

**U.S. District Court
District of Rhode Island (Providence)
CIVIL DOCKET FOR CASE #: 1:14-cv-00078-WES-LDA**

United States of America v. State of Rhode Island Department of Corrections et al
Assigned to: Chief Judge William E. Smith
Referred to: Magistrate Judge Lincoln D. Almond
Case in other court: U.S. Court of Appeals for the First Circuit, 18-01462
Cause: 42:2000 Job Discrimination (Age)

Date Filed: 02/10/2014
Date Terminated: 05/15/2018
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

United States of America

represented by **Clare Geller**
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V.

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Date Filed	#	Docket Text
02/10/2014	<u>1</u>	COMPLAINT, filed by United States of America. (Attachments: # <u>1</u> Civil Cover Sheet)(Farrell Pletcher, Paula) (Entered: 02/10/2014)
02/13/2014	<u>2</u>	NOTICE of Appearance by Neil F.X. Kelly on behalf of State of Rhode Island, State of Rhode Island Department of Corrections (Kelly, Neil) (Entered: 02/13/2014)
02/13/2014	<u>3</u>	NOTICE of Appearance by Rebecca Tedford Partington on behalf of State of Rhode Island, State of Rhode Island Department of Corrections (Partington, Rebecca) (Entered: 02/13/2014)
02/19/2014	<u>4</u>	WAIVER OF SERVICE Returned Executed by United States of America. State of Rhode Island waiver sent on 2/10/2014, answer due 4/11/2014. (Rogers, Mary) (Entered: 02/19/2014)
03/05/2014	<u>5</u>	NOTICE of Appearance by Kathleen M. Kelly on behalf of State of Rhode Island Department of Corrections (Duhamel, John) (Entered: 03/05/2014)
04/07/2014	<u>6</u>	STIPULATION by All Defendants. (Kelly, Neil) (Entered: 04/07/2014)
04/14/2014		TEXT ORDER Entering <u>6</u> Stipulation filed by State of Rhode Island, State of Rhode Island Department of Corrections, United States of America. So Ordered by Chief Judge William E. Smith on 4/14/14. (Jackson, Ryan) (Entered: 04/14/2014)
04/14/2014		Reset Deadlines: State of Rhode Island answer due 4/25/2014; State of Rhode Island Department of Corrections answer due 4/25/2014. (Jackson, Ryan) (Entered: 04/14/2014)
04/25/2014	<u>7</u>	NOTICE of Appearance by Ariele Yaffee on behalf of All Defendants (Yaffee, Ariele) (Entered: 04/25/2014)
04/25/2014	<u>8</u>	NOTICE of Appearance by Edward G. Mullaney on behalf of All Defendants (Mullaney, Edward) (Entered: 04/25/2014)
04/25/2014	<u>9</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by All Defendants. Responses due by 5/12/2014 (Attachments: # <u>1</u> Supporting Memorandum,

		# <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I – redacted, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K – redacted, # <u>13</u> Exhibit L, # <u>14</u> Exhibit M)(Kelly, Neil) (Entered: 04/25/2014)
04/25/2014	<u>10</u>	MOTION for an Extension of Time to File Answer filed by All Defendants. Responses due by 5/12/2014 (Kelly, Neil) (Entered: 04/25/2014)
04/25/2014	<u>11</u>	MOTION to Seal Document filed by State of Rhode Island, State of Rhode Island Department of Corrections. (Urizandi, Nisshy) (Additional attachment(s) added on 8/11/2016: # <u>1</u> motion to seal) (Capraro, Dona). (Entered: 04/28/2014)
04/29/2014		TEXT ORDER granting <u>11</u> Motion to Seal Document. So Ordered by Chief Judge William E. Smith on 4/29/2014. (Urizandi, Nisshy) (Entered: 04/30/2014)
04/30/2014		TEXT ORDER granting <u>10</u> Motion for Extension of Time to Answer Complaint. So Ordered by Chief Judge William E. Smith on 4/30/14. (Jackson, Ryan) (Entered: 04/30/2014)
05/08/2014	<u>13</u>	Consent MOTION for an Extension of Time filed by United States of America. Responses due by 5/27/2014 (Geller, Clare) (Entered: 05/08/2014)
05/13/2014		TEXT ORDER granting <u>13</u> Motion for Extension of Time to respond to <u>9</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM up to and including 5/22/14. So Ordered by Chief Judge William E. Smith on 5/13/14. (Jackson, Ryan) (Entered: 05/13/2014)
05/21/2014	<u>14</u>	RESPONSE in Opposition re <u>9</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by United States of America. (Geller, Clare) (Entered: 05/21/2014)
05/23/2014	<u>15</u>	MOTION for an Extension of Time to File Response/Reply as to <u>14</u> Response in Opposition to Motion filed by All Defendants. Responses due by 6/9/2014 (Kelly, Neil) (Entered: 05/23/2014)
05/27/2014		TEXT ORDER granting <u>15</u> Motion for Extension of Time to File Response/Reply re <u>9</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM; Replies due by 5/30/2014. So Ordered by Chief Judge William E. Smith on 5/27/14. (Jackson, Ryan) (Entered: 05/27/2014)
05/28/2014		NOTICE of Hearing on Motion <u>9</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM : Motion Hearing <i>scheduled for 8/5/2014 at 10:00 AM in Courtroom 2</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 05/28/2014)
05/30/2014	<u>16</u>	REPLY to Response to Motion re <u>14</u> Response in Opposition to Motion filed by State of Rhode Island, State of Rhode Island Department of Corrections. (Kelly, Neil) (Entered: 05/30/2014)
06/06/2014	<u>17</u>	Consent MOTION for Leave to File <i>Surreply</i> filed by United States of America. Responses due by 6/23/2014 (Attachments: # <u>1</u> Exhibit 1 Surreply)(Geller, Clare) (Entered: 06/06/2014)
06/10/2014		TEXT ORDER granting <u>17</u> Motion for Leave to File Surreply. So Ordered by Chief Judge William E. Smith on 6/10/14. (Jackson, Ryan) (Entered: 06/10/2014)
07/30/2014	<u>18</u>	NOTICE by State of Rhode Island, State of Rhode Island Department of Corrections <i>of Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Kelly, Neil) (Entered: 07/30/2014)
08/05/2014		Minute Entry for proceedings held before Chief Judge William E. Smith: Motion Hearing held on 8/5/2014 re <u>9</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by State of Rhode Island, State of Rhode Island Department of Corrections. (Geller, Kelly, Partington) Court addresses. Arguments heard. Court takes matter under advisement and will issue a written ruling. Recess. (Court Reporter Anne Clayton in Courtroom 2 at 10:10 a.m.) (Urizandi, Nisshy) (Entered: 08/05/2014)
08/11/2014	<u>19</u>	TRANSCRIPT ORDER for proceedings held on August 5, 2014 before Judge Smith.. (Geller, Clare) (Entered: 08/11/2014)

