

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

MHANY MANAGEMENT, INC.,)	
)	
Plaintiff,)	
)	
-and-)	
)	
NEW YORK COMMUNITIES FOR)	
CHANGE, INC.)	
)	Case No. 05-cv-2301
Intervenor-Plaintiff)	
)	Judge Arthur D. Spatt
vs.)	
)	
INCORPORATED VILLAGE OF)	
GARDEN CITY AND GARDEN CITY)	
BOARD OF TRUSTEES,)	
)	
Defendants.)	

DEFENDANTS' NOTICE OF APPEAL

Notice is hereby given that the defendants in the above-referenced case, the Incorporated Village of Garden City and the Garden City Board of Trustees, appeal to the United States Court of Appeals for the Second Circuit from the Final Judgment entered in this action on April 22, 2014.

Dated: May 5, 2014

By: /s/ Michael A. Carvin
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Attorney for Defendants

**U.S. District Court
Eastern District of New York (Central Islip)
CIVIL DOCKET FOR CASE #: 2:05-cv-02301-ADS-WDW
Internal Use Only**

Mhany Management Inc. et al v. County Of Nassau et al
Assigned to: Judge Arthur D. Spatt
Referred to: Magistrate Judge William D. Wall
Cause: 42:405 Fair Housing Act

Date Filed: 05/12/2005
Date Terminated: 04/22/2014
Jury Demand: Plaintiff
Nature of Suit: 443 Civil Rights:
Accomodations
Jurisdiction: Federal Question

Plaintiff

Acorn

*(The New York Association of Community
Organizations For Reform Now),
TERMINATED: 06/15/2010*

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TERMINATED: 06/15/2010

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Defendant

County of Nassau

TERMINATED: 02/15/2012

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Date Filed	#	Docket Text
05/12/2005	<u>1</u>	COMPLAINT (<i>Receipt #309802</i>) against all defendants \$ 250, filed by all plaintiffs. (Attachments: # <u>1</u> Civil Cover Sheet)(Carine, Sandra) (Entered: 05/16/2005)
05/12/2005		Summons Issued as to County of Nassau, Nassau County Planning Commission, Nassau County Office of Real Estate &Development, Incorporated Village of Garden City, Garden City Board of Trustees. (Carine, Sandra) (Entered: 05/16/2005)
05/12/2005	<u>2</u>	DISCLOSURE of Interested Parties by Vernon Ghullkie, Natalie Guerrido, Acorn, Daphne Andrews, Vic Devita.(Carine, Sandra) (Entered: 05/16/2005)
05/16/2005		Case Ineligible for Arbitration(Bollbach, Jean) (Entered: 05/16/2005)
05/19/2005	<u>3</u>	SUMMONS Returned Executed by Vernon Ghullkie, Natalie Guerrido, Daphne Andrews, Vic Devita. Nassau County Office of Real Estate &Development served on 5/13/2005, answer due 6/2/2005. (Bridges, Kim) (Entered: 05/19/2005)
05/19/2005	<u>4</u>	SUMMONS Returned Executed by Vernon Ghullkie, Natalie Guerrido, Daphne Andrews, Vic Devita. County of Nassau served on 5/13/2005, answer due 6/2/2005. (Bridges, Kim) (Entered: 05/19/2005)
05/19/2005	<u>5</u>	SUMMONS Returned Executed by Vernon Ghullkie, Natalie Guerrido, Daphne Andrews, Vic Devita. Nassau County Planning Commission served on 5/13/2005, answer due 6/2/2005. (Bridges, Kim) (Entered: 05/19/2005)
05/19/2005	<u>6</u>	SUMMONS Returned Executed by Vernon Ghullkie, Natalie Guerrido, Daphne Andrews, Vic Devita. Incorporated Village of Garden City served on 5/13/2005, answer due 6/2/2005. (Bridges, Kim) (Entered: 05/19/2005)
05/19/2005	<u>7</u>	SUMMONS Returned Executed by Vernon Ghullkie, Natalie Guerrido, Daphne Andrews, Vic Devita. Garden City Board of Trustees served on 5/13/2005, answer due 6/2/2005. (Bridges, Kim) (Entered: 05/19/2005)
06/08/2005	<u>8</u>	AFFIDAVIT <i>of Service</i> by Acorn. (Brewington, Frederick) (Entered: 06/08/2005)
06/08/2005	<u>9</u>	AFFIDAVIT <i>of service</i> by Acorn. (Brewington, Frederick) (Entered: 06/08/2005)
06/08/2005	<u>10</u>	AFFIDAVIT <i>of service</i> by Acorn. (Brewington, Frederick) (Entered: 06/08/2005)
06/08/2005	<u>11</u>	AFFIDAVIT <i>of service</i> by Acorn. (Brewington, Frederick) (Entered: 06/08/2005)
06/08/2005	<u>12</u>	AFFIDAVIT <i>of service</i> by Acorn. (Brewington, Frederick) (Entered: 06/08/2005)
06/08/2005	<u>13</u>	STIPULATION <i>to Extend Time to Answer</i> by County of Nassau, Nassau County Planning Commission, Nassau County Office of Real Estate &Development. (Attachments: # <u>1</u> Stipulation to Extend Time to Answer)(Bresnaider O'Neill, Bethany) (Entered: 06/08/2005)
06/09/2005		ORDER The stipulation extending the Nassau County Defendants' time to answer, docketed as attachment #1 to <u>13</u> , is hereby SO ORDERED. Ordered by Judge William D. Wall on 6/9/05. (Disbrow, Sandra) (Entered: 06/09/2005)

06/14/2005	<u>14</u>	Notice of MOTION for Limited Admission of <i>Jonathan P. Hooks and Nicole J. De Sario</i> by Vernon Ghullkie, Natalie Guerrido, Daphne Andrews, Vic Devita. (Attachments: # <u>1</u> Affidavit of Paul B. Sweeney in Support# <u>2</u> Affidavit of Jonathan P. Hooks# <u>3</u> Affidavit of Nicole J. De Sario# <u>4</u> Text of Proposed Order # <u>5</u> Certificate of Service)(Sweeney, Paul) (Entered: 06/14/2005)
06/15/2005		ORDER granting <u>14</u> Motion for Limited Admission Pro Hac Vice, contingent upon payment of the appropriate fees pursuant to Local Civil Rule 1.3. Ordered by Judge William D. Wall on 6/15/05. (Disbrow, Sandra) (Entered: 06/15/2005)
06/17/2005		FILING FEE: \$ 50.00, receipt number 310886 for the admission pro hac vice of Jonathan Hooks and Nicole DeSario (Talbot, Thomas) (Entered: 06/27/2005)
06/23/2005	<u>15</u>	STIPULATION re <u>1</u> Complaint <i>Extending Time to Answer</i> by Incorporated Village of Garden City, Garden City Board of Trustees. (Ryan, James) (Entered: 06/23/2005)
06/23/2005	<u>16</u>	NOTICE of Appearance by James G. Ryan on behalf of Incorporated Village of Garden City, Garden City Board of Trustees (Attachments: # <u>1</u> Affidavit of Service)(Ryan, James) (Entered: 06/23/2005)
06/27/2005		ORDER re <u>15</u> The stipulation extending the Garden City Defendants' time to answer is hereby SO ORDERED. Ordered by Judge William D. Wall on 6/27/05. (Disbrow, Sandra) (Entered: 06/27/2005)
07/07/2005	<u>17</u>	Letter MOTION for Hearing <i>for Motion to Dismiss</i> by Incorporated Village of Garden City, Garden City Board of Trustees. (Ryan, James) (Entered: 07/07/2005)
07/11/2005	<u>18</u>	Letter from David B. Goldin to Hon. Leonard D. Wexler Regarding a request for a pre-motion conference. (Goldin, David) (Entered: 07/11/2005)
07/13/2005	<u>19</u>	NOTICE of Appearance by David Bruce Goldin on behalf of County of Nassau, Nassau County Planning Commission, Nassau County Office of Real Estate & Development (Goldin, David) (Entered: 07/13/2005)
07/13/2005	<u>20</u>	AFFIDAVIT of Service for Notice of Appearance served on Paul B. Sweeney, Esq., James G. Ryan, Esq., and Law Offices of Frederick K. Brewington on July 13, 2005, filed by County of Nassau, Nassau County Planning Commission, Nassau County Office of Real Estate & Development. (Goldin, David) (Entered: 07/13/2005)
07/22/2005	<u>21</u>	Letter from Paul B. Sweeney to The Honorable Leonard D. Wexler Regarding plaintiffs' response to the defendants' requests for a pre-motion conference regarding their anticipated motions to dismiss. (Sweeney, Paul) (Entered: 07/22/2005)
09/02/2005	<u>22</u>	Letter from Paul Sweeney to Judge Wexler Regarding Pre-Motion Conference. (Sweeney, Paul) (Entered: 09/02/2005)
09/12/2005	<u>23</u>	Minute Entry for proceedings held before Leonard D. Wexler on 9/12/05 at 11:00 am. Case called. Counsel for all parties present. Conf. held. Deft's request to file motion to dismiss is GRANTED. Dft's request to stay discovery is GRANTED. Parties to agree on briefing schedule. Conf. concluded. (Montero, Edher) (Entered: 09/19/2005)
09/12/2005		Motion terminated, <u>17</u> Letter MOTION for Hearing <i>for Motion to Dismiss</i> filed by Incorporated Village of Garden City, Garden City Board of Trustees. Hearing held on 9/12/05. (Talbot, Thomas) (Entered: 01/30/2006)
11/30/2005	<u>24</u>	AMENDED COMPLAINT against County of Nassau, Incorporated Village of Garden City, Garden City Board of Trustees, filed by Lisbett Hunter, McCray, Francine, New York Acorn Housing Company, Vernon Ghullkie, Natalie Guerrido, Acorn, Vic Devita. (Attachments: # <u>1</u> Certificate of Service)(Sweeney, Paul) (Entered: 11/30/2005)
11/30/2005	<u>25</u>	DISCLOSURE of Interested Parties by New York Acorn Housing Company.(Sweeney, Paul) (Entered: 11/30/2005)

11/30/2005	<u>26</u>	NOTICE by McCray, Francine, New York Acorn Housing Company, Vernon Ghullkie, Natalie Guerrido, Acorn, Lisbett Hunter, Vic Devita <i>of Dismissal of Claims Against Certain Defendants</i> (Attachments: # <u>1</u> Certificate of Service)(Sweeney, Paul) (Entered: 11/30/2005)
12/02/2005	<u>27</u>	Letter from Paul B. Sweeney to The Honorable Leonard D. Wexler Regarding filing of amended complaint and motions to dismiss. (Sweeney, Paul) (Entered: 12/02/2005)
12/06/2005		ENDORSED ORDER re <u>26</u> Notice filed by plaintiffs: Plaintiffs hereby voluntarily dismiss, without prejudice all claims against depts, Nassau County Planning Commission and Nassau County Office of Real Estate &Development. (Ordered by Judge Leonard D. Wexler on 12/6/05). c/m eod #26(Montero, Edher) (Entered: 12/12/2005)
12/06/2005		(Court only) *** Party Nassau County Office of Real Estate &Development and Nassau County Planning Commission terminated. (Montero, Edher) (Entered: 12/12/2005)
12/14/2005	<u>28</u>	Letter from Paul B. Sweeney to The Honorable Leonard D. Wexler Regarding briefing schedule for motion to dismiss amended complaint. (Sweeney, Paul) (Entered: 12/14/2005)
12/16/2005		ORDER re <u>18</u> Letter. A pre-motion conference is unnecessary; the parties' proposed briefing schedule is So Ordered by Judge Leonard D. Wexler on 12/16/05. (Ausili, Peter) (Entered: 12/16/2005)
02/09/2006		Case reassigned to Judge Joseph F. Bianco. Judge Leonard D. Wexler no longer assigned to the case. (Bowens, Priscilla) (Entered: 02/10/2006)
02/14/2006	<u>29</u>	Letter <i>Plaintiffs' Letter Requesting Extension to Page Limit for Opposition to Motions to Dismiss</i> by McCray, Francine, New York Acorn Housing Company, Vernon Ghullkie, Natalie Guerrido, Acorn, Lisbett Hunter, Vic Devita. (Sweeney, Paul) (Entered: 02/14/2006)
02/15/2006		ORDER re <u>29</u> Letter filed by counsel for plaintiffs. The unopposed request by plaintiffs to file a 40 page opposition brief is GRANTED. Ordered by Judge Joseph F. Bianco on 2/15/06. (Blanche, Todd) (Entered: 02/15/2006)
03/10/2006	<u>30</u>	Notice of MOTION to Dismiss by County of Nassau. Responses due by 3/10/2006 (Attachments: # <u>1</u> Nassau County's Memorandum of Law in Support of Motion to Dismiss the Amended Complaint# <u>2</u> Affidavit Defendant (Nassau County) Affidavit of Service)(Bresnaider O'Neill, Bethany) (Entered: 03/10/2006)
03/10/2006	<u>31</u>	RESPONSE in Opposition re <u>30</u> Notice of MOTION to Dismiss <i>the amended complaint</i> filed by all plaintiffs. (Bresnaider O'Neill, Bethany) (Entered: 03/10/2006)
03/10/2006	<u>32</u>	REPLY to Response to Motion re <u>30</u> Notice of MOTION to Dismiss <i>the amended complaint</i> filed by County of Nassau. (Bresnaider O'Neill, Bethany) (Entered: 03/10/2006)
03/10/2006	<u>33</u>	Letter <i>requesting oral argument of the Defendant's Motion to Dismiss the Amended Complaint (Document Number 30)</i> by County of Nassau. (Bresnaider O'Neill, Bethany) (Entered: 03/10/2006)
03/10/2006	<u>34</u>	MOTION to Dismiss <i>Amended Complaint</i> by Incorporated Village of Garden City, Garden City Board of Trustees. Responses due by 3/10/2006 (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> # <u>9</u> # <u>10</u> # <u>11</u> # <u>12</u> # <u>13</u>)(Ryan, James) (Entered: 03/10/2006)
06/09/2006	<u>35</u>	ORDER: SEE ATTACHED ORDER setting oral argument on the outstanding motions on June 26, 2006 at 2:00 p.m. in the United States Federal Courthouse, 100 Federal Plaza, Central Islip, New York, Courtroom 920. Ordered by Judge Joseph F. Bianco on 6/9/06. (Blanche, Todd) (Entered: 06/09/2006)
06/26/2006	<u>36</u>	Calendar Entry for proceedings held before The Honorable Joseph F. Bianco, United States District Judge on 6/26/06 at 2:00 p.m. for Civil Cause for Oral Argument; Appearances: Pltff(s). Attny: Paul B. Sweeney, present; Jonathan P. Hooks, present; Deft(s). Attny.: James G. Ryan, present; Esther D. Miller, present;

		Reporter: Perry Auerbach; Courtroom Deputy: Michele Savona. Case called. Argument heard. Decision: Reserved. (Fagan, Linda) (Entered: 06/26/2006)
07/21/2006	<u>37</u>	MEMORANDUM AND ORDER. SEE ATTACHED memorandum and order denying <u>30 34</u> motions to dismiss, and directing the parties to proceed with discovery in accordance with the direction of Magistrate Judge Wall. Ordered by Judge Joseph F. Bianco on 7/21/06. (Blanche, Todd) (Entered: 07/21/2006)
07/21/2006	<u>38</u>	ORDER: Scheduling initial conference for 9/6/06. See order and attachments. Ordered by Judge William D. Wall on 7/21/06. (Attachments: # <u>1</u> WDW rules# <u>2</u> ECF notice) c/e(Disbrow, Sandra) (Entered: 07/21/2006)
07/25/2006	<u>39</u>	MOTION to Withdraw as Attorney by all plaintiffs. (Desario, Nicole) (Entered: 07/25/2006)
08/04/2006	<u>40</u>	NOTICE of Appearance by Andrew Reginald Scott on behalf of County of Nassau (Scott, Andrew) (Entered: 08/04/2006)
08/04/2006	<u>41</u>	First MOTION for Extension of Time to File Answer by County of Nassau. (Scott, Andrew) (Entered: 08/04/2006)
08/04/2006	<u>42</u>	First MOTION for Extension of Time to File Answer <i>to Amended Complaint (corrected)</i> by County of Nassau. (Scott, Andrew) (Entered: 08/04/2006)
08/04/2006	<u>43</u>	Letter <i>Extending Time to Answer Amended Complaint by Incorporated Village of Garden City Board of Trustees and by Incorporated Village of Garden City.</i> (Ryan, James) (Entered: 08/04/2006)
08/04/2006		Motions terminated; <u>41</u> First MOTION for Extension of Time to File Answer filed by County of Nassau. (See <u>42</u> (corrected) Motion.) (Fagan, Linda) (Entered: 08/07/2006)
08/07/2006		ORDER granting <u>42</u> Motion for Extension of Time to File Answer to Amended Complaint (corrected). County of Nassau answer due 8/18/2006. Ordered by Judge William D. Wall on 08/07/06. (Hepworth, F.) (Entered: 08/07/2006)
08/07/2006		ORDER TO ANSWER re <u>43</u> Letter filed by Incorporated Village of Garden City. Garden City Board of Trustees answer due 8/18/2006. The parties are advised that, in future, all requests to Judge Wall for court intervention must be docketed as letter motions or motions, not as letters, pursuant to the undersigned's Individual Rules 1(C), 2(C), and/or 3(A), or the application will be rejected. Ordered by Judge William D. Wall on 08/07/06. (Hepworth, F.) (Entered: 08/07/2006)
08/18/2006	<u>44</u>	ANSWER to Amended Complaint <i>by Garden City Board of Trustees and by Incorporated Village of Garden City.</i> (Ryan, James) (Entered: 08/18/2006)
08/18/2006	<u>45</u>	ANSWER to Amended Complaint by County of Nassau.(Miller, Esther) (Entered: 08/18/2006)
08/22/2006	<u>46</u>	NOTICE of Appearance by Jenny Rubin Robertson on behalf of McCray, Francine, Vernon Ghullkie, Natalie Guerrido, Lisbett Hunter, Vic Devita (Attachments: # <u>1</u> Certificate of Service)(Robertson, Jenny) (Entered: 08/22/2006)
08/24/2006	<u>47</u>	NOTICE of Appearance by Cynthia Dorsainvil Sleet on behalf of McCray, Francine, Vernon Ghullkie, Natalie Guerrido, Lisbett Hunter, Vic Devita (Attachments: # <u>1</u> Certificate of Service)(Sleet, Cynthia) (Entered: 08/24/2006)
08/25/2006	<u>48</u>	REPORT of Rule 26(f) Planning Meeting. (Attachments: # <u>1</u> Certificate of Service)(Sweeney, Paul) (Entered: 08/25/2006)
08/25/2006		Incorrect Case/Document/Entry Information. Document <u>49</u> REPORT of Rule 26(f) Planning Meeting, filed on 8/25/06 has been deleted. (The document was a duplicate to the <u>48</u> Report of Rule 26(f) Planning Meeting. All corrections have been made.) (Fagan, Linda) (Entered: 08/28/2006)
09/06/2006	<u>49</u>	Minute Entry & ORDER for proceedings held before William D. Wall : Initial Conference held on 9/6/2006. The court has adopted and So Ordered the joint proposed discovery plan <u>48</u> , with the exception of paragraph 6 which is stricken. Next status conference 1/10/07. See attached order. Ordered by William D. Wall

		on 9/6/06. c/g (Disbrow, Sandra) (Entered: 09/06/2006)
10/23/2006	<u>50</u>	STIPULATION of Dismissal <i>as to all defendants</i> by Natalie Guerrido. (Bridges, Kim) (Entered: 10/23/2006)
10/24/2006	<u>51</u>	ORDER re <u>50</u> Stipulation of Dismissal filed by Natalie Guerrido; It Is Stipulated And Agreed, that all claims brought by plttf Natalie Guerrido shall be dismissed without prejudice as to all defts purs. to Rule 41(a)(1)(ii) of the F.R.C.P., and with each party to bear its own costs and attorneys' fees; that only claims brought by Natalie Guerrido shall be dismissed; and that the other plttfs shall proceed with their claims. So Ordered. (Ordered by Judge Joseph F. Bianco on 10/24/06.)(Fagan, Linda) (Entered: 10/24/2006)
10/24/2006		(Court only) *** Party Natalie Guerrido terminated. (See <u>51</u> Order.) (Fagan, Linda) (Entered: 10/24/2006)
11/21/2006	<u>52</u>	Letter MOTION to Compel <i>Discovery</i> by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I)(Robertson, Jenny) (Entered: 11/21/2006)
11/22/2006	<u>53</u>	Notice of MOTION for Leave to Appear Pro Hac Vice <i>of Joseph D. Rich and Nicole L. Birch</i> by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita. (Attachments: # <u>1</u> Proposed Order for Admission# <u>2</u> Declaration of Kim F. Bridges# <u>3</u> Affidavit of Joseph D. Rich# <u>4</u> Affidavit of Nicole L. Birch# <u>5</u> Certificate of Service)(Bridges, Kim) (Entered: 11/22/2006)
11/27/2006		ELECTRONIC ORDER granting <u>53</u> Motion for Leave to Appear pro hac vice Joseph D. Rich and Nicole Birch for plaintiffs. The motion is granted contingent upon payment of the appropriate fees pursuant to Local Civil Rule 1.3. Counsel is further directed to register for ECF immediately. Ordered by JudgeWilliam D. Wall on 11/27/06. (Disbrow, Sandra) (Entered: 11/27/2006)
11/27/2006	<u>54</u>	RESPONSE in Opposition re <u>52</u> Letter MOTION to Compel <i>Discovery with exhibits</i> filed by County of Nassau. (Attachments: # <u>1</u> Exhibit County Exhibits A–H)(Scott, Andrew) (Entered: 11/27/2006)
12/01/2006	<u>55</u>	Letter MOTION for Discovery <i>in opposition to Defendant Nassau County's cross–motion for a protective order</i> by all plaintiffs. (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)(Sweeney, Paul) (Entered: 12/01/2006)
12/04/2006		ELECTRONIC ORDER denying <u>55</u> . The filing is rejected for failure to comply with Local Civil Rule 37.3(c) and the undersigned's individual rules. Responses to letter motions may not exceed 3 pages. Additionally, responses in opposition must be filed as such and not as an additional motion. Plaintiffs may refile their response accordingly. Ordered by JudgeWilliam D. Wall on 12/4/06. (Disbrow, Sandra) (Entered: 12/04/2006)
12/05/2006	<u>56</u>	Letter <i>in opposition to Defendant County of Nassau's cross–motion for a protective order in its 11/27/06 letter</i> by McCray, Francine, New York Acorn Housing Company, Vernon Ghullkie, Acorn, Daphne Andrews, Lisbett Hunter, Vic Devita. (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)(Bridges, Kim) (Entered: 12/05/2006)
12/08/2006		ELECTRONIC ORDER: A conference regarding the pending discovery motions has been scheduled for 12/14/06 at 1:30 p.m. Any motion to adjourn this conference must include proposed alternae dates acceptable to all parties. Ordered by Judge William D. Wall on 12/8/06. (Disbrow, Sandra) (Entered: 12/08/2006)
12/14/2006		Minute Entry for proceedings held before William D. Wall : Discovery conference held on 12/14/2006. (Disbrow, Sandra) (Entered: 12/14/2006)
12/14/2006	<u>57</u>	ORDER denying as moot, without prejudice, <u>52</u> Motion to Compel and <u>54</u> cross–motion for protective order. The parties shall meet and confer on all the issues raised in the motions. Next status conference will be held on 1/10/07. See attached order. Ordered by JudgeWilliam D. Wall on 12/14/06. c/g (Disbrow, Sandra) (Entered: 12/14/2006)

