/8/2019) (rjm) (Entered: 08/08/2019) |
| 08/19/2019 | <u>132</u> | MEMORANDUM OF LAW in Opposition re: <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> MOTION for Sanctions <i>For Spoliation..</i> Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. (Rubinstein, Yuval) (Entered: 08/19/2019) |
| 08/19/2019 | <u>133</u> | DECLARATION of Yuval Rubinstein in Opposition re: <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and.</i> MOTION for Sanctions <i>For Spoliation..</i> Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Rubinstein, Yuval) (Entered: 08/19/2019) |
| 08/29/2019 | <u>134</u> | JOINT LETTER MOTION to Adjourn Conference <i>Scheduled For September 5, 2019</i> addressed to Magistrate Judge Henry B. Pitman from Yuval Rubinstein dated August 29, 2019. Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas.(Rubinstein, Yuval) (Entered: 08/29/2019) |
| 08/30/2019 | <u>135</u> | ORDER: granting <u>134</u> Letter Motion to Adjourn Conference. Application granted. Because I am retiring effective September 30, 2019, counsel are directed to contact the |

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| | | Magistrate Judge to whom this matter will be reassigned no later than October 15, 2019 to schedule a date for the settlement conference. SO ORDERED. (Signed by Magistrate Judge Henry B. Pitman on 8/30/2019) Copies transmitted By Chambers. (ama) (Entered: 08/30/2019) |
| 09/03/2019 | <u>136</u> | REPLY MEMORANDUM OF LAW in Support re: <u>126</u> MOTION to Compel William J. Bratton, James P. O'Neill to Appear <i>For Depositions, and</i> . MOTION for Sanctions <i>For Spoliation</i> . . Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Nwokoro, Chukwuemeka) (Entered: 09/03/2019) |
| 10/02/2019 | | Magistrate Judge Sarah L. Cave is so redesignated. (ad) (Entered: 10/02/2019) |
| 10/02/2019 | | NOTICE OF REASSIGNMENT OF A REFERRAL TO ANOTHER MAGISTRATE JUDGE. The referral in the above entitled action has been reassigned to Magistrate Judge Sarah L. Cave, for General Pretrial (includes scheduling, discovery, non-dispositive pretrial motions, and settlement). Magistrate Judge Henry B. Pitman no longer referred to the case. Motions referred to Sarah L. Cave. (ad) (Entered: 10/02/2019) |
| 10/10/2019 | <u>137</u> | SCHEDULING ORDER: The referral in this action has been reassigned to the undersigned (ECF Oct. 2, 2019). A Status Conference will be held in this matter on Wednesday, February 5, 2020, at 10:00 a.m. in Courtroom 18A, Daniel Patrick Moynihan Courthouse, 500 Pearl Street, New York, New York 10007. SO ORDERED. (Status Conference set for 2/5/2020 at 10:00 AM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before US Magistrate Judge Sarah L Cave.) (Signed by US Magistrate Judge Sarah L Cave on 10/10/19) (yv) (Entered: 10/10/2019) |
| 10/11/2019 | <u>138</u> | SCHEDULING ORDER: As a correction to ECF No. 137, the Status Conference will be held on Monday, February 3, 2020, at 10:00 a.m. in Courtroom 18A, Daniel Patrick Moynihan Courthouse, 500 Pearl Street, New York, New York 10007. SO ORDERED. (Signed by US Magistrate Judge Sarah L Cave on 10/11/2019) Status Conference set for 2/3/2020 at 10:00 AM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before US Magistrate Judge Sarah L Cave. (ks) (Entered: 10/11/2019) |
| 10/16/2019 | <u>139</u> | SCHEDULING ORDER: Magistrate Judge Henry B. Pitman ordered the parties to contact the undersigned, no later than October 15, 2019, to schedule a settlement conference. (ECF No. 135.) The parties failed to do so. The parties are ORDERED to file a joint status report by Wednesday, October 23, 2019 explaining the failure to comply with ECF No. 135, and listing available dates for a settlement conference. The dates must be on a Tuesday, Wednesday, or Thursday and for a three-hour block beginning at 10:00 am or 2:00 pm. (Signed by US Magistrate Judge Sarah L Cave on 10/16/2019) (mml) (Entered: 10/16/2019) |
| 10/17/2019 | <u>140</u> | STATUS REPORT. <i>Concerning Settlement Conference</i> Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas.(Rubinstein, Yuval) (Entered: 10/17/2019) |