08/13/2014	<u>20</u>	TRANSCRIPT ORDER for proceedings held on 8-5-14 before Judge William E. Smith.. (Kelly, Neil) (Entered: 08/13/2014)
08/22/2014	<u>21</u>	TRANSCRIPT of Defendant's Motion to Dismiss held on August 5, 2014, before Chief Judge William E. Smith. Court Reporter Anne M. Clayton, Telephone number 401-255-2310. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER NOTICE TO COUNSEL: Redaction Requests must be filed for personal identifiers only. All other redactions must be requested by motion. Redaction Request due 9/12/2014. Redacted Transcript Deadline set for 9/22/2014. Release of Transcript Restriction set for 11/20/2014. (Clayton, Anne) (Entered: 08/22/2014)
01/29/2015	<u>22</u>	MEMORANDUM AND ORDER denying <u>2</u> Motion to Dismiss for Failure to State a Claim. So Ordered by Chief Judge William E. Smith on 1/29/15. (Jackson, Ryan) (Entered: 01/29/2015)
02/05/2015		NOTICE of Hearing: Status Conference <i>scheduled for 2/27/2015 at 11:00 AM in Chambers</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 02/05/2015)
02/12/2015	<u>23</u>	ANSWER to <u>1</u> Complaint by State of Rhode Island, State of Rhode Island Department of Corrections.(Kelly, Neil) (Entered: 02/12/2015)
02/12/2015		Reset Hearings re: Notice of Status Conference <i>RE-SCHEDULED for Wednesday 2/18/2015 at 9:30 AM in Chambers</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 02/12/2015)
02/13/2015		Reset Hearings re: Status Conference <i>RE-SCHEDULED for 3/6/2015 at 10:00 AM in Chambers</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 02/13/2015)
02/23/2015	<u>24</u>	AMENDED ANSWER to <u>1</u> Complaint by State of Rhode Island, State of Rhode Island Department of Corrections. (Kelly, Neil) (Entered: 02/23/2015)
03/04/2015		Reset Hearings re: Status Conference <i>re-scheduled for 3/6/2015 at 2:30 PM in Chambers</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 03/04/2015)
03/05/2015	<u>25</u>	NOTICE by United States of America <i>Regarding Proposed Discovery Plan</i> (Attachments: # <u>1</u> Text of Proposed Order United States' Proposed Discovery Plan, # <u>2</u> Text of Proposed Order United States' Proposed ESI Order)(Banaszak, Elizabeth) (Entered: 03/05/2015)
03/06/2015		Minute Entry for proceedings held before Chief Judge William E. Smith: Status Conference held on 3/6/2015; counsel present: C. Geller, E. Banaszark; N. Kelly, R. Partington, K. Kelly, A. Yaffee. (Jackson, Ryan) (Entered: 03/09/2015)
03/09/2015		TEXT ORDER: Defendants' Motion for Leave to File Interlocutory Appeal is due on or before 3/27/15; Plaintiff's Objection is due on or before 4/13/15; Defendants' Reply is due on 4/20/15. So Ordered by Chief Judge William E. Smith on 3/9/15. (Jackson, Ryan) (Entered: 03/09/2015)
03/10/2015	<u>26</u>	PRETRIAL SCHEDULING ORDER: Factual Discovery to be completed by 10/20/2015; All Expert Discovery to be completed by 4/11/2016; Dispositive Motions due by 5/11/2016; Pretrial Memorandum due 30 days after decision on any pending motion, or if no motions are pending, by 5/20/16; and additional dates as ordered in this Pretrial Scheduling Order. So Ordered by Chief Judge William E. Smith on 3/10/15. (Jackson, Ryan) (Entered: 03/10/2015)
03/11/2015		NOTICE of Hearing: Telephone Conference set for 3/19/2015 04:00 PM before Magistrate Judge Lincoln D. Almond. The Court will initiate the call. Counsel to participate: Geller, Banaszak, N. Kelly, Partington, Yaffee, K. Kelly. (Noel, Jeannine) (Entered: 03/11/2015)
03/19/2015		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Telephone Conference held on 3/19/2015. (Noel, Jeannine) (Entered: 03/20/2015)

03/20/2015	<u>27</u>	SETTLEMENT CONFERENCE ORDER AND NOTICE OF Settlement Conference set for 5/20/2015 02:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond. Telephone Conference set for 5/6/2015 04:00 PM before Magistrate Judge Lincoln D. Almond. The court will initiate the call. So Ordered by Magistrate Judge Lincoln D. Almond on 3/20/2015. (Noel, Jeannine) (Entered: 03/20/2015)
03/26/2015	<u>28</u>	NOTICE of Appearance by Raheemah F. Abdulaleem on behalf of United States of America (Abdulaleem, Raheemah) (Entered: 03/26/2015)
03/27/2015	<u>29</u>	MOTION for Leave to Appeal WITH SUPPORTING MEMO filed by All Defendants. Responses due by 4/13/2015 (Attachments: # <u>1</u> Supporting Memorandum)(Kelly, Neil) (Entered: 03/27/2015)
03/31/2015	<u>30</u>	Joint MOTION for Protective Order filed by All Plaintiffs. Responses due by 4/17/2015 (Attachments: # <u>1</u> Text of Proposed Order)(Abdulaleem, Raheemah) (Entered: 03/31/2015)
04/07/2015	<u>31</u>	SUPPLEMENTAL MEMORANDUM/EXHIBIT IN SUPPORT by All Defendants in support of <u>29</u> MOTION for Leave to Appeal . (Kelly, Neil) Modified on 5/22/2015: edited document title (Jackson, Ryan). (Entered: 04/07/2015)
04/09/2015	<u>32</u>	Consent MOTION for an Extension of Time to File Response/Reply as to <u>29</u> MOTION for Leave to Appeal filed by United States of America. Responses due by 4/27/2015 (Abdulaleem, Raheemah) (Entered: 04/09/2015)
04/10/2015		TEXT ORDER granting <u>32</u> Motion for Extension of Time to File Response to <u>29</u> MOTION for Leave to Appeal; Responses due by 4/20/2015. So Ordered by Chief Judge William E. Smith on 4/10/15. (Jackson, Ryan) (Entered: 04/10/2015)
04/10/2015	<u>33</u>	ORDER granting <u>30</u> Motion for Protective Order. So Ordered by Chief Judge William E. Smith on 4/10/15. (Jackson, Ryan) (Entered: 04/10/2015)
04/20/2015	<u>34</u>	RESPONSE in Opposition re <u>29</u> MOTION for Leave to Appeal WITH SUPPORTING MEMO filed by United States of America. (Abdulaleem, Raheemah) (Entered: 04/20/2015)
04/24/2015	<u>35</u>	MOTION for an Extension of Time to File Response/Reply as to <u>34</u> Response in Opposition to Motion filed by All Defendants. Responses due by 5/11/2015 (Kelly, Neil) (Entered: 04/24/2015)
04/27/2015		TEXT ORDER granting <u>35</u> Motion for Extension of Time to File Reply re: <u>29</u> MOTION for Leave to Appeal; Replies due by 5/4/2015. So Ordered by Chief Judge William E. Smith on 4/27/15. (Jackson, Ryan) (Entered: 04/27/2015)
05/04/2015	<u>36</u>	REPLY to Response to Motion re <u>34</u> Response in Opposition to Motion filed by All Defendants. (Kelly, Neil) (Entered: 05/04/2015)
05/06/2015		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Telephone Conference with Attorneys Abdulaleem, Banaszak, Geller, Kathleen Kelly and Neil Kelly held on 5/6/2015. (Noel, Jeannine) (Entered: 05/06/2015)
05/18/2015	<u>37</u>	Consent MOTION to Continue <i>Settlement Conference</i> filed by United States of America. Responses due by 6/4/2015 (Geller, Clare) (Entered: 05/18/2015)
05/19/2015		TEXT ORDER granting <u>37</u> Motion to Continue; Set/Reset Hearings:Settlement Conference set for 5/20/2015 02:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond has been rescheduled (Settlement Conference set for 6/4/2015 02:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond.). So Ordered by Magistrate Judge Lincoln D. Almond on 5/19/15. (Saucier, Martha) (Entered: 05/19/2015)
05/29/2015	<u>38</u>	Process Return and Receipt Executed by United States Marshal (Urizandi, Nisshy) (Entered: 05/29/2015)
06/02/2015	<u>39</u>	NOTICE of Appearance by David N. Reese on behalf of United States of America (Reese, David) (Entered: 06/02/2015)