01/03/2007	<u>58</u>	Letter MOTION to Compel <i>Testimony and Documents from the Garden City Defendants</i> by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C) (Bridges, Kim) (Entered: 01/03/2007)
01/04/2007	<u>59</u>	NOTICE of Appearance by Ralph J. Reissman on behalf of County of Nassau (Reissman, Ralph) (Entered: 01/04/2007)
01/08/2007	<u>60</u>	RESPONSE in Opposition re <u>58</u> Letter MOTION to Compel <i>Testimony and Documents from the Garden City Defendants Incorporated Village of Garden City and Garden City Board of Trustees</i> filed by Incorporated Village of Garden City, Garden City Board of Trustees. (Attachments: # <u>1</u>) (Ryan, James) (Entered: 01/08/2007)
01/08/2007	<u>61</u>	NOTICE of Appearance by Ralph J. Reissman on behalf of County of Nassau (Reissman, Ralph) (Entered: 01/08/2007)
01/09/2007	<u>62</u>	NOTICE of Appearance by Peter Joseph Dennin on behalf of McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita (Attachments: # <u>1</u> Certificate of Service) (Dennin, Peter) (Entered: 01/09/2007)
01/09/2007	<u>63</u>	NOTICE of Change of ADD ATTORNEY TO E-MAIL NOTICE OF ELECTRONIC CASE FILINGS -- NEW E-MAIL ADDRESS by Ralph J. Reissman (Reissman, Ralph) (Entered: 01/09/2007)
01/10/2007	<u>64</u>	Minute Order. Proceedings held before Judge William D. Wall : Status Conference held on 1/10/2007. The parties shall submit briefs regarding the assertion of legislative privilege no later than 1/24/07. Next status conferece will be held on 2/28/07 at 10:00 a.m. Ordered by William D. Wall on 1/10/07. c/g (Disbrow, Sandra) (Entered: 01/10/2007)
01/12/2007	<u>65</u>	Letter <i>requesting confidentiality order be so ordered</i> by Incorporated Village of Garden City, Garden City Board of Trustees (Attachments: # <u>1</u> Confidentiality Order) (McLaughlin, Jennifer) (Entered: 01/12/2007)
01/19/2007		ELECTRONIC ORDER The Stipulation and Order for the Protection of Confidential Information submitted by the parties and docketed as [65-2] is hereby So Ordered. Ordered by Judge William D. Wall on 1/19/07. (Disbrow, Sandra) (Entered: 01/19/2007)
01/24/2007	<u>66</u>	Notice of MOTION to Compel <i>Deposition Testimony and Documents from the Garden City Defendants</i> by all plaintiffs. (Bridges, Kim) (Entered: 01/24/2007)
01/24/2007	<u>67</u>	MEMORANDUM in Support re <u>66</u> Notice of MOTION to Compel <i>Deposition Testimony and Documents from the Garden City Defendants</i> by all plaintiffs. (Bridges, Kim) (Entered: 01/24/2007)
01/24/2007	<u>68</u>	CERTIFICATE OF SERVICE by McCray, Francine, New York Acorn Housing Company, Vernon Ghullkie, Natalie Guerrido, Acorn, Daphne Andrews, Lisbett Hunter, Vic Devita re <u>67</u> Memorandum in Support, <u>66</u> Notice of MOTION to Compel <i>Deposition Testimony and Documents from the Garden City Defendants</i> (Bridges, Kim) (Entered: 01/24/2007)
01/24/2007	<u>69</u>	RESPONSE in Opposition re <u>66</u> Notice of MOTION to Compel <i>Deposition Testimony and Documents from the Garden City Defendants</i> , <u>58</u> Letter MOTION to Compel <i>Testimony and Documents from the Garden City Defendants Memorandum of Law</i> filed by Incorporated Village of Garden City, Garden City Board of Trustees. (Attachments: # <u>1</u> Affidavit Robert L. Schoelle, Jr.# <u>2</u> Affidavit Michael D. Fillipon# <u>3</u> Exhibit A to Filippon Affidavit) (Ryan, James) (Entered: 01/24/2007)
01/24/2007	<u>70</u>	Letter <i>Federal Expressing to Judge Wall courtesy copies of Memorandum of Law Supplementing Letter Submission Dated January 8, 2007</i> by Incorporated Village of Garden City, Garden City Board of Trustees (Ryan, James) (Entered: 01/24/2007)
01/25/2007	<u>71</u>	ORDER granting <u>39</u> Motion to Withdraw as Attorney. The Court grants leave for Nicole J. DeSario to withdraw as counsel for plaintiffs. She is relieved of futher responsibility to the Court. SO ORDERED. Ordered by Judge Joseph F. Bianco on

		1/25/2007. (Fee, Adam) Additional attachment(s) added on 1/29/2007 (Fagan, Linda). (Entered: 01/25/2007)
02/28/2007	<u>72</u>	Minute Entry & ORDER for proceedings held before William D. Wall : Status Conference held on 2/28/2007. Next status conference will be held on 4/18/07. Ordered by William D. Wall on 2/28/07. c/g (Disbrow, Sandra) (Entered: 02/28/2007)
03/12/2007	<u>73</u>	Supplemental MOTION to Compel <i>Testimony and Documents from the Garden City Defendants by all Plaintiffs</i> by McCray, Francine, New York Acorn Housing Company, Vernon Ghullkie, Acorn, Lisbett Hunter, Vic Devita. (Bridges, Kim) (Entered: 03/12/2007)
03/12/2007	<u>74</u>	Letter <i>supplementing submission with regard to legislative privilege</i> by Incorporated Village of Garden City, Garden City Board of Trustees (McLaughlin, Jennifer) (Entered: 03/12/2007)
03/29/2007	<u>75</u>	NOTICE of Appearance by Karen Schmidt on behalf of County of Nassau (aty to be noticed) (Schmidt, Karen) (Entered: 03/29/2007)
04/17/2007		ELECTRONIC ORDER: The status conference scheduled for 4/18/07 is adjourned to 4/20/07 at 10:00 a.m. Ordered by Judge William D. Wall on 4/16/07. (Disbrow, Sandra) (Entered: 04/17/2007)
04/20/2007	<u>76</u>	Minute Entry & ORDER for proceedings held before William D. Wall : Status Conference held on 4/20/2007. Discovery is ongoing. The parties shall submit a joint proposed amended discovery plan within 10 days. Ordered by William D. Wall on 4/20/07. c/g (Disbrow, Sandra) (Entered: 04/20/2007)
04/26/2007	<u>77</u>	NOTICE by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita <i>Amended Report of Parties' Discovery Planning Conference Pursuant to Rule 26(F)</i> (Bridges, Kim) (Entered: 04/26/2007)
05/07/2007	<u>78</u>	STATUS REPORT <i>with regard to amending November 27, 2006 privilege log</i> by Incorporated Village of Garden City, Garden City Board of Trustees (McLaughlin, Jennifer) (Entered: 05/07/2007)
05/11/2007	<u>79</u>	Letter <i>enclosing amended privilege log of BFJ documents</i> by Incorporated Village of Garden City, Garden City Board of Trustees (McLaughlin, Jennifer) (Entered: 05/11/2007)
05/14/2007		ELECTRONIC ORDER: The proposed amended discovery plan <u>77</u> submitted by the parties is hereby So Ordered. A status conference is scheduled for 7/10/07 at 11:00 a.m. Ordered by Judge William D. Wall on 5/14/07. (Disbrow, Sandra) (Entered: 05/14/2007)
07/05/2007	<u>80</u>	Letter MOTION to Compel <i>the Production of Certain Documents by Defendant Nassau County, motion filed</i> by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B) (Dennin, Peter) (Entered: 07/05/2007)
07/10/2007	<u>81</u>	RESPONSE in Opposition re <u>80</u> Letter MOTION to Compel <i>the Production of Certain Documents by Defendant Nassau County, motion filed by plaintiffs; opposition to motion</i> filed by County of Nassau. (Reissman, Ralph) (Entered: 07/10/2007)
07/10/2007	<u>82</u>	Minute Entry & ORDER for proceedings held before William D. Wall : Status Conference held on 7/10/2007. Next status conference will be held on 9/24/07 at 11:00 a.m. Ordered by William D. Wall on 7/10/07. c/g (Disbrow, Sandra) (Entered: 07/10/2007)
09/17/2007	<u>83</u>	Letter MOTION to Take Deposition by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita. (Sweeney, Paul) (Entered: 09/17/2007)
09/17/2007	<u>84</u>	RESPONSE to Motion re <u>83</u> Letter MOTION to Take Deposition filed by County of Nassau. (Schmidt, Karen) (Entered: 09/17/2007)
09/18/2007	<u>85</u>	RESPONSE in Opposition re <u>83</u> Letter MOTION to Take Deposition filed by Incorporated Village of Garden City, Garden City Board of Trustees. (Ryan,

		James) (Entered: 09/18/2007)
09/24/2007	<u>86</u>	Minute Entry & ORDER for proceedings held before William D. Wall : Status Conference held on 9/24/2007. Next status conference will be held on 12/6/07 at 11:00 a.m. Ordered by William D. Wall on 9/24/07. c/g (Disbrow, Sandra) (Entered: 09/24/2007)
09/25/2007	<u>87</u>	ORDER granting in part and denying in part <u>58</u> plaintiffs' Motion to Compel. See attached order. Ordered by Judge William D. Wall on 9/25/07. (Disbrow, Sandra) (Entered: 09/25/2007)
09/25/2007		Motions terminated, docketed incorrectly: <u>73</u> Supplemental MOTION to Compel <i>Testimony and Documents from the Garden City Defendants by all Plaintiffs</i> , <u>66</u> <i>Notice of MOTION to Compel Deposition Testimony and Documents. Filings were made in support of 60 motion and were not separate motions. (Disbrow, Sandra) (Entered: 09/25/2007)</i>
09/25/2007		Email Notification Test – DO NOT REPLY. (Coleman, Laurie) (Entered: 09/25/2007)
10/10/2007	<u>88</u>	NOTICE by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita <i>Plaintiffs' Memorandum Of Law In Support Of Plaintiffs' Objection To Magistrate Judge Wall's Report And Recommendation Granting In Part And Denying In Part Plaintiffs' Motion To Compel Deposition Testimony And Documents From The Garden City Defendants</i> (Attachments: # <u>1</u> Certificate of Service) (Sweeney, Paul) (Entered: 10/10/2007)
10/10/2007	<u>89</u>	NOTICE by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita <i>Declaration Of Peter J. Dennin In Further Support Of Plaintiffs' Objection To Magistrate Judge Wall's Report And Recommendation Granting In Part And Denying In Part Plaintiffs' Motion To Compel Deposition Testimony And Documents From The Garden City Defendants</i> (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit K# <u>12</u> Exhibit L# <u>13</u> Exhibit M# <u>14</u> Certificate of Service) (Sweeney, Paul) (Entered: 10/10/2007)
10/19/2007	<u>90</u>	NOTICE by Incorporated Village of Garden City, Garden City Board of Trustees <i>McLaughlin Affidavit in Opposition to Plaintiffs' Objection to Magistrate Judge Wall's Report and Recommendation</i> (Attachments: # <u>1</u> Exhibit A to McLaughlin Affidavit# <u>2</u> Exhibit B to McLaughlin Affidavit# <u>3</u> Affidavit Affidavit of Service of McLaughlin Affidavit) (McLaughlin, Jennifer) (Entered: 10/19/2007)
10/19/2007	<u>91</u>	NOTICE by Incorporated Village of Garden City, Garden City Board of Trustees <i>Memorandum of Law of Defendants in Opposition to Plaintiffs' Objection to Magistrate Judge Wall's Report and Recommendation</i> (Attachments: # <u>1</u> Affidavit Affidavit of Service of MOL) (McLaughlin, Jennifer) (Entered: 10/19/2007)
10/26/2007	<u>92</u>	NOTICE by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita <i>Plaintiffs' Memorandum Of Law In Support Of Plaintiffs' Reply To Garden City Defendants' Opposition To Plaintiffs' Objection To Magistrate Judge Wall's September 25, 2007 Report And Recommendation</i> (Attachments: # <u>1</u> Certificate of Service) (Sweeney, Paul) (Entered: 10/26/2007)
11/05/2007		ELECTRONIC ORDER re <u>80</u> Letter MOTION to Compel. The Nassau County defendants shall submit to the court, for in camera review, copies of those documents for which it is asserting public interest and/or deliberative process privilege as listed in the privilege log. Ordered by Judge William D. Wall on 11/5/07. (Disbrow, Sandra) (Entered: 11/05/2007)
11/06/2007	<u>93</u>	Letter <i>advising when first report of Buckhurst Fish & Jacqueman was issued to Board</i> by Incorporated Village of Garden City, Garden City Board of Trustees (McLaughlin, Jennifer) (Entered: 11/06/2007)
11/08/2007	<u>94</u>	Letter <i>In Response To Garden City's Letter Dated November 6, 2007</i> by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita (Sweeney, Paul) (Entered: 11/08/2007)

11/09/2007	<u>95</u>	Letter to Magistrate Wall in response to plaintiff's letter of November 8, 2007 by Incorporated Village of Garden City, Garden City Board of Trustees (McLaughlin, Jennifer) (Entered: 11/09/2007)
11/14/2007	<u>96</u>	ORDER: The temporal marker for the purposes of implementing <u>87</u> Order will be May 14, 2003. See attached order. Ordered by Magistrate–Judge William D. Wall on 11/14/07. c/e (Disbrow, Sandra) (Entered: 11/14/2007)
11/30/2007	<u>97</u>	Letter accompanying ex parte submission to Magistrate Wall by County of Nassau (Schmidt, Karen) (Entered: 11/30/2007)
12/03/2007	<u>98</u>	Letter accompanying supplemental ex parte submission to Magistrate Wall by County of Nassau (Schmidt, Karen) (Entered: 12/03/2007)
12/05/2007	<u>99</u>	NOTICE of Appearance by Toby William Smith on behalf of McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita (aty to be noticed) (Attachments: # <u>1</u> Certificate of Service) (Smith, Toby) (Entered: 12/05/2007)
12/06/2007	<u>100</u>	Minute Entry for proceedings held before Magistrate Judge William D. Wall: Status Conference held on 12/6/2007. The court will issue an amended discovery order consistent with the parties' submission. Ordered by William D. Wall on 12/6/07. (Disbrow, Sandra) (Entered: 12/06/2007)
12/06/2007	<u>101</u>	AMENDED SCHEDULING ORDER: The parties have proposed an amended discovery schedule which is adopted as indicated in the attached order. Pretrial Conference set for 11/14/2008. Ordered by Judge William D. Wall on 12/6/07. (Disbrow, Sandra) (Entered: 12/06/2007)
01/08/2008	<u>102</u>	Letter dated, January 8, 2008 to Mag. Judge William D. Wall regarding pending Motion to Compel by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita (Sweeney, Paul) (Entered: 01/08/2008)
02/15/2008	<u>103</u>	Letter dated, February 15, 2008 to Mag. Judge William D. Wall regarding pending Motion to Compel by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita (Sweeney, Paul) (Entered: 02/15/2008)
03/04/2008	<u>104</u>	Letter dated, March 4, 2008 to Mag. Judge William D. Wall regarding pending Motion to Compel by McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita (Sweeney, Paul) (Entered: 03/04/2008)
03/14/2008	<u>105</u>	ORDER granting in part and denying in part <u>80</u> plaintiffs' Motion to Compel production of documents from defendant Nassau County. Ordered by Magistrate Judge William D. Wall on 3/14/08. c/e (Disbrow, Sandra) (Entered: 03/14/2008)
04/22/2008	<u>106</u>	NOTICE of Appearance by Stanley Joseph Brown on behalf of McCray, Francine, Vernon Ghullkie, Lisbett Hunter, Vic Devita (aty to be noticed) (Brown, Stanley) (Entered: 04/22/2008)
04/22/2008		ELECTRONIC ORDER terminating <u>83</u> Motion to Take Deposition as moot in light of the court's orders on the privilege motions. Ordered by Judge William D. Wall on 4/21/08. (Disbrow, Sandra) (Entered: 04/22/2008)
04/24/2008	<u>107</u>	Letter MOTION to Compel Eastern Property Owners Association of Garden City by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Sweeney, Paul) (Entered: 04/24/2008)
04/24/2008	<u>108</u>	AFFIDAVIT/DECLARATION in Support re <u>107</u> Letter MOTION to Compel Eastern Property Owners Association of Garden City filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Sweeney, Paul) (Entered: 04/24/2008)
05/12/2008	<u>109</u>	Letter MOTION to Compel Defendant Nassau County by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Sweeney, Paul) (Entered: 05/12/2008)
05/12/2008	<u>110</u>	AFFIDAVIT/DECLARATION in Support re <u>109</u> Letter MOTION to Compel Defendant Nassau County with exhibits 1 thru 10 filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Sweeney, Paul) (Entered: 05/12/2008)

05/15/2008	<u>111</u>	RESPONSE in Opposition re <u>109</u> Letter MOTION to Compel <i>Defendant Nassau County</i> filed by County of Nassau. (Reissman, Ralph) (Entered: 05/15/2008)
05/16/2008	<u>112</u>	Letter to inform the Court that we hereby withdraw our Letter Motion, dated April 24, 2008. by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita (Sweeney, Paul) (Entered: 05/16/2008)
05/16/2008		ELECTRONIC ORDER withdrawing <u>107</u> Motion to Compel in light of movant's letter <u>112</u> . Ordered by Judge William D. Wall on 5/16/08. (Disbrow, Sandra) (Entered: 05/16/2008)
05/16/2008		ELECTRONIC ORDER Setting Hearing on Motion <u>109</u> Letter MOTION to Compel for 5/28/2008 at 2:00 PM before Judge William D. Wall. Any motion to adjourn this conference must include alternate dates acceptable to all parties. Ordered by Judge William D. Wall on 5/16/08. (Disbrow, Sandra) (Entered: 05/16/2008)
05/22/2008	<u>113</u>	STIPULATION of Partial Dismissal Pursuant to FED. R. CIV. P. 41(a)(1)(ii) by Vernon Ghullkie, Lisbett Hunter (Sweeney, Paul) (Entered: 05/22/2008)
05/22/2008	<u>114</u>	STIPULATION AND ORDER of partial dismissal as to plaintiffs Vernon Ghullkie and Lisbett Hunter – both parties terminated.. Ordered by Judge Joseph F. Bianco on 5/22/08. (Bollbach, Jean) (Entered: 05/27/2008)
05/29/2008	<u>115</u>	Minute Order. for proceedings held before Magistrate Judge William D. Wall:granting <u>109</u> Motion to Compel; Motion Hearing held on 5/28/2008. The County defendants shall comply with the demands by 6/4/08. Additional deadlines extended—see attached order. Ordered by Judge William D. Wall on 5/28/08. c/g (Disbrow, Sandra) (Entered: 05/29/2008)
06/11/2008	<u>116</u>	Letter MOTION for Sanctions by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Sweeney, Paul) (Entered: 06/11/2008)
06/11/2008	<u>117</u>	DECLARATION re <u>116</u> Letter MOTION for Sanctions by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita (Sweeney, Paul) (Entered: 06/11/2008)
06/13/2008	<u>118</u>	Letter MOTION for Extension of Time to File Response/Reply to Plaintiffs' Letter Motion dated June 11, 2008 by County of Nassau. (Schmidt, Karen) (Entered: 06/13/2008)
06/13/2008		ELECTRONIC ORDER granting <u>118</u> Motion for Extension of Time to File Response/Reply re <u>116</u> Letter MOTION for Sanctions. Responses due by 6/20/2008. Ordered by Judge William D. Wall on 6/13/08. (Disbrow, Sandra) (Entered: 06/13/2008)
06/19/2008	<u>119</u>	Letter MOTION for Discovery and Adjournment of Expert Report Submission Date by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita. (Attachments: # <u>1</u> Exhibit) (Sweeney, Paul) (Entered: 06/19/2008)
06/20/2008	<u>120</u>	Letter MOTION for Summary Judgment Requesting Pre-Motion Conference by County of Nassau. (Schmidt, Karen) (Entered: 06/20/2008)
06/20/2008	<u>121</u>	RESPONSE in Opposition re <u>116</u> Letter MOTION for Sanctions (<i>Opposition to Plaintiffs' Motion</i>), filed by County of Nassau. (Reissman, Ralph) (Entered: 06/20/2008)
06/23/2008	<u>123</u>	RESPONSE to Motion re <u>119</u> Letter MOTION for Discovery and Adjournment of Expert Report Submission Date filed by Incorporated Village of Garden City, Garden City Board of Trustees. (Ryan, James) (Entered: 06/23/2008)
06/23/2008		Incorrect Document/Entry Information. The RESPONSE to Motion re 119 Letter MOTION for Discovery filed as document # 122 has been deleted at the request of counsel. Lee Liotta for Jim Ryan has refiled it as #123 with the correct pdf document attached. (Mahon, Cinthia) (Entered: 06/23/2008)
06/23/2008		ORDER: By letter dated June 20, 2008, defendants request a pre-motion conference in anticipation of filing a motion for summary judgment. IT IS

		HEREBY ORDERED that defendants' request is granted. Counsel for all parties shall participate in a telephone pre-motion conference on Friday, July 11, 2008 at 4:30 p.m. At that time, counsel for defendants shall initiate the call and, with all parties on the line, contact Chambers at (631) 712-5670. Prior to the conference, counsel for plaintiffs may submit a letter to the Court, in accordance with the Court's Individual Rule III.A, explaining why defendants' motion is likely to be unsuccessful. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/23/08. (Rothstein, Joshua) (Entered: 06/23/2008)
06/24/2008	<u>124</u>	RESPONSE to Motion re <u>120</u> Letter MOTION for Summary Judgment <i>Requesting Pre-Motion Conference</i> filed by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita. (Sweeney, Paul) (Entered: 06/24/2008)
06/24/2008	<u>125</u>	RESPONSE in Opposition re <u>119</u> Letter MOTION for Discovery <i>and Adjournment of Expert Report Submission Date</i> filed by County of Nassau. (Reissman, Ralph) (Entered: 06/24/2008)
06/24/2008		SCHEDULING ORDER: The pre-motion conference previously scheduled for July 11, 2004 at 4:30 p.m. is adjourned. The Court will reschedule the conference, at the request of counsel, after notified by Magistrate Judge Wall that all outstanding discovery, which relates to this motion, is resolved. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/24/08. (Rothstein, Joshua) (Entered: 06/24/2008)
06/25/2008		ELECTRONIC ORDER Setting Conference on Motion <u>116</u> Letter MOTION for Sanctions and <u>119</u> Letter MOTION for Discovery. Motion conference set for 7/2/2008 at 2:00 PM before Judge William D. Wall. Any motion to adjourn this conference must include proposed alternate dates acceptable to all parties. The deadline for submission of plaintiffs' expert reports is adjourned without date pending a determination of the discovery motions. Ordered by Judge William D. Wall on 6/25/08. (Disbrow, Sandra) (Entered: 06/25/2008)
06/25/2008	<u>126</u>	RESPONSE to Motion re <u>119</u> Letter MOTION for Discovery <i>and Adjournment of Expert Report Submission Date</i> , <i>Informational Letter re: HUD Website</i> filed by County of Nassau. (Reissman, Ralph) (Entered: 06/25/2008)
07/01/2008		ELECTRONIC ORDER: Due to a change in the court's calendar, the motion conference scheduled for 7/2/08 is adjourned to 7/11/08 at 2:00 p.m. Ordered by Magistrate Judge William D. Wall on 7/1/08. (Disbrow, Sandra) (Entered: 07/01/2008)
07/11/2008	<u>127</u>	Minute Entry for proceedings held before Magistrate Judge William D. Wall: Motion Hearing held on 7/11/2008. Re: <u>116</u> MOTION for sanctions by plaintiffs. Hearing concluded, decision reserved. (archive F:) (Talbot, Thomas) Modified on 7/15/2008 to reflect a hearing on the 116 motion (Talbot, Thomas). (Entered: 07/15/2008)
07/11/2008		Motions terminated: <u>119</u> Letter MOTION for Discovery <i>and Adjournment of Expert Report Submission Date</i> filed by New York Acorn, McCray, Andrews, Devita, Acorn.. Ordered by Magistrate Judge William D. Wall at the hearing held on 7/11/08, <u>127</u> . (Talbot, Thomas) (Entered: 03/13/2009)
07/15/2008	<u>128</u>	Letter <i>attaching a proposed order</i> by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita (Attachments: # <u>1</u> Proposed Order) (Smith, Toby) (Entered: 07/15/2008)
07/15/2008	<u>129</u>	Letter <i>regarding Plaintiffs' Proposed Order</i> by County of Nassau (Schmidt, Karen) (Entered: 07/15/2008)
07/17/2008	<u>130</u>	Letter <i>from Toby W. Smith to Hon. William D. Wall regarding the motion for additional discovery (Docket Entry # 119)</i> by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita (Smith, Toby) (Entered: 07/17/2008)
07/21/2008	<u>131</u>	AFFIDAVIT/DECLARATION in Opposition re <u>116</u> Letter MOTION for Sanctions , <i>Reissman Declaration and Lassandro Affidavit certifying that Nassau County does not possess information sought by plaintiffs</i> , filed by County of Nassau. (Reissman, Ralph) (Entered: 07/21/2008)

08/05/2008	<u>132</u>	Letter <i>From Toby W. Smith To The Honorable William D. Wall Regarding Expert Discovery Schedule</i> by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita (Smith, Toby) (Entered: 08/05/2008)
08/26/2008	<u>133</u>	MOTION to Withdraw as Attorney by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita. (Birch, Nicole) (Entered: 08/26/2008)
09/04/2008	<u>134</u>	Letter <i>from Toby W. Smith to the Honorable William D. Wall regarding expert discovery schedule</i> by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita (Smith, Toby) (Entered: 09/04/2008)
09/25/2008	<u>135</u>	Letter MOTION for Extension of Time to File <i>Request for Pre-Motion Conference</i> by Incorporated Village of Garden City. (Ryan, James) (Entered: 09/25/2008)
09/26/2008		ELECTRONIC ORDER granting <u>135</u> Motion for Extension of Time. Any party wishing to make a dispositive motion shall take the first step in the process no later than three weeks after the close of discovery. Ordered by Magistrate Judge William D. Wall on 9/26/08. (Disbrow, Sandra) (Entered: 09/26/2008)
12/29/2008	<u>136</u>	Letter MOTION for Extension of Time to File <i>Letter Requesting Permission to File a Dispositive Motion</i> by Incorporated Village of Garden City, Garden City Board of Trustees. (Ryan, James) (Entered: 12/29/2008)
01/08/2009		ELECTRONIC ORDER granting <u>136</u> Motion for Extension of Time to commence dispositive motion practice. Any party wishing to file a dispositive motion shall electronically file a letter request to Judge Bianco by 1/31/09. Ordered by Magistrate Judge William D. Wall on 1/7/09. (Disbrow, Sandra) (Entered: 01/08/2009)
01/30/2009	<u>137</u>	Letter MOTION for pre motion conference <i>to discuss filing a summary judgment motion and to preclude one of plaintiff's expert witnesses</i> by Incorporated Village of Garden City, Garden City Board of Trustees. (McLaughlin, Jennifer) (Entered: 01/30/2009)
01/30/2009	<u>138</u>	Letter <i>requesting pre-motion conference and permission to file Rule 56 motion for summary judgment</i> by County of Nassau (Reissman, Ralph) (Entered: 01/30/2009)
01/30/2009		ORDER granting <u>137</u> Motion for Pre Motion Conference: By letter dated January 29, 2009, counsel for the Garden City Defendants moved for a pre-motion conference in anticipation of filing a motion for summary judgment. IT IS HEREBY ORDERED that the Garden City Defendants' motion is granted. Counsel for all parties shall participate in a telephone pre-motion conference on Thursday, February 12, 2009, at 9:30 a.m. At that time, counsel for the Garden City Defendants shall initiate the call and, with all parties on the line, contact Chambers at (631) 712-5670. Prior to the conference, counsel for plaintiffs may submit a letter to the Court, in accordance with the Court's Individual Rule III.A, explaining why the proposed motion is likely to be unsuccessful. SO ORDERED. Ordered by Judge Joseph F. Bianco on 1/30/2009. (McFadden, JoAnna) (Entered: 01/30/2009)
01/30/2009		ORDER: IT IS HEREBY ORDERED that the telephone pre-motion conference scheduled for Thursday, February 12, 2009, will now take place on Friday, February 13, 2009, at 10:00 a.m. At that time, counsel for the Garden City Defendants shall initiate the call and, with all parties on the line, contact Chambers at (631) 712-5670. SO ORDERED. Ordered by Judge Joseph F. Bianco on 1/30/2009. (McFadden, JoAnna) (Entered: 01/30/2009)
02/06/2009	<u>139</u>	Letter <i>In Reponse To Defendants' Letters Seeking Permission To File A Motion For Summary Judgment</i> by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita (Sweeney, Paul) (Entered: 02/06/2009)
02/13/2009	<u>140</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Telephone Conference held on 2/13/2009; case called; all sides present; conf. held; motion to be filed by 3/31/09; response by 5/15/09; reply by 6/3/09; oral argument set for 7/10/09 2:00 pm (Tape #10:07 - 10:13.) (Bollbach, Jean) (Entered: 02/13/2009)

02/24/2009		ELECTRONIC ORDER granting <u>133</u> Motion to Withdraw as Attorney. Attorney Nicole Birch terminated. Ordered by Judge William D. Wall on 2/24/2009. (Disbrow, Sandra) (Entered: 02/24/2009)
03/04/2009	<u>141</u>	Letter From Paul Sweeney To The Honorable Joseph F. Bianco With Attached Plaintiffs' Memorandum Of Law In Support Of Plaintiffs' Objection To Magistrate Judge Wall's Report And Recommendation Granting In Part And Denying In Part Plaintiffs' Motion To Compel Deposition Testimony And Documents From The Garden City Defendants. by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita (Sweeney, Paul) (Entered: 03/04/2009)
03/09/2009	<u>142</u>	ORDER granting in part and denying in part <u>116</u> Motion for Sanctions. See attached order. Ordered by Judge William D. Wall on 3/9/2009. (Disbrow, Sandra) (Entered: 03/09/2009)
03/17/2009	<u>143</u>	Letter MOTION for Reconsideration re <u>142</u> Order on Motion for Sanctions <i>seeking limited clarification</i> by Incorporated Village of Garden City, Garden City Board of Trustees. (McLaughlin, Jennifer) (Entered: 03/17/2009)
03/17/2009	<u>144</u>	Notice of MOTION for Reconsideration re <u>142</u> Order on Motion for Sanctions <i>pursuant to Rule 72</i> by Incorporated Village of Garden City, Garden City Board of Trustees. (McLaughlin, Jennifer) (Entered: 03/17/2009)
03/18/2009	<u>145</u>	NOTICE of Appearance by Sabrina Helene Cochet on behalf of McCray, Francine, Vic Devita (aty to be noticed) (Cochet, Sabrina) (Entered: 03/18/2009)
03/23/2009	<u>146</u>	APPEAL OF MAGISTRATE JUDGE DECISION to District Court by County of Nassau re <u>142</u> Order on Motion for Sanctions (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B1, # <u>3</u> Exhibit B2, # <u>4</u> Exhibit C) (Miller, Esther) (Entered: 03/23/2009)
03/24/2009		Email Notification Test – DO NOT REPLY. (Brucella, Michelle) (Entered: 03/24/2009)
03/31/2009	<u>147</u>	MOTION for Summary Judgment by Incorporated Village of Garden City, Garden City Board of Trustees. (Attachments: # <u>1</u> Notice of Motion Notice of Motion, # <u>2</u> Affidavit Michael Filippou, # <u>3</u> Affidavit Peter Bee, # <u>4</u> Affidavit James G. Ryan, # <u>5</u> Exhibit Exhibit Statement, # <u>6</u> Rule 56.1 Statement Statement of Material Facts, # <u>7</u> Memorandum in Support Memorandum of Law, # <u>8</u> Affidavit of Service Affidavit of Service – Notice of Motion, # <u>9</u> Affidavit of Service Affidavit of Service – Rule 56.1, # <u>10</u> Affidavit of Service Affidavit of Service – Memorandum of Law, # <u>11</u> Letter to Judge Bianco) (McLaughlin, Jennifer) (Entered: 03/31/2009)
03/31/2009	<u>148</u>	Notice of MOTION for Summary Judgment by County of Nassau. Responses due by 5/15/2009 (Attachments: # <u>1</u> Affidavit in Support of Rosemary Olsen, # <u>2</u> Rule 56.1 Statement, # <u>3</u> Memorandum in Support, # <u>4</u> Notice of Motion Letter to Court, # <u>5</u> Certificate of Service, # <u>6</u> Affidavit in Support Declaration of Ralph J. Reissman) (Reissman, Ralph) (Entered: 03/31/2009)
03/31/2009	<u>149</u>	Letter In Opposition To Defendant Garden City's Letter Motion, Dated March 17, 2009, Seeking Clarification Concerning Magistrate Judge Wall's Order. by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita (Attachments: # <u>1</u> Memorandum in Opposition, # <u>2</u> Declaration of Sabrina H. Cochet, # <u>3</u> Ex. A to Declaration, # <u>4</u> Ex. B to Declaration, # <u>5</u> Ex. C to Declaration, # <u>6</u> Ex. D to Declaration, # <u>7</u> Ex. E to Declaration, # <u>8</u> Ex. F to Declaration, # <u>9</u> Ex. G to Declaration, # <u>10</u> Ex. H to Declaration, # <u>11</u> Ex. I to Declaration, # <u>12</u> Ex. J to Declaration, # <u>13</u> Ex. K to Declaration, # <u>14</u> Ex. L to Declaration, # <u>15</u> Certificate of Service) (Sweeney, Paul) (Entered: 03/31/2009)
03/31/2009	<u>150</u>	MEMORANDUM in Opposition re <u>144</u> Notice of MOTION for Reconsideration re <u>142</u> Order on Motion for Sanctions <i>pursuant to Rule 72</i> filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Attachments: # <u>1</u> Certificate of Service) (Sweeney, Paul) (Entered: 03/31/2009)
03/31/2009	<u>151</u>	AFFIDAVIT/DECLARATION in Opposition re <u>144</u> Notice of MOTION for Reconsideration re <u>142</u> Order on Motion for Sanctions <i>pursuant to Rule 72</i> filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Attachments: # <u>1</u> Ex. A, # <u>2</u> Ex. B, # <u>3</u> Ex. C, # <u>4</u> Ex. D, # <u>5</u> Ex. E, # <u>6</u> Ex. F, # <u>7</u>

		Ex. G, # <u>8</u> Ex. H, # <u>9</u> Ex. I, # <u>10</u> Ex. J, # <u>11</u> Ex. K, # <u>12</u> Ex. L, # <u>13</u> Certificate of Service) (Sweeney, Paul) (Entered: 03/31/2009)
04/02/2009	<u>152</u>	DECLARATION re <u>148</u> Notice of MOTION for Summary Judgment <i>Certificate of Service upon Cullen & Dykman and filing in Court by Gary Duffy</i> by County of Nassau (Reissman, Ralph) (Entered: 04/02/2009)
04/02/2009	<u>153</u>	DECLARATION re <u>148</u> Notice of MOTION for Summary Judgment <i>Certificate of overnight service upon Hogan Hartson</i> by County of Nassau (Reissman, Ralph) (Entered: 04/02/2009)
04/06/2009	<u>154</u>	MEMORANDUM in Opposition re <u>146</u> Appeal of Magistrate Judge Decision to District Court filed by all plaintiffs. (Attachments: # <u>1</u> Certificate of Service) (Sweeney, Paul) (Entered: 04/06/2009)
04/06/2009	<u>155</u>	DECLARATION <i>Of Toby W. Smith In Support Of Plaintiffs' Opposition To Defendant Nassau County's Objections To Magistrate Judge Wall's March 9, 2009 Order</i> by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4) (Sweeney, Paul) (Entered: 04/06/2009)
04/29/2009	<u>156</u>	DECLARATION <i>Of Toby W. Smith In Support Of Application For Attorneys Fees And Costs</i> by McCray, Francine, Vic Devita (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Certificate Of Service) (Sweeney, Paul) (Entered: 04/29/2009)
04/30/2009	<u>157</u>	Letter MOTION for Extension of Time to File Response/Reply to Plaintiffs' Application for Costs by County of Nassau. (Schmidt, Karen) (Entered: 04/30/2009)
05/01/2009		ORDER: IT IS HEREBY ORDERED that the Court will hear oral argument on pending appeals of discovery orders when it hears oral argument on defendants' motion for summary judgment, on July 10, 2009 at 2:00 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 5/1/2009. (McFadden, JoAnna) (Entered: 05/01/2009)
05/07/2009	<u>158</u>	STIPULATION regarding an amended summary judgment briefing schedule by McCray, Francine, New York Acorn Housing Company, County of Nassau, Incorporated Village of Garden City, Garden City Board of Trustees, Acorn, Daphne Andrews, Vic Devita (Attachments: # <u>1</u> Proposed Order) (Cochet, Sabrina) (Entered: 05/07/2009)
05/07/2009	<u>159</u>	STIPULATION AND ORDER – see documents for full details. Ordered by Judge Joseph F. Bianco on 5/7/2009. (Bollbach, Jean) (Entered: 05/07/2009)
05/13/2009	<u>160</u>	Letter from Sabrina H. Cochet to Judge Wall in response to the Nassau County Defendants' letter of April 30, 2009 by McCray, Francine, New York Acorn Housing Company, Acorn, Daphne Andrews, Vic Devita (Cochet, Sabrina) (Entered: 05/13/2009)
05/15/2009		ELECTRONIC ORDER granting <u>157</u> Motion for Extension of Time to File Response/Reply to plaintiffs' application for costs <u>156</u> . Ordered by Magistrate Judge William D. Wall on 5/15/2009. (Disbrow, Sandra) (Entered: 05/15/2009)
06/15/2009	<u>161</u>	MOTION to Strike <i>Motion to Exclude Testimony of Patrick Cleary</i> by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Cochet, Sabrina) (Entered: 06/15/2009)
06/15/2009	<u>162</u>	MEMORANDUM in Support re <u>161</u> MOTION to Strike <i>Motion to Exclude Testimony of Patrick Cleary</i> filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Cochet, Sabrina) (Entered: 06/15/2009)
06/15/2009	<u>163</u>	AFFIDAVIT/DECLARATION in Support re <u>161</u> MOTION to Strike <i>Motion to Exclude Testimony of Patrick Cleary</i> filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Attachments: # <u>1</u> Exhibit 2.1, # <u>2</u> Exhibit 2.2, # <u>3</u> Exhibit 2.3, # <u>4</u> Exhibit 2.4, # <u>5</u> Exhibit 2.5, # <u>6</u> Exhibit 2.6, # <u>7</u> Exhibit 2.7, # <u>8</u> Exhibit 2.8, # <u>9</u> Exhibit 2.9, # <u>10</u> Exhibit 2.10, # <u>11</u> Exhibit 2.11, # <u>12</u> Exhibit 2.12, # <u>13</u> Exhibit 2.13, # <u>14</u> Exhibit 2.14, # <u>15</u> Exhibit 2.15, # <u>16</u> Exhibit

		2.16, # <u>17</u> Exhibit 2.17, # <u>18</u> Exhibit 2.18, # <u>19</u> Exhibit 2.19) (Cochet, Sabrina) (Entered: 06/15/2009)
06/15/2009	<u>164</u>	MEMORANDUM in Opposition re <u>147</u> MOTION for Summary Judgment (<i>Motion to Exclude Peter Marcuse</i>) filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Cochet, Sabrina) (Entered: 06/15/2009)
06/15/2009	<u>165</u>	AFFIDAVIT/DECLARATION in Opposition re <u>147</u> MOTION for Summary Judgment (<i>Motion to Exclude Peter Marcuse</i>) filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Attachments: # <u>1</u> Exhibit 1.1, # <u>2</u> Exhibit 1.2, # <u>3</u> Exhibit 1.3, # <u>4</u> Exhibit 1.4) (Cochet, Sabrina) (Entered: 06/15/2009)
06/15/2009	<u>166</u>	RULE 56.1 STATEMENT re <u>147</u> MOTION for Summary Judgment (<i>Response to Garden City Rule 56.1 Statement</i>) filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Cochet, Sabrina) (Entered: 06/15/2009)
06/15/2009	<u>167</u>	RULE 56.1 STATEMENT re <u>147</u> MOTION for Summary Judgment (<i>Response to Nassau County Rule 56.1 Statement</i>) filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Cochet, Sabrina) (Entered: 06/15/2009)
06/16/2009	<u>168</u>	RULE 56.1 STATEMENT <i>Of Additional Material Facts</i> filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Cochet, Sabrina) (Entered: 06/16/2009)
06/16/2009	<u>169</u>	MEMORANDUM in Opposition re <u>147</u> MOTION for Summary Judgment filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Cochet, Sabrina) (Entered: 06/16/2009)
06/16/2009	<u>170</u>	AFFIDAVIT/DECLARATION in Opposition re <u>147</u> MOTION for Summary Judgment filed by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Exhibit 22, # <u>23</u> Exhibit 23, # <u>24</u> Exhibit 24, # <u>25</u> Exhibit 25, # <u>26</u> Exhibit 26, # <u>27</u> Exhibit 27, # <u>28</u> Exhibit 28, # <u>29</u> Exhibit 29, # <u>30</u> Exhibit 30, # <u>31</u> Exhibit 31, # <u>32</u> Exhibit 32, # <u>33</u> Exhibit 33, # <u>34</u> Exhibit 34, # <u>35</u> Exhibit 35, # <u>36</u> Exhibit 36, # <u>37</u> Exhibit 37, # <u>38</u> Exhibit 38, # <u>39</u> Exhibit 39, # <u>40</u> Exhibit 40, # <u>41</u> Exhibit 41, # <u>42</u> Exhibit 42, # <u>43</u> Exhibit 43, # <u>44</u> Exhibit 44, # <u>45</u> Exhibit 45, # <u>46</u> Exhibit 45A, # <u>47</u> Exhibit 45B, # <u>48</u> Exhibit 45C, # <u>49</u> Exhibit 46, # <u>50</u> Exhibit 47, # <u>51</u> Exhibit 47A, # <u>52</u> Exhibit 47B, # <u>53</u> Exhibit 48, # <u>54</u> Exhibit 48A, # <u>55</u> Exhibit 48B, # <u>56</u> Exhibit 48C, # <u>57</u> Exhibit 48D, # <u>58</u> Exhibit 49, # <u>59</u> Exhibit 50, # <u>60</u> Exhibit 51, # <u>61</u> Exhibit 52, # <u>62</u> Exhibit 53, # <u>63</u> Exhibit 54, # <u>64</u> Exhibit 55, # <u>65</u> Exhibit 56, # <u>66</u> Exhibit 57, # <u>67</u> Exhibit 58, # <u>68</u> Exhibit 59, # <u>69</u> Exhibit 60, # <u>70</u> Exhibit 61, # <u>71</u> Exhibit 62, # <u>72</u> Exhibit 63, # <u>73</u> Exhibit 64, # <u>74</u> Exhibit 65, # <u>75</u> Exhibit 66, # <u>76</u> Exhibit 67, # <u>77</u> Exhibit 68, # <u>78</u> Exhibit 69, # <u>79</u> Exhibit 70, # <u>80</u> Exhibit 71, # <u>81</u> Exhibit 72, # <u>82</u> Exhibit 73, # <u>83</u> Exhibit 74, # <u>84</u> Exhibit 75, # <u>85</u> Exhibit 76, # <u>86</u> Exhibit 77, # <u>87</u> Exhibit 78, # <u>88</u> Exhibit 79, # <u>89</u> Exhibit 80, # <u>90</u> Exhibit 81, # <u>91</u> Exhibit 82, # <u>92</u> Exhibit 83, # <u>93</u> Exhibit 84, # <u>94</u> Exhibit 85, # <u>95</u> Exhibit 85A, # <u>96</u> Exhibit 86, # <u>97</u> Exhibit 86A, # <u>98</u> Exhibit 86B, # <u>99</u> Exhibit 87, # <u>100</u> Exhibit 88, # <u>101</u> Exhibit 89, # <u>102</u> Exhibit 90, # <u>103</u> Exhibit 91, # <u>104</u> Exhibit 92, # <u>105</u> Exhibit 93, # <u>106</u> Exhibit 93A, # <u>107</u> Exhibit 94, # <u>108</u> Exhibit 95, # <u>109</u> Exhibit 96, # <u>110</u> Exhibit 97, # <u>111</u> Exhibit 98) (Cochet, Sabrina) (Entered: 06/16/2009)
06/16/2009	<u>171</u>	CERTIFICATE OF SERVICE by McCray, Francine, New York Acorn Housing Company, Acorn, Vic Devita re <u>164</u> Memorandum in Opposition, <u>168</u> Rule 56.1 Statement, <u>170</u> Affidavit in Opposition to Motion,,,,,, <u>165</u> Affidavit in Opposition to Motion, <u>169</u> Memorandum in Opposition, <u>163</u> Affidavit in Support of Motion, <u>167</u> Rule 56.1 Statement, <u>166</u> Rule 56.1 Statement, <u>162</u> Memorandum in Support, <u>161</u> MOTION to Strike <i>Motion to Exclude Testimony of Patrick Cleary</i> (Cochet, Sabrina) (Entered: 06/16/2009)
07/15/2009	<u>172</u>	REPLY in Support , <i>NASSAU COUNTY REPLY MEMORANDUM OF LAW IN FURTHER SUPPORT OF MOTION FOR SUMMARY JUDGMENT</i> , filed by County of Nassau. (Reissman, Ralph) (Entered: 07/15/2009)

07/15/2009	<u>173</u>	DECLARATION re <u>172</u> Reply in Support , <i>Declaration of Service</i> by County of Nassau (Reissman, Ralph) (Entered: 07/15/2009)
07/15/2009	<u>174</u>	MEMORANDUM in Opposition to <i>Exclude Cleary</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (McLaughlin, Jennifer) (Entered: 07/15/2009)
07/15/2009	<u>175</u>	MEMORANDUM in Support of <i>Motion to Exclude Marcuse</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (McLaughlin, Jennifer) (Entered: 07/15/2009)
07/15/2009	<u>176</u>	MEMORANDUM in Support of <i>Motion for Summary Judgment</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (McLaughlin, Jennifer) (Entered: 07/15/2009)
07/15/2009	<u>177</u>	RESPONSE in Opposition re <u>161</u> MOTION to Strike <i>Motion to Exclude Testimony of Patrick Cleary</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit) (McLaughlin, Jennifer) (Entered: 07/15/2009)
07/15/2009	<u>178</u>	Letter MOTION for pre motion conference by Garden City Board of Trustees, Incorporated Village of Garden City. (McLaughlin, Jennifer) (Entered: 07/15/2009)
07/15/2009	<u>179</u>	RULE 56.1 STATEMENT <i>Defendants' Response to Statement of Additional Material Facts</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (McLaughlin, Jennifer) (Entered: 07/15/2009)
07/16/2009		ORDER denying as moot <u>178</u> Motion for Pre Motion Conference: The Court received the Garden City defendants' letter, dated July 15, 2009, seeking either a pre-motion conference in anticipation of filing a motion to strike portions of plaintiffs' Rule 56.1 counterstatements of fact or a briefing schedule for such a motion. IT IS HEREBY ORDERED that the Court will hear arguments from plaintiffs and defendants regarding defendants' desire to strike portions of the Rule 56.1 counterstatement of facts when it hears oral argument for the pending motion for summary judgment and appeal of certain discovery orders, on August 21, 2009. No further submissions regarding the motion to strike are required. SO ORDERED. Ordered by Judge Joseph F. Bianco on 7/16/2009. (McFadden, JoAnna) (Entered: 07/16/2009)
07/27/2009	<u>180</u>	REPLY in Support of <i>Motion to Exclude Cleary</i> filed by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company. (Cochet, Sabrina) (Entered: 07/27/2009)
08/05/2009	<u>181</u>	Letter , <i>Dated August 5, 2009 From Stanley J. Brown To Honorable Joseph F. Bianco re: Requesting A Schedule Of Time To Be Allocated For Each Of The Matters Scheduled To Be Heard On August 21, 2009</i> by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Brown, Stanley) (Entered: 08/05/2009)
08/06/2009		ORDER: Pursuant to plaintiffs' request, filed on August 6, 2009, IT IS HEREBY ORDERED that the Court shall hear oral argument on August 21, 2009 at 2 p.m. as follows: plaintiffs and the Garden City defendants shall have five minutes each to argue their respective motions to strike the Cleary and Marcuse reports, for a total of ten minutes; plaintiffs, the Garden City defendants, and the County of Nassau shall have ten minutes each to argue their respective appeals of discovery orders issued by Magistrate Judge Wall, for a total of thirty minutes; and plaintiffs, the Garden City defendants and the County of Nassau shall have twenty minutes each to argue their respective motions opposing and supporting summary judgment in this matter, for a total of sixty minutes. Oral argument shall last one hour and forty minutes. SO ORDERED. Ordered by Judge Joseph F. Bianco on 8/6/2009. (McFadden, JoAnna) (Entered: 08/06/2009)
08/19/2009	<u>182</u>	Letter from Stanley J. Brown to the Honorable Joseph F. Bianco submitting <i>supplemental authority</i> by Acorn, Daphne Andrews, Vic Devita, McCray, Francine, New York Acorn Housing Company (Brown, Stanley) (Entered: 08/19/2009)

08/21/2009	<u>183</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco: Oral Argument held on 8/21/2009; case called; conf. held; argument heard; decision reserved; affidavit is due by 9/4/09. Letter to be submitted by 9/11/09 (Court Reporter FTR 2:14 –3:01 and 3:08 – 4:12.) (Bollbach, Jean) (Entered: 08/24/2009)
08/28/2009	<u>184</u>	Letter <i>responding to plaintiffs' August 19, 2009 letter enclosing four cases</i> , by County of Nassau (Reissman, Ralph) (Entered: 08/28/2009)
09/04/2009	<u>185</u>	Letter <i>to Judge Bianco re Summary Judgment motion</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 09/04/2009)
09/04/2009	<u>186</u>	Letter <i>responding to plaintiffs' August 19, 2009 supplemental letter</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 09/04/2009)
09/04/2009	<u>187</u>	DECLARATION re <u>146</u> Appeal of Magistrate Judge Decision to District Court <i>Judge Bianco</i> by County of Nassau, Nassau County Office of Real Estate & Development, Nassau County Planning Commission (Miller, Esther) (Entered: 09/04/2009)
09/04/2009	<u>188</u>	Letter <i>to Judge Bianco re Summary Judgment Motion</i> by Acorn, Daphne Andrews, Vic Devita, McCray, Francine, New York Acorn Housing Company (Cochet, Sabrina) (Entered: 09/04/2009)
09/04/2009	<u>189</u>	Letter <i>in response to docket entry #185 and 186</i> by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Cochet, Sabrina) (Entered: 09/04/2009)
09/10/2009	<u>190</u>	MEMORANDUM AND ORDER. For the reasons stated in the attached Memorandum & Order, IT IS HEREBY ORDERED that plaintiffs' motion seeking to set aside the September 5, 2007 discovery order of Magistrate Judge Wall is denied. Magistrate Judge Wall can now expeditiously review in camera the twenty-two documents submitted by the Garden City defendants. The documents will be reviewed within the framework set forth in the September 25, 2007 Order, with the additional instruction that any documents illustrating that racial considerations were part of the legislative deliberations must also be produced. SO ORDERED. Ordered by Judge Joseph F. Bianco on 9/10/2009. (Howard, Timothy) (Entered: 09/10/2009)
09/11/2009	<u>191</u>	Letter <i>Dated September 11, 2009 In Response To The County's Submission Of Esther Miller's September 4, 2009 Affidavit.</i> by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (Cochet, Sabrina) (Entered: 09/11/2009)
09/15/2009	<u>192</u>	Letter <i>regarding plaintiffs' September 11, 2009 letter re: Affidavit of Esther Miller</i> , by County of Nassau (Reissman, Ralph) (Entered: 09/15/2009)
10/01/2009	<u>193</u>	Letter <i>requesting correction to reported list of attorneys representing County in future Court decisions, orders or memoranda</i> , by County of Nassau (Reissman, Ralph) (Entered: 10/01/2009)
10/08/2009	<u>194</u>	ORDER – see document for full details. Court refers the matter back to M.J. Wall in order to allow him to consider the declaration of Esther D. Miller in support of Countys objections to the 3/9/09 order.. Ordered by Judge Joseph F. Bianco on 10/8/2009. (Bollbach, Jean) (Entered: 10/09/2009)
11/02/2009	<u>195</u>	ORDER re: in camera review of documents withheld from production by defendants Incorporated Village of Garden City and Garden City Board of Trustees on the ground of legislative privilege. That review has been completed and the asserted privilege is hereby upheld. See attached order. Ordered by Judge William D. Wall on 11/2/2009. c/e (Disbrow, Sandra) (Entered: 11/02/2009)
11/05/2009	<u>196</u>	ORDER: On 3/9/09, the undersigned issued an order <u>142</u> granting plaintiffs motion <u>116</u> in part and denying it in part. Nassau County appealed, and by order <u>194</u> dated 10/8/09, District Judge Bianco referred the matter back to the undersigned to consider a declaration provided by the County on its appeal. Upon that review, the court makes the following rulings: Part I of the courts order <u>142</u> is hereby vacated;

		for the reasons set forth herein, plaintiffs motion is denied. Part II of the court's order <u>142</u> is unaffected by this order. Ordered by Judge William D. Wall on 11/5/2009. c/e (Disbrow, Sandra) (Entered: 11/05/2009)
11/05/2009		ELECTRONIC ORDER denying as moot <u>143</u> Motion for Reconsideration. In light of the Order <u>196</u> vacating that part of the prior order for which defendant sought reconsideration, the motion is denied as moot. Ordered by Magistrate Judge William D. Wall on 11/5/2009. (Disbrow, Sandra) (Entered: 11/05/2009)
11/05/2009		ORDER denying as moot <u>144</u> Motion for Reconsideration. In light of Magistrate Judge Wall's Order <u>196</u> vacating that part of the prior order for which defendant sought reconsideration, the motion is denied as moot. SO ORDERED. Ordered by Judge Joseph F. Bianco on 11/5/2009. (Alexander, John) (Entered: 11/05/2009)
11/16/2009	<u>197</u>	APPEAL OF MAGISTRATE JUDGE DECISION to District Court by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Attachments: # <u>1</u> Affidavit Declaration of Sabrina H. Cochet, # <u>2</u> Exhibit Ex. 1 to the Declaration, # <u>3</u> Exhibit Ex. 2 to the Declaration, # <u>4</u> Exhibit Ex. 3 to the Declaration, # <u>5</u> Exhibit Ex. 4 to the Declaration, # <u>6</u> Exhibit EX. 5 to the Declaration) (Cochet, Sabrina) (Entered: 11/16/2009)
11/23/2009	<u>198</u>	Letter MOTION for Extension of Time to File Response/Reply to <i>Objections to Judge Wall's Decision</i> by County of Nassau, Nassau County Office of Real Estate & Development, Nassau County Planning Commission. (Miller, Esther) (Entered: 11/23/2009)
11/24/2009		ORDER granting in part <u>198</u> Motion for Extension of Time to File Response/Reply. By letter dated November 23, 2009, defendant Nassau County requested an extension of time to respond to plaintiff's objections to Magistrate Judge Wall's November 5, 2009 Order. Defendant intends to file a motion for sanctions pursuant to Rule 11 of the Federal Rules of Civil Procedure, and requests an extension of time to respond to plaintiff's objections until after the Court's determination of the anticipated motion for sanctions. IT IS HEREBY ORDERED that defendant shall, in accordance with Rule 11, serve its motion for sanctions on plaintiff by December 9, 2009. IT IS FURTHER ORDERED that defendant shall file its response to plaintiff's objections and a separate motion for sanctions by January 5, 2009. IT IS FURTHER ORDERED that plaintiff shall respond to defendant's response to plaintiff's objections, and defendant's motion for sanctions, by January 19, 2010. IT IS FURTHER ORDERED that defendant shall submit any reply in further support of its motion for sanctions by January 26, 2010. SO ORDERED. Ordered by Judge Joseph F. Bianco on 11/24/2009. (Alexander, John) (Entered: 11/24/2009)
12/11/2009	<u>199</u>	CERTIFICATE OF SERVICE by County of Nassau, Nassau County Office of Real Estate & Development, Nassau County Planning Commission re Order on Motion for Extension of Time to File Response/Reply,,, and Filing of Rule 11 Motion (Miller, Esther) (Entered: 12/11/2009)
12/21/2009	<u>200</u>	NOTICE of Appearance by Joanna F. Wasick on behalf of Vic Devita, McCray, Francine (aty to be noticed) (Wasick, Joanna) (Entered: 12/21/2009)
12/23/2009	<u>201</u>	Letter To Remove Former Hogan & Hartson Attorneys From Noticed Attorneys List by Vic Devita, McCray, Francine (Wasick, Joanna) (Entered: 12/23/2009)
12/29/2009		(Court only) *** Attorney Cynthia Dorsainvil Sleet; Michael Starr; Paul B Sweeney; Kim F. Bridges and Megumi Sakae terminated. (Hepworth, F.) (Entered: 12/29/2009)
01/05/2010	<u>202</u>	MEMORANDUM in Opposition re <u>197</u> Appeal of Magistrate Judge Decision to District Court, (<i>Response to Plaintiffs' Objections to Mag. Judge Wall's November 5, 2009 Order</i>), filed by County of Nassau. (Reissman, Ralph) (Entered: 01/05/2010)
01/05/2010	<u>203</u>	Notice of MOTION for Sanctions <i>against Plaintiffs under Rule 11</i> , by County of Nassau. (Attachments: # <u>1</u> Memorandum in Support MEMO OF LAW) (Reissman, Ralph) (Entered: 01/05/2010)

01/06/2010	<u>204</u>	Letter notifying Court of names of three attorneys to be marked "Terminated" on the Docket Sheet, by County of Nassau (Reissman, Ralph) (Entered: 01/06/2010)
01/14/2010	<u>206</u>	ORDERED that Ester D Miller, Andrew Reginald Scott and Karen Schmidt as atty for County are terminated as no longer represent the County,. Ordered by Judge Joseph F. Bianco on 1/14/2010. (Bollbach, Jean) (Entered: 01/20/2010)
01/19/2010	<u>205</u>	MEMORANDUM in Opposition re <u>203</u> Notice of MOTION for Sanctions <i>against Plaintiffs under Rule 11</i> , MEMORANDUM in Support re <u>197</u> Appeal of Magistrate Judge Decision to District Court, (<i>In Further Support Of Doc.#197</i>) filed by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Declaration of Joanna F. Wasick, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F) (Brown, Stanley) (Entered: 01/19/2010)
01/25/2010	<u>207</u>	First MOTION for Extension of Time to File Response/Reply as to <u>205</u> Memorandum in Opposition, Memorandum in Support,,, to <i>February 5, 2010</i> , by County of Nassau. (Reissman, Ralph) (Entered: 01/25/2010)
01/25/2010	<u>208</u>	RESPONSE to Motion re <u>207</u> First MOTION for Extension of Time to File Response/Reply as to <u>205</u> Memorandum in Opposition, Memorandum in Support,,, to <i>February 5, 2010</i> , filed by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company. (Brown, Stanley) (Entered: 01/25/2010)
01/26/2010		ORDER granting <u>207</u> Motion for Extension of Time to File Response/Reply. By letter dated January 25, 2010, defendant requested an extension of time until February 5, 2010 to file its reply brief in support of its Rule 11 motion. By letter dated January 25, 2010, plaintiff opposed the request. Because the additional time requested by defendant will not affect the timing of the Court's disposition of the motion, IT IS HEREBY ORDERED that defendant's request is granted. Defendant shall submit its reply brief by February 5, 2010. SO ORDERED. Ordered by Judge Joseph F. Bianco on 1/26/2010. (Alexander, John) (Entered: 01/26/2010)
01/26/2010	<u>209</u>	Letter to Judge Bianco re: Memorandum In Further Support by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Attachments: # <u>1</u> Memorandum In Further Support, # <u>2</u> Exhibit A) (Brown, Stanley) (Entered: 01/26/2010)
02/05/2010	<u>210</u>	MEMORANDUM in Support re <u>203</u> Notice of MOTION for Sanctions <i>against Plaintiffs under Rule 11</i> , <i>REPLY MEMORANDUM OF LAW IN FURTHER SUPPORT OF MOTION FOR SANCTIONS AGAINST PLAINTIFFS</i> , filed by County of Nassau. (Reissman, Ralph) (Entered: 02/05/2010)
02/19/2010		ORDER. IT IS HEREBY ORDERED that the parties participate in a telephone conference on Tuesday, March 2, 2010 at 1:30 p.m. to address a recusal issue that has arisen. At that time, counsel for the Garden City defendants shall initiate the call and, once all parties are on the line, contact Chambers at (631)-712-5670. SO ORDERED. Ordered by Judge Joseph F. Bianco on 2/19/2010. (Quigley, Brendan) (Entered: 02/19/2010)
03/02/2010	<u>211</u>	ORDER OF RECUSAL. Judge Joseph F. Bianco recused.. Ordered by Judge Joseph F. Bianco on 3/2/2010. (Bollbach, Jean) (Entered: 03/02/2010)
03/02/2010	<u>212</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Telephone pre motion Conference held on 3/2/2010; I recuse myself from case. (Court Reporter FTR 1:43 – 1:54.) (Bollbach, Jean) (Entered: 03/02/2010)
03/08/2010	<u>213</u>	ORDER REASSIGNING CASE. Case reassigned to Judge Sandra J. Feuerstein for all further proceedings.. Ordered by Chief Judge Raymond J. Dearie on 3/8/2010. (Bowens, Priscilla) (Entered: 03/09/2010)
03/11/2010		ORDER OF RECUSAL. Judge Sandra J. Feuerstein recused. Case reassigned to Senior Judge Arthur D. Spatt for all further proceedings Type of Recusal Attorney. Ordered by Judge Sandra J. Feuerstein on 3/11/2010. (Adell, April) (Entered: 03/11/2010)
03/15/2010	<u>214</u>	ORDER – The instant case was reassigned to this Court on March 11, 2010 with several motions pending. The Court hereby dismisses the pending motions without

		prejudice and with leave to refile in accordance with Judge Spatts Individual Motion Practice Rules. In addition to refiling on ECF, the parties are directed to furnish the Court with courtesy copies of any and all papers relevant to the pending motions. Signed by Senior Judge Arthur D. Spatt, on 3/15/10. Terminating <u>147</u> Motion for Summary Judgment; <u>148</u> Motion for Summary Judgment; <u>161</u> Motion to Strike ; <u>203</u> Motion for Sanctions pursuant to herein.. Ordered by Senior Judge Arthur D. Spatt on 3/15/2010. (Coleman, Laurie) (Entered: 03/16/2010)
03/24/2010	<u>215</u>	Letter <i>To Judge Spatt Re: Post–Reassignment Conference</i> by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Brown, Stanley) (Entered: 03/24/2010)
03/26/2010	<u>216</u>	Letter MOTION to Adjourn Conference of April 6, 2010 due to religious observance, by County of Nassau. (Reissman, Ralph) (Entered: 03/26/2010)
03/26/2010	<u>219</u>	ORDER granting <u>216</u> Motion to Adjourn Conference– conf 4/6/10 at 9:30. Ordered by Senior Judge Arthur D. Spatt on 3/26/2010. (Bollbach, Jean) (Entered: 03/30/2010)
03/29/2010	<u>217</u>	Letter <i>To Judge Spatt re: In Response to Mr. Reissman's March 26, 2010 Letter</i> by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Brown, Stanley) (Entered: 03/29/2010)
03/30/2010	<u>218</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings held on AUGUST 21, 2009,CIVIL CAUSE FOR ORAL ARGUMENT HELD before Judge HON. JUDGE JOSEPH F. BIANCO. Court Reporter/Transcriber ROSALIE LOMBARDI &LINDA FERRARA, Telephone number (516) 358–7352. Email address: TRANSCRIPTIONS2@VERIZON.NET. Tape Number: FTR/DRIVE/TIME:. 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 4/20/2010. Redacted Transcript Deadline set for 4/30/2010. Release of Transcript Restriction set for 6/28/2010.KEITH ANGELO JONES. (Jones, Keith) (Entered: 03/30/2010)
03/30/2010	<u>220</u>	ORDER, (Pre–Motion Conference reset for 4/7/2010 09:30 AM before Senior Judge Arthur D. Spatt.) Movants counsel directed to serve a copy of this order on all parties upon receipt via facsimile. Ordered by Senior Judge Arthur D. Spatt on 3/30/2010. (Bollbach, Jean) (Entered: 03/31/2010)
04/02/2010	<u>231</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings CIVIL CAUSE FOR A TELEPHONE PRE–MOTION CONFERENCE held on MARCH 02, 2010, before HON.JUDGE JOSEPH F. BIANCO. Court Reporter/Transcriber MARY GRECO OF TypeWrite Word Processing Service @ 211 N. Milton Road Saratoga Springs, New York. 12866, Telephone number (518) 581–8973 or (718) 966–1401; Fax#(718) 967–4843. Tape Number: FTR/DRIVE/TIME:. 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 4/23/2010. Redacted Transcript Deadline set for 5/3/2010. Release of Transcript Restriction set for 7/1/2010.KEITH ANGELO JONES. (Jones, Keith) (Entered: 04/20/2010)
04/05/2010	<u>221</u>	Letter <i>regarding issues that will be presented to the Court at the pre–motion conference 4–7–10</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 04/05/2010)
04/06/2010	<u>222</u>	Letter <i>regarding April 7, 2010 conference</i> by Acorn, Vic Devita, McCray, Francine, New York Acorn Housing Company (Brown, Stanley) (Entered: 04/06/2010)
04/07/2010	<u>232</u>	MINUTE ENTRY for proceedings held before Senior Judge Arthur D. Spatt:Pre–Motion Conference held on 4/7/2010 at 9:40 a.m. Court Deputy: Mary Ellen Schaffner. Case called. Counsel for all sides present. Pre–motion conference held. Other: Proposed scheduling order submitted to the Court. (Coleman, Laurie) (Entered: 04/22/2010)

04/09/2010	<u>223</u>	Letter MOTION to Amend/Correct/Supplement (<i>Seeking Name Change</i>) by New York Acorn Housing Company. (Attachments: # <u>1</u> Certificate of Amendment, # <u>2</u> Proposed Order) (Rich, Joseph) (Entered: 04/09/2010)
04/12/2010	<u>224</u>	Letter MOTION to Amend/Correct/Supplement <i>no objection to change of name of New York ACORN Housing Company, Inc.</i> by Garden City Board of Trustees, Incorporated Village of Garden City. (Ryan, James) (Entered: 04/12/2010)
04/13/2010	<u>230</u>	ORDER Re: <u>223</u> Motion amend docket to reflect the name change of Plaintiff New York ACORN Housing Company, Inc. to MHANY Management, Inc. Signed by Senior Judge Arthur D. Spatt on 4/13/2010. Caption amended pursuant to herein. (Coleman, Laurie) (Entered: 04/15/2010)
04/13/2010		Motions terminated, docketed incorrectly: <u>224</u> Letter MOTION to Amend/Correct/Supplement <i>no objection to change of name of New York ACORN Housing Company, Inc.</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. It's a response to the #223 motion to amend (which was decided by the 4/13/10 Order of District Judge Spatt). (Talbot, Thomas) (Entered: 07/16/2010)
04/14/2010	<u>225</u>	MOTION to Intervene by Acorn, Daphne Andrews, Vic Devita, McCray, Francine, New York Acorn Housing Company, New York Communities For Change, Inc.. (Attachments: # <u>1</u> Certificate of Service) (Rich, Joseph) (Entered: 04/14/2010)
04/14/2010	<u>226</u>	MEMORANDUM in Support re <u>225</u> MOTION to Intervene filed by Acorn, Daphne Andrews, Vic Devita, McCray, Francine, New York Acorn Housing Company, New York Communities For Change, Inc.. (Rich, Joseph) (Entered: 04/14/2010)
04/14/2010	<u>227</u>	AFFIDAVIT/DECLARATION in Support re <u>225</u> MOTION to Intervene filed by Acorn, Daphne Andrews, Vic Devita, McCray, Francine, New York Acorn Housing Company, New York Communities For Change, Inc.. (Attachments: # <u>1</u> Exhibit 1) (Rich, Joseph) (Entered: 04/14/2010)
04/14/2010	<u>228</u>	AFFIDAVIT/DECLARATION in Support re <u>225</u> MOTION to Intervene filed by Acorn, Daphne Andrews, Vic Devita, McCray, Francine, New York Acorn Housing Company, New York Communities For Change, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Rich, Joseph) (Entered: 04/14/2010)
04/15/2010	<u>229</u>	EXHIBIT C by Acorn, Daphne Andrews, Vic Devita, McCray, Francine, New York Acorn Housing Company, New York Communities For Change, Inc.. Related document: <u>228</u> Affidavit in Support of Motion, filed by New York Acorn Housing Company, McCray, Francine, Daphne Andrews, New York Communities For Change, Inc., Vic Devita, Acorn. (Rich, Joseph) (Entered: 04/15/2010)
04/23/2010	<u>233</u>	MOTION to Intervene <i>Memorandum of Law in Opposition</i> by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Affidavit of Service) (McLaughlin, Jennifer) (Entered: 04/23/2010)
04/23/2010	<u>234</u>	RESPONSE in Opposition re <u>225</u> MOTION to Intervene (<i>Letter in Opposition</i>) filed by County of Nassau. (Reissman, Ralph) (Entered: 04/23/2010)
04/23/2010	<u>235</u>	MOTION for Leave to Appear Pro Hac Vice (<i>Abigail Evans Shafroth</i>) Filing fee \$ 25, receipt number 0207-4110729. by Acorn, Vic Devita, MHANY Management, Inc., McCray, Francine, New York Acorn Housing Company, Inc.. (Attachments: # <u>1</u> Declaration Of Joanna F. Wasick, # <u>2</u> Affidavit Of Abigail Evans Shafroth, # <u>3</u> Certificate Of Good Standing, # <u>4</u> Proposed Order) (Wasick, Joanna) (Entered: 04/23/2010)
04/28/2010	<u>236</u>	Letter <i>regarding outstanding motions</i> by Acorn, Vic Devita, MHANY Management, Inc., McCray, Francine, New York Acorn Housing Company, Inc., New York Communities For Change, Inc. (Brown, Stanley) (Entered: 04/28/2010)
04/28/2010	<u>237</u>	Letter <i>regarding removal of attorneys from counsel list</i> by Vic Devita, McCray, Francine (Brown, Stanley) (Entered: 04/28/2010)
04/29/2010	<u>238</u>	Letter <i>in response to plaintiffs' 4-28-10 letter regarding motion</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 04/29/2010)

04/29/2010	<u>239</u>	ORDER endorsed on letter dtd. 4/28/10 – request in letter is denied. Upon the courts determination of the plaintiff's motion to intervene, the parties may re-submit a proposed briefing schedule for any motion for summary judgment. Ordered by Senior Judge Arthur D. Spatt on 4/29/10. (Bollbach, Jean) (Entered: 05/04/2010)
04/29/2010	<u>240</u>	ORDER endorsed on letter dtd. 4/28/10 – Request is granted. So Ordered. Toby William Smith and Jenny Rubin Robertson are no longer associated with this office and are to be removed.. Ordered by Senior Judge Arthur D. Spatt on 4/29/10. (Bollbach, Jean) (Entered: 05/04/2010)
05/04/2010	<u>241</u>	NOTICE by Vic Devita, McCray, Francine (<i>Change of Firm Name and Email Address</i>) (Brown, Stanley) (Entered: 05/04/2010)
05/04/2010	<u>242</u>	NOTICE by Vic Devita, McCray, Francine (<i>Change of Firm Name and Email Address</i>) (Dennin, Peter) (Entered: 05/04/2010)
05/04/2010	<u>243</u>	NOTICE of Change of Firm Name and Email Address by Joanna F. Wasick (Wasick, Joanna) (Entered: 05/04/2010)
05/04/2010	<u>244</u>	NOTICE of Change of Firm Name and Email Address by Sabrina Helene Cochet (Cochet, Sabrina) (Entered: 05/04/2010)
05/05/2010	<u>245</u>	REPLY in Support re <u>225</u> MOTION to Intervene filed by New York Communities For Change, Inc.. (Attachments: # <u>1</u> Certificate of Service) (Rich, Joseph) (Entered: 05/05/2010)
05/14/2010		ELECTRONIC ORDER granting <u>235</u> Motion for Leave to Appear pro hac vice, Abigail Evans Shafroth for plaintiffs. Ordered by Judge William D. Wall on 5/14/2010. (Disbrow, Sandra) (Entered: 05/14/2010)
05/14/2010		(Court only) ***Attorney Abigail E. Shafroth for Vic Devita, Abigail E. Shafroth for MHANY Management, Inc., Abigail E. Shafroth for McCray, Francine added. See 5/14/10 Order granting pro hac vice. (Coleman, Laurie) (Entered: 06/22/2010)
05/14/2010		Email Notification Test – DO NOT REPLY. (Coleman, Laurie) (Entered: 06/22/2010)
06/15/2010	<u>246</u>	ORDER – it is hereby ORDERED that NYCCs <u>233</u> motion to intervene pursuant to Rule 24(b) is granted; and it is further ORDERED that, within twenty days of the date hereof, NYCC may file a complaint substantially similar to the proposed complaint by NYCC presently filed with the Court; and it is further ORDERED that the parties are directed to appear before United States Magistrate Judge William D. Wall for a conference concerning any additional discovery in this case on June 25, 2010 at 11:00; and it is further ORDERED that, pending the submission of NYCCs complaint, the Clerk of the Court is directed to amend the caption for this case to read as follows: (see Order). Ordered by Senior Judge Arthur D. Spatt on 6/15/10. (Coleman, Laurie) (Entered: 06/16/2010)
06/15/2010		(Court only) *** Docket Text: (Court only) *** Party New York Acorn Housing Company, Inc., New York Communities For Change, Inc. terminated pursuant to the <u>246</u> order. (Coleman, Laurie) (Entered: 06/16/2010)
06/15/2010		(Court only) ***Documents terminated: <u>225</u> MOTION to Intervene filed by McCray, Francine, Daphne Andrews, New York Communities For Change, Inc., Vic Devita, Acorn. This motion was granted by the 6/15/10 (#246) Order of District Judge Spatt. (Talbot, Thomas) (Entered: 07/16/2010)
06/24/2010	<u>247</u>	Letter Regarding Discovery Conference Before Mag. Judge Wall by Acorn, Vic Devita, MHANY Management, Inc., McCray, Francine (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4) (Brown, Stanley) (Entered: 06/24/2010)
06/25/2010	<u>248</u>	Minute Order for proceedings held before Magistrate Judge William D. Wall: Status Conference held on 6/25/2010. Plaintiff's motion to re-open discovery is granted. All additional discovery shall be completed by 10/15/10. Next telephone status conference will be held on 10/20/10. See attached order. Ordered by Judge William D. Wall on 6/25/10. c/g (Disbrow, Sandra) (Entered: 06/25/2010)

06/29/2010	<u>249</u>	Letter <i>requesting names of attorneys no longer representing County to be withdrawn from docket</i> , by County of Nassau (Reissman, Ralph) (Entered: 06/29/2010)
06/30/2010	<u>250</u>	Intervenor COMPLAINT, filed by New York Communities For Change, Inc.. (Rich, Joseph) (Entered: 06/30/2010)
08/26/2010	<u>251</u>	ANSWER to Complaint <i>in Intervention for Declaratory Judgment and Injunctive Relief</i> by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Affidavit of Service) (Ryan, James) (Entered: 08/26/2010)
09/16/2010	<u>252</u>	<i>Defendant Nassau County's</i> ANSWER to Complaint <i>in Intervention of New York Communities for Change, Inc.</i> , by County of Nassau. (Reissman, Ralph) (Entered: 09/16/2010)
10/13/2010	<u>253</u>	Joint MOTION for Extension of Time to Complete Discovery, Joint MOTION to Adjourn Conference by County of Nassau. (Reissman, Ralph) (Entered: 10/13/2010)
10/13/2010		ORDER granting <u>253</u> Motion for Extension of Time to Complete Discovery; granting <u>253</u> Motion to Adjourn Conference. The discovery deadline is extended to November 5, 2010. The telephone status conference scheduled for 10/20/10 is adjourned to 11/8/10 at 11:30 a.m. Ordered by Magistrate Judge William D. Wall on 10/13/2010. (Hepworth, F.) (Entered: 10/13/2010)
10/19/2010	<u>254</u>	Letter <i>to Magistrate judge William D. Wall re: Stipulation and Order for the Protection of Confidential Information</i> by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. (Attachments: # <u>1</u> Stipulation and Order for the Protection of Confidential Information) (Shafroth, Abigail) (Entered: 10/19/2010)
10/20/2010		ELECTRONIC ORDER: re <u>254</u> Letter. The Confidentiality Order submitted by the parties as an attachment to <u>254</u> is So Ordered. Ordered by Judge William D. Wall on 10/20/2010. (Disbrow, Sandra) (Entered: 10/20/2010)
11/08/2010		Minute Entry for proceedings held before Magistrate Judge William D. Wall: Telephone Status Conference held on 11/8/2010. (Disbrow, Sandra) (Entered: 11/08/2010)
11/08/2010	<u>255</u>	ORDER: All discovery shall be completed by 12/31/10. Any party intending to file a Rule 56 Motion shall serve a Rule 56.1 Statement no later than 1/31/11. The pretrial conference is adjourned without date pending Judge Spatt's resolution of the motion. Ordered by Judge William D. Wall on 11/8/2010. c/e (Disbrow, Sandra) (Entered: 11/08/2010)
12/23/2010	<u>256</u>	Letter MOTION for Extension of Time to File by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc.. (Attachments: # <u>1</u> Stipulation and Order) (Brown, Stanley) (Entered: 12/23/2010)
12/29/2010		ELECTRONIC ORDER granting <u>256</u> Motion. The stipulation is So Ordered. Ordered by Judge William D. Wall on 12/29/2010. (Disbrow, Sandra) (Entered: 12/29/2010)
03/03/2011	<u>257</u>	Joint MOTION for Extension of Time to File (<i>serve</i>) <i>Local Rule 56.1 Statements</i> by County of Nassau. (Attachments: # <u>1</u> Exhibit) (Reissman, Ralph) (Entered: 03/03/2011)
03/04/2011		ELECTRONIC ORDER granting <u>257</u> Motion for Extension of Time to File. The stipulation attached to the motion is So Ordered. Ordered by Judge William D. Wall on 3/4/2011. (Disbrow, Sandra) (Entered: 03/04/2011)
04/29/2011	<u>258</u>	Letter MOTION to <i>Strike and declare null and void, plaintiffs' Statement of Additional Material Facts, as in violation of Local Rule 56.1 and the Court's Individual Motion Practices</i> , by County of Nassau. (Reissman, Ralph) (Entered: 04/29/2011)
05/12/2011	<u>260</u>	ORDER granting <u>258</u> Motion to Strike. The defendants' unopposed motion to strike is granted. So Ordered by Senior Judge Arthur D. Spatt on 5/12/2011. (Padilla, Kristin) (Entered: 05/16/2011)

05/13/2011	<u>259</u>	Letter MOTION to Withdraw <u>258</u> Letter MOTION to Strike <i>and declare null and void, plaintiffs' Statement of Additional Material Facts, as in violation of Local Rule 56.1 and the Court's Individual Motion Practices, since Plaintiffs have served an acceptable Amended Statement of Additional Material Facts</i> , by County of Nassau. (Reissman, Ralph) (Entered: 05/13/2011)
05/13/2011		Motions Terminated, Docketed Incorrectly: Terminating <u>259</u> Letter MOTION to Withdraw <u>258</u> Letter MOTION to Strike <i>and declare null and void, plaintiffs' Statement of Additional Material Facts, as in violation of Local Rule 56.1 and the Court's Individual Motion Practices</i> , filed by County of Nassau. Pursuant to chambers this should not have been docketed as a motion. It is withdrawing (resolving) docket <u>258</u> . (Coleman, Laurie) (Entered: 03/13/2012)
05/16/2011	<u>261</u>	MOTION to Vacate Order Granting Defendant Nassau County's Motion to Strike Plaintiffs' Statement of Additional Material Facts Pursuant to Local Rule 56.1 by Vic Devita. (Brown, Stanley) (Entered: 05/16/2011)
05/18/2011	<u>264</u>	ORDER Re: <u>261</u> Motion requesting the Court withdraw the May 12 Order, and take notice of the County's withdrawal of its April 29, 2011 motion to strike. The Court's May 12, 2011 Order striking the plaintiff's Rule 56.1 Statement is vacated. Signed by Senior Judge Arthur D. Spatt on 5/18/11. Movant's counsel is directed to serve a copy of this order on all parties upon receipt via facsimile. (Coleman, Laurie) (Main Document 264 replaced on 5/20/2011) (Coleman, Laurie). (Entered: 05/20/2011)
05/20/2011	<u>262</u>	NOTICE of Appearance by Chava Brandriss on behalf of Vic Devita, McCray, Francine (aty to be noticed) (Brandriss, Chava) (Entered: 05/20/2011)
05/20/2011	<u>263</u>	AFFIDAVIT of Service for Order of the Honorable Arthur D. Spatt on May 18, 2011, filed by Vic Devita, McCray, Francine. (Brandriss, Chava) (Entered: 05/20/2011)
05/23/2011	<u>265</u>	Letter <i>requesting pre-motion conference</i> by Garden City Board of Trustees, Incorporated Village of Garden City (McLaughlin, Jennifer) (Entered: 05/23/2011)
05/24/2011	<u>266</u>	Letter MOTION for pre motion conference <i>for permission to file motion for summary judgment</i> , by County of Nassau. (Attachments: # <u>1</u> Rule 56.1 Statement Part 1 of 3 Parts, # <u>2</u> Rule 56.1 Statement Part 2 of 3 Parts, # <u>3</u> Rule 56.1 Statement Part 3 of 3 Parts, # <u>4</u> Rule 56.1 Statement Plaintiffs' Response Part 1 of 3 Parts, # <u>5</u> Rule 56.1 Statement Plaintiffs' Response Part 2 of 3 Parts, # <u>6</u> Rule 56.1 Statement Plaintiffs' Response Part 3 of 3 Parts, # <u>7</u> Rule 56.1 Statement Plaintiffs' Amended Statement of Additional Material Facts) (Reissman, Ralph) (Entered: 05/24/2011)
05/26/2011	<u>267</u>	ORDER re <u>265</u> Letter filed by Garden City Board of Trustees, Incorporated Village of Garden City, Application granted. A pre-motion conference is set for June 29, 2011 in courtroom 1020. Counsel shall have authority to discuss settlement at this conference. Movant's counsel is directed to serve a copy of this order on all parties upon receipt via facsmile.. Ordered by Senior Judge Arthur D. Spatt on 5/26/2011. (Padilla, Kristin) (Entered: 05/31/2011)
05/26/2011		(Court only) ***Document Terminated: Terminating <u>266</u> Letter MOTION for pre-motion conference <i>for permission to file motion for summary judgment</i> , filed by County of Nassau. See <u>267</u> Order, dated 5/26/11. (Coleman, Laurie) (Entered: 03/13/2012)
05/31/2011	<u>268</u>	Letter <i>in Response to defendants' letter, dated May 23, 2011(Garden City) and May 24, 2011 (Nassau County)</i> . by Vic Devita, McCray, Francine (Brown, Stanley) (Entered: 05/31/2011)
06/21/2011	<u>269</u>	MOTION for Leave to Appear Pro Hac Vice (<i>Linda H. Mullenbach</i>) Filing fee \$ 25, receipt number 0207-4862589. by Vic Devita, MHANY Management, Inc., McCray, Francine. (Attachments: # <u>1</u> Proposed Order) (Brown, Stanley) (Entered: 06/21/2011)
06/21/2011	<u>270</u>	AFFIDAVIT/DECLARATION in Support re <u>269</u> MOTION for Leave to Appear Pro Hac Vice (<i>Linda H. Mullenbach</i>) Filing fee \$ 25, receipt number 0207-4862589. filed by Vic Devita, MHANY Management, Inc., McCray, Francine. (Brown, Stanley) (Entered: 06/21/2011)

06/21/2011	<u>271</u>	AFFIDAVIT/DECLARATION in Support re <u>269</u> MOTION for Leave to Appear Pro Hac Vice (<i>Linda H. Mullenbach</i>) Filing fee \$ 25, receipt number 0207-4862589. filed by Vic Devita, MHANY Management, Inc., McCray, Francine. (Brown, Stanley) (Entered: 06/21/2011)
06/21/2011		(Court only) ***Staff notes; Attorney Linda H. Mullenbach has been checked for disciplinary proceedings. There are no disciplinary proceedings as of June 21, 2011. (Major, Jasmine) (Entered: 06/21/2011)
06/21/2011		ELECTRONIC ORDER granting <u>269</u> Motion for Leave to Appear pro hac vice, Linda H. Mullenbach for plaintiffs. Ms. Mullenbach is directed to register for ECF and to electronically file a notice of appearance. Ordered by Judge William D. Wall on 6/21/2011. (Disbrow, Sandra) (Entered: 06/21/2011)
06/27/2011	<u>272</u>	NOTICE of Appearance by Linda H. Mullenbach on behalf of Acorn, Daphne Andrews, Vic Devita, Vernon Ghullkie, Natalie Guerrido, Lisbett Hunter, MHANY Management, Inc., McCray, Francine, New York Acorn Housing Company, Inc. (aty to be noticed) (Mullenbach, Linda) (Entered: 06/27/2011)
07/07/2011	<u>273</u>	Letter MOTION for Discovery (<i>Re-opening of Discovery on an Expedited Basis</i>) by Vic Devita, MHANY Management, Inc., McCray, Francine. (Brown, Stanley) (Entered: 07/07/2011)
07/12/2011	<u>274</u>	RESPONSE in Opposition re <u>273</u> Letter MOTION for Discovery (<i>Re-opening of Discovery on an Expedited Basis</i>) filed by County of Nassau. (Reissman, Ralph) (Entered: 07/12/2011)
07/15/2011	<u>275</u>	REPLY in Support re <u>273</u> Letter MOTION for Discovery (<i>Re-opening of Discovery on an Expedited Basis</i>) filed by Acorn, Daphne Andrews, Vic Devita, Vernon Ghullkie, Natalie Guerrido, Lisbett Hunter, MHANY Management, Inc., McCray, Francine, New York Acorn Housing Company, Inc.. (Attachments: # <u>1</u> Certificate of Service) (Brown, Stanley) (Entered: 07/15/2011)
07/21/2011	<u>286</u>	ORDER Re: <u>273</u> Letter requesting to reopen discovery. The plaintiffs request is referred to United States Magistrate Judge William D. Wall. The parties are directed to contact Judge Wall's chambers to determine whether he wishes to conduct a conference or hearing concerning this motion. Signed by Senior Judge Arthur D. Spatt on 7/21/11. (Coleman, Laurie) (Entered: 08/02/2011)
07/26/2011	<u>276</u>	ORDER denying <u>273</u> Motion for Discovery to the extent indicated in the attached order. Ordered by Judge William D. Wall on 7/26/2011. (Disbrow, Sandra) (Entered: 07/26/2011)
07/27/2011	<u>277</u>	Letter MOTION for Leave to File <i>Motion for Summary Judgment in "hard copy" with Clerk of the Court (in addition to filing primary documents by ECF)</i> by County of Nassau. (Reissman, Ralph) (Entered: 07/27/2011)
07/28/2011	<u>288</u>	ORDER granting <u>277</u> Motion for Leave to File. Request Granted. So Ordered. Ordered by Senior Judge Arthur D. Spatt on 7/28/2011. (Padilla, Kristin) (Entered: 08/09/2011)
07/29/2011	<u>278</u>	MOTION for Summary Judgment by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Affidavit, # <u>3</u> Affidavit, # <u>4</u> Exhibit, # <u>5</u> Memorandum in Support) (Ryan, James) (Entered: 07/29/2011)
07/29/2011	<u>279</u>	NOTICE by Garden City Board of Trustees, Incorporated Village of Garden City <i>Statement of Material Facts Pursuant to Local Rule 56.1</i> (Ryan, James) (Entered: 07/29/2011)
07/29/2011	<u>280</u>	Letter by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 07/29/2011)
07/29/2011	<u>281</u>	AFFIDAVIT/AFFIRMATION of <i>Personal Service of Notice of Motion and Supporting Documents</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 07/29/2011)
07/29/2011	<u>282</u>	AFFIDAVIT/AFFIRMATION of <i>Service via Federal Express Overnight of Notice of Motion and Supporting Documents</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 07/29/2011)

07/29/2011	<u>283</u>	MOTION for Summary Judgment (<i>Notice of Motion with Declaration of Ralph J. Reissman, hard copy of exhibits filed with Clerk and served</i>) by County of Nassau. Responses due by 8/31/2011 (Attachments: # <u>1</u> Affidavit Rob Walker Affidavit (Hard copy of exhibits filed with Clerk and served), # <u>2</u> Affidavit Connie Lassandro Affidavit (Hard copy of exhibits filed with Clerk and served, # <u>3</u> Affidavit Kevin Crean Affidavit (Hard copy of exhibits filed with Clerk and served), # <u>4</u> Rule 56.1 Statement Part 1 of 3 Parts (pages 1–35), # <u>5</u> Rule 56.1 Statement Part 1 of 3 Parts (pages 36–68), # <u>6</u> Rule 56.1 Statement Part 2 of 3 Parts, # <u>7</u> Rule 56.1 Statement Part 3 of 3 Parts, # <u>8</u> Memorandum in Support) (Reissman, Ralph) (Entered: 07/29/2011)
07/29/2011	<u>284</u>	DECLARATION re <u>283</u> MOTION for Summary Judgment (<i>Notice of Motion with Declaration of Ralph J. Reissman, hard copy of exhibits filed with Clerk and served</i>) upon Cullen & Dykman by County of Nassau (Reissman, Ralph) (Entered: 07/29/2011)
07/29/2011	<u>285</u>	DECLARATION re <u>283</u> MOTION for Summary Judgment (<i>Notice of Motion with Declaration of Ralph J. Reissman, hard copy of exhibits filed with Clerk and served</i>) upon Hogan Lovells and Joseph Rich by County of Nassau (Reissman, Ralph) (Entered: 07/29/2011)
08/08/2011	<u>287</u>	Letter requesting Oral Argument of summary judgment motion [DE 283] by County of Nassau (Reissman, Ralph) (Entered: 08/08/2011)
08/09/2011	<u>289</u>	ORDER re <u>287</u> Letter filed by County of Nassau Request Denied. The Court will inform the parties if it wishes to hear oral argument on the defendant's motion. So Ordered. Ordered by Senior Judge Arthur D. Spatt on 8/09/2011. (Padilla, Kristin) (Entered: 08/10/2011)
08/26/2011	<u>290</u>	MOTION to Amend/Correct/Supplement <u>250</u> Intervenor Complaint by New York Communities For Change, Inc.. (Attachments: # <u>1</u> Proposed Order) (Mullenbach, Linda) (Entered: 08/26/2011)
08/26/2011	<u>291</u>	MEMORANDUM in Support re <u>290</u> MOTION to Amend/Correct/Supplement <u>250</u> Intervenor Complaint filed by New York Communities For Change, Inc.. (Mullenbach, Linda) (Entered: 08/26/2011)
08/26/2011	<u>292</u>	AFFIDAVIT/DECLARATION in Support re <u>290</u> MOTION to Amend/Correct/Supplement <u>250</u> Intervenor Complaint filed by New York Communities For Change, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (Mullenbach, Linda) (Entered: 08/26/2011)
08/26/2011	<u>293</u>	CERTIFICATE OF SERVICE by New York Communities For Change, Inc. re <u>292</u> Affidavit in Support of Motion, <u>291</u> Memorandum in Support, <u>290</u> MOTION to Amend/Correct/Supplement <u>250</u> Intervenor Complaint (Mullenbach, Linda) (Entered: 08/26/2011)
08/31/2011	<u>294</u>	RULE 56.1 STATEMENT <i>Plaintiffs' Response To Defendant Garden City's Statement of Material Facts Pursuant to Local Rule 56.1</i> filed by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc.. (Brown, Stanley) (Entered: 08/31/2011)
08/31/2011	<u>295</u>	RULE 56.1 STATEMENT <i>Plaintiffs' Response To Part 1 of 3 Parts Of Defendant County of Nassau's Statement Of Material Facts Pursuant To Local Rule 56.1</i> filed by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc.. (Attachments: # <u>1</u> Plaintiff's Response To Part 2 of 3 Parts of Defendant County of Nassau's Statement Of Material Facts Pursuant To Local Rule 56.1, # <u>2</u> Plaintiff's Response to Part 3 of 3 Parts of Defendant County Of Nassau's Statement Of Material Facts Pursuant To Local Rule 56.1) (Brown, Stanley) (Entered: 08/31/2011)
08/31/2011	<u>296</u>	RULE 56.1 STATEMENT <i>Plaintiffs' Amended Statement Of Material Facts</i> filed by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc.. (Brown, Stanley) (Entered: 08/31/2011)
08/31/2011	<u>297</u>	MEMORANDUM in Opposition re <u>283</u> MOTION for Summary Judgment (<i>Notice of Motion with Declaration of Ralph J. Reissman, hard copy of exhibits filed with Clerk and served</i>), <u>278</u> MOTION for Summary Judgment <i>Plaintiffs' Consolidated</i>

		<i>Opposition To Defendants Incorporated Village Of Garden City's, Garden City Board Of Trustees' And Nassau County's Motions For Summary Judgment</i> filed by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc.. (Brown, Stanley) (Entered: 08/31/2011)
08/31/2011	<u>298</u>	AFFIDAVIT/DECLARATION in Opposition re <u>283</u> MOTION for Summary Judgment (<i>Notice of Motion with Declaration of Ralph J. Reissman, hard copy of exhibits filed with Clerk and served</i>), <u>278</u> MOTION for Summary Judgment filed by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc.. (Attachments: # <u>1</u> Notice Regarding Filing Of Exhibits In Paper Form) (Brown, Stanley) (Entered: 08/31/2011)
08/31/2011	<u>299</u>	CERTIFICATE OF SERVICE by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. re <u>298</u> Affidavit in Opposition to Motion, <u>296</u> Rule 56.1 Statement, <u>295</u> Rule 56.1 Statement,, <u>297</u> Memorandum in Opposition,, <u>294</u> Rule 56.1 Statement, (Brown, Stanley) (Entered: 08/31/2011)
08/31/2011	<u>300</u>	NOTICE by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. <i>Certificate Of Service Dated April 8, 2011</i> (Brown, Stanley) (Entered: 08/31/2011)
08/31/2011	<u>301</u>	NOTICE by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. <i>Certificate Of Service Dated May 9, 2011</i> (Brown, Stanley) (Entered: 08/31/2011)
09/02/2011	<u>302</u>	MEMORANDUM in Opposition re <u>290</u> MOTION to Amend/Correct/Supplement <u>250</u> Intervenor Complaint filed by County of Nassau. (Reissman, Ralph) (Entered: 09/02/2011)
09/02/2011	308	EXHIBITS 1 –47 (Vol. 1 of 3) of Plaintiffs Re: Declaration of Stanley J. Brown in Opposition to Defendants Incorporated Village of Garden City's, Garden City Board of Trustees' and Nassau County's Motion for Summary Judgment.(Original Document/Not Scanned). (Coleman, Laurie) (Entered: 09/15/2011)
09/02/2011	309	EXHIBITS 48–90 (Vol. 2 of 3) of Plaintiffs Re: Declaration of Stanley J. Brown in Opposition to Defendants Incorporated Village of Garden City's, Garden City Board of Trustees' and Nassau County's Motion for Summary Judgment. (Original Document/Not Scanned). (Coleman, Laurie) (Entered: 09/15/2011)
09/02/2011	310	EXHIBITS 91–126 (Vol. 3 of 3) of Plaintiffs Re: Declaration of Stanley J. Brown in Opposition to Defendants Incorporated Village of Garden City's, Garden City Board of Trustees' and Nassau County's Motion for Summary Judgment. (Original Document/Not Scanned). (Coleman, Laurie) (Entered: 09/15/2011)
09/08/2011	<u>303</u>	Letter MOTION for Leave to File Excess Pages by Garden City Board of Trustees, Incorporated Village of Garden City. (McLaughlin, Jennifer) (Entered: 09/08/2011)
09/09/2011	<u>304</u>	MEMORANDUM in Opposition filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Affidavit of Service) (Ronneburger, Ariel) (Entered: 09/09/2011)
09/09/2011	<u>307</u>	ORDER denying <u>303</u> Motion for Leave to File Excess Pages. Request Denied. So Ordered.. Ordered by Senior Judge Arthur D. Spatt on 9/9/2011. (Padilla, Kristin) (Entered: 09/13/2011)
09/12/2011	<u>305</u>	MEMORANDUM in Opposition re <u>303</u> Letter MOTION for Leave to File Excess Pages filed by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc.. (Brown, Stanley) (Entered: 09/12/2011)
09/12/2011	<u>306</u>	REPLY in Support re <u>290</u> MOTION to Amend/Correct/Supplement <u>250</u> Intervenor Complaint filed by New York Communities For Change, Inc.. (Rich, Joseph) (Entered: 09/12/2011)
09/16/2011	<u>311</u>	REPLY in Support re <u>283</u> MOTION for Summary Judgment (<i>Notice of Motion with Declaration of Ralph J. Reissman, hard copy of exhibits filed with Clerk and served</i>) filed by County of Nassau. (Attachments: # <u>1</u> Affidavit in Support) (Reissman, Ralph) (Entered: 09/16/2011)

09/16/2011	<u>313</u>	REPLY in Support re <u>278</u> MOTION for Summary Judgment filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Ronneburger, Ariel) (Entered: 09/16/2011)
09/16/2011		INCORRECT CASE/DOCUMENT ENTRY INFORMATION – The Memorandum previously seen as document #312 has been deleted from the above-referenced case at the request of counsel and with permission of Chambers due to a clerical error. Counsel has already re-filed a corrected copy of the Memorandum seen as document #313. (Coleman, Laurie) (Entered: 09/19/2011)
09/20/2011	<u>314</u>	LETTER (undated) from Marjorie Mesidor to the Court Re: Request that this Court's records reflect the change of address noted herein and that I be marked as "terminated" as an attorney in this matter. Frederick Brewington will continue to be counsel of record on these matters. (Coleman, Laurie) (Entered: 09/30/2011)
09/20/2011		ORDER Re: <u>314</u> Letter to "terminate" Majorie Mesidor in this matter. Signed by Senior Judge Arthur D. Spatt on 9/20/11.EOD #314 (Coleman, Laurie) (Entered: 09/30/2011)
02/15/2012	<u>315</u>	MEMORANDUM OF DECISION AND ORDER – It is hereby ORDERED that the Defendant Countys <u>283</u> motion for summary judgment dismissing all claims against it is GRANTED; and it is further ORDERED that the Garden City Defendants <u>278</u> motion for summary judgment dismissing all claims against it is DENIED in all respects; and it is further ORDERED that the Inventor–Plaintiff NYCCs <u>290</u> motion to amend the intervenor complaint to include a cause of action for violations of the Civil Rights Act of 1871, 42 U.S.C. §1983 and the Equal Protection Clause of the Fourteenth Amendment is GRANTED. NYCC is directed to file an amended complaint only as against the Garden City Defendants in conformance with the rulings set forth in this Memorandum of Decision and Order within 20 days of the date of this Order; and it is further ORDERED that the Plaintiffs and the Garden City Defendants are directed to appear on Thursday, February 23, 2012 at 9:00am for a conference to set a trial date. Signed by Senior Judge Arthur D. Spatt on 2/15/2012. (Coleman, Laurie) (Entered: 02/15/2012)
02/15/2012		(Court only) *** Party County of Nassau terminated, see <u>315</u> Order dated 2/15/12. (Coleman, Laurie) (Entered: 04/26/2013)
02/17/2012	<u>316</u>	Letter MOTION to Adjourn Conference <i>on consent</i> by Garden City Board of Trustees, Incorporated Village of Garden City. (Ryan, James) (Entered: 02/17/2012)
02/21/2012	<u>317</u>	ORDER Re: <u>316</u> Motion requesting to adjourn the 2/23/12 conference. Request granted. Conference is adjourned to 3/8/12 at 9:00 a.m. Signed by Senior Judge Arthur D. Spatt on 2/21/12. C/F. (Coleman, Laurie) (Entered: 02/28/2012)
02/29/2012	<u>318</u>	AMENDED COMPLAINT <i>in Intervention for Declaratory Judgment and Injunctive Relief</i> against Garden City Board of Trustees, Incorporated Village of Garden City, filed by New York Communities For Change, Inc.. (Rich, Joseph) (Entered: 02/29/2012)
04/05/2012	<u>319</u>	NOTICE of Appearance by Luz Maria Henriquez on behalf of Vic Devita, McCray, Francine (aty to be noticed) (Henriquez, Luz) (Entered: 04/05/2012)
04/05/2012		(Court only) ***STAFF NOTES: Attorney Luz Maria Henriquez has been checked for disciplinary proceedings. There are no disciplinary proceedings as of 4/6/12. (Coleman, Laurie) (Entered: 04/06/2012)
07/06/2012	<u>320</u>	Letter <i>from Stanley J. Brown to Honorable Arthur D. Spatt</i> by Garden City Board of Trustees, Incorporated Village of Garden City, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. (Brown, Stanley) (Entered: 07/06/2012)
07/12/2012	<u>321</u>	ORDER re <u>320</u> Letter filed by MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc., Garden City Board of Trustees, Incorporated Village of Garden City> So Ordered that the Parties are directed to contact chambers in writintg when the mediation is completed to report on the status. At that time, the Court will decide whether to set a telephone conference. So Ordered.. Ordered by Judge Arthur D. Spatt on 7/12/2012. (Padilla, Kristin)

		(Entered: 07/17/2012)
08/16/2012	<u>322</u>	Letter from Stanley J. Brown to Honorable Arthur D. Spatt regarding the status of mediation by Garden City Board of Trustees, Incorporated Village of Garden City, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. (Brown, Stanley) (Entered: 08/16/2012)
11/09/2012	<u>323</u>	Letter From Stanley J. Brown to Hon. Arthur D. Spatt requesting a pre-trial status conference, to set a pre-trial order with deadlines for parties to submit the joint pre-trial order as well as motions in limine. by Vic Devita, MHANY Management, Inc., McCray, Francine (Brown, Stanley) (Entered: 11/09/2012)
11/12/2012	<u>324</u>	Letter Requesting Pre-Trial Conference by Garden City Board of Trustees, Incorporated Village of Garden City (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Ryan, James) (Entered: 11/12/2012)
11/12/2012	<u>325</u>	Letter regarding confidentiality in plaintiffs' 11.9.12 letter by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 11/12/2012)
11/12/2012	<u>326</u>	Letter Responding to Defendants' Letter Regarding Confidentiality by MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. (Brown, Stanley) (Entered: 11/12/2012)
11/16/2012	<u>327</u>	NOTICE of Appearance by Douglas J. Bohn on behalf of Garden City Board of Trustees, Incorporated Village of Garden City (aty to be noticed) (Bohn, Douglas) (Entered: 11/16/2012)
11/27/2012	<u>328</u>	ORDER <u>323</u> Letter. The plaintiff's request for a pre-trial status conference is granted. The conference will be held on Thursday, 12/6/12 at 9:30 a.m. The Village defendant's request to remove this letter from the public record (DE 325) is denied. Signed by Judge Arthur D. Spatt on 11/27/2012. (Coleman, Laurie) (Entered: 11/27/2012)
11/27/2012		Set/Reset Hearings: Pretrial Conference set for 12/6/2012 09:30 AM in Courtroom 1020 before Judge Arthur D. Spatt. (Coleman, Laurie) (Entered: 11/27/2012)
11/28/2012		ORDER In preparation for the pretrial conference set by Judge Spatt for December 6, 2012, the parties are directed to file a joint proposed pretrial order in accordance with Judge Spatt's individual rules no later than December 4, 2012. Ordered by Magistrate Judge William D. Wall on 11/28/2012. (Kennedy, Michael) (Entered: 11/28/2012)
12/03/2012	<u>329</u>	NOTICE of Appearance by Cynthia Ann Augello on behalf of Garden City Board of Trustees, Incorporated Village of Garden City (aty to be noticed) (Augello, Cynthia) (Entered: 12/03/2012)
12/03/2012	<u>330</u>	NOTICE of Appearance by Ariel E. Ronneburger on behalf of Garden City Board of Trustees, Incorporated Village of Garden City (aty to be noticed) (Ronneburger, Ariel) (Entered: 12/03/2012)
12/04/2012	<u>331</u>	Proposed Pretrial Order (Joint) by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. (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) (Brown, Stanley) (Entered: 12/04/2012)
12/05/2012		ORDER The parties have submitted their proposed Joint Pretrial Order. After examination of the order, this Court finds that it substantially complies with the requirements of the District Judge. Accordingly, the Joint Pretrial Order is accepted for filing and the action is deemed ready for trial. The action will be tried in accordance with the discretion and the trial calendar of the District Judge. Ordered by Magistrate Judge William D. Wall on 12/5/2012. (Kennedy, Michael) (Entered: 12/05/2012)
12/06/2012	<u>333</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Criminal Cause for Conference held on 12/6/12 from 9:39 a.m. – 10:41 a.m. Case called. Counsel for all sides present. Other: Every new witness, or any side, will be deposed. Party requesting the deposition is to pay for it. Other rulings on the

		record. (Coleman, Laurie) (Entered: 01/04/2013)
12/17/2012	<u>332</u>	NOTICE of Appearance by Andrew Jaan Sein on behalf of McCray, Francine (aty to be noticed) (Sein, Andrew) (Entered: 12/17/2012)
01/30/2013	<u>334</u>	Letter MOTION to Quash <i>subpoenas</i> by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Exhibit) (Ronneburger, Ariel) (Entered: 01/30/2013)
02/01/2013	<u>335</u>	RESPONSE in Opposition re <u>334</u> Letter MOTION to Quash <i>subpoenas</i> filed by All Plaintiffs. (Brown, Stanley) (Entered: 02/01/2013)
02/05/2013	<u>336</u>	ORDER Re <u>334</u> Motion to Quash. The Defendant's motion to quash the four subpoenas for the individual depositions of Lauren Davies, Sheila DiMasso, Kenneth Drummond, and Arlnold Greene, is granted. The "Order" relief upon by the Plaintiffs is merely a minute entry. At the 12/6/12 conference, this Court permitted the Plaintiffs to depose only the witnesses that the defendant had included in the pre-trial order that the Plaintiffs had not yet had the opportunity to depose. Signed by Judge Arthur D. Spatt on 2/5/13. (Coleman, Laurie) (Entered: 02/06/2013)
02/14/2013	<u>337</u>	NOTICE of Appearance by Sarah Joy Gregory on behalf of McCray, Francine (aty to be noticed) (Gregory, Sarah) (Entered: 02/14/2013)
02/14/2013		(Court only) *** STAFF NOTES: Attorney Sara Joy Gregory has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 2/15/13. (Coleman, Laurie) (Entered: 02/15/2013)
03/06/2013	<u>338</u>	MOTION to Amend/Correct/Supplement <u>331</u> Proposed Pretrial Order, Pretrial Order, by Vic Devita, McCray, Francine. (Brandriss, Chava) (Entered: 03/06/2013)
03/06/2013	<u>339</u>	MEMORANDUM in Support re <u>338</u> MOTION to Amend/Correct/Supplement <u>331</u> Proposed Pretrial Order, Pretrial Order, filed by Vic Devita, McCray, Francine. (Brandriss, Chava) (Entered: 03/06/2013)
03/06/2013	<u>340</u>	AFFIDAVIT/DECLARATION in Support re <u>338</u> MOTION to Amend/Correct/Supplement <u>331</u> Proposed Pretrial Order, Pretrial Order, <i>Declaration of Chava Brandriss in Support of Motion to Amend the Joint Pre-Trial Order</i> filed by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10) (Brandriss, Chava) (Entered: 03/06/2013)
03/19/2013	<u>341</u>	AFFIDAVIT/DECLARATION in Opposition re <u>338</u> MOTION to Amend/Correct/Supplement <u>331</u> Proposed Pretrial Order, Pretrial Order, filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (Ronneburger, Ariel) (Entered: 03/19/2013)
03/19/2013	<u>342</u>	MEMORANDUM in Opposition filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Ronneburger, Ariel) (Entered: 03/19/2013)
03/26/2013	<u>343</u>	REPLY to Response to Motion re <u>338</u> MOTION to Amend/Correct/Supplement <u>331</u> Proposed Pretrial Order, Pretrial Order, filed by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Certificate of Service) (Brown, Stanley) (Entered: 03/26/2013)
03/26/2013	<u>344</u>	AFFIDAVIT/DECLARATION in Support re <u>338</u> MOTION to Amend/Correct/Supplement <u>331</u> Proposed Pretrial Order, Pretrial Order, <i>Declaration of Andrew Sein in Further Support of Plaintiff's Motion for Leave to Amend the Joint Pre-Trial Order</i> filed by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Certificate of Service) (Brown, Stanley) (Entered: 03/26/2013)
04/29/2013	<u>345</u>	MEMORANDUM OF DECISION AND ORDER – It is hereby: ORDERED, that the Plaintiffs <u>338</u> motion to amend the joint pretrial order is granted as set forth above; and it is further ORDERED, that the Plaintiffs are directed to file an amended joint pretrial order in accordance with this decision on or before May 6, 2013; and it is further ORDERED, that the Plaintiffs request for a telephone

		conference is denied as unnecessary; and it is further ORDERED, that every party may depose the four additional individuals that will be included in the amended joint pretrial order, with each party paying the costs of their own depositions. Signed by Judge Arthur D. Spatt on 4/29/13. (Coleman, Laurie) (Entered: 04/30/2013)
05/06/2013	<u>346</u>	Proposed Pretrial Order (<i>AMENDED JOINT</i>) by Vic Devita, MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. (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) (Brown, Stanley) (Entered: 05/06/2013)
05/17/2013	<u>347</u>	Notice of MOTION in Limine to <i>Exclude Plaintiff's Experts</i> by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Affidavit in Support, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Memorandum in Support) (Bohn, Douglas) (Entered: 05/17/2013)
05/17/2013	<u>348</u>	MOTION in Limine by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Affidavit in Support, # <u>2</u> Exhibit 1, # <u>3</u> Memorandum in Support) (Ronneburger, Ariel) (Entered: 05/17/2013)
05/17/2013	<u>349</u>	MOTION in Limine to <i>Preclude Trial Evidence</i> by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Certificate of Service) (Brown, Stanley) (Entered: 05/17/2013)
05/17/2013	<u>350</u>	MEMORANDUM in Support re <u>349</u> MOTION in Limine to <i>Preclude Trial Evidence</i> filed by Vic Devita, McCray, Francine. (Brown, Stanley) (Entered: 05/17/2013)
05/17/2013	<u>351</u>	AFFIDAVIT/DECLARATION in Support re <u>349</u> MOTION in Limine to <i>Preclude Trial Evidence Declaration of Sarah Gregory</i> filed by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7) (Brown, Stanley) (Entered: 05/17/2013)
05/29/2013	<u>352</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>349</u> MOTION in Limine to <i>Preclude Trial Evidence</i> , <u>351</u> Affidavit in Support of Motion, <u>350</u> Memorandum in Support, <u>347</u> Notice of MOTION in Limine to <i>Exclude Plaintiff's Experts</i> , <u>348</u> MOTION in Limine by McCray, Francine. (Sein, Andrew) (Entered: 05/29/2013)
05/30/2013	<u>353</u>	ORDER Re: <u>352</u> Motion/Stipulation to extend any opposition, by any party, to the motions in limine filed with the Court on 5/17/13. Opposition papers shall be filed on or before 6/3/13. Reply papers shall be filed on or before 6/10/13. Signed by Judge Arthur D. Spatt on 5/30/13. (Coleman, Laurie) (Entered: 05/30/2013)
05/31/2013	<u>354</u>	STIPULATION Regarding <i>Withdrawal of Plaintiff's Expert, Dr. Peter Marcuse and Defendants' Motion to Exclude Dr. Peter Marcuse</i> by MHANY Management, Inc., McCray, Francine, New York Communities For Change, Inc. (Brandriss, Chava) (Entered: 05/31/2013)
06/01/2013	<u>362</u>	ORDER Re: <u>354</u> STIPULATION Regarding <i>Withdrawal of Plaintiff's Expert, Dr. Peter Marcuse and Defendants' Motion to Exclude Dr. Peter Marcus</i> . Signed by Judge Arthur D. Spatt on 6/1/13. (Coleman, Laurie) (Entered: 06/06/2013)
06/01/2013	<u>363</u>	ORDER Re: <u>354</u> Stipulation Regarding <i>Withdrawal of Plaintiff's Expert, Dr. Peter Marcuse and Defendants' Motion to Exclude Dr. Peter Marcuse</i> . Signed by Judge Arthur D. Spatt on 6/1/13. (Coleman, Laurie) (Entered: 06/06/2013)
06/03/2013	<u>355</u>	MEMORANDUM in Opposition to <i>Plaintiffs' Motion In Limine to Preclude Evidence on Subjects as to Which Defendants Invoked Privilege During Discovery</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Ronneburger, Ariel) (Entered: 06/03/2013)
06/03/2013	<u>356</u>	MEMORANDUM in Opposition re <u>347</u> Notice of MOTION in Limine to <i>Exclude Plaintiff's Experts</i> filed by Vic Devita, McCray, Francine. (Brown, Stanley) (Entered: 06/03/2013)
06/03/2013	<u>357</u>	AFFIDAVIT/DECLARATION in Opposition re <u>347</u> Notice of MOTION in Limine to <i>Exclude Plaintiff's Experts</i> filed by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2) (Gregory, Sarah) (Entered: 06/03/2013)

06/03/2013	<u>358</u>	MEMORANDUM in Opposition re <u>348</u> MOTION in Limine filed by Vic Devita, McCray, Francine. (Brown, Stanley) (Entered: 06/03/2013)
06/03/2013	<u>359</u>	AFFIDAVIT/DECLARATION in Opposition re <u>348</u> MOTION in Limine filed by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9) (Sein, Andrew) (Entered: 06/03/2013)
06/05/2013	<u>360</u>	NOTICE of Appearance by Benjamin Andrew Fleming on behalf of McCray, Francine (aty to be noticed) (Fleming, Benjamin) (Entered: 06/05/2013)
06/05/2013	<u>361</u>	Letter <i>Application to Court Regarding Use of Electronic Devices in the Courtroom</i> by Vic Devita, MHANY Management, Inc., McCray, Francine (Sein, Andrew) (Entered: 06/05/2013)
06/05/2013		(Court only) *** STAFF NOTES: Attorney Benjamin Andrew Fleming has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 6/6/13. (Coleman, Laurie) (Entered: 06/06/2013)
06/06/2013	<u>364</u>	ORDER Re: <u>361</u> Letter Application to the Court Regarding Use of Electronic Devices in the Courtroom. Request granted. Signed by Judge Arthur D. Spatt on 6/6/13. C/F. (Coleman, Laurie) (Entered: 06/10/2013)
06/10/2013	<u>365</u>	AFFIDAVIT/DECLARATION in Support re <u>348</u> MOTION in Limine <i>Reply in Further Support</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Attachments: # <u>1</u> Exhibit A) (Ronneburger, Ariel) (Entered: 06/10/2013)
06/10/2013	<u>366</u>	MEMORANDUM in Support of <i>Motion In Limine to Exclude Evidence</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Ronneburger, Ariel) (Entered: 06/10/2013)
06/10/2013	<u>367</u>	MEMORANDUM in Support of <i>Motion In Limine to Exclude Expert Nancy McArdle</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Bohn, Douglas) (Entered: 06/10/2013)
06/10/2013	<u>368</u>	REPLY in Support re <u>349</u> MOTION in Limine <i>to Preclude Trial Evidence</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Certificate of Service) (Brown, Stanley) (Entered: 06/10/2013)
06/12/2013	<u>369</u>	NOTICE of Appearance by Stanley Joseph Brown on behalf of MHANY Management, Inc. (aty to be noticed) (Attachments: # <u>1</u> Certificate of Service) (Brown, Stanley) (Entered: 06/12/2013)
06/12/2013	<u>370</u>	NOTICE of Appearance by Peter Joseph Dennin on behalf of MHANY Management, Inc. (aty to be noticed) (Attachments: # <u>1</u> Certificate of Service) (Dennin, Peter) (Entered: 06/12/2013)
06/12/2013	<u>371</u>	Letter <i>requesting leave to use electronic devices in the courtroom</i> by Incorporated Village of Garden City (Ronneburger, Ariel) (Entered: 06/12/2013)
06/12/2013	<u>372</u>	NOTICE of Appearance by Chava Brandriss on behalf of MHANY Management, Inc. (aty to be noticed) (Attachments: # <u>1</u> Certificate of Service) (Brandriss, Chava) (Entered: 06/12/2013)
06/12/2013	<u>373</u>	NOTICE of Appearance by Benjamin Andrew Fleming on behalf of MHANY Management, Inc. (aty to be noticed) (Attachments: # <u>1</u> Certificate of Service) (Fleming, Benjamin) (Entered: 06/12/2013)
06/12/2013	<u>374</u>	NOTICE of Appearance by Andrew Jaan Sein on behalf of MHANY Management, Inc. (aty to be noticed) (Attachments: # <u>1</u> Certificate of Service) (Sein, Andrew) (Entered: 06/12/2013)
06/12/2013	<u>375</u>	NOTICE of Appearance by Sarah Joy Gregory on behalf of MHANY Management, Inc. (aty to be noticed) (Attachments: # <u>1</u> Certificate of Service) (Gregory, Sarah) (Entered: 06/12/2013)
06/12/2013		(Court only) *** STAFF NOTES: Attorney Stanley Joseph Brown has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 6/14/13. (Coleman, Laurie) (Entered: 06/14/2013)

06/12/2013		(Court only) *** STAFF NOTES: Attorney Peter Joseph Dennin has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 6/14/13. (Coleman, Laurie) (Entered: 06/14/2013)
06/12/2013		(Court only) *** STAFF NOTES: Attorney Chava Brandriss has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 6/14/13. (Coleman, Laurie) (Entered: 06/14/2013)
06/12/2013		(Court only) *** STAFF NOTES: Attorney Benjamin Andrew Fleming has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 6/14/13. (Coleman, Laurie) (Entered: 06/14/2013)
06/12/2013		(Court only) *** STAFF NOTES: Attorney Andrew Jaan Sein has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 6/14/13. (Coleman, Laurie) (Entered: 06/14/2013)
06/12/2013		(Court only) *** STAFF NOTES: Attorney Sarah Joy Gregory has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 6/14/13. (Coleman, Laurie) (Entered: 06/14/2013)
06/13/2013	<u>376</u>	Letter MOTION to Amend/Correct/Supplement <i>the Joint Pretrial Order</i> by MHANY Management, Inc., McCray, Francine. (Attachments: # <u>1</u> Proposed Second Amended Joint Pretrial Order, # <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) (Brown, Stanley) (Entered: 06/13/2013)
06/13/2013	<u>377</u>	ORDER Re: <u>371</u> Letter by Incorporated Village of Garden City requesting leave to use electronic devices in the courtroom. Request granted. Signed by Judge Arthur D. Spatt on 6/13/13. C/F. (Coleman, Laurie) (Entered: 06/13/2013)
06/14/2013	<u>378</u>	STIPULATION of Dismissal <i>with Prejudice of All Claims Brought by Plaintiff Francine McCray as to All Defendants</i> by Vic Devita, MHANY Management, Inc., McCray, Francine (Sein, Andrew) (Entered: 06/14/2013)
06/14/2013	<u>379</u>	PRETRIAL MEMORANDUM by MHANY Management, Inc. (Attachments: # <u>1</u> Certificate of Service) (Brown, Stanley) (Entered: 06/14/2013)
06/15/2013	<u>380</u>	TRIAL BRIEF <i>Pre-Trial Brief</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ronneburger, Ariel) (Entered: 06/15/2013)
06/15/2013	<u>384</u>	ORDER Re: <u>376</u> Motion for leave to file a Second Amended Joint Pretrial Order in this case. Request granted. Signed by Judge Arthur D. Spatt on 6/15/13. C/F. (Coleman, Laurie) (Entered: 06/18/2013)
06/17/2013	<u>387</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non-Jury) held on 6/17/13 at 9:30 a.m. Court Reporter: Owen Wicker, Harry Rapaport. Case called. Counsel for all sides present. Non-Jury Trial ordered and begun. Plaintiffs open. Defendants open. Trial continued to 6/18/13 at 9:30 a.m. Other: Witness Nancy Anne McArdle sworn. (Coleman, Laurie) (Entered: 06/20/2013)
06/17/2013		(Court only) ***Document Terminated: Terminating <u>349</u> MOTION in Limine, <u>347</u> Notice of MOTION in Limine, <u>348</u> MOTION in Limine, see <u>387</u> Minute Entry dated 6/17/13 for Non Jury Trial ordered and begun. (Coleman, Laurie) (Entered: 08/21/2013)
06/18/2013	<u>381</u>	Letter <i>Brief to Judge Spatt Regarding Expert Report</i> by MHANY Management, Inc. (Brown, Stanley) (Entered: 06/18/2013)
06/18/2013	<u>382</u>	MEMORANDUM in Opposition <i>Plaintiffs' Expert Report is Inadmissible Hearsay</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Ronneburger, Ariel) (Entered: 06/18/2013)
06/18/2013	<u>383</u>	NOTICE of Appearance by Sardar Mohammad Asadullah on behalf of Garden City Board of Trustees, Incorporated Village of Garden City (aty to be noticed) (Asadullah, Sardar) (Entered: 06/18/2013)
06/18/2013		(Court only) *** STAFF NOTES: Attorney Sardar Mohammad Asadullah has been checked for disciplinary proceedings. There are no disciplinary sanction orders as

		of 6/18/13. (Coleman, Laurie) (Entered: 06/19/2013)
06/18/2013	<u>388</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause for Non Jury Trial held on 6/18/2013 from 9:30–11:15, 11:33–12:30, 1:33–3:00, 3:20–5:00 p.m. Court Reporter: Owen Wicker, Harry Rapaport. Case called. Counsel for all sides present. Non–Jury Trial held–witnesses sworn. Trial will not go forward 6/24/13 in the a.m. Trial will commence at 1:00 p.m. Witness Nancy McCardle sworn, testimony heard. Trial to continue on 6/19/13 at 9:30 a.m. (Coleman, Laurie) (Entered: 06/20/2013)
06/19/2013	<u>389</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause for Non–Jury Trial held on 6/19/13 from 9:30–12:30 and 1:30–5:00. Court Reporter: Harry Rapaport. Case called. Counsel for all sides present. Non–Jury Trial held. Other: Witness Frank Fish & Robert L. Schoelle sworn. Witness Robert L. Schoelle testifies. Evidence entered. Non–Jury trial continued to 6/20/13 at 9:30 a.m. (Coleman, Laurie) (Entered: 06/21/2013)
06/20/2013	<u>385</u>	Letter <i>Application Regarding Plaintiffs' Exhibit 45</i> by MHANY Management, Inc. (Brandriss, Chava) (Entered: 06/20/2013)
06/20/2013	<u>386</u>	Letter <i>in Opposition to Plaintiffs' Letter Application</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ronneburger, Ariel) (Entered: 06/20/2013)
06/20/2013	<u>390</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) held on 6/20/13 from 9:30 a.m. – 12:30 p.m., 1:30 p.m. – 3:00 p.m., 3:20 p.m. – 5:00 p.m. Court Reporter: Harry Rapaport, Owen Wicker. Case called. Counsel for all sides present. Trial resumes. Trial continued to 6/24/13 at 1:30 p.m. Other: Witness Robert Schoelle, sworn and testifies. Evidence entered on the record. Witness Gerard P. Lundquist, sworn and testifies. Evidence entered on the record. (Coleman, Laurie) (Entered: 06/21/2013)
06/24/2013	<u>391</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) held on 6/24/13 at 1:30 p.m. Court Reporter: Mary Ann Steiger. Counsel for all sides present. Trial resumes. Trial continued to 6/25/13 at 9:30 a.m. Other: Witness Gerard P. Lundquist sworn and continues testimony. Witness Peter A. Bee sworn and testifies. Exhibits entered into evidence. Trial continued to 6/25/13 at 9:30 a.m. (Coleman, Laurie) (Entered: 06/27/2013)
06/25/2013	<u>393</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) on 6/25/13 at 9:30 a.m. Court Reporter: Mary Ann Steiger. Case called. Counsel for all sides present. Non–Jury Trial ordered and begun. Trial resumes. Other: Witness Gerard P. Lundquist sworn and continues testimony. Witness Peter A. Bee sworn and testifies. Exhibits entered into evidence. Trial continued to 6/26/13 at 9:30 a.m. Exhibits entered into evidence. (Coleman, Laurie) (Entered: 07/01/2013)
06/26/2013	<u>394</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) held on 6/26/13 at 9:30 a.m. Court Reporter: Mary Ann Steiger. Case called. Counsel for all sides present. Non–Jury Trial ordered and begun. Trial resumes. Other: Witness Gerard P. Lunquist sworn and continues testimony. Witness Peter A. Bee sworn and testifies. Exhibits entered into evidence. Trial continued to 6/27/13 at 9:30 a.m. Exhibits entered into evidence. (Coleman, Laurie) (Entered: 07/01/2013)
06/27/2013	<u>395</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) held on 6/27/2013 at 9:30 a.m. Court Reporter: Mary Ann Steiger. Case called. Counsel for all sides present. Non–jury trial ordered and begun. Trial resumes. Trial continued to 7/1/13 at 9:30 a.m. Other: Witnesses sworn/testify. (Bench Trial set for 7/1/2013 09:30 AM in Courtroom 1020 before Judge Arthur D. Spatt.) (Coleman, Laurie) (Entered: 07/09/2013)
06/29/2013	<u>392</u>	Letter <i>Offer of Proof</i> by MHANY Management, Inc. (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) (Brandriss, Chava) (Entered: 06/29/2013)

07/01/2013	<u>396</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) held on 7/1/2013 at 9:30 a.m. Court Reporter: Mary Ann Steiger. Case called. Counsel for all sides present. Non–Jury Trial ordered and begun. Trial resumes. Trial continued to 7/2/13 at 9:30 a.m. Other: Witness sworn/testify. Plaintiff rests. Defendant's oral motions on the record. Defendants case: Witness sworn/testify. (Bench Trial set for 7/2/2013 09:30 AM in Courtroom 1020 before Judge Arthur D. Spatt.) (Coleman, Laurie) (Entered: 07/09/2013)
07/02/2013	<u>398</u>	MINUTE ENTRY for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) held on 7/2/13 at 9:30 a.m. Court Reporter: Mary Ann Steiger/Paul Lombardi. Case called. Counsel for all sides present. Trial resumes. Trial continued to 7/3/13 at 9:30. Other: Witnesses sworn/testify. (Coleman, Laurie) (Entered: 07/11/2013)
07/03/2013	<u>400</u>	MINUTE ENTRY for for proceedings held before Judge Arthur D. Spatt: Civil Cause on Trial (Non–Jury) held on 7/3/13 at 9:30 a.m. Court Reporter: Mary Ann Steiger/Paul Lombardi. Case called. Counsel for all sides present. Trial resumes. Trial concluded. Other: Witnesses sworn/testify. Both sides rest. Closing arguments heard on the record. Post–trial briefing schedule was set. Decision reserved. (Coleman, Laurie) (Entered: 07/31/2013)
07/10/2013	<u>397</u>	MOTION to Withdraw as Attorney (<i>Notice of Withdrawal of Appearance and Proposed Order</i>) by MHANY Management, Inc.. (Wasick, Joanna) (Entered: 07/10/2013)
07/20/2013	<u>399</u>	ORDER Re: <u>397</u> Motion to Withdraw Joanna F. Wasick as Attorney for Plaintiff MHANY Management, Inc.. Attorney Joanna F. Wasick terminated. So Ordered by Judge Arthur D. Spatt on 7/20/13. (Coleman, Laurie) (Entered: 07/26/2013)
07/31/2013	<u>401</u>	Letter MOTION for Leave to File Excess Pages by MHANY Management, Inc.. (Brown, Stanley) (Entered: 07/31/2013)
08/01/2013	<u>402</u>	ORDER Re: <u>401</u> Motion for Leave to File Excess Pages. Request granted. So Ordered by Judge Arthur D. Spatt on 8/1/13. C/F. (Coleman, Laurie) (Entered: 08/02/2013)
08/05/2013	<u>403</u>	TRIAL BRIEF by MHANY Management, Inc. (Brown, Stanley) (Entered: 08/05/2013)
08/05/2013	<u>404</u>	DECLARATION re <u>403</u> Trial Brief by MHANY Management, Inc. (Attachments: # <u>1</u> Exhibit A) (Brown, Stanley) (Entered: 08/05/2013)
08/20/2013	<u>405</u>	Letter <i>Requesting Leave for a Ten (10) Page Extension to its Post–Trial Brief</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ronneburger, Ariel) (Entered: 08/20/2013)
08/21/2013	<u>406</u>	ORDER Re: <u>405</u> Letter requesting leave for a ten (10) page extension to its Post–Trial Brief by Garden City Board of Trustees, Incorporated Village of Garden City. Request granted. so Ordered by Judge Arthur D. Spatt on 8/21/13. (Coleman, Laurie) (Entered: 08/23/2013)
09/05/2013	<u>407</u>	NOTICE of Appearance by Thomas B. Wassel on behalf of Garden City Board of Trustees, Incorporated Village of Garden City (aty to be noticed) (Wassel, Thomas) (Entered: 09/05/2013)
09/05/2013	<u>408</u>	TRIAL BRIEF <i>Defendants' Post–Trial Memorandum</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ryan, James) (Entered: 09/05/2013)
09/05/2013		(Court only) *** STAFF NOTES: Attorney Thomas B. Wassel has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 9/6/13. (Coleman, Laurie) (Entered: 09/06/2013)
09/12/2013	<u>409</u>	NOTICE of Appearance by Caroline H. Cheng on behalf of MHANY Management, Inc. (aty to be noticed) (Cheng, Caroline) (Entered: 09/12/2013)
09/12/2013		(Court only) *** STAFF NOTES: Attorney Caroline H. Cheng has been checked for disciplinary proceedings. There are no disciplinary sanction orders as of 9/13/13. (Coleman, Laurie) (Entered: 09/13/2013)

09/16/2013	<u>410</u>	TRIAL BRIEF <i>Plaintiffs' Post-Trial Memorandum in Reply</i> by MHANY Management, Inc., New York Communities For Change, Inc. (Brown, Stanley) (Entered: 09/16/2013)
09/17/2013	<u>411</u>	Notice of MOTION to Withdraw as Attorney by Vic Devita, McCray, Francine. (Attachments: # <u>1</u> Declaration) (Henriquez, Luz) (Entered: 09/17/2013)
09/18/2013	<u>412</u>	ORDER granting <u>411</u> Motion to withdraw the appearance of Luz Maria Henriques for Plaintiff MHANY Management, Inc. So Ordered by Judge Arthur D. Spatt on 9/18/13. (Coleman, Laurie) (Entered: 09/19/2013)
12/06/2013	<u>413</u>	MEMORANDUM OF DECISION AND ORDER – For the foregoing reasons, the Court finds that the Plaintiffs have not established liability on the part of the Garden City Defendants under 42 U.S.C. § 1982 and the amended complaint is dismissed as to that cause of action. However, the Court finds that the Plaintiffs have established by, a preponderance of the evidence, the liability on the part of the Garden City Defendants under (1) the FHA, 42 U.S.C. § 3601 et seq., based on a theory of disparate treatment and disparate impact; (2) 42 U.S.C. § 1981; (3) 42 U.S.C. § 1983; and (4) the Equal Protection Clause of the Fourteenth Amendment to the United States Constitution. As noted above, the Court finds that the Garden City Defendants acted with discriminatory intent when they eliminated R–M zoning and endorsed R–T zoning after they received public opposition to the prospect of affordable housing in Garden City. The Court notes that R–T zoning banned the development of multi–family housing on all but a small portion of the Social Services site — the 3.03 acres located on the western side of County Seat Drive and then only by special permit. The Court also notes the negative remarks by Garden City residents at public hearings and the flyer against multi–family housing on the Social Services Site. Set against the underlying sequence of events and the considerable impact that this zoning decision would have had on minorities in that community, the Court concludes that some of the expressions by Garden City residents of disapproval for affordable housing reflected race–based animus or at least could have been construed as such by the Board. Furthermore, the Court finds that the adoption of R–T zoning instead of R–M zoning had a disparate impact on minorities in Garden City and tended to perpetuate segregation in that community. Accordingly, the Court directs the Plaintiffs to submit a proposed remedial plan to be incorporated in the final judgment in this case within thirty days of the date of this order. The Garden City Defendants shall then have thirty days to respond with objections. The Plaintiffs shall then have 15 days to reply to the Garden City Defendants objections. So Ordered by Judge Arthur D. Spatt on 12/6/2013. (Coleman, Laurie) (Entered: 12/06/2013)
01/06/2014	<u>414</u>	NOTICE by MHANY Management, Inc. of <i>Proposed Judgment Order</i> (Brown, Stanley) (Entered: 01/06/2014)
01/06/2014	<u>415</u>	MEMORANDUM in Support re <u>414</u> Notice(Other) of <i>Proposed Judgment Order</i> filed by MHANY Management, Inc.. (Brown, Stanley) (Entered: 01/06/2014)
01/06/2014	<u>416</u>	DECLARATION re <u>414</u> Notice(Other) of <i>Proposed Judgment Order</i> by MHANY Management, Inc. (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) (Brown, Stanley) (Entered: 01/06/2014)
02/05/2014	<u>417</u>	NOTICE of Appearance by Michael A. Carvin on behalf of Incorporated Village of Garden City (aty to be noticed) (Carvin, Michael) (Entered: 02/05/2014)
02/05/2014	<u>418</u>	NOTICE by Garden City Board of Trustees, Incorporated Village of Garden City <i>Alternative Proposed Judgment Order</i> (Ronneburger, Ariel) (Entered: 02/05/2014)
02/05/2014	<u>419</u>	MEMORANDUM in Opposition to <i>Plaintiff's Proposed Order</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Ronneburger, Ariel) (Entered: 02/05/2014)
02/20/2014	<u>420</u>	NOTICE by MHANY Management, Inc. <i>AMENDED PROPOSED JUDGMENT</i> (Brown, Stanley) (Entered: 02/20/2014)
02/20/2014	<u>421</u>	MEMORANDUM in Support re <u>420</u> Notice(Other) <i>AMENDED PROPOSED JUDGMENT</i> filed by MHANY Management, Inc.. (Brown, Stanley) (Entered: 02/20/2014)

02/20/2014	<u>422</u>	DECLARATION re <u>420</u> Notice(Other) <i>AMENDED PROPOSED JUDGMENT</i> by MHANY Management, Inc. (Attachments: # <u>1</u> Exhibit A) (Brown, Stanley) (Entered: 02/20/2014)
03/17/2014	<u>423</u>	MEMORANDUM OF DECISION AND ORDER – For the foregoing reasons, within ten days of the date of this order, the Plaintiffs are directed to submit a proposed final judgment in accordance with the terms set forth in this decision and order. The Defendants shall then have ten days to file objections or an alternative proposed judgment. The Court will subsequently enter a final judgment. So Ordered by Judge Arthur D. Spatt on 3/17/2014. (Coleman, Laurie) (Entered: 03/17/2014)
03/27/2014	<u>424</u>	NOTICE by MHANY Management, Inc. <i>PROPOSED FINAL JUDGMENT</i> (Brown, Stanley) (Entered: 03/27/2014)
04/07/2014	<u>425</u>	DECLARATION of <i>James G. Ryan</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Attachments: # <u>1</u> Exhibit Redline Judgment, # <u>2</u> Exhibit Final Judgment) (Ronneburger, Ariel) (Entered: 04/07/2014)
04/07/2014	<u>426</u>	MEMORANDUM in Opposition to <i>Proposed Final Judgment</i> filed by Garden City Board of Trustees, Incorporated Village of Garden City. (Ronneburger, Ariel) (Entered: 04/07/2014)
04/08/2014	<u>427</u>	Letter MOTION for Leave to File <i>A Reply to the Objections Filed in Reponse to Plaintiffs' Proposed Judgment</i> by Acorn, Daphne Andrews, Vic Devita, Vernon Ghullkie, Natalie Guerrido, Lisbett Hunter, MHANY Management, Inc., McCray, Francine, New York Acorn Housing Company, Inc.. (Brown, Stanley) (Entered: 04/08/2014)
04/08/2014	<u>428</u>	Letter in Opposition to <i>Plaintiffs' Letter Motion for Leave to Reply</i> by Garden City Board of Trustees, Incorporated Village of Garden City (Ronneburger, Ariel) (Entered: 04/08/2014)
04/09/2014	<u>429</u>	ORDER Re: <u>427</u> Motion for Leave to File <i>A Reply to the Objections Filed in Reponse to Plaintiffs' Proposed Judgment</i> . Request granted. The reply shall not exceed three pages. No further briefing will be accepted. So Ordered by Judge Arthur D. Spatt on 4/9/14. Movant's counsel is directed to serve a copy of this Order on all parties upon receipt via facsimile. (Coleman, Laurie) (Entered: 04/10/2014)
04/14/2014	<u>430</u>	REPLY in Support re <u>424</u> Notice(Other) <i>Plaintiffs' Proposed Final Judgment Order</i> filed by MHANY Management, Inc., New York Communities For Change, Inc.. (Brown, Stanley) (Entered: 04/14/2014)
04/22/2014	<u>431</u>	FINAL JUDGMENT – The Clerk of the Court is directed to close this case. See Judgment for further details. So Ordered by Judge Arthur D. Spatt on 4/22/14. (Coleman, Laurie) (Entered: 04/22/2014)
04/24/2014	<u>432</u>	Letter MOTION for Extension of Time to File <i>Petition for Attorneys' Fees and Costs</i> by MHANY Management, Inc., New York Communities For Change, Inc.. (Brown, Stanley) (Entered: 04/24/2014)
04/25/2014	<u>433</u>	ORDER Re: <u>432</u> Motion requesting that the deadline for filing a petition for attorneys' fees and costs be extended by nine days, or until 5/15/14. Request granted. So Ordered by Judge Arthur D. Spatt on 4/25/2014. Movant's counsel is directed to serve a copy of this Order on all parties upon receipt via facsimile. (Coleman, Laurie) (Entered: 04/25/2014)
04/25/2014	<u>434</u>	Notice of MOTION to Withdraw as Attorney by MHANY Management, Inc.. (Sein, Andrew) (Entered: 04/25/2014)
04/26/2014	<u>435</u>	ORDER Re: <u>434</u> Motion for Andrew J. Sein to withdraw his appearance as counsel for Plaintiff MHANY Management, Inc.. Attorney Andrew Jaan Sein terminated for MHANY Management, Inc. So Ordered by Judge Arthur D. Spatt on 4/26/14. (Coleman, Laurie) (Entered: 04/28/2014)
05/05/2014	<u>436</u>	NOTICE OF APPEAL as to <u>431</u> Judgment by Garden City Board of Trustees, Incorporated Village of Garden City. Filing fee \$ 505, receipt number 0207-6902771. (Carvin, Michael) (Entered: 05/05/2014)

**United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007**

ROBERT A. KATZMANN
CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

Date: May 21, 2014
Docket #: 14-1634
Short Title: Mhany Management Inc. v. County of
Nassau

DC Docket #: 05-cv-2301
DC Court: EDNY (CENTRAL ISLIP)
DC Judge: Wall
DC Judge: Spatt

DOCKETING NOTICE

A notice of appeal filed by The Incorporated Village of Garden City and The Garden City Board of Trustees in the above referenced case was docketed today as 14-1634. This number must appear on all documents related to this case that are filed in this Court. For pro se parties the docket sheet with the caption page, and an Acknowledgment and Notice of Appearance Form are enclosed. In counseled cases the docket sheet is available on PACER. Counsel must access the Acknowledgment and Notice of Appearance Form from this Court's website <http://www.ca2.uscourts.gov>.

The form must be completed and returned within 14 days of the date of this notice. The form requires the following information:

YOUR CORRECT CONTACT INFORMATION: Review the party information on the docket sheet and note any incorrect information in writing on the Acknowledgment and Notice of Appearance Form.

The Court will contact one counsel per party or group of collectively represented parties when serving notice or issuing our order. Counsel must designate on the Acknowledgment and Notice of Appearance a lead attorney to accept all notices from this Court who, in turn will, be responsible for notifying any associated counsel.

CAPTION: This Court must use the district court caption See FRAP 12(a), 32(a). Please review the caption carefully and promptly advise this Court of any improper or inaccurate designations in writing on the Acknowledgment and Notice of Appearance form. If a party has been

terminated from the case the caption may reflect that change only if the district court judge ordered that the caption be amended.

APPELLATE DESIGNATIONS: Please review whether appellant is listed correctly on the party listing page of the docket sheet and in the caption. If there is an error, please note on the Acknowledgment and Notice of Appearance Form. Timely submission of the Acknowledgment and Notice of Appearance Form will constitute compliance with the requirement to file a Representation Statement required by FRAP 12(b).

For additional information consult the Court's instructions posted on the website.

Inquiries regarding this case may be directed to 212-857-8577.