

**U.S. District Court**  
**Middle District of Tennessee (Nashville)**  
**CIVIL DOCKET FOR CASE #: 3:95-cv-01227**

People First of TN, et al v. Clover Bottom Devel, et al  
Assigned to: Chief Judge Waverly D. Crenshaw, Jr  
Referred to: Magistrate Judge Barbara D. Holmes (Settlement)  
Demand: \$0  
Case in other court: 00-05342

6CCA, 12-05275

6CCA, 12-05297

Cause: 42:1983 Civil Rights Act

**Plaintiff**

**People First of Tennessee**  
*on behalf of its members*

Date Filed: 12/22/1995  
Date Terminated: 03/31/2009  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

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**TERMINATED: 03/05/2003**

**Plaintiff**

**Bonnie Chaffee**  
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*TERMINATED: 03/05/2003*

**Plaintiff**

**Dowell Harris**  
*by his next friend, Rocky Akin*

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*TERMINATED: 03/05/2003*

**Plaintiff**

**Effie Estelle Pippin**  
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*TERMINATED: 03/05/2003*

**Plaintiff**

**Sandra Jo Proctor**  
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**Roger Manus**  
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*TERMINATED: 03/05/2003*

**Plaintiff**

**Cynthia Dawn Sommerville**  
*a minor, by her parents and natural  
guardians, Jeff and Kathy Sommerville*

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*TERMINATED: 03/05/2003*

**Plaintiff**

**Kevin Troupe**  
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*TERMINATED: 03/05/2003*

**Plaintiff**

**Juanita Wright**  
*by her next friend, William A. Goodman,  
Jr.*

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*TERMINATED: 03/05/2003*

**Plaintiff**

**Mary Ann Avery**  
*by her next friend, Jason Elam*

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*TERMINATED: 03/05/2003*

**Plaintiff**

**Audriniece Hollister**  
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*TERMINATED: 03/05/2003*

**Plaintiff**

**Kenneth Lee**

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*TERMINATED: 03/05/2003*

**Plaintiff**

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**Roger Manus**  
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*TERMINATED: 03/05/2003*

**Plaintiff**

**Larry Wayne Vaughn**

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*TERMINATED: 03/05/2003*

**Plaintiff**

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*TERMINATED: 03/05/2003*

**Plaintiff**

**Carolyn Britt**

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*TERMINATED: 01/27/2010*

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*TERMINATED: 03/05/2003*

**Plaintiff**

**Rebecca Workman**

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*TERMINATED: 01/27/2010*

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*TERMINATED: 03/05/2003*

**Plaintiff**

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*TERMINATED: 01/27/2010*

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*TERMINATED: 03/05/2003*

**Plaintiff**

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*TERMINATED: 01/27/2010*

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*TERMINATED: 03/05/2003*

**Plaintiff**

**Terry Beaty**

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*TERMINATED: 01/27/2010*

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*TERMINATED: 03/05/2003*

**Plaintiff**

**USA**  
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*3:96-1056*

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V.

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**Defendant**

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State of Tennessee*

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**Martha A. Campbell**  
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**TERMINATED: 04/24/2017**

**Mary Byrd Ferrara**  
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**Defendant**

**Julia Bratcher**  
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**TERMINATED: 04/24/2017**

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**Defendant**

**Mental Health and Mental  
Retardation, Tennessee Department of**

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*TERMINATED: 04/24/2017*

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**Defendant**

**Marjorie Nelle Cardwell**  
*in her official capacity as Commissioner  
of Mental Health and Mental Retardation  
TERMINATED: 12/02/1996*

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*TERMINATED: 04/24/2017*

**Defendant**

**Larry L. Durbin**  
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Mental Retardation  
TERMINATED: 12/02/1996*

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**Martha A. Campbell**  
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*TERMINATED: 04/24/2017*

**Defendant**

**Health, Tennessee Department of**

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TERMINATED: 04/24/2017

**Mary Byrd Ferrara**  
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**Defendant**

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**Martha A. Campbell**  
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TERMINATED: 04/24/2017

**Mary Byrd Ferrara**  
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**Defendant**

**Finance & Administration, Tennessee  
Department of**

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**Martha A. Campbell**  
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TERMINATED: 04/24/2017

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**Defendant**

**Bob Corker**  
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of Finance and Administration*  
TERMINATED: 12/02/1996

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**Martha A. Campbell**

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*TERMINATED: 04/24/2017*

**Defendant**

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**Martha A. Campbell**  
(See above for address)  
*TERMINATED: 04/24/2017*

**Mary Byrd Ferrara**  
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**Defendant**

**Comcare, Inc.**  
*a Tennessee corporation  
TERMINATED: 11/06/1996*

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**Defendant**

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**Martha A. Campbell**  
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*TERMINATED: 04/24/2017*

**Mary Byrd Ferrara**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**Nat T. Winston Developmental Center**

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**Martha A. Campbell**  
(See above for address)  
*TERMINATED: 04/24/2017*

**Mary Byrd Ferrara**  
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**Defendant**

**O. Stephen Roth**  
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**Defendant**

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**Defendant**

**Pete Davidson**

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**Defendant**

**Ben Dishman**

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**Martha A. Campbell**  
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*TERMINATED: 04/24/2017*

**Mary Byrd Ferrara**  
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**Defendant**

**Thomas Sullivan**

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*ATTORNEY TO BE NOTICED*

**Defendant**

**John Ferguson**  
*in his official capacity as Commissioner  
of Finance and Administration*

represented by **Alexander Stuart Rieger**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Martha A. Campbell**

(See above for address)  
*TERMINATED: 04/24/2017*

**Mary Byrd Ferrara**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Tennessee, State of**

represented by **Alexander Stuart Rieger**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Dianne Stamey Dycus**  
(See above for address)

**Jonathan P. Lakey**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Martha A. Campbell**  
(See above for address)  
*TERMINATED: 04/24/2017*

**Mary Byrd Ferrara**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**A. Jane Walters**  
*Dr., Commissioner, TN Department of  
Education*

represented by **Alexander Stuart Rieger**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Stanley Lipford**  
*Superintendent, Nat T. Winston  
Development Center*

represented by **Alexander Stuart Rieger**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Intervenor Plaintiff**

**People First of Tennessee**

**Intervenor Plaintiff**

**Brian Bragdon**

represented by **Allen Woods**  
Law Offices of Woods & Woods  
P O Box 128498  
Nashville, TN 37212  
(615) 321-1426  
Email: [allen@woodsattorneys.com](mailto:allen@woodsattorneys.com)  
*ATTORNEY TO BE NOTICED*

**Larry D. Woods**  
Law Offices of Woods & Woods  
P O Box 128498  
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(615) 321-1426  
Email: [debate@comcast.net](mailto:debate@comcast.net)  
*ATTORNEY TO BE NOTICED*

**Interested Party**

represented by

**Quality Review Panel**

*Jaylon Fincannon, Chair; Becky Johnson, Member; Karen Green McGowan, Member, Walter Hunt, Member*

**Quality Review Panel**

c/o Jaylon Fincannon, Acting Chairman  
5505 Edmondson Pike  
Suite 11  
Nashville, TN 37211  
(615) 781-6803  
Fax: (615) 781-6869  
Email: [qrpanel@aol.com](mailto:qrpanel@aol.com)  
PRO SE

V.

**Material Witness**

**Cameron Waters**

represented by **Lisa M. Carson**  
Buerger, Moseley & Carson, PLC  
306 Public Square  
Franklin, TN 37064  
(615) 794-8850  
Email: [lcarsen@buergerlaw.com](mailto:lcarsen@buergerlaw.com)  
*TERMINATED: 01/03/2017*  
*ATTORNEY TO BE NOTICED*

V.

**Intervenor**

**Parent-Guardian Association of  
Clover Bottom Developmental Center**

represented by **Charles M. Robinson**  
Harrington Law Office  
1215 7th Avenue, N  
Nashville, TN 37208-2605  
(615) 320-9977  
Fax: (615) 320-9929  
Email: [michael@harringtonlawoffice.com](mailto:michael@harringtonlawoffice.com)  
*ATTORNEY TO BE NOTICED*

**Dudley Mack West**

White & Reasor  
One American Center  
3100 West End Avenue  
Suite 1100  
Nashville, TN 37203  
(615) 383-3345  
Email: [dmwest@whitereasor.com](mailto:dmwest@whitereasor.com)  
*TERMINATED: 02/22/2016*

**Hal D. Hardin**

211 Union Street  
Suite 200  
Nashville, TN 37201  
(615) 369-3377  
Email: [halhardin@aol.com](mailto:halhardin@aol.com)  
*ATTORNEY TO BE NOTICED*

**Jonathan Stephen Carlton**

Harrington Law Office  
1215 7th Avenue, N  
Nashville, TN 37208-2605  
(615) 320-9977  
Fax: (615) 320-9929  
Email: [jonathan@harringtonlawoffice.com](mailto:jonathan@harringtonlawoffice.com)  
*ATTORNEY TO BE NOTICED*

**Mary Martin Schaffner**



Howell & Fisher  
Court Square Building  
300 James Robertson Parkway  
Nashville, TN 37201-1107  
(615) 244-3370  
*TERMINATED: 03/13/2012*

**Nancy Penny Harrington**  
Harrington Law Office  
1215 7th Avenue, N  
Nashville, TN 37208-2605  
(615) 320-9977  
Fax: (615) 320-9929  
Email: [judgeharrington@harringtonlawoffice.com](mailto:judgeharrington@harringtonlawoffice.com)  
*ATTORNEY TO BE NOTICED*

**Intervenor**

**Parent-Guardian Association of  
Greene Valley Developmental Center**

represented by **Charles M. Robinson**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Dudley Mack West**  
(See above for address)  
*TERMINATED: 02/22/2016*

**Hal D. Hardin**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Jonathan Stephen Carlton**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Nancy Penny Harrington**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Intervenor**

**Winston Foundation, The**

represented by **Dudley Mack West**  
(See above for address)  
*TERMINATED: 02/22/2016*  
*ATTORNEY TO BE NOTICED*

**Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Theresa Ann Burkett**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Marla Jane Kennedy**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**L. Joyner Greathouse**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Joseph Martin Steffan**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Margaret Ann Tierney**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Robert Anthony Powell**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Robert Lawrence Cox**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Bruce Edward Ricks**

represented by **Mary Martin Schaffner**  
(See above for address)  
*TERMINATED: 03/13/2012*

**Intervenor**

**Jason Goldberg**  
*next friend*  
Monica Goldberg

represented by **Hugh C. Howser , Jr.**  
Miller & Martin, LLP  
150 Fourth Avenue, N  
1200 One Nashville Place  
Nashville, TN 37219-2433  
(615) 244-9270  
Fax: (615) 256-8197  
Email: [hhowser@millermartin.com](mailto:hhowser@millermartin.com)  
*TERMINATED: 05/30/2003*

**Intervenor**

**Community Rehabilitation Agencies of  
Tennessee, Inc.**  
*TERMINATED: 02/15/2000*

represented by **William Beesley Hubbard**  
Hubbard, Berry & Harris, PLLC  
SunTrust Bank Building  
201 Fourth Avenue, N  
Suite 1420  
Nashville, TN 37219  
(615) 251-5444  
Email: [whubbard@hubbardsmith.com](mailto:whubbard@hubbardsmith.com)  
*TERMINATED: 02/15/2000*

**Intervenor Plaintiff**

**Life Action of Tennessee, Inc.**  
*TERMINATED: 05/30/2003*

represented by **Hugh C. Howser , Jr.**  
(See above for address)  
*TERMINATED: 05/30/2003*

Date Filed	#	Docket Text
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12/22/1995	<u>1</u>	COMPLAINT (Summons(es) issued) Filing fee paid in the amount of : \$120 Receipt # 51407 (af) (kb). (Entered: 12/22/1995)
12/22/1995	2	NOTICE of Initial Case Management Conference Case referred to Magistrate Judge William J. Haynes Jr. , ; Case Management Conference set for 9:00 1/30/96 (af) (Entered: 12/22/1995)
01/12/1996	3	MOTION by defts Clover Bottom Devel, Don Sundquist, Julia Bratcher, Mental Health/Retard, Marjorie Nelle Cardwell, Larry L. Durbin, Health TN Dept, Fredia S. Wadley, Finance, TN Dept of, Bob Corker, Rusty Seibert to extend time to answer through 2/20/96 (w/attached afdt and proposed order) (gi) (Entered: 01/16/1996)
01/12/1996	4	AFFIDAVIT of Dianne Stamey Dycus re [3-1] (gi) (Entered: 01/16/1996)
01/16/1996	5	ORDER by Magistrate Judge William J. Haynes Jr. granting motion of defts to extend time to answer through 2/20/96 [3-1] (cc: all counsel) (EOD 1/17/96) (af) (Entered: 01/17/1996)
01/29/1996	6	ATTORNEY APPEARANCE for deft Comcare, Inc. by Lewis Berkley Hollabaugh and John F. Floyd (gi) (Entered: 01/30/1996)
02/05/1996		PROPOSED Order granting deft Comcare, Inc extension of time to respond to complaint (gi) (Entered: 02/06/1996)
02/05/1996		RETURN OF SERVICE executed upon deft Comcare, Inc. on 1/17/96 (dm) (Entered: 02/07/1996)
02/08/1996	7	ORDER by Magistrate Judge William J. Haynes Jr.: Deft Comcare, Inc. shall have through 3/4/96 to respond to the complaint. EOD 2/8/96 (cc: all counsel) (gi) (Entered: 02/08/1996)
02/09/1996		RETURN OF SERVICE executed upon defts Clover Bottom Devel, Don Sundquist, Mental Health/Retard, Marjorie Nelle Cardwell, Larry L. Durbin, TN Dept of Health, Fredia S. Wadley, TN Dept of Finance, Bob Corker and Rusty Seibert on 12/29/95 (gi) (Entered: 02/12/1996)
02/09/1996		RETURN OF SERVICE executed upon deft Julia Bratcher on 12/95 (no day of month) (gi) (Entered: 02/12/1996)
02/09/1996		RETURN OF SERVICE executed upon deft Comcare, Inc. on 1/16/96 by certified mail (gi) (Entered: 02/12/1996)
02/14/1996	8	ORDER by Magistrate Judge William J. Haynes Jr.: Case Management Conference held 2/12/96. A settlement conference is set for 1:30 on 4/12/96. Pltfs' counsel and state defts' counsel are ordered to file their settlement papers under seal by 3/12/96. Counsel for deft Comcare, Inc. shall have until 3/27/96 to file its settlement papers under seal. EOD 2/14/96 (cc: all counsel, Deval L. Patrick, Bob O'Connell, Wanda Burkett) (gi) (Entered: 02/14/1996)
02/16/1996	9	MOTION by pltfs for class certification (w/proposed order) (gi) (Entered: 02/16/1996)
02/16/1996	10	MEMORANDUM by pltfs in support of motion for class certification [9-1] (w/attachment) (gi) (Entered: 02/16/1996)
02/20/1996	11	MOTION by defts Clover Bottom Devel, Don Sundquist, Julia Bratcher, Mental Health/Retard, Marjorie Nelle Cardwell, Larry L. Durbin, Health TN Dept, Fredia S. Wadley, Finance, TN Dept of, Bob Corker, Rusty Seibert to dismiss (gi) (Entered: 02/21/1996)
02/20/1996	12	MEMORANDUM by defts Clover Bottom Devel, Don Sundquist, Julia Bratcher, Mental Health/Retard, Marjorie Nelle Cardwell, Larry L. Durbin, Health TN Dept, Fredia S. Wadley, Finance, TN Dept of, Bob Corker, Rusty Seibert in support of motion to dismiss [11-1] (gi) (Entered: 02/21/1996)
02/28/1996	13	ANSWER by deft Comcare, Inc. to [1-1] (gi) (Entered: 02/29/1996)
03/01/1996	14	MOTION by defts Clover Bottom Developmental Center, Don Sundquist, Julia Bratcher, TN Dept of Mental Health/Retardation, Marjorie Nelle Cardwell, Larry L. Durbin, TN Dept of Health, Fredia S. Wadley, TN Dept of Finance, Bob Corker and

		Rusty Seibert to postpone ruling on pltfs' mtn for class certification (gi) (Entered: 03/04/1996)
03/08/1996	15	RESPONSE by pltfs in opposition to motion to dismiss [11-1] (w/attachments) (gi) (Entered: 03/11/1996)
03/18/1996	16	RESPONSE in opposition by pltfs to State defts' mtn to postpone ruling on pltfs' mtn for class certification [14-1]. (mk) (Entered: 03/18/1996)
03/21/1996	17	REPLY BRIEF by defts Clover Bottom Devel, Don Sundquist, Julia Bratcher, Mental Health/Retard, Marjorie Nelle Cardwell, Larry L. Durbin, Health TN Dept, Fredia S. Wadley, TN Dept. of Finance, Bob Corker and Rusty Seibert to response to mtn to dismiss [11-1] (ks) (Entered: 03/22/1996)
03/28/1996	18	SETTLEMENT RESPONSE by deft Comcare, Inc. (gi) (Entered: 03/28/1996)
03/28/1996	19	ORDER by Judge Robert L. Echols denying motion to postpone ruling on pltfs' mtn for class certification [14-1]. Defts shall file their response to pltfs' mtn for class certification [9-1] within 10 days of entry of this order. EOD 3/28/96 (cc: all counsel) (gi) (Entered: 03/28/1996)
04/11/1996	20	RESPONSE by state defts in opposition to motion for class certification [9-1] (w/attachments) (gi) (Entered: 04/12/1996)
04/11/1996	21	DECLARATION of Marjorie Nelle H. Cardwell by defts re [20-1] (w/attachment) (gi) (Entered: 04/12/1996)
05/01/1996	22	ATTORNEY APPEARANCE for deft Comcare, Inc. by Randall Chadwell Ferguson (gi) (Entered: 05/02/1996)
06/03/1996	23	CLERK'S RESUME of Proceedings before Magistrate Judge Haynes: Settlement conference held 5/29-31/96. (gi) (Entered: 06/04/1996)
06/28/1996	24	CLERK'S RESUME: Continued Settlement conference. Parties to return on 7/23/96 (dm) (Entered: 07/02/1996)
07/25/1996	25	ORDER by Magistrate Judge William J. Haynes Jr.: Settlement conference set for 8/1/96 is continued. Parties are to submit an agreed order setting forth a date and time for the settlement conference. EOD 7/25/96 (cc: all counsel) (gi) (Entered: 07/25/1996)
07/31/1996	26	AGREED ORDER by Magistrate Judge William J. Haynes Jr.: Mediation conference is set for 9:30 on 8/12/96. EOD 7/31/96 (cc: all counsel) (gi) (Entered: 07/31/1996)
08/19/1996	27	CLERK'S RESUME of Proceedings before Magistrate Judge Haynes: Settlement conference held 8/12/96. (gi) (Entered: 08/20/1996)
08/28/1996	28	MOTION by state defts to withdraw their motion to dismiss (gi) (Entered: 08/29/1996)
08/28/1996		PROPOSED Order granting mtn #28 (gi) (Entered: 08/29/1996)
09/03/1996	29	ORDER by Judge Robert L. Echols granting motion [28-1] to withdraw motion to dismiss [11-1]. EOD 9/3/96 (cc: all counsel) (gi) (Entered: 09/03/1996)
09/24/1996	30	MOTION by state defts to withdraw their response [20-1] to mtn for class certification without prejudice (w/proposed order) (gi) (Entered: 09/25/1996)
10/03/1996	31	ORDER by Judge Robert L. Echols granting motion of state defts to withdraw [30-1] their response [20-1] to mtn for class certification without prejudice. EOD 10/3/96 (cc: all counsel) (gi) (Entered: 10/03/1996)
10/04/1996	32	MOTION by pltfs to withdraw motion for class certification and to extend time for filing mtn for class certification (w/proposed order) (gi) (Entered: 10/04/1996)
10/04/1996	33	ORDER by Judge Robert L. Echols granting motion to withdraw motion for class certification [32-1], granting motion to extend time for filing mtn for class certification [32-2] withdrawing motion for class certification [9-1] (cc: all counsel) (mk) (Entered: 10/04/1996)

10/09/1996	34	MAGISTRATE JUDGE'S REPORT by Magistrate Judge William J. Haynes Jr.: It is the Magistrate Judge's understanding that the parties and the United States have agreed to a resolution of the issues raised in this action and the parties expect to present an executed agreement to the Court within 30 days from the date of this report. Pltfs will also file a renewed mtn for class certification. EOD 10/9/96 (cc: all counsel) (gi) Modified on 10/09/1996 (Entered: 10/09/1996)
10/29/1996	35	STIPULATION by parties of dismissal of deft Comcare, Inc. (gi) (Entered: 10/30/1996)
11/06/1996	36	ORDER by Judge Robert L. Echols: Pursuant to stipulation of dismissal [35-1], deft Comcare, Inc. is dismissed from this action. terminating party Comcare, Inc. EOD 11/6/96 (cc: all counsel) (gi) (Entered: 11/06/1996)
11/07/1996		PROPOSED Agreed Order (dm) (Entered: 11/07/1996)
11/14/1996	37	ORDER by Magistrate Judge William J. Haynes Jr.: Based on agreement of the parties and the US Dept of Justice, it is ordered that the parties and the United States shall have until 11/15/96 in which to present an executed agreement to the Court. EOD 11/14/96 (cc: all counsel) (gi) (Entered: 11/14/1996)
11/15/1996	38	MOTION by pltfs to amend complaint (w/proposed changes as Exhibit A and proposed amended complaint as Exhibit B) (gi) (Entered: 11/18/1996)
11/15/1996	39	MEMORANDUM by pltfs in support of motion to amend complaint [38-1] (gi) (Entered: 11/18/1996)
11/15/1996		PROPOSED Order re mtn [38-1] (gi) (Entered: 11/18/1996)
11/15/1996	40	RENEWED MOTION by pltfs for class certification (gi) (Entered: 11/18/1996)
11/15/1996	41	MEMORANDUM by pltfs in support of motion for class certification [40-1] (gi) (Entered: 11/18/1996)
11/15/1996		PROPOSED Order granting mtn [40-1] (gi) (Entered: 11/18/1996)
11/15/1996	42	NOTICE by pltfs that they have agreed upon the members of the Quality Review Panel (gi) (Entered: 11/18/1996)
11/15/1996	43	MOTION by parties to approve the Settlement Agreement and Plan for Compliance with Rule 23(e) (w/proposed order) (gi) (Entered: 11/18/1996)
11/15/1996	44	NOTICE of hearing and Proposed Settlement Agreement by pltfs (gi) (Entered: 11/18/1996)
11/15/1996		PROPOSED Settlement Agreement between People First, the United States and the State of TN (gi) (Entered: 11/18/1996)
12/02/1996	45	ORDER by Judge Robert L. Echols granting motion to amend complaint [38-1]. EOD 12/2/96 (cc: all counsel) (gi) (Entered: 12/02/1996)
12/02/1996	46	ORDER by Judge Robert L. Echols granting renewed motion for class certification [40-1]. EOD 12/2/96 (cc: all counsel) (gi) (Entered: 12/02/1996)
12/02/1996	47	ORDER by Judge Robert L. Echols granting motion to approve the Settlement Agreement and Plan for Compliance with Rule 23(e) [43-1]. A hearing on final approval of the proposed Settlement Agreement is set for 2:00 on 1/27/97. (See order for details) EOD 12/2/96 (cc: all counsel) (gi) (Entered: 12/02/1996)
12/02/1996	48	AMENDED COMPLAINT; adding Mary Ann Avery, Audriniece Hollister, Kenneth Lee, Eddie Jones, Larry Wayne Vaughn, Charles Wilhoite, Carolyn Britt, Rebecca Workman, Jenny Belle Greenwood, David Balthrop, Terry Beaty, Greene Valley Developmental Center, Nat T. Winston Developmental Center, O. Stephen Roth, Robert Erb, Pete Davidson, Ben Dishman, Thomas Sullivan, John Ferguson to case(s); terming Marjorie Nelle Cardwell, Larry L. Durbin, Bob Corker and Comcare, Inc. (gi) (Entered: 12/03/1996)
01/06/1997	49	LETTER from Mr. & Mrs. Paul Beaty, parents of Pauline C. Beaty, resident at Clover Bottom, (gi) (Entered: 01/07/1997)

01/09/1997	50	LETTER from Mary Lee West, dated 1/6/97, advising her sister, Joyce H. Johnson, has permission to attend and participate in hearing on 1/27/97 on behalf of her son, Bryan Dale West (gi) (Entered: 01/13/1997)
01/10/1997	51	MEMORANDUM by defts in support of final approval of proposed settlement (gi) (Entered: 01/13/1997)
01/10/1997	52	CERTIFICATE of Notice to class members by defts (gi) (Entered: 01/13/1997)
01/10/1997	53	MOTION by proposed intervenors for extension of time to file mtn to intervene (gi) (Entered: 01/13/1997)
01/13/1997	54	MEMORANDUM by United States of America in support of final approval of the proposed settlement agreement (w/attachments) (gi) (Entered: 01/15/1997)
01/13/1997	55	DECLARATION of Joan Gerring, MD re [54-1] (gi) (Entered: 01/15/1997)
01/13/1997	56	DECLARATION of Susan K. Dubroff, PT re [54-1] (gi) (Entered: 01/15/1997)
01/13/1997	57	DECLARATION of Nirbay Singh, Ph.D. re [54-1] (gi) (Entered: 01/15/1997)
01/13/1997	58	MOTION by pltfs for final approval of proposed settlement agreement (w/proposed order) (gi) (Entered: 01/15/1997)
01/13/1997	59	MEMORANDUM by pltfs in support of motion for final approval of proposed settlement agreement [58-1] (gi) (Entered: 01/15/1997)
01/13/1997	60	CERTIFICATE of Compliance by pltfs with Court's order dated 12/2/96 concerning notification of class members (w/attachments) (Exhibits A & B placed under seal by order [78-1] on 1/16/97) (gi) Modified on 01/16/1997 (Entered: 01/15/1997)
01/13/1997	61	MOTION by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center, The Winston Foundation, Theresa Ann Burkett, Marla Jane Kennedy, L. Joyner Greathouse, Joseph Martin Steffan, Margaret Ann Tierney, Robert Anthony Powell, Robert Lawrence Cox and Bruce Edward Ricks to intervene (gi) (Entered: 01/15/1997)
01/13/1997	62	OBJECTIONS by intervenors to proposed settlement agreement (gi) (Entered: 01/15/1997)
01/13/1997	63	OBJECTIONS by intervenors to class certification (w/attachments) (gi) (Entered: 01/15/1997)
01/13/1997	64	LETTER from Estelle (Woods) Roark, mother of Randy Woods, re son's treatment at Clover Bottom (gi) (Entered: 01/15/1997)
01/13/1997	65	LETTER from Cecil & Kathleen Puckett re daughter's treatment at Greene Valley (gi) (Entered: 01/15/1997)
01/13/1997	66	LETTER from Joe & Carolyn Doares re hearing and conditions at Green Valley Developmental Center (gi) (Entered: 01/15/1997)
01/14/1997	67	MOTION by pltfs to place exhibits A & B to Certificate of Compliance with Court's order dated 12/2/97 under seal (w/proposed order) (gi) (Entered: 01/15/1997)
01/14/1997	68	LETTER from Tracy M. Kennedy, Marla Kennedy's mother, re conditions at Clover Bottom (gi) (Entered: 01/15/1997)
01/14/1997	69	LETTER from Gail Hill re hearing on 1/27/97 (gi) (Entered: 01/15/1997)
01/14/1997	70	LETTER from Clarence and Clara Wilkins (gi) (Entered: 01/15/1997)
01/14/1997	71	LETTER from R. M. Kennedy re participation in hearing set for 1/27/97 (gi) (Entered: 01/15/1997)
01/14/1997	72	LETTER (copy) from Bobby D. Thompson re hearing set for 1/27/97 (gi) (Entered: 01/15/1997)
01/15/1997	73	ORDER by Judge Robert L. Echols granting motion for extension of time to file mtn to intervene [53-1] through 1/20/97. EOD 1/15/97 (cc: all counsel) (gi) (Entered: 01/15/1997)

01/15/1997	74	AMENDED CERTIFICATE of Notice by defts (gi) (Entered: 01/16/1997)
01/15/1997	75	LETTER from Birdie Ellis re Green Valley (gi) (Entered: 01/16/1997)
01/15/1997	76	LETTER from Aleta Davis re Green Valley (gi) (Entered: 01/16/1997)
01/15/1997	77	LETTER (copy) from Ruth Armstrong re Clover Bottom (gi) (Entered: 01/16/1997)
01/16/1997	78	ORDER by Judge Robert L. Echols granting motion to place exhibits A & B to Certificate of Compliance with Court's order dated 12/2/97 under seal [67-1]. EOD 1/16/97 (cc: all counsel) (gi) (Entered: 01/16/1997)
01/16/1997	79	LETTER from E. P. Proctor re Clover Bottom (gi) (Entered: 01/16/1997)
01/16/1997	80	LETTER from Elizabeth S. Greathouse re Clover Bottom (w/attached letter from Elizabeth S. and Lee J. Greathouse advising of their intention to participate in hearing on 1/27/97) (gi) (Entered: 01/16/1997)
01/16/1997	81	LETTER from John A. Singleton and Mary Cook Singleton re Clover Bottom (gi) (Entered: 01/17/1997)
01/16/1997	82	LETTER from Mrs. Ira J. Marrs re Clover Bottom (gi) (Entered: 01/17/1997)
01/16/1997	83	LETTER from Kathryn E. Seifert re Greene Valley (gi) (Entered: 01/17/1997)
01/16/1997	84	LETTER from Edith Hays re Greene Valley (w/attachment) (gi) (Entered: 01/17/1997)
01/16/1997	85	LETTER from Grace Ellis re Clover Bottom (gi) (Entered: 01/17/1997)
01/16/1997	86	LETTER from Norma Shirley Hawkins re hearing on 1/27/97 (gi) (Entered: 01/17/1997)
01/17/1997	87	LETTER from Daniel M. Steffern, President, Greene Valley Parent/Guardian Assoc. (gi) (Entered: 01/17/1997)
01/17/1997	88	LETTER from Deborah Shaw re participation in hearing on 1/27/97 (gi) (Entered: 01/17/1997)
01/17/1997	89	LETTER from Shirley Bowling re Greene Valley (gi) (Entered: 01/17/1997)
01/17/1997	90	LETTER from Rosa N. Adair re Clover Bottom (gi) (Entered: 01/17/1997)
01/17/1997	91	LETTER from Kenneth P. Ezell, Jr., atty for Virginia Stewart, mother and legal guardian of Bevelyn Stewart, advising Mrs. Stewart wishes to participate in the hearing on 1/27/97 (gi) (Entered: 01/17/1997)
01/17/1997	92	LETTER from atty Earle J. Schwarz enclosing two letters, from Gail Hill and E. P. Proctor (gi) (Entered: 01/17/1997)
01/17/1997	93	LETTER from E. P. Proctor, Sr. re Clover Bottom (gi) (Entered: 01/17/1997)
01/17/1997	94	LETTER from Gail Hill re Clover Bottom and attendance at the hearing on 1/27/97 (gi) (Entered: 01/17/1997)
01/17/1997	95	LETTER from Eileen M. Petrelli re participation in hearing on 1/27/97 (gi) (Entered: 01/17/1997)
01/17/1997	96	LETTER from Burnie W. Avrit re Clover Bottom (gi) (Entered: 01/17/1997)
01/17/1997	97	COMMENTS of Caroline R. Marold re Clover Bottom (gi) (Entered: 01/17/1997)
01/17/1997	98	LETTER from Mary Martin Schaffner, atty for Parent-Guardian Association of Clover Bottom, the Parent-Guardian Association of Greene Valley and The Winston Foundation, advising of her intention to participate in the hearing on 1/27/97 and of her intent to have Alfred A. Baumeister, Ph.D., participate (w/attachment) (gi) (Entered: 01/21/1997)
01/17/1997	99	MEMORANDUM of proposed intervenors in support of motion to intervene [61-1] (gi) (Entered: 01/21/1997)

01/17/1997	100	MEMORANDUM of proposed intervenors in support of objection [63-1] (gi) (Entered: 01/21/1997)
01/17/1997	101	SUPPLEMENTAL Objection of proposed intervenors to proposed settlement agreement and Memorandum in support re [62-1] (gi) (Entered: 01/21/1997)
01/21/1997	102	LETTER (copy) from Lynne Burkett advising she would like to participate in the hearing on 1/27/97 (gi) (Entered: 01/22/1997)
01/21/1997	103	LETTER from Elise M. Troupe re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	104	LETTER from Charles Hall, Board of Directors, People First of TN, Inc. (gi) (Entered: 01/22/1997)
01/21/1997	105	LETTER from Glenda Smith re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	106	LETTER from Robert Ellison advising he plans to attend the hearing on 1/27/97 (gi) (Entered: 01/22/1997)
01/21/1997	107	LETTER from atty Cathy Morton advising family members of Jeffrey Honaker, resident of Greene Valley, reserve the right to participate in the hearing on 1/27/97 (gi) (Entered: 01/22/1997)
01/21/1997	108	LETTER from Mary Tidwell Leslie re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	109	LETTER from Donald Redden, President of the Arc of TN (gi) (Entered: 01/22/1997)
01/21/1997	110	LETTER from Frances Jones (not signed) re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	111	LETTER from Dorothy J. Ford and Jesse L. Ford re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	112	LETTER from Patricia W. Sullivan re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	113	LETTER from Grace H. Reid re Clover Bottom (w/attachments) (gi) (Entered: 01/22/1997)
01/21/1997	114	LETTER from Helen Thompson re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	115	LETTER from Donald E. Schroader, Sr. (gi) (Entered: 01/22/1997)
01/21/1997	116	LETTER from Mr. and Mrs. William Henry re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	117	LETTER (copy) from Wanda Burkett Owens, President of Parent Guardian Association, Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	118	LETTER from Edward Sewell, State President, People First of TN, Inc. (gi) (Entered: 01/22/1997)
01/21/1997	119	LETTER from Crystal Goodman, People First of TN, Inc. (gi) (Entered: 01/22/1997)
01/21/1997	120	LETTER from Delora Barnhart re Clover Bottom (w/attachment) (gi) (Entered: 01/22/1997)
01/21/1997	121	LETTER (copy) from Wanda Burkett Owens re participation in hearing on 1/27/97 (gi) (Entered: 01/22/1997)
01/21/1997	122	LETTER (copy) from Robert Thompson re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	123	LETTER from Ann D. Gwin re participation in the hearing on 1/27/97 (gi) (Entered: 01/22/1997)
01/21/1997	124	LETTER from Faye Vanhooser re Clover Bottom (gi) (Entered: 01/22/1997)
01/21/1997	125	LETTER (not signed) from Betty Larson (gi) (Entered: 01/22/1997)
01/21/1997	126	LETTER from Sherry Miller advising she would like to participate in the hearing on 1/27/97 (w/attachment) (gi) (Entered: 01/22/1997)



01/22/1997	127	LETTER from pltfs' attorney, Earle J. Schwarz, w/ att'd letters from Freddia Cox, Grace Ellis, Mrs. Ira J. Marrs, and Deborah Shaw (af) Modified on 01/23/1997 (Entered: 01/23/1997)
01/22/1997	129	LETTER from Donald E. Schroader, Sr. to Judge Echols regarding settlement agreement (af) (Entered: 01/23/1997)
01/22/1997	130	LETTER from Mr. & Mrs. Harvey Carpenter to Judge Echols regarding settlement agreement (af) (Entered: 01/23/1997)
01/22/1997	131	LETTER from John T. Johnson, Ph.D., Executive Director of Comcare, to Judge Echols regarding settlement agreement (af) (Entered: 01/23/1997)
01/23/1997	128	LETTER from pltfs' counsel, Earle J. Schwarz, w/ att'd letters from Mr. & Mrs. Harvey Carpenter, Mary Tidwell Leslie, and Caroline R. Marold (af) (Entered: 01/23/1997)
01/24/1997	132	MOTION by pltfs for attorney Edward G. Connette to appear pro hac vice , and for attorney Judith A. Gran to appear pro hac vice (w/attachments and proposed order) (gi) (Entered: 01/27/1997)
01/24/1997	133	RESPONSE by pltfs in opposition to motion to intervene [61-1] (w/proposed order) (gi) (Entered: 01/27/1997)
01/24/1997	134	MEMORANDUM by pltfs in support of motion response [133-1] (w/attachment) (gi) (Entered: 01/27/1997)
01/27/1997	135	RESPONSE by United States to mtn to intervene [60-1], and to objections to proposed settlement agreement [61-1] (w/attachments) (gi) (Entered: 01/27/1997)
01/27/1997	136	LETTER from Sherry Miller (gi) (Entered: 01/29/1997)
01/27/1997	137	CLERK'S RESUME: Fairness hearing on final approval of proposed settlement held 1/27/97. Hearing to continue at 9:00 on 2/18/97. (Exhibit/witness list attached) C/R: Cathy Leigh (gi) (Entered: 01/29/1997)
01/29/1997	138	ORDER by Judge Robert L. Echols granting motion for attorneys Edward G. Connette [132-1] and Judith A. Gran [132-2] to appear pro hac vice. EOD 1/29/97 (cc: all counsel) (gi) (Entered: 01/29/1997)
01/29/1997	139	LETTER from Ella Ellis re settlement (gi) (Entered: 01/30/1997)
01/30/1997	140	TRANSCRIPT filed of proceedings held 1/27/97 before Judge Echols. (Court Reporter: Cathy Leigh) (gi) (Entered: 01/30/1997)
02/03/1997	141	LETTER from Jacquelyn F. Coleman re settlement (gi) (Entered: 02/04/1997)
02/06/1997	142	RESPONSE by defts to motion to intervene [61-1] (gi) (Entered: 02/07/1997)
02/13/1997	143	SUPPLEMENT by proposed intervenors to mtn to intervene [61-1] (w/attachment) (gi) (Entered: 02/14/1997)
02/13/1997	144	REPLY by proposed intervenors to defts' response to motion to intervene [61-1] (gi) (Entered: 02/14/1997)
02/13/1997	145	REPLY by proposed intervenors to responses in opposition by United States and People First to motion to intervene [61-1] (w/attachments) (gi) (Entered: 02/14/1997)
02/13/1997	146	SUPPLEMENT by proposed intervenors to their objection to proposed settlement agreement [62-1] (w/attached transcript and cy of remedial order in US v.TN, No. 92-2062-ML/A, WD/TN) (gi) (Entered: 02/14/1997)
02/13/1997	147	TRANSCRIPT filed of proceedings held on 1/27/97 before Judge Echols (gi) (Entered: 02/14/1997)
02/13/1997	148	MOTION by proposed intervenors to transfer case to Western District of TN (gi) (Entered: 02/14/1997)
02/13/1997	149	MOTION by proposed intervenors for order requiring defts to cease transferring developmental center residents to community-based facilities or other institutions (gi) (Entered: 02/14/1997)

02/14/1997	150	REPLY by proposed intervenors to response of People First as to objection to class certification [63-1] (gi) (Entered: 02/18/1997)
02/18/1997	151	CLERK'S RESUME: Fairness hearing/mtn to intervene hearing held 2/18/97. Hearing did not conclude. Parties to return on 2/21/97 at 3:00. (Exhibit/witness list attached) C/R: Cathy Leigh (gi) (Entered: 02/20/1997)
02/21/1997	152	RESPONSE by defts to motion for order requiring defts to cease transferring developmental center residents to community-based facilities or other institutions [149-1] (w/attachment) (gi) (Entered: 02/21/1997)
02/21/1997	153	DECLARATION by Thomas J. Sullivan re [152-1] (gi) (Entered: 02/21/1997)
02/21/1997	154	RESPONSE by defts to motion to transfer case to Western District of TN [148-1] (gi) (Entered: 02/21/1997)
02/21/1997	155	SUPPLEMENT to proposed intervenors' objection to proposed settlement agreement [62-1] (gi) (Entered: 02/21/1997)
02/21/1997	156	CLERK'S RESUME: Fairness hearing/mtn to intervene continued on 2/21/97 from 2/18/97. Taken under advisement. Court will issue a written opinion. (Exhibit/witness list attached) C/R: Cathy Leigh (gi) (Entered: 02/26/1997)
02/28/1997	157	NOTICE by pltfs of filing letter of Donna Craig relative to her cousin (gi) (Entered: 03/03/1997)
02/28/1997	158	LETTER from Donna Craig re Clover Bottom (gi) (Entered: 03/03/1997)
03/14/1997	159	LETTER from Edgar A. Soapes re Sunrise Community home (gi) (Entered: 03/18/1997)
04/17/1997	160	TRANSCRIPT (Volume 2) filed of proceedings held on 2/18/97 before Judge Echols (gi) (Entered: 04/17/1997)
04/17/1997	161	TRANSCRIPT (Volume 3) filed of proceedings held on 2/21/97 before Judge Echols (gi) (Entered: 04/17/1997)
05/08/1997	162	RENEWED MOTION of proposed intervenors to require defts to cease transferring developmental center residents to community-based facilities or other institutions (w/attachment) (gi) (Entered: 05/09/1997)
05/23/1997	163	RESPONSE by defts to motion to require defts to cease transferring developmental center residents to community-based facilities or other institutions [162-1] (w/attachments) (gi) (Entered: 05/27/1997)
05/23/1997	164	DECLARATION of Thomas J. Sullivan re [163-1] (gi) (Entered: 05/27/1997)
05/23/1997	165	DECLARATION of Wanda C. Black, Ed.D. re [163-1] (gi) (Entered: 05/27/1997)
07/03/1997	<u>166</u>	MEMORANDUM OF THE COURT (cc: all counsel) EOD 7/3/97 (dm) (kb). (Entered: 07/03/1997)
07/03/1997	<u>167</u>	ORDER by Judge Robert L. Echols conditionally granting motion for final approval of proposed settlement agreement [58-1] with the proviso that the parties continue to develop the specifics of Agreement in light of the Court's discussion in Memorandum <u>166</u> . Motion to intervene [61-1] GRANTED. Motion require defts to cease transferring developmental center residents to community-based facilities or other institutions [162-1] DENIED as MOOT. Motion for order requiring defts to cease transferring developmental center residents to community-based facilities or other institutions [149-1] DENIED. Motion to transfer case to Western District of TN [148-1] DENIED (cc: all counsel) EOD 7/3/97 (dm) (kb). (Entered: 07/03/1997)
07/23/1997	168	JOINT MOTION to extend time to file and respond to fee application (w/proposed order) (gi) (Entered: 07/24/1997)
07/29/1997	169	AGREED ORDER by Judge Robert L. Echols granting motion to extend time to file and respond to fee application [168-1] through 10/24/97. EOD 7/30/97 (cc: all counsel) (gi) (Entered: 07/30/1997)