06/04/2015		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Settlement Conference held on 6/4/2015. (Noel, Jeannine) (Entered: 06/05/2015)
06/05/2015		NOTICE of Hearing: Telephone Conference set for 6/16/2015 04:30 PM before Magistrate Judge Lincoln D. Almond. The court will initiate the call. (Noel, Jeannine) (Entered: 06/05/2015)
06/12/2015	<u>40</u>	Joint MOTION to Amend/Correct <i>Protective Order</i> filed by United States of America. Responses due by 6/29/2015 (Attachments: # <u>1</u> Text of Proposed Order Amended Protective Order)(Banaszak, Elizabeth) (Entered: 06/12/2015)
06/15/2015		RESCHEDULING NOTICE of Hearing: Telephone Conference RESCHEDULED for 7/8/2015 04:00 PM before Magistrate Judge Lincoln D. Almond. MOVED FROM 6/16/2015 PER LETTER FROM ATTY KELLY. The court will initiate the call. (Noel, Jeannine) (Entered: 06/15/2015)
06/17/2015	<u>41</u>	AMENDED PROTECTIVE ORDER granting <u>40</u> Joint MOTION to Amend/Correct Protective Order. So Ordered by Magistrate Judge Lincoln D. Almond on 6/17/2015. (Noel, Jeannine) (Entered: 06/17/2015)
07/01/2015	<u>42</u>	STIPULATION <i>that Defendants may have up to and including July 30, 2015, within which to answer or otherwise respond to Plaintiffs First Request for Production of Documents and Plaintiffs First Set of Interrogatories.</i> by All Defendants. (Kelly, Neil) (Entered: 07/01/2015)
07/08/2015		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Telephone Conference held on 7/8/2015. (Chambers at 4:00.) (Saucier, Martha) (Entered: 07/08/2015)
07/08/2015		NOTICE of Hearing: Telephone Conference set for 8/11/2015 04:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond with counsel of record. Court to initiate the call. (Saucier, Martha) (Entered: 07/08/2015)
08/11/2015		Set/Reset Hearings: Telephone Conference set for 8/11/2015 04:00 PM in before Magistrate Judge Lincoln D. Almond has been rescheduled at request of counsel. Telephone Conference RESCHEDULED for 8/31/2015 04:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond with all counsel of record. Court to initiate the call. (Saucier, Martha) (Entered: 08/11/2015)
08/13/2015	<u>43</u>	NOTICE of Appearance by Kunti D. Salazar on behalf of United States of America (Salazar, Kunti) (Entered: 08/13/2015)
08/31/2015		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Telephone Conference with Attorneys Banaszak, Reese, Salazar, Dingley, Yaffee, Kathleen Kelly and Neil Kelly held on 8/31/2015. (Noel, Jeannine) (Entered: 08/31/2015)
09/08/2015	<u>44</u>	Process Return and Receipt Executed by United States Marshal, SUBPOENA Returned Executed as to Carl Swander. (Urizandi, Nisshy) (Entered: 09/08/2015)
09/21/2015	<u>45</u>	ORDER denying <u>29</u> Motion for Leave to Appeal. So Ordered by Chief Judge William E. Smith on 9/21/2015. (Jackson, Ryan) (Entered: 09/21/2015)
09/23/2015	<u>46</u>	MOTION for an Extension of Time to Complete Discovery (<i>Unopposed</i>) filed by United States of America. Responses due by 10/13/2015 (Banaszak, Elizabeth) (Entered: 09/23/2015)
10/01/2015		TEXT ORDER granting <u>46</u> Motion for Extension of Time to Complete Discovery. So Ordered by Chief Judge William E. Smith on 10/1/15. (Jackson, Ryan) (Entered: 10/01/2015)
10/01/2015		Reset Deadlines: Factual Discovery to close by 1/20/2016; All Expert Discovery to close by 7/11/2016; Dispositive Motions due by 8/11/2016; Pretrial Memorandum due 30 days after decision on any pending motion, or if no motions are pending, by 8/22/2016. (Jackson, Ryan) (Entered: 10/01/2015)
11/06/2015	<u>47</u>	STIPULATION <i>Regarding Applicant Flow Data</i> by United States of America. (Banaszak, Elizabeth) (Entered: 11/06/2015)

