

**United States District Court  
Northern District of Illinois – CM/ECF LIVE, Ver 6.3.3 (Chicago)  
CIVIL DOCKET FOR CASE #: 1:18-cv-04853**

City of Evanston et al v. William P. Barr  
Assigned to: Honorable Harry D. Leinenweber  
Case in other court: 18-02734  
19-03358  
20-02150  
Cause: 05:702 Administrative Procedure Act

Date Filed: 07/16/2018  
Date Terminated: 05/12/2020  
Jury Demand: None  
Nature of Suit: 899 Other Statutes:  
Administrative Procedures Act/Review or  
Appeal of Agency Decision  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**City of Evanston**

represented by **Michelle Lee Masoncup**  
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*TERMINATED: 03/31/2020*

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**Plaintiff**

**The United States Conference of  
Mayors**

represented by **Brian C Haussmann**  
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V.

**Defendant**

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*in his official capacity as Attorney  
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**Defendant**

**Matthew G Whitaker**  
*as Acting Attorney General of the United*

represented by **Charles E.T. Roberts**  
(See above for address)

States

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**Daniel Duane Mauler**  
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ATTORNEY TO BE NOTICED

Amicus

**Mayors of the Cities of Allen, Celina,  
College Station, Farmers Branch,  
Mason, and Midland, Texas;  
Pensacola, Florida, and the Former  
Mayor of Little Elm, Texas**

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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/16/2018	<u>1</u>	COMPLAINT filed by City of Evanston, The United States Conference of Mayors; Filing fee \$ 400, receipt number 0752-14704723. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Exhibit Exhibit E, # <u>6</u> Exhibit Exhibit F, # <u>7</u> Exhibit Exhibit G)(Haussmann, Brian) (Entered: 07/16/2018)
07/16/2018	<u>2</u>	CIVIL Cover Sheet (Haussmann, Brian) (Entered: 07/16/2018)
07/16/2018	<u>3</u>	ATTORNEY Appearance for Plaintiff The United States Conference of Mayors by Brian C Haussmann (Haussmann, Brian) (Entered: 07/16/2018)
07/16/2018	<u>4</u>	ATTORNEY Appearance for Plaintiff The United States Conference of Mayors by Katherine M. O'Brien (O'Brien, Katherine) (Entered: 07/16/2018)
07/16/2018	<u>5</u>	NOTICE by All Plaintiffs of <i>Claims of Unconstitutionality</i> (O'Brien, Katherine) (Entered: 07/16/2018)
07/16/2018	<u>6</u>	ATTORNEY Appearance for Plaintiff The United States Conference of Mayors by John Matthew Fitzgerald (Fitzgerald, John) (Entered: 07/16/2018)
07/17/2018		CASE ASSIGNED to the Honorable Charles R. Norgle, Sr. Designated as Magistrate Judge the Honorable Sidney I. Schenkier. (kb, ) (Entered: 07/17/2018)
07/17/2018	<u>7</u>	ATTORNEY Appearance for Plaintiff City of Evanston by Michelle Lee Masoncup (Masoncup, Michelle) (Entered: 07/17/2018)
07/17/2018	<u>8</u>	NOTIFICATION of Affiliates pursuant to Local Rule 3.2 by The United States Conference of Mayors (O'Brien, Katherine) (Entered: 07/17/2018)
07/18/2018		SUMMONS Issued as to Defendant Jefferson Beauregard Sessions III (yt) (Entered: 07/18/2018)
07/19/2018	<u>9</u>	SUMMONS Returned Executed by The United States Conference of Mayors as to Jefferson Beauregard Sessions III on 7/18/2018, answer due 8/8/2018. (Haussmann, Brian) Modified on 7/20/2018 (kp, ). (Docket Text Modified by Clerk's Office) (Entered: 07/19/2018)