| 10/18/2019 | <u>141</u> | SETTLEMENT CONFERENCE SCHEDULING ORDER: A settlement conference is scheduled for Wednesday, December 4, 2019 at 10:00 am in Courtroom 18A, 500 Pearl Street, New York, New York. The parties are directed to review and comply with the Procedures for Cases Referred for Settlement to Magistrate Judge Sarah L. Cave, a copy of which is available on the Court's website at http://www.nysd.uscourts.gov/judge/Cave . The parties are strongly encouraged to engage in goodfaith settlement negotiations before the settlement conference and preferably before the submission to the Court of the Ex Parte Settlement Letters and Acknowledgment Forms, which are to be submitted by Wednesday, November 27, 2019. Should the parties resolve the litigation before the conference date, they must notify the Court in writing immediately. SO ORDERED. (Signed by US Magistrate Judge Sarah L Cave on 10/18/2019) Settlement Conference set for 12/4/2019 at 10:00 AM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before US Magistrate Judge Sarah L Cave. (ks) (Entered: 10/18/2019) |
| 11/06/2019 | <u>142</u> | LETTER MOTION for Extension of Time to Complete Discovery addressed to Magistrate Judge Sarah L. Cave from Emeka Nwokoro dated November 6, 2019. |

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| | | Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Exhibit Letter, # <u>2</u> Exhibit Letter)(Nwokoro, Chukwuemeka) (Entered: 11/06/2019) |
| 11/07/2019 | <u>143</u> | SCHEDULING ORDER: A Telephone Conference will be held in this matter on Tuesday, November 19, 2019, at 2:30 pm, regarding the parties' discovery disputes. Chambers will contact counsel for the parties to provide dial in information. SO ORDERED. (Telephone Conference set for 11/19/2019 at 02:30 PM before US Magistrate Judge Sarah L Cave.) (Signed by US Magistrate Judge Sarah L Cave on 11/7/19) (yv) (Entered: 11/07/2019) |
| 11/07/2019 | <u>144</u> | REVISED SCHEDULING ORDER granting <u>142</u> Letter Motion for Extension of Time to Complete Discovery. Plaintiffs' Letter–Motion for an extension of time to complete discovery (ECF No. 142) is granted. The Clerk of Court is respectfully directed to close ECF No. 142. SO ORDERED. (Deposition due by 3/28/2020.) (Signed by US Magistrate Judge Sarah L Cave on 11/7/19) (yv) (Entered: 11/07/2019) |
| 11/07/2019 | | Set/Reset Deadlines: Fact Discovery due by 1/10/2020. (yv) (Entered: 11/07/2019) |
| 11/08/2019 | <u>145</u> | LETTER MOTION to Reopen re: <u>144</u> Order on Motion for Extension of Time to Complete Discovery, addressed to Magistrate Judge Sarah L. Cave from Yuval Rubinstein dated November 8, 2019. Document filed by Police Commissioner William J. Bratton, City of New York, Christopher McCormack, NYPD Chief of Department James P. O'Neill, Constantin Tsachas. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Rubinstein, Yuval) (Entered: 11/08/2019) |
| 11/10/2019 | <u>146</u> | LETTER RESPONSE in Opposition to Motion addressed to Magistrate Judge Sarah L. Cave from Emeka Nwokoro dated November 10, 2019 re: <u>145</u> LETTER MOTION to Reopen re: <u>144</u> Order on Motion for Extension of Time to Complete Discovery, addressed to Magistrate Judge Sarah L. Cave from Yuval Rubinstein dated November 8, 2019. . Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Exhibit Emails, # <u>2</u> Exhibit Discovery Response, # <u>3</u> Exhibit Transcript, # <u>4</u> Exhibit Emails, # <u>5</u> Exhibit Emails, # <u>6</u> Exhibit Letter)(Nwokoro, Chukwuemeka) (Entered: 11/10/2019) |
| 11/14/2019 | <u>147</u> | SCHEDULING ORDER denying <u>145</u> LETTER MOTION to Reopen re: <u>144</u> Order on Motion for Extension of Time to Complete Discovery. Defendants' Letter–Motion to reopen the Courts decision to grant an extension of time to complete discovery (ECF No. 145) is DENIED. The Telephone Conference scheduled for Tuesday, November 19, 2019 is adjourned to Monday, November 25, 2019 at 2:00 pm. The parties are directed to meet and confer regarding their discovery disputes and, by Wednesday, November 20, 2019, file a joint status report listing each dispute that they are unable to resolve, with their respective positions. The status report should be no more than five pages. The Court acknowledges that Plaintiffs' Motion to Compel and for Sanctions (ECF No. 126) is fully briefed and pending before the Court. On November 25, 2019 at 2:00pm, Plaintiffs counsel is directed to call Chambers at (212) 805–0214 with all parties on the line. All counsel who intend to speak during the call must use a landline or phone with equivalent quality. Upon receipt of this order, each party is directed to ensure that all other parties on the case are aware of the conference date and time. The Clerk of Court is respectfully directed to close ECF No. 145. SO ORDERED. (Signed by Magistrate Judge Sarah L Cave on 11/14/2019) (jca) (Entered: 11/14/2019) |