08/08/1997	170	MOTION by United States of America to clarify Court's order entered 7/3/97 (dm) (Entered: 08/08/1997)
08/08/1997	171	MEMORANDUM by United States in support of motion to clarify Court's order entered 7/3/97 [170-1] (dm) (Entered: 08/08/1997)
08/11/1997		PROPOSED Agreed Order (dm) (Entered: 08/11/1997)
08/13/1997	172	AGREED ORDER by Magistrate Judge William J. Haynes Jr.: First Quarterly Status Conference set for 9:00 on 11/13/97 and 11/14/97. EOD 8/15/97 (cc: all counsel) (gi) (Entered: 08/15/1997)
08/22/1997	173	RESPONSE by defts to motion to clarify Court's order entered 7/3/97 [170-1] (gi) (Entered: 08/25/1997)
09/23/1997	174	RESPONSE (Memorandum in support) by pltf's, class representatives, People First to motion to clarify Court's order entered 7/3/97 [170-1] (gi) (Entered: 09/24/1997)
10/14/1997	175	LETTER (copy) from Knox Co Association for Retarded Citizens to Thomas Sullivan, Deputy Commissioner, Department of Mental Health and Mental Retardation, State of TN, dated 10/10/97. (gi) (Entered: 10/17/1997)
10/21/1997	176	LETTER from Michael S. Lottman, Chair, Quality Review Panel, dated 10/17/97, enclosing a copy of the Quality Review Panel Policies and Procedures and Written Comments of the Parties (gi) (Entered: 10/22/1997)
10/24/1997	177	JOINT MOTION to extend time to file and respond to fee petition (w/proposed order) (gi) (Entered: 10/27/1997)
11/04/1997	178	NOTICE by state defts of filing documentation in support of first quarterly status conference (gi) (Entered: 11/05/1997)
11/10/1997	179	AGREED ORDER by Judge Robert L. Echols granting motion to extend time through 1/9/98 to file and respond to fee petition [177-1]. EOD 11/12/97 (cc: all counsel) (gi) (Entered: 11/12/1997)
11/17/1997	180	NOTICE by state defts of filing documentation in support of first quarterly status conference held November 13 & 14, 1997. (Copy of status conference presentation and a copy of Quality Review Panel's summary report of the status of transition plan reviews attached) (gi) (Entered: 11/19/1997)
11/20/1997		PROPOSED Magistrate Judge's Report No. 1 (af) (Entered: 11/21/1997)
11/20/1997	181	NOTICE OF FILING declaration of Steve Roth per order of Court at status conference on 11/14/97 by state defts (af) (Entered: 11/21/1997)
11/20/1997	182	DECLARATION of Steve Roth by state defts re [181-1] (af) (Entered: 11/21/1997)
11/26/1997	183	OBJECTIONS to proposed Magistrate Judge's Report No. 1 prepared by state defts by intervenors and Parent Guardian Associations of Clover Bottom, Greene Valley and Nat T. Winston Developmental Centers (w/attachments) (gi) (Entered: 12/01/1997)
11/26/1997		PROPOSED Magistrate Judge's Report No. 1 by intervenors (gi) (Entered: 12/01/1997)
12/01/1997	184	NOTICE of Filing No. 4 by state defts re consumer satisfaction survey per Court's order (gi) (Entered: 12/02/1997)
12/01/1997	185	DECLARATION of John Kaufman re [184-1] (gi) (Entered: 12/02/1997)
12/04/1997	186	ORDER by Judge Robert L. Echols: Pending before the Court is motion to clarify [170-1] Court's order entered 7/3/97 [167-1]. The apparent intent of the mtn is to clarify and confirm the provisions of the Settlement Agreement as outlined in the order. The Court confirms the aforesaid intent of its order entered 7/3/97. If the pltf United States or defts believe that the Court's prior order needs further clarification in any specific respects, they may submit a separate order for the Court's consideration. EOD 12/4/97 (cc: all counsel) (gi) (Entered: 12/04/1997)
12/17/1997	187	LETTER (copy) from Michael S. Lottman, Quality Review Panel, dated 12/16/97, enclosing a summary of transition plans (gi) (Entered: 12/22/1997)

01/09/1998	188	JOINT MOTION to extend time to file and respond to fee petition (w/proposed order) (gi) (Entered: 01/12/1998)
01/13/1998	189	NOTICE by state depts of filing documentation in support of second quarterly status conference set for February 12 and 13, 1998 (Volumes I–V) (gi) (Entered: 01/14/1998)
01/13/1998	190	NOTICE by intervenors of intent to present testimony at the 2/12/98 status conference (gi) (Entered: 01/14/1998)
01/14/1998	191	AGREED ORDER by Judge Robert L. Echols granting motion to extend time to file and respond to fee petition [188–1] through 2/20/98. EOD 1/14/98 (cc: all counsel) (gi) (Entered: 01/14/1998)
01/20/1998	192	TRANSCRIPT filed of Status Conference held 11/13/97 before Magistrate Judge Haynes (gi) (Entered: 01/21/1998)
01/20/1998	193	TRANSCRIPT filed of Status Conference held 11/14/97 before Magistrate Judge Haynes (gi) (Entered: 01/21/1998)
01/28/1998	194	NOTICE by state depts of filing of additional documentation in support of second quarterly status conference (Volume VI attached) (gi) (Entered: 01/29/1998)
02/12/1998	195	NOTICE by state depts of filing No. 7 (two binders) of documentation in support of second quarterly status conference to be held on February 12 and 13, 1998 (gi) (Entered: 02/12/1998)
02/13/1998	196	NOTICE of filing declaration of Walter Rogers by depts (tlc) (Entered: 02/13/1998)
02/13/1998	197	DECLARATION of Walter Rogers submitted by depts (tlc) (Entered: 02/13/1998)
02/13/1998		PROPOSED MAGISTRATE'S REPORT NO. 2 (tlc) (Entered: 02/13/1998)
02/20/1998	198	JOINT MOTION to extend time to file and respond to fee petition (w/proposed order) (gi) (Entered: 02/23/1998)
02/20/1998	199	REPORT NO. 2 by Magistrate Judge William J. Haynes Jr.: Second quarterly status conference required by the conditionally approved settlement agreement in this matter was held on 2/12/98. Next quarterly status conference set for 9:00 on 5/21/98. EOD 2/24/98 (cc: all counsel) (gi) (Entered: 02/24/1998)
02/27/1998	200	ORDER by Judge Robert L. Echols extending time until 3/27/98, for pltf's and depts to file and respond to pltf's fee petition (cc: all counsel) (EOD 2/27/98) (tlc) (Entered: 02/27/1998)
03/02/1998	201	NOTICE by state depts of filing No. 9 UNDER SEAL (gi) (Entered: 03/03/1998)
03/06/1998	202	NOTICE by state depts of filing no. 10– Report of Dr. Adodot Hays (gi) (Entered: 03/09/1998)
04/21/1998	203	NOTICE by state depts of filing number 11 in support of third quarterly status conference set for 5/21/98 (Volumes I–IV) (gi) (Entered: 04/22/1998)
04/21/1998	204	NOTICE by intervenors of request to discuss certain issues at 5/21/98 status conference (gi) (Entered: 04/22/1998)
05/21/1998	205	NOTICE by state depts of filing no. 12 of documentation in support of third quarterly status conference (gi) (Entered: 05/21/1998)
05/26/1998		PROPOSED Magistrate Judge's Report No. 3 (gi) (Entered: 05/27/1998)
05/27/1998	206	MAGISTRATE JUDGE'S REPORT NO. 3 by Magistrate Judge William J. Haynes Jr. Third quarterly status conference held 5/21/98 ; Fourth quarterly status conference set for 9:00 8/25/98 (cc: all counsel) (EOD 5/27/98) (jb) (Entered: 05/27/1998)
05/27/1998	207	NOTICE by state depts of filing no. 13: Two letters dated 3/27/98 and 4/14/98 from Michael S. Lottman (gi) (Entered: 05/28/1998)
05/28/1998	208	OBJECTIONS by Parent–Guardian Associations of Cloverbottom, Greene Valley and Nat Winston Foundation to proposed Magistrate Judge's Report No. 3 [206–1] (w/proposed alternative Magistrate Report No. 3 attached) (seal) (Entered: 05/28/1998)

		05/29/1998)
06/25/1998	209	LETTER to Magistrate Judge Haynes from Michael S. Lottman of "Quality Review Panel" re progress in resolving the Dawn of Hope medical care situation; w/attachments (tlc) (Entered: 06/26/1998)
06/26/1998	210	TRANSCRIPT filed of Status Conference held 5/21/98 before Judge Haynes (Volume I) (gi) (Entered: 06/29/1998)
06/26/1998	211	TRANSCRIPT filed of Status Conference held 5/21/98 before Judge Haynes (Volume II) (gi) (Entered: 06/29/1998)
07/06/1998	212	LETTER from Robert C. Bowman for USA withdrawing as one of the counsels in this case; Laurie Weinstein will continue to be counsel of record (jb) (Entered: 07/08/1998)
07/27/1998	213	NOTICE by intervenors in accordance with the Court's directives requesting listed topics to be discussed at status conference (gi) (Entered: 07/28/1998)
07/29/1998	214	NOTICE by state depts of filing no. 14 in support of the fourth quarterly status conference set on 8/25/98 (w/attached volumes I-IV) (gi) (Entered: 07/30/1998)
08/13/1998	215	TRANSCRIPT filed of status conference held 2/12/98 before Judge Haynes (Volume I of II) (gi) (Entered: 08/14/1998)
08/13/1998	216	TRANSCRIPT filed of status conference held 2/12/98 before Judge Haynes (Volume II of II) (gi) (Entered: 08/14/1998)
08/21/1998	217	MOTION by People First of TN, Bonnie Chaffee, Dowell Harris, Effie Estelle Pippin, Sandra Jo Proctor, Cynthia Dawn Sommerville, Kevin Troupe, Juanita Wright, Mary Ann Avery, Audriniece Hollister, Kenneth Lee, Eddie Jones, Larry Wayne Vaughn, Charles Wilhoite, Carolyn Britt, Rebecca Workman, Jenny Belle Greenwood, David Balthrop, Terry Beaty for attorney Roger Manus to appear pro hac vice (w/attachments & proposed order) (gi) (Entered: 08/26/1998)
08/21/1998	218	ATTORNEY APPEARANCE for People First of TN, Bonnie Chaffee, Dowell Harris, Effie Estelle Pippin, Sandra Jo Proctor, Cynthia Dawn Sommerville, Kevin Troupe, Juanita Wright, Mary Ann Avery, Audriniece Hollister, Kenneth Lee, Eddie Jones, Larry Wayne Vaughn, Charles Wilhoite, Carolyn Britt, Rebecca Workman, Jenny Belle Greenwood, David Balthrop, Terry Beaty by Roger Manus (gi) (Entered: 08/26/1998)
08/25/1998	219	NOTICE by state depts of filing no. 15: Documentation in support of fourth quarterly status conference (gi) (Entered: 08/26/1998)
08/26/1998	220	ORDER by Magistrate Judge William J. Haynes Jr. granting motion for attorney Roger Manus to appear pro hac vice [217-1]. EOD 8/28/98 (cc: all counsel) (gi) (Entered: 08/28/1998)
08/28/1998		PROPOSED Magistrate Judge's Report No. 4 (gi) (Entered: 08/31/1998)
08/28/1998	221	NOTICE by state depts of filing the report of the Quality Review Panel for the Annual System Review conducted at Clover Bottom Developmental Center (gi) (Entered: 08/31/1998)
08/31/1998	222	MAGISTRATE JUDGE'S REPORT NO. 4 by Magistrate Judge William J. Haynes Jr.: Fourth quarterly status conference held 8/25/98. Fifth quarterly status conference set for 9:00 on 12/3/98. EOD 9/2/98 (cc: all counsel) (gi) (Entered: 09/02/1998)
09/03/1998	223	NOTICE by Intervenors for Parent-Guardian Associations of filing letter dated 7/29/98 from counsel for state depts to counsel for parties which addresses the death of class member James Ellis (gi) (Entered: 09/04/1998)
09/09/1998	224	NOTICE by state depts of filing no. 17 to include number of class members residing in community and developmental centers each month since July 1997 and the number of agencies serving class members who, based on the annual quality assurance survey, have not been recommended for deemed status from 7/3/97 until 8/25/98 (gi) (Entered: 09/10/1998)

10/08/1998	225	NOTICE by state depts of filing no. 18--annual audits of developmental centers and community placements required by Settlement Agreement (gi) (Entered: 10/09/1998)
10/13/1998	226	NOTICE by pltf's counsel, Roger Manus, of change of address to 224 South Dawson Street, Raleigh, NC (titled Notice of Appearance) (gi) (Entered: 10/14/1998)
10/19/1998	227	LETTER from Michael S. Lottman, Quality Review Panel re West TN community review for the presence of "red flag" issues (gi) (Entered: 10/21/1998)
11/03/1998	228	NOTICE by state depts of filing documentation in support of fifth quarterly status conference set for 12/3/98 (gi) (Entered: 11/04/1998)
11/16/1998	229	LETTER from Quality Review Panel containing preliminary report of results of review conducted September 14--18, 1998 (gi) (Entered: 11/19/1998)
11/19/1998	230	NOTICE of change of address of atty Roger Manus to 401 Oberlin Rd, Suite 230, Raleigh, NC 27605 (gi) (Entered: 11/20/1998)
11/23/1998	231	LETTER from Michael S. Lottman, Quality Review Panel, to Magistrate Judge Haynes re individuals qualified to perform the independent professional evaluations to determine whether or not class members who are not recommended for community placment by their support planning teams should be considered for placement in the community; w/attachments (tlc) (Entered: 11/24/1998)
11/30/1998	232	TRANSCRIPT filed of Status Conference held 8/25/98 (Volume 1 of 2) (gi) (Entered: 11/30/1998)
11/30/1998	233	TRANSCRIPT filed of Status Conference held 8/25/98 (Volume 2 of 2) (gi) (Entered: 11/30/1998)
12/02/1998	234	LETTER from Michael S. Lottman, Chair of the Quality Review Panel, regarding the matter of conducting independent professional reviews pursuant to section IV (A)(1) of the Settlement Agreement for class members (w/ att'd resume of Tony Blake Bright) (af) (Entered: 12/02/1998)
12/02/1998	235	LETTER from Michael S. Lottman, Chair of the Quality Review Panel, with attached report of the Quality Review Panel's annual system review of the services and supports provided to class members (af) (Entered: 12/02/1998)
12/03/1998	236	NOTICE by state depts of filing no. 20: Status conference presentation (gi) (Entered: 12/03/1998)
12/07/1998		PROPOSED Magistrate Judge's Report No. 5 Order (gi) (Entered: 12/08/1998)
12/07/1998	237	NOTICE by state depts of filing no. 21--Quality Review Panel for Annual System Review conducted at Greene Valley Developmental Center (gi) (Entered: 12/08/1998)
12/08/1998	238	MAGISTRATE JUDGE'S REPORT #5 by Magistrate Judge William J. Haynes Jr.; report contains dates and information to be submitted by state depts; Status conference held 12/3/98; next status conference set for 9:00 on 1/22/99 (cc: all counsel) (EOD 12/9/98) (tlc) (Entered: 12/09/1998)
12/11/1998	239	NOTICE by state depts of filing no. 22--Report of status of number of psychiatrists available at Greene Valley Developmental Center and state regulations re number of persons allowed to share bedroom in a community residence (gi) (Entered: 12/14/1998)
12/15/1998	240	LETTER from Michael S. Lottman, Chair, Quality Review Panel, dated 12/11/98, to Judge Haynes re whether class members in community reviews were represented by guardians or conservators (gi) (Entered: 12/16/1998)
12/21/1998	241	LETTER from Michael S. Lottman, Chair of Quality Review Panel, dated 12/17/98, to Judge Haynes, re "red flag" issues (gi) (Entered: 12/22/1998)
01/12/1999	242	NOTICE by state depts of filing no. 23 (w/attached items 1--13) (gi) (Entered: 01/13/1999)
01/14/1999	243	MOTION by pltfs for mediation regarding access to records (w/attachments) (gi) (Entered: 01/15/1999)

01/14/1999	244	MEMORANDUM by plfts in support of motion for mediation regarding access to records [243-1] (gi) (Entered: 01/15/1999)
01/19/1999	245	TRANSCRIPT filed of status conference held 12/3/98 (gi) (Entered: 01/19/1999)
01/22/1999	246	NOTICE by state defts of filing no. 24-status conference slide presentation (gi) (Entered: 01/22/1999)
01/25/1999		PROPOSED Magistrate Judge's Report No. 6 (gi) (Entered: 01/26/1999)
01/26/1999		PROPOSED Order re release of records at Clover Bottom and Green Valley Developmental Center (gi) (Entered: 01/27/1999)
01/26/1999	247	MAGISTRTE JUDGE'S REPORT NO. 6 by Magistrate Judge William J. Haynes Jr.: Status conference held 1/22/99. Ddls outlined in order. Status conference set for 9:00 on 3/18/99. EOD 1/28/99 (cc: all counsel) (gi) (Entered: 01/28/1999)
01/27/1999	248	ORDER by Magistrate Judge William J. Haynes Jr.: It is ordered that the custodian of medical records for any deceased person who resided at Clover Bottom Developmental Center or Green Valley Developmental Center at any time since 12/22/92, shall release such records upon request by any party or member of the Quality Review Panel in this matter. Parties shall maintain confidentiality of such records as required by provisions of the Settlement Agreement. EOD 1/28/99 (cc: all counsel) (gi) (Entered: 01/28/1999)
01/29/1999	249	NOTICE by state defts of filing no. 25-Columbus Medical external peer review from October 1998 and reacted copy of list containing names of primary care physician for class members in community who died between 1/1/98 and 1/22/99 (gi) (Entered: 02/01/1999)
02/01/1999	250	NOTICE by state defts of filing no. 26-report on expected target dates to receive reports on 183 class members to be seen in psychopharmacology clinics; updated report on trend analysis and redacted list re guardian of class members (gi) (Entered: 02/02/1999)
02/17/1999	251	MOTION by USA to reschedule due date of memorandum and next status conference (gi) (Entered: 02/18/1999)
02/17/1999	252	MEMORANDUM by USA in support of motion to reschedule due date of memorandum [251-1] and next status conference [251-2] (gi) (Entered: 02/18/1999)
02/18/1999	253	ORDER by Magistrate Judge William J. Haynes Jr. granting motion to reschedule due date of memorandum [251-1] and next status conference [251-2]. Status conference is reset for 4/20/99 at 9:00. Memorandum on settlement agreement shall be filed by 4/9/99. EOD 2/19/99 (cc: all counsel) (gi) (Entered: 02/19/1999)
03/05/1999	254	NOTICE (Letter form) from Chair Michael S. Lottman of filing Annual System Review West TN Community Supports and Services (gi) (Entered: 03/11/1999)
03/25/1999	255	LETTER from Michael S. Lottman of Quality Review Panel regarding missing pages in its W. TN report. (lah) (Entered: 03/26/1999)
03/29/1999	256	ATTORNEY APPEARANCE for USA by Andrea Picciotti-Bayer (gi) (Entered: 03/30/1999)
03/29/1999	257	NOTICE by USA of filing its letter to state defts suggesting language to be considered for inclusion in brochure for providers re state's obligation and commitment under Settlement Agreement (gi) (Entered: 03/30/1999)
03/31/1999	258	LETTER from Michael S. Lottman, dated 3/30/99, of Quality Review Panel re additional missing pages in West TN community report (gi) (Entered: 03/31/1999)
04/03/1999	378	ORDER by Judge Robert L. Echols granting motion to extend time to file and respond to fee petition [370-1] up to 5/12/00 (EOD 4/4/00) (cc: all counsel) (mg) (Entered: 04/04/2000)
04/09/1999	259	STATEMENT of intent and issues by USA (w/attached Exhibits A-E) (gi) (Entered: 04/11/1999)

04/09/1999	260	STATEMENT of Intent and Issues to be raised by intervenor Parent–Guardian Asso in response to Magistrate Judge's order [247–2]; w/attached exhibits A – J (tlc) (Entered: 04/12/1999)
04/09/1999	261	STATEMENT of Intent; submitted by defts (tlc) (Entered: 04/12/1999)
04/09/1999	262	STATEMENT of issues, evidence and intent; submitted by deft (tlc) (Entered: 04/12/1999)
04/09/1999	263	LETTER from Michael S. Lottman, Chair of Quality Review Panel, dated 4/8/99, to Judge Haynes re statement of intent (gi) (Entered: 04/14/1999)
04/10/1999	380	NOTICE by Michael Lottman of filing preliminary draft of the relevant findings and recommendations from recent Middle TN commnity programs. (mg) (Entered: 04/11/2000)
04/19/1999	264	ATTORNEY APPEARANCE by Shelley R. Jackson for pltf USA (jb) (Entered: 04/19/1999)
04/19/1999	265	MOTION by intervenor Parent–Guardian Asso, intervenor Parent–Guard Greene & intervenor Winston Foundation to compel (w/attached A & B) (jb) (Entered: 04/20/1999)
04/19/1999	266	MEMORANDUM by intervenor Parent–Guardian Asso, intervenor Parent–Guard Greene & intervenor Winston Foundation in support of motion to compel [265–1] (jb) (Entered: 04/20/1999)
04/20/1999	267	NOTICE by defts of filing no. 27 (w/attached copy of defts' status conference slide presentation) (jb) (Entered: 04/21/1999)
04/20/1999	268	LETTER from Michael S. Lottman, Quality Review Panel, re settlement of case. (jb) (Entered: 04/21/1999)
04/23/1999		PROPOSED Magistrate Judge's Report No. 7 (gi) (Entered: 04/26/1999)
04/26/1999	269	MAGISTRATE JUDGE'S REPORT NO. 7 by Magistrate Judge William J. Haynes Jr.: Quarterly status conference held 4/20/99. Next status conference set for 9:00 on 6/23/99. EOD 4/27/99 (cc: all counsel) (gi) (Entered: 04/27/1999)
04/27/1999	270	NOTICE by USA of filing redacted version of Exhibit B of its Statement of Intent and Issues (gi) (Entered: 04/28/1999)
04/29/1999	271	RESPONSE by defts to motion to compel [265–1] (gi) (Entered: 04/30/1999)
04/30/1999	272	NOTICE by Parent–Guardian Associations of filing their proposed Magistrate Judge's Report No. 7 (w/cy attached) (gi) (Entered: 05/03/1999)
04/30/1999	273	ORDER by Magistrate Judge William J. Haynes Jr.: For reasons stated at the 4/20/99 status conference, a special status conference is set for 9:00 on 7/27/99. This conference shall be devoted exclusively to education and the defts' compliance with the Individuals with Disabilities Education Act for qualified class members. EOD 5/3/99 (cc: all counsel) (gi) (Entered: 05/03/1999)
05/04/1999	274	RESPONSE by defts to intervenors' proposed Magistrate Judge's Report No. 7 [272–1] (gi) (Entered: 05/05/1999)
05/04/1999	275	REPLY by intervenors to response to motion to compel [265–1] (gi) (Entered: 05/05/1999)
05/20/1999	276	LETTER (cy) from defts' counsel, Dianne Stamey Dycus, to Roger Manus, dated 4/28/99, re proposed Magistrate Judge's Report No. 7 (gi) (Entered: 05/24/1999)
05/25/1999	277	ORDER by Magistrate Judge William J. Haynes Jr.: The Neglect and Abuse Conference is reset for 9:00 on 7/7/99. The Education Conference is reset for 9:00 on 8/12/99. EOD 5/25/99 (cc: all counsel) (gi) (Entered: 05/25/1999)
06/07/1999	278	NOTICE OF FILING documentation for eighth quarterly status conference set 7/7/99 by state defts Clover Bottom Devel, Don Sundquist, Julia Bratcher, Mental Health/Retard, Health TN Dept, Fredia S. Wadley, Finance, TN Dept of, Rusty Seibert (document att'd) (af) (Entered: 06/08/1999)



06/17/1999	279	LETTER from Michael S. Lottman, Chair Quality Review Panel, dated 6/15/99, w/attached report re visit to class member Donald B. (gi) (Entered: 06/18/1999)
06/28/1999	280	JOINT MOTION by People First of TN, et al, USA and State of TN for unconditional final approval of settlement agreement (gi) (Entered: 06/29/1999)
06/28/1999	281	MEMORANDUM by USA in support of motion for unconditional final approval of settlement agreement [280-1] (gi) (Entered: 06/29/1999)
06/28/1999	282	MEMORANDUM by People First of TN, et al, Class Representatives and State of TN, et al, in support of motion for unconditional final approval of settlement agreement [280-1] (gi) (Entered: 06/29/1999)
06/30/1999	283	NOTICE by state depts of filing no. 29--documentation in support of eighth quarterly status conference to be held on 7/7/99 (gi) (Entered: 07/01/1999)
07/08/1999	284	ORDER by Magistrate Judge William J. Haynes Jr. denying motion to compel [265-1] without prejudice to renew upon the District Judge's ruling upon motion for final approval. (cc: all counsel) EOD 7/9/99 (lah) (Entered: 07/09/1999)
07/08/1999	285	LETTER from Mary Martin Schaffner, atty for pltf--intervenor, re filing a timely response to mtn for final approval of settlement agreement (gi) (Entered: 07/09/1999)
07/13/1999		PROPOSED Magistrate Judge's Report No. 8 (gi) (Entered: 07/13/1999)
07/14/1999	286	MAGISTRATE JUDGE'S REPORT NO. 8 by Magistrate Judge William J. Haynes Jr.: Status conference held 7/7/99. Follow-up status conference set for 1/6/00. State depts shall file any reports/updates by 12/27/99. EOD 7/15/99 (cc: all counsel) (gi) (Entered: 07/15/1999)
07/19/1999	287	ORDER by Magistrate Judge William J. Haynes Jr.: Parent-Guardian Assoc may have 10 days to notify parties of changes they propose to settlement agreement. Other parties may have 10 days to respond to changes to settlement agreement suggested by Parent-Guardian Assoc. Parent-Guardian Assoc may have 30 days to respond to motion for final approval of settlement agreement [280-1]. EOD 7/20/99 (cc: all counsel) (gi) (Entered: 07/20/1999)
07/20/1999	288	NOTICE by state depts of filing no. 30: annual audits of developmental center and community placements (gi) (Entered: 07/20/1999)
07/30/1999	289	NOTICE by intervenor parent-guardian associations of filing letter dated 5/25/99 from Educational Consultant Robert B. Tipps to Joseph E. Fisher, Executive Director of Special Education Division of TN Dept of Education and report dated 5/14/99 containing results of review of programs and services provided for class members at Harris-Hillman School (gi) (Entered: 08/02/1999)
08/05/1999	290	NOTICE by state depts of filing no. 31--reports of Local Educaiton Agencies (gi) (Entered: 08/06/1999)
08/09/1999	291	LETTER from atty Mary Martin Schaffner, dated 8/5/99, to Judge Haynes requesting to be excused from the morning portion of the hearing on 8/10/99 (gi) (Entered: 08/10/1999)
08/11/1999	292	NOTICE by USA of filing memorandum outlining areas of concerning after reviewing Individual Education Plans for school age class members (gi) (Entered: 08/11/1999)
08/18/1999		PROPOSED Magistrte Judge's Report No 9 (gi) (Entered: 08/19/1999)
08/19/1999	293	ORDER by Magistrate Judge William J. Haynes Jr.: Status conference held 8/12/99. Topic was educational services for school-age class members. Next status conference set for 9:00 on 10/19/99. EOD 8/23/99 (cc: all counsel) (gi) (Entered: 08/23/1999)
08/23/1999	294	ORDER by Magistrate Judge William J. Haynes Jr. denying as moot motion for mediation regarding access to records [243-1], except for records covered by the order on the Parent-Guardian mtn to compel (DE #284). As to these documents, this request is denied pending a ruling on the approval of the plan. EOD 8/24/99 (cc: all counsel) (gi) (Entered: 08/24/1999)

08/24/1999	295	LETTER to Judge Haynes from Stephanie Walker, Special Education Supervisor, Roan Co Dept of Education, dated 8/6/99, advising she will be unable to attend the meeting on 8/12/99 (w/attachments) (gi) Modified on 08/27/1999 (Entered: 08/25/1999)
08/30/1999	297	LETTER from attorney Dudley M. West to Judges Echols and Haynes advising that the Parent-Guardian Associations and the other parties in this case have reached a settlement pursuant to which the settlement agreement will be amended in several respects (gi) (Entered: 09/02/1999)
08/31/1999	296	NOTICE by defts of filing no. 32-revised plan on provision of behavioral supports and mental health services (gi) (Entered: 09/01/1999)
09/13/1999		PROPOSED Order re Settlement Agreement (gi) (Entered: 09/14/1999)
09/14/1999	298	NOTICE by defts of filing No. 33-report on availability of State's "set asides"; report on number of school-age class members who have received functional behavior analysis and a copy of the monitoring checklist (gi) (Entered: 09/15/1999)
09/20/1999	<u>299</u>	AGREED ORDER by Judge Robert L. Echols: All parties to this action have reached a settlement pursuant to which the conditionally approved Settlement Agreement shall be modified in certain respects as requested by the Parent-Guardian Associations of Cloverbottom, Green Valley and Nat T. Winston Centers. The Parent-Guardian Associations shall become a party and signatory to the Settlement Agreement entitled to enforce all provisions of the Agreement and the Parent-Guardian Associations shall not oppose unconditional final approval of the Settlement Agreement as modified by this order. EOD 9/21/99 (cc: all counsel) (gi) (kb). (Entered: 09/21/1999)
10/05/1999	300	NOTICE Of Filing No. 34 by State Defts. (attachments) (bj) (Entered: 10/06/1999)
10/18/1999	301	NOTICE by USA of filing a memorandum outlining areas of concern after reviewing the State of Tn's revised plan (gi) (Entered: 10/19/1999)
10/18/1999	302	NOTICE by People First of TN of filing summary comments for 10/19/99 status conference re mental health and behavior support services (gi) (Entered: 10/19/1999)
10/19/1999	303	NOTICE by state defts of filing no. 35 (w/cy of defts' presentation re behavioral supports and mental health services) (gi) (Entered: 10/19/1999)
10/22/1999		PROPOSED Magistrate Judge's Report No. 10 (gi) (Entered: 10/25/1999)
10/25/1999		PROPOSED Magistrate Judge's Report No. 11 (gi) (Entered: 10/26/1999)
10/25/1999	304	NOTICE by state defts of filing no. 36-Report of Compliance (gi) (Entered: 10/26/1999)
10/26/1999	305	LETTER from Michael S. Lottman, Chair of Quality Review Panel, dated 10/22/99, w/attached Individual Urgent Issues, West TN Community Review (gi) (Entered: 10/27/1999)
10/27/1999	306	ORDER by Magistrate Judge William J. Haynes Jr.: Within 7 days of entry of this order, defts shall file a written report on their efforts to remedy the urgent problems of the class members identified in this report of the Quality Review Panel re [305-1]. EOD 10/27/99 (cc: all counsel) (gi) (Entered: 10/27/1999)
10/27/1999	307	AGREED ORDER by Magistrate Judge William J. Haynes Jr.: The Quality Review Panel appointed pursuant to the settlement agreement is entitled to inspect and copy all records relating to the care and treatment of any class members at the Middle TN Mental Health Institute or any other public or private mental health facility. The QRP is entitled to inspect the premises and programs and interview any officer employee or practioner at MTMHI or any other public or private mental health facility for the purpose of investigating the class member fatality. As agreed by the state defts, pending further order of the Court, they will ensure that only private facilities are utilized for inpatient mental health treatment of class members in the Middle TN region. See order for complete details. EOD 10/27/99 (cc: all counsel)**This order MODIFIED by order [719-1] entered 11/5/04** (gi) Modified on 11/05/2004 (Entered: 10/27/1999)

10/27/1999	308	MAGISTRTE JUDGE'S REPORT NO. 10 by Magistrate Judge William J. Haynes Jr.: Status conference held 10/19/99 on behavioral supports and mental health services. Next status conference to be held on 1/6/00. EOD 10/27/99 (cc: all counsel) (gi) (Entered: 10/27/1999)
10/27/1999	309	MAGISTRATE JUDGE'S REPORT NO. 11 by Magistrate Judge William J. Haynes Jr.: Telephone status conference held on 10/21/99 re efforts of defts to ensure that only private facilities are utilized for inpatient mental health treatment of class members in the Middle TN region. Status conference shall be held in mid April, 2000. EOD 10/27/99 (cc: all counsel) (gi) (Entered: 10/27/1999)
10/28/1999	310	MOTION by Community Rehabilitation Agencies of TN, Inc. to intervene (gi) (Entered: 10/29/1999)
10/28/1999	311	MEMORANDUM by intervenor Comm Rehab of TN in support of motion to intervene [310-1] (w/attached exhibits A &B) (gi) (Entered: 10/29/1999)
10/28/1999	312	AFFIDAVIT of Mindy Schuster re [310-1] (gi) (Entered: 10/29/1999)
10/28/1999	313	MOTION by intervenor Comm Rehab of TN to participate in proceedings pending a decision on mtn to intervene (gi) (Entered: 10/29/1999)
10/28/1999	314	CONSENT to settlement agreement by intervenor Comm Rehab of TN (gi) (Entered: 10/29/1999)
11/02/1999	315	AMENDMENT by intervenor Comm Rehab of TN to mtn to intervene [310-1] (gi) (Entered: 11/03/1999)
11/04/1999	316	LETTER from Michael S. Lottman, Chair of Quality Review Panel, enclosing cy of the report of the ARP's Annual System Review, Middle TN Community Supports and Services (gi) (Entered: 11/05/1999)
11/05/1999	317	NOTICE by state defts of filing no. 37-report re efforts to remedy urgernt issues of class members identified by QRP in report to the Court dated 10/22/99 (gi) (Entered: 11/08/1999)
11/05/1999	318	NOTICE by intervenor Parent-Guardian Associations of filing letter dated 11/4/99 from Robin Atwood, Executive Director of Community Rehabilitation Agencies of TN (gi) (Entered: 11/08/1999)
11/09/1999	319	NOTICE by state defts of filing no. 38-curriculum vitae of Dr. George Zukotynski; revised draft of Psychotropic Medication Adminsitration Guidelines policy and copies of revised draft policies previously filed in ntc. no. 34 (gi) (Entered: 11/10/1999)
11/15/1999	320	RESPONSE by defts to motion to participate in proceedings pending a decision on mtn to intervene [313-1] (gi) (Entered: 11/16/1999)
11/15/1999	321	RESPONSE by defts to motion to intervene [310-1] (gi) (Entered: 11/16/1999)
11/17/1999	322	RESPONSE by USA in opposition to motion to intervene [310-1] and to participate in proceedings pending a decision on mtn to intervene [313-1] (w/attached exhibit 1) (gi) (Entered: 11/18/1999)
11/17/1999	323	RESPONSE by pltf's FILED UNDER SEAL to motion to intervene [310-1] (w/attached exhibit A & proposed order) (gi) (Entered: 11/18/1999)
11/18/1999	324	TRANSCRIPT filed of status conference held 7/7/99 before Magistrate Judge Haynes (gi) Modified on 11/22/1999 (Entered: 11/19/1999)
11/18/1999	325	TRANSCRIPT filed of status conference held 10/19/99 before Magisrate Judge Haynes (Court Reporter: Cindi Kellam) (gi) Modified on 11/22/1999 (Entered: 11/19/1999)
11/23/1999	<u>326</u>	ORDER by Judge Robert L. Echols granting motion for unconditional final approval of settlement agreement [280-1]. The original settlement agreement conditionally approved by the Court by order [166-1] [167-1] and as modified by agreed order [299-1] is unconditionally and finally approved. Case will remain open during implementation of the Settlement Agreement. EOD 11/23/99 (cc: all counsel) (gi) (kb). (Entered: 11/23/1999)

11/23/1999	<u>327</u>	ORDER by Judge Robert L. Echols approving settlement agreement between People First, the United States and the State of TN. EOD 11/23/99 (cc: all counsel) (gi) (kb). (Entered: 11/23/1999)
11/24/1999	328	MOTION by intervenor Comm Rehab of TN for extension of time through 12/14/99 to reply to response to mtn to intervene (gi) (Entered: 11/29/1999)
11/30/1999	329	ORDER by District Judge William J. Haynes Jr. granting motion of Community Rehabilitation Agencies of TN for extension of time through 12/14/99 to reply to response to mtn to intervene [328-1]. EOD 12/1/99 (cc: all counsel) (gi) (Entered: 12/01/1999)
11/30/1999	330	ORDER by District Judge William J. Haynes Jr.: The two status conferences set for 12/10/99 and 1/6/00 are cancelled. Next status conference is set for 9:00 on 1/13/00. EOD 12/1/99 (cc: all counsel) (gi) (Entered: 12/01/1999)
12/02/1999	331	JOINT MOTION of pltfs, class representatives and defts to extend time to file and respond to fee petition (w/proposed order) (gi) (Entered: 12/03/1999)
12/03/1999	332	COMMENTS of pltfs, class representatives on draft community policies of defts (gi) (Entered: 12/06/1999)
12/06/1999	333	COMMENTS by USA re proposed state policies concerning behavior supports for class members with mental health needs (w/attached exhibits A & B) (gi) (Entered: 12/06/1999)
12/08/1999	334	ORDER by Judge Robert L. Echols: Case reassigned to Magistrate Judge Juliet E. Griffin pursuant to appointment of Judge Haynes as US District Judge. Scheduled ddls remain in effect. EOD 12/8/99 (cc: all counsel) (gi) (Entered: 12/08/1999)
12/09/1999	335	ORDER by Judge Robert L. Echols granting motion to extend time to file and respond to fee petition [331-1]. Pltfs and defts have through 3/31/00 to file and respond to pltf's fee petition. EOD 12/10/99 (cc: all counsel) (gi) (Entered: 12/10/1999)
12/14/1999	336	REPLY by proposed intervenor Comm Rehab of TN to response to motion to intervene [310-1] (gi) (Entered: 12/15/1999)
12/15/1999	337	RESPONSE by Parent-Guardian Associations to motion to intervene [310-1] (gi) (Entered: 12/16/1999)
12/16/1999	338	MOTION by defts to clarify purpose of status conference (w/proposed order) (gi) (Entered: 12/17/1999)
12/17/1999	339	MOTION by intervenor Parent-Guardian Asso to extend time to file and respond to fee petition (bj) (Entered: 12/20/1999)
12/17/1999		PROPOSED Agreed Order extending time. (bj) (Entered: 12/20/1999)
12/21/1999	340	AGREED ORDER by Judge Robert L. Echols: granting motion to extend time to file and respond to fee petition [339-1] until 3/31/00. (cc: all counsel) EOD 12/22/99 (bj) (Entered: 12/22/1999)
12/27/1999	341	NOTICE by state defts of filing No. 39-materials in support of follow-up status conference re protection from harm issues (gi) (Entered: 12/28/1999)
01/10/2000	342	LETTER from Michael S.Lottman, Chair, Quality Review Panel, dated 12/2/99, re draft behavior support and psychotropic medication policies (gi) (Entered: 01/11/2000)
01/13/2000	343	NOTICE by state defts of filing no. 40 re Protection From Harm issues (gi) (Entered: 01/13/2000)
01/13/2000	344	ORDER by Judge William J. Haynes Jr. granting motion to clarify purpose of status conference [338-1]. The topic for the status conference on 1/13/00 shall be the follow-up re proteciton from harm issues. EOD 1/14/00 (cc: all counsel) (gi) (Entered: 01/14/2000)
01/18/2000		PROPOSED Status Conference Report No. 12 Order (gi) (Entered: 01/19/2000)

01/18/2000		PROPOSED Order re Franklyn D. Kupstas, nominee of pltf–intervenor parent–guardian association (w/attached exhibit A) (gi) (Entered: 01/19/2000)
01/19/2000	345	STATUS CONFERENCE REPORT NO. 12 ORDER by Judge William J. Haynes Jr.: Status conference held 1/13/00 re protection from harm issues. Parties may submit written comments by 2/1/00. Quality Review Panel shall file a cy of its report re Independent Support Coordination by 3/1/00. Status conference set for 3/17/00 at 9:00 on the topic of Independent Support Coordination; status conference set for 4/14/00 at 9:00 on the topic of Behavioral Supports and Mental Health Services; status conference set for 6/16/00 at 9:00 on the topic of Protection from Harm. EOD 1/20/00 (cc: all counsel) (gi) (Entered: 01/20/2000)
01/19/2000	346	LETTER from Michael S. Lottman, Chair, Quality Review Panel, dated 1/13/00, re death of class member while committed to MTMHI (gi) (Entered: 01/21/2000)
01/28/2000	347	AGREED ORDER by Judge Robert L. Echols: Dr. Franklyn D. Kupstas shall serve as a fourth part–time member of the Quality Review Panel. EOD 1/31/00 (cc: all counsel) (gi) (Entered: 01/31/2000)
02/15/2000	348	NOTICE by state defts of filing No. 41, filed in response to the issues raised in paragraph 4 of Magistrate Judge's Report No. 10 (gi) (Entered: 02/16/2000)
02/15/2000	349	MEMORANDUM OF THE COURT (cc: all counsel) EOD 2/16/00 (gi) (Entered: 02/16/2000)
02/15/2000	350	ORDER by Judge Robert L. Echols denying motion to intervene [310–1] for reasons stated in the accompanying memorandum; denying as moot motion to participate in proceedings pending a decision on mtn to intervene [313–1]. EOD 2/16/00 (cc: all counsel) (gi) (Entered: 02/16/2000)
02/17/2000	351	STATUS REPORT submitted by Michael S. Lottman, Chair on the seven settlement agreement class members (w/attachments) (jb) (Entered: 02/22/2000)
02/29/2000	352	NOTICE by state defts of filing no. 42–Implementation Plan for Protection From Harm Recommendations (gi) (Entered: 03/01/2000)
03/01/2000	353	LETTER from Michael S. Lottman, Chair of Quality Review Panel, dated 2/29/00, requesting extension of time to file report on independent support coordination (gi) (Entered: 03/02/2000)
03/01/2000	354	ORDER by Judge William J. Haynes Jr. granting extension of time to submit report on independent support coordination [353–1] until 3/6/00. EOD 3/2/00 (cc: all counsel) (gi) (Entered: 03/02/2000)
03/03/2000	355	NOTICE by state defts of filing no. 43–documentation in support of status conference re Independent Support Coordination Services set for 3/17/00 (gi) (Entered: 03/03/2000)
03/06/2000	356	NOTICE by USA and People First of TN of filing of Consultants' Report regarding Independent Support Coordination (gi) (Entered: 03/07/2000)
03/07/2000	357	MOTION by counsel for USA, Laurie J. Weinstein, to withdraw as attorney of record (gi) (Entered: 03/08/2000)
03/07/2000	358	LETTER from Michael S. Lottman, Chair, Quality Review Panel, requesting until 3/8/00 to file report on independent support coordination (gi) (Entered: 03/08/2000)
03/07/2000	359	NOTICE OF APPEAL by intervenor Comm Rehab of TN (CMRA) from Dist. Court decision [350–1] (mg) (Entered: 03/08/2000)
03/07/2000	360	RECEIVED filing fee and forwarded to 6th CCA, rcpt #73056. (mg) (Entered: 03/08/2000)
03/08/2000		REMARK: Copy of NOA and docket sheet sent to all parties. (mg) (Entered: 03/08/2000)
03/08/2000	361	NOTICE by USA and People First of TN of filing original Consultants' Report regarding Independent Support Coordination (gi) (Entered: 03/09/2000)