07/20/2018	<u>10</u>	MOTION by Plaintiffs City of Evanston, The United States Conference of Mayors for temporary restraining order , MOTION by Plaintiffs City of Evanston, The United States Conference of Mayors for preliminary injunction (Attachments: # <u>1</u> Declaration Declaration of Tom Cochran, # <u>2</u> Exhibit Exhibits 1–9 to Cochran Declaration, # <u>3</u> Declaration Declaration of Louis Gergits, # <u>4</u> Exhibit Exhibits 1–3 to Gergits Declaration)(Hausmann, Brian) (Entered: 07/20/2018)
07/23/2018	<u>11</u>	ATTORNEY Appearance for Plaintiff The United States Conference of Mayors by Kyle Alexander Cooper (Cooper, Kyle) (Entered: 07/23/2018)
07/23/2018	<u>12</u>	ATTORNEY Appearance for Defendant Jefferson Beauregard Sessions III by Brad P. Rosenberg (Rosenberg, Brad) (Entered: 07/23/2018)
07/24/2018	<u>14</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Motion hearing held on 7/24/2018. The Government shall file its response to Plaintiffs' Motion for Temporary Restraining Order and Preliminary Injunction on or before 8/3/2018. Plaintiffs shall file their reply on or before 8/6/2018. Oral argument on the motion set for 8/8/2018 at 9:00 a.m. Oral ruling set on 8/9/2018 at 9:00 a.m. Mailed notice (maf) (Entered: 07/26/2018)
07/25/2018	<u>13</u>	EXECUTIVE COMMITTEE ORDER: Case reassigned to the Honorable Harry D. Leinenweber for all further proceedings. Honorable Charles R. Norgle, Sr no longer assigned to the case. Signed by Executive Committee on 7/25/18. (kp, ) (Entered: 07/26/2018)
08/03/2018	<u>15</u>	MEMORANDUM by Jefferson Beauregard Sessions III in Opposition to motion for temporary restraining order,, motion for preliminary injunction, <u>10</u> (Attachments: # <u>1</u> Exhibit A: Declaration of Tracey Trautman & Exhibits 1 & 2 Attached Thereto, # <u>2</u> Exhibit B: San Francisco v. Sessions Decision)(Rosenberg, Brad) (Entered: 08/03/2018)
08/06/2018	<u>16</u>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 150, receipt number 0752-14785089. (Enoch, Craig) (Entered: 08/06/2018)
08/06/2018	<u>17</u>	MOTION by Amicus Mayors of the Cities of Allen, Celina, College Station, Farmers Branch, Mason, and Midland, Texas; Pensacola, Florida, and the Former Mayor of Little Elm, Texas for leave to file <i>Amici Brief</i> (Attachments: # <u>1</u> Exhibit to Motion for Leave to File Amici Brief)(Enoch, Craig) (Entered: 08/06/2018)
08/06/2018	<u>18</u>	Amici Brief by Mayors of the Cities of Allen, Celina, College Station, Farmers Branch, Mason, and Midland, Texas; Pensacola, Florida, and the Former Mayor of Little Elm, Texas (Enoch, Craig) (Entered: 08/06/2018)
08/06/2018	<u>19</u>	REPLY by City of Evanston, The United States Conference of Mayors to memorandum in opposition to motion, <u>15</u> , MOTION by Plaintiffs City of Evanston, The United States Conference of Mayors for temporary restraining order MOTION by Plaintiffs City of Evanston, The United States Conference of Mayors for preliminary injunction <u>10</u> (Hausmann, Brian) (Entered: 08/06/2018)
08/07/2018	<u>20</u>	ATTORNEY Appearance for Amicus State of Texas by David Jonathan Hacker (Hacker, David) (Entered: 08/07/2018)
08/07/2018	<u>21</u>	MOTION by Amicus State of Texas for leave to file <i>a Brief as Amicus Curiae</i> (Attachments: # <u>1</u> Exhibit A (Proposed Brief of Amicus Curiae))(Hacker, David) (Entered: 08/07/2018)
08/08/2018	<u>22</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Oral argument held on 8/8/2018. Oral ruling set for 8/9/2018 is vacated. Ruling by mail by 8/9/2018. Mailed notice (maf) (Entered: 08/08/2018)
08/09/2018	<u>23</u>	ORDER: See attached order re: plaintiffs' motion for a temporary restraining order and preliminary injunction <u>10</u> . Signed by the Honorable Harry D. Leinenweber on 8/9/2018:Mailed notice(maf) (Entered: 08/09/2018)
08/09/2018	<u>24</u>	NOTICE of appeal by The United States Conference of Mayors regarding orders <u>23</u> Filing fee \$ 505, receipt number 0752-14807075. Receipt number: n (Hausmann, Brian) (Entered: 08/09/2018)