| 11/14/2019 | | Set/Reset Hearings: Telephone Conference set for 11/25/2019 at 02:00 PM before Magistrate Judge Sarah L Cave. (jca) (Entered: 11/14/2019) |
| 11/20/2019 | <u>148</u> | LETTER addressed to Magistrate Judge Sarah L. Cave from Emeka Nwokoro dated November 20, 2019 re: Joint Status Report. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Exhibit Emails/Letter)(Nwokoro, Chukwuemeka) (Entered: 11/20/2019) |
| 11/25/2019 | | Minute Entry for proceedings held before Magistrate Judge Sarah L Cave: Telephone Conference held on 11/25/2019. Attorney Chukwuemeka Nwokoro appeared on behalf of Plaintiffs. Attorney Yuval Rubinstein appeared on behalf of Defendants. Attorney Rubinstein's colleague, Peter Tsai from the New York City Law Department, also attended the conference. (ne) (Entered: 11/25/2019) |

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| 11/25/2019 | <u>149</u> | ORDER: Regarding Plaintiffs' request for emails, Defendants' counsel is directed to email Plaintiffs' counsel a list of the search terms, date ranges, and custodians used in their search. Plaintiffs' request is otherwise denied. (As further set forth in this Order.) Based on Defendants' representation that the CPI does not contain information relating to discrimination based on race or national origin, the Court sustains Defendants' objection to Request No. 25, and DENIES Plaintiffs' motion to compel as to Request No. 25. (Signed by Magistrate Judge Sarah L Cave on 11/25/2019) (cf) (Entered: 11/25/2019) |
| 12/02/2019 | <u>150</u> | FIRST LETTER MOTION for Leave to File Amend Motion for Sanctions or New Motion for Sanctions <i>Against all Defendants</i> addressed to Magistrate Judge Sarah L. Cave from John Scola dated December 2, 2019. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit, # <u>12</u> Exhibit, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit)(Scola, John) (Entered: 12/02/2019) |
| 12/02/2019 | <u>151</u> | FIRST LETTER MOTION for Discovery addressed to Magistrate Judge Sarah L. Cave from John Scola dated 12/2/19., FIRST LETTER MOTION to Compel All Defendants to Comply with 6-20-19 Order addressed to Magistrate Judge Sarah L. Cave from John Scola dated 12/2/19. Document filed by Ritchie Baez, Sandy Gonzalez, Edreweene Raymond, Pedro Serrano. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit)(Scola, John) (Entered: 12/02/2019) |
| 12/03/2019 | <u>152</u> | ORDER: Accordingly, Plaintiffs' Letter-Motion to file a new motion for sanctions (ECF No. 150) is granted; Letter-Motion for a discovery conference (ECF No. 151) is denied; and Letter-Motion to compel and for sanctions (ECF No. 126) is terminated as moot. All discovery deadlines are adjourned sine die. So Ordered. The Clerk is respectfully directed to close ECF Nos. 126, 150, and 151. denying as moot <u>126</u> Motion to Compel; denying as moot <u>126</u> Motion for Sanctions; granting <u>150</u> Letter Motion for Leave to File Document; denying <u>151</u> Letter Motion for Discovery; denying <u>151</u> Letter Motion to Compel. (Signed by Magistrate Judge Sarah L Cave on 12/3/2019) (js) (Main Document 152 replaced on 12/3/2019) (js). (Entered: 12/03/2019) |
| 12/03/2019 | | Set/Reset Deadlines: Motions due by 12/13/2019. Responses due by 12/30/2019 Replies due by 1/7/2020. (js) (Entered: 12/03/2019) |
| 12/04/2019 | | Minute Entry for proceedings held before Magistrate Judge Sarah L Cave: Settlement Conference held on 12/4/2019. Attorney John Scola appeared on behalf of Plaintiffs. Attorney Yuval Rubenstein appeared on behalf of Defendants. Plaintiffs Edreweene Raymond, Ritchie Baez, Pedro Serrano, and Sandy Gonzalez attended the conference. Attorneys David G. Goldfarb and Stephanie Stewart from the NYPD Legal Bureau also attended the conference. The parties did not settle. (ne) (Entered: 12/04/2019) |