11/16/2015		NOTICE of Hearing: Telephone Conference set for 11/30/2015 04:30 PM before Magistrate Judge Lincoln D. Almond. The court will initiate the call. (Noel, Jeannine) (Entered: 11/16/2015)
11/17/2015		HEARING CANCELLED – Telephone Conference CANCELLED for 11/30/2015 04:30 PM before Magistrate Judge Lincoln D. Almond. (Noel, Jeannine) (Entered: 11/17/2015)
11/25/2015	<u>48</u>	MOTION to Compel The Rule 30(b)(1) Fact Deposition of Defendants' Witness Paul Kennedy And For An Expedited Ruling With Supporting Memo filed by United States of America. Responses due by 12/14/2015 (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)(Salazar, Kunti) (Entered: 11/25/2015)
11/25/2015	<u>49</u>	MOTION to Quash WITH SUPPORTING MEMO filed by State of Rhode Island, State of Rhode Island Department of Corrections. Responses due by 12/14/2015 (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> Supporting Memorandum)(Kelly, Neil) (Entered: 11/25/2015)
12/01/2015		NOTICE of TELEPHONIC Hearing on Motion <u>49</u> MOTION to Quash , <u>48</u> MOTION to Compel The Rule 30(b)(1) Fact Deposition of Defendants' Witness Paul Kennedy And For An Expedited Ruling : TELEPHONIC Motion Hearing set for 12/7/2015 11:00 AM before Magistrate Judge Lincoln D. Almond. THE COURT WILL INITIATE THE CALL. (Noel, Jeannine) (Entered: 12/01/2015)
12/02/2015	<u>50</u>	RESPONSE in Opposition re <u>48</u> MOTION to Compel The Rule 30(b)(1) Fact Deposition of Defendants' Witness Paul Kennedy And For An Expedited Ruling with supporting memo filed by State of Rhode Island, State of Rhode Island Department of Corrections. Replies due by 12/14/2015. (Attachments: # <u>1</u> Supporting Memorandum)(Kelly, Neil) (Entered: 12/02/2015)
12/02/2015	<u>51</u>	RESPONSE in Opposition re <u>49</u> MOTION to Quash With Supporting Memo filed by United States of America. Replies due by 12/14/2015. (Attachments: # <u>1</u> Exhibit 1, United States' Rebuttal to Defendants' Exh. E (Dkt. 49–5))(Banaszak, Elizabeth) (Entered: 12/02/2015)
12/04/2015	<u>52</u>	REPLY to Response to Motion re <u>50</u> Response in Opposition to Motion, <i>Reply in Support of United States' Motion to Compel</i> With Supporting Memo filed by United States of America. (Banaszak, Elizabeth) (Entered: 12/04/2015)
12/04/2015	<u>53</u>	REPLY MEMORANDUM re <u>49</u> MOTION to Quash . (Kelly, Neil) (Entered: 12/04/2015)
12/07/2015		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Motion Hearing held on 12/7/2015 re <u>48</u> MOTION to Compel The Rule 30(b)(1) Fact Deposition of Defendants' Witness Paul Kennedy And For An Expedited Ruling filed by United States of America, <u>49</u> MOTION to Quash filed by State of Rhode Island, State of Rhode Island Department of Corrections (Banaszak, Geller, Reese, Salazar, Kelly, Yaffee) Argument; Court takes matter under advisement; Order to follow (Courtroom A at 11:06 am.) (Noel, Jeannine) (Entered: 12/07/2015)
12/07/2015		TEXT ORDER granting in part and denying in part <u>48</u> Motion to Compel; granting in part and denying in part <u>49</u> Motion to Quash. Both Motions are GRANTED in part and DENIED in part as follow: The fact deposition of Mr. Kennedy by Plaintiff may go forward but shall be limited in duration to four (4) hours and he shall not be asked any of the same questions that he was asked as a Rule 30(b)(6) designee. So Ordered by Magistrate Judge Lincoln D. Almond on 12/7/2015. (Noel, Jeannine) (Entered: 12/07/2015)
12/08/2015	<u>54</u>	NOTICE of Appearance by Mariana E. Ormonde on behalf of All Defendants (Ormonde, Mariana) (Entered: 12/08/2015)
02/10/2016	<u>55</u>	MOTION to Compel 30(b)(6) Testimony from Plaintiff United States and for Expedited Ruling WITH SUPPORTING MEMO filed by State of Rhode Island, State of Rhode Island Department of Corrections. Responses due by 2/29/2016 (Attachments: # <u>1</u> Supporting Memorandum, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E)(Kelly, Neil) (Entered: 02/10/2016)

02/11/2016		NOTICE of TELEPHONIC Hearing on Motion <u>55</u> MOTION to Compel 30(b)(6) Testimony from Plaintiff United States and for Expedited Ruling : TELEPHONIC Motion Hearing set for 2/23/2016 11:00 AM before Magistrate Judge Lincoln D. Almond. PARTIES WILL RECEIVE CALL IN INSTRUCTIONS VIA EMAIL. (Noel, Jeannine) (Entered: 02/11/2016)
02/17/2016	<u>56</u>	RESPONSE in Opposition re <u>55</u> MOTION to Compel 30(b)(6) Testimony from Plaintiff United States and for Expedited Ruling WITH SUPPORTING MEMO filed by United States of America. Replies due by 2/29/2016. (Attachments: # <u>1</u> Exhibit Declaration of Principal Deputy AAG Gupta)(Banaszak, Elizabeth) (Entered: 02/17/2016)
02/22/2016	<u>57</u>	REPLY to Response to Motion re <u>56</u> Response in Opposition to Motion, filed by State of Rhode Island, State of Rhode Island Department of Corrections. (Attachments: # <u>1</u> Exhibit F)(Yaffee, Ariele) (Entered: 02/22/2016)
02/23/2016		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: TELEPHONIC Motion Hearing held on 2/23/2016 re <u>55</u> MOTION to Compel 30(b)(6) Testimony from Plaintiff United States and for Expedited Ruling filed by State of Rhode Island, State of Rhode Island Department of Corrections (Reese, Salazar, Banaszak, Geller, Yaffee, Kelly, Ormonde) All Counsel via phone; Argument; Court takes matter under advisement; Order to follow (Courtroom A at 11:08 am.) (Noel, Jeannine) (Entered: 02/23/2016)
02/23/2016		TEXT ORDER granting in part and denying in part <u>55</u> Motion to Compel. Plaintiff shall produce a deponent(s) pursuant to Rule 30(b)(6) to testify on March 3, 2016 as to Topics 1, 2, 3, 4, 6, 7, and 8. Such questioning is, however, subject to good faith objection by Plaintiff's counsel and an instruction not to answer only when reasonably necessary to preserve any asserted privileges. When a privilege is asserted, Plaintiff's counsel shall identify the particular privilege on the record, and briefly describe the general nature of the allegedly privileged information that is being elicited by the question under objection to allow for later review and assessment of the privilege claim, if necessary. Plaintiff's objections to Topics 5, 9 and 10 are sustained and Defendants' Motion is DENIED as to those Topics. Finally, the deponent(s) may not be asked any questions regarding experts and their opinions that will be the subject of later disclosure pursuant to Rule 26(a)(2)(B) or are protected from disclosure under Rule 26(b)(4)(D). So Ordered by Magistrate Judge Lincoln D. Almond on 2/23/2016. (Noel, Jeannine) (Entered: 02/24/2016)
03/04/2016	<u>58</u>	TRANSCRIPT ORDER <i>Hearing on Motion to Compel</i> for proceedings held on 2/23/2016 before Judge Almond.. (Yaffee, Ariele) (Entered: 03/04/2016)
03/07/2016	<u>59</u>	TRANSCRIPT ORDER <i>Hearing on Defendants' Motion to Compel</i> for proceedings held on Feb. 23, 2016 before Judge Almond.. (Banaszak, Elizabeth) (Entered: 03/07/2016)
03/08/2016	<u>60</u>	APPEAL OF MAGISTRATE JUDGE DECISION AND ORDER by State of Rhode Island, State of Rhode Island Department of Corrections <i>Objection to Text Order dated 2/24/16</i> . Replies due by 3/25/2016. (Attachments: # <u>1</u> Supporting Memorandum, # <u>2</u> Exhibit A)(Kelly, Neil) Modified on 3/10/2016: entry event title and response deadline (Jackson, Ryan). (Entered: 03/08/2016)
03/10/2016		Notice of Correction re: <u>60</u> APPEAL OF MAGISTRATE JUDGE DECISION AND ORDER. (Jackson, Ryan) (Entered: 03/10/2016)
03/11/2016	<u>61</u>	TRANSCRIPT of Motion to Compel Deposition Testimony, held on February 23, 2016, before Magistrate Judge Lincoln D. Almond. Court Reporter Denise P. Veitch, Telephone number 401-323-9337. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE TO COUNSEL: Redaction Requests must be filed for personal identifiers only. All other redactions must be requested by motion. For local policy and sample redaction request visit our website at www.rid.uscourts.gov and select Transcripts under the Case Information menu option. Redaction Request due 4/1/2016. Redacted Transcript Deadline set for 4/11/2016. Release of Transcript Restriction set for 6/9/2016. (Veitch, Denise) (Entered: 03/11/2016)