08/09/2018	<u>25</u>	DOCKETING Statement by The United States Conference of Mayors regarding notice of appeal <u>24</u> (Hausmann, Brian) (Entered: 08/09/2018)
08/10/2018	<u>26</u>	NOTICE of Appeal Due letter sent to counsel of record regarding notice of appeal <u>24</u> (ek, ) (Entered: 08/10/2018)
08/10/2018	<u>27</u>	TRANSMITTED to the 7th Circuit the short record on notice of appeal <u>24</u> . Notified counsel (ek, ) (Entered: 08/10/2018)
08/10/2018	<u>28</u>	ACKNOWLEDGMENT of receipt of short record on appeal regarding notice of appeal <u>24</u> ; USCA Case No. 18-2734 (ek, ) (Entered: 08/10/2018)
08/13/2018	<u>29</u>	ORDER: Pro hac vice motion is granted <u>16</u> . Motions for leave to file amicus briefs are denied [ <u>17</u> , <u>21</u> ]. Signed by the Honorable Harry D. Leinenweber on 8/13/2018. Mailed notice. (kp, ) (Entered: 08/13/2018)
08/24/2018	<u>30</u>	SEVENTH CIRCUIT transcript information sheet by The United States Conference of Mayors (Cooper, Kyle) (Entered: 08/24/2018)
08/27/2018	<u>31</u>	SEVENTH CIRCUIT transcript information sheet by The United States Conference of Mayors (Cooper, Kyle) (Entered: 08/27/2018)
08/28/2018	<u>32</u>	TRANSCRIPT OF PROCEEDINGS held on 08/08/2018 before the Honorable Harry D. Leinenweber. Order Number: 31957. Court Reporter Contact Information: Judith A. Walsh, CSR, RDR, F/CRR. Official Court Reporter. judith_walsh@ilnd.uscourts.gov. <P>IMPORTANT: The transcript may be viewed at the court's 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 the Court Reporter/Transcriber or PACER. For further information on the redaction process, see the Court's web site at www.ilnd.uscourts.gov under Quick Links select Policy Regarding the Availability of Transcripts of Court Proceedings.</P> Redaction Request due 9/18/2018. Redacted Transcript Deadline set for 9/28/2018. Release of Transcript Restriction set for 11/26/2018. (Walsh, Judy) (Entered: 08/28/2018)
08/29/2018	<u>33</u>	CERTIFIED copy of order dated 8/29/2018 from the 7th Circuit regarding notice of appeal <u>24</u> ; Appellate case no. : 18-2734; IT IS ORDERED that the emergency motion to lift the stay of preliminary injunction is GRANTED. The district court's stay is LIFTED, and the preliminary injunction shall be in effect as originally ordered by the district court. The State of Texas has submitted a brief as amicus curiae in support of the appellee, which we CONSTRUE as containing an implied request for leave to file the brief. IT IS FURTHER ORDERED that leave to file the brief in support of the motions matter is DENIED. (jh, ) (Entered: 08/29/2018)
09/17/2018	<u>34</u>	ANSWER to Complaint by Jefferson Beauregard Sessions III(Rosenberg, Brad) (Entered: 09/17/2018)
09/25/2018	<u>35</u>	MANDATE of USCA dated 9/25/2018 regarding notice of appeal <u>24</u> ; USCA No.18-2734; No record to be returned. (jh, ) (Entered: 09/25/2018)
09/25/2018	<u>36</u>	CERTIFIED copy of order dated 9/25/2018 from the 7th Circuit regarding notice of appeal <u>24</u> ; Appellate case no. : 18-2734; Because the issues in this appeal have been resolved, the appellant moves to voluntarily dismiss its appeal. This appeal is DISMISSED pursuant to Federal Rule of Appellate Procedure 42(b). This court's order dated August 29, 2018, remains in effect, and each party shall bear its own costs. (jh, ) (Entered: 09/25/2018)
10/05/2018	<u>37</u>	NOTICE of appeal by Jefferson Beauregard Sessions III regarding orders <u>23</u> Receipt number: y (Rosenberg, Brad) (Entered: 10/05/2018)
10/11/2018	<u>38</u>	ENTERED IN ERROR (gcy, ) Modified on 10/11/2018 (gcy, ). (Entered: 10/11/2018)
10/11/2018	<u>39</u>	NOTICE of Appeal Due letter sent to counsel of record regarding notice of appeal <u>37</u> (gcy, ) (Entered: 10/11/2018)
10/11/2018	<u>40</u>	NOTICE of Correction <u>38</u> . (gcy, ) (Entered: 10/11/2018)
10/11/2018	<u>41</u>	TRANSMITTED to the 7th Circuit the short record on notice of appeal <u>37</u> . Notified counsel (gcy, ) (Entered: 10/11/2018)

10/15/2018	<u>42</u>	ORDER dated 10/15/2018 from the 7th Circuit regarding notice of appeal <u>37</u> ; Appellate case no. : 18-3178; IT IS ORDERED that the joint motion to hold appeal in abeyance is GRANTED. The parties shall file status reports regarding the proceedings in the district court by January 14, 2019. (ew, ) (Entered: 10/16/2018)
12/06/2018	<u>43</u>	MOTION by Plaintiff The United States Conference of Mayors for leave to file <i>Amended Complaint</i> (Attachments: # <u>1</u> Exhibit Exhibit 1)(Hausmann, Brian) (Entered: 12/06/2018)
12/06/2018	<u>44</u>	NOTICE of Motion by Brian C Hausmann for presentment of motion for leave to file <u>43</u> before Honorable Harry D. Leinenweber on 12/11/2018 at 09:30 AM. (Hausmann, Brian) (Entered: 12/06/2018)
12/10/2018	<u>45</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Unopposed motion for leave to file an amended complaint <u>43</u> is granted. Mailed notice(maf) (Entered: 12/10/2018)
12/10/2018	<u>46</u>	AMENDED complaint by City of Evanston, The United States Conference of Mayors against Jefferson Beauregard Sessions III (Attachments: # <u>1</u> Exhibit)(Hausmann, Brian) (Entered: 12/10/2018)
12/13/2018	<u>47</u>	MINUTE entry before the Honorable Harry D. Leinenweber: The Court will stay the deadline for the defendant to answer or otherwise plead to the amended complaint until further order of the Court. Mailed notice(maf) (Entered: 12/13/2018)
12/26/2018	<u>48</u>	GENERAL ORDER 18-0028 dated 12/26/18: IT IS HEREBY ORDERED, effective December 26, 2018, that all civil litigation involving as a party the United States of America, is immediately suspended, postponed and held in abeyance continuing for a period of fourteen (14) days from the date of entry of this General Order (For Further Details See Attached Order). Signed by the Honorable Ruben Castillo on 12/26/2018: Mailed notice. (sm, ) (Entered: 12/30/2018)
01/08/2019	<u>49</u>	AMENDED GENERAL ORDER 18-0028 dated 01/08/2019: On December 26, 2018, General Order 18-0028 was entered. It appearing that the lapse of congressional appropriations funding the federal government continues, therefore General Order 18-0028 is now amended. (For Further Details See Attached Order). Signed by the Honorable Ruben Castillo on 1/8/2019: Mailed notice. (sm, ) (Entered: 01/08/2019)
01/28/2019	<u>50</u>	GENERAL ORDER 19-0004: RESETTING OF DEADLINES IN CIVIL MATTERS INVOLVING THE UNITED STATES AS A PARTY. IT APPEARING THAT as a result of the partial federal government shutdown, this Court amended General Order 18-0028 suspending as of December 21, 2018, all civil litigation in which the United States of America, its agencies, its officers, or employees were parties, with the stated intention of clarifying schedules in such cases upon the expiration of the lapse in appropriations; and IT FURTHER APPEARING THAT appropriations having been restored to fund the Department of Justice and other Executive Branch agencies, with employees beginning to report for work beginning on January 28, 2019; accordingly IT IS THEREFORE ORDERED that the stay entered by General Order 18-0028 is hereby lifted, and any and all deadlines in the affected civil litigation (whether established by order, rule, or agreement.), including but not limited to any scheduled discovery and pleading dates, are extended by 42 days. (For Further Details See Attached Order). Signed by the Honorable Ruben Castillo on 1/28/2019: Mailed notice. (mgw, ) (Entered: 01/28/2019)
02/07/2019	<u>51</u>	ATTORNEY Appearance for Plaintiff The United States Conference of Mayors by Melody L Gaal (Gaal, Melody) (Entered: 02/07/2019)
02/11/2019	<u>52</u>	MOTION by Plaintiffs The United States Conference of Mayors, City of Evanston for partial summary judgment (Hausmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>53</u>	NOTICE of Motion by Brian C Hausmann for presentment of motion for partial summary judgment <u>52</u> before Honorable Harry D. Leinenweber on 2/14/2019 at 09:30 AM. (Hausmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>54</u>	MOTION by Plaintiffs City of Evanston, The United States Conference of Mayors for leave to file excess pages <i>in support of motion for partial summary judgment instanter (Unopposed)</i> (Hausmann, Brian) (Entered: 02/11/2019)