03/08/2000	362	NOTICE by state depts of filing no. 44–response to letter from Quality Review Panel dated 1/13/00 concerning preliminary findings re services provided to class members by Middle TN Mental Health Institute (gi) (Entered: 03/09/2000)
03/08/2000	363	ORDER by Judge William J. Haynes Jr. granting motion by Laurie J. Weinstein to withdraw as attorney of record [357–1] (listed in assoc case 3:96–1056)(cc: all counsel) EOD 3/10/00 (mg) (Entered: 03/10/2000)
03/09/2000		SR Record on Appeal sent to 6th CCA re [359–1] (mg) (Entered: 03/09/2000)
03/10/2000	364	MOTION by pltf USA for an extension of time to file response to depts' Notice of Filing #41 (mg) (Entered: 03/13/2000)
03/10/2000	365	NOTICE by Michael S. Lottman of filing Quality Review Panel's report on independent support coordination for members of the class (gi) (Entered: 03/13/2000)
03/14/2000	366	ORDER by Judge William J. Haynes Jr. granting motion for an extension of time [364–1] (cc: all counsel) EOD 3/15/00 (mg) (Entered: 03/15/2000)
03/14/2000	367	LETTER to Judge Haynes by Michael S. Lottman re status conference Friday 3/17/00 at 9:00 a.m. (mg) (Entered: 03/15/2000)
03/16/2000	368	SUMMARY COMMENTS by pltf USA regarding selected info contained in depts' notice of filing number 41 (mg) (Entered: 03/17/2000)
03/17/2000	369	MOTION by intervenor Parent–Guardian Asso for an extension of time to file fee petition (mg) (Entered: 03/21/2000)
03/17/2000		PROPOSED Order (mg) (Entered: 03/21/2000)
03/20/2000	370	JOINT MOTION by pltf s and depts to extend time to file and respond to fee petition (mg) (Entered: 03/21/2000)
03/20/2000		PROPOSED Order (mg) (Entered: 03/21/2000)
03/21/2000		PROPOSED Order (Status Conference Report No. 13) (mg) (Entered: 03/22/2000)
03/21/2000	371	ORDER by Judge William J. Haynes Jr. approving Status Conference Report No. 13 (EOD 3/23/00) (cc: all counsel) (mg) (Entered: 03/23/2000)
03/23/2000	372	LETTER dated 3/15/00 from Michael Lottman with "Red Flag" Issues and Urgent Individual Issues attached (mg) (Entered: 03/23/2000)
03/23/2000		PROPOSED Order (Status Conference Report #13) (mg) (Entered: 03/24/2000)
03/24/2000	373	NOTICE by pltf USA of filing resumes of Ms. Maria E. Laurence and Mr. Paul Newman (mg) (Entered: 03/24/2000)
03/27/2000	375	ORDER by Judge William J. Haynes Jr. approving Status Conference Report #13, vacating [371–1] order (cc: all counsel) EOD 3/27/00 (mg) (Entered: 03/27/2000)
03/27/2000	376	NOTIFICATION by 6th CCA of Appellate Docket Number 00–5342 (mg) (Entered: 03/29/2000)
04/03/2000	377	ORDER by Judge Robert L. Echols granting motion for an extension of time to file fee petition [369–1], up to 5/1/2000. (cc: all counsel) (mg) (Entered: 04/04/2000)
04/07/2000	379	NOTICE by state depts of filing no. 45–revised Behavioral Supports and Mental Health Services policies (gi) (Entered: 04/10/2000)
04/11/2000	381	TRANSCRIPT filed of proceedings before Judge Haynes on 3/17/00; CR: Peggy G. Turner (mg) (Entered: 04/12/2000)
04/13/2000	382	LETTER from Michael Lottman dated April 11, 2000. (mg) (Entered: 04/13/2000)
04/13/2000	383	NOTICE by Parent–Guardian Association of filing a copy of the first newsletter of Tennessee Family Solutions, Inc. (mg) (Entered: 04/14/2000)
04/14/2000	384	NOTICE by pltf USA of filing of outline of consultant's presentation on behavior support issues (attached) (mg) (Entered: 04/14/2000)

04/17/2000	385	NOTICE by defts of filing No. 46: copy of the written presentation given by Dr. George Zukotynski during the status conference on Behavioral Supports and Mental Health Services on 4/14/00. (attached) (mg) (Entered: 04/18/2000)
04/18/2000		PROPOSED Status Conference Report No. 14 Order (gi) (Entered: 04/19/2000)
04/18/2000	386	LETTER from Michael S. Lottman, Quality Review Panel, dated 4/13/00, re order of presentation of topics at 4/14/00 conference (gi) (Entered: 04/20/2000)
04/21/2000	387	ORDER by Judge William J. Haynes Jr. approving status conference report #14 (cc: all counsel) EOD 4/24/00 (mg) (Entered: 04/24/2000)
05/01/2000	388	MOTION by intervenor Parent-Guardian Asso for attorney fees and reimbursement of expenses (with attachments) (mg) (Entered: 05/02/2000)
05/01/2000	389	MEMORANDUM by intervenor Parent-Guardian Asso in support of motion for attorney fees [388-1] (mg) (Entered: 05/02/2000)
05/11/2000	390	NOTICE by defts of filing No.47-summary of recommendations attached (mg) (Entered: 05/12/2000)
05/11/2000		PROPOSED Order: Status Conf Report No. 15 (mg) (Entered: 05/12/2000)
05/11/2000	391	JOINT MOTION to extend time to file and respond to fee petition (mg) (Entered: 05/12/2000)
05/11/2000		PROPOSED Order re motion to extend time (mg) (Entered: 05/12/2000)
05/15/2000		PROPOSED Order (mg) (Entered: 05/16/2000)
05/15/2000	392	ORDER by Judge William J. Haynes Jr. approving Status Conference Report #15 (cc: all counsel) EOD 5/16/00 (mg) Modified on 05/16/2000 (Entered: 05/16/2000)
05/16/2000	393	OBJECTIONS by intervenor Parent-Guardian Asso to proposed status conference report #15 (mg) (Entered: 05/17/2000)
05/17/2000	394	TRANSCRIPT filed of proceedings before Judge William Haynes, Jr. on 5/5/00; CR: Peggy G. Turner (mg) (Entered: 05/18/2000)
05/18/2000	395	ORDER by Judge Robert L. Echols granting motion to extend [391-1] time to respond to motion for attorney fees [388-1] up through 6/16/00 (cc: all counsel) EOD 5/18/00 (mg) (Entered: 05/18/2000)
05/18/2000	396	AGREED ORDER by Judge Robert L. Echols granting ddl to respond to motion for attorney fees [388-1] until 6/19/00 EOD 5/18/00 (cc: all counsel) (mg) (Entered: 05/18/2000)
06/05/2000	397	LETTER from Bonnie Barber-Sparrow to Judge Haynes regarding Tom Sullivan & other health issues (af) (Entered: 06/05/2000)
06/12/2000	398	LETTER by Mr. Michael S. Lottman re postponement of Conf set for 6/16/00 (mg) (Entered: 06/13/2000)
06/14/2000	399	LETTER by Michael S. Lottman with East Tennessee Community Review for May 15-19, 2000 attached (mg) (Entered: 06/14/2000)
06/14/2000	400	APPLICATION by pltfs People First of TN, et al for an award of attys' fees and reimbursement of expenses (mg) (Entered: 06/14/2000)
06/14/2000		PROPOSED Order for an award of attys fees (mg) (Entered: 06/14/2000)
06/14/2000	401	RESPONSE by defts to motion for attorney fees [388-1] (mg) (Entered: 06/14/2000)
06/15/2000	402	TRANSCRIPT filed of proceedings before Judge Haynes on 4/14/00; CR: Gwen Hochstadt Cripps (mg) (Entered: 06/16/2000)
06/19/2000	403	RESPONSE by State defts to motion for attorney fees [388-1] with Exh 1 attached (mg) (Entered: 06/20/2000)
06/20/2000	404	ORDER by Judge Robert L. Echols granting application [400-1] ORDERED that the Pltfs People First, et al are awarded attorneys fees and litigation expenses in the amount of \$496,649.68 to be paid by the State of TN. (cc: all counsel) EOD 6/20/00

		(mg) Modified on 06/23/2000 (Entered: 06/20/2000)
06/22/2000	405	MOTION by intervenors for hearing on mtn for award of atty's fees and expenses (mg) (Entered: 06/23/2000)
06/22/2000		PROPOSED Order on mtn for atty's fees and expenses (mg) (Entered: 06/23/2000)
06/29/2000		PROPOSED AGREED Order (mg) (Entered: 06/30/2000)
06/30/2000	406	AGREED ORDER by Judge William J. Haynes Jr.: ORDERED that Booker T.W., Judy T., David W., and Marilyn C. shall be re-admitted to Clover Bottom Developmental Center for long-term respite. The Quality Review Panel shall review the need for continued long-term respite by these class members w/in 60 days of the entry of this order and submit a report to the parties (cc: all counsel) EOD 7/3/00 (mg) (Entered: 07/03/2000)
07/12/2000	407	ORDER by Judge William J. Haynes Jr. Status Conf previously scheduled for 6/16/00 reset for 9:00 8/21/00 (cc: all counsel) EOD 7/13/00 (mg) (Entered: 07/13/2000)
07/28/2000	408	NOTICE by state depts of filing No. 48: One Bound volume: sections 1-16 (mg) (Entered: 07/31/2000)
08/02/2000	409	REPLY by intervenor Parent-Guardian Asso to response to motion for attorney fees [388-1] with attachments A-H. (mg) (Entered: 08/02/2000)
08/02/2000	410	NOTICE by intervenor Parent-Guardian Asso of filing afdts of Kupstas, Hearn, and West. (mg) (Entered: 08/02/2000)
08/02/2000	411	AFFIDAVIT of Franklyn D. Kupstas re [388-1] with Exh A attached. (mg) (Entered: 08/02/2000)
08/02/2000	412	AFFIDAVIT of Desha L. Hearn re [388-1] with Exhs A,B,C attached. (mg) (Entered: 08/02/2000)
08/02/2000	413	AFFIDAVIT of Dudley M. West re [388-1] (mg) (Entered: 08/02/2000)
08/10/2000	414	MOTION by intervenor Parent-Guardian Asso to compel with Exhs A-D attached (mg) (Entered: 08/10/2000)
08/10/2000	415	MEMORANDUM by intervenor Parent-Guardian Asso on protection from harm issues scheduled for 8/22/00 at 9:00 a.m. (Exhs A-T attached) (mg) (Entered: 08/10/2000)
08/18/2000	416	LETTER dated 8/16/00 from Michael S. Lottman. (mg) (Entered: 08/18/2000)
08/21/2000	417	United States' suggested additional measures to protect class members from harm (mg) (Entered: 08/21/2000)
08/21/2000	418	NOTICE by state depts of filing No.49: copy of state depts' presentation for the status conference regarding protection from Harm issues on 8/21/00 (mg) (Entered: 08/21/2000)
08/21/2000	419	CLERK'S RESUME In court hearing held 8/21/00 (Status Conference) Parties instructed to implement w/in 30 days the abuse registry regulations; Parties must w/in 30 days report on discussions with state medical examiner on autopsies for deaths of class members; Parties must report on changes for the life sustaining treatment. Next conf set for 10/16/00 at 1:00 p.m. C/R : Peggy Turner (mg) Modified on 08/25/2000 (Entered: 08/22/2000)
08/22/2000	420	RESPONSE by depts to motion to compel [414-1] (mg) Modified on 08/23/2000 (Entered: 08/23/2000)
08/23/2000		PROPOSED Order (Status Conference Report #16) (mg) (Entered: 08/24/2000)
08/24/2000	421	LETTER from Michael S. Lottman with attachment: Quality Review Panel Death Trend Analysis (mg) (Entered: 08/24/2000)
08/24/2000	422	ORDER by Judge William J. Haynes Jr. Status Conference Report No 16 of conf held 8/21/00 approved by Judge Haynes Status conference set for 1:00 p.m. 10/16/00 (cc: all counsel) EOD 8/25/00 (mg) (Entered: 08/25/2000)



09/19/2000	423	TRANSCRIPT filed of proceedings before Judge Haynes on 5/5/00; CR: Peggy Turner (mg) (Entered: 09/20/2000)
09/20/2000	424	NOTICE by deft (mg) (Entered: 09/21/2000)
09/20/2000	425	NOTICE by defts of filing No. 50 response to Status Conf Report #16 (attached) (mg) (Entered: 09/21/2000)
09/29/2000	426	MOTION by pltf USA to withdraw attorney Shelley R. Jackson (mg) (Entered: 09/29/2000)
09/29/2000	427	MOTION by intervenor Parent-Guardian Asso for access to info regarding names and addresses of the class members and their parents and guardians (mg) (Entered: 10/02/2000)
09/29/2000	428	MEMORANDUM by Intervenor Parent-Guardian Asso in support of motion for access to info regarding names and addresses of the class members and their parents and guardians [427-1] (mg) (Entered: 10/02/2000)
09/29/2000	429	NOTICE by intervenor Parent-Guardian Asso of filing afdts of Ralph Kennedy and Dudley M. West (mg) (Entered: 10/02/2000)
09/29/2000	430	AFFIDAVIT of Dudley M. West re [427-1] (mg) (Entered: 10/02/2000)
09/29/2000	431	AFFIDAVIT of Ralph Kennedy re [427-1] (mg) (Entered: 10/02/2000)
10/02/2000	432	ORDER by Judge William J. Haynes Jr. granting motion to withdraw attorney Shelley R. Jackson [426-1] in assoc case 3:96-1056 counsel for USA. (cc: all counsel) EOD 10/2/00 (mg) (Entered: 10/02/2000)
10/02/2000	433	ATTORNEY APPEARANCE for pltf USA for David R. Rocah, U.S. Dept of Justice and Aileen M. Bell, U.S. Dept of Justice (USA pltf in assoc case 3:96-1056) (mg) Modified on 10/03/2000 (Entered: 10/03/2000)
10/05/2000	434	NOTICE by defts of filing No. 51 status report: Review of Supervision Plans (attached) (mg) (Entered: 10/06/2000)
10/11/2000	435	RESPONSE by defts to motion for access to info regarding names and addresses of the class members and their parents and guardians [427-1] (mg) (Entered: 10/12/2000)
10/13/2000	436	NOTICE by pltf USA of filing Recommendations Related to the October 16,2000 status conference regarding protection from harm. (mg) (Entered: 10/16/2000)
10/13/2000	437	LETTER from Michael Lottman stating presentations that would be useful for the conference scheduled at 1:00 p.m. 10/16/00. (mg) (Entered: 10/16/2000)
10/16/2000	438	NOTICE by parent guardians of filing recommendations for the 10/16/00 status conference re protection from harm (gi) (Entered: 10/16/2000)
10/16/2000	439	CLERK'S RESUME Status conference held 10/16/00 State parties to prepare report on protection of harm issue by 1/9/01. Any response shall be filed by 1/23/01. State parties also instructed to provide report on additional providers on 1/23/01. Any response shall be filed by 2/11/01. Next Status Conference set for 1:00 1/29/01 C/R : Peggy Turner. (mg) (Entered: 10/17/2000)
10/16/2000	440	NOTICE by defts of Filing No. 52, their presentation for the Status Conference regarding protection from harm on 10/16/00 (attached) (mg) Modified on 10/18/2000 (Entered: 10/18/2000)
10/18/2000	441	STATUS CONFERENCE REPORT No. 17 by state defts (mg) (Entered: 10/19/2000)
10/18/2000	442	NOTICE by state defts of Filing No. 53: Public Necessity Rules (attached) (mg) (Entered: 10/19/2000)
10/19/2000	443	NOTICE by defts of Filing No. 54 (attached) (mg) (Entered: 10/20/2000)
10/23/2000	444	NOTICE by pltf USA of filig recommendations for the 10/16/00 status conf regarding protection from harm (mg) (Entered: 10/25/2000)

11/07/2000	445	LETTER from Michael S. Lottman with list of individual urgent issues attached (mg) (Entered: 11/08/2000)
11/14/2000	446	LETTER from Michael Lottman with attachment: Annual System Review–East TN Community Supports and services and State–Wide Summary (mg) (Entered: 11/15/2000)
11/15/2000	447	NOTICE by defts of Filing No. 55 with attachments: Status Conference Report #17 (mg) (Entered: 11/16/2000)
01/09/2001	448	NOTICE by state defts of Filing No. 56: Status Conf for 1/29/01 Vols I and II, (mg) (Entered: 01/09/2001)
01/11/2001	449	LETTER to Dr. Haynes from Michael S. Lottman re the noticing of deposing Dr. Nancy Ray on 1/16/01. (mg) (Entered: 01/12/2001)
01/11/2001	450	MOTION by intervenor Parent–Guardian Asso to hold state defts in civil contempt for failure to protect class members from abuse and neglect. (mg) (Entered: 01/12/2001)
01/11/2001	451	MEMORANDUM by intervenor Parent–Guardian Asso in support of motion to hold state defts in civil contempt [450–1] with Exhs A,B and C (mg) (Entered: 01/12/2001)
01/12/2001	452	NOTICE by deft (mg) (Entered: 01/16/2001)
01/12/2001	453	NOTICE by defts of filing No. 57: The Quality Review Panel's updated abuse, neglect and mistreatment trend review dated Jan 2001. (attached) (mg) (Entered: 01/16/2001)
01/12/2001	454	LETTER by Hail Baker Deputy Director of OGC, Inc. to John Craven, Regional Director of TN Division of Mental Retardation Svcs re: Tonya Hunt–Response to Quality Review Panel Report (with attachments including video tape) (mg) (Entered: 01/17/2001)
01/12/2001	601	APPENDIX filed by Parent–Guardian Asso re [600–1]: Exhs 1–17 (Exh 2 includes A–T) (mg) (Entered: 10/15/2001)
01/18/2001	455	MOTION by defts to continue status conf on protection from harm set for 1/29/01 (mg) (Entered: 01/19/2001)
01/18/2001	456	MOTION by defts to strike PGA's motion to hold defts in contempt (mg) (Entered: 01/19/2001)
01/18/2001	457	MEMORANDUM by defts in support of motion to strike PGA's motion to hold defts in contempt [456–1] (mg) (Entered: 01/19/2001)
01/19/2001	458	ORDER by Judge William J. Haynes Jr. granting motion to continue status conf [455–1] status conf set for 1/29/01 cont'd until such time at motion for civil contempt is resolved (cc: all counsel) EOD 1/22/01 (mg) (Entered: 01/22/2001)
01/23/2001	459	RESPONSE by pltf USA to [448–1] defts ntc of filing #56 (mg) (Entered: 01/24/2001)
01/23/2001	460	NOTICE by defts of filing No. 58: Documents in support of Status Conference on Independent Support Coordination (attached) (mg) (Entered: 01/24/2001)
01/24/2001	461	NOTICE: PGA Recommendations on urgent protection from harm issues (with attachments) (mg) (Entered: 01/24/2001)
01/24/2001	462	RESPONSE by intervenor Parent–Guardian Asso to motion to strike PGA's motion to hold defts in contempt [456–1] (mg) (Entered: 01/24/2001)
01/24/2001	463	MOTION by intervenor Parent–Guardian Asso for reconsideration of continuance of 1/29/01 status conf , or for mediation before Mag Judge (settlement) , or for hearing on motion for civil contempt (mg) (Entered: 01/24/2001)
01/25/2001	464	RESPONSE by deft to motion for reconsideration of continuance of 1/29/01 status conf, or for mediation [463–1] (mg) (Entered: 01/26/2001)
01/26/2001	465	REPLY MEMORANDUM by intervenor Parent–Guardian Asso to [464–1] (mg) (Entered: 01/26/2001)

01/29/2001	466	NOTICE by intervenor Parent–Guardian Asso of withdrawal of motion to hold state defts in civil contempt (mg) (Entered: 01/30/2001)
01/29/2001		PROPOSED Order re #466 (mg) (Entered: 01/30/2001)
01/29/2001	467	TRANSCRIPT filed of proceedings before Judge Haynes on 10/16/00; CR: Peggy Turner (mg) (Entered: 01/30/2001)
01/29/2001	468	CLERK'S RESUME of Settlement Conference The parties are to appear in Court for continuation of the settlement conference as to the protection of harm and a status conferencei ISC; C/R : N/A (mg) (Entered: 01/30/2001)
01/31/2001		PROPOSED Order (Conference Report No. 18) (mg) Modified on 02/02/2001 (Entered: 02/02/2001)
01/31/2001	469	LETTER dated 1/25/01, by Michael S. Lottman to Judge Haynes (mg) (Entered: 02/02/2001)
02/02/2001	470	ORDER by Judge William J. Haynes Jr. Approving Conference Report No. 18 as modified (cc: all counsel) EOD 2/2/01 (mg) (Entered: 02/02/2001)
02/02/2001	471	NOTICE by pltf's of filing an Alternative Conference Report No. 18 (mg) (Entered: 02/05/2001)
02/02/2001	472	CONFERENCE REPORT #18 by pltf's (mg) (Entered: 02/05/2001)
02/05/2001	473	OBJECTIONS by intervenor Parent–Guardian Asso to [472–1] proposed conference report #18 (mg) (Entered: 02/05/2001)
02/12/2001	474	RESPONSE by pltf USA to [460–1] Notice of filing No 58 re independent support coordination (mg) (Entered: 02/13/2001)
02/12/2001	475	RESPONSE by class representatives to [460–1]: Defts filing No. 58 re: Independent Support Coordination (mg) (Entered: 02/14/2001)
02/13/2001	476	NOTICE by defts of filing No. 59: Quality Review Panel's report on Independent Support Coordination (mg) (Entered: 02/14/2001)
02/20/2001	477	NOTICE by defts of filing No. 60: Status Conference on Protection from Harm scheduled for 2/26/01 (with attachments) (mg) (Entered: 02/22/2001)
02/23/2001	478	NOTICE of filing deposition of Dr. Nancy Ray by class representatives (gi) (Entered: 02/23/2001)
02/23/2001	479	DEPOSITION of Nancy K. Ray taken on the following date(s): 1/16/01 (w/exhibits) (gi) (Entered: 02/23/2001)
02/23/2001	480	CONTINUING DEPOSITION of Nancy K. Ray taken on the following date(s): 1/18/01 (w/exhibits) (gi) (Entered: 02/23/2001)
02/26/2001	481	LETTER from Michael S. Lottman, Chair of Quality Review Panel, dated 2/21/01, respectfully suggesting certain topics be addressed at status conference (w/Status Report QRP Protection from Harm Recommendations attached) (gi) (Entered: 02/27/2001)
02/26/2001	482	CLERK'S RESUME: Status conference held 2/26/01. C/R: Peggy Turner (gi) (Entered: 02/27/2001)
02/27/2001		PROPOSED Order re status conference report no. 19 (gi) (Entered: 02/28/2001)
02/27/2001	483	NOTICE by state defts of filing training video "Don't Leave Me Alone" and written materials (gi) (Entered: 02/28/2001)
02/27/2001	484	LETTER from Michael S. Lottman, Chair Quality Review Panel, dated 2/23/01 in response to item 1 in conference report no. 18 (w/attachments) (gi) (Entered: 03/01/2001)
03/02/2001	485	NOTICE by defts of Filing No. 62 as required by paragraph 6, Status Conference Report No. 19. (attachments) (bj) (Entered: 03/05/2001)

03/05/2001	486	TRANSCRIPT filed of proceedings on 2/26/01 at 1:00 p.m. before Judge Haynes. C/R: Peggy Turner. (dlt) (Entered: 03/05/2001)
03/09/2001	487	ORDER by Judge William J. Haynes Jr. approving Status Conf Report #19 Status conference set for 9:00 3/26/01 (cc: all counsel) EOD 3/12/01 (mg) (Entered: 03/12/2001)
03/12/2001	488	MOTION by Andrea Piciotti-Bayer atty for pltf USA to withdraw as attorney (mg) (Entered: 03/13/2001)
03/14/2001	489	ORDER by Judge William J. Haynes Jr. granting motion to withdraw as attorney Andrea Piciotti-Bayer [488-1] (cc: all counsel) EOD 3/15/01 (mg) (Entered: 03/15/2001)
03/15/2001	490	NOTICE by intervenor Parent-Guardian Asso of filing a copy of Winter 2001 newsletter of TN Family Solutions, Inc. (attached) (mg) (Entered: 03/16/2001)
03/15/2001	491	NOTICE by intervenor Parent-Guardian Asso of filing a letter dated 3/14/01 from Robin L. Atwood, Executive Director of the Community Rehabilitation Agencies of TN. (mg) (Entered: 03/16/2001)
03/19/2001	492	NOTICE by defts of filing No. 63: documentation in response to requirements in paragraphs 2 and 3, Status Conf Report No. 19 (attached) (mg) (Entered: 03/21/2001)
03/19/2001	493	STATUS Conference REPORT on protection from harm 3/26/01 by defts (mg) (Entered: 03/21/2001)
03/19/2001	494	LETTER from Michael Lottman dated 3/15/01 re March 26,2001 status conf (mg) (Entered: 03/21/2001)
03/21/2001	495	NOTICE by intervenor Parent-Guardian Asso of filing Recare Complaint Investigation Report and abuse and neglect information for the period May 1,2000 thru Jan 31,2001 (with attachments) (mg) (Entered: 03/22/2001)
03/23/2001		REMARK: Faxed copy of letter dated 3/22/01 by Michael Lottman with attachment: intermin report provided by Ronnie Cohn (mg) (Entered: 03/26/2001)
03/26/2001	496	NOTICE of filing by intervenor Parent-Guardian Association of annualized substantiated abuse and neglect rate table for class members for the period 5/1/00-1/31/01; w/attachments (rls) (Entered: 03/26/2001)
03/26/2001	497	CLERK'S RESUME Status Conference set for 9:00 5/21/01 C/R : Peggy Turner (mg) (Entered: 03/27/2001)
03/26/2001	498	MOTION by deft for order for partial termination of settlement agreement (mg) (Entered: 03/27/2001)
03/26/2001	499	MEMORANDUM by defts in support of motion for order for partial termination of settlement agreement [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	500	NOTICE by defts of filing No. 64: declarations of Brent, Kaufman, Meece, Michaels, Potter, Schama, Reiter, Ricker, and Love along with the TQI report. (mg) (Entered: 03/27/2001)
03/26/2001	501	DECLARATION of Barbara Brent by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	502	DECLARATION of John Kaufman by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	503	DECLARATION of Dr. Henry Meece by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	504	DECLARATION of Robin Michaels by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	505	DECLARATION of Daniel R. Potter by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	506	DECLARATION of Kevin Schama by state defts in support of [498-1] (mg) (Entered: 03/27/2001)

03/26/2001	507	DECLARATION of Hayden E. Reiter by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	508	DECLARATION of Hayden E. Reiter by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	509	DECLARATION of Danny Ricker by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	510	DECLARATION of Steve Love by state defts in support of [498-1] (mg) (Entered: 03/27/2001)
03/26/2001	511	STATUS REPORT by state defts: Tennessee Quality Initiative Monthly Outcome Report February 2001 (mg) (Entered: 03/27/2001)
03/26/2001	512	LETTER from Michael Lottman dated 3/23/01 with attachment: Report on review of resources of the Division of Mental Retardation Services' central office (mg) (Entered: 03/27/2001)
03/26/2001	513	LETTER from Michael Lottman with attachment: Interim report on Evaluation of ISC Agency Plans for Protection from Harm, Consultant Ronnie Cohn. (mg) (Entered: 03/27/2001)
03/27/2001	514	STATUS CONFERENCE REPORT No. 20 by state defts (mg) (Entered: 03/28/2001)
03/30/2001	515	ORDER by Judge William J. Haynes Jr. approving status conf report #20 [514-1] (cc: all counsel) EOD 3/30/01 (mg) (Entered: 03/30/2001)
04/02/2001	516	NOTICE by defts of filing No. 65: DMRS Response to Status Conf Report #20, paragraph 2 attached (mg) Modified on 04/04/2001 (Entered: 04/04/2001)
04/04/2001		REMARK: Received faxed copy of letter from Michael S. Lottman with Quality Review Panel Report on Supervisory Resource Issues dated 4/4/01 (mg) (Entered: 04/05/2001)
04/05/2001	517	LETTER from Michael S. Lottman with Quality Review Panel's report attached: Report on Supervisory Resources Issues April 4, 2001 (mg) Modified on 04/06/2001 (Entered: 04/06/2001)
04/11/2001	518	NOTICE by intervenors Parent-Guardian Asso, Parent-Guard Greene, Winston Foundation of filing letter to counsel dated 4/9/01 from Robin L. Atwood (attached) (mg) (Entered: 04/11/2001)
04/12/2001	519	LETTER from Michael S. Lottman re status conference report no 20 error in stating paragraph (mg) (Entered: 04/16/2001)
04/19/2001	520	MOTION by pltf USA for an extension of time to respond to mtn for partial termination (mg) (Entered: 04/20/2001)
04/20/2001	521	ORDER by Judge William J. Haynes Jr. granting motion for an extension of 45 days to respond to mtn for partial termination [520-1] (cc: all counsel) EOD 4/23/01 (mg) (Entered: 04/23/2001)
05/07/2001	522	NOTICE by pltf USA of filing statement of issues and consultant's concerns and questions regarding data collection system (with Attachments A & B) (mg) (Entered: 05/08/2001)
05/14/2001	523	NOTICE by defts of filing No. 66: TennCare's Complaint Investigation Report in response to Status Conf Report #20 (attached) (mg) (Entered: 05/15/2001)
05/15/2001	566	MEMORANDUM FILED by intervenor Parent-Guardian Asso on rescare documents with Collective Exhs 1,2 and exh E attached (FILED UNDER SEAL) (mg) (Entered: 08/16/2001)
05/17/2001	524	NOTICE by intervenor Parent-Guardian Asso of filing curriculum vitae of Alfred Baumeister (attached). (mg) (Entered: 05/18/2001)
05/18/2001	525	TRANSCRIPT filed of proceedings before Judge Haynes on 3/26/01 (mg) (Entered: 05/21/2001)

05/21/2001	526	CLERK'S RESUME Status Conference set for 8/6/01 C/R : Peggy Turner (no time given on resume) (mg) (Entered: 05/23/2001)
05/22/2001	527	LETTER dated 5/15/01, from Michael S. Lottman. (mg) (Entered: 05/23/2001)
05/22/2001		PROPOSED Order (Status Conf Report #21) (mg) (Entered: 05/23/2001)
05/25/2001		PROPOSED Protective Order (mg) (Entered: 05/29/2001)
05/25/2001	528	LETTER by Michael S. Lottman dated 5/24/01. (mg) (Entered: 05/29/2001)
05/29/2001	529	ORDER: Status Conf Report #21 by Judge William J. Haynes Jr. Status conference set for 10:30 8/6/01 A status conf will also be held on 8/20/01. (cc: all counsel) EOD 5/30/01 (mg) (Entered: 05/30/2001)
05/29/2001	530	PROTECTIVE ORDER by Judge William J. Haynes Jr. : on information on Rescare (see order for details) (cc: all counsel) EOD 5/30/01 (mg) (Entered: 05/30/2001)
05/31/2001	531	MOTION by pltf's for an extension of time of an additional 45 days to respond to the def't's motion for partial termination of settlement agreement (w/attached proposed order) (jb) (Entered: 05/31/2001)
06/04/2001	532	LETTER from Michael S. Lottman with attachment: West TN Community Review April 30–May 4, 2001. (mg) (Entered: 06/06/2001)
06/05/2001	533	UNOPPOSED MOTION by intervenor Parent–Guardian Asso for an extension of time to respond to def't's mtn for partial termination. (mg) Modified on 06/06/2001 (Entered: 06/06/2001)
06/05/2001		PROPOSED Order (mg) Modified on 06/06/2001 (Entered: 06/06/2001)
06/07/2001	534	ORDER by Judge William J. Haynes Jr. granting motion for an extension of time [533–1] Ddl to respond to motion for order for partial termination of settlement agreement [498–1] is 8/9/01. (cc: all counsel) EOD 6/7/01 (mg) (Entered: 06/07/2001)
07/05/2001	535	TRANSCRIPT filed of proceedings before Judge Haynes on 5/21/01; CR: Peggy Turner (mg) (Entered: 07/06/2001)
07/16/2001	536	STATUS REPORT by State def'ts No. 67 (mk) (Entered: 07/17/2001)
07/23/2001	537	NOTICE by intervenor Parent–Guardian Asso of filing state def't's substantiated investigation rate tables for the period 5/1/00 through 4/30/01. (tables attached) (mg) (Entered: 07/23/2001)
07/24/2001	538	LETTER from Michael S. Lottman dated 7/13/01 (mg) (Entered: 07/25/2001)
07/24/2001	539	LETTER from Michael S. Lottman with attachment: Middle TN Community Review June 4–8, 2001 (mg) (Entered: 07/25/2001)
07/24/2001	540	NOTICE by state def'ts of filing No. 68: Tennessee State Use Program – July 18, 2001 (attached) (mg) (Entered: 07/25/2001)
07/31/2001	541	RECOMMENDATIONS of Parent Guardian Associations for 8/6/01 Status Conference re Protection from Harm (w/attached exhibits A–E) (gi) (Entered: 08/01/2001)
08/01/2001	542	NOTICE by intervenor Parent–Guardian Asso of filing of HCFA compliance review of Tennessee's home and community–based waiver for adults and children with mental retardation and developmental disabilities (attached) (mg) (Entered: 08/02/2001)
08/01/2001	543	ORDER by Judge William J. Haynes Jr. granting motion for an extension of time of an additional 45 days to respond to the def't's motion for partial termination of settlement agreement [531–1] (45 days over and above the time allowed by the settlement agreement) (cc: all counsel) EOD 8/2/01 (mg) (Entered: 08/02/2001)
08/02/2001	544	NOTICE by def'ts of filing No. 69: Response to the compliance audit home and community based waiver for adults and children with mental retardation and developmental disabilities (attached) (mg) (Entered: 08/03/2001)

08/06/2001		PROPOSED Order (Status Conf Report #22) (mg) (Entered: 08/07/2001)
08/06/2001	545	CLERK'S RESUME: Status conf held 8/6/01. The state is instructed to prepare a draft of the report of abuse and neglect Status Conference set for 8:30 8/20/01 C/R : Peggy Turner (mg) (Entered: 08/07/2001)
08/08/2001	546	RESPONSE by intervenor Parent-Guardian Asso to motion for order for partial termination of settlement agreement [498-1] (mg) (Entered: 08/09/2001)
08/08/2001	546	MOTION by intervenor Parent-Guardian Asso for additional time to submit suppl response (mg) (Entered: 08/09/2001)
08/08/2001	547	AFFIDAVIT of Alfred A. Baumeister, Ph.D. re [546-1] with Exh A attached (mg) (Entered: 08/09/2001)
08/08/2001	555	ORDER by Judge William J. Haynes Jr. approving Status Conf Report #22 (cc: all counsel) EOD 8/8/01 (mg) (Entered: 08/14/2001)
08/09/2001	548	ORDER by Judge William J. Haynes Jr. granting motion for additional time to submit suppl response [546-1] (cc: all counsel) EOD 8/9/01 (mg) (Entered: 08/09/2001)
08/09/2001	549	MOTION by pltf USA for an extension of time to file response to deft's mtn for partial termination of settlement agreement (mg) (Entered: 08/10/2001)
08/09/2001	550	NOTICE by pltf USA of filing issues regarding the state's databases and quality assurance. (mg) (Entered: 08/10/2001)
08/09/2001	551	RESPONSE by pltf s to motion for order for partial termination of settlement agreement [498-1] (with attachments) (mg) (Entered: 08/10/2001)
08/09/2001	552	MEMORANDUM IN OPP by pltf in support of motion response [551-1] (mg) (Entered: 08/10/2001)
08/10/2001	553	NOTICE by defts of filing #70 Under Seal (Individual findings for class members) (mg) Modified on 08/13/2001 (Entered: 08/13/2001)
08/10/2001		PROPOSED Protective Order re #553 (mg) (Entered: 08/13/2001)
08/10/2001	554	NOTICE by defts of filing No. 71: Defts' response to Status Conf Report 22, Aug 10, 01 (attached) (mg) Modified on 08/13/2001 (Entered: 08/13/2001)
08/13/2001	556	NOTICE by defts of filing No. 72 reports as provided in paragraphs 4,5 and 6 of Status Conf Report No. 22 dated 8/13/01 (attached) (mg) (Entered: 08/14/2001)
08/13/2001	557	NOTICE by defts of filing No. 73 (Under Seal) report on the efforts addressing issues regarding class members (attached under seal) (mg) (Entered: 08/14/2001)
08/13/2001	558	PROTECTIVE ORDER by Judge William J. Haynes Jr. re access to information regarding individual class members contained in the appendix of the compliance review conducted by the Center for Medicare and Medicaid Services (formerly HCFA) dated July 27, 2001 (cc: all counsel) EOD 8/14/01 (mg) (Entered: 08/14/2001)
08/13/2001	559	ORDER by Judge William J. Haynes Jr. granting motion for an extension of time [549-1] Sept 9,2001 ddl to respond to motion for partial termination of settlement agreement [498-1] (cc: all counsel) EOD 8/13/01 (mg) (Entered: 08/14/2001)
08/13/2001	560	INFORMATION COPY from 6th CCAi: Because CMRA's petitions are untimely and it has not advanced any substantial right to intervene, its appeals are denied. (mg) (Entered: 08/14/2001)
08/13/2001	561	JUDGMENT by 6CCA: It is ORDERED that the judgments of the district court are AFFIRMED. (mg) (Entered: 08/14/2001)
08/13/2001	561	JUDGMENT from 6th CCA affirming the decision of the District Court [560-1] (redocketed as mandate to terminate appeal. Sixth Circuit is sending a copy of mandate which was issued 10/10/01) (mg) Modified on 02/04/2002 (Entered: 02/04/2002)
08/14/2001		REMARK: ORDER DE#555 RESENT to the parties this date (mg) (Entered: 08/14/2001)

08/14/2001	562	LETTER from Michael S. Lottman with attachment: Final Report on intensive support coordination and protection from harm dated Aug 10, 2001. (mg) (Entered: 08/15/2001)
08/15/2001	563	COPY OF LETTER by Michael S. Lottman to Ms. Sharon Perry re urgent issues – West TN (mg) (Entered: 08/16/2001)
08/15/2001	564	NOTICE by state depts of filing No. 74: Preliminary annual trend report on abuse, neglect and mistreatment 5/1/00–4/30/01 (attached) (mg) (Entered: 08/16/2001)
08/15/2001	565	NOTICE by intervenor Parent–Guardian Asso of filing rescare documents and accompanying memo UNDER SEAL in accordance with the Proto entered 5/25/01, DE#503 (attached) (mg) Modified on 08/20/2001 (Entered: 08/16/2001)
08/15/2001	567	NOTICE by intervenor Parent–Guardian Asso of filing of table containing data on timeliness of abuse and neglect investigations from 1/31/01–4/30/01 (1page attachment) (mg) (Entered: 08/16/2001)
08/15/2001	568	MOTION by intervenor Parent–Guardian Asso for mediation to address state depts' violations of protection from harm requirements and accompanying recommendations for 8/20/01 status conf (mg) (Entered: 08/16/2001)
08/15/2001	571	FAXED LETTER by Michael S. Lottman dated 8/15/01. Original to follow. (mg) (Entered: 08/16/2001)
08/16/2001	569	Intervenor Parent–Guardian Association's opposition to request by US to forgo attendance of CMS representative at 8/20/01 status conf and request by QRP to forgo mediation on 8/20/01 (mg) Modified on 08/27/2001 (Entered: 08/16/2001)
08/16/2001	570	AFFIDAVIT of Dudley M. West re [569–1] (mg) (Entered: 08/16/2001)
08/17/2001	571	LETTER (original) by Michael S. Lottman dated 8/15/01. (mg) (Entered: 08/20/2001)
08/20/2001	576	CLERK'S RESUME The status conf in this case is cont'd to resume 8/21/01 at 9:00; C/R : Peggy Turner (mg) (Entered: 08/27/2001)
08/21/2001	577	CLERK'S RESUME Status Conference set for 1:30 9/11/01 C/R : Peggy Turner (mg) (Entered: 08/27/2001)
08/22/2001		PROPOSED Order (Status Confrence Report No. 23) (mg) (Entered: 08/23/2001)
08/23/2001	575	ORDER by Judge William J. Haynes Jr. approving Status Conf Report #23; next status conference set for 9:00 11/5/01 (cc: all counsel) EOD 8/24/01 (mg) Modified on 08/31/2001 (Entered: 08/24/2001)
08/28/2001	578	NOTICE by state depts of filing No. 75 reports in response to paragraphs 4,6 and 7 of Status Conf Report #23 (attached)(mg) Modified on 08/31/2001 (Entered: 08/31/2001)
08/28/2001	579	NOTICE by state depts of filing No. 76 UNDER SEAL. (mg) (Entered: 08/31/2001)
09/04/2001	580	TRANSCRIPT filed of proceedings before Judge Haynes on 8/20/01; CR: Peggy G. Turner (mg) (Entered: 09/05/2001)
09/04/2001	581	NOTICE by state depts of filing No. 77 re urgent systemic issues (attached) (mg) (Entered: 09/05/2001)
09/04/2001	582	TRANSCRIPT filed of proceedings before Judge Haynes on 8/21/01; CR: Peggy Turner (mg) (Entered: 09/05/2001)
09/05/2001		REMARK: DEs 572,573,574 deleted (mg) (Entered: 09/05/2001)
09/06/2001	583	ORDER by Judge William J. Haynes Jr. The deft has seven (7) days from the date of entry of this Order to respond to Mr. Michael S. Lottman's report on the State's Set–Aside Program for disabled workers and its availability for class members. (cc: all counsel) EOD 9/7/01 (mg) (Entered: 09/07/2001)
09/06/2001	584	LETTER by Michael S. Lottman re the State's set–aside program for disabled workers. (mg) (Entered: 09/07/2001)



09/10/2001	585	MOTION by pltf USA for an extension of time to file response to defts' mtn for partial termination of settlement agreement (mg) (Entered: 09/11/2001)
09/12/2001	586	LETTER from Michael S. Lottman with report on East TN Community Review from 7/30-8/3/01, Urgent Individual Needs (mg) (Entered: 09/12/2001)
09/13/2001	587	NOTICE by defts of filing No.78: Response to Michael S. Lottman's report on the State's Set-Aside Program for disabled workers and its availability for class members. (mg) (Entered: 09/14/2001)
09/17/2001	588	NOTICE by intervenor Parent-Guardian Asso of filing suppl to PGA memo on rescare documents (Under Seal) (mg) (Entered: 09/18/2001)
09/17/2001	589	SUPPLEMENT to Parent-Guardian Asso Memorandum on rescare documents (attachment) (Filed Under Seal) (mg) Modified on 09/18/2001 (Entered: 09/18/2001)
09/17/2001		PROPOSED Order to reset mediation on protection from harm issues from 9/11/01 to 9/24/01 (mg) (Entered: 09/18/2001)
09/18/2001	590	ORDER by Judge William J. Haynes Jr. Status conference set for 2:30 9/24/01 (cc: all counsel) EOD 9/19/01 (mg) (Entered: 09/19/2001)
09/21/2001	591	MOTION by intervenor Parent-Guardian Asso for order to investigate the death of class member Ricky W. with Exhs A&B attached (mg) (Entered: 09/24/2001)
09/21/2001	592	NOTICE by intervenor Parent-Guardian Asso of filing Memorandum from Dr. Nancy Ray commenting on State's preliminary annual trend report regardig abuse, neglect and mistreatment of settlement agreement class members from 5/1/00-4/30/01 (Exhs A&B attached) (mg) (Entered: 09/24/2001)
10/03/2001	593	TRANSCRIPT filed of proceedings before Judge Haynes on 10/16/00; CR: Peggy Turner (mg) (Entered: 10/04/2001)
10/09/2001	594	NOTICE by state defts of filing No. 79 regarding the annual review of the community programs in East TN (attached) (mg) (Entered: 10/10/2001)
10/09/2001	596	LETTER by Michael S. Lottman re: State Set Aside Program (mg) (Entered: 10/12/2001)
10/10/2001	595	RESPONSE by pltf USA to motion for order for partial termination of settlement agreement [498-1] with attachments (mg) (Entered: 10/11/2001)
10/12/2001	597	ORDER by Judge William J. Haynes Jr. granting motion for order to investigate the death of class member Ricky W. [591-1], but the report of this investigation shall not be disclosed beyond counsel for the parties without prior leave of Court (cc: all counsel) EOD 10/15/01 (mg) Modified on 10/15/2001 (Entered: 10/15/2001)
10/12/2001	598	MOTION by Parent-Guardian Asso to hold state defts in civil contempt for failure to protect class members from harm (mg) (Entered: 10/15/2001)
10/12/2001	599	MEMORANDUM by Parent-Guardian Asso in support of motion to hold state defts in civil contempt for failure to protect class members from harm [598-1] (mg) (Entered: 10/15/2001)
10/12/2001	600	NOTICE by Parent-Guardian Asso of filing of appendix of exhibits to PGA motion to hold state defts in civil contempt and impose sanctions for failure to protect class members from harm. (mg) (Entered: 10/15/2001)
10/12/2001	602	MOTION by Parent-Guardian Asso for management conf (mg) (Entered: 10/15/2001)
10/18/2001	603	MOTION by pltf USA to withdraw attorney David R. Rocah (mg) (Entered: 10/19/2001)
10/18/2001	604	MOTION by PGA for order to require investigation into the death of Orbie S. (mg) (Entered: 10/19/2001)
10/19/2001	606	MOTION by deft to continue status conf set for 1/5/01 (mg) (Entered: 10/23/2001)
10/22/2001	605	ORDER by Judge William J. Haynes Jr. granting motion to withdraw attorney David R. Rocah [603-1] as counsel of record for the United States of America. EOD

		10/22/01 (cc: all counsel) (gi) (Entered: 10/22/2001)
10/25/2001	607	MOTION by deft for an extension of time to respond to mtn for cotempt (mg) (Entered: 10/26/2001)
10/26/2001	608	UNOPPOSED MOTION by pltf USA for an extension of time to respond to PGA's mtn to hold the state in contempt (mg) (Entered: 10/29/2001)
10/26/2001	609	ATTORNEY APPEARANCE for USA (in member case 3:96-1056) by Nicole Porter (gi) (Entered: 10/29/2001)
10/29/2001	610	ORDER by Judge William J. Haynes Jr. granting motion for an extension of time [608-1] (cc: all counsel) EOD 10/29/01 (mg) (Entered: 10/29/2001)
10/29/2001	611	ORDER by Judge William J. Hanes, Jr. granting motion for an extension of time to respond to mtn for cotempt [607-1] (cc: all counsel) EOD 10/29/01 (mg) Modified on 10/30/2001 (Entered: 10/29/2001)
10/29/2001	612	RESPONSE by state defts to motion for management conf [602-1] (mg) (Entered: 10/30/2001)
10/29/2001		PROPOSED Order re motion for Mediation (mg) (Entered: 10/30/2001)
10/29/2001	613	RESPONSE by pltf s to motion to hold state defts in civil contempt for failure to protect class members from harm [598-1] (mg) (Entered: 10/30/2001)
10/29/2001	613	MOTION by pltf for mediation pursuat to Rule 16, FRCP (mg) (Entered: 10/30/2001)
10/31/2001	614	RESPONSE by defts to motion for order to require investigation into the death of Orbie S. [604-1] (mg) (Entered: 11/01/2001)
10/31/2001	615	DECLARATION of Carole Cope by defts re [614-1] (mg) (Entered: 11/01/2001)
10/31/2001	616	DECLARATION of Sharon Perry by defts re [614-1] (mg) (Entered: 11/01/2001)
10/31/2001	617	ORDER by Judge William J. Haynes Jr. This action is returned to the Honorable Robert L. Echols for all further proceedings (cc: all counsel) EOD 11/1/01 (mg) (Entered: 11/01/2001)
11/02/2001	618	RESPONSE by intervenor Parent-Guardian Asso to motion for mediation and for 6 month ext of time to respond to mtn for contempt [613-1] (mg) (Entered: 11/05/2001)
11/09/2001	619	RESPONSE by defts to motion for mediation [613-1] (mg) (Entered: 11/13/2001)
11/09/2001	619	MOTION by defts to stay proceedings , and/or to extend time for response to motion for contempt (mg) (Entered: 11/13/2001)
11/15/2001	620	RESPONSE by pltf USA to motion for mediation [613-1] (mg) (Entered: 11/16/2001)
11/15/2001	620	MOTION by pltf USA for an extension of time (mg) (Entered: 11/16/2001)
11/16/2001	621	NOTICE by defts of filing No. 80: filing of a report re efforts to remedy the urgent issues identified by the Quality Review Panel in their report to the Court dated 9/7/01 re annual review of the community programs in East TN (gi) (Entered: 11/19/2001)
01/14/2002	622	MOTION by pltf USA for an extension of time to respond to PGA's mtn to hold the state of TN in civil contempt (mg) (Entered: 01/15/2002)
01/25/2002	623	RESPONSE by intervenor Parent-Guardian Asso to motion for an extension of time [622-1] (mg) (Entered: 01/25/2002)
01/25/2002	623	RENEWED MOTION by intervenor Parent-Guardian Asso for CM Conf (mg) (Entered: 01/25/2002)
02/04/2002	624	JOINT APPLICATION by pltf s and the State of TN for an award of attorneys' fees and reimbursement of expenses (rls) (Entered: 02/05/2002)
02/04/2002		PROPOSED Agreed Order granting joint application for attorneys' fees (rls) (Entered: 02/05/2002)

02/08/2002	625	MANDATE issued 10/10/01 from 6th CCA affirming the decision of the District Court [359-1] filed 8/8/01. (mg) (Entered: 02/11/2002)
02/11/2002	626	ATTORNEY APPEARANCE by (rls) (Entered: 02/13/2002)
02/11/2002	627	ATTORNEY APPEARANCE for USA by Janine Scott (rls) (Entered: 02/13/2002)
02/11/2002	628	RESPONSE by USA to motion to hold state defts in civil contempt for failure to protect class members from harm [598-1]; w/attached Exhibit 1 (rls) (Entered: 02/13/2002)
03/07/2002	629	ORDER by Judge Robert L. Echols granting the joint motion of People First and the State of TN for an award of attorneys' fees and reimbursement of expenses [624-1]. The pltf's/interveners People First, et. al. are awarded attys fees and litigation expenses in the amount of \$206,000.00 to be paid by the State of TN. (cc: all counsel) (EOD 3/7/02) (rls) (Entered: 03/07/2002)
03/18/2002	630	ORDER by Judge Robert L. Echols: As the settlement process has been and will continue to be ongoing, the Court orders that this case is closed administratively to be reopened on motion of either party. The pending motions related to the settlement process will be ruled on by subsequent orders. (cc: all counsel) (EOD 3/19/02) (rls) (Entered: 03/19/2002)
03/29/2002	631	MOTION by intervenors Parent-Guardian Asso, Parent-Guard Greene, & Winston Foundation to reopen the case for cause , or in the alternative, to alter or amend Order entered 3/19/02 [630-1] and to conduct CMC . (w/ att'd exhibits A) (dlt) (Entered: 04/01/2002)
03/29/2002	632	DECLARATION of Alfred A. Baumeister by intervenors Parent-Guardian Asso, Parent-Guard Greene, & Winston Foundation [631-1][631-2][631-3]. (dlt) (Entered: 04/01/2002)
03/29/2002	633	MEMORANDUM by intervenors Parent-Guardian Asso, Parent-Guard Greene, & Winston Foundation in support of motion to reopen the case for cause [631-1], or, in the alternative, to alter or amend Order entered 3/19/02 [630-1] [631-2], and to conduct CMC [631-3]. (w/ att'd exhibit A) (dlt) (Entered: 04/01/2002)
04/15/2002	634	RESPONSE by USA to motion to reopen the case for cause [631-1] (rls) (Entered: 04/17/2002)
04/15/2002	635	RESPONSE by State defts to motion to reopen the case for cause [631-1], or, in the alternative, to alter or amend Order entered 3/19/02 [630-1] [631-2] (rls) (Entered: 04/17/2002)
06/14/2002	636	MOTION by atty for USA (in member case 3:96-1056), Janine Scott for leave to withdraw as counsel (rls) (Entered: 06/18/2002)
06/27/2002	637	ORDER by Judge Robert L. Echols granting Janine Scott's motion for leave to withdraw as counsel of record for the United States [636-1]. Attorneys Aileen Bell and Nicloe Porter will continue to represent the U.S. in this case. (cc: all counsel) (EOD 6/28/02) (rls) (Entered: 06/28/2002)
07/08/2002	638	MOTION by attorney Roger Manus to withdraw as attorney of record for pltf People First of TN ; w/attachments (rls) (Entered: 07/09/2002)
07/25/2002	639	CERTIFICATE OF CONSULTATION filed by defts (rls) (Entered: 07/25/2002)
07/25/2002	640	NOTICE of Objection and/or MOTION by defts to stay discovery (rls) (Entered: 07/25/2002)
08/06/2002	641	RESPONSE by the PGA intervenors to defts' notice of objection and/or motion to stay discovery [640-1]; w/attached Exhibits A-B (rls) (Entered: 08/07/2002)
08/15/2002	642	NOTICE by attorney Dudley M. West, counsel of record for intervenors Parent-Guardian Association of Clover Bottom, Parent-Guardian Association of Greene Valley and the Winston Foundation, of change of address to: White & Reasor, PLC, Two American Center, 3102 West End Avenue, Suite 1150, Nashville, TN 37203 (cc: Ann Frantz) (rls) (Entered: 08/15/2002)

10/10/2002	643	Notice of filing the report of the Quality Review Panel's annual system review of the services and supports provided to claim members at the Clover Bottom Development Center. This report includes findings and recommendations resulting from the panel's on site review at CLOver Bottom on 5/6–10/02, as well as summaries of information from the Panel's 1999 and 2000 reviews. (km) (Entered: 10/11/2002)
03/05/2003	644	ORDER by Judge Robert L. Echols: PGA's Motion to reopen the case for cause, or in the alternative, to alter or amend order entered 3/19/02 and to conduct case management conference [631–1] is hereby denied in part and granted in part. The portion of PGA's motion seeking to reopen the case and to alter or amend the Court's Order on 3/19/02, administratively closing this case is hereby denied at this time; the portion seeking a case management conference is hereby granted to the extent the Court will schedule a status conference. Therefore, deft's mtn seeking to stay discovery [640–1] is denied as moot. Status conference set for 9:00 on 3/17/03. (EOD 3/6/03) (cc: counsel) (km) (Entered: 03/06/2003)
03/05/2003	645	ORDER by Judge Robert L. Echols granting motion to withdraw as attorney of record for pltf People First of TN [638–1] by attorney Roger Manus. (EOD 3/6/03) (cc: all counsel) (km) (Entered: 03/06/2003)
03/14/2003	646	ATTORNEY APPEARANCE for intervenor Parent–Guardian Asso by Hal D. Hardin (km) (Entered: 03/14/2003)
03/14/2003	647	MOTION by intervenor Parent–Guardian Asso to ascertain status of pending motion fo award of attorney's fees and costs and for leave to file supplemental supporting documentation for fees incurred subsequent to filing of motion (km) (Entered: 03/14/2003)
03/14/2003	648	MEMORANDUM filed by intervenor Parent–Guardian Asso in anticipation of case management conference scheduled for 3/17/03 (w/attached exhibits A & B) (km) (Entered: 03/14/2003)
03/17/2003	649	CLERK'S RESUME of in chambers hearing on pending motions on 3/17/03; Judge to contact Steve Norris to see is he will perform the function of mediator for this case and will set up a meeting for all counsel and Mr. Norris to meet and discuss a plan for the progression of the settlement of this case or monitor the case himself. Parties are to work on a list of their top five priorities to be dealt with first and submit their list to Court in letter form, with copies to everyone (or bring to the meeting with Steve Norris). There will be quarterly meetings with an agenda for the next meeting determined at each meeting; All pending motions are reserved, and the parties are not to file any further motions; they are to call chambers and a meeting will be scheduled either in person or by telephone with all counsel. The Court will rule on Intervenor's Motion for attorney fees and reimbursement of expenses [388–1]. (km) (Entered: 03/25/2003)
03/24/2003	650	ORDER by Judge Robert L. Echols: Based on the in–chambers status conference held on 3/17/03 the following action will be taken in this case; The case will remain administratively closed; The Court intends to contact Steve Norris, the mediator in a related case in the WD of TN. If he is available, the Court will set up a meeting for all counsel to meet with Mr. Norris. The Court will determine whether it will assign a Magistrate Judge to monitor the progression of the settlement plan. All pending motions, except Intervenor's motion seeking atty fees [388–1], are reserved pending mediation, and the parties are directed not to file any further motions. Should any party have a matter to be addressed by the Court, that party shall contact the courtroom deputy and set up a conference call with all counsel and the Court. The Court will rule on Intervenor's Motion for atty fees and reimbursements of expenses [388–1] by separate order. (EOD 3/25/03) (cc: all counsel) (km) (Entered: 03/25/2003)
03/24/2003	651	NOTICE of filing the report of the Quality Review Panel's annual system review of the services and supports provided to class members at the Greene Valley Developmental Center. This report includes findings and recommendations resulting from the Panel's on–site review at Greene Valley on 1/22–26/01 as well as summaries of information from the Panel's 1999 review of the facility. (km) (Entered: 03/25/2003)

03/27/2003	652	MAIL Returned [644-1], [645-1] addressed to Earle J. Schwartz, Esq., verified address and resent to Glanker & Brown, One Commerce Square, Memphis, TN 39103 (xc: Ann F.) (km) (Entered: 03/27/2003)
04/01/2003	653	MAIL Returned [650-1], [650-2] addressed to Earle J. Schwartz, Esq., resent to Glanker & Brown, One Commerce Square, Memphis, TN 39103 per DE #652 (km) (Entered: 04/01/2003)
04/16/2003	654	LETTER from Quality Review Panel requesting Michael S. Lottman, Chair to be informed of the orders entered in this case (km) (Entered: 04/16/2003)
04/17/2003	655	MOTION of Life Action of Tennessee, Inc. to intervene or, in the alternative, to participate as amicus curiae (w/attached complaint, w/exhibits A-B and C Under Seal and Motion for protective order (w/attached proposed protective order) (km) (Entered: 04/17/2003)
04/17/2003	656	MEMORANDUM by intevenor pltf Life Action of TN in support of motion to intervene [655-1], or to be allowed to participate as an amicus curiae [655-2] (w/attached exhibit A) (km) (Entered: 04/17/2003)
04/17/2003	657	AFFIDAVIT of Melvin J. Malone re [656-1] (km) (Entered: 04/17/2003)
04/22/2003	658	ATTORNEY APPEARANCE by Todd Schneider for the United States in member case #3:96-1056 (km) (Entered: 04/22/2003)
04/24/2003	659	CLERK'S RESUME: On 4/24/03, counsel for the parties met with Steve Norris, the proposed mediator, for the purpose discussing his role as mediator, presenting the parties' top five priority issues, suggesting the next action to be taken by the Court and the mediator, and determining the Court's continual oversight of implementing and enforcing the settlement agreement in the case. All parties provided the court with a list of top five priorities; Mr. Norris will act as mediator; Mr. Norris will meet first with counsel for each party individually; The Court will enter an order addressing the rules governing the appointment of the mediator and rules of confidentiality; Atty Howser filed a motion to intervene [655-1], the Court will address by separate order; Court requested Mr. Norris call Commissioner Goetz concerning the the issue of payment to Life Action and report back to the Court. (km) (Entered: 05/08/2003)
05/08/2003	660	ORDER by Judge Robert L. Echols: A meeting of the parties was held on 4/24/03, for the purpose of meeting with Mr. Steve Norris, the proposed mediator, discussing his role as mediator in the case, presenting the parties' top five priority issues, suggesting the next action to be taken by the Court and the mediator, and determining the Court's continual oversight of implementing and enforcing the settlement agreement in the case. The Court wil enter an Order addressing the rules governing the appointment of the mediator and rules of confidentiality. Attorney Hugh Howser filed a motion to intervene [655-1] on behalf of Life Action of TN; The Court will address by separate order. The Court has directed the parties not to file motions, responses, or other papers without prior Court approval while the mediation process is in progress. The Court requested Mr. Norris contact Commissioner Goetz concerning the issue of payment to Life Action and report back to the Court. (EOD 5/8/03) (cc: all counsel) (km) (Entered: 05/08/2003)
05/08/2003	661	ORDER by Judge Robert L. Echols: State defts are directed to file a response within 10 days of entry of this order on the docket re motion to intervene [655-1]. (EOD 5/8/03) (cc:all counsel) (km) (Entered: 05/08/2003)
05/22/2003	662	MOTION by USA for leave to file response to mtn of Life Action of TN, Inc to intervene or to participate as Amicus Curiae (w/response & proposed order attached) (gi) (Entered: 05/22/2003)
05/22/2003	663	RESPONSE by defts to motion to intervene [655-1] or to participate as amicus curiae [655-2] (gi) (Entered: 05/22/2003)
05/30/2003	664	MEMORANDUM OF THE COURT: (EOD 6/2/03) (cc: all counsel) (km) (Entered: 06/02/2003)
05/30/2003	665	ORDER by Judge Robert L. Echols: For the reasons stated in the accompanying Memorandum, the motion to intervene [655-1] filed on behalf of Life Action of TN is denied. In accordance with the Court's Order of 5/8/03 (Docket Entry No. 661), the

		motion for leave to file a response is granted, and the Clerk is directed to file the response attached to the Motion. (EOD 6/2/03) (cc: all counsel) (km) (Entered: 06/02/2003)
05/30/2003	666	RESPONSE by USA to Motion of Life Action of TN, Inc. to intervene [655-1] (km) (Entered: 06/02/2003)
06/02/2003	667	REPLY by intevenor pltf Life Action of TN to the response of the State of TN to its motion to intervene or, in the alternative, to participate as amicus curiae [666-1] (km) (Entered: 06/03/2003)
06/02/2003	668	MOTION by intevenor pltf Life Action of TN to amend its proposed intervening complaint (w/attached orig first amended complaint of proposed intervenors Life Action TN, Inc. and Monica Goldberg a/n/f of Jason Goldberg) (km) (Entered: 06/03/2003)
06/02/2003	669	MOTION by intervenor Jason Goldberg to intervene or, in the alternative, to participate as amicus curiae (w/attached exhibit A) (km) (Entered: 06/03/2003)
06/02/2003	670	AFFIDAVIT of Monica Goldberg re [669-1] (w/attached exhibits A & B) (km) (Entered: 06/03/2003)
06/04/2003	671	MOTION by intevenor pltf Life Action of TN, & Jason Goldberg for reconsideration of the denial of motion to intervene, or in the alternative to participate as amicus curiae (jb) (Entered: 06/04/2003)
06/23/2003	672	NOTICE of filing the report on the second and third rounds of Quality Review Panel's annual system review of services and supports provided to class members in the community. This report summarizes review activities and statistical findings with regard to the Panel's on-site reviews in West, Middle and East TN during 1999-2000 and 2001. The statistical presentation also includes findings from the first round of community reviews in 1998. (km) (Entered: 06/24/2003)
08/11/2003	673	JOINT APPLICATION for an award of attorney fees and reimbursement of expenses (w/attached proposed order) (km) (Entered: 08/11/2003)
09/10/2003	674	ORDER by Judge Robert L. Echols denying motion to amend its proposed intervening complaint [668-1], denying motion to participate as amicus curiae [669-2], denying motion to intervene [669-1], denying motion for reconsideration of the denial of motion to intervene, or in the alternative to participate as amicus curiae [671-1]. (EOD 9/10/03) (cc: all counsel) (km) (Entered: 09/10/2003)
09/12/2003	675	ORDER by Judge Robert L. Echols granting motion for an award of attorney fees and reimbursement of expenses [673-1]. Pltfs/intervenor People First, et al. are awarded atty fees and litigation expenses in the amount of \$152,203.82 to be paid by the State of TN. EOD 9/12/03 (cc: all counsel) (gi) (Entered: 09/12/2003)
09/29/2003	676	MOTION by Aileen Bell, counsel for USA in 3:96-1056 to withdraw as attorney of record (km) (Entered: 09/29/2003)
10/01/2003	677	ORDER by Judge Robert L. Echols granting motion to withdraw as attorney of record [676-1]. Aileen Bell will be permitted to withdraw as counsel for the United States. Attorneys Nicole Porter and Todd Schneider will continue to represent the US in this case. (EOD 10/1/03) (cc: all counsel) (km) (Entered: 10/01/2003)
01/08/2004	678	JOINT APPLICATION by pltfs and the State of TN for an award of attorney fees and reimbursement of expenses (w/proposed agreed order) (km) (Entered: 01/09/2004)
01/15/2004	679	AGREED ORDER by Judge Robert L. Echols granting motion for an award of attorney fees and reimbursement of expenses in the amount of \$134,351.00 to be paid by the State of TN to the pltfs/intervenor People First, et al. Based upon the stmts made in the joint application, this award shall be in satisfaction of all hours expended and costs incurred in connection with People First's enforcement work during the period from 10/1/02 - 9/30/03. (EOD 1/15/04) (cc: all counsel) (km) (Entered: 01/15/2004)
02/12/2004	680	ORDER by Judge Robert L. Echols: Status conference is set for 2:30 on 3/8/04. (EOD 2/13/04) (cc: all counsel) (km) (Entered: 02/13/2004)

02/25/2004	681	STATUS REPORT by pltf, deflt, pltf, deflt, intervenor, miscellaneous, intervenor pltf, intervenor (km) (Entered: 02/26/2004)
03/04/2004	682	MEMORANDUM OF THE COURT (cc: all counsel) EOD 3/4/04 (gi) (Entered: 03/04/2004)
03/04/2004	683	ORDER by Judge Robert L. Echols: For reasons stated in the accompanying memorandum, the Court finds that the intervenors are parties entitled to fees and costs and therefore their mtn for attorney fees and reimbursement of expenses [388-1] is granted. Because there are numerous objections to the amount of fees to be awarded and whether they are excessive and properly documented, this issue only is referred to the Magistrate Judge to hold a hearing to determine which specific fees and costs should be awarded to the intervenors. Mtn for leave to file supplemental supporting documentation for fees incurred subsequent to filing of motion [647-2] is granted. Intervenors are granted leave to file an update to their request for fees within 10 days of the date of entry of this order, and parties shall have 10 days thereafter within which to respond. Thereafter, the Magistrate Judge will hold a hearing on the reasonableness of all the fees requested. Mtn to ascertain status [547-1] is deemed moot. EOD 3/4/04 (cc: all counsel) (gi) (Entered: 03/04/2004)
03/08/2004	696	MEMORANDUM by PGA in anticipation of status conference on 3/8/04 (km) (Entered: 04/02/2004)
03/15/2004	684	SUPPLEMENT to Motion of intervenor parent guardian associations' for award of atty's fees and reimbursement of expenses [388-1] (w/attached exhibits A-D) (km) (Entered: 03/15/2004)
03/15/2004	685	THIRD AFFIDAVIT of Dudley M. West re [684-1] (w/attached exhibits 1-3) (km) Modified on 03/15/2004 (Entered: 03/15/2004)
03/15/2004	686	AFFIDAVIT of William L. Harbison re [684-1] (w/attached exhibit A) (km) (Entered: 03/15/2004)
03/15/2004	687	AFFIDAVIT of C. Dewey Branstetter, Jr. re [684-1] (km) (Entered: 03/15/2004)
03/15/2004	688	AFFIDAVIT of Roger T. May re [684-1] (w/attached exhibit 1) (km) (Entered: 03/15/2004)
03/15/2004	689	MEMORANDUM in support of Supplement to Motion of intervenor parent guardian associations for award of atty's fees and reimbursement of expenses [684-1] (w/attached exhibit A) (km) (Entered: 03/15/2004)
03/23/2004	690	ATTORNEY APPEARANCE for United States by R. Jonas Geissler (km) (Entered: 03/24/2004)
03/25/2004	691	MOTION by defts for extension of time in which to respond to the supplemental motion for atty fees (km) (Entered: 03/26/2004)
03/25/2004	692	AFFIDAVIT of Dianne Stamey Dycus re [691-1] (km) (Entered: 03/26/2004)
03/26/2004	693	COMMENTS on joint status report of the State of TN, People First of TN and the Parent Guardian Associations (w/attachments) (km) (Entered: 03/26/2004)
03/31/2004	694	RESPONSE by Parent-Guardian Asso to motion for extension of time in which to respond to the supplemental motion for atty fees [691-1] (km) (Entered: 04/01/2004)
04/01/2004	695	ORDER by Judge Robert L. Echols granting motion for extension of time in which to respond to the supplemental motion for atty fees [691-1]. Defts shall respond to supplemental motion [684-1] by 5/1/04. (EOD 4/1/04) (cc: all counsel) (km) (Entered: 04/01/2004)
04/01/2004	697	CLERK'S RESUME: In-chambers status conference held 4/1/04 ; Defts' motion to partially terminate settlement agreement (DEN 499) will be granted in part and reserved in part. Order to enter. Parties are to report to the Court once every 4 months (in form of a joint status report followed by an in-person status conference with the Court). The parties are directed to work within the parameters of the joint status report (DEN 681). The United States may file comments on the Joint Status Report at the next meeting, as well as any additional comments provided by the Dept. of Justice. State was granted permission to file a motion to modify the settlement agreement or

		partially terminate the settlement agreement with regard to the Harold Jordan Center. Other parties may respond. Order to enter setting a status conference in approximately 4 months. (km) (Entered: 04/02/2004)
04/01/2004	698	ORDER by Judge Robert L. Echols: After considering the motion, responses and the entire record, the motion [498-1] is granted in part and reserved in part. Motion is granted with regard to terminating Sections VI an VII as to Nat. T. Winston, but reserved with regard to Greene Valley. Quality Review Panel is directed to conduct a review of the compliance issues raised by the Motion and responses concerning Greene Vally and file an updated report with the Court within 90 days of the date of entry of this order or notify the Court that such update and time to conduct a review is not required. Defts are granted leave to file a motion seeking to dismiss the Harold Jordan Center from the settlement agreement. Other parties may file a response. Status conference is set for 2:30 on 7/12/04. (EOD 4/2/04) (cc: all counsel) (km) (Entered: 04/02/2004)
05/03/2004	699	MOTION by Nicole Porter, counsel for US to withdraw attorney of record (km) (Entered: 05/04/2004)
05/03/2004	700	AGREED ORDER by Judge Robert L. Echols that the Intervenor Parent Guardian Associations are awarded atty's fees and litigation expenses in the amount of \$300,000.00 to be paid by the State of Tennessee. (EOD 5/4/04) (cc: all counsel) (km) (Entered: 05/04/2004)
05/20/2004	701	ORDER by Judge Robert L. Echols granting motion of United States for Nicole Porter to withdraw as attorney of record [699-1]. Attys Schneider and Geissler will continue to represent the United States. EOD 5/21/04 (cc: all counsel) (gi) (Entered: 05/21/2004)
05/28/2004	702	NOTICE by Michael S. Lottman of filing the report of the Quality Review Panel's most recent review of the Greene Valley Dev Center, with the facility's compliance status updated to 4/03. The report is intended to be responsive to the Court's request for an update of our previous findings. (km) (Entered: 05/28/2004)
07/06/2004	703	NOTICE by Michael S. Lottman of filing the report of the Quality Review Panel's 2004 annual review of the Greene Valley Developmental Center. The report is intended to supplement and follow up on the report filed on 5/27/04. (gi) (Entered: 07/07/2004)
07/08/2004	704	SUPPLEMENTAL RESPONSE by USA to mtn for partial termination [498-1] (w/attached exhibit A) (gi) (Entered: 07/08/2004)
08/27/2004	705	ORDER by Magistrate Judge Juliet E. Griffin: There remains nothing for the Magistrate Judge to address in this case, and the Clerk is directed to forward the filings re attys fees to Judge Echols. (EOD 8/27/04) (cc: all counsel) (km) (Entered: 08/27/2004)
09/14/2004	706	CLERK'S RESUME: In Chambers Status conference held 7/12/04 ; State's motion for partial termination of settlement agreement (Docket Entry No. 498) as it related to the Greene Valley Dev Center remains reserved. Clerk is directed to file the Quality Review Panel's 7/2/04 report and the Joint status report No. 2. C/R: Charlotte Barr (km) (Entered: 09/15/2004)
09/14/2004	708	JOINT STATUS REPORT No. 2 of the State of Tennessee, People First of Tennessee, United States and Parent Guardian Associations (km) (Entered: 09/15/2004)
09/15/2004	707	ORDER by Judge Robert L. Echols: An in-chambers status conference was held 7/12/04. State's motion for partial termination of settlement agreement [498-1] as it related to the Greene Valley remains RESERVED. Clerk is directed to file the Quality Review Panel's 7/2/04, report on Greene Valley and the Joint Status Report No. 2. By 9/27/04, the State shall submit its report regarding Greene Valley and Clover Botton as well as the monthly risk assessment report, to the Court, with copies to all parties. Other parties shall then submit their responses to the State's reports by 10/15/04. Status conference is set for 3:00 on 11/1/04. (EOD 9/15/04) (cc: all counsel) (km) (Entered: 09/15/2004)



09/27/2004	709	NOTICE by Michael S. Lottman of filing the report of Quality Review Panel's annual system review of the services and supports provided to class members at the Clover Bottom Development Center. This report includes findings and recommendations resulting from the Panel's on site review at Clover Bottom 7/28-8/1/03. (w/attached review) (km) Modified on 09/28/2004 (Entered: 09/28/2004)
10/15/2004	710	RESPONSE by Class Representatives to State submission of compliance reports regarding Greene Valley and Clover Bottom Developmental Centers to [709-1] (w/attached exhibit A) (km) (Entered: 10/15/2004)
10/19/2004	711	RESPONSE by intervenor Parent-Guardian Asso to State's Compliance Reports [709-1] re Greene Valley & Clover Bommon Developmental Centers (hv) (Entered: 10/19/2004)
10/28/2004	712	NOTICE by Michael S. Lottman of filing the report of the Quality Review Panel's annual system review of services and supports provided to class members at the Clover Botton Dev Center. This report includes findings and recommendations resulting from the panel's on-site review at Clover Bottom on 10/4-8/04. (km) (Entered: 10/28/2004)
11/02/2004	713	MOTION by defts for permission to obtain in-patient mental health treatment at MTMHI (w/attached exhibits 1-4 and proposed order) (km) (Entered: 11/02/2004)
11/02/2004	714	DECLARATION of Henry M. Taylor re [713-1] (km) (Entered: 11/02/2004)
11/02/2004	715	DECLARATION of James Finch re [713-1] (km) (Entered: 11/02/2004)
11/02/2004	716	CERTIFICATE by defts of Consultation (km) (Entered: 11/02/2004)
11/04/2004	717	RESPONSE by USA to motion for permission to obtain in-patient mental health treatment at MTMHI [713-1] (km) (Entered: 11/04/2004)
11/05/2004	718	CLERK'S RESUME: Status conference held 11/1/04. Court was advised that CMS rep to conduct informal systems analysis review of the corrective actions taken by the State on 11/15/04 and a formal review the week of 12/6/04 and will then determine whether to lift the moratorium. State to furnish reply to parties' responses to State's reports on Greene Valley and Clover Bottom by 12/15/04. Formal tour by the parties of Green Valley shall take place in April 2005 with an informal tour taking place 30-45 days prior to the April date. Mr. Norris is responsible for scheduling the tours. Parties are to confer in advance on methodology, criteria and data concerns. US to make recommendation to parties concerning issues discussed related to the role of the Quality Review Panel by 11/30/04. Joint status report to be submitted by 2/8/05. In-person status conference with the Court will be scheduled. Superintendents of Clover Bottom, Greene Valley and the Harold Jordan Center are invited to attend. Evidentiary hearing on State's mtn for partial termination of the settlement agreement with regard to Greene Valley will be scheduled. C/R: Dorothy Stiles (gi) (Entered: 11/05/2004)
11/05/2004	719	ORDER by Judge Robert L. Echols: Mtn for permission to obtain in-patient mental health treatment at MTMHI [713-1] is granted provisionally. The Magistrate Judge's order of 10/27/99 is modified to allow Darryl B. to be transferred temporarily to MTMHI for mental health treatment until 4/30/05. Clover Bottom Developmental Center medical personnel and Darryl B.'s current psychiatrist shall consult with treatment professionals at MTMHI re appropriate treatment. During Darryl B.'s stay at MTMHI, the State shall submit monthly reports to the parties, the Quality Review Panel and the Court concerning his condition and the status of his transition to a more appropriate setting. Should it be determined that he will require treatment at MTMHI beyond 4/30/05, parties are to notify the Court of any action to be taken by the Court. EOD 11/5/04 (cc: all counsel) (gi) (Entered: 11/05/2004)
11/24/2004	720	ORDER by Judge Robert L. Echols: In-chambers status conference was held on 11/1/04. The agenda, as set forth in the 7/04 in-chambers meeting was discussed; See Order for complete details. Parties were directed, over the US objection, to submit a joint status report on 2/8/05. Next in-chambers status conference is set for 1:30 on 3/7/05. (EOD 11/29/04) (cc: all counsel) (km) (Entered: 11/29/2004)
11/30/2004	721	JOINT STATUS REPORT No. 3 of the State of Tennessee, People First of Tennessee, United States and Parent Guardian Associations (km) (Entered: 11/30/2004)

		11/30/2004)
02/08/2005	722	JOINT STATUS REPORT No. 4 of the State of Tennessee, People First of Tennessee, United States and Parent Guardian Associations (km) (Entered: 02/08/2005)
02/17/2005	723	MOTION by USA for leave to file materials regarding rate system (w/attached proposed order and attachments) (km) (Entered: 02/17/2005)
02/22/2005	724	ATTORNEY APPEARANCE by Darcey Kathleen Donehey for pltf USA (km) (Entered: 02/23/2005)
03/01/2005	725	LETTER from the Parent Guardian Associations to supplement concerns regarding the Quality Review Panel as expressed in Joint Status Report Number 4 (jb) (Entered: 03/01/2005)
03/07/2005	726	CLERK'S RESUME: In-chambers status conference held 3/7/05 ; An informal tour of Greene Valley by experts shall take place 3/14-18/05. Parties and Quality Review Panel (QRP) will notify the State by 3/25/05, of any remaining issues in dispute. A formal tour shall take place 4/25-29/05. The QRP shall provide a final report by 6/3/05. If no solution is resolved re the role of the QRP, the parties shall advise the Court. The next-in-chambers status conference shall be held 6/20/05 at 3:00 p.m. US Motion for leave to submit materials (Docket Entry No. 723) is denied. Order to enter. C/R: Dorothy Stiles (km) (Entered: 03/10/2005)
03/10/2005	727	ORDER by Judge Robert L. Echols: An informal tour of Greene Valley by experts of parties shall take place on 3/14-18/05. Parties and Quality Review Panel (QRP) will notify the State by 3/25/05, of any remaining issues in dispute. A formal tour shall take place 4/25-29/05. The QRP shall provide a final report by 6/3/05. If no solution is resolved re the role of the QRP, the parties shall advise the Court. Next in-chambers status conference set for 3:00 on 6/20/05. United States' motion for leave to file regarding rate system [723-1] is denied. (EOD 3/10/05) (cc: all counsel) (km) (Entered: 03/10/2005)
03/21/2005	728	NOTICE by Michael S. Lottman of filing the report of the Quality Review Panel's annual system review -2005- of the services provided to class members in West Tennessee community programs. (w/attached review) (km) (Entered: 03/21/2005)
04/07/2005	729	AGREED ORDER by Judge Robert L. Echols that the QRP will not report on any disputed issues until after they conduct a review in 5/05. As provided in the settlement agreement, the QRP will, if necessary, review any remaining issues in dispute after the parties conduct the forman review on 4/25-29/05. Following the review, the parties will notify the State of any issues still in dispute as to Greene Valley's noncompliance under the Settlement Agreement by 5/11/05. QRP will conduct a review of any issues still in dispute and provide the parties and the Court a final report in such issues by 6/3/05. (EOD 4/7/05) (cc: all counsel) (km) (Entered: 04/07/2005)
04/07/2005	730	ATTORNEY APPEARANCE and change of firm and address for Jonathan P. Lakey, counsel for defts Clover Bottom Devel, Don Sundquist, Julia Bratcher, Mental Health/Retard, Marjorie Nelle Cardwell, Larry L. Durbin, Health TN Dept, Fredia S. Wadley, Finance, TN Dept of, Bob Corker, Rusty Seibert (xc: Ann F.) (km) (Entered: 04/08/2005)
05/31/2005	731	TRANSCRIPT filed of proceedings held on 3/7/05 before Judge Echols. C/R: Dorothy Stiles (dlt) (Entered: 05/31/2005)
06/10/2005	732	JOINT STATUS REPORT No. 5 of the State of Tennessee, People First of Tennessee, United States and Parent Guardian Assoct. (km) (Entered: 06/13/2005)
09/14/2005	<u>733</u>	NOTICE by Michael S. Lottman of filing the report of the Quality Review Panel's annual system review of the services and supports provided to class members in Middle Tennessee community programs. (Attachments: # review and attachments )(km, ) (Entered: 09/15/2005)
09/21/2005	<u>734</u>	TRANSCRIPT prepared by OCR Charlotte Sloan for Proceedings held on 7/12/04 before Judge Echols. (km, ) (Entered: 09/22/2005)

12/06/2005	<u>735</u>	JOINT APPLICATION for Award of Attorney's Fees and Reimbursement of Expenses by the Intervenor Parent Guardian Associations and teh State of TN. (aef, ) (Entered: 12/06/2005)
12/06/2005	<u>736</u>	AGREED ORDER granting <u>735</u> Joint Application for Award of Attorney's Fees and Reimbursement of Expenses. The parties have agreed that \$65,100.67 for Attorney's Fees and \$19,837.95 for Expenses, which collectively represents an aggregate award of \$84,938.62. Signed by Judge Robert Echols on 12/6/05. (aef, ) (Entered: 12/06/2005)
12/22/2005	<u>737</u>	SCHEDULING ORDER FOR HEARING ON DEFTS' MOTION FOR PARTIAL TERMINATION OF THE SETTLEMENT AGREEMENT AS TO GREEN VALLEY DEVELOPMENTAL CENTER: Discovery ddl is set for 1/27/06. Joint Proposed Pretrial Order ddl is set for 3/16/06. Hearing is set for 3/28/06 at 9:00 AM. Signed by Judge Robert Echols on 12/16/05. (jb) (Entered: 12/23/2005)
12/30/2005	<u>738</u>	MOTION to Quash Deposition Subpoenas by Michael Lottman, Jaylon Fincannon, Rebecca Johnson, Frank Kupstas, and Melanie Reeves. Responses due by 1/17/2006 (km, ) (Entered: 01/03/2006)
12/30/2005	<u>739</u>	MEMORANDUM in Support of <u>738</u> MOTION to Quash filed by Michael Lottman, Jaylon Fincannon, Rebecca Johnson, Frank Kupstas, and Melanie Reeves. (km, ) (Entered: 01/03/2006)
01/03/2006	<u>740</u>	Mail Returned as Undeliverable. Mail sent to Roger Manus, counsel for pltfs. (km, ) (Entered: 01/05/2006)
01/09/2006	<u>741</u>	STATEMENT of matters at issue filed by Michael Lottman, Jaylon Fincannon, Rebecca Johnson, Frank Kupstas and Melanie Reeves re <u>738</u> Motion to Quash. (km, ) (Entered: 01/11/2006)
01/12/2006	<u>742</u>	MOTION for Leave to file reply to defts' response to Motion to Quash Deposition Subpoena by Michael Lottman, Jaylon Fincannon, Rebecca Johnson, Frank Kupstas, Melanie Reeves. Responses due by 1/30/2006 (km, ) Attachment(s) Memorandum Response added on 1/13/2006 (km, ). (Entered: 01/13/2006)
01/19/2006	<u>743</u>	ORDER: Court directs the Clerk to file Defts' Response in Opposition to Motion to Quash, as well as Deft's Motion to Compel production of documents. Court grants the QRP's Motion for Leave to file reply to defts' response to Motion to Quash deposition subpoenas <u>742</u> and directs the Clerk to file the Memorandum response of Michael Lottman to defts' Motion to compel, which is attached to Docket Entry No. 742. Court grants the QRP's Motion to Quash deposition subpoenas <u>738</u> and the Court denies defts' Motion to Compel production of documents pursuant to subpoena issued and served upon custodian of records for QRP. Signed by Judge Robert Echols on 1/19/06. (km, ) Modified text on 1/19/2006 (km, ). (Entered: 01/19/2006)
01/19/2006	<u>744</u>	RESPONSE in Opposition re <u>738</u> MOTION to Quash filed by Clover Bottom Development Center et al. (km, ) (Entered: 01/19/2006)
01/19/2006	<u>745</u>	MOTION to Compel by Clover Bottom Development Center et al. (w/attached exhibits A & B) Responses due by 2/6/2006 (km, ) (Entered: 01/19/2006)
01/19/2006	<u>746</u>	MEMORANDUM RESPONSE to <u>745</u> MOTION to Compel filed by Michael Lottman, Jaylon Fincannon, Rebecca Johnson, Frank Kupstas, Melanie Reeves. (km, ) (Entered: 01/19/2006)
01/26/2006	<u>747</u>	ORDER: Clerk is directed to file the Motion for a Preliminary Injunction and a Declaration, accompanying Memorandum in Support and Certificate of Consultation with appropriate copies to all parties . Signed by Judge Robert Echols on 1/26/06. (km, ) (Entered: 01/27/2006)
01/26/2006	<u>748</u>	MOTION for Preliminary Injunction and a Declaration by People First of Tennessee. Responses due by 2/13/2006 (km, ) (Entered: 01/27/2006)
01/26/2006	<u>749</u>	MEMORANDUM in Support of <u>748</u> MOTION for Preliminary Injunction filed by People First of Tennessee. (Attachments: # <u>1</u> Exhibit A-C# <u>2</u> Exhibit D-G)(km, ) (Entered: 01/27/2006)

01/26/2006	<u>750</u>	CERTIFICATE of Consultation re: 748 filed by People First of Tennessee. (km, ) (Entered: 01/27/2006)
02/14/2006	<u>762</u>	JOINT MOTION for Extension of Time for Parents Guardian Associations to File Response to People First's Motion for a Preliminary Injunction by People First of Tennessee & Parent-Guardian Associations. Responses due by 3/3/2006 (Motion inadvertently not filed; ruled on by order <u>752</u> )(gi, ) (Entered: 03/07/2006)
02/15/2006	<u>751</u>	RESPONSE in Opposition re <u>748</u> MOTION for Preliminary Injunction <i>and Declaration that Tenn. Code Ann. 71-5-105(b) Violates the Settlement Agreement and Title XIX of the Social Security Act</i> filed by Clover Bottom Development Center. (Dycus, Dianne) (Entered: 02/15/2006)
02/21/2006	<u>752</u>	ORDER: Parent Guardian Associations may respond to the Motion for Preliminary Injunction is extended to 3/3/06. Signed by Judge Robert Echols on 2/21/06. (hv) (Entered: 02/22/2006)
02/22/2006		Notice turned off for atty John Floyd per his call this date; His client, Comcare, was dismissed from the case. (aef, ) (Entered: 02/22/2006)
02/22/2006	<u>753</u>	ORDER: Clerk is directed to REOPEN this case. Signed by Judge Robert Echols on 2/22/06. (km, ) (Entered: 02/23/2006)
02/22/2006	<u>754</u>	ORDER: Clerk is directed to file the Motion for protective order and supporting memorandum, Joint written stmt of matters at issue and the Govt's 2/16/06 letter and attachments that were submitted to the Court by the US as part of the record in this case. Signed by Judge Robert Echols on 2/22/06. (km, ) (Entered: 02/23/2006)
02/22/2006	<u>755</u>	MOTION for Protective Order by USA. Responses due by 3/13/2006 (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)(km, ) (Entered: 02/23/2006)
02/22/2006	<u>756</u>	MEMORANDUM in Support of <u>755</u> MOTION for Protective Order filed by USA. (km, ) (Entered: 02/23/2006)
02/22/2006	<u>757</u>	JOINT Written Statement of matters at issue by USA (km, ) (Entered: 02/23/2006)
02/22/2006	<u>758</u>	Letter from Government re: Motion for Protective Order. (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)(km, ) (Entered: 02/23/2006)
03/03/2006	<u>759</u>	RESPONSE to Motion re <u>748</u> MOTION for Preliminary Injunction filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (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, and # <u>6</u> Exhibit 6 )(West, Dudley) Modified Text on 3/6/2006 (dt). (Entered: 03/03/2006)
03/03/2006	<u>760</u>	NOTICE of Filing by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center re <u>759</u> Response to Motion. (Attachments: # <u>1</u> Status Conference Part I and # <u>2</u> Status Conference Part II)(West, Dudley) Modified Text on 3/6/2006 (dt). (Entered: 03/03/2006)
03/06/2006		Note to Filer re: Docket Entry Nos. 759 & 760, exhibits attached. In both docket entry numbers the exhibits attached were not labeled. In the future, all exhibit must be labeled by using the text field to describe the attachment. (See figure 5-11 and accompanying text on page 28-29 of the User Manual). These pleadings Do Not need to be refiled. (dt) (Entered: 03/06/2006)
03/06/2006	<u>761</u>	NOTICE of Appearance by Linda L. Keyser on behalf of USA (Keyser, Linda) (Entered: 03/06/2006)
03/08/2006	<u>763</u>	MOTION for Attorney Fees ( <i>Joint Application</i> ) by People First of Tennessee. Responses due by 3/27/2006 (Attachments: # <u>1</u> Proposed Order On Joint Application for an award of fees and expenses to People First)(Schwarz, Earle) (Entered: 03/08/2006)
03/08/2006	<u>764</u>	Joint MOTION to Stay re <u>748</u> MOTION for Preliminary Injunction <i>filed by Plaintiffs</i> by Tennessee, State of, Clover Bottom Development Center. Responses due by

		3/27/2006 (Attachments: # <u>1</u> Proposed Order Staying Hearing on Plaintiffs' Motion for Preliminary Injunction)(Dycus, Dianne) (Entered: 03/08/2006)
03/09/2006		CERTIFICATES OF SERVICE: must contain the full mailing address for all opposing litigants, whether they are served electronically by filing with CM/ECF system or by US Mail (Local Rule 8(a)(4)). The certificate of service associated with the Motion for Atty Fees (#763) does NOT need to be re-filed. (hv) (Entered: 03/09/2006)
03/10/2006	<u>765</u>	PROPOSED ORDER OF DISMISSAL of <i>Greene Valley Developmental Center</i> filed by Tennessee, State of, Greene Valley Developmental Center. (Dycus, Dianne) (Entered: 03/10/2006)
03/13/2006	<u>766</u>	RESPONSE to Motion re <u>755</u> MOTION for Protective Order filed by People First of Tennessee. (Attachments: # <u>1</u> Exhibit Letter to Jonas Geissler)(Gran, Judith) (Entered: 03/13/2006)
03/13/2006	<u>767</u>	Proposed Pretrial Order <i>Proposed Order</i> by People First of Tennessee. (Gran, Judith) (Entered: 03/13/2006)
03/13/2006	<u>768</u>	CERTIFICATE Certificate of Service filed by People First of Tennessee. (Gran, Judith) (Entered: 03/13/2006)
03/14/2006		Attorney Michael L. Roden added for USA; Attorney Robert C. Watson terminated--no longer works for USA. (aef, ) (Entered: 03/14/2006)
03/16/2006	<u>769</u>	AGREED ORDER: Pltfs/Intervener People First, et al. are awarded fees and litigation expenses in the amount of \$295,212.00 to be paid by the State of Tennessee . Signed by Judge Robert Echols on 3/16/06. (km, ) (Entered: 03/16/2006)
03/16/2006	<u>770</u>	AGREED ORDER granting depts' motion for partial termination of the settlement agreement. In addition, while the Court retains jurisdiction in this matter, the terms and conditions shall apply as outlined in this order. Signed by Judge Robert Echols on 3/16/06. (km, ) (Entered: 03/17/2006)
03/30/2006	<u>771</u>	ORDER: Joint MOTION to Stay <u>764</u> re 748 MOTION for Preliminary Injunction filed by Plaintiffs is DENIED at this time, pending the conclusion of the current legislative session, with the right to renew. Signed by Judge Robert Echols on 3/30/06. (km, ) (Entered: 03/30/2006)
04/06/2006	<u>772</u>	NOTICE of Appearance by Amie Sosko Murphy on behalf of USA (Murphy, Amie) (Entered: 04/06/2006)
04/06/2006	<u>773</u>	ORDER denying as moot <u>755</u> Motion for Protective Order . Signed by Judge Robert Echols on 4/6/06. (km, ) (Entered: 04/07/2006)
04/12/2006	<u>774</u>	MOTION for permission to obtain in-patient mental health treatment at MTMHI by depts. Responses due by 5/1/2006 (gi, ) (Entered: 04/12/2006)
04/12/2006	<u>775</u>	ORDER granting <u>774</u> Motion for permission for class member Darryl B. to obtain in-patient mental health treatment at MTMHI for a period of time not to exceed 14 days from the date of admission. Signed by Judge Robert Echols on 4/12/06. (gi, ) (Entered: 04/12/2006)
05/08/2006	<u>776</u>	NOTICE by Michael S. Lottman of filing the report of the Quality Review Panel's annual system review of services and supports provided to class members at the Clover Botton Dev Center. (Attachments: # <u>1</u> attachment)(km, ) (Entered: 05/09/2006)
05/22/2006	<u>777</u>	STATUS REPORT <i>Joint Status Report No. 6</i> by Tennessee, State of. (Dycus, Dianne) (Entered: 05/22/2006)
05/30/2006	<u>778</u>	MOTION for permission to obtain in-patient mental health treatment at MTMHI by depts. Responses due by 6/16/2006 (km, ) (Entered: 05/31/2006)
05/30/2006	<u>779</u>	ORDER: Class member Darryl B. may receive inpatient mental health treatment from MTMHI not to exceed 30 days from the date of his admission at that facility. re: <u>778</u> . Signed by Judge Robert Echols on 5/30/06. (km, ) (Entered: 05/31/2006)

06/15/2006	<u>780</u>	NOTICE of Filing by Michael S. Lottman (Attachments: # <u>1</u> Quality Review Panel Annual System Review–2006 West Tennessee Community Programs On–Site Review Report# <u>2</u> Attachment 1)(km, ) (Entered: 06/15/2006)
08/09/2006	<u>781</u>	MOTION to Withdraw as Attorney <i>s Previously Appearing for the United States</i> by USA. Responses due by 8/28/2006 (Attachments: # <u>1</u> Proposed Order granting motion to withdraw)(Keyser, Linda) (Entered: 08/09/2006)
08/15/2006	<u>782</u>	AGREED ORDER: Defts may utilize private or public facilities for inpatient mental health treatment of class members in the Middle Tennessee region. See order for complete details. Signed by Judge Robert Echols on 8/14/06. (km, ) (Entered: 08/15/2006)
08/30/2006	<u>783</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by People First of Tennessee. Responses due by 9/18/2006 (Attachments: # <u>1</u> Proposed Order On Joint Application for Fees and Expenses)(Schwarz, Earle) (Entered: 08/30/2006)
08/31/2006		NOTE TO FILER: Re: Document No. 783; The Certificate of Service should include the names and addresses for all persons served, whether electronically or by mail. This document does not need to be refiled unless otherwise directed by the Court. (km, ) (Entered: 08/31/2006)
09/07/2006	<u>784</u>	AGREED ORDER that the Pltfs/Intervener People First, et al., are awarded attys fees and litigation expenses in the amount of \$136,934.50 to be paid by the State of Tennessee. re <u>783</u> Motion for Attorney Fees . Signed by Judge Robert Echols on 9/7/06. (km, ) (Entered: 09/07/2006)
10/10/2006	<u>785</u>	ORDER granting <u>781</u> Motion to Withdraw as Attorney. Attorney Deval L. Patrick; Steven H. Rosenbaum; Darcey Kathleen Donehey and Robinsue Frohboese terminated . Signed by Judge Robert Echols on 10/10/06. (km, ) (Entered: 10/10/2006)
11/07/2006	<u>786</u>	MOTION for Attorney Fees by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Proposed Order for Joint Application for Award of Attorneys' Fees and Expenses)(Hardin, Hal) (Entered: 11/07/2006)
11/08/2006		Note to Filer re DE #786: Pursuant to Clerk's Office procedure, Certificates of Service should include the names and full addresses for all persons served, whether electronically or by other means. This document does not need to be re–filed unless otherwise directed by the Court. (km, ) (Entered: 11/08/2006)
12/19/2006	<u>787</u>	AGREED ORDER that the Intervenor PGA are awarded atty's fees and expenses in the aggregate amount of \$50,951.75. Based on the stmts made in the joint application <u>786</u> , this award shall in satisfaction of hours expended and costs incurred in connection with the PGA's monitoring and enforcement work during the period from 10/1/05 through 10/6/06 . Signed by Judge Robert Echols on 12/19/06. (km, ) (Entered: 12/19/2006)
02/21/2007	<u>788</u>	NOTICE of Filing by Michael Lottman (Attachments: Quality Review Panel– Annual System Review 2006 (Attachment 1) 2006 Compliance Grid (Attachment 2) 2006 Provider Data (Attachment 3) Graph: Issue/Service Area Ratings 2002 to 2006 (Attachment 4) Individual Class Member Recommendations)(km, ) (Entered: 02/21/2007)
04/16/2007	<u>789</u>	NOTICE by Michael Lottman of filing the report of the Quality Review Panel's Annual System Review at the Clover Bottom Development Center (km, ) (Entered: 04/20/2007)
05/21/2007	<u>790</u>	MOTION to Withdraw as Attorney <i>for Linda Keyser, Esq.</i> by USA. (Attachments: # <u>1</u> Proposed Order Granting Motion to Withdraw Appearance of Linda Keyser, Esq.)(Geissler, R.) (Entered: 05/21/2007)
06/13/2007	<u>791</u>	ORDER granting <u>790</u> Motion to Withdraw as Attorney for the United States. Attorney Linda L. Keyser terminated . Signed by Judge Robert Echols on 6/12/07. (km, ) (Entered: 06/13/2007)

06/29/2007	<u>792</u>	MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center by Tennessee, State of. (Dycus, Dianne) (Entered: 06/29/2007)
06/29/2007	<u>793</u>	MEMORANDUM in Support of <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center filed by Tennessee, State of. (Dycus, Dianne) (Entered: 06/29/2007)
06/29/2007	<u>794</u>	DECLARATION of Dr. Larry Latham filed by Tennessee, State of re: <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center. (Dycus, Dianne) (Entered: 06/29/2007)
06/29/2007	<u>795</u>	DECLARATION of Dr. Levi Harris filed by Tennessee, State of re: <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center. (Dycus, Dianne) (Entered: 06/29/2007)
07/02/2007		Note to Filer re DE #794 & 795: Also included with the Declaration should be an appropriate certificate indicating that defts have been served with the pleading and the date of such service. Each exhibit should be filed as a separate attachment to the main document and the mandatory description field used. These documents do not need to be re-filed unless otherwise directed by the Court. (km, ) (Entered: 07/02/2007)
07/30/2007	<u>796</u>	MOTION for Leave to File Accompanying Motion for Protective Order by Tennessee, State of. (Attachments: # <u>1</u> Exhibit Motion for Protective Order# <u>2</u> Exhibit Exhibit 1 to Motion for Protective Order# <u>3</u> Exhibit Memorandum in Support of Motion for Protective Order# <u>4</u> Exhibit Certificate of Consultation)(Dycus, Dianne) (Entered: 07/30/2007)
07/30/2007	<u>797</u>	NOTICE by Michael Lottman of filing the report of the Quality Review Panel's annual system review of the services and supports provided to class members in West Tennessee community programs. The on-site portion of this review was completed on 4/16-20/07 (Attachments: # <u>1</u> Pages 26-75)(km, ) (Entered: 07/31/2007)
08/06/2007	<u>798</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order On Joint Application for the payment of fees and expenses)(Schwarz, Earle) (Entered: 08/06/2007)
08/21/2007	<u>799</u>	AGREED ORDER: Pltfs/Intervener People First, et al. are awarded attys fees and litigation expenses in the amount of \$119,469.28 to be paid by the State of Tennessee . Signed by Judge Robert Echols on 8/16/07. (km, ) (Entered: 08/21/2007)
08/28/2007	<u>800</u>	ORDER granting <u>796</u> Motion for Leave to file accompanying Motion for Protective Order. Signed by Judge Robert Echols on 8/28/07. (km, ) (Entered: 08/29/2007)
08/29/2007	<u>801</u>	MOTION for Protective Order by Tennessee, State of. (Attachments: # <u>1</u> Exhibit Notice of Deposition of Nirbay Singh)(km, ) (Entered: 08/29/2007)
08/29/2007	<u>802</u>	MEMORANDUM in Support of <u>801</u> MOTION for Protective Order filed by Tennessee, State of. (km, ) (Entered: 08/29/2007)
08/29/2007	<u>803</u>	CERTIFICATE of Consultation with counsel re <u>801</u> filed by Tennessee, State of (km, ) (Entered: 08/29/2007)
08/30/2007	<u>804</u>	ORDER: Defts <u>801</u> Motion for Protective Order is granted and Pltf People First's Notice of Deposition of Nirhay Singh is quashed. Signed by Judge Robert Echols on 8/30/07. (km, ) (Entered: 08/31/2007)
09/20/2007	<u>805</u>	MOTION for Extension of Time to File Response/Reply as to <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center by USA. (Attachments: # <u>1</u> Certificate of Service# <u>2</u> Proposed Order)(Murphy, Amie) (Entered: 09/20/2007)
09/25/2007	<u>806</u>	ORDER granting <u>805</u> Motion for Extension of Time to File Response to <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center; response now due 10/30/07. Signed by Judge Robert Echols on 9/25/07. (hv) (Entered: 09/26/2007)

09/28/2007	<u>807</u>	MOTION for Extension of Time to File Response/Reply as to <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order Proposed Order Granting Additional Time# <u>2</u> Certificate of Service)(Gran, Judith) (Entered: 09/28/2007)
09/28/2007	<u>808</u>	MOTION for Extension of Time to File Response/Reply as to <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Proposed Order# <u>2</u> Certificate of Service)(West, Dudley) (Entered: 09/28/2007)
10/01/2007		Note to Filer re DE #807: The Certificate of Service should be signed using the "s/" followed by the filer's typed name. This document does not need to be re–filed unless otherwise directed by the Court. (km) (Entered: 10/01/2007)
10/05/2007	<u>809</u>	ORDER: <u>807</u> Motion for Extension of Time to File Response/Reply and <u>808</u> Motion for Extension of Time to File Response/Reply re <u>792</u> MOTION Partial Termination of Settlement Agreement is granted and the time within which responses are due is extended to 10/30/07. Signed by Judge Robert Echols on 10/5/07. (km) (Entered: 10/09/2007)
10/09/2007	<u>810</u>	Mail Returned as Undeliverable. <u>806</u> Order on Motion for Extension of Time to File Response/Reply,. Mail sent to Rebecca Johnson (km) (Entered: 10/10/2007)
10/11/2007	<u>811</u>	NOTICE by Michael Lottman of filing the report of the Quality Review Panel's annual system review. (Attachments: # <u>1</u> 2007 Compliance Grid# <u>2</u> 2007 Provider Data# <u>3</u> Displays: Overall Issue/Service Area Ratings 2002–2007# <u>4</u> Individual Class Member Recommendations 2007# <u>5</u> Correspondence Regarding Defts' Refusal to Respond)(km) (Entered: 10/11/2007)
10/22/2007	<u>812</u>	Joint MOTION to Hold in Abeyance State's Motion for Partial Termination of Settlement Agreement with regard to Harold Jordan Center re <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center ( <i>Joint Motion of United States and State of Tennessee</i> ) with <i>Certificate of Service</i> by USA. (Attachments: # <u>1</u> Proposed Order Granting Joint Motion of the United States and the State of Tennessee Defendants to Hold in Abeyance State's Motion for Partial Termination of Settlement Agreement with Regard to Harold Jordan Center)(Geissler, R.) (Entered: 10/22/2007)
10/24/2007	<u>813</u>	ORDER granting <u>812</u> Joint Motion to hold in abeyance State's Motion for partial termination of settlement agreement with regard to Harold Jordan Center. Signed by Judge Robert Echols on 10/24/07. (km) (Entered: 10/25/2007)
10/30/2007	<u>814</u>	RESPONSE to Motion re <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center filed by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (West, Dudley) (Entered: 10/30/2007)
10/30/2007	<u>815</u>	MOTION for Extension of Time to File Response/Reply as to <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center <i>Motion to Hold in Abeyance the State's Motion for Partial Termination of the Settlement Agreement with Regard to the Harold Jordan Center</i> by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order)(Gran, Judith) (Entered: 10/30/2007)
10/31/2007		Note to Filer re DE 814: Pursuant to court policy and procedure, Certificates of Service must include the names and full addresses for all persons served (whether served electronically or by other means), what was served, method of service and date of service. (See Local Rule 5.01.) Please file a conformed Certificate of Service for this document. (km) (Entered: 10/31/2007)
10/31/2007	<u>816</u>	CERTIFICATE OF SERVICE by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center re <u>814</u> Response to Motion, (West, Dudley) (Entered: 10/31/2007)



11/09/2007	<u>817</u>	ORDER granting <u>815</u> Motion for Extension of Time to 2/27/08 to File Response to <u>792</u> Motion for Partial Termination of Settlement Agreement. Signed by Judge Robert Echols on 11/9/07. (gi) (Entered: 11/09/2007)
11/28/2007	<u>818</u>	Consent MOTION for Attorney Fees <i>and Expenses (Eighth Supplemental)</i> by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order On Eighth Supplemental Application for Fees and Expenses)(Schwarz, Earle) (Entered: 11/28/2007)
11/29/2007		Note to Filer re DE #818: Pursuant to court policy and procedure, Certificates of Service must include the names and full addresses for all persons served (whether served electronically or by other means), what was served, method of service and date of service. (See Local Rule 5.01.) Please file a conformed Certificate of Service for this document. (km) (Entered: 11/29/2007)
12/03/2007	<u>819</u>	NOTICE by People First of Tennessee re Docket Annotation, <i>of filing Conformed Certificate of Service of Joint Application for Fees and Expenses</i> (Schwarz, Earle) (Entered: 12/03/2007)
12/03/2007	<u>820</u>	AGREED ORDER granting <u>818</u> Joint Application for an award of attys' fees and expenses to People First. Pltfs/Intervener People First, et al. are awarded attys fees and litigation expenses in the amount of \$86,100.86 to be paid by the State of Tennessee. Motion for Attorney Fees. Signed by Judge Robert Echols on 11/30/07. (km) (Entered: 12/03/2007)
12/12/2007	<u>821</u>	Consent MOTION for Attorney Fees <i>and Expenses</i> by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Proposed Order for Joint Application for Award of Attorneys' Fees and Expenses)(West, Dudley) (Entered: 12/12/2007)
01/10/2008	<u>822</u>	NOTICE by Michael Lottman/QRP advising the Court of the failure of the defts in this action to participate in the primary mechanism established by the Settlement Agreement for oversight and monitoring of the implementation effort. (Attachments: # <u>1</u> Letters re: QRP West Tennessee Report (2007)# <u>2</u> Letters re: QRP Middle Tennessee Report (2007)# <u>3</u> Clover Bottom Response to 2007 QRP Report 5/24/07# <u>4</u> QRP Reply to Clover Bottom Response (2007) 8/28/07# <u>5</u> Letters re: Clover Bottom Report/Response (2007))(km) (Entered: 01/11/2008)
01/24/2008	<u>823</u>	MOTION for Leave to To File Accompanying Response to the Quality Review Panel's January 9, 2008 Letter and Declaration of Stephen H. Norris re <u>822</u> Notice by Tennessee, State of. (Attachments: # <u>1</u> Exhibit Response of Defendants to the Quality review Panel's January 9, 2008 Letter# <u>2</u> Exhibit Declaration of Stephen H. Norris in Support of Response to the Quality Review Panel's January 9, 2008 Letter)(Dycus, Dianne) Modified text on 1/31/2008 (km). (Entered: 01/24/2008)
01/28/2008	<u>824</u>	AGREED ORDER: Intervenor PGA are awarded atty's fees and expenses in the aggregate amount of \$23,037.07. Based on the statement made in the joint application <u>821</u> , this award shall be in satisfaction of hours expended and costs incurred in connection with the PGA's monitoring and enforcement work during the period from 10/7/07 -11/30/07. Signed by Judge Robert Echols on 1/28/08. (km) (Entered: 01/29/2008)
02/04/2008	<u>825</u>	ORDER: <u>823</u> Motion for Leave to File Accompanying Response to the Quality Review Panel's 1/9/08 Letter and Declaration of Stephen H. Norris is granted. The Clerk is directed to give the Response attached to the Motion a separate docket entry number. The Clerk is also in receipt of a 1/30/08, letter from Michael S. Lottman Chair of the Quality Panel Review Panel seeking leave to reply to Defts' Response. The request is granted. The Clerk is directed to docket the letter as a Reply. Signed by Judge Robert Echols on 2/4/08. (km) (Entered: 02/04/2008)
02/04/2008	<u>826</u>	RESPONSE of Defts Tennessee, State, et al. to the Quality Review Panel's 1/9/08 Letter <u>822</u> and MOTION to Strike Docket Entry No. <u>822</u> . (km) Modified text on 5/29/2008 (km). (Entered: 02/04/2008)
02/04/2008	<u>827</u>	DECLARATION of Stephen H. Norris filed by Tennessee, State of re: <u>826</u> Response. (km) (Entered: 02/04/2008)

02/04/2008	<u>828</u>	REPLY filed by Michael Lottman, Quality Review Panel re <u>826</u> Response filed by Tennessee, State of. (km) (Entered: 02/04/2008)
02/04/2008	852	MOTION to Strike <u>822</u> Letter by Tennessee, State of. (Docketed per Order # 849 – See DE #826 for document) (km) (Entered: 06/02/2008)
02/12/2008	<u>830</u>	ORDER: Court is in receipt of the Quality Review Panel's "Supplemental Report on Community Programs" intended to supplement its annual review of class members' community services for 2007. (See Docket Entry Nos. <u>797</u> , <u>811</u> ). Clerk is directed to file the report, and accompanying 2/1/08, cover letter from Michael S. Lottman, as a part of the record in this case. Signed by Judge Robert Echols on 2/12/08. (km) (Entered: 02/13/2008)
02/13/2008	<u>829</u>	MOTION and MEMORANDUM FOR LEAVE TO FILE RESPONSE TO DEFENDANTS' RESPONSE TO QUALITY REVIEW PANEL'S JANUARY 9, 2008 LETTER, AND MOTION FOR LEAVE TO CROSS MOVE re <u>826</u> Response by USA. (Attachments: # <u>1</u> Proposed Order (2) Response (3) Proposed Order (Geissler, R.) Modified text on 2/14/2008 (km). (Entered: 02/13/2008)
02/13/2008	<u>831</u>	NOTICE by Michael Lottman of filing the report of the Quality Review Panel that is intended to supplement its annual review of class members community services for 2007 in light of recent critical developments. (Attachments: # <u>1</u> QRP Letter to DMRS 12/21/07# <u>2</u> DMRS Memorandum Re: Reimbursement Reductions 12/6/07# <u>3</u> DMRS Letter to Consumers et al., (including fact sheet) 1/18/08# <u>4</u> DMRS Memorandum Re: Rate Adjustments 12/26/07# <u>5</u> Memorandum of Concerns Re: Nursing Policies# <u>6</u> DMRS Memorandum Re: Cost Review Initiatives 10/21/07# <u>7</u> DMRS Cost Review Protocols 1/08# <u>8</u> DMRS Memorandum Re: Cost Review Process 1/9/08)(km) (Entered: 02/13/2008)
02/25/2008	<u>832</u>	RESPONSE in Support of United States' Cross Motion to require defts to provide plans of correction for systemic deficiencies identified in Quality Review Panel Reports re <u>829</u> re <u>826</u> Response filed by People First of Tennessee. (Schwarz, Earle) Modified text on 2/25/2008 (km). (Entered: 02/25/2008)
02/26/2008	<u>833</u>	MOTION for Extension of Time to File Response/Reply as to <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center by USA. (Attachments: # <u>1</u> Proposed Order Granting United States' Motion for Extension of Time to Respond to Defendants' Motion for Partial Termination)(Geissler, R.) (Entered: 02/26/2008)
02/27/2008	<u>834</u>	RESPONSE in Opposition re <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center filed by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order # <u>2</u> Certificate of Service)(Gran, Judith) (Entered: 02/27/2008)
02/28/2008		Note to Filer re DE 834: The Certificate of Service should be signed using the "s/" followed by the filer's typed name. This document does not need to be re–filed unless otherwise directed by the Court. (km) (Entered: 02/28/2008)
02/29/2008	<u>835</u>	MOTION for Leave to to File Accompanying Response in Opposition to United States' Cross Motion to Require Defendants to Provide Plans of Correction for Systemic Deficiencies Identified in Quality Review Panel Annual Reports (Attachment: # 1) Exhibit–Response in Opposition to United States' Cross Motion to Require Defendants to Provide Plans of Correction)(Dycus, Dianne) Modified text on 3/4/2008 (gi). (Entered: 02/29/2008)
03/10/2008	<u>836</u>	MOTION for Leave to file reply to Defts' Opposition to Cross Motion re <u>835</u> by USA.(Attachments: # <u>1</u> Appendix Reply to Defendants Opposition to Cross Motion to Require Defendants to Provide Plans of Correction for Systemic Deficiencies Identified in Quality Review Panel Annual Reports# <u>2</u> Proposed Order Granting the United States Motion for Leave to File Reply (Geissler, R.) Modified text on 3/10/2008 (km). (Entered: 03/10/2008)
03/13/2008	<u>837</u>	ORDER: <u>835</u> Motion for Leave to file response is granted. Clerk is directed to give the response attached to the Motion a separate docket entry number. Signed by Judge Robert Echols on 3/13/08. (km) (Entered: 03/14/2008)

03/13/2008	<u>838</u>	RESPONSE in Opposition re <u>829</u> MOTION for Leave to file MOTION COMBINED WITH MEMORANDUM IN SUPPORT FOR LEAVE TO FILE RESPONSE TO DEFENDANTS' RESPONSE TO QUALITY REVIEW PANEL'S JANUARY 9, 2008 LETTER, AND FOR LEAVE TO CROSS MOVE filed by defts State of Tennessee, et al. (km) (Entered: 03/14/2008)
03/13/2008	<u>839</u>	ORDER: <u>836</u> Motion for Leave to file reply is granted. The reply is attached to the Motion and the Clerk is directed to give the Reply a separate docket entry number. Signed by Judge Robert Echols on 3/13/08. (km) (Entered: 03/14/2008)
03/13/2008	<u>840</u>	REPLY to Response to <u>829</u> MOTION for Leave to file MOTION COMBINED WITH MEMORANDUM IN SUPPORT FOR LEAVE TO FILE RESPONSE TO DEFENDANTS' RESPONSE TO QUALITY REVIEW PANEL'S JANUARY 9, 2008 LETTER, AND FOR LEAVE TO CROSS MOVE filed by USA. (km) (Entered: 03/14/2008)
03/14/2008	<u>841</u>	MOTION for Leave to Leave to File re <u>840</u> Reply to Response to Motion, by Tennessee, State of. (Attachments: # <u>1</u> Exhibit Defendants' Surreply to United States' Reply to Defendants' Opposition to United States' Cross Motion to Require Defendants to Provide Plans of Corrections)(Dycus, Dianne) (Entered: 03/14/2008)
03/26/2008	<u>842</u>	ORDER granting <u>841</u> Motion for Leave to File Sur-reply. Signed by Judge Robert Echols on 03/26/08. (ab) (Entered: 03/27/2008)
03/26/2008	<u>843</u>	SURREPLY filed by Defts. State of Tennessee in Opposition to the United State's <u>829</u> Cross Motion. (ab) (Entered: 03/27/2008)
03/27/2008	<u>844</u>	ORDER: <u>833</u> Motion for Extension of Time to File Response/Reply re <u>792</u> MOTION Partial Termination of Settlement Agreement with regard to Harold Jordan Center is granted, and the time within which the United States may respond is extended from 2/27/08 to 3/30/08. Signed by Judge Robert Echols on 3/27/08. (km) (Entered: 03/28/2008)
03/31/2008	<u>845</u>	RESPONSE to <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center filed by USA. (Geissler, R.) Modified text on 3/31/2008 (km). (Entered: 03/31/2008)
04/25/2008	<u>846</u>	ORDER: The Court is in receipt of the Quality Review Panel's "Annual System Review Clover Bottom Developmental Center" dated 4/22/08. Clerk is directed to file the report, and accompanying letter, dated 4/21/08, from Michael S. Lottman, as a part of the record in this case. Signed by Senior Judge Robert Echols on 4/25/08. (km) (Entered: 04/25/2008)
04/25/2008	<u>847</u>	NOTICE by Michael Lottman of filing the report of the Quality Review Panel's annual system review of the services and supports provided to class members at the Clover Bottom Developmental Center. (km) (Entered: 04/25/2008)
05/29/2008	<u>848</u>	ORDER: A hearing in this case is scheduled for 6/18/2008 09:00 AM before Senior Judge Robert Echols. The parties shall attend and be prepared to discuss the matters as outlined in this order. Signed by Senior Judge Robert Echols on 5/29/08. (km) (Entered: 05/29/2008)
05/29/2008	<u>849</u>	ORDER: <u>829</u> Motion filed by the United States is granted. Clerk is directed to give the Reply/Cross Motion, which is filed as an attachment to the Motion (Docket Entry No. 829-2), a separate docket entry number and docket it as a: Reply to the State's Response (Docket Entry No. 826); and "Cross Motion to Require Defendants to Provide Plans of Corrections for Systemic Deficiencies Identified in Quality Review Panel Annual Reports"; and The Clerk is directed to note on the docket sheet that Docket Entry No. 826 is a: Response by the State to Docket Entry No. 822 and Motion to Strike Docket Entry No. 822. Parties are directed not to file any further pleadings before the hearing set by separate order without prior permission of the Court.. Signed by Senior Judge Robert Echols on 5/29/08. (km) (Entered: 05/29/2008)
05/29/2008	<u>850</u>	REPLY filed by USA re <u>826</u> Response filed by Tennessee, State of. (km) (Entered: 05/29/2008)
05/29/2008	<u>851</u>	CROSS MOTION to require defts to provide plans of correction for systemic deficiencies identified in Quality Review Panel Annual Reports by USA. (km)

		(Entered: 05/29/2008)
06/09/2008	<u>853</u>	ORDER: The Court is in receipt of the Quality Review Panel's "Annual System Review – 2007 East Tennessee Community Programs" dated 2/29/08. The Clerk is directed to file the report, and accompanying cover letter, dated 2/29/08, from Michael S. Lottman, as a part of the record in this case. Signed by Senior Judge Robert Echols on 6/9/08. (km) (Entered: 06/10/2008)
06/10/2008	<u>854</u>	NOTICE of Filing the report of the Quality Review Panel's annual system review of the services and supports provided to class members in 2007 in East Tennessee community programs by Michael Lottman (Attachments: # <u>1</u> Attachment 1–3, # <u>2</u> Attachment 4)(km) (Entered: 06/10/2008)
06/17/2008	<u>855</u>	ORDER: The Court is in receipt of the Quality Review Panel's "Supplemental Report on Community Placement – Clover Bottom Developmental Center" dated June 10, 2008. The clerk is directed to file the report, and accompanying cover letter, dated June 10, 2008, from Michael S. Lottman, as a part of the record in this case. Signed by Senior Judge Robert Echols on 6/17/08. (kb) (Entered: 06/17/2008)
06/17/2008	<u>856</u>	NOTICE of Filing (re <u>855</u> Order) the Quality Review Panel's Supplemental Report on Community Placement – Clover Bottom Developmental Center dated 6/10/08 and the accompanying cover letter of 6/10/08 from Michael S. Lottman. (kb) (Entered: 06/17/2008)
06/18/2008	<u>857</u>	Minute Entry for proceedings held before Senior Judge Robert Echols: Hearing on Motions held on 6/18/2008 (Court Reporter Dorothy Stiles.) (km) (Entered: 06/19/2008)
06/27/2008	<u>858</u>	ORDER: Court held a hearing on 6/18/08. The following deadlines were established and agreed upon by the parties: expert disclosures are due 7/18/08, with rebuttal expert disclosures due 8/18/08., Discovery due by 9/30/2008., Dispositive Motions due by 10/15/2008., Hearing on <u>792</u> MOTION Partial Termination of Settlement Agreement or, in the alternative, to Modify the Settlement Agreement regarding Harold Jordan Center is set for 1/7/2009 09:00 AM before Senior Judge Robert Echols. Signed by Senior Judge Robert Echols on 6/27/08. (km) (Entered: 06/27/2008)
06/30/2008	<u>859</u>	ORDER: The State's motion to strike Mr. Lottman's 1/9/08 letter from the record <u>852</u> is denied. The United States's cross motion to require defts to provide plans of correction for systemic deficiencies identified in Quality Review Panel Annual Reports <u>851</u> is denied. Parties are directed to inform the Court jointly in writing within 20 days whether the parties wish to resume quarterly status conferences with an assigned Magistrate Judge or whether the parties desire, and can agree to, appointment of an outside mediator or special master. Signed by Senior Judge Robert Echols on 6/30/08. (gi) (Entered: 06/30/2008)
07/21/2008	<u>860</u>	NOTICE of Parties Filing in Conformity with Order Entered June 30, 2008 by Tennessee, State of re <u>859</u> Order (Dycus, Dianne) Modified text on 7/22/2008 (km). (Entered: 07/21/2008)
08/27/2008	<u>861</u>	Transcript filed for dates of 6/18/08 before Judge Echols. Court Reporter/Transcriber: Dorothy Stiles, Telephone number: 615–330–1764, E–Mail Address: Dorothy_Stiles@tnmd.uscourts.gov. 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. Intent to Request Transcript Redaction due 9/8/2008. Redaction Request due 9/15/2008. Redacted Transcript Deadline set for 9/24/2008. Release of Transcript Restriction set for 11/24/2008. (km) (Entered: 08/27/2008)
09/11/2008	<u>862</u>	ORDER: The Court is in receipt of the Quality Review Panel's "Annual System Review – 2008 West Tennessee Community Programs" dated 7/29/08, with cover letter and "Compliance Mediation Report Harold Jordan Center," dated 6/26/08, with cover letter. The Clerk is directed to file the reports, and accompanying cover letters from Michael S. Lottman as a part of the record in this case. Signed by Senior Judge Robert Echols on 9/11/08. (km) (Entered: 09/12/2008)

09/12/2008	<u>863</u>	NOTICE of Filing the report of the Quality Review Panel's compliance mediation report on the services and supports provided to class members at the Harold Jordan Center operated by the defts by Michael Lottman re <u>862</u> Order, (Attachments: # <u>1</u> Quality Review Panel's annual system report, # <u>2</u> Cont')(km) (Entered: 09/12/2008)
09/15/2008	<u>864</u>	ORDER: The Court REFERS this case to Magistrate Judge Joe Brown to mediate the parties' concerns re the Quality Review Panel ("QRP"), including changing the composition of the QRP. On-the record Status Conference set for 1/7/2009 09:00 AM before Senior Judge Robert Echols. Signed by Senior Judge Robert Echols on 9/15/08. (km) (Entered: 09/15/2008)
09/18/2008	<u>865</u>	ORDER: In order to prepare for this mediation and to select a date, a telephone conference with parties only is set for 9/24/2008 03:30 PM before Magistrate Judge Joe Brown. Signed by Magistrate Judge Joe B. Brown 9/18/08. (km) (Entered: 09/18/2008)
09/19/2008	<u>866</u>	NOTICE of Change of Address by Quality Review Panel (km) (Entered: 09/22/2008)
09/22/2008		Address updated for Quality Review Panel/Michael S. Lottman this date per DE No. 866. (af) (Entered: 09/22/2008)
09/24/2008	<u>867</u>	ORDER: The Court has received a letter from Mr. Michael S. Lottman resigning as chairman of the Quality Review Panel, effective 10/15/08. The Court accepts Mr. Lottman's resignation. Under the supervision of the Magistrate Judge, the parties shall consult with each other on the selection of a replacement member for the retiring Mr. Lottman, and selection of a new chairman. Clerk is directed to file Mr. Lottman's letter of resignation as part of the record in this case. Signed by Senior Judge Robert Echols on 9/24/08. (km) (Entered: 09/24/2008)
09/24/2008	<u>868</u>	Letter from Mr. Michael S. Lottman filed per Order # 867. (km) (Entered: 09/24/2008)
09/25/2008	<u>869</u>	ORDER: A telephone conference was held with the parties in this matter on 9/24/08. After discussion with the parties, this matter is set for an initial mediation session on 10/10/2008 at 01:00 PM before Magistrate Judge Joe Brown. Signed by Magistrate Judge Joe Brown on 9/25/08. (km) (Entered: 09/26/2008)
09/26/2008	<u>870</u>	PROPOSED ORDER GRANTING DEFENDANTS' MOTION FOR PARTIAL TERMINATION OF THE SETTLEMENT AGREEMENT AS TO HAROLD JORDAN CENTER by Tennessee, State of. (Dycus, Dianne) Modified text on 9/29/2008 (km). (Entered: 09/26/2008)
09/30/2008	<u>871</u>	ORDER: For good cause shown and as no party now opposes the pending motion, it is therefore ORDERED that Defts' Motion to Terminate with respect to conditions at Harold Jordan Center <u>792</u> is GRANTED on the basis that defts have demonstrated the achievement and maintenance of substantial compliance with sections VI(Institution Care and Services) and VII(Protection From Harm) of the Settlement Agreement. In addition, while the Court retains jurisdiction of this matter, the terms and conditions as outlined in this order shall apply. Signed by Senior Judge Robert Echols on 9/30/08. (km) (Entered: 09/30/2008)
10/09/2008	<u>872</u>	MOTION for Leave to Leave to File Motion to Amend re <u>871</u> Order on Motion for Miscellaneous Relief,, MOTION to Amend/Correct by USA. (Attachments: # <u>1</u> Appendix Motion and Combined Memorandum to Amend Order, # <u>2</u> Proposed Order Granting United States' Motion for Leave to File Motion to Amend)(Geissler, R.) (Entered: 10/09/2008)
10/15/2008	<u>873</u>	ORDER: In order to continue to move this process forward, a further Telephone Conference with the parties is set for 11/13/2008 10:00 AM. The parties should call 615-695-2851 at the appointed hour. Signed by Magistrate Judge Joe Brown on 10/15/08. (km) (Entered: 10/15/2008)
10/31/2008	<u>874</u>	ORDER: The Court is in receipt of the Quality Review Panel's "Annual System Review - 2008 Middle Tennessee Community Programs" dated 10/3/08, with cover letter from Chairman Michael Lottman. Clerk is directed to file the report, and accompanying cover letter from Michael S. Lottman as a part of the record in this case. Signed by Senior Judge Robert Echols on 10/31/08. (km) (Entered: 10/31/2008)

10/31/2008	<u>875</u>	ORDER granting <u>872</u> motion for leave to file motion to amend order granting partial termination of settlement agreement with regard to Harold Jordan Center. The Clerk is directed to accept for filing the United States' motion to amend order. Signed by Senior Judge Robert Echols on 10/31/08. (af) (Entered: 11/03/2008)
10/31/2008	<u>876</u>	MOTION with Combined Memorandum by USA to Amend Order granting partial termination of settlement agreement with regard to Harold Jordan Center. (af) (Entered: 11/03/2008)
11/04/2008	<u>877</u>	NOTICE of Filing of the Quality Review Panel Annual System Review – 2008 – Middle Tennessee Community Programs by Michael Lottman re <u>874</u> Order, (Attachments: # <u>1</u> Report Cont' – Attachment 2 & 3), # <u>2</u> Report Cont' – Attachment 4 and envelope, # <u>3</u> Cover letter)(km) (Entered: 11/04/2008)
11/11/2008	<u>878</u>	RESPONSE in Opposition re <u>876</u> MOTION to Amend/Correct filed by Tennessee, State of, People First of Tennessee. (Derryberry, Jack) (Entered: 11/11/2008)
11/13/2008	<u>879</u>	Mail Returned as Undeliverable. <u>874</u> Order. Mail sent to Quality Review Panel c/o Michael S. Lottman, 3200 West End Avenue, Suite 500, Nashville, TN 37203 (km) (Resent to current address 1881 General George Patton Drive, Suite 105, Franklin, TN 37067 on 11/14/2008) (km). (Entered: 11/14/2008)
11/13/2008	<u>880</u>	ORDER: An ex parte telephone call is set for 11/17/2008 10:00 AM before Magistrate Judge Joe Brown with Attorney Jonas Giessler, at his request, re the quality review panel issue. Signed by Magistrate Judge Joe Brown on 11/13/08. (km) (Entered: 11/14/2008)
11/14/2008	<u>881</u>	ORDER: Telephone conference was held on 11/13/08. A meeting is set for 12/16/2008 10:30 AM. In the event additional time is required, the Magistrate Judge will be prepared to continue the conference on 12/17/08. Signed by Magistrate Judge Joe Brown on 11/14/08. (km) (Entered: 11/14/2008)
11/17/2008	<u>882</u>	Mail Returned as Undeliverable. <u>875</u> Order. Mail sent to Melanie Reeves (km) (Entered: 11/18/2008)
11/17/2008	<u>883</u>	Mail Returned as Undeliverable. <u>875</u> Order. Mail sent to Jaylon Fincannon (km) (Entered: 11/18/2008)
11/17/2008	<u>884</u>	Mail Returned as Undeliverable. <u>875</u> Order. Mail sent to Rebecca Johnson (km) (Entered: 11/18/2008)
11/18/2008		Mailing information and email address updated for the Quality Review Panel this date as follows: Quality Review Panel c/o Jaylon Fincannon, Acting Chairman, 1881 General George Patton Drive, Suite 105, Franklin, TN 37067, Phone: (615) 376-4211, Fax: (615) 376-3033, Email: qrpanel@aol.com. (af) (Entered: 11/18/2008)
12/05/2008	<u>885</u>	Consent MOTION for Attorney Fees <i>and Expenses</i> by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Proposed Order for Joint Application for Award of Attorneys' Fees and Expenses)(West, Dudley) (Entered: 12/05/2008)
12/23/2008	<u>886</u>	AGREED ORDER re <u>885</u> Consent MOTION for Attorney Fees. The Intervenor Parent Guardian Associations (the PGA) and the State of Tennessee have filed a Joint Application For Award of Attorneys Fees and Reimbursement of Expenses to the PGA. The PGA are "prevailing parties" entitled to awards of expenses and reasonable attorney's fees in this case. The parties have agreed that Thirty-Three Thousand One Hundred Fourteen and No/100 Dollars (\$33,114.00) for attorney's fees and Sixty and 95/100 Dollars (\$60.95) for expenses, which collectively represents an aggregate award of Thirty-Three Thousand One Hundred Seventy-Four and 95/100 Dollars (\$33,174.95), represents an appropriate award of attorneys fees and expenses for monitoring and enforcement related work during the period from December 1, 2007 through November 12, 2008. Accordingly, it is hereby ordered that the Intervenor PGA are awarded attorney's fees and expenses in the aggregate amount of Thirty-Three Thousand One Hundred Seventy-Four and 95/100 Dollars (\$33,174.95). Based on the statements made in the joint application, this award shall be in satisfaction of hours expended and costs incurred in connection with the PGA's

		monitoring and enforcement work during the period from December 1, 2007 through November 12, 2008. It is so ORDERED. Signed by Senior Judge Robert Echols on 12/23/08. (af) (Entered: 12/23/2008)
12/23/2008	<u>887</u>	ORDER: The United States' Motion Combined With Memorandum In Support To Amend Order Granting Partial Termination Of Settlement Agreement With Regard To Harold Jordan Center ("HJC") (Docket Entry No. <u>876</u> ) is hereby DENIED. It is so ORDERED. Signed by Senior Judge Robert Echols on 12/23/08. (af) (Entered: 12/23/2008)
01/07/2009	<u>888</u>	MOTION for Attorney Fees by People First of Tennessee. (Derryberry, Jack) (Entered: 01/07/2009)
01/07/2009	<u>889</u>	PROPOSED AGREED ORDER re: <u>888</u> MOTION for Attorney Fees. (Derryberry, Jack) Modified text on 1/7/2009 (km). (Entered: 01/07/2009)
01/07/2009		Note to Filer re DE #888 & 889: Pursuant to court policy and procedure, Certificates of Service must include the names and full addresses for all persons served (whether served electronically or by other means), what was served, method of service and date of service. (See Local Rule 5.01.) Please file a conformed Certificate of Service only for these documents. (km) (Entered: 01/07/2009)
01/07/2009	<u>893</u>	Minute Entry for proceedings held before Senior Judge Robert Echols: Status Conference held on 1/7/2009. (Court Reporter Dorothy Stiles.) (km) (Entered: 01/09/2009)
01/08/2009	<u>890</u>	CERTIFICATE of Service re <u>888</u> filed by People First of Tennessee. (Derryberry, Jack) Modified on 1/9/2009 (km). (Entered: 01/08/2009)
01/08/2009	<u>891</u>	CERTIFICATE of Service re <u>889</u> filed by People First of Tennessee. (Derryberry, Jack) Modified on 1/9/2009 (km). (Entered: 01/08/2009)
01/08/2009	<u>892</u>	ORDER: The Court is in receipt of the Quality Review Panels Annual System Review 2008 East Tennessee Community Programs dated December 22, 2008, with cover letter from Jaylon Fincannon. The Clerk is directed to file the report, and accompanying cover letter from Jaylon Fincannon as a part of the record in this case. Signed by Senior Judge Robert Echols on 1/8/09. (km) (Entered: 01/08/2009)
01/09/2009	<u>894</u>	NOTICE of Filing of the report of the Quality Review Panel annual system review of the services and supports provided to class members in East Tennessee community programs. (Attachments: # <u>1</u> Letter from Jaylon Fincannon)(km) Modified to include page 49 on 1/29/2009 (km). (Entered: 01/09/2009)
01/09/2009	<u>895</u>	ORDER: The Court held a status conference with counsel for the parties on Wednesday, January 7, 2009. The parties will meet with Magistrate Judge Brown for an additional mediation session in an effort to resolve all outstanding issues concerning the composition of the Quality Review Panel (QRP). Magistrate Judge Brown and the parties will prepare a written agenda in advance of each quarterly status conference. A Status Conference is set for 6/29/2009 03:00 PM before Senior Judge Robert Echols. Signed by Senior Judge Robert Echols on 1/9/09. (km) (Entered: 01/09/2009)
01/20/2009	<u>896</u>	AGREED ORDER: Pltfs/Intervener People First, et al. are awarded attys fees and litigation expenses in the amount of \$130,378.89 to be paid by the State of Tennessee. Based upon the stmts made in the Joint Application <u>888</u> , this award shall be in satisfaction of all hours expended and costs incurred in connection with People First's enforcement work during this period from 8/1/07 – 8/31/08 and in connection with all work done on Defts' Motion for partial termination of settlement agreement or, in the alternative, to modify the settlement agreement regarding Harold Jordan Center <u>792</u> . Signed by Senior Judge Robert Echols on 1/16/09. (km) (Entered: 01/20/2009)
01/21/2009	<u>897</u>	ORDER: Parties are requested to meet with the Magistrate Judge on 2/3/2009 at 09:30 AM. Parties are requested by noon on February 2, 2009, to send ex parte to the Magistrate Judge their position concerning membership in the review panel. Signed by Magistrate Judge Joe Brown on 1/21/09. (km) (Entered: 01/22/2009)
02/04/2009	<u>898</u>	ORDER: A conference was held with the parties in this matter on February 3, 2009. The parties have reached a tentative agreement in this matter subject to final approval.

		The parties were requested to submit, for the Courts signature, by February 17, 2009, an agreed order which will reconstitute the quality review panel. Signed by Magistrate Judge Joe Brown on 2/4/09. (km) (Entered: 02/04/2009)
02/13/2009	<u>899</u>	PROPOSED AGREED ORDER Appointing and Replacing certain members of the Quality Review Panel by Tennessee, State of(Dycus, Dianne) Modified text on 2/18/2009 (km). (Entered: 02/13/2009)
02/18/2009		Note to Filer re DE #899: Pursuant to Administrative Order No. 167, Section 5.08, proposed orders should be included as an attachment to an electronically filed motion or other request for relief. If the Court orders that counsel submit a proposed order, it should be submitted as an attachment to a Notice of Filing. This document does not need to be re-filed unless otherwise directed by the Court. (km) (Entered: 02/18/2009)
02/26/2009	<u>900</u>	AGREED ORDER APPOINTING AND REPLACING CERTAIN MEMBERS OF THE QUALITY REVIEW PANEL: As no party opposes the agreement reached by them, it is therefore ORDERED that the following actions are taken as to the Quality Review Panel created by the Settlement Agreement, Section X.A.: Current Quality Review Panel Member Jaylon Fincannon is hereby appointed as the Chair of the QRP; Current Quality Review Panel Member Frank Kupstas is hereby removed from the QRP effective immediately; Current Quality Review Panel Member Becky Johnson shall continue in her role as a member of the QRP; Ms. Karen Green-McGowan is appointed as a new member of the Quality Review Panel effective immediately; Mr. Walter Hunt is appointed as a new member of the Quality Review Panel effective immediately; In sum, effective with the entry of this Order, the Quality Review Panel shall consist of the following persons: Jaylon Fincannon (Chair); Becky Johnson (member); Karen Green McGowan (member); and, Walter Hunt (member). This Agreed Order is not intended to and therefore does not modify or amend any provision of the Settlement Agreement, including, but not limited to, those provisions relating to how the members of the QRP are selected. Signed by Senior Judge Robert Echols on 2/26/09. (km) (Entered: 02/26/2009)
03/31/2009	<u>901</u>	ORDER: The parties have resolved the issues concerning the composition of the Quality Review Panel ("QRP") and will be conducting one or more mediation sessions as necessary with the Magistrate Judge in an effort to determine the methodology to be utilized in future QRP reviews. Thereafter, the parties will conduct quarterly status conferences with the Magistrate Judge, as directed in the Order entered January 9, 2009 (Docket Entry No. <u>895</u> ). Because the parties are not scheduled to appear before this Court to review progress until the status conference scheduled for Monday, June 29, 2009, at 3:00 p.m., this case is hereby administratively closed pending further Order of the Court. Signed by Senior Judge Robert Echols on 3/31/09. (km) (Entered: 03/31/2009)
06/24/2009	<u>902</u>	Joint MOTION to Continue <i>Status Conference Set for June 29, 2009</i> by Clover Bottom Development Center. (Dycus, Dianne) (Entered: 06/24/2009)
06/30/2009	<u>903</u>	NOTICE of Change of Address by Dudley Mack West (West, Dudley) (Entered: 06/30/2009)
07/09/2009	<u>904</u>	NOTICE of Filing by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center (Attachments: # <u>1</u> Proposed Order for Mediation)(West, Dudley) (Entered: 07/09/2009)
07/13/2009	<u>905</u>	ORDER: It appears to the court, as evidenced by the respective signatures of counsel, that the parties have agreed to conduct mediation in this case before Magistrate Judge Brown on August 11, 2009 in Courtroom 783, commencing at 10:30 a.m. Signed by Magistrate Judge Joe Brown on 7/13/09. (km) (Entered: 07/13/2009)
08/12/2009	<u>906</u>	SEALED ORDER. Signed by Magistrate Judge Joe Brown on 8/12/09. (km) (Entered: 08/12/2009)
08/31/2009	<u>907</u>	MOTION Partial Termination of Settlement Agreement Regarding Clover Bottom Developmental Center by Tennessee, State of. (Dycus, Dianne) (Entered: 08/31/2009)



08/31/2009	<u>908</u>	MEMORANDUM in Support of <u>907</u> MOTION Partial Termination of Settlement Agreement Regarding Clover Bottom Developmental Center filed by Tennessee, State of. (Dycus, Dianne) (Entered: 08/31/2009)
08/31/2009	<u>909</u>	DECLARATION of Larry Latham filed by Tennessee, State of re: <u>907</u> MOTION Partial Termination of Settlement Agreement Regarding Clover Bottom Developmental Center. (Dycus, Dianne) (Entered: 08/31/2009)
08/31/2009	<u>910</u>	DECLARATION of Dr. Levi Harris filed by Tennessee, State of re: <u>907</u> MOTION Partial Termination of Settlement Agreement Regarding Clover Bottom Developmental Center. (Attachments: # <u>1</u> Exhibit 1 FQIC Indicator Report, # <u>2</u> Exhibit 2 Facility Outcomes)(Dycus, Dianne) (Entered: 08/31/2009)
10/08/2009	<u>911</u>	Consent MOTION for Attorney Fees ( <i>proposed order attached</i> ) by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order)(Schwarz, Earle) (Entered: 10/08/2009)
10/26/2009	<u>912</u>	AGREED ORDER ON JOINT APPLICATION FOR AN AWARD OF ATTORNEYS' FEES AND EXPENSES TO PEOPLE FIRTS: granting <u>911</u> Motion for Attorney Fees. Plaintiffs/Intervener People First, et al. are awarded attorneys fees and litigation expenses in the amount of \$\$88,332.98 to be paid by the State of Tennessee. Signed by Senior Judge Robert Echols on 10/26/09. (dt) (Entered: 10/26/2009)
11/19/2009	<u>913</u>	NOTICE by Tennessee, State of re <u>907</u> MOTION Partial Termination of Settlement Agreement Regarding Clover Bottom Developmental Center of <i>Withdrawal of Motion</i> (Dycus, Dianne) (Entered: 11/19/2009)
12/21/2009	<u>914</u>	MOTION for Temporary Restraining Order of <i>Parent Guardian Associations and</i> , MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) (Entered: 12/21/2009)
12/21/2009	<u>915</u>	MEMORANDUM in Support of <u>914</u> MOTION for Temporary Restraining Order of <i>Parent Guardian Associations and</i> MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) (Entered: 12/21/2009)
12/21/2009	<u>916</u>	AFFIDAVIT re <u>914</u> MOTION for Temporary Restraining Order of <i>Parent Guardian Associations and</i> MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit A --- Copy of budget summary distributed at hearing, # <u>2</u> Exhibit B --- Copy of Dec. 2, 2009 letter from Deputy Comm. Payne, # <u>3</u> Exhibit C --- Copy of Dec. 10, 2009 letter from Chair of QRP)(Schaffner, Mary) (Entered: 12/21/2009)
12/21/2009	<u>917</u>	AFFIDAVIT re <u>914</u> MOTION for Temporary Restraining Order of <i>Parent Guardian Associations and</i> MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) (Entered: 12/21/2009)
12/21/2009	<u>918</u>	NOTICE of Filing by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center re <u>914</u> MOTION for Temporary Restraining Order of <i>Parent Guardian Associations and</i> MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> (Attachments: # <u>1</u> Exhibit Arlington Developmental Center Closure and Community Transition Plan)(Schaffner, Mary) (Entered: 12/21/2009)
12/23/2009	<u>919</u>	MOTION to Withdraw as Attorney <i>Amie Murphy as Counsel for US</i> by USA. (Attachments: # <u>1</u> Proposed Order granting Motion to Withdraw Amie Murphy as Counsel for US)(Geissler, R.) (Entered: 12/23/2009)
01/04/2010	<u>920</u>	NOTICE of Appearance by Samantha Kay Trepel on behalf of USA (Trepel, Samantha) (Entered: 01/04/2010)

01/04/2010	<u>921</u>	RESPONSE to Motion re <u>914</u> MOTION for Temporary Restraining Order of <i>Parent Guardian Associations</i> and MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> filed by USA. (Attachments: # <u>1</u> Exhibit A – emails from State's counsel)(Geissler, R.) (Entered: 01/04/2010)
01/04/2010	<u>922</u>	RESPONSE in Opposition re <u>914</u> MOTION for Temporary Restraining Order of <i>Parent Guardian Associations</i> and MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> filed by Tennessee, State of. (Dycus, Dianne) (Entered: 01/04/2010)
01/04/2010	<u>923</u>	DECLARATION of Debra K. Payne filed by Tennessee, State of re: <u>922</u> Response in Opposition to Motion. (Dycus, Dianne) (Entered: 01/04/2010)
01/04/2010	<u>924</u>	MOTION to Strike <u>916</u> Affidavit,, <i>Exclude Testimony from the QRP or, Alternatively, to Permit Defendants to Take Discovery of QRP</i> by Tennessee, State of. (Dycus, Dianne) (Entered: 01/04/2010)
01/04/2010	<u>925</u>	MEMORANDUM in Support of <u>924</u> MOTION to Strike <u>916</u> Affidavit,, <i>Exclude Testimony from the QRP or, Alternatively, to Permit Defendants to Take Discovery of QRP</i> filed by Tennessee, State of. (Dycus, Dianne) (Entered: 01/04/2010)
01/05/2010	<u>926</u>	MOTION for Emergency Restraining Order by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit A -- Copies of Emails, # <u>2</u> Exhibit B -- Copies of Emails)(Schaffner, Mary) (Entered: 01/05/2010)
01/05/2010	<u>927</u>	NOTICE of Appearance by Matthew Donnelly on behalf of USA (Donnelly, Matthew) (Entered: 01/05/2010)
01/05/2010	<u>928</u>	RESPONSE to Motion re <u>914</u> MOTION for Temporary Restraining Order of <i>Parent Guardian Associations</i> and MOTION for Preliminary Injunction of <i>Parent Guardian Associations</i> filed by People First of Tennessee. (Attachments: # <u>1</u> Exhibit QRP Supplemental Report on Community Placement)(Gran, Judith) (Entered: 01/05/2010)
01/05/2010	<u>929</u>	RESPONSE in Opposition re <u>926</u> MOTION for Emergency Restraining Order filed by Tennessee, State of. (Attachments: # <u>1</u> Exhibit unreported case Boudreau v. Ryan, 2002 WL 314794 (ND Ill. 2002))(Dycus, Dianne) (Entered: 01/05/2010)
01/05/2010	<u>930</u>	MOTION to Strike <u>921</u> Response to Motion, <i>or, Alternatively, for Leave to File a Reply</i> by Tennessee, State of. (Dycus, Dianne) (Entered: 01/05/2010)
01/05/2010	<u>931</u>	MEMORANDUM in Support of <u>930</u> MOTION to Strike <u>921</u> Response to Motion, <i>or, Alternatively, for Leave to File a Reply</i> filed by Tennessee, State of. (Dycus, Dianne) (Entered: 01/05/2010)
01/05/2010	<u>932</u>	MOTION for Leave to to File Out of Time re <u>928</u> Response to Motion, by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order)(Gran, Judith) (Entered: 01/05/2010)
01/05/2010	<u>933</u>	DECLARATION of Kathleen Clinton filed by Tennessee, State of re: <u>929</u> Response in Opposition to Motion. (Dycus, Dianne) (Entered: 01/05/2010)
01/05/2010	<u>934</u>	DECLARATION of Dr. Levi Harris filed by Tennessee, State of re: <u>929</u> Response in Opposition to Motion. (Dycus, Dianne) (Entered: 01/05/2010)
01/06/2010	<u>935</u>	REPLY to Response to Motion re <u>926</u> MOTION for Emergency Restraining Order filed by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) (Entered: 01/06/2010)
01/06/2010	<u>936</u>	RESPONSE in Support re <u>926</u> MOTION for Emergency Restraining Order filed by USA. (Geissler, R.) (Entered: 01/06/2010)
01/06/2010	<u>937</u>	CIVIL NOTICE: Settlement Conference set for 1/28/2010 10:00 AM before Magistrate Judge Joe Brown. (km) (Entered: 01/06/2010)
01/06/2010	<u>938</u>	ORDER granting <u>919</u> Motion to Withdraw as Attorney. Attorney Amie Sosko Murphy terminated. Signed by Senior Judge Robert Echols on 1/6/10. (km) (Entered: 01/06/2010)

01/06/2010	<u>939</u>	ORDER: <u>932</u> Motion for Leave to file out of time is granted. Signed by Senior Judge Robert Echols on 1/6/10. (km) (Entered: 01/06/2010)
01/07/2010	<u>940</u>	REPLY to Response to Motion re MOTION for Temporary Restraining Order/Preliminary Injunction <u>914</u> and RESPONSE to Defendants' Motions as to QRP Letter and Testimony <u>924</u> filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) Modified text on 1/7/2010 (km). (Entered: 01/07/2010)
01/07/2010	<u>941</u>	ORDER: A hearing on the <u>926</u> MOTION for Emergency Restraining Order is set for 1/8/2010 10:00 AM before Senior Judge Robert Echols. Signed by Senior Judge Robert Echols on 1/7/10. (km) (Entered: 01/07/2010)
01/07/2010	<u>942</u>	RESPONSE in Support re <u>926</u> MOTION for Emergency Restraining Order filed by People First of Tennessee. (Derryberry, Jack) (Entered: 01/07/2010)
01/11/2010	<u>943</u>	Minute Entry for proceedings held before Senior Judge Robert Echols: <u>926</u> MOTION for Emergency Restraining Order filed by Parent-Guardian Association Hearing held on 1/8/2010 (Court Reporter Dorothy Stiles.) (km) (Entered: 01/11/2010)
01/12/2010	<u>944</u>	ORDER: The Court is in receipt of the Quality Review Panel's "2009 Annual System Review Clover Botton Developmental Center" dated December 22, 2009, with cover letter from Jaylon Fincannon. The Clerk is directed to file the report, and accompanying cover letter from Jaylon Fincannon as a part of the record in this case. Signed by Senior Judge Robert Echols on 1/12/10. (km) (Entered: 01/12/2010)
01/12/2010	<u>945</u>	Quality Review Panel's "2009 Annual System Review Clover Botton Developmental Center" dated December 22, 2009. (Attachments: # <u>1</u> Letter from Jaylon Fincannon)(km) (Entered: 01/12/2010)
01/12/2010	<u>946</u>	ORDER: Motions Of Parent Guardian Associations For A Temporary Restraining Order And Preliminary Injunction (Docket Entry No. <u>914</u> ) are hereby DENIED without prejudice as stated in this order; Defendants' Motion to Strike Exhibit (Dkt. No. 916-3) Filed By Parent Guardian Association In Support Of Their Motion For Injunctive Relief (Dkt. No. <u>914</u> ) And (2) To Exclude Testimony From the QRP Relative To The Motion For Injunctive Relief (Docket Entry No. <u>924</u> ) is hereby DENIED without prejudice as stated in this Order; Defendants' Motion To Strike United States' Requests For Separate and Distinct Court Orders Without The Filing Of A Motion (Docket Entry No. <u>930</u> ) is hereby DENIED without prejudice as stated in this Order; this case will remain closed administratively. No party shall file any motion without first obtaining leave of Court to file the motion. Signed by Senior Judge Robert Echols on 1/12/10. (km) (Entered: 01/12/2010)
01/12/2010	<u>947</u>	MOTION to Withdraw as Attorney ( <i>Edward G. Connette</i> ) by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order)(Connette, Edward) (Entered: 01/12/2010)
01/13/2010	<u>948</u>	PROPOSED AGREED ORDER by Tennessee, State of re <u>926</u> Motion (Dycus, Dianne) Modified text on 1/14/2010 (km). Modified on 1/20/2010 (km). (Entered: 01/13/2010)
01/20/2010	<u>949</u>	AGREED ORDER: P.B. will remain at Clover Bottom Development Center for an additional 45 days, up to and including 2/22/10. If any party has any concerns regarding P.B. during this 45-day period, the party must confer with State Defendants in a good faith effort to attempt to reach an agreement. State Defendants shall provide the parties with notice at least 10 days prior to transferring P.B. from Clover Bottom Development Center. Signed by Senior Judge Robert Echols on 1/19/10. (km) (Entered: 01/20/2010)
01/21/2010	<u>950</u>	ORDER: This matter is set for further mediation proceedings on January 28, 2010, at 10:00 a.m. The parties are jointly requested to submit, under seal, by the close of business, Tuesday, January 26, 2010, a list of the topics that will be discussed during the conference. The parties may submit ex parte to the undersigned's Courtroom Deputy a letter setting out their positions on the topics up for discussion. Signed by Magistrate Judge Joe Brown on 1/21/10. (km) (Entered: 01/21/2010)

01/27/2010	<u>951</u>	ORDER: <u>947</u> Motion to Withdraw as Attorney. Clerk is directed to record the termination of Edward G. Connette as counsel of record. Attorney Edward G. Connette terminated. Signed by Senior Judge Robert Echols on 1/27/10. (km) (Entered: 01/27/2010)
01/28/2010		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Settlement Conference held on 1/28/2010. To be continued to 2-9-2010 at 9:30 a.m. (mk) (Entered: 02/02/2010)
02/03/2010	<u>952</u>	ORDER: This matter is set for further mediation proceedings on TUESDAY, FEBURARY 9, 2010 at 9:30 a.m. in Courtroom 783. Signed by Magistrate Judge Joe Brown on 2/3/10. (km) (Entered: 02/03/2010)
02/03/2010	<u>953</u>	Transcript filed for dates of 1/8/10 before Judge Echols. Court Reporter/Transcriber: Dorothy Stiles, Telephone number: 615-330-1764, E-Mail Address: dorothea_stiles@tnmd.uscourts.gov. 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. Intent to Request Transcript Redaction due 2/16/2010. Redaction Request due 3/1/2010. Redacted Transcript Deadline set for 3/9/2010. Release of Transcript Restriction set for 5/7/2010. (km) (Entered: 02/03/2010)
02/04/2010	<u>954</u>	ORDER: On November 19, 2009, Defendants filed a Notice of Withdrawal Of Motion For Partial Termination Of Settlement Agreement Regarding Clover Bottom Developmental Center (Docket Entry No. <u>913</u> ). In light of Defendant's Notice of Withdrawal, Defendant's Motion For Partial Termination Of Settlement Agreement Regarding Clover Bottom Developmental Center (Docket Entry No. <u>907</u> ) is withdrawn and the Clerk is hereby directed to terminate the motion on the docket. Signed by Senior Judge Robert Echols on 2/4/10. (km) (Entered: 02/04/2010)
02/08/2010	<u>955</u>	CIVIL NOTICE: Continuation of Settlement Conference is reset for 2/18/2010 09:30 AM before Magistrate Judge Joe Brown. (km) (Entered: 02/08/2010)
02/18/2010		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Settlement Conference held on 2/18/2010. (mk) (Entered: 02/18/2010)
02/25/2010	<u>956</u>	REPORT OF SETTLEMENT DISCUSSIONS: I have conducted a series of settlement discussions with the parties in this matter with the last being held on Thursday, February 18, 2010. The State has announced that it will be closing Clover Bottom Development Center (CBDC) on June 30, 2010. All parties are in agreement that the State has a right at some point to close CBDC. For this undertaking to be successful, the State needs to provide as much information as possible to the conservators and guardians and the parties so that informed choices can be made. I certainly hope and expect the State will consider suggestions about the transition and closure plans that are made by all concerned parties. Without full cooperation from all concerned, this will be a long and complicated process. Signed by Magistrate Judge Joe Brown on 2/25/10. (km) (Entered: 02/26/2010)
03/04/2010	<u>957</u>	Proposed Agreed Order re: access to confidential information by QRP experts and staff by Tennessee, State of (Dycus, Dianne) Modified text on 3/5/2010 (km). (Entered: 03/04/2010)
03/25/2010	<u>958</u>	ORDER: Further mediations proceedings set for 3/31/2010 10:30 AM before Magistrate Judge Joe Brown. Signed by Magistrate Judge Joe Brown on 3/25/10. (km) (Entered: 03/26/2010)
03/31/2010		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Settlement Conference held on 3/31/2010. (mk) (Entered: 04/01/2010)
04/01/2010	<u>959</u>	AGREED ORDER: Experts and/or staff employed by the Quality Review Panel shall be permitted access to class members, meetings and discussions concerning class members and class member records and information to the same extent as the Quality Review Panel as described in Section X. of the Settlement Agreement. Signed by Senior Judge Robert Echols on 3/30/10. (km) (Entered: 04/01/2010)
04/01/2010	<u>960</u>	ORDER: The parties in this litigation participated an additional settlement conference at their request with the Magistrate Judge. Two cases were discussed and the Magistrate Judge believes that the parties have reached informal agreements that will

		hopefully resolve these two issues without the necessity of the parties seeking formal Court rulings on the terms of the settlement agreement. Signed by Magistrate Judge Joe Brown on 4/1/10. (km) (Entered: 04/01/2010)
04/26/2010	<u>961</u>	NOTICE of Withdrawal of Appearance by Public Interest Law Center of Philadelphia for People First of Tennessee. (rd) (Entered: 04/26/2010)
04/28/2010	<u>962</u>	ORDER: A Settlement Conference is set at 12:30 p.m. on Tuesday, 5/4/2010 in Courtroom 783 before Magistrate Judge Joe Brown. Counsel shall submit a brief statement of the issues and their positions by noon, Monday, 5/3/10. Signed by Magistrate Judge Joe Brown on 4/28/10. (rd) (Entered: 04/28/2010)
05/03/2010		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Settlement Conference held on 5/3/2010. (mk) (Entered: 05/05/2010)
05/05/2010	<u>963</u>	ORDER: A settlement conference was held in this matter on 5/3/10. It will take a decision by the District Judge to determine whether, under the terms of the settlement agreement and under the terms of the ADA, Mur-Ci Homes can constitute community placement. The QRP hopes to have its recommendations concerning Mur-Ci Homes finalized by Thursday. The parties should be prepared to brief the issue for a decision by the District Judge expeditiously. Absent a different shedule set by Judge Echols, responses to such motions will be due in 7 days and there will be no replies absent his permission. Signed by Magistrate Judge Joe Brown on 5/5/10. (rd) (Entered: 05/05/2010)
05/06/2010	<u>964</u>	MOTION for Leave to To File Accompanying Emergency Motion to Compel Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief by Tennessee, State of. (Dycus, Dianne) (Entered: 05/06/2010)
05/06/2010	<u>965</u>	Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> by Tennessee, State of. (Dycus, Dianne) (Entered: 05/06/2010)
05/06/2010	<u>966</u>	MEMORANDUM in Support of <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> filed by Tennessee, State of. (Dycus, Dianne) (Entered: 05/06/2010)
05/06/2010	<u>967</u>	DECLARATION of James R. Finch, Ed.D. filed by Tennessee, State of re: <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> . (Dycus, Dianne) (Entered: 05/06/2010)
05/06/2010	<u>968</u>	DECLARATION of Diane J. Brightwell filed by Tennessee, State of re: <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> . (Dycus, Dianne) (Entered: 05/06/2010)
05/07/2010	<u>969</u>	NOTICE of Filing by Tennessee, State of re <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> (Attachments: # <u>1</u> Attachment Quality Review Panel Report re: Mur-Ci Homes Placements)(Dycus, Dianne) (Entered: 05/07/2010)
05/07/2010	<u>970</u>	RESPONSE in Opposition re <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief preliminary response</i> filed by People First of Tennessee. (Attachments: # <u>1</u> Exhibit cover/transmittal letter, # <u>2</u> Exhibit QRP report re:Mur-Ci Homes, # <u>3</u> Exhibit Report by Dr. Ray re: Mur-Ci Homes)(Derryberry, Jack) (Entered: 05/07/2010)
05/11/2010	<u>971</u>	ORDER: Pending before the Court is Defendant's "Motion for Leave to File Accompanying Emergency Motion to Compel Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief" (Docket Entry No. 964). The Motion is hereby GRANTED. A Hearing on the Emergency Motion to Compel is hereby scheduled for Thursday, May 13, 2010, at 9:00 a.m. Any response to the Motion must be filed by Wednesday, May 12, 2010, at 4:00 p.m. IT IS SO ORDERED. Signed by Senior Judge Robert Echols on 5/11/10. (af) (Entered: 05/11/2010)

05/12/2010	<u>972</u>	RESPONSE in Opposition re <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief and Cross Motion to Enforce Settlement Agreement</i> filed by USA. (Attachments: # <u>1</u> Attachment Cross Motion, # <u>2</u> Exhibit Declaration of N'Zinga Adelona with Exhibits, # <u>3</u> Proposed Order Denying Defendants' Motion and Granting Cross Motion)(Geissler, R.) (Entered: 05/12/2010)
05/12/2010	<u>973</u>	RESPONSE to Motion re <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> filed by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) (Entered: 05/12/2010)
05/12/2010	<u>974</u>	RESPONSE in Opposition re <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> filed by People First of Tennessee. (Gran, Judith) (Entered: 05/12/2010)
05/12/2010	<u>975</u>	RESPONSE in Opposition re <u>965</u> Emergency MOTION to Compel <i>Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief</i> filed by People First of Tennessee. (Schwarz, Earle) (Entered: 05/12/2010)
05/13/2010		Note to filer re DE <u>972</u> : Pursuant to Court Policy and Procedure and Local Rule 5.01, Certificates of Service must accompany all pleadings and must include the names and full addresses for all persons served (whether served electronically or by other means), what was served, method of service, and date of service. THE CERTIFICATE OF SERVICE SHALL BE FILED SEPARATELY. (rd) (Entered: 05/13/2010)
05/17/2010	<u>976</u>	Minute Entry for proceedings held before Senior Judge Robert Echols: Hearing held on 5/17/2010 re: State defts' <u>965</u> Emergency MOTION to Compel. Motion is taken under advisement. Order to Enter. (Court Reporter Dorothy Stiles.) (rd) (Entered: 05/17/2010)
05/28/2010	<u>977</u>	MEMORANDUM OF THE COURT. Signed by Senior Judge Robert Echols on 5/28/10. (xc:pro se party by regular and certified mail.) (rd) Modified on 5/28/2010 (rd). (Entered: 05/28/2010)
05/28/2010	<u>978</u>	ORDER: State defts' <u>965</u> Emergency Motion to Compel Quality Review Panel to Comply with Settlement Agreement or, in the Alternative, for Declaratory Relief is hereby GRANTED IN PART and DENIED IN PART; see Order for specific details. The United States' [972–1] Cross Motion to Enforce Settlement Agreement is hereby GRANTED IN PART and DENIED IN PART; see Order for specific details. The Clerk is hereby directed to file the United States' Cross Motion under a separate docket entry number. Signed by Senior Judge Robert Echols on 5/28/10. (xc:Pro se party by regular and certified mail.)(rd) (Entered: 05/28/2010)
05/28/2010	<u>979</u>	CROSS MOTION to Enforce Settlement Agreement by USA. (rd) (Entered: 05/28/2010)
05/28/2010	<u>980</u>	CERTIFIED MAIL RECEIPT re: <u>977</u> Memorandum of the Court, <u>978</u> Order. (rd) (Entered: 05/28/2010)
06/03/2010	<u>981</u>	Certified Mail Return Receipt Card received this date as to DE #977–978 mailed to Quality Review Panel signed for by Jasminlen Vyjic on 6/2/10. (dt) (Entered: 06/04/2010)
06/07/2010	<u>982</u>	Transcript of proceedings before Judge Robert L. Echols on 5/13/10. Court Reporter/Transcriber: Dorothy Stiles, 615–330–1764, dorothea_stiles@tnmd.uscourts.gov. 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. IT IS THE RESPONSIBILITY OF COUNSEL TO REVIEW THE TRANSCRIPT AND REQUEST REDACTION OF CONTENT CLASSIFIED AS PRIVATE UNDER THE NOTICE TO MEMBERS OF THE BAR, ELECTRONIC AVAILABILITY OF TRANSCRIPTS OF COURT PROCEEDINGS, EFFECTIVE MAY 5, 2008, AVAILABLE ON THE COURT'S WEBSITE UNDER THE CM–ECF LINK at: <a href="http://www.tnmd.uscourts.gov/files/20091201Notice_to_the_Bar_Transcripts.pdf">http://www.tnmd.uscourts.gov/files/20091201Notice_to_the_Bar_Transcripts.pdf</a> .

		Intent to Request Transcript Redaction due 6/14/2010. Redaction Request due 6/28/2010. Redacted Transcript Deadline set for 7/8/2010. Release of Transcript Restriction set for 9/7/2010. (rd) (Entered: 06/07/2010)
06/08/2010	<u>983</u>	NOTICE of Filing by agreement by People First of Tennessee. (Attachment: # <u>1</u> Proposed Agreed Protective Order pursuant to mediation)(Derryberry, Jack) Modified on 6/9/2010 (rd). (Entered: 06/08/2010)
06/17/2010	<u>984</u>	EMERGENT MOTION for Leave to File Emergent Motion to Enjoin June 22 Transfer by USA. (Attachments: # <u>1</u> Proposed Order Granting Leave to File Emergent Motion, # <u>2</u> Emergent Motion to Enjoin June 22 Transfer, # <u>3</u> Memorandum in Support of Emergent Motion to Enjoin June 22 Transfer, # <u>4</u> Declaration in Support of Emergent motion to Enjoin June 22 Transfer, # <u>5</u> Proposed Order Granting Emergent Motion to Enjoin June 22 Transfer)(Geissler, R.) Modified on 6/18/2010 (rd). (Entered: 06/17/2010)
06/21/2010	<u>985</u>	RESPONSE in Opposition re <u>984</u> Emergency MOTION for Leave to Leave to File Emergent Motion to Enjoin June 22 Transfer filed by Tennessee, State of. (Attachments: # <u>1</u> Exhibit 1 2/25/10 Letter, # <u>2</u> Exhibit 2 3/22/10 10:51 AM email, # <u>3</u> Exhibit 3 3/24/10 9:37 AM email, # <u>4</u> Exhibit 4 3/24/10 9:41 AM email, # <u>5</u> Exhibit 5 4/29/10 Letter, # <u>6</u> Exhibit 6 6/8/10 9:32 AM email)(Dycus, Dianne) (Entered: 06/21/2010)
06/21/2010	<u>986</u>	DECLARATION of Diane J. Brightwell filed by Tennessee, State of re: <u>985</u> Response in Opposition to Motion,. (Dycus, Dianne) (Entered: 06/21/2010)
06/21/2010	<u>987</u>	DECLARATION of Dr. Kuantg Tzu Lin filed by Tennessee, State of re: <u>985</u> Response in Opposition to Motion,. (Dycus, Dianne) (Entered: 06/21/2010)
06/21/2010	<u>988</u>	DECLARATION of Dr. Levi Harris filed by Tennessee, State of re: <u>985</u> Response in Opposition to Motion,. (Dycus, Dianne) (Entered: 06/21/2010)
06/21/2010	<u>989</u>	RESPONSE to Motion re <u>984</u> Emergency MOTION for Leave to Leave to File Emergent Motion to Enjoin June 22 Transfer <i>Response in partial support of motion</i> filed by People First of Tennessee. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Derryberry, Jack) (Entered: 06/21/2010)
06/21/2010	<u>990</u>	RESPONSE to Motion re <u>984</u> Emergency MOTION for Leave to Leave to File Emergent Motion to Enjoin June 22 Transfer filed by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) (Entered: 06/21/2010)
06/21/2010	<u>991</u>	ORDER granting <u>984</u> Motion for Leave to File Emergent Motion to Enforce Settlement Agreement and Enjoin The Planned June 22 Transition of L.S. to GVDC without QRP Review or Approval. The Clerk is hereby directed to file the documents appearing at DE Nos 984–1 through 984–5 under separate docket entry numbers. Due to the time constraints faced by the Court in ruling on the United States' motion, the Court hereby GRANTS a TRO restraining the State from transferring L.S. from Clover Bottom Developmental Center to Greene Valley Developmental Center on June 22, 2010, as planned, and until further Order of the Court after the Court has had the opportunity to consider the filings and positions of the parties. The Court may set a hearing on the United States' motion in a separate Order. It is so ordered. Signed by Senior Judge Robert Echols on 6/21/10. (xc:Pro se party by regular and certified mail.)(af) (Entered: 06/21/2010)
06/21/2010	<u>992</u>	PROPOSED ORDER granting United States' Emergent Motion For Leave to File Emergent Motion submitted by USA. (af) (Entered: 06/21/2010)
06/21/2010	<u>993</u>	MOTION to Enforce Settlement Agreement and Enjoin the Planned June 22 Transition of L.S. to GVDC Without QRP Review or Approval by USA. (Attachments: # <u>1</u> Proposed Order)(af) (Entered: 06/21/2010)
06/21/2010	<u>994</u>	MEMORANDUM in Support of <u>993</u> MOTION to Enforce Settlement filed by USA. (af) (Entered: 06/21/2010)
06/21/2010	<u>995</u>	DECLARATION of N'Zinga Adelona filed by USA in support of <u>993</u> MOTION to Enforce Settlement. (af) (Entered: 06/21/2010)

06/23/2010	<u>996</u>	MOTION for Leave to to File Accompanying Reply to Responses Filed by People First of Tennessee and Parent Guardian Association Regarding United States Motion for Injunctive Relief re <u>990</u> Response to Motion, <u>989</u> Response to Motion, <u>993</u> MOTION to Enforce Judgment by Tennessee, State of. (Attachments: # <u>1</u> Attachment State Defendants' Reply to Responses Filed by People First of Tennessee and Parent Guardian Association Regarding United States' Motion for Injunctive Relief)(Dycus, Dianne) (Entered: 06/23/2010)
06/23/2010	<u>998</u>	ORDER: The Court hereby refers the pending <u>993</u> Motion to Enforce Settlement Agreement to United States Magistrate Judge Joe B. Brown for the purpose of holding an evidentiary hearing and the preparation of a Report and Recommendation to the Court. Signed by Senior Judge Robert Echols on 06/23/2010. (ab) Modified text on 6/24/2010 (ab). (Entered: 06/24/2010)
06/24/2010	<u>997</u>	RESPONSE to State's <u>996</u> MOTION for Leave to to File Accompanying Reply to Responses Filed by People First of Tennessee and Parent Guardian Association Regarding United States Motion for Injunctive Relief re <u>990</u> Response to Motion, <u>989</u> Response to Motion, <u>993</u> MOTION to MOTION for Leave to to File Accompanying Reply to Responses Filed by People First of Tennessee and Parent Guardian Association Regarding United States Motion for Injunctive Relief re <u>990</u> Response to Motion, <u>989</u> Response to Motion, <u>993</u> MOTION to MOTION for Leave to to File Accompanying Reply to Responses Filed by People First of Tennessee and Parent Guardian Association Regarding United States Motion for Injunctive Relief re <u>990</u> Response to Motion, <u>989</u> Response to Motion, <u>993</u> MOTION to filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) Modified on 6/25/2010 (rd). (Entered: 06/24/2010)
06/24/2010	<u>999</u>	MOTION for Leave to File Motion to Amend re <u>977</u> Memorandum Opinion of the Court, <u>978</u> Order on Motion to Compel,, by USA. (Attachments: # <u>1</u> Proposed Order Granting Leave to File Motion to Amend, # <u>2</u> Attachment Motion to Amend, # <u>3</u> Attachment Memorandum in Support of Motion to Amend, # <u>4</u> Proposed Order Granting Motion to Amend)(Geissler, R.) Modified on 6/25/2010 (rd). (Entered: 06/24/2010)
07/06/2010	<u>1000</u>	PROPOSED AGREED ORDER by Tennessee, State of re <u>993</u> MOTION to Enforce Judgment. (Dycus, Dianne) Modified on 7/7/2010 (rd). (Entered: 07/06/2010)
07/14/2010	<u>1001</u>	AGREED ORDER: It is hereby ORDERED that: 1) Greene Valley Developmental Center will no longer be offered as a placement option for L.S. The parties agree that L.S. may transition to one of the four-person, state-run ICF/MR homes in the geographic area served by Greene Valley Developmental Center being developed by the State for individuals transitioning from Greene Valley Developmental Center. 2) The Quality Review Panel will review the transition plan for L.S. as provided in the Settlement Agreement, Section X.A.3.c. 3) There has been no admission by any party and the Court makes no finding as to any factual or legal issues in dispute related to the United States Emergent Motion to Enforce Settlement Agreement and Enjoin the Planned June 22 Transition of L.S. to GVDC without QRP Review or Approval at this time. Signed by Senior Judge Robert Echols on 7/12/10. (rd) (Entered: 07/14/2010)
07/14/2010	<u>1002</u>	ORDER: The United States' <u>993</u> Motion to Enforce Settlement Agreement and Enjoin the Planned Transition of L.S. to GVDC is DENIED AS MOOT. Defts' <u>996</u> Motion for Leave to File Accompanying Reply to Responses Regarding Motion for Injunctive Relief is DENIED AS MOOT. In light of the United States' agreement to settle the case of L.S., the <u>999</u> Motion for Leave to File Motion to Amend Order is DENIED. Signed by Senior Judge Robert Echols on 7/14/10. (rd) (Entered: 07/14/2010)
07/23/2010	<u>1003</u>	AGREED PROTECTIVE ORDER Signed by Senior Judge Robert Echols on 7/23/10. (xc:Pro se party by regular and certified mail.)(rd) (Entered: 07/23/2010)
08/20/2010	<u>1004</u>	MOTION for Leave to file motion to set mediation conference by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Attachment Motion to Set Mediation Conference)(Schaffner, Mary) (Entered: 08/20/2010)
08/26/2010	<u>1005</u>	ORDER: The Parent-Guardian Association's <u>1004</u> Motion for Permission to File Motion to Set Mediation Conference is GRANTED. This matter is set for mediation



		at 10:30 a.m. on 9/7/10 before Magistrate Judge Joe Brown. Signed by Magistrate Judge Joe Brown on 8/26/10. (rd) (Entered: 08/26/2010)
09/02/2010	<u>1006</u>	JOINT Application for an Award of Attorneys' Fees and Reimbursement of Expenses by People First of Tennessee. (Attachment: # <u>1</u> Proposed Agreed Order)(Derryberry, Jack) Modified on 9/7/2010 (rd). (Entered: 09/02/2010)
09/08/2010	<u>1007</u>	MEDIATION REPORT: A mediation session was held on 9/7/10 with the Magistrate Judge and the parties. This matter is set for further mediation at 10:00 a.m. on 11/2/2010 in Courtroom 783, and for a quarterly review. Signed by Magistrate Judge Joe Brown on 9/8/10. (xc:Pro se party by regular and certified mail.)(rd) (Entered: 09/08/2010)
09/16/2010	<u>1008</u>	AGREED ORDER on Joint Application for an Award of Attorneys' Fees and Expenses to People First. Signed by Chief Judge Todd J. Campbell on 9/16/10. (rd) (Entered: 09/16/2010)
09/28/2010	<u>1009</u>	MOTION for Leave to File Application of PGA for Award of Attorneys' Fees and Reimbursement of Expenses and Supporting Documents by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Proposed Order)(West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)
09/28/2010	<u>1010</u>	APPLICATION for Award of Attorneys' Fees and Reimbursement of Expenses by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)
09/28/2010	<u>1011</u>	MEMORANDUM in Support of <u>1010</u> APPLICATION for Award of Attorneys' Fees and Reimbursement of Expenses filed by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit 1 – Copy of Docket Entry 682, # <u>2</u> Exhibit 2 – Copy of Docket Entry 389, # <u>3</u> Exhibit 3 – Copy of Docket Entry 689, # <u>4</u> Exhibit 4 – Copy of Docket Entry 700, # <u>5</u> Exhibit 5 – Copy of Docket Entries 885 & 886)(West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)
09/28/2010	<u>1012</u>	FOURTH Affidavit of Dudley M. West re <u>1010</u> APPLICATION for Award of Attorneys' Fees and Reimbursement of Expenses by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit 1 – Martindale Hubbell Listing, # <u>2</u> Exhibit 2 – Statement of Dudley M. West, # <u>3</u> Exhibit 3 – Statement of Expenses of Dudley M. West, # <u>4</u> Exhibit 4 – Dec. 10, 2009 QRP Letter, # <u>5</u> Exhibit 5 – Dec. 9, 2009 Letter from State, # <u>6</u> Exhibit 6 – Dec. 10, 2009 E–Mail from D. West to State, # <u>7</u> Exhibit 7 – Dec. 21, 2009 Letter from State, # <u>8</u> Exhibit 8 – August 5, 2010 E–mail from State, # <u>9</u> Exhibit 9 – August 23, 2010 Letter from State)(West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)
09/28/2010	<u>1013</u>	AFFIDAVIT of Mary Martin Schaffner re <u>1010</u> APPLICATION for Award of Attorneys' Fees and Reimbursement of Expenses by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit 1 – Martindale Hubbell Listing, # <u>2</u> Exhibit 2 – Statement of Mary Schaffner)(West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)
09/28/2010	<u>1014</u>	AFFIDAVIT of George E. Barrett re <u>1010</u> APPLICATION for Award of Attorneys' Fees and Reimbursement of Expenses by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit 1 – Martindale Hubbell Listing)(West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)
09/28/2010	<u>1015</u>	AFFIDAVIT of C. Dewey Branstetter, Jr. re <u>1010</u> APPLICATION for Award of Attorneys' Fees and Reimbursement of Expenses by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit 1 – Martindale Hubbell Listing)(West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)

09/28/2010	<u>1016</u>	AFFIDAVIT of William L. Harbison re <u>1010</u> APPLICATION for Award of Attorneys' Fees and Reimbursement of Expenses by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit 1 – Martindale Hubbell Listing)(West, Dudley) Modified on 9/29/2010 (rd). (Entered: 09/28/2010)
09/28/2010	<u>1017</u>	ORDER: PGA's <u>1009</u> Motion for Leave to File Application for Award of Attys' Fees and Reimbursement of Expenses and Supporting Documents is GRANTED. Signed by Chief Judge Todd J. Campbell on 9/28/10. (xc:Pro se party by regular and certified mail.)(rd) (Entered: 09/28/2010)
10/08/2010	<u>1018</u>	PROPOSED Agreed Order re <u>1010</u> APPLICATION for Attorney Fees and Reimbursement of Expenses. (Dycus, Dianne) Modified on 10/12/2010 (rd). (Entered: 10/08/2010)
10/12/2010	<u>1019</u>	AGREED ORDER: State Defendants shall have until 10/18/10, to file a response to the <u>1010</u> Application for Award of Attorney Fees and Reimbursement of Expenses. Signed by Chief Judge Todd J. Campbell on 10/12/10. (rd) (Entered: 10/12/2010)
10/18/2010	<u>1020</u>	RESPONSE in Opposition re <u>1010</u> MOTION for Attorney Fees and Reimbursement of Expenses filed by Tennessee, State of. (Attachments: # <u>1</u> Exhibit 1—PGA Responses to Interrogatories 10–11–10, # <u>2</u> Exhibit 2 People First Attorney Fee Applications, # <u>3</u> Exhibit 3 Time Sheets—Communication with Plaintiffs' Counsel, # <u>4</u> Exhibit 4 Time Sheets—Closure Issues, # <u>5</u> Exhibit 5 Time Sheets—Individual Issue—P.B., # <u>6</u> Exhibit 6 Time Sheets—Individual Issue—L.S., # <u>7</u> Exhibit 7 Time Sheets—Mur–Ci Homes Issue, # <u>8</u> Exhibit 8 Time Sheets—Insufficient Documentation, # <u>9</u> Exhibit 9 Time Sheets—Individual Issues, # <u>10</u> Exhibit 10 Time Sheets—Inappropriate Activities, # <u>11</u> Exhibit 11 Time Sheets—Inappropriate Activities Example–State Budget, # <u>12</u> Exhibit 12 Time Sheets—Inappropriate Activities Example–Non–lawyer Activities, # <u>13</u> Exhibit 13 Time Sheets—Inappropriate Activities Example–AG Opinion, # <u>14</u> Exhibit 14 Time Sheets—Inappropriate Activities Example–State Employee Lay–offs, # <u>15</u> Exhibit 15 Time Sheets—Inappropriate Activities–VOR Newsletter, # <u>16</u> Exhibit 16 Time Sheets—Inappropriate Activities Example–Provider Payments, # <u>17</u> Exhibit 17 Time Sheets—X.B.4 Monitoring, # <u>18</u> Exhibit 18 Time Sheets—State Motion to Dismiss CBDC (Withdrawn), # <u>19</u> Exhibit 19 Time Sheets—Mediation–Nonspecific, # <u>20</u> Exhibit 20 Time Sheets—QRP Review Methodology, # <u>21</u> Exhibit 21 Time Sheets—QRP Membership, # <u>22</u> Exhibit 22 Time Sheets—Parties' Meetings, # <u>23</u> Exhibit 23 Time Sheets—Status Conference, # <u>24</u> Exhibit 24 Time Sheets—Attorney Fees, # <u>25</u> Exhibit 25 Time Sheets—Duplication, # <u>26</u> Exhibit 26 Time Sheets—Client Communication)(Dycus, Dianne) (Entered: 10/18/2010)
10/18/2010	<u>1021</u>	MOTION to Strike Portions of <u>1011</u> Memorandum in Support of Motion for Award of Atty Fees and Expenses, and Portions of <u>1012</u> Affidavit of Dudley M. West, by Tennessee, State of. (Dycus, Dianne) Modified on 10/19/2010 (rd). (Entered: 10/18/2010)
10/18/2010	<u>1022</u>	MEMORANDUM in Support of <u>1021</u> MOTION to Strike, filed by Tennessee, State of. (Attachment: # <u>1</u> Attachment unreported decision Eid v. Saint–Gobain Abrasives, Inc.)(Dycus, Dianne) Modified on 10/19/2010 (rd). (Entered: 10/18/2010)
10/19/2010	<u>1023</u>	NOTICE of Filing of Correction re <u>1020</u> Response in Opposition to Motion, by Tennessee, State of. (Attachment: # <u>1</u> Amended Exhibit 26 Time Sheets—Client Communication)(Dycus, Dianne) Modified on 10/19/2010 (rd). (Entered: 10/19/2010)
10/19/2010	<u>1024</u>	ORDER: Pltfs' <u>1010</u> Application for Award of Attys' Fees and Reimbursement of Expenses and defts' <u>1021</u> Motion to Strike are referred to Magistrate Judge Joe Brown for a Report and Recommendation. Signed by Chief Judge Todd J. Campbell on 10/19/10. (rd) (Entered: 10/19/2010)
10/20/2010	<u>1025</u>	MOTION for Leave to file Reply to State's Response in Opposition to PGA's Application for Attorneys' Fees and Expenses re <u>1020</u> Response in Opposition to Motion,,,,, by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Proposed Order [Proposed] Order)(West, Dudley) (Entered: 10/20/2010)

10/28/2010	<u>1026</u>	ORDER: This case is referred to the Magistrate Judge for decision on all nondispositive motions and for reports and recommendations on all dispositive motions. Signed by Chief Judge Todd J. Campbell on 10/28/10. (rd) (Entered: 10/28/2010)
11/03/2010	1027	ORDER granting <u>1025</u> Motion for Leave to file a reply brief to Docket Entry 1020 on or before November 17, 2010. Brief in support of attorneys fee, Docket Entry 1010, shall not exceed 10 pages. (Brown, Joe) (Entered: 11/03/2010)
11/03/2010	1028	ORDER State may file a response to the motion to strike, Docket Entry 1021 within 7 Days. (Brown, Joe) (Entered: 11/03/2010)
11/03/2010	<u>1029</u>	ORDER: Magistrate Judge Joe Brown recused. Case reassigned to Magistrate Judge Juliet E. Griffin for all further proceedings. Signed by Magistrate Judge Joe Brown on 11/3/10. (rd) (Entered: 11/03/2010)
11/03/2010	<u>1030</u>	REPORT of the Quality Review Panel: 2010 Annual System Review, Clover Bottom Developmental Center, November 1, 2010. (Attachment: # <u>1</u> Cover Letter from Jaylon Fincannon)(rd) (Entered: 11/04/2010)
11/04/2010	<u>1031</u>	MOTION for Leave to File a Motion for a Declaratory Order Concerning the Authority of the Quality Review Panel to Conduct an On-Site Review of Greene Valley Developmental Center and the Harold Jordan Center, by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order Granting Leave to File, # <u>2</u> Attachment Motion for Declaratory Relief, # <u>3</u> Attachment Certificate of Consultation, # <u>4</u> Proposed Order Granting Declaratory Relief, # <u>5</u> Attachment Memorandum of Law in Support of Declaratory Relief, # <u>6</u> Exhibit A, Systems Review Methodology, Developmental Centers, # <u>7</u> Exhibit B, Settlement Agreement Compliance Checklist, # <u>8</u> Exhibit C, Individual Support/Active Treatment Checklist, # <u>9</u> Exhibit D Letter of July 23 2009)(Gran, Judith) Modified on 11/5/2010 (rd). (Entered: 11/04/2010)
11/10/2010	<u>1032</u>	RESPONSE to Motion re <u>1021</u> MOTION to Strike <u>1011</u> Memorandum in Support,, <u>1012</u> Affidavit,,, <i>Portions of Memorandum, Portions of Affidavit and Certain Exhibits Attached Thereto</i> filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (West, Dudley) (Entered: 11/10/2010)
11/10/2010	<u>1033</u>	AFFIDAVIT re <u>1032</u> Response to Motion, ( <i>Affidavit of Dudley M. West</i> ) by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit (Collective Exhibit) PGA Supplemental Statements)(West, Dudley) (Entered: 11/10/2010)
11/10/2010	<u>1034</u>	AFFIDAVIT re <u>1032</u> Response to Motion, ( <i>Affidavit of Hal D. Hardin</i> ) by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit 1 - Letter dated 04-15-04, # <u>2</u> Exhibit 2 - Letter dated 04-19-04, # <u>3</u> Exhibit 3 - Letter dated 04-22-04, # <u>4</u> Exhibit 4 - Letter dated 04-26-04, # <u>5</u> Exhibit 5 - Letter dated 04-26-04, # <u>6</u> Exhibit 6 - Letter dated 04-27-04, # <u>7</u> Exhibit 7 - Agreed Order [Docket Entry 700])(West, Dudley) (Entered: 11/10/2010)
11/17/2010	<u>1035</u>	REPLY to Response in Opposition to <u>1010</u> Motion for Attorney Fees and Reimbursement of Expenses, filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) Modified on 11/18/2010 (rd). (Entered: 11/17/2010)
11/17/2010	<u>1036</u>	APPENDIX filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center re <u>1035</u> Reply to Response to Motion. (Attachments: # <u>1</u> Attachment A - Summary of Pertinent Provisions of Settlement Agt., # <u>2</u> Attachment B - Declaration of Thomas A. Wiseman, III)(Schaffner, Mary) Modified on 11/18/2010 (rd). (Entered: 11/17/2010)
11/18/2010	<u>1037</u>	RESPONSE to <u>1031</u> Motion for Leave to File a Motion for a Declaratory Order Concerning the Authority of the Quality Review Panel to Conduct an On-Site Review of Green Valley Developmental Center and Harold Jordan Center, filed by Tennessee, State of. (Dycus, Dianne) Modified on 11/18/2010 (rd). (Entered: 11/18/2010)

		11/18/2010)
11/18/2010	<u>1038</u>	RESPONSE to <u>1031</u> MOTION for Leave to File a Motion for a Declaratory Order Concerning the Authority of the Quality Review Panel to Conduct an On-Site Review of Green Valley Developmental Center and Harold Jordan Center, filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) Modified on 11/18/2010 (rd). (Entered: 11/18/2010)
11/18/2010		Note to filer re <u>1035</u> , <u>1036</u> : This document has been scanned. Documents generated from a word processor (Word of WordPerfect) should NOT be scanned, but rather printed directly to PDF via a PDF writer. Future scanned pleadings of this nature may require refileing. (rd) (Entered: 11/18/2010)
11/18/2010	<u>1039</u>	MEMORANDUM in Support of <u>1031</u> MOTION for Leave to File Motion for Declaratory Order filed by USA. (Attachment: # <u>1</u> Exhibit A)(Geissler, R.) Modified on 11/19/2010 (rd). (Entered: 11/18/2010)
11/22/2010	<u>1040</u>	MOTION for Leave to File Accompanying Surreply in Opposition to <u>1010</u> Motion for Award of Attorney Fees and Reimbursement of Expenses, by Tennessee, State of. (Attachment: # <u>1</u> Attachment Defendants' Surreply in Opposition to Motion of Parent Guardian Associations for Award of Attorney Fees and Reimbursement of Expenses)(Dycus, Dianne) Modified on 11/23/2010 (rd). (Entered: 11/22/2010)
11/29/2010	<u>1041</u>	JOINT Application for an Award of Attys' Fees and Reimbursement of Expenses by People First of Tennessee. (Attachment: # <u>1</u> Proposed Order Granting Twelfth Supplemental Joint Application for fees and expenses)(Derryberry, Jack) Modified on 11/30/2010 (rd). (Entered: 11/29/2010)
11/29/2010	<u>1042</u>	RESPONSE to <u>1040</u> MOTION for Leave to File Surreply in Opposition to <u>1010</u> Motion for Award of Atty Fees and Reimbursement of Expenses, filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachment: # <u>1</u> Attachment 2010 WL 3883434)(Schaffner, Mary) Modified on 11/30/2010 (rd). (Entered: 11/29/2010)
12/17/2010	<u>1043</u>	AGREED ORDER on <u>1041</u> Joint Application for an Award of Attys' Fees and Expenses to People First: Pltfs/Intervener People First, et al. are hereby awarded attys fees and litigation expenses in the amount of \$102,670.70 to be paid by the State of Tennessee. Signed by Magistrate Judge Juliet E. Griffin on 12/17/10. (rd) (Entered: 12/17/2010)
12/20/2010	<u>1044</u>	ORDER: Defts' <u>1040</u> motion for leave to file surreply is GRANTED. Pltfs' <u>1031</u> motion for leave to file a motion for declaratory order is GRANTED. Signed by Magistrate Judge Juliet E. Griffin on 12/17/10. (rd) (Entered: 12/20/2010)
12/20/2010	<u>1045</u>	SURREPLY in Opposition to <u>1010</u> MOTION for Attorney Fees and Reimbursement of Expenses, filed by Julia Bratcher, Clover Bottom Development Center, Finance & Administration, Tennessee Department of, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Rusty Seibert, Don Sundquist, Tennessee, State of, Fredia S. Wadley. (rd) (Entered: 12/20/2010)
12/20/2010	<u>1046</u>	MOTION for Declaratory Relief Concerning the Authority of the Quality Review Panel to Conduct an On-Site Review of Greene Valley Developmental Center and the Harold Jordan Center, filed by Mary Ann Avery, David Balthrop, Terry Beaty, Carolyn Britt, Bonnie Chaffee, Jenny Belle Greenwood, Dowell Harris, Audriniece Hollister, Eddie Jones, Kenneth Lee, People First of Tennessee, Effie Estelle Pippin, Sandra Jo Proctor, Cynthia Dawn Sommerville, Kevin Troupe, Larry Wayne Vaughn, Charles Wilhoite, Rebecca Workman, Juanita Wright. (Attachments: # <u>1</u> Certificate of Consultation, # <u>2</u> Proposed Order)(rd) (Entered: 12/20/2010)
12/20/2010	<u>1047</u>	MEMORANDUM of Law in Support of <u>1046</u> MOTION for Declaratory Relief Concerning the Authority of the Quality Review Panel to Conduct an On-Site Review of Greene Valley Developmental Center and the Harold Jordan Center, filed by Mary Ann Avery, David Balthrop, Terry Beaty, Carolyn Britt, Bonnie Chaffee, Jenny Belle Greenwood, Dowell Harris, Audriniece Hollister, Eddie Jones, Kenneth Lee, People First of Tennessee, Effie Estelle Pippin, Sandra Jo Proctor, Cynthia Dawn

		Sommerville, Kevin Troupe, Larry Wayne Vaughn, Charles Wilhoite, Rebecca Workman, Juanita Wright. (Attachments: # <u>1</u> Systems Review Methodology, Developmental Centers, # <u>2</u> Settlement Agreement Compliance Checklist, # <u>3</u> Individual Support/Active Treatment Checklist, # <u>4</u> Letter of July 23, 2009)(rd) (Entered: 12/20/2010)
12/23/2010	<u>1048</u>	MOTION for Extension of Time to File Response/Reply as to <u>1046</u> MOTION for Declaratory Judgment by Tennessee, State of. (Attachments: # <u>1</u> Proposed Order Granting Defendants' Motion for Extension)(Dycus, Dianne) (Entered: 12/23/2010)
12/23/2010	<u>1049</u>	NOTICE of Filing of Quality Review Panel Community Review Methodology by People First of Tennessee. (Attachments: # <u>1</u> Attachment Quality Review community review methodology, # <u>2</u> Attachment Quality Review Panel individual assessment tool component of community review methodology)(Derryberry, Jack) Modified on 12/27/2010 (rd). (Entered: 12/23/2010)
12/30/2010	<u>1050</u>	NOTICE of Appearance by Michelle A. Jones on behalf of USA (Jones, Michelle) (Entered: 12/30/2010)
12/30/2010	<u>1051</u>	RESPONSE in Support re <u>1046</u> MOTION for Declaratory Judgment <i>and Specific Enforcement</i> filed by USA. (Attachments: # <u>1</u> Exhibit)(Jones, Michelle) (Entered: 12/30/2010)
12/30/2010	<u>1052</u>	ORDER granting <u>1048</u> Motion for Extension of Time to File Response/Reply re <u>1046</u> MOTION for Declaratory Judgment; Replies due by 1/19/2011.. Signed by Magistrate Judge Juliet E. Griffin on 12/30/2010. (ab) (Entered: 12/30/2010)
01/04/2011	<u>1053</u>	RESPONSE in Support re <u>1010</u> MOTION for Attorney Fees <i>and Reimbursement of Expenses -- PGA's Surreply to State's Surreply</i> filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (West, Dudley) (Entered: 01/04/2011)
01/05/2011	<u>1054</u>	RESPONSE to Motion re <u>1046</u> MOTION for Declaratory Judgment ( <i>Renewed Response</i> ) filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Schaffner, Mary) (Entered: 01/05/2011)
01/06/2011		Note to filer re <u>1050</u> <u>1051</u> : These documents have been scanned. Documents generated from a word processor (Word of WordPerfect) should NOT be scanned, but rather printed directly to PDF via a PDF writer. Future scanned pleadings of this nature may require refiling. (rd) (Entered: 01/06/2011)
01/12/2011	<u>1055</u>	RESPONSE in Opposition re <u>1046</u> MOTION for Declaratory Judgment filed by Tennessee, State of. (Attachments: # <u>1</u> Exhibit 1 September 16, 2009 Email from Counsel for People First to Judge Brown, # <u>2</u> Exhibit 2 Attachment (1) to Sept. 16, 2009 Email, # <u>3</u> Exhibit 3 Attachment (2) to Sept. 16 Email, # <u>4</u> Exhibit 4 QRP Letter, August 25, 2010, # <u>5</u> Exhibit 5 U.S. Letter, August 2, 2010, # <u>6</u> Exhibit 6 State Letter, August 12, 2010, # <u>7</u> Exhibit 7 State Letter, September 20, 2010, # <u>8</u> Exhibit 8 QRP Letter, October 8, 2010, # <u>9</u> Exhibit 9 QRP Email with Attachments, January 26, 2010, # <u>10</u> Exhibit 10 Annual System Review Methodology, September 5, 1997)(Dycus, Dianne) (Entered: 01/12/2011)
01/12/2011	<u>1056</u>	DECLARATION of James R. Finch filed by Tennessee, State of re: <u>1055</u> Response in Opposition to Motion,,. (Attachments: # <u>1</u> Exhibit 1 Chart, Settlement Agreement Review Comparisons)(Dycus, Dianne) (Entered: 01/12/2011)
05/31/2011	<u>1057</u>	ORDER REASSIGNING CASE. Case reassigned to District Judge Kevin H. Sharp for all further proceedings. Chief Judge Todd J. Campbell no longer assigned to case. Signed by Chief Judge Todd J. Campbell on 5/31/11. Modified on 5/31/2011 (af). (Entered: 05/31/2011)
06/13/2011	<u>1058</u>	ORDER: Status Conference set for Monday, 7/18/2011 01:00 PM in Courtroom A826 before District Judge Kevin H. Sharp. Signed by District Judge Kevin H. Sharp on 6/13/2011. (xc:Pro se party has been notified electronically)(hb) Modified text on 6/13/2011 (hb). (Entered: 06/13/2011)
07/18/2011		Minute Entry for proceedings held before District Judge Kevin H. Sharp: Status Conference held on 7/18/2011, at which time pending motions and other matters were

		discussed. Order to enter. (Court Reporter Dorothy Stiles.)(vk) (Entered: 07/18/2011)
07/19/2011	<u>1059</u>	ORDER: Pltf may file a supplemental brief re <u>1046</u> Motion for Declaratory Relief by 8/1/11; deft may file a response 8/15/11; reply shall be filed by 8/22/11; any sur-reply by 8/29/11. Parent Guardian Associations may file a supplemental brief on the issue of entitlement re <u>1010</u> Application for Award of Attys' Fees by 8/1/11; deft may file a response by 8/15/11; reply shall be filed by 8/22/11; any sur-reply by 8/28/11. No further action is required by the Magistrate Judge absent further order of the Court. Signed by District Judge Kevin H. Sharp on 7/19/11. (xc:Pro se party by electronic notification.)(rd) (Entered: 07/19/2011)
07/28/2011	<u>1060</u>	NOTICE by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center re <u>1059</u> Order,, (Re: Not Filing Supplemental Brief) (West, Dudley) (Entered: 07/28/2011)
08/01/2011	<u>1061</u>	RESPONSE in Opposition re <u>1046</u> MOTION for Declaratory Judgment <i>Supplementary Memorandum in Support of Motion for Declaratory Judgment</i> filed by People First of Tennessee. (Attachments: # <u>1</u> Exhibit QRP Revised Methodology, # <u>2</u> Exhibit QRP Review Protocol, # <u>3</u> Exhibit QRP Agreed-Upon Community Methodology, # <u>4</u> Exhibit Correspondence Fincannon-State of Tennessee)(Gran, Judith) (Entered: 08/01/2011)
08/15/2011	<u>1062</u>	MOTION for Extension of Time to File Response/Reply to <i>Supplementary Memorandum in Support of Motion of Plaintiffs and Class Representatives People First for Declaratory Relief Concerning the Authority of the Quality Review Panel to Conduct an On-Site Review of Greene Valley Developmental Center and Harold Jordan Center</i> by Tennessee, State of. (Lakey, Jonathan) (Entered: 08/15/2011)
08/16/2011	<u>1063</u>	ORDER: Defts' <u>1062</u> Unopposed Motion for Extension of Time to Respond to Supplementary Memorandum in Support of Motion for Declaratory Relief is GRANTED. Signed by District Judge Kevin H. Sharp on 8/16/11. (xc:Pro se party by regular and certified mail.)(rd) (Entered: 08/16/2011)
08/22/2011	<u>1064</u>	RESPONSE in Opposition re <u>1046</u> MOTION for Declaratory Judgment <i>Supplemental Response</i> filed by Tennessee, State of. (Dycus, Dianne) (Entered: 08/22/2011)
08/29/2011	<u>1065</u>	REPLY MEMORANDUM in Support of <u>1046</u> MOTION for Declaratory Judgment <i>Concerning the Authority of the Quality Review Panel to Conduct an On-Site Review of Greene Valley Developmental Center and the Harold Jordan Center</i> filed by People First of Tennessee. (Gran, Judith) Modified on 8/30/2011 (rd). (Entered: 08/29/2011)
12/16/2011	<u>1066</u>	NOTICE of Appearance by Martha A. Campbell on behalf of Julia Bratcher, Marjorie Nelle Cardwell, Clover Bottom Development Center, Bob Corker, Ben Dishman, Larry L. Durbin, John Ferguson, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Nat T. Winston Developmental Center, Rusty Seibert, Don Sundquist, Tennessee, State of, Fredia S. Wadley (Campbell, Martha) (Entered: 12/16/2011)
02/01/2012	<u>1067</u>	MEMORANDUM. An appropriate Order will be entered. Signed by District Judge Kevin H. Sharp on 2/1/12. (tmw) Modified text on 2/1/2012 (tmw). (Entered: 02/01/2012)
02/01/2012	<u>1068</u>	ORDER: For the reasons set forth in the accompanying Memorandum, Plaintiffs' Motion for Declaratory Relief <u>1046</u> is hereby GRANTED, in part, to the extent that, pursuant to the Settlement Agreement, the Quality Review Panel has the authority to conduct on-site visits at Green Valley Developmental Center and the Harold Jordan Center. If the parties are unable to agree upon the methodology for the on-site visits and the method for providing the QRP with copies of the Individual Support Plans for class members living in Intermediate Care Facilities for persons with Intellectual Disabilities, the Court will hold a hearing on the matter at 1:30 p.m. on Wednesday, February 15, 2012. Position statements are due on Monday, February 13, 2012. It is SO ORDERED. Signed by District Judge Kevin H. Sharp on 2/1/12. (tmw) (Entered: 02/01/2012)

02/06/2012	<u>1069</u>	MEMORANDUM. An appropriate Order shall be entered. Signed by District Judge Kevin H. Sharp on 2/6/12. (tmw) (Entered: 02/06/2012)
02/06/2012	<u>1070</u>	ORDER: For the reasons explained in the Memorandum entered contemporaneously herewith, PGA's Application for Award of Attorneys' Fees and Reimbursement of Expenses <u>1010</u> is hereby GRANTED. PGA shall be awarded \$175,901.12 for reasonable attorneys' fees and expenses for post-judgment monitoring and enforcement activities between November 13, 2008 and June 30, 2010. It is so ORDERED. Signed by District Judge Kevin H. Sharp on 2/6/12. (tmw) (Entered: 02/06/2012)
02/06/2012	<u>1071</u>	ORDER granting <u>1021</u> Motion to Strike. Signed by District Judge Kevin H. Sharp on 2/6/12. (tmw) (Entered: 02/06/2012)
02/13/2012	<u>1072</u>	Joint MOTION For Extension of Filing Deadline and Hearing Date Relative to Issue of QRP Methodology re <u>1067</u> Memorandum, <u>1068</u> Order, by Tennessee, State of. (Lakey, Jonathan) Modified text on 2/14/2012 (tmw). (Entered: 02/13/2012)
02/14/2012	<u>1073</u>	NOTICE of Appearance by Mary B. Ferrara on behalf of Julia Bratcher, Clover Bottom Development Center, Ben Dishman, John Ferguson, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Nat T. Winston Developmental Center, Rusty Seibert, Don Sundquist, Tennessee, State of, Fredia S. Wadley (Ferrara, Mary) (Entered: 02/14/2012)
02/14/2012		Bar status of Atty Mary B. Ferrara of TN verified as active this date. (tmw) (Entered: 02/14/2012)
02/14/2012	<u>1074</u>	ORDER: Pending before the Court is the Joint Motion Regarding Schedule for Development of Methodology for QRP'S Review of Sections IV, V and IX, and Announcement Regarding Agreement for Provision of Individual Support Plans to Quality Review Panel for Reviews <u>1072</u> . The motion is hereby GRANTED, and the Court accepts and approves the proposed schedule for development of methodology as set forth by the parties. Furthermore, the hearing scheduled for February 15, 2012, is hereby CONTINUED to Monday, March 12, 2012 at 1:30 p.m. It is so ORDERED. Signed by District Judge Kevin H. Sharp on 2/14/12. (tmw) (Entered: 02/14/2012)
02/21/2012	<u>1075</u>	LETTER/NOTICE of Filing of Annual System Review, by Quality Review Panel. (Attachments: # <u>1</u> 2011 Annual System Review Clover Bottom Developmental Center, 2/17/2012)(tmw) (Entered: 02/23/2012)
03/05/2012	<u>1076</u>	Letter/Notice of Filing of Page 56 re 2/17/12 Report, from Quality Review Panel. (Attachments: # <u>1</u> Page 56)(tmw) (Entered: 03/06/2012)
03/07/2012	<u>1077</u>	NOTICE OF APPEAL as to <u>1070</u> Order on Motion for Attorney Fees, by Julia Bratcher, Clover Bottom Development Center, Pete Davidson, Ben Dishman, John Ferguson, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Nat T. Winston Developmental Center, Rusty Seibert, Don Sundquist, Tennessee, State of, Fredia S. Wadley. (Ferrara, Mary) (Entered: 03/07/2012)
03/07/2012	<u>1078</u>	RECEIPT #34675020781 in the amount of \$455.00 posted by Julia Bratcher, Clover Bottom Development Center, Pete Davidson, Ben Dishman, John Ferguson, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Nat T. Winston Developmental Center, Rusty Seibert, Don Sundquist, Tennessee, State of, Fredia S. Wadley re <u>1077</u> Notice of Appeal. (rd) (Entered: 03/08/2012)
03/08/2012	<u>1079</u>	NOTICE by People First of Tennessee (Attachments: # <u>1</u> Attachment methodology for QRP reviews at developmental centers, sections 4, 5, and 9 of settlement agreement, # <u>2</u> Attachment QRP reviews, settlement agreement sections 4,5, and 9 compliance checklist)(Derryberry, Jack) (Entered: 03/08/2012)
03/08/2012	<u>1080</u>	ORDER: The 3/12/12 hearing is hereby CANCELLED. Signed by District Judge Kevin H. Sharp on 3/8/12. (rd) (Entered: 03/08/2012)

03/14/2012		USCA Case Number 12-5275 for <u>1077</u> Notice of Appeal. Case Manager Jill Colyer. (tmw) (Entered: 03/15/2012)
03/16/2012	<u>1081</u>	NOTICE OF CROSS APPEAL as to <u>1070</u> Order on Motion for Attorney Fees, <u>1071</u> Order on Motion to Strike by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. Filing fee \$ 455, receipt number 0650-1258813. (West, Dudley) (Entered: 03/16/2012)
03/21/2012		USCA Case Number 12-5297 for <u>1081</u> Notice of Cross Appeal, filed by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. Case Manager: Jill Colyer. (tmw) (Entered: 03/21/2012)
04/11/2012	<u>1082</u>	MOTION for Attorney Fees <i>agreed</i> by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order agreed motion and order for attorney fees)(Derryberry, Jack) (Entered: 04/11/2012)
04/13/2012	<u>1083</u>	AGREED ORDER ON JOINT APPLICATION FOR AN AWARD OF ATTORNEYS' FEES AND EXPENSES TO PEOPLE FIRST. Signed by District Judge Kevin H. Sharp on 4/13/12. (xc:6CCA via NEF) (tmw) (Entered: 04/13/2012)
05/25/2012	<u>1084</u>	ORDER of USCA as to <u>1077</u> Notice of Appeal and <u>1081</u> Notice of Cross Appeal: In accordance with Rule 33(d), Rules of the Sixth Circuit, and upon consideration of the parties' stipulation to dismiss, It is ORDERED that these cases are dismissed pursuant to 42(b), Federal Rules of Appellate Procedure. (NO MANDATE TO ISSUE) (hb) (Entered: 05/25/2012)
07/05/2012	<u>1085</u>	NOTICE of Filing of the Quality Review Panel's Annual System Review Sections IV, V, and IX of the Settlement Agreement for the Greene Valley Developmental Center, by Quality Review Panel. (Attachments: # <u>1</u> Cover letter and envelope)(tmw) (Entered: 07/13/2012)
08/09/2012	<u>1086</u>	NOTICE of Filing of the Quality Review Panel's Annual System Review Sections IV, V, and IX of the Settlement Agreement for the Harold Jordan Center, by Quality Review Panel. (Attachments: # <u>1</u> Cover letter and envelope)(tmw) (Entered: 08/10/2012)
09/25/2012	<u>1087</u>	MOTION for Attorney Fees <i>Unopposed Joint Application for attorney fees</i> by People First of Tennessee. (Attachments: # <u>1</u> Proposed Order granting agreed fee application)(Derryberry, Jack) (Entered: 09/25/2012)
09/28/2012	<u>1088</u>	AGREED ORDER ON <u>1087</u> JOINT APPLICATION FOR AN AWARD OF ATTYS' FEES AND EXPENSES. Signed by District Judge Kevin H. Sharp on 9/28/12. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(rd) Modified on 10/1/2012 (rd). (Entered: 09/28/2012)
12/06/2012	<u>1089</u>	NOTICE of Filing of the Quality Review Panel's Annual System Review, Cloverbottom Developmental Center, by Quality Review Panel. (Attachments: # <u>1</u> Cover letter and envelope)(tmw) (Entered: 12/07/2012)
03/08/2013	<u>1090</u>	NOTICE by People First of Tennessee <i>filing of Proposed Agreed Order allowing re-admission of class member to Clover Bottom Developmental Center</i> (Derryberry, Jack) (Entered: 03/08/2013)
03/08/2013	<u>1091</u>	AGREED ORDER ALLOWING RE-ADMISSION OF SCOTT L. TO CLOVER BOTTOM DEVELOPMENTAL CENTER. Signed by District Judge Kevin H. Sharp on 3/8/13. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(tmw) (Entered: 03/08/2013)
10/29/2013	<u>1092</u>	Joint MOTION for Attorney Fees <i>Unopposed Joint Application</i> by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Attachment Proposed Order granting agreed fee application)(West, Dudley) (Entered: 10/29/2013)
10/30/2013	<u>1093</u>	AGREED ORDER ON JOINT APPLICATION FOR AWARD OF ATTORNEY'S FEES AND REIMBURSEMENT OF EXPENSES TO THE PARENT GUARDIAN ASSOCIATIONS. Signed by District Judge Kevin H. Sharp on 10/30/13. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ



		THE ORDER.)(dt) (Entered: 10/31/2013)
11/21/2013	<u>1094</u>	NOTICE of Manual Filing of the Quality Review Panel's Annual System Review re Harold Jordan Developmental Center, by Quality Review Panel. (tmw) (Entered: 11/22/2013)
11/21/2013	<u>1095</u>	NOTICE of Manual Filing of the Quality Review Panel's Annual System Review re Cloverbottom Developmental Center, by Quality Review Panel. (tmw) (Entered: 11/22/2013)
03/20/2014	<u>1096</u>	MOTION for Status Conference and Appointment of Judicial Mediator by People First of Tennessee. (Derryberry, Jack) Modified text on 3/21/2014 (tmw). (Entered: 03/20/2014)
04/03/2014	<u>1097</u>	NOTICE of Manual Filing of the Quality Review Panel's Annual System Review re Greene Valley Developmental Center, by Quality Review Panel. (tmw) (Entered: 04/04/2014)
04/09/2014	<u>1098</u>	Joint MOTION AND COMBINED MEMORANDUM IN SUPPORT FOR REPLACEMENT APPOINTMENT TO THE QUALITY REVIEW PANEL by USA. (Attachments: # <u>1</u> Attachment attachment 1, resume of Nicole Arsenault, # <u>2</u> Proposed Order Proposed Order Granting Motion)(Geissler, R.) (Entered: 04/09/2014)
04/09/2014	<u>1099</u>	ORDER re <u>1096</u> Joint Motion for Status Conference and Appointment of Judicial Mediator. The motion for a status conference is GRANTED and a telephone conference is hereby scheduled for April 14, 2014, at 3:00 p.m. The parties are instructed to call 615-695-2852 to be connected to the call. Signed by District Judge Kevin H. Sharp on 4/9/14. (tmw) (Entered: 04/09/2014)
04/14/2014		Minute Entry for proceedings held before District Judge Kevin H. Sharp: Telephone Conference held on 4/14/2014. Order re: mediation to enter. (ab) (Entered: 04/15/2014)
04/15/2014	<u>1100</u>	ORDER FOR REPLACEMENT APPOINTMENT TO THE QUALITY REVIEW PANEL. Signed by District Judge Kevin H. Sharp on 4/15/14. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(tmw) (Entered: 04/15/2014)
05/07/2014	<u>1101</u>	ORDER: This matter is hereby referred to Magistrate Judge Juliet Griffin for the purposes of conducting a settlement conference(s). Within 120 days of this Order, the parties shall finalize a resolution. Signed by District Judge Kevin H. Sharp on 5/7/14. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(tmw) (Entered: 05/07/2014)
05/07/2014	<u>1102</u>	ORDER: Counsel for the parties shall convene a telephone conference call with the Court on Friday, May 16, 2014, at 10:00 a.m., central time, to be initiated by counsel for the state defendants, to address scheduling a settlement conference(s) and the logistics involved. Signed by Magistrate Judge Juliet E. Griffin on 5/7/14. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(tmw) (Entered: 05/08/2014)
05/15/2014	<u>1103</u>	NOTICE of Appearance by Nancy Penny Harrington on behalf of Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center (Harrington, Nancy) (Entered: 05/15/2014)
05/16/2014		Bar status of Atty Nancy Penny Harrington of TN verified as active this date. (tmw) (Entered: 05/16/2014)
05/16/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Telephone Conference held on 5/16/2014; ORDER to enter. (jwc) (Entered: 05/19/2014)
05/19/2014	<u>1104</u>	ORDER: Settlement Conference set for 7/8/2014, at 9:00 AM in Courtroom 764 before Magistrate Judge Juliet E. Griffin. By 3:00 p.m. on Tuesday, July 1, 2014, the parties shall deliver under seal, directly to Ms. Jeanne Cox, Courtroom Deputy to the undersigned, or to Mr. Steve Wilson or Mr. Christopher Call, law clerks to the undersigned, or provide by facsimile transmission (615-736-7070) ex parte, separate

		settlement conference statements. Signed by Magistrate Judge Juliet E. Griffin on 5/19/14. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(tmw) (Entered: 05/20/2014)
07/02/2014	<u>1105</u>	NOTICE of Appearance by Jonathan Stephen Carlton on behalf of Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center (Carlton, Jonathan) (Entered: 07/02/2014)
07/03/2014		Bar status of Atty Jonathan Stephen Carlton of TN verified as active this date. (tmw) (Entered: 07/03/2014)
07/08/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 7/8/2014. (jwc) (Entered: 07/14/2014)
07/09/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Phase 1 Settlement Conference held on 7/9/2014; ORDER to enter. (jwc) (Entered: 07/14/2014)
07/14/2014	<u>1106</u>	ORDER: Pursuant to the order entered May 15, 2014 <u>1104</u> , the first phase of settlement conference sessions was held on July 8, 2014, and July 9, 2014. The settlement conference sessions shall continue as follows: 1. Tuesday, September 9, 2014, beginning at 1:00 p.m.; 2. Wednesday, September 10, 2014, beginning at 9:00 a.m.; 3. Thursday, October 2, 2014, beginning at 9:00 a.m; and 4. Friday, October 3, 2014, beginning at 9:00 a.m. In the meantime, the parties shall confer as agreed upon during the July settlement conference sessions. It is so ORDERED. Signed by Magistrate Judge Juliet E. Griffin on 7/14/14. (tmw) (Entered: 07/14/2014)
08/29/2014	<u>1107</u>	Joint MOTION To Extend Time for Settlement Discussions re <u>1101</u> Order Referring Case to Magistrate Judge, by Tennessee, State of. (Attachments: # <u>1</u> Proposed Order Proposed Order to Extend Settlement Discussions)(Lakey, Jonathan) (Entered: 08/29/2014)
09/03/2014	<u>1108</u>	ORDER: Accordingly, this Court extends the time to finalize a resolution until November 10, 2014, or until a written declaration of impasse is made by the State Defendants on or after October 4, 2014, and filed with the Court. In either event, if the mediation has proven unsuccessful, the parties will have either fourteen days from the declaration of impasse or until November 24, 2014, whichever is earlier, to notify the Court of issues remaining in accordance with and as directed in this Court's May 7, 2014 Order (Dkt <u>1101</u> ). IT IS SO ORDERED. Signed by District Judge Kevin H. Sharp on 9/3/14. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(afs) (Entered: 09/03/2014)
09/09/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 9/9/2014. (jwc) (Entered: 09/11/2014)
09/10/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 9/10/2014. (jwc) (Entered: 09/11/2014)
09/11/2014	<u>1109</u>	ORDER: In accord with the order entered July 14, 2014 (Docket Entry No. <u>1106</u> ), the settlement conference sessions constituting phase two were held on September 9–10, 2014. By no later than September 29, 2014, the defendants shall provide proposals to counsel for the other parties as addressed on September 10, 2014. In addition to the third sessions already scheduled on October 2–3, 2014, the fourth sessions are scheduled on Wednesday, October 22, 2014, beginning at 9:00 a.m., and Thursday, October 23, 2014, beginning at 9:00 a.m., if necessary, for a half day. It is so ORDERED. Signed by Magistrate Judge Juliet E. Griffin on 9/11/14. (afs) (Entered: 09/11/2014)
10/02/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 10/2/2014. (jwc) (Entered: 10/03/2014)
11/03/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Telephone Conference held on 11/3/2014. (jwc) (Entered: 11/12/2014)
11/05/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 11/5/2014. (jwc) (Entered: 11/12/2014)

11/14/2014	<u>1110</u>	ORDER: Fifth Settlement Conference is set for 11/18/2014 at 9:00 AM before Magistrate Judge Juliet E. Griffin. Signed by Magistrate Judge Juliet E. Griffin on 11/14/14. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 11/14/2014)
11/18/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 11/18/2014; ORDER to enter. (jwc) (Entered: 11/21/2014)
11/20/2014	<u>1111</u>	ORDER: Pursuant to the order entered November 14, 2014 (Docket Entry No. <u>1110</u> ), the fifth settlement conference session was held on November 18, 2014. Counsel for the parties shall meet on December 8, 2014, and convene for a sixth session with the Court, as appropriate, on Tuesday, December 9, 2014, at 9:00 a.m., in Courtroom 764, U.S. Courthouse, 801 Broadway, Nashville, TN. Signed by Magistrate Judge Juliet E. Griffin on 11/20/14. (afs) (Entered: 11/20/2014)
11/25/2014	<u>1112</u>	Letter from Jaylon Fincannon regarding Settlement Agreement. Report forwarded to Judge Sharp's Chambers. (afs) (Entered: 11/25/2014)
11/25/2014	<u>1113</u>	Letter from Jaylon Fincannon regarding Settlement Agreement. Report forwarded to Judge Sharp's Chambers. (afs) (Entered: 11/25/2014)
12/09/2014		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 12/9/2014. (jwc) (Entered: 12/12/2014)
12/17/2014	<u>1115</u>	Letter from Jaylon Fincannon regarding Settlement Agreement. Report forwarded to Judge Sharp's Chambers. (afs) (Entered: 12/19/2014)
12/18/2014	<u>1114</u>	ORDER: Telephone Conference set for 12/22/2014 at 11:00 AM before Magistrate Judge Juliet E. Griffin. Settlement Conference set for 3/24/2015 09:00 AM in Courtroom 764 before Magistrate Judge Juliet E. Griffin. Signed by Magistrate Judge Juliet E. Griffin on 12/18/14. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(afs) Modified on 12/19/2014 (afs). (Entered: 12/19/2014)
12/24/2014	<u>1116</u>	Joint MOTION for Attorney Fees <i>fifteenth agreed supplemental attorney fees application</i> by People First of Tennessee. (Attachments: # <u>1</u> Attachment proposed agreed order)(Derryberry, Jack) (Entered: 12/24/2014)
12/30/2014	<u>1117</u>	AGREED ORDER ON JOINT APPLICATION FOR AN AWARD OF ATTORNEYS' FEES AND EXPENSES TO PEOPLE FIRST. Signed by Chief Judge Kevin H. Sharp on 12/30/2014. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(hb) (Entered: 12/30/2014)
01/06/2015	<u>1118</u>	Joint MOTION <i>to Approve Exit Plan</i> by Tennessee, State of. (Attachments: # <u>1</u> Exhibit 1 – Exit Plan, # <u>2</u> Exhibit A – to Exit Plan – Proposed Order, # <u>3</u> Exhibit A to Proposed Order, # <u>4</u> Exhibit B to Proposed Order, # <u>5</u> Exhibit B to Exit Plan, # <u>6</u> Exhibit C to Exit Plan, # <u>7</u> Exhibit D to Exit Plan)(Lakey, Jonathan) (Entered: 01/06/2015)
01/07/2015	<u>1119</u>	ORDER: After review and consultation with counsel, the parties' proposed Notice of Joint Motion of all Parties to Approve Exit Plan and Enter Agreed Order is hereby approved, as attached hereto. It is so ORDERED. Signed by Magistrate Judge Juliet E. Griffin on 1/7/15. (Attachments: # <u>1</u> Attachment NOTICE OF JOINT MOTION OF ALL PARTIES TO APPROVE EXIT PLAN)(af) (Entered: 01/07/2015)
01/16/2015		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Telephone Conference held on 1/16/2015. (jwc) (Entered: 01/16/2015)
01/17/2015	<u>1120</u>	NOTICE of Appearance by Allen Woods on behalf of People First of Tennessee, Brian Bragdon (Woods, Allen) (Entered: 01/17/2015)
01/17/2015	<u>1121</u>	MOTION to Intervene by Brian Bragdon. (Attachments: # <u>1</u> Attachment Brief in Support of Motion, # <u>2</u> Attachment Proposed Complaint, # <u>3</u> Attachment Notice of Filing, # <u>4</u> Attachment Bragdon Affidavit, # <u>5</u> Attachment Gena Wexler Affidavit, # <u>6</u> Attachment Holloway Affidavit, # <u>7</u> Attachment King Affidavit, # <u>8</u> Attachment Lingerfelt Affidavit, # <u>9</u> Attachment Russell Wexler Affidavit, # <u>10</u> Attachment Wyrick Affidavit)(Woods, Allen) (Entered: 01/17/2015)

01/20/2015	<u>1122</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene filed by USA. (Geissler, R.) (Entered: 01/20/2015)
01/20/2015	<u>1123</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene filed by Clover Bottom Development Center, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Nat T. Winston Developmental Center, Tennessee, State of. (Campbell, Martha) (Entered: 01/20/2015)
01/20/2015	<u>1124</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene filed by <i>People First of Tennessee</i> filed by Parent–Guardian Association of Greene Valley Developmental Center. (Derryberry, Jack) (Entered: 01/20/2015)
01/20/2015	<u>1125</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene <i>Memorandum in support of Response in opposition to Motion to Intervene</i> filed by People First of Tennessee. (Derryberry, Jack) (Entered: 01/20/2015)
01/20/2015	<u>1126</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene <i>Exhibit 1. to Memorandum Dkt. No. 1125</i> filed by People First of Tennessee. (Derryberry, Jack) (Entered: 01/20/2015)
01/20/2015	<u>1127</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene <i>Ex. 2. to Memorandum Dkt. No. 1125</i> , filed by People First of Tennessee. (Derryberry, Jack) (Entered: 01/20/2015)
01/21/2015		Minute Entry for proceedings held before Chief Judge Kevin H. Sharp: Status Conference held on 1/21/2015. Order to enter. (Court Reporter Wynette Blathers.) (ab) (Entered: 01/22/2015)
01/22/2015	<u>1128</u>	Letter to the Court from Maxine Bettis. (af) (Additional attachment(s) added on 1/22/2015: # <u>1</u> Attachment Envelope) (af). (Entered: 01/22/2015)
01/22/2015	<u>1129</u>	WITNESS/EXHIBIT LIST prepared by Deputy Clerk. re: Status Conference.(afs) (Entered: 01/22/2015)
01/22/2015		Note to Filer re DE# <u>1120</u> : This document is a scanned document; scanning should only be used for documents not created on your computer. This document does not need to be re–filed unless otherwise directed by the Court. (afs) (Entered: 01/22/2015)
01/25/2015	<u>1130</u>	Supplemental MOTION to Intervene <i>Supplemental Brief</i> by Brian Bragdon. (Attachments: # <u>1</u> Attachment Notice of Filing, # <u>2</u> Attachment Holloway Affidavit, # <u>3</u> Attachment King Affidavit, # <u>4</u> Attachment Limgerfelt Affidavit, # <u>5</u> Attachment Neas Affidavit)(Woods, Allen) (Entered: 01/25/2015)
01/27/2015	<u>1131</u>	RESPONSE to Motion re <u>1121</u> MOTION to Intervene filed by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center. (West, Dudley) (Entered: 01/27/2015)
01/28/2015	<u>1132</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene , <u>1130</u> Supplemental MOTION to Intervene <i>Supplemental Brief</i> filed by USA. (Geissler, R.) (Entered: 01/28/2015)
01/28/2015	<u>1133</u>	RESPONSE in Opposition re <u>1121</u> MOTION to Intervene , <u>1130</u> Supplemental MOTION to Intervene <i>Supplemental Brief Response in Opposition to Supplemental Motion to Intervene</i> filed by People First of Tennessee. (Derryberry, Jack) (Entered: 01/28/2015)
01/28/2015	<u>1134</u>	RESPONSE in Opposition re <u>1130</u> Supplemental MOTION to Intervene <i>Supplemental Brief</i> filed by Clover Bottom Development Center, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Tennessee, State of. (Campbell, Martha) (Entered: 01/28/2015)
01/28/2015	<u>1135</u>	NOTICE of Filing by Clover Bottom Development Center, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Tennessee, State of re <u>1134</u> Response in Opposition to Motion, (Attachments: # <u>1</u> Exhibit Declaration of Patti Killingsworth, # <u>2</u> Exhibit QRP report, # <u>3</u> Exhibit Declaration of Debra K. Payne)(Campbell, Martha) (Entered: 01/28/2015)

01/29/2015	<u>1136</u>	MEMORANDUM OPINION OF THE COURT. Signed by Chief Judge Kevin H. Sharp on 1/29/15. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(af) (Entered: 01/29/2015)
01/29/2015	<u>1137</u>	ORDER: For the reasons set forth in the accompanying Memorandum, the Court hereby GRANTS the Parties' joint motion seeking approval of an Exit Plan (Docket No. 1118-1) and entry of a proposed Agreed Order (Docket No. 1118-2). The Agreed Order is contemporaneously herewith ENTERED. The Motion to Intervene brought by Brian Bragdon, Lisa Hill, Gail King, Ricky Lingerfelt, Gena Wexler, Russell Wexler, Leonard Wyrick Jr., and Citizens for a Better Tennessee (Docket No. 1121) is hereby DENIED. It is SO ORDERED Signed by Chief Judge Kevin H. Sharp on 1/29/15. (af) (Entered: 01/29/2015)
01/29/2015	<u>1138</u>	AGREED ORDER re Exit Plan, Compliance Conferences, Compliance with Sections II-IX of the Exit Plan, Compliance with Sections X of the Exit Plan, Monitoring & Other Issues. Signed by Chief Judge Kevin H. Sharp on 1/29/15. (Attachments: # <u>1</u> Attachment Exit Plan, # <u>2</u> Exhibit B to Exit Plan, # <u>3</u> Exhibit C to Exit Plan, # <u>4</u> Exhibit D to Exit Plan)(DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(af) (Entered: 01/29/2015)
01/29/2015	<u>1139</u>	Letter from Maxine Bettis on behalf of G.V.D.C. (afs) (Entered: 01/30/2015)
03/24/2015		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 3/24/2015. (jwc) (Entered: 03/30/2015)
03/25/2015	<u>1140</u>	ORDER SETTING HEARING: A further settlement conference session is scheduled on Tuesday, April 28, 2015, beginning at 10:00 a.m. central time. Signed by Magistrate Judge Juliet E. Griffin on 3/25/2015. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.) (ds) (Entered: 03/25/2015)
04/08/2015	<u>1141</u>	REPORT AND RECOMMENDATION: Based upon the compliance meeting conducted by this Court on March 24, 2015, this Court finds, and hereby recommends, that good cause exist to enter an Order holding that Defendants have complied with Section II, Section III.A., III.B., III.C., Section VIII, and Section X.A. and X.B of the Exit Plan. Signed by Magistrate Judge Juliet E. Griffin on 4/8/15. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(af) (Entered: 04/08/2015)
04/28/2015		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 4/28/2015; ORDER to enter. (jwc) (Entered: 04/28/2015)
04/28/2015	<u>1142</u>	ORDER: Further settlement conference/compliance meetings are scheduled as follows: Thursday, May 28, 2015, at 10:30 a.m. and Wednesday, June 24, 2015, at 10:30 a.m. Signed by Magistrate Judge Juliet E. Griffin on 4/28/15. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 04/29/2015)
05/07/2015	<u>1143</u>	Supplemental MOTION for Attorney Fees <i>16th supplemental motion for attorney fees</i> by People First of Tennessee. (Derryberry, Jack) (Entered: 05/07/2015)
05/07/2015	<u>1144</u>	PROPOSED ORDER re: MOTION for Attorney Fees by People First of Tennessee. (Derryberry, Jack) Modified Text on 5/12/2015 (dt). (Entered: 05/07/2015)
05/11/2015	<u>1145</u>	REPORT AND RECOMMENDATION: Based upon the compliance meeting conducted by this Court on April 28, 2015, this Court finds, and hereby recommends, that good cause exists to enter an Order holding that Defendants have complied with Section III.D., Section VI.A. and VI.E., and Section VII.C. of the Exit Plan. Pursuant to paragraph 7 of the Agreed Order, People First, the United States, and the Parent Guardian Associations of Clover Bottom Developmental Center and of Greene Valley. Developmental Center have fourteen (14) days from the entry of this Report and Recommendation to file an objection to it. If no such objection is filed within the prescribed period of time, the findings in this Report and Recommendation shall be final and binding on all parties. Signed by Magistrate Judge Juliet E. Griffin on 5/8/15. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 05/11/2015)

05/27/2015	<u>1146</u>	AGREED ORDER granting <u>1143</u> Motion for Attorney Fees. Signed by Chief Judge Kevin H. Sharp on 5/27/15. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 05/27/2015)
05/28/2015		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 5/28/2015. (jwc) (Entered: 06/11/2015)
06/10/2015	<u>1147</u>	REPORT AND RECOMMENDATION. Based upon the compliance meeting conducted by this Court on May 28, 2015, this Court finds, and hereby recommends, that good cause exist to enter an Order holding that Defendants have complied with Section VI.C. and VII.A. of the Exit Plan. Pursuant to paragraph 7 of the Agreed Order, People First, the United States, and the Parent Guardian Associations of Clover Bottom Developmental Center and of Greene Valley Developmental Center have fourteen (14)days from the entry of this Report and Recommendation to file an objection to it. If no such objection is filed within the prescribed period of time, the findings in this Report and Recommendation shall be final and binding on all parties. Signed by Magistrate Judge Juliet E. Griffin on 6/10/15. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(am) (Entered: 06/10/2015)
06/24/2015		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 6/24/2015. (jwc) (Entered: 06/24/2015)
06/30/2015	<u>1148</u>	ORDER: As scheduled during the settlement/compliance session on June 24, 2015, the next such sessions are scheduled for Tuesday, July 28, 2015 at 10:30 a.m. and Thursday, August 20, 2015 at 9:00 a.m. Signed by Magistrate Judge Juliet E. Griffin on 6/30/2015. (jw) (Entered: 06/30/2015)
07/14/2015	<u>1149</u>	REPORT AND RECOMMENDATION FOR ENTRY OF AN ORDER FINDING THAT DEFENDANTS HAVE COMPLETED A MATERIAL PROVISION OF THE EXIT PLAN. Signed by Magistrate Judge Juliet E. Griffin on 7/14/15. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(af) (Entered: 07/15/2015)
07/16/2015	<u>1150</u>	ORDER: Upon request of the United States, the settlement/compliance session, scheduled by order entered June 30, 2015 (Docket Entry No. 1148), on July 28, 2015, is RESCHEDULED to Wednesday, July 29, 2015, at 9:30 a.m., in Courtroom 764, U.S. Courthouse, 801 Broadway, Nashville, TN. It is so ORDERED. Signed by Magistrate Judge Juliet E. Griffin on 7/16/15. (af) (Entered: 07/16/2015)
07/29/2015		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Settlement Conference held on 7/29/2015. (jwc) (Entered: 08/03/2015)
07/30/2015	<u>1151</u>	ORDER: Settlement Conference set for 8/20/2015 at 9:00 AM and for 10/7/2015 at 9:30 AM before Magistrate Judge Juliet E. Griffin. Signed by Magistrate Judge Juliet E. Griffin on 7/29/2015. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) (Entered: 07/30/2015)
07/31/2015	<u>1152</u>	Joint MOTION for Attorney Fees <i>Unopposed Joint Application</i> by Parent–Guardian Association of Clover Bottom Developmental Center, Parent–Guardian Association of Greene Valley Developmental Center, Tennessee, State of. (Attachments: # <u>1</u> Attachment Agreed Order)(West, Dudley) (Entered: 07/31/2015)
08/07/2015	<u>1153</u>	ORDER: (1) The R & Rs (Docket No. 1145 & 1147) are hereby ACCEPTED and APPROVED; (2) The Court hereby FINDS that Defendants have complied with the following sections of the Exit Plan: III.D., VI.A., VI.C., VI.E., VII.A., and VII.C. The Clerk of the Court is directed to close this case. Signed by Chief Judge Kevin H. Sharp on 8/7/2015. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) (Entered: 08/07/2015)
08/14/2015	<u>1154</u>	ORDER: It is hereby ordered that the Intervenor PGA are awarded attorney's fees and expenses in the aggregate amount of Two Hundred Twenty–Two Thousand Four Hundred Sixty–Six and 34/100 Dollars (\$222,466.34). Signed by Chief Judge Kevin H. Sharp on 8/14/2015. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) Modified on 8/18/2015 (jw). (Entered: 08/14/2015)

08/20/2015		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held by telephone on 8/20/2015. (jwc) (Entered: 08/20/2015)
10/07/2015		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 10/7/2015; Next Conference scheduled for 11/3/15 @ 10; and then 12/9/15 @ 10; ORDER to enter. (jwc) (Entered: 10/07/2015)
11/03/2015		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 11/3/2015. (Tape #not recorded.) (jwc) (Entered: 11/03/2015)
11/03/2015	<u>1155</u>	REPORT AND RECOMMENDATION: Based upon the compliance meeting conducted by this Court on October 7, 2015 and the agreement of all parties, this Court finds, and hereby recommends, that good cause exists to enter an Order holding that Defendants have complied with and completed Section III.E and III.G; Section IV.A, IV.B, and IV.F; and, Section VI.D of the Exit Plan. Signed by Magistrate Judge Barbara D. Holmes on 11/3/2015. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) (Entered: 11/03/2015)
11/19/2015	<u>1156</u>	ORDER: As scheduled during the settlement/compliance session on November 3, 2015, the next such session is scheduled for Wednesday, December 9, 2015, at 10:00 a.m. in Courtroom 764, U.S. Courthouse, 801 Broadway, Nashville, Tennessee. Signed by Magistrate Judge Barbara D. Holmes on 11/19/15. (dt) (Entered: 11/20/2015)
11/19/2015	<u>1157</u>	REPORT AND RECOMMENDATION: Based upon the compliance meeting conducted by this Court on November 3, 2015 and the agreement of all parties, this Court finds, and hereby recommends, that good cause exist to enter an Order holding that Defendants have complied with and completed Section III.F; Section IV.C and IV.D; and, Section V.A. Pursuant to paragraph 7 of the Agreed Order, People First, the United States, and the Parent Guardian Associations of Clover Bottom Developmental Center and of Greene Valley Developmental Center have fourteen (14) days from the entry of this Report and Recommendation to file an objection to it. If no such objection is filed within the prescribed period of time, the findings in this Report and Recommendation shall be final and binding on all parties. Signed by Magistrate Judge Barbara D. Holmes on 11/20/15. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 11/20/2015)
12/09/2015		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 12/9/2015. (Tape #not recorded.) (jwc) (Entered: 12/09/2015)
12/11/2015	<u>1158</u>	REPORT AND RECOMMENDATION: Based upon the compliance meeting conducted by this Court on December 9, 2015 and the agreement of all parties, this Court finds, and hereby recommends, that good cause exist to enter an Order holding that Defendants have complied with and completed Section IV.E; Section VI.B; Section VII.B; and, Section IX. Furthermore, pursuant to the Agreed Order and based upon the Court's previous findings of compliance with all of the other material provisions of Sections II-IX of the Exit Plan, (see Report and Recommendations, ECF No. 1141; Report and Recommendations, ECF No. 1145; Report and Recommendations, ECF No. 1147; Report and Recommendations, ECF. No. 1149; Report and Recommendations, ECF No. 1155; and, Report and Recommendations, ECF No. 1157), the Court finds that the State has complied with all material provisions of Sections II-IX of the Exit Plan. Signed by Magistrate Judge Barbara D. Holmes on 12/11/2015. (xc:Pro se party via email.)(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) Modified on 12/15/2015 (jw). (Entered: 12/11/2015)
12/14/2015	<u>1159</u>	ORDER: The R & Rs (Docket Nos. <u>1155</u> & <u>1157</u> ) are hereby ACCEPTED and APPROVED. The Court hereby FINDS that Defendants have complied with the following sections of the Exit Plan: III.E, III.F, III.G, IV.A, IV.B, IV.C, IV.D, IV.F, V.A, and VI.D. Signed by Chief Judge Kevin H. Sharp on 12/14/15. (xc:Pro se party via email.)(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) Modified on 12/15/2015 (dt). (Entered: 12/14/2015)

01/08/2016	<u>1160</u>	ORDER ADOPTING REPORT AND RECOMMENDATIONS: Accordingly, the Court hereby rules as follows: (1) The R & Rs (Docket Nos. 1141, 1149, & 1158) are hereby ACCEPTED and APPROVED; (2) The Court hereby FINDS that Defendants have complied with the following sections of the Exit Plan: II, III.A, III.B, III.C, IV.E, V.B, VI.B, VII.B, VIII, IX, X.A, and X.B. Signed by Chief Judge Kevin H. Sharp on 1/8/2016. (xc:Pro se party by email.)(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) Modified on 1/12/2016 (jw). (Entered: 01/08/2016)
01/12/2016	<u>1161</u>	Joint MOTION Joint Motion for Partial Dismissal and to Vacate Certain Injunctive Relief Based on Defendants' Completion of Sections II Through IX of the Exit Plan by Tennessee, State of. (Attachments: # <u>1</u> Exhibit proposed Agreed Order)(Lakey, Jonathan) (Entered: 01/12/2016)
01/15/2016	<u>1162</u>	ORDER granting <u>1161</u> Motion. Pursuant to Paragraphs 2 and 8 of the Agreed Order approving the Exit Plan, all outstanding injunctive relief heretofore entered in this case is hereby VACATED except for the injunctive relief that applies to GVDC and any class member residing therein while they reside therein. Pursuant to paragraphs 2 and 8 of the Agreed Order approving the Exit Plan, this case is DISMISSED WITH PREJUDICE in all respects except as to any existing orders relating to the provision of services to class members residing in GVDC. Signed by Chief Judge Kevin H. Sharp on 1/15/2016. (xc:Pro se party by email.)(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) Modified on 1/21/2016 (jw). (Entered: 01/15/2016)
01/15/2016	<u>1163</u>	ORDER: As scheduled during the settlement/compliance conference on December 9, 2015, the next such conference is scheduled for Thursday, January 28, 2016, at 10:00 a.m., to be conducted telephonically and initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 1/15/2016. (xc:Pro se party by email.)(jw) Modified on 1/21/2016 (jw). (Entered: 01/15/2016)
01/28/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: SETTLEMENT CONFERENCE held by Telephone on 1/28/2016; ORDER to enter; next conference scheduled for Monday, February 29, 2016, at 9:00 a.m., to be held telephonically. (Tape #not recorded.) (jwc) (Entered: 01/28/2016)
01/28/2016	<u>1164</u>	ORDER: As scheduled during the settlement/compliance conference on January 28, 2016, the next such conference is scheduled for Monday, February 29, 2016, at 9:00 a.m., to be conducted telephonically and initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 1/28/2016. (xc:Pro se party by email.)(jw) Modified on 1/29/2016 (jw). (Entered: 01/28/2016)
02/19/2016	<u>1165</u>	MOTION to Withdraw as Attorney by <i>Dudley M. West</i> by Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center. (Attachments: # <u>1</u> Exhibit Exhibit A -- Letter from Movant to PGA representatives, # <u>2</u> Attachment Proposed Order Granting Motion to Withdraw)(West, Dudley) (Entered: 02/19/2016)
02/22/2016	<u>1166</u>	ORDER granting <u>1165</u> Motion to Withdraw as Attorney. Attorney Dudley Mack West terminated. Signed by Chief Judge Kevin H. Sharp on 2/22/16. (xc:Pro se party by email.)(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 02/22/2016)
02/29/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Telephone Settlement Conference held on 2/29/2016; Next Settlement Conference to be held by telephone on Wednesday, March 30, 2016, at 9:00 a.m. (Tape #not recorded.) (jwc) (Entered: 02/29/2016)
02/29/2016	<u>1167</u>	ORDER: As scheduled during the settlement/compliance conference on February 29, 2016, the next such conference is scheduled for Wednesday, March 30, 2016, at 9:00 a.m. (CT), to be conducted telephonically and initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 2/29/2016. (xc:Pro se party by email.)(jw) Modified on 2/29/2016 (jw). (Entered: 02/29/2016)
03/29/2016	<u>1168</u>	Supplemental MOTION for Attorney Fees <i>Joint Application for an Award of Attorneys' Fees</i> by People First of Tennessee. (Attachments: # <u>1</u> Attachment Proposed Agreed Order)(Derryberry, Jack) (Entered: 03/29/2016)



03/30/2016	<u>1169</u>	Additional Attachments to Main Document re: <u>1168</u> Supplemental MOTION for Attorney Fees <i>Joint Application for an Award of Attorneys' Fees</i> . (Attachments: # <u>1</u> Attachment Corrected copy of proposed agreed grating No. 1168 Joint Application for Attorney's Fees)(Derryberry, Jack) (Entered: 03/30/2016)
03/30/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held by telephone on 3/30/2016; Next Conference scheduled for Thursday, April 28, 2016, at 11:00 a.m., Call to be initiated by the State. (Tape #not recorded.) (jwc) (Entered: 03/30/2016)
03/30/2016	<u>1170</u>	ORDER: As scheduled during the settlement/compliance conference on March 30, 2016, the next such conference is scheduled for Thursday, April 28, 2016, at 11:00 a.m. (CDT) to be conducted telephonically and initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 3/30/2016. (xc:Pro se party by regular and certified mail.)(jw) (Entered: 03/30/2016)
04/06/2016	<u>1171</u>	AGREED ORDER on Joint Application for an Award of Attorneys' Fees and Expenses to People First. Signed by Chief Judge Kevin H. Sharp on 4/6/2016. (xc:Pro se party by email notification.)(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) (Entered: 04/06/2016)
04/28/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 4/28/2016. (Tape #not recorded.) (jwc) (Entered: 04/28/2016)
05/02/2016	<u>1172</u>	ORDER: As scheduled during the settlement/compliance conference on April 28, 2016, the next such conference is scheduled for Thursday, June 2, 2016, at 2:00 p.m. (CDT). This settlement/compliance conference shall be held in court, except that the parties may agree to a telephonic conference, in which event, they shall notify the Court, and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 5/2/2016. (xc:Pro se party by regular and certified mail.)(jw) (Entered: 05/02/2016)
06/02/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held by telephone on 6/2/2016; ORDER to enter. (Tape #not recorded.) (jwc) (Entered: 06/02/2016)
06/02/2016	<u>1173</u>	ORDER: As scheduled during the settlement/compliance conference on June 2, 2016, the next such conference is scheduled for Friday, July 1, 2016, at 10:00 a.m. (CDT). This settlement conference shall be held telephonically and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 6/2/2016. (xc:Pro se party by regular and certified mail.)(jw) (Entered: 06/02/2016)
06/29/2016	<u>1174</u>	NOTICE by Tennessee, State of <i>Defendants' Notice of Extending Deadline for Completion of Section X of the Exit Plan</i> (Lakey, Jonathan) (Entered: 06/29/2016)
06/30/2016		Note to Filer re DE #1174: Pursuant to Local Rule 5.01, Certificates of Service shall identify by name the person served, what was served, the method of service, and date of service. Counsel did not include all counsel of record on the certificate of service. Please FILE a conformed Certificate of Service for this document. (jw) (Entered: 06/30/2016)
06/30/2016	<u>1175</u>	CERTIFICATE of Service filed by Tennessee, State of re <u>1174</u> Notice (Other) filed by Tennessee, State of. (Lakey, Jonathan) (Entered: 06/30/2016)
07/01/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 7/1/2016. (Tape #not recorded.) (jwc) (Entered: 07/01/2016)
07/01/2016	<u>1176</u>	ORDER: Settlement Conference set for 8/4/2016 at 8:30 AM before Magistrate Judge Barbara D. Holmes. Signed by Magistrate Judge Barbara D. Holmes on 7/1/2016. (xc:Pro se party by regular and certified mail.)(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) (Entered: 07/01/2016)
08/04/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 8/4/2016. (Tape #not recorded.) (jwc) (Entered: 08/08/2016)

08/08/2016	<u>1177</u>	ORDER: As scheduled during the settlement/compliance conference on August 4, 2016, the next such conference is scheduled for Tuesday, September 13, 2016, at 10:00 a.m. (CDT). This settlement conference shall be held telephonically, except that the parties may agree for the settlement conference to be held in open court, in which event, they shall so notify the Court. Additionally, an interim telephonic conference is scheduled for Tuesday, August 30, 2016, at 10:00 a.m. (CDT), to address the status of the pending issues with respect to the specific class member discussed at the settlement conference/mediation also held on August 4, 2016. Counsel for the State shall initiate the call. Signed by Magistrate Judge Barbara D. Holmes on 8/8/2016. (xc:Pro se party by regular and certified mail.)(jw) (Entered: 08/08/2016)
08/30/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held by telephone on 8/30/2016. (Tape #not recorded.) (jwc) (Entered: 09/06/2016)
09/06/2016	1178	***DISREGARD*** Joint MOTION Entry of an Agreed Order by People First of Tennessee. (Attachments: # 1 Attachment Proposed Agreed Order)(Derryberry, Jack) Modified on 9/7/2016 (jw). (Entered: 09/06/2016)
09/07/2016		NOTICE to Counsel re DE 1178 : Document does not contain all electronic signatures. These document(s) shall be re–filed including electronic signatures of counsel. (jw) (Entered: 09/07/2016)
09/07/2016	<u>1179</u>	Joint MOTION To Approve Proposed Agreed Order by People First of Tennessee. (Attachments: # 1 Attachment Proposed Agreed Order)(Derryberry, Jack) (Entered: 09/07/2016)
09/08/2016	<u>1180</u>	AGREED ORDER. Signed by Chief Judge Kevin H. Sharp on 9/8/2016. (xc:Pro se party by regular and certified mail.)(DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) (Entered: 09/08/2016)
09/13/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 9/13/2016; Telephone Status Conference scheduled for 10–19–16 at 9:00 a.m; Continued Settlement Conference scheduled for 11/14/16 at 1:00 p.m.; ORDER to enter. (Tape #not recorded.) (jwc) (Entered: 09/15/2016)
09/16/2016	<u>1181</u>	ORDER: Telephone Conference set for 10/19/2016 at 9:00 AM before Magistrate Judge Barbara D. Holmes. Settlement Conference set for 11/14/2016 at 1:00 PM before Magistrate Judge Barbara D. Holmes. Status Report due by 10/7/2016. Signed by Magistrate Judge Barbara D. Holmes on 9/16/2016. (xc:Pro se party by regular and certified mail.)(DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(jw) (Entered: 09/16/2016)
10/19/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 10/19/2016. (Tape #not recorded.) (jwc) (Entered: 10/19/2016)
11/08/2016	<u>1182</u>	ORDER: As scheduled by the Court's order of September 19, 2016 (Docket No. 1181), a compliance conference will be held on Monday, November 14, 2016, at 1:00 p.m. (Central) in Courtroom 764, U.S. Courthouse, 801 Broadway, Nashville, Tennessee. As discussed during the telephonic settlement compliance conference held on October 19, 2016, by no later than November 10, 2016, the government will provide an updated status report on the government's position on the issues/inquiries raised by the parties related to the subject class member. Signed by Magistrate Judge Barbara D. Holmes on 11/8/2016. (xc:Pro se party by regular and certified mail.)( <b>DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.</b> )(jw) (Entered: 11/08/2016)
11/10/2016	<u>1183</u>	NOTICE of Appearance by Alexander Stuart Rieger on behalf of All Defendants (Rieger, Alexander) (Entered: 11/10/2016)
11/14/2016		BAR STATUS of Attorney Alexander Stuart Rieger of TN verified as active as of this date. (jw) (Entered: 11/14/2016)
11/14/2016		Note to Filer re DE #1183: Pursuant to Local Rule 5.01, Certificates of Service shall identify by name the person served, what was served, the method of service, and date of service. Counsel did not include all counsel of record on the certificate of service.

		Please FILE a conformed Certificate of Service for this document. (jw) (Entered: 11/14/2016)
11/14/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 11/14/2016; ORDER to enter. (Tape #not recorded.) (jwc) (Entered: 11/14/2016)
11/17/2016	<u>1184</u>	ORDER: Roger A. Woolsey in his official capacity as attorney for Greene County, Tennessee and Cameron L. Waters in his official capacity as Chief of the Newmansville Volunteer Department, are ordered to appear before the undersigned Magistrate Judge of the United District Court of the Middle District of Tennessee on Wednesday, December 14, 2016, at 1:00 p.m. (Central time) in Courtroom 764, United States Courthouse, 801 Broadway, Nashville, Tennessee, for purposes of addressing their actions in frustrating implementation of and the parties' compliance with the Court-approved Exit Plan for Greene Valley Development Center.. Signed by Magistrate Judge Barbara D. Holmes on 11/17/2016. (xc:Pro se party by regular and certified mail.) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 11/17/2016)
11/22/2016	<u>1185</u>	ORDER: As scheduled during the compliance conference on November 14, 2016, the next compliance conference is scheduled for Wednesday, December 14, 2016, at 1:00 p.m. (Central), in Courtroom 764, U.S. Courthouse, 801 Broadway, Nashville, Tennessee. Additionally, the judicial settlement conference regarding the specific issues related to Class Member Gina M. shall resume on Wednesday, December 14, 2016, at 10:00 a.m. (Central) in Courtroom 764, U.S. Courthouse, 801 Broadway, Nashville, Tennessee, and shall continue following the compliance conference set at 1:00 p.m. Signed by Magistrate Judge Barbara D. Holmes on 11/22/2016. (xc:Pro se party by regular and certified mail.) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 11/22/2016)
11/22/2016	<u>1186</u>	SEALED ORDER. Signed by Magistrate Judge Barbara D. Holmes on 11/22/2016. (xc:Pro se party by regular and certified mail.) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 11/22/2016)
11/22/2016	<u>1187</u>	AMENDED NOTICE of Appearance by Julia Bratcher, Marjorie Nelle Cardwell, Clover Bottom Development Center, Bob Corker, Pete Davidson, Ben Dishman, Larry L. Durbin, Robert Erb, John Ferguson, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Stanley Lipford, Mental Health and Mental Retardation, Tennessee Department of, Nat T. Winston Developmental Center, O. Stephen Roth, Thomas Sullivan, Don Sundquist, Tennessee, State of, Fredia S. Wadley, A. Jane Walters. Amendment to <u>1183</u> Notice of Appearance . (Rieger, Alexander) Modified on 11/23/2016 (jw). (Entered: 11/22/2016)
12/02/2016	<u>1188</u>	NOTICE of Appearance by Lisa M. Carson on behalf of Cameron Waters (Carson, Lisa) (Entered: 12/02/2016)
12/05/2016		State Bar status verified as active for Lisa M. Carson. (jw) (Entered: 12/05/2016)
12/14/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Status Conference held on 12/14/2016. (Tape #digital recording.) (jwc) (Entered: 12/15/2016)
12/14/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 12/14/2016. (Tape #not recorded.) (jwc) (Entered: 12/15/2016)
12/16/2016	<u>1189</u>	ORDER: As scheduled during the settlement/compliance conference on December 14, the next such conference is scheduled for Wednesday, January 25, 2017, at 9:00 a.m. (Central). This settlement conference shall be held telephonically and the call shall be initiated by counsel for the State. It is FURTHER ORDERED that the settlement conference regarding Class Member G.M. shall reconvene by telephone call on Tuesday, December 20, 2016, at 9:00 a.m. (Central), and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 12/16/2016. (xc:Pro se party by regular and certified mail.) <b>(DOCKET TEXT SUMMARY</b>

		<b>ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.</b> (jw) (Entered: 12/16/2016)
12/20/2016		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Telephone Conference Settlement Conference held on 12/20/2016. (Tape #not recorded.) (jwc) (Entered: 12/21/2016)
12/28/2016	<u>1190</u>	MOTION to Withdraw as Attorney by Cameron Waters. (Carson, Lisa) (Entered: 12/28/2016)
12/28/2016	<u>1191</u>	NOTICE by Tennessee, State of <i>Defendants' Notice of Extending Deadline for Completion of Section X of the Exit Plan</i> (Lakey, Jonathan) (Entered: 12/28/2016)
01/03/2017	<u>1192</u>	ORDER granting <u>1190</u> Motion to Withdraw as Attorney. Attorney Lisa M. Carson terminated. Signed by Chief Judge Kevin H. Sharp on 1/3/2017. (xc:Pro se party by regular and certified mail.) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 01/03/2017)
01/25/2017		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held by telephone on 1/25/2017. (Tape #not recorded.) (jwc) (Entered: 01/25/2017)
01/25/2017	<u>1193</u>	ORDER: As scheduled during the settlement/compliance conference on January 25, 2017, the next such conference is scheduled for Monday, February 27, 2017, at 1:30 p.m. (Central Time). This settlement conference shall be held telephonically and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 1/25/2017. (xc:Pro se party by regular and certified mail.)(jw) (Entered: 01/25/2017)
02/27/2017		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 2/27/2017. (Tape #not recorded.) (jwc) (Entered: 02/28/2017)
02/28/2017	<u>1194</u>	ORDER: As scheduled during the settlement/compliance conference on February 27, 2017, the next such conference is scheduled for Wednesday, March 29, 2017, at 11:00 a.m. (CDT). This settlement conference shall be held telephonically and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 2/28/2017. (xc:Pro se party by regular and certified mail.)(jw) (Entered: 02/28/2017)
03/13/2017	<u>1195</u>	NOTICE of Appearance by Charles M. Robinson on behalf of Parent-Guardian Association of Clover Bottom Developmental Center, Parent-Guardian Association of Greene Valley Developmental Center (Robinson, Charles) (Entered: 03/13/2017)
03/14/2017		State Bar status verified as active for Charles M. Robinson. (jw) (Entered: 03/14/2017)
03/16/2017	<u>1196</u>	ORDER: Settlement Conference set for 3/29/2017 at 8:30 AM before Magistrate Judge Barbara D. Holmes. Signed by Magistrate Judge Barbara D. Holmes on 3/16/2017. (xc:Pro se party by regular and certified mail.) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 03/16/2017)
03/29/2017	<u>1197</u>	ORDER: As scheduled during the settlement/compliance conference on March 29, 2017, the next such conference is scheduled for Tuesday May 2, 2017, at 9:00 a.m. (CDT). This settlement conference shall be held telephonically and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 3/29/2017. (xc:Pro se party by regular and certified mail.)(jw) (Entered: 03/29/2017)
03/29/2017		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 3/29/2017; ORDER to enter. (Tape #not recorded.) (jwc) (Entered: 03/29/2017)
03/30/2017	<u>1198</u>	NOTICE by Julia Bratcher, Clover Bottom Development Center, Ben Dishman, Larry L. Durbin, John Ferguson, Finance & Administration, Tennessee Department of, Greene Valley Developmental Center, Health, Tennessee Department of, Mental Health and Mental Retardation, Tennessee Department of, Nat T. Winston Developmental Center, Rusty Seibert, Don Sundquist, Tennessee, State of, Fredia S.

		Wadley <i>Withdrawal of Counsel</i> (Campbell, Martha) (Entered: 03/30/2017)
05/02/2017	<u>1199</u>	ORDER: As scheduled during the settlement/compliance conference on May 2, 2017, the next such conference is scheduled for Friday, June 9, 2017, at 9:30 a.m. (CDT). This settlement/compliance conference shall be held in Courtroom 764, U.S. Courthouse, 801 Broadway, Nashville, Tennessee, except that the parties may agree to a telephonic conference, in which event, they shall notify the Court, and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 5/2/2017. (xc:Pro se party by regular mail. ) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 05/02/2017)
05/02/2017		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 5/2/2017. (Tape #not recorded.) (jwc) (Entered: 06/03/2017)
05/04/2017		Chief Judge Waverly D. Crenshaw, Jr added. Chief Judge Kevin H. Sharp no longer assigned to case due to his resignation. (af) (Entered: 05/04/2017)
06/09/2017		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 6/9/2017; ORDER to enter. (Tape #not recorded.) (jwc) (Entered: 06/09/2017)
06/09/2017	<u>1200</u>	ORDER: As scheduled during the settlement/compliance conference on June 6, 2017, the next such conference is scheduled for Friday, June 30, 2017, at 8:00 a.m. (CDT). This settlement/compliance conference shall be a telephonic conference, which shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 6/9/2017. (xc:Pro se party by email. ) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 06/12/2017)
06/27/2017	<u>1201</u>	REPORT AND RECOMMENDATION: Based upon the compliance meeting conducted by this Court on June 6, 2017, this Court FINDS, and hereby recommends, that good cause exists to enter an Order holding that Defendants have complied with Section X.D., Section X.E. and Section X.F. In addition, the Court specifically FINDS that Section X.C. of the Exit Plan does not include any objective and measureable criteria that were required to be satisfied by Defendants. (jw) (Entered: 06/27/2017)
06/30/2017	<u>1202</u>	ORDER: As scheduled during the settlement/compliance conference on June 30, 2017, the next such conference is scheduled for Thursday, July 13, 2017, at 9:00 a.m. (CDT). This settlement/compliance conference shall be a telephonic conference, and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 6/30/2017. (jw) (Entered: 06/30/2017)
06/30/2017	<u>1203</u>	REPORT AND RECOMMENDATION: Based upon the compliance meeting conducted by this Court on June 30, 2017, this Court FINDS, and hereby recommends, that good cause exist to enter an Order holding that Defendants have complied with Section X.G. of the Exit Plan. Furthermore, pursuant to the Agreed Order and based upon the Court's findings of compliance with all material provisions of Section X of the Exit Plan (in addition to this Report and Recommendation, see Report and Recommendation ECF 1141 and ECF 1201), the Court FINDS that the State now has complied with all material provisions of Section X of the Exit Plan. Signed by Magistrate Judge Barbara D. Holmes on 6/30/2017. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 06/30/2017)
06/30/2017		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 6/30/2017; ORDER to enter. (Tape #not recorded.) (jwc) (Entered: 06/30/2017)
07/14/2017	<u>1204</u>	ORDER: As scheduled during the settlement/compliance conference on July 13, 2017, the next such conference is scheduled for Friday, August 11, 2017, at 10:00 a.m. (CDT). This settlement/compliance conference shall be held telephonically, and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 7/14/2017. (jw) (Entered: 07/14/2017)

08/11/2017		Minute Entry for proceedings held before Magistrate Judge Barbara D. Holmes: Settlement Conference held on 8/11/2017. (Tape #not recorded.) (jwc) (Entered: 08/14/2017)
08/14/2017	<u>1205</u>	Joint MOTION to Dismiss <i>Case with Prejudice</i> , Joint MOTION to Vacate <i>All Injunctive Relief</i> by Tennessee, State of. (Attachments: # <u>1</u> Exhibit Exhibit A--[proposed] Agreed Order Granting Joint Motion To Vacate All Outstanding Injunctive Relief and Dismissing Case with Prejudice)(Lakey, Jonathan) (Entered: 08/14/2017)
08/14/2017	<u>1206</u>	ORDER: Pending before the Court are two Reports and Recommendations of the Magistrate Judge (Doc. Nos. 1201, 1203), to which no party filed timely objections. The Court has reviewed the Reports and Recommendations and conducted a de novo review of the record. The Reports and Recommendations are ADOPTED. Signed by Chief Judge Waverly D. Crenshaw, Jr on 8/14/2017. <b>(DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 08/14/2017)
08/14/2017	<u>1207</u>	ORDER: As scheduled during the settlement/compliance conference on August 11, 2017, the next such conference is scheduled for Monday, August 28, 2017, at 10:00 a.m. (CDT). This settlement/compliance conference shall be held telephonically, and the call shall be initiated by counsel for the State. Signed by Magistrate Judge Barbara D. Holmes on 8/14/2017. (jw) (Entered: 08/14/2017)
08/16/2017	<u>1208</u>	ORDER: Pending before the Court is the Joint Motion to Vacate all Outstanding Injunctive Relief and Dismissing Case with Prejudice (Doc. No. 1205). A hearing is scheduled for September 8, 2017, at 9:00 a.m. to address the motion. Signed by Chief Judge Waverly D. Crenshaw, Jr on 8/16/2017. (jw) (Entered: 08/17/2017)
08/25/2017	<u>1209</u>	ORDER: The parties having advised the Court that, upon the filing of the Joint Motion and scheduling of a hearing, there are no other matters requiring the undersigned Magistrate Judge's attention, the telephonic settlement/compliance conference set for August 28, 2017 is CANCELLED. Any supplemental statements in connection with or otherwise responsive to the Joint Motion shall be filed by no later than September 1, 2017. Signed by Magistrate Judge Barbara D. Holmes on 8/25/2017. <b>(DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 08/25/2017)
08/31/2017	<u>1210</u>	RESPONSE in Support re <u>1205</u> Joint MOTION to Dismiss <i>Case with Prejudice</i> Joint MOTION to Vacate <i>All Injunctive Relief</i> filed by USA. (Geissler, R.) (Entered: 08/31/2017)
09/01/2017	<u>1211</u>	MEMORANDUM in Support of <u>1205</u> Joint MOTION to Dismiss <i>Case with Prejudice</i> Joint MOTION to Vacate <i>All Injunctive Relief</i> filed by Tennessee, State of <i>Joint Memo by People First of Tennessee, State Defendants, and Intervenors PGA</i> . (Attachments: # <u>1</u> Exhibit 1--Order from United States District Court Western District of Tennessee Dismissing ADC Litigation, # <u>2</u> Exhibit 2--Clover Bottom Exit Plan, 12th adn Final Court Report)(Lakey, Jonathan) (Entered: 09/01/2017)
09/05/2017		Note to filer re DE <u>1210</u> : Pursuant to Administrative order No. 167, Section 8, electronically filed documents shall set forth the Filing Users name, address, telephone number and Board of Professional Responsibility registration number. The filers name should be typed in the space where the signature would otherwise appear preceded by the symbol s/ or inserted facsimile signature. THIS DOCUMENT SHALL BE RE-FILED. (jw) (Entered: 09/05/2017)
09/05/2017	<u>1212</u>	RESPONSE in Support re <u>1205</u> Joint MOTION to Dismiss <i>Case with Prejudice</i> Joint MOTION to Vacate <i>All Injunctive Relief</i> filed by USA. (Geissler, R.) (Entered: 09/05/2017)
09/08/2017		Minute Entry for proceedings held before Chief Judge Waverly D. Crenshaw, Jr: Motion Hearing held on 9/8/2017 re <u>1205</u> Joint MOTION to Dismiss <i>Case with Prejudice</i> Joint MOTION to Vacate <i>All Injunctive Relief</i> filed by Tennessee, State of. Attorneys present: Jack Derryberry, Judith A. Gran, Penny Arrington, Jonathan P. Lakey, Alexander Rieger and R. Jonas Geissler. Motion granted. Order to enter. (Court Reporter Lise Matthews.) (afs) (Entered: 09/08/2017)

09/08/2017	<u>1213</u>	<p>ORDER granting re <u>1205</u> Joint MOTION to Dismiss Case with Prejudice Joint MOTION to Vacate All Injunctive Relief filed by Tennessee, State of. On de novo review of the Magistrate Judge's June 30 R&amp;R and the R&amp;R issued on June 27, 2017 (ECF No. 1201), the Court hereby ADOPTS both. The Court FINDS that Defendants have complied with and completed all material provisions in Section X of the Exit Plan. Based on these findings and the entire record in this cause, IT IS ORDERED, ADJUDGED AND DECREED that: Pursuant to paragraphs 3 and 17 of the 2015 Agreed Order approving the Exit Plan, all remaining outstanding injunctive relief entered in this case, which previously had not been vacated, is hereby VACATED; Pursuant to paragraphs 3 and 17 of the 2015 Agreed Order approving the Exit Plan, this case is finally and forever DISMISSED WITH PREJUDICE in all respects. Signed by Chief Judge Waverly D. Crenshaw, Jr on 9/8/2017. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b>(jw) (Entered: 09/08/2017)</p>
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