03/16/2016	<u>62</u>	MOTION for an Extension of Time to Complete Discovery filed by State of Rhode Island, State of Rhode Island Department of Corrections. Responses due by 4/4/2016 (Kelly, Neil) (Entered: 03/16/2016)
03/18/2016		TEXT ORDER granting <u>62</u> Motion for Extension of Time to Complete Discovery; Reset Deadlines: All Expert Discovery will close on 7/18/2016 (the remaining expert witness disclosures deadlines between the parties will each be extended by one week); Dispositive Motions due by 8/18/2016; Pretrial Memorandum due 30 days after decision on any pending motions, or if no motions are pending, by 8/29/2016. So Ordered by Chief Judge William E. Smith on 3/18/2016. (Jackson, Ryan) (Entered: 03/18/2016)
03/25/2016	<u>63</u>	MEMORANDUM IN OPPOSITION by United States of America in opposition to <u>60</u> Response in Opposition, <i>to Defendant's Appeal of Magistrate's Order</i> . (Attachments: # <u>1</u> Exhibit A, Hearing Transcript, # <u>2</u> Exhibit B, Text Order, # <u>3</u> Exhibit C, Deposition Transcript Excerpts)(Banaszak, Elizabeth) (Entered: 03/25/2016)
04/01/2016	<u>64</u>	REPLY MEMORANDUM re <u>63</u> Memorandum in Opposition, <i>State's Reply to Pltf's Opposition</i> . (Yaffee, Ariele) (Entered: 04/01/2016)
04/08/2016		REFERRED TO CHAMBERS OF JUDGE WILLIAM E. SMITH: <u>60</u> APPEAL OF MAGISTRATE JUDGE DECISION AND ORDER by State of Rhode Island, State of Rhode Island Department of Corrections Objection to Text Order dated 2/24/16. (Jackson, Ryan) (Entered: 04/08/2016)
04/26/2016		NOTICE of Hearing re: <u>60</u> Appeal of Magistrate Judge Decision and Order <i>scheduled for 6/2/2016 at 10:00 AM in Courtroom 2</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 04/26/2016)
04/26/2016		Reset Hearings re: <u>60</u> Appeal of Magistrate Judge Decision and Order <i>RE-SCHEDULED for 6/9/2016 at 10:00 AM in Courtroom 2</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 04/26/2016)
04/28/2016	<u>65</u>	Joint MOTION for an Extension of Time to Complete Discovery filed by United States of America. Responses due by 5/16/2016 (Banaszak, Elizabeth) (Entered: 04/28/2016)
05/09/2016		TEXT ORDER granting <u>65</u> Motion for Extension of Time to Complete Discovery. So Ordered by Magistrate Judge Lincoln D. Almond on 5/9/2016. (Saucier, Martha) (Entered: 05/09/2016)
05/09/2016	<u>66</u>	AMENDED PRETRIAL SCHEDULING ORDER: Expert Discovery close by 9/23/2016. Dispositive Motions due by 10/18/2016. Pretrial Memorandum due 30 days after a decision on any dispositive motion or, if no dispositive motions are filed by 10/31/2016.. So Ordered by Magistrate Judge Lincoln D. Almond on 5/9/2016. (Saucier, Martha) (Entered: 05/09/2016)
06/09/2016		Minute Entry for proceedings held before Chief Judge William E. Smith: Motion Hearing held on 6/9/2016 re <u>55</u> MOTION to Compel 30(b)(6) Testimony from Plaintiff United States and for Expedited Ruling filed by State of Rhode Island Department of Corrections, State of Rhode Island. Banaszak, Salazar, Myrus, Kelly, Yaffee) Court addresses. Counsel ID themselves for the record. Arguments heard. Court takes matter under advisement and will issue a ruling at a later date. Recess. (Court Reporter Anne Clayton in Courtroom 2 at 10:10 a.m.) (Urizandi, Nisshy) (Entered: 06/10/2016)
06/10/2016	<u>67</u>	NOTICE by United States of America <i>Of Withdrawal of Counsel Elizabeth Banaszak</i> (Banaszak, Elizabeth) (Entered: 06/10/2016)
06/20/2016	<u>68</u>	Joint MOTION for an Extension of Time to Complete Discovery filed by United States of America. Responses due by 7/7/2016 (Salazar, Kunti) (Entered: 06/20/2016)
06/21/2016	<u>69</u>	TRANSCRIPT ORDER <i>Hearing on Defendants' Appeal of Magistrate Judge Order</i> for proceedings held on 6/9/2016 before Judge Smith.. (Salazar, Kunti) (Entered: 06/21/2016)
06/23/2016	<u>70</u>	NOTICE of Appearance by Emily Adams Given on behalf of United States of America (Given, Emily) (Entered: 06/23/2016)

06/27/2016	<u>71</u>	AMENDED SCHEDULING ORDER; Order granting <u>68</u> Joint Motion for Extension of Discovery Deadlines. So Ordered by Chief Judge William E. Smith on 6/24/2016. (Jackson, Ryan) (Entered: 06/27/2016)
06/27/2016		Reset Deadlines: All Expert Discovery will close on 10/7/2016; Dispositive Motions due by 11/1/2016 (Plaintiff's Motion for Summary Judgment by 11/1/16; Defendants' Objection and Cross-Motion by 12/6/16; Plaintiff's Reply and Objection by 1/6/17; Defendants' Reply by 1/27/17); Pretrial Memorandum due 30 days after decision on any pending motions, or if no motions are pending, by 11/14/2016(Jackson, Ryan) (Entered: 06/27/2016)
07/18/2016	<u>72</u>	TRANSCRIPT of Appeal of Magistrate Judge's Opinion and Order held on June 9, 2016, before Chief Judge William E. Smith. Court Reporter Anne M. Clayton, Telephone number 401-255-2310. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE TO COUNSEL: Redaction Requests must be filed for personal identifiers only. All other redactions must be requested by motion. For local policy and sample redaction request visit our website at www.rid.uscourts.gov and select Transcripts under the Case Information menu option. Redaction Request due 8/8/2016. Redacted Transcript Deadline set for 8/18/2016. Release of Transcript Restriction set for 10/17/2016. (Clayton, Anne) (Entered: 07/18/2016)
08/10/2016	<u>73</u>	MOTION for an Extension of Time to Complete Discovery filed by State of Rhode Island, State of Rhode Island Department of Corrections. Responses due by 8/29/2016 (Kelly, Neil) (Entered: 08/10/2016)
08/19/2016	<u>74</u>	ORDER granting <u>73</u> Motion for Extension of Time to Complete Discovery. So Ordered by Chief Judge William E. Smith on 8/17/2016. (Jackson, Ryan) (Entered: 08/19/2016)
08/23/2016	<u>75</u>	TRANSCRIPT ORDER for proceedings held on 06/09/2016 before Judge William E. Smith.. (Kelly, Neil) (Entered: 08/23/2016)
09/12/2016	<u>76</u>	ORDER GRANTING IN PART, DENYING IN PART <u>60</u> APPEAL OF MAGISTRATE JUDGE ORDER filed by State of Rhode Island Department of Corrections, State of Rhode Island. So Ordered by Chief Judge William E. Smith on 9/12/2016. (Jackson, Ryan) (Entered: 09/12/2016)
10/25/2016	<u>77</u>	MOTION for an Extension of Time Unopposed Motion to Extend Time filed by All Defendants. Responses due by 11/14/2016 (Kelly, Neil) (Entered: 10/25/2016)
11/04/2016		NOTICE of Hearing: Telephone Conference <i>scheduled for Friday 11/4/2016 at 2:45 PM</i> before Chief Judge William E. Smith; this office will initiate the call. (Jackson, Ryan) (Entered: 11/04/2016)
11/04/2016		TEXT ORDER granting <u>77</u> Motion for Extension of Time. So Ordered by Chief Judge William E. Smith on 11/4/2016. (Jackson, Ryan) (Entered: 11/04/2016)
11/04/2016		Minute Entry for proceedings held before Chief Judge William E. Smith: Telephone Conference held on 11/4/2016; counsel present: D. Reese, C. Geller, K. Salazar, E. Given; N. Kelley, Arielle Yaffee (Jackson, Ryan) (Entered: 11/04/2016)
11/30/2016	<u>78</u>	Joint MOTION for an Extension of Time to Complete Discovery filed by State of Rhode Island. Responses due by 12/19/2016 (Kelly, Neil) (Entered: 11/30/2016)
12/07/2016		TEXT ORDER granting <u>78</u> Joint Motion for Extension of Time to Complete Discovery. So Ordered by Chief Judge William E. Smith on 12/7/2016. (Jackson, Ryan) (Entered: 12/07/2016)
12/07/2016		Reset Deadlines: Plaintiff's Rebuttal Expert Disclosures shall be made by 1/27/2017; Defendant's Rebuttal Expert Disclosures shall be made by 3/17/2017; All Expert Discovery to close by 4/14/2017; a conference will be held prior to the end of Expert Discovery to determine a schedule for the filing of Dispositive Motions (Jackson, Ryan) (Entered: 12/07/2016)
12/14/2016		NOTICE of Hearing: Telephone Conference set for 12/20/2016 at 09:30 AM in Magistrate Judge Almond Chambers - Room P-208 before Magistrate Judge Lincoln D. Almond. The court will initiate the call. (Noel, Jeannine) (Entered: 12/14/2016)

12/20/2016		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Telephone Conference held on 12/20/2016 (Reese, Kelly, Yaffee). (Noel, Jeannine) (Entered: 12/20/2016)
12/20/2016		NOTICE of Hearing: Telephone Conference set for 1/9/2017 at 09:30 AM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond. The court will initiate the call. (Noel, Jeannine) (Entered: 12/20/2016)
12/21/2016		TEXT ORDER Staying all current deadlines for 30 days. So Ordered by Chief Judge William E. Smith on 12/21/2016. (Jackson, Ryan) (Entered: 12/21/2016)
01/06/2017		HEARING CANCELLED re Notice of Hearing Telephone Conference set for 1/9/2017 at 09:30 AM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond has been cancelled. Court to reschedule. (Saucier, Martha) (Entered: 01/06/2017)
01/06/2017		NOTICE of Hearing: Telephone Conference set for 2/6/2017 at 09:30 AM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond. Court to initiate the call.(Saucier, Martha) (Entered: 01/06/2017)
02/06/2017		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Telephone Conference held on 2/6/2017. (Noel, Jeannine) (Entered: 02/06/2017)
02/06/2017		TEXT ORDER STAYING CASE and all current deadlines for 60 days. So Ordered by Chief Judge William E. Smith on 2/6/2017. (Jackson, Ryan) (Entered: 02/06/2017)
03/13/2017	<u>79</u>	SETTLEMENT CONFERENCE ORDER AND NOTICE OF Settlement Conference set for 3/31/2017 at 09:30 AM – 03:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond. So Ordered by Magistrate Judge Lincoln D. Almond on 3/13/2017. (Noel, Jeannine) (Entered: 03/13/2017)
03/27/2017		HEARING CANCELLED – Settlement Conference CANCELLED for 3/31/2017 at 09:30 AM – 03:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond. (Noel, Jeannine) (Entered: 03/27/2017)
03/27/2017		RESCHEDULING NOTICE of Hearing: Settlement Conference RESCHEDULED for 4/20/2017 at 10:00 AM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond. MOVED FROM 3/31/2017. (Noel, Jeannine) (Entered: 03/27/2017)
03/28/2017		TEXT ORDER STAYING CASE and all current deadlines an additional 30 days from 4/7/17, up to and including 5/7/17. So Ordered by Chief Judge William E. Smith on 3/28/2017. (Jackson, Ryan) (Entered: 03/28/2017)
04/20/2017		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Settlement Conference held on 4/20/2017. (Noel, Jeannine) (Entered: 04/21/2017)
09/18/2017	<u>80</u>	Joint MOTION for Settlement <i>Approval and Entry of the Settlement Agreement and Schedule Fairness Hearing</i> filed by United States of America. Responses due by 10/2/2017. (Attachments: # <u>1</u> Exhibit A– Settlement Agreement, # <u>2</u> Appendix A, # <u>3</u> Appendix B, # <u>4</u> Appendix C, # <u>5</u> Appendix D, # <u>6</u> Appendix E, # <u>7</u> Supporting Memorandum for Joint Motion to Provisionally Enter the Settlement Agreement and Schedule Fairness Hearing, # <u>8</u> Affidavit of Dr. Bernard R. Siskin, # <u>9</u> Affidavit of Dr. David P. Jones, # <u>10</u> Text of Proposed Order)(Salazar, Kunti) (Entered: 09/18/2017)
09/26/2017		NOTICE of Hearing: In Chambers Conference re: <u>80</u> Joint MOTION for Settlement Approval and Entry of the Settlement Agreement <i>scheduled for Thursday 10/5/2017 at 2:00 PM in Chambers</i> before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 09/26/2017)
09/26/2017		Reset Hearings re: Notice of In Chambers Conference <i>RE-SCHEDULED for MONDAY 10/2/2017 at 11:30 AM in Chambers</i> before Chief Judge William E. Smith; conference previously scheduled for 10/5/17 is hereby CANCELLED. (Jackson, Ryan) (Entered: 09/26/2017)
09/26/2017	<u>81</u>	NOTICE by United States of America of <i>Withdrawal of Counsel David Reese</i> (Reese, David) (Entered: 09/26/2017)

10/02/2017		Minute Entry for proceedings held before Chief Judge William E. Smith: In Chambers Conference held on 10/2/2017; counsel present: C. Geller, K. Salazar; N. Kelly (Jackson, Ryan) (Entered: 10/03/2017)
10/20/2017	<u>82</u>	ORDER Entering <u>80</u> Motion for Provisional Settlement Agreement. So Ordered by Chief Judge William E. Smith on 10/20/2017. (Jackson, Ryan) (Entered: 10/20/2017)
10/20/2017		NOTICE of Hearing: Fairness Hearing <i>scheduled for Wednesday 2/7/2018 at 11:00 AM</i> in Courtroom 3 before Chief Judge William E. Smith. (Jackson, Ryan) (Entered: 10/20/2017)
11/17/2017	<u>83</u>	NOTICE of Appearance by Shayna M. Bloom on behalf of United States of America (Bloom, Shayna) (Entered: 11/17/2017)
11/28/2017		NOTICE of Hearing: Telephone Conference re: Fairness Hearing <i>scheduled for Wednesday 12/6/2017 at 11:00 AM</i> before Chief Judge William E. Smith; this office will initiate the call and counsel should provide Case Manager Ryan Jackson with direct-dial phone numbers via email at least 24 hours prior to the time of the conference. (Jackson, Ryan) (Entered: 11/28/2017)
12/06/2017		Minute Entry for proceedings held before Chief Judge William E. Smith: Telephone Conference held on 12/6/2017; counsel on call: K. Salazar; N. Kelly, A. Yaffee (Jackson, Ryan) (Entered: 12/06/2017)
12/19/2017	<u>84</u>	RESPONSE In Opposition to <u>80</u> Joint MOTION for Settlement <i>Approval and Entry of the Settlement Agreement and Schedule Fairness Hearing</i> Objection of Jayson Badillo to Joint Motion for Entry of Settlement Agreement filed by Jayson Badillo. Replies due by 12/26/2017. (Attachments: # <u>1</u> Affidavit Affidavit of Jayson Badillo, # <u>2</u> Supporting Memorandum Memorandum of Jayson Badillo in Support of Objection)(Lyons, Thomas) (Entered: 12/19/2017)
01/22/2018		NOTICE of Hearing: Telephone Conference set for 1/26/2018 at 04:00 PM in Magistrate Judge Almond Chambers – Room P–208 before Magistrate Judge Lincoln D. Almond. The Court will initiate the call. Counsel to participate: Neil Kelly and Kunti Salazar. (Noel, Jeannine) (Entered: 01/22/2018)
01/26/2018	<u>85</u>	Joint MOTION <i>for Final Approval of the Settlement Agreement</i> filed by United States of America. Responses due by 2/9/2018. (Attachments: # <u>1</u> Supporting Memorandum for Final Approval of the Settlement Agreement and Responses to Objections, # <u>2</u> Proposed Order, # <u>3</u> Exhibit A–1 Objections, # <u>4</u> Exhibit A–2 Objections, # <u>5</u> Exhibit A–3 Objections, # <u>6</u> Exhibit A–4 Objections, # <u>7</u> Exhibit B Declaration of Eric Schachter, # <u>8</u> Exhibit C Declaration of Leann Anderson, # <u>9</u> Exhibit D Objector List)(Salazar, Kunti) (Attachment 6 replaced on 2/9/2018) (Noel, Jeannine). (Entered: 01/26/2018)
01/26/2018		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Telephone Conference with Counsel: Neil Kelly, Kunti Salazar and Shayna Bloom held on 1/26/2018. (Noel, Jeannine) (Entered: 01/29/2018)
02/02/2018	<u>86</u>	NOTICE of Appearance by Thomas W. Lyons, III on behalf of Jayson Badillo (Lyons, Thomas) (Entered: 02/02/2018)
02/06/2018	<u>87</u>	SUPPLEMENTAL MEMORANDUM by United States of America in support of <u>85</u> Joint MOTION <i>for Final Approval of the Settlement Agreement</i> . (Attachments: # <u>1</u> Exhibit A – Objection)(Bloom, Shayna) (Entered: 02/06/2018)
02/07/2018		Minute Entry for proceedings held before Magistrate Judge Lincoln D. Almond: Fairness Hearing held on 2/7/2018 re <u>85</u> Joint MOTION <i>for Final Approval of the Settlement Agreement</i> filed by United States of America (Salazar, Geller, Bloom, N. Kelly, K. Kelly, Lyons) Spanish Interp. for objector/interested party – J. Kleinberg; Five objectors/interested parties present; Atty Salazar addresses the Court and gives a presentation with the assistance of Powerpoint; Atty N. Kelly addresses the Court; Two objectors/interested parties address the court; Atty Lyons addresses the Court on the behalf of an objector who is not present; Recess; Reconvene; Atty N. Kelly addresses the Court; Atty Salazar addresses the Court; Atty Lyons addresses the Court; Atty Salazar addresses the Court; Court addresses parties; Court to issue R&R (Court Reporter Lisa Schwam in Courtroom 3 at 11:12 am.) (Noel, Jeannine) (Entered: 02/07/2018)

02/08/2018	<u>88</u>	REPORT AND RECOMMENDATIONS recommending that Chief Judge William E. Smith overrule all of the objections and GRANT the parties' Joint Motion for Final Approval of Settlement Agreement (ECF Doc. No. 85) by ENTERING the proposed ORDER (ECF Doc. No. 85-2) presented by the parties. <u>85</u> Joint MOTION for Final Approval of the Settlement Agreement filed by United States of America. Objections to R&R due by 2/22/2018. So Ordered by Magistrate Judge Lincoln D. Almond on 2/8/2018. (Noel, Jeannine) (Main Document 88 replaced on 3/6/2018) (Noel, Jeannine). (Entered: 02/09/2018)
02/12/2018	<u>89</u>	TRANSCRIPT ORDER for proceedings held on 02/07/2018 before Judge Almond. Expedited Transcript selected. Transcript to be delivered within 7 calendar days.. (Lyons, Thomas) (Entered: 02/12/2018)
02/13/2018	<u>90</u>	TRANSCRIPT ORDER for proceedings held on 2/7/2018 before Judge Almond. Expedited Transcript selected. Transcript to be delivered within 7 calendar days.. (Salazar, Kunti) (Entered: 02/13/2018)
02/13/2018	<u>91</u>	TRANSCRIPT ORDER ACKNOWLEDGMENT Entered re: <u>89</u> Transcript Order, <u>90</u> Transcript Order. Court Reporter/Transcriber: Lisa Schwam. Transcript due by 2/20/2018. (Dias, Jennifer) (Entered: 02/13/2018)
02/19/2018	<u>92</u>	NOTICE of Appearance by Rhiannon S. Huffman on behalf of Jayson Badillo (Huffman, Rhiannon) (Entered: 02/19/2018)
02/19/2018	<u>93</u>	OBJECTION to <u>88</u> Report and Recommendations filed by Jayson Badillo. (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3, # <u>4</u> Exhibit Exhibit 4)(Lyons, Thomas) (Entered: 02/19/2018)
02/20/2018	<u>94</u>	TRANSCRIPT of Fairness hearing held on 02/7/2018 before Judge Almond. Court Reporter/Transcriber Lisa Schwam, Telephone number 401-752-7128. 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. NOTICE TO COUNSEL: Redaction Requests must be filed for personal identifiers only. All other redactions must be requested by motion. For local policy and sample redaction request visit our website at www.rid.uscourts.gov and select Transcripts under the Case Information menu option. Redaction Request due 3/13/2018. Redacted Transcript Deadline set for 3/23/2018. Release of Transcript Restriction set for 5/21/2018. (Schwam, Lisa) (Main Document 94 replaced on 2/27/2018) (Smith, Rana). (Entered: 02/20/2018)
02/25/2018	<u>95</u>	RESPONSE In Opposition to <u>85</u> Joint MOTION for Final Approval of the Settlement Agreement filed by Jayson Badillo. Replies due by 3/5/2018. (Lyons, Thomas) (Entered: 02/25/2018)
03/05/2018	<u>96</u>	RESPONSE IN OPPOSITION by United States of America re <u>93</u> Objection to Report and Recommendations (filed jointly with Defendants). (Salazar, Kunti) (Entered: 03/05/2018)
03/09/2018	<u>97</u>	OBJECTION to <u>88</u> Report and Recommendations Reply to Respecting Objection filed by Jayson Badillo. (Attachments: # <u>1</u> Exhibit Exhibit 5)(Huffman, Rhiannon) (Entered: 03/09/2018)
05/10/2018	<u>98</u>	MOTION to Withdraw filed by All Defendants. Responses due by 5/24/2018. (Yaffee, Ariele) (Entered: 05/10/2018)
05/11/2018		TEXT ORDER granting <u>98</u> Motion to Withdraw as Attorney by Ariele Yaffee. So Ordered by Chief Judge William E. Smith on 5/11/2018. (Jackson, Ryan) (Entered: 05/11/2018)
05/11/2018	<u>99</u>	ORDER granting <u>85</u> Joint MOTION for Final Approval of the Settlement Agreement; adopting <u>88</u> Report and Recommendations. So Ordered by Chief Judge William E. Smith on 5/11/2018. (Jackson, Ryan) (Entered: 05/11/2018)
05/13/2018	<u>100</u>	NOTICE OF APPEAL by Jayson Badillo as to <u>99</u> Order on Motion for Miscellaneous Relief, Order on Report and Recommendations (filing fee paid \$ 505.00, receipt number 0103-1214779)

		NOTICE TO COUNSEL: Counsel should register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf/. Counsel should also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/cmecf Appeal Record due by 5/21/2018. (Lyons, Thomas) (Entered: 05/13/2018)
05/16/2018	<u>101</u>	CLERK'S CERTIFICATE AND APPELLATE COVER SHEET: Abbreviated record on appeal consisting of notice of appeal, order(s) being appealed, and a copy of the district court docket report transmitted to the U.S. Court of Appeals for the First Circuit in accordance with 1st Cir. R. 11.0(b). <u>100</u> Notice of Appeal. (Attachments: # <u>1</u> Record on Appeal)(Potter, Carrie) (Entered: 05/16/2018)
05/16/2018		USCA Case Number 18-1462 for <u>100</u> Notice of Appeal. (Jackson, Kerrie) (Entered: 05/16/2018)
10/29/2018		NOTICE of Hearing: Telephone Conference <i>scheduled for Wednesday 10/31/2018 at 1:30 PM</i> before Chief Judge William E. Smith; this office will initiate the call and counsel should provide their direct-dial phone numbers to Case Manager Ryan Jackson via email, at least 24 hours prior to the conference call. (Jackson, Ryan) (Entered: 10/29/2018)
10/31/2018		Reset Hearings re: Notice of Telephone Conference <i>RE-SCHEDULED to THURSDAY 11/1/2018 at 10:00 AM</i> before Chief Judge William E. Smith; Telephone Conference previously scheduled for Wednesday 10/31/2018 at 1:30 PM before Chief Judge William E. Smith is hereby CANCELLED; this office will initiate the call (Jackson, Ryan) (Entered: 10/31/2018)
11/01/2018	<u>102</u>	ORDER TO STAY PROCEEDINGS PENDING APPEAL. So Ordered by Chief Judge William E. Smith on 11/1/2018. (Jackson, Ryan) (Entered: 11/01/2018)
11/01/2018		Minute Entry for proceedings held before Chief Judge William E. Smith: Telephone Conference held on 11/1/2018; counsel on call: K. Salazar; N. Kelly. (Jackson, Ryan) (Entered: 11/01/2018)
11/08/2018	<u>103</u>	JUDGMENT of the U.S. Court of Appeals for the First Circuit entered as to <u>100</u> Notice of Appeal,, filed by Jayson Badillo: As Badillo is not a party, is not bound by the settlement, and did not seek leave to intervene in the district court despite having had an opportunity to do so, we conclude that we lack jurisdiction to hear the appeal. The motion to dismiss is granted. (McGuire, Vickie) (Entered: 11/08/2018)