02/11/2019	<u>55</u>	NOTICE of Motion by Brian C Haussmann for presentment of motion for leave to file excess pages <u>54</u> before Honorable Harry D. Leinenweber on 2/14/2019 at 09:30 AM. (Haussmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>56</u>	MEMORANDUM by City of Evanston, The United States Conference of Mayors in support of motion for partial summary judgment <u>52</u> (Haussmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>57</u>	RULE 56 (c)(1) Statement by City of Evanston, The United States Conference of Mayors regarding motion for partial summary judgment <u>52</u> (Haussmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>58</u>	DECLARATION of Tom Cochran regarding motion for partial summary judgment <u>52</u> (Attachments: # <u>1</u> Exhibit 1 – Exhibit 9)(Haussmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>59</u>	DECLARATION of Louis Gergits regarding motion for partial summary judgment <u>52</u> (Attachments: # <u>1</u> Exhibit 1 – Exhibit 4)(Haussmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>60</u>	DECLARATION of Sarita Nair regarding motion for partial summary judgment <u>52</u> (Attachments: # <u>1</u> Exhibit 1 – Exhibit 4, # <u>2</u> Exhibit 5 – Exhibit 7)(Haussmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>61</u>	DECLARATION of Jeannie K. Springer regarding motion for partial summary judgment <u>52</u> (Attachments: # <u>1</u> Exhibit 1)(Haussmann, Brian) (Entered: 02/11/2019)
02/11/2019	<u>62</u>	Plaintiffs' Request for Judicial Notice In Support of Motion for Partial Summary Judgment by City of Evanston, The United States Conference of Mayors (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Haussmann, Brian) (Entered: 02/11/2019)
02/14/2019	<u>63</u>	MINUTE entry before the Honorable Harry D. Leinenweber: In court hearing and ruling on motion hearing held. Motion for leave to file excess pages <u>54</u> is granted. MOTION for partial summary judgment <u>52</u> is entered and continued to 3/6/19 at 9:00 a.m. Mailed notice(maf) (Entered: 02/14/2019)
02/26/2019	<u>64</u>	MINUTE entry before the Honorable Harry D. Leinenweber: MOTION for partial summary judgment #52 set for 3/6/19 is re-set to 3/21/19 at 9:00 a.m. Mailed notice(maf) (Entered: 02/26/2019)
03/14/2019	<u>65</u>	ATTORNEY Appearance for Defendants Jefferson Beauregard Sessions III, Matthew G Whitaker by Daniel Duane Mauler (Mauler, Daniel) (Entered: 03/14/2019)
03/17/2019	<u>66</u>	TRANSCRIPT OF PROCEEDINGS held on 02/14/2019 before the Honorable Harry D. Leinenweber. Order Number: 34045. Court Reporter Contact Information: Judith A. Walsh, CSR, RDR, F/CRR. Official Court Reporter. judith_walsh@ilnd.uscourts.gov. <P>IMPORTANT: The transcript may be viewed at the court's 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 the Court Reporter/Transcriber or PACER. For further information on the redaction process, see the Court's web site at www.ilnd.uscourts.gov under Quick Links select Policy Regarding the Availability of Transcripts of Court Proceedings.</P> Redaction Request due 4/8/2019. Redacted Transcript Deadline set for 4/17/2019. Release of Transcript Restriction set for 6/17/2019. (Walsh, Judy) (Entered: 03/17/2019)
03/19/2019	<u>67</u>	MINUTE entry before the Honorable Harry D. Leinenweber: By agreement, status hearing and motion for partial summary judgment #52 set for 3/21/19 is re-set to 4/9/19 at 9:00 a.m. Mailed notice(maf) (Entered: 03/19/2019)
03/29/2019	<u>68</u>	MOTION by Plaintiffs City of Evanston, The United States Conference of Mayors for leave to file <i>Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit)(Haussmann, Brian) (Entered: 03/29/2019)
03/29/2019	<u>69</u>	NOTICE of Motion by Brian C Haussmann for presentment of motion for leave to file <u>68</u> before Honorable Harry D. Leinenweber on 4/9/2019 at 09:00 AM. (Haussmann, Brian) (Entered: 03/29/2019)
04/02/2019	<u>70</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Plaintiffs' motion <u>68</u> is granted. Plaintiffs may file the supplemental authority discussed in motion <u>68</u> . Status

		hearing on 4/9/19 at 9:00 a.m. shall stand. Mailed notice(maf) (Entered: 04/02/2019)
04/02/2019	<u>71</u>	Plaintiffs Supplemental Authority In Support of Their Motion For Partial Summary Judgment by City of Evanston, The United States Conference of Mayors (Hausmann, Brian) (Entered: 04/02/2019)
04/03/2019	<u>72</u>	MOTION by Attorney Melody L. Gaal to withdraw as attorney for City of Evanston, The United States Conference of Mayors. No party information provided (Gaal, Melody) (Entered: 04/03/2019)
04/03/2019	<u>73</u>	NOTICE of Motion by Melody L Gaal for presentment of motion to withdraw as attorney <u>72</u> before Honorable Harry D. Leinenweber on 4/9/2019 at 09:00 AM. (Gaal, Melody) (Entered: 04/03/2019)
04/05/2019	<u>74</u>	STATUS Report <i>Joint</i> by The United States Conference of Mayors (Attachments: # <u>1</u> Exhibit)(Hausmann, Brian) (Entered: 04/05/2019)
04/09/2019	<u>75</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Status hearing and ruling on motion hearing held. Motion to withdraw as attorney <u>72</u> is granted. Defendant shall respond to Plaintiff's motion for summary judgment <u>52</u> and file any cross-motion on or before 5/9/19. Plaintiffs shall file a combined reply in support of their motion for partial summary judgment and response to any cross-motion by 6/6/19. Defendant shall file any reply by 6/20/19. The parties may file oversized briefs in the page limits described in the joint status report <u>74</u> . Status hearing/ruling date set for 8/1/19 at 9:00 a.m. Mailed notice(maf) (Entered: 04/10/2019)
05/09/2019	<u>76</u>	CERTIFIED COPY OF ADMINISTRATIVE RECORD by Defendants Jefferson Beauregard Sessions III, Matthew G Whitaker (Attachments: # <u>1</u> Administrative Record, Part 1, # <u>2</u> Administrative Record, Part 2, # <u>3</u> Administrative Record, Part 3, # <u>4</u> Administrative Record, Part 4, # <u>5</u> Administrative Record, Part 5, # <u>6</u> Administrative Record, Part 6)(Mauler, Daniel) (Entered: 05/09/2019)
05/09/2019	<u>77</u>	MOTION by Defendants Jefferson Beauregard Sessions III, Matthew G Whitaker to dismiss <i>for failure to state a claim and for lack of jurisdiction, or in the alternative, motion for summary judgment</i> (Mauler, Daniel) (Entered: 05/09/2019)
05/09/2019	<u>78</u>	MEMORANDUM by Jefferson Beauregard Sessions III, Matthew G Whitaker in support of motion to dismiss <u>77</u> <i>or in the alternative, motion for summary judgment, and Opposition to Plaintiffs' Motion for Partial Summary Judgment (ECF No. 52)</i> (Attachments: # <u>1</u> Defendant's Request for Judicial Notice)(Mauler, Daniel) (Entered: 05/09/2019)
05/09/2019	<u>79</u>	RULE 56 Statement by Jefferson Beauregard Sessions III, Matthew G Whitaker regarding motion to dismiss <u>77</u> <i>or in the alternative, motion for summary judgment</i> (Mauler, Daniel) (Entered: 05/09/2019)
05/09/2019	<u>80</u>	RULE 56 Response to Plaintiff's LR 56.1 Statement Statement by Jefferson Beauregard Sessions III, Matthew G Whitaker regarding motion for partial summary judgment <u>52</u> (Mauler, Daniel) (Entered: 05/09/2019)
05/31/2019	<u>81</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Agreed oral motion by the parties to extend the briefing schedule is granted as follows: June 6, 2019: Plaintiffs shall file a combined reply in support of their motion for partial summary judgment and response to Defendant's cross-motion; June 20, 2019: Defendant shall file any reply; Status hearing/ruling date set for August 1, 2019, is re-set to August 22, 2019 at 9:00 a.m. Mailed notice(maf) (Entered: 05/31/2019)
05/31/2019	<u>82</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Docket entry #81 is amended as follows: response by 6/14/19, reply by 6/28/19. Status hearing/ruling set for 8/22/19 at 9:00 a.m. Mailed notice(maf) (Entered: 05/31/2019)
06/13/2019	<u>83</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Parties have agreed orally to amend the current briefing schedule regarding the pending matters as follows: On 6/21/19, Plaintiffs shall file a combined reply in support of their motion for partial summary judgment and response to Defendant's cross-motion. On 7/12/19, Defendant shall file any reply. Status hearing/ruling set for 8/22/19 at 9:00 a.m. to stand. Mailed notice(maf) (Entered: 06/13/2019)



06/21/2019	<u>84</u>	REPLY by Plaintiffs City of Evanston, The United States Conference of Mayors to motion for partial summary judgment <u>52</u> (Haussmann, Brian) (Entered: 06/21/2019)
06/21/2019	<u>85</u>	RESPONSE by Plaintiffs City of Evanston, The United States Conference of Mayors to Rule 56 statement <u>79</u> (Haussmann, Brian) (Entered: 06/21/2019)
06/26/2019	<u>86</u>	ATTORNEY Appearance for Plaintiff The United States Conference of Mayors by Amie Marie Bauer (Bauer, Amie) (Entered: 06/26/2019)
07/12/2019	<u>87</u>	REPLY by Defendants Jefferson Beauregard Sessions III, Matthew G Whitaker to reply <u>84</u> ( <i>Reply in Support of Defendant's Motion to Dismiss, or in the Alternative, Motion for Summary Judgment (ECF No. 77)</i> ) (Mauler, Daniel) (Entered: 07/12/2019)
08/12/2019	<u>88</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Status hearing/ruling set for 8/22/19 is vacated and no appearance is needed. The Court will rule by mail. Mailed notice(maf) (Entered: 08/12/2019)
08/14/2019	<u>89</u>	MOTION by Plaintiff City of Evanston, The United States Conference of Mayors Leave to File Supplemental Authority (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Haussmann, Brian) Docket Text Modified by Clerk's Office on 8/14/2019 (ph, ). (Entered: 08/14/2019)
08/14/2019	<u>90</u>	NOTICE of Motion by Brian C Haussmann for presentment of motion for miscellaneous relief, <u>89</u> before Honorable Harry D. Leinenweber on 8/21/2019 at 09:30 AM. (Haussmann, Brian) (Entered: 08/14/2019)
08/19/2019	<u>91</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Plaintiffs' motion <u>89</u> is granted. Plaintiffs may file the supplemental authority discussed in motion <u>89</u> in support of their motion for summary judgment. Presentment on 8/21/19 is stricken as moot. Mailed notice(maf) (Entered: 08/19/2019)
08/19/2019	<u>92</u>	Plaintiffs Supplemental Authority In Support of Their Motion For Partial Summary Judgment by City of Evanston, The United States Conference of Mayors (Haussmann, Brian) (Entered: 08/19/2019)
09/26/2019	<u>93</u>	MEMORANDUM Opinion and Order. For the reasons stated herein, Defendant's Motion to Dismiss <u>77</u> is denied. Plaintiffs' Motion for Summary Judgment <u>52</u> is granted in part and denied in part. The Court grants summary judgment for Plaintiffs on Counts I and II with respect to all challenged conditions, and on Count IV insofar as Plaintiffs are entitled to a declaration that Sections 1373 and 1644 violate the anticommandeering doctrine and the Attorney General cannot require compliance with these statutes as a condition of Byrne JAG funds. The Court dismisses Counts III and V as moot. Signed by the Honorable Harry D. Leinenweber on 9/26/2019: Mailed notice (maf) (Entered: 09/26/2019)
09/26/2019	<u>94</u>	Enter Final Judgement and Order. For the reasons stated herein, The Court has granted summary judgment in Plaintiffs' favor on Counts I, II, and IV of the Amended Complaint (Dkt. No. 46), and dismissed Counts III and V. There being no Counts remaining to be decided on the merits, the Court now enters final judgment in this case. Plaintiffs may still seek reasonable attorneys' fees and costs in this matter. See 28 U.S.C. § 2412. The AttorneyGeneral is entitled to object to or oppose any attempt by Plaintiffs to recover the same. Signed by the Honorable Harry D. Leinenweber on 9/26/2019:Mailed notice (maf) (Main Document 94 replaced on 9/27/2019) (maf, ). (Entered: 09/26/2019)
09/26/2019	<u>95</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Status hearing set for 10/1/2019 at 09:00 AM.Mailed notice(maf) (Entered: 09/26/2019)
10/01/2019	<u>96</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Status hearing held. Plaintiffs shall file their fee petition and bill of costs on or before 10/29/19. Defendant shall respond on or before 11/12/19. Reply, if any, due 11/19/19. The Court will rule by mail. Mailed notice(maf) (Entered: 10/01/2019)
10/23/2019	<u>97</u>	MANDATE of USCA dated 10/23/2019 regarding notice of appeal <u>37</u> ; USCA No.18-3178; No record to be returned. (ph, ) (Entered: 10/24/2019)
10/23/2019	<u>98</u>	CERTIFIED copy of order dated 10/23/2019 from the 7th Circuit regarding notice of appeal <u>37</u> ; Appellate case no.: 18-3178: Upon consideration of the JOINT STIPULATION OF DISMISSAL, filed on October 23, 2019, by Attorney Daniel

		Tenny, IT IS ORDERED that this appeal is voluntarily DISMISSED, pursuant to Federal Rule of Appellate Procedure 42(b). (ph, ) (Entered: 10/24/2019)
10/28/2019	<u>99</u>	MOTION by Plaintiff The United States Conference of Mayors for bill of costs (Attachments: # <u>1</u> Exhibit)(Hausmann, Brian) (Entered: 10/28/2019)
10/29/2019	<u>100</u>	MOTION by Plaintiff The United States Conference of Mayors for attorney fees <i>and expenses</i> (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3)(Hausmann, Brian) (Entered: 10/29/2019)
11/04/2019	<u>101</u>	ATTORNEY Appearance for Defendants Jefferson Beauregard Sessions III, Matthew G Whitaker by Charles E.T. Roberts (Roberts, Charles) (Entered: 11/04/2019)
11/06/2019	<u>102</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Parties have agreed to the extension for the fee petition and bill of costs as follows: Defendant shall respond on or before 12/12/19. Reply, if any, due 12/23/19. The Court will rule by mail. Mailed notice(maf) (Entered: 11/06/2019)
11/25/2019	<u>103</u>	NOTICE of appeal by Jefferson Beauregard Sessions III, Matthew G Whitaker regarding orders <u>94</u> Receipt number: y (Mauler, Daniel) (Entered: 11/25/2019)
11/26/2019	<u>104</u>	NOTICE of Appeal Due letter sent to counsel of record regarding notice of appeal <u>103</u> . (ph, ) (Entered: 11/26/2019)
11/26/2019	<u>105</u>	TRANSMITTED to the 7th Circuit the short record on notice of appeal <u>103</u> . Notified counsel (ph, ) (Entered: 11/26/2019)
11/26/2019	<u>106</u>	ACKNOWLEDGMENT of receipt of short record on appeal regarding notice of appeal <u>103</u> ; USCA Case No. 19-3358. (ph, ) (Entered: 11/26/2019)
12/10/2019	<u>107</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Parties have agreed to the extension for the fee petition and bill of costs as follows: Defendant shall respond on or before 1/3/20. Reply, if any, due 1/17/20. The Court will rule by mail. Mailed notice(maf) (Entered: 12/10/2019)
12/20/2019	<u>108</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Parties have agreed to the extension for the fee petition and bill of costs as follows: Defendant shall respond on or before 1/17/20. Reply, if any, due 2/7/20. The Court will rule by mail. Mailed notice(maf) (Entered: 12/20/2019)
01/17/2020	<u>109</u>	RESPONSE by Matthew G Whitakerin Opposition to MOTION by Plaintiff The United States Conference of Mayors for attorney fees <i>and expenses</i> <u>100</u> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Roberts, Charles) (Entered: 01/17/2020)
02/04/2020	<u>110</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Parties have agreed to the extension for the fee petition and bill of costs as follows: Reply shall be filed on or before 2/28/20. The Court will rule by mail. Mailed notice(maf) (Entered: 02/04/2020)
02/28/2020	<u>111</u>	REPLY by Plaintiff The United States Conference of Mayors to motion for attorney fees <u>100</u> (Hausmann, Brian) (Entered: 02/28/2020)
03/02/2020	<u>112</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by Jefferson Beauregard Sessions III, Matthew G Whitaker <i>in Opposition to Plaintiffs' Motion for Attorney Fees</i> . (Attachments: # <u>1</u> Exhibit Opinion of the U.S. Court of Appeals for the Second Circuit)(Roberts, Charles) (Entered: 03/02/2020)
03/10/2020	<u>113</u>	MOTION by Plaintiff The United States Conference of Mayors for leave to file <i>Response to Defendant's Notice of Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit Exhibit 1 to Motion)(Hausmann, Brian) (Entered: 03/10/2020)
03/10/2020	<u>114</u>	NOTICE of Motion by Brian C Hausmann for presentment of motion for leave to file <u>113</u> before Honorable Harry D. Leinenweber on 3/19/2020 at 09:30 AM. (Hausmann, Brian) (Entered: 03/10/2020)
03/16/2020	<u>115</u>	ORDER Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on March 16, 2020. All open cases are impacted by this Amended General Order. See attached Order for guidance.Signed by the Honorable Rebecca R. Pallmeyer on 3/16/2020: Mailed notice. (td, ) (Entered: 03/16/2020)

03/16/2020	<u>117</u>	ORDER Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on March 16, 2020. All open cases are impacted by this Amended General Order. See attached Order for guidance.Signed by the Honorable Rebecca R. Pallmeyer on 3/16/2020: Mailed notice. (td, ) (Entered: 03/17/2020)
03/17/2020	<u>116</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Plaintiff's motion <u>113</u> is granted. Plaintiff's response to Defendant's notice of supplemental authority [113-1] is received. No appearance is needed on 3/19/20.Mailed notice(maf) (Entered: 03/17/2020)
03/25/2020	<u>118</u>	MOTION by Plaintiff City of Evanston to substitute attorney (Ruggie, Alexandra) (Entered: 03/25/2020)
03/26/2020	<u>119</u>	MOTION by Plaintiff The United States Conference of Mayors for leave to file <i>Supplemental Authority in Support of Its Motion for Attorney Fees</i> (Attachments: # <u>1</u> Exhibit)(Hausmann, Brian) (Entered: 03/26/2020)
03/26/2020	<u>120</u>	NOTICE of Motion by Brian C Hausmann for presentment of motion for leave to file <u>119</u> before Honorable Harry D. Leinenweber on 4/21/2020 at 09:30 AM. (Hausmann, Brian) (Entered: 03/26/2020)
03/30/2020	<u>122</u>	ORDER Seconded Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on March 30, 2020. All open cases are impacted by this Second Amended General Order. Amended General Order 20-0012, entered on March 17, 2020, and General Order 20-0014, entered on March 20, 2020, are vacated and superseded by this Second Amended General. See attached Order for guidance.Signed by the Honorable Rebecca R. Pallmeyer on 3/30/2020: Mailed notice. (docket1, ) (Entered: 03/31/2020)
03/31/2020	<u>121</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Motion to substitute attorney <u>118</u> is granted. Plaintiff's motion <u>119</u> is granted. Plaintiff's supplemental authority in support of its motion for attorney's fees is received. No appearance is needed on 4/21/20. Mailed notice(maf) (Entered: 03/31/2020)
04/03/2020	<u>123</u>	MOTION by Defendants Jefferson Beauregard Sessions III, Matthew G Whitaker for leave to file <i>Response to Plaintiff's Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit)(Roberts, Charles) (Entered: 04/03/2020)
04/23/2020	<u>124</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Defendants' motion for leave to file Response to Plaintiff's Supplemental Authority <u>123</u> is received. Mailed notice(maf) (Entered: 04/23/2020)
04/23/2020	<u>125</u>	MEMORANDUM Opinion and Order: For the reasons stated herein, Plaintiff's Motion for Attorney's Fees and Expenses (Dkt. No. 100) is granted in part and denied in part. Plaintiff is entitled to \$97,546.43 in attorney's fees plus the reasonable fees for time spent briefing this Motion and \$283.75 in costs and expenses. Signed by the Honorable Harry D. Leinenweber on 4/23/2020: Mailed notice (maf) (Entered: 04/23/2020)
04/24/2020	<u>126</u>	ORDER Third Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on April 24, 2020. All open cases are impacted by this Third Amended General Order. Parties are must carefully review all obligations under this Order, including the requirement listed in paragraph number 5 to file a joint written status report in most civil cases. See attached Order. Signed by the Honorable Rebecca R. Pallmeyer on 4/24/2020: Mailed notice. (docket3, ) (Entered: 04/27/2020)
05/08/2020	<u>127</u>	SUPPLEMENT TO UNITED STATES CONFERENCE OF MAYORS MOTION FOR ATTORNEY FEES AND EXPENSES (Attachments: # <u>1</u> Exhibit)(Hausmann, Brian) (Entered: 05/08/2020)
05/12/2020	<u>128</u>	ORDER: For the reasons stated herein, the Court supplements the Conference's \$97,546.43 fee award by \$21,953.39. Accordingly, the Conference is awarded \$119,499.82 in fees and \$283.75 in costs and expenses to be paid directly to the Conference's counsel. Signed by the Honorable Harry D. Leinenweber on 5/12/2020: Mailed notice (maf) (Entered: 05/12/2020)

05/12/2020	<u>129</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Civil case terminated. Mailed notice (maf) (Entered: 05/12/2020)
06/02/2020	<u>130</u>	MOTION by Defendants Jefferson Beauregard Sessions III, Matthew G Whitaker for reconsideration regarding order, <u>128 Supplemental Fee Award</u> (Attachments: # <u>1</u> Exhibit A – Defendant's Response to Supplemental Fee Request)(Roberts, Charles) (Entered: 06/02/2020)
06/02/2020	<u>131</u>	MINUTE entry before the Honorable Harry D. Leinenweber: Defendant's Motion for Reconsideration of the Court's Order Supplementing the United States Conference of Mayors' Award of Attorney's Fees and Expenses <u>130</u> is granted. Defendant is granted leave to file a response to Plaintiff's Supplement to its Motion for Attorney's Fees and Expenses <u>127</u> . Defendant's response is received [130–1]. Plaintiff shall file a reply on or before 6/16/20. The Court will rule by mail. Mailed notice(maf) (Entered: 06/02/2020)
06/16/2020	<u>132</u>	REPLY by Plaintiff The United States Conference of Mayors to supplement <u>127 its Motion for Attorney Fees and Expenses</u> (Hausmann, Brian) (Entered: 06/16/2020)
06/22/2020	<u>133</u>	NOTICE of appeal by Jefferson Beauregard Sessions III, Matthew G Whitaker regarding orders <u>125</u> Receipt number: y (Roberts, Charles) (Entered: 06/22/2020)
06/30/2020	<u>134</u>	NOTICE of Appