

CLOSED, SEALCS

**United States District Court
Eastern District of Pennsylvania (Philadelphia)
CIVIL DOCKET FOR CASE #: 2:90-cv-05562-CRW**

L., et al v. WHITE, et al
Assigned to: JUDGE CHARLES R. WEINER
Demand: \$0
Case in other court: ED/PA, related to 90-03356
Cause: 42:1983 Civil Rights Act

Date Filed: 08/27/1990
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff**RUTH L.**

represented by **ILENE W. SHANE**
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Plaintiff**EUGENE M.**

represented by **ILENE W. SHANE**
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STEPHEN F. GOLD
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Plaintiff

JOHN H.
*and all others similarly situated, by
their next friend, KEVIN CASEY, in his
official capacity as Executive Director
of Pennsylvania Protection & Advocacy*

represented by **ILENE W. SHANE**
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LEAD ATTORNEY
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ROBERT W. MEEK
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STEPHEN F. GOLD
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V.

Defendant

JOHN F. WHITE, JR.
*individually and in his official capacity
as Secretary, Pennsylvania Department
of Welfare*

represented by **BARRY N. KRAMER**
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Defendant

ALBERT DIDARIO
individually and in his official capacity
as Superintendent, Norristown State
Hospital

represented by **BARRY N. KRAMER**
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Intervenor Plaintiff

PETER C.

represented by **ROBERT W. MEEK**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/27/1990	1	MOTION TO PROCEED IN FORMA PAUPERIS BY PLAINTIFF RUTH L., PLAINTIFF EUGENE M., PLAINTIFF JOHN H., DECLARATION IN SUPPORT OF PLFF'S MOTION TO PROCEED. (sb) (Entered: 08/27/1990)
09/04/1990	2	ORDER GRANTING [1-1] MOTION TO PROCEED IN FORMA PAUPERIS (SIGNED BY JUDGE CHARLES R. WEINER) 9/5/90 ENTERED AND COPIES MAILED. (fe) (Entered: 09/05/1990)
09/04/1990	3	Complaint. (fe) (Entered: 09/05/1990)
09/04/1990		Summons(es) issued Forwarded to: counsel 9/5/90 (fe) (Entered: 09/05/1990)
09/04/1990	4	ORDER, APPOINTING SPECIAL PROCESS SERVER STEPHEN F. GOLD, ESQ. TO SERVE THE SUMMONS & COMPLAINT UPON DEFT. (SIGNED BY JUDGE CHARLES R. WEINER) 9/5/90 ENTERED AND COPIES MAILED. (fe) (Entered: 09/05/1990)
09/26/1990	5	ORDER, DISMISSING , CASE WITHOUT PREJUDICE. RESET SCHEDULING ORDER DEADLINES: TELEPHONE STATUS CONFERNECE BY 9:30 11/19/90 () 9/27/90 ENTERED AND COPIES MAILED. (fe) (Entered: 09/27/1990)
09/26/1990		Case closed (kv) (Entered: 10/03/1990)
10/09/1990	6	MOTION by PLAINTIFF JOHN H., PLAINTIFF EUGENE M., PLAINTIFF RUTH L. TO CERTIFY CLASS ACTION MEMORANDUM, CERTIFICATE OF SERVICE. (ph) (Entered: 10/09/1990)
10/17/1990	7	Answer to Complaint by DEFENDANT ALBERT DIDARIO, DEFENDANT JOHN F. WHITE JR. (Attorney LAURA FREDERICKS, BARRY N. KRAMER), (fe) (Entered: 10/17/1990)

10/31/1990	8	Memorandum by DEFENDANT ALBERT DIDARIO, DEFENDANT JOHN F. WHITE JR. in opposition to [6-1] MOTION TO CERTIFY CLASS ACTION (fe) (Entered: 10/31/1990)
10/31/1990	9	STIPULATION AND ORDER, DEFENDANT'S RESPONSE TO MOTION RESET TO 11/5/90 FOR [6-1] MOTION TO CERTIFY CLASS ACTION (SIGNED BY JUDGE CHARLES R.) 11/01/90 ENTERED AND COPIES MAILED. (fe) (Entered: 11/01/1990)
04/08/1991	10	ORDER DENYING PLAINTIFFS' [6-1] MOTION TO CERTIFY CLASS ACTION, WITH LEAVE TO RENEW AFTER ALL DISCOVERY IS COMPLETED. (SIGNED BY JUDGE CHARLES R. WEINER) 4/8/91 ENTERED AND COPIES MAILED. (fe) (Entered: 04/08/1991)
06/11/1991	11	STIPULATION OF CONFIDENTIALITY WITH COURT'S APPROVAL. (SIGNED BY JUDGE CHARLES R. WEINER) 6/12/91 ENTERED AND COPIES MAILED. (fe) (Entered: 06/12/1991)
10/11/1991	12	MOTION BY PLAINTIFF JOHN H., PLAINTIFF EUGENE M., PLAINTIFF RUTH L. FOR LEAVE TO RENEW MOTION FOR CLASS CERTIFICATION , MEMORANDUM, CERTIFICATE OF SERVICE. (fe) (Entered: 10/11/1991)
10/11/1991	13	MOTION BY PLAINTIFF JOHN H., PLAINTIFF EUGENE M., PLAINTIFF RUTH L. FOR PRELIMINARY INJUNCTION , MEMORANDUM, CERTIFICATE OF SERVICE. (fe) (Entered: 10/11/1991)
10/11/1991	14	MOTION TO INTERVENE BY MOVANT PETER C. , MEMORANDUM, CERTIFICATE OF SERVICE. (fe) (Entered: 10/11/1991)
10/18/1991	15	Request for evidentiary hearing and oral argument by PLAINTIFF JOHN H., PLAINTIFF EUGENE M., PLAINTIFF RUTH L. on PLAINTIFFS' [13-1] MOTION FOR PRELIMINARY INJUNCTION. (fe) (Entered: 10/18/1991)
10/23/1991	16	ORDER GRANTING [14-1] MOTION TO INTERVENE BY MOVANT PETER C. (SIGNED BY JUDGE CHARLES R. WEINER) 10/24/91 ENTERED AND COPIES MAILED. (fe) (Entered: 10/24/1991)
11/04/1991	17	ORDER THAT PLAINTIFFS' [13-1] MOTION FOR PRELIMINARY INJUNCTION IS DENIED WITH LEAVE TO RENEW IF THIS MATTER ULTIMATELY DOES NOT SETTLE. (SIGNED BY JUDGE CHARLES R. WEINER) 11/5/91 ENTERED AND COPIES MAILED. (fe) (Entered: 11/05/1991)
11/04/1991	18	ORDER THAT PLAINTIFFS' [12-1] MOTION FOR LEAVE TO RENEW MOTION FOR CLASS CERTIFICATION DENIED WITH LEAVE TO RENEW IF THIS MATTER ULTIMATELY DOES NOT SETTLE. (SIGNED BY JUDGE CHARLES R. WEINER) 11/5/91 ENTERED AND COPIES MAILED. (fe) (Entered: 11/05/1991)

07/09/1992	19	SETTLEMENT ARGEEMENT, STIPULATION AND ORDER THAT PURSUANT TO F.R.C.P. 23 (b)(2), PLFFS. AND DEFTS. STIPULATE TO A CLASS DEFINED AS: ALL PERSONS WITH A PRIMARY OR EXCLUSIVE DIAGNOSIS OF MENTAL RETARDATION WHO ARE INSTITUTIONAIZED IN STATE HOSPITALS FOR PERSONS WITH MENTAL ILLNESS CONTRARY TO PROFESSIONAAL JUDGMENT. THE PARTIES AGREE THAT THIS MATTER SHALL REMAIN ON THE COURT'S CIVIL SUSPENSE LIST UNTIL 6/30/94. (SIGNED BY JUDGE CHARLES R. WEINER) 7/10/92 ENTERED AND COPIES MAILED. (fe) (Entered: 07/10/1992)
11/30/1992	20	STIPULATION AND ORDER ON ATTORNEYS' FEES , ETC. (SIGNED BY JUDGE CHARLES R. WEINER) 12/1/92 ENTERED AND COPIES MAILED. (fe) (Entered: 12/01/1992)
12/01/1992	21	STIPULATION AND ORDER ON ATTORNEYS' FEES , ETC. (SIGNED BY JUDGE CHARLES R. WEINER) 12/2/92 ENTERED AND COPIES MAILED. (fe) (Entered: 12/02/1992)
02/24/1994	22	SECOND STIPULATION AND ORDER ON ATTORNEYS' FEES . (SIGNED BY JUDGE CHARLES R. WEINER). 2/24/94 ENTERED AND COPIES MAILED. (fe) (Entered: 02/24/1994)
06/27/1994	23	SUPPLEMENTAL SETTLEMENT STIPULATION AND ORDER THAT THE FINAL DATE BY WHICH PLAINTIFFS' COUNSEL MAY IDENTIFY PERSONS WHO REASONABLY FIT THE CLASS DEFINIATION IS 9/30/94, ETC. (SIGNED BY JUDGE CHARLES R. WEINER). 6/28/94 ENTERED AND COPIES MAILED. (fe) (Entered: 06/28/1994)
04/11/1996	24	FINAL STIPULATION AND ORDER THAT THIS MATTER IS HEREWITH DISMISSED WITHOUT PREJUDICE; PLFFS' COUNSEL MAY BE ENTITLED UNDER CERTAIN CIRCUMSTANCES TO ATTORNEYS' FEES FOR HOURS EXPENDED AFTER 11/1/92 TO THE EXTENT THAT THE LODESTAR FOR POST-11/1/92 WORK EXCEEDS \$3,000 IN A 12 MONTH PERIOD, ETC. (SIGNED BY JUDGE CHARLES R. WEINER) 4/12/96 ENTERED AND COPIES MAILED. (fe) (Entered: 04/12/1996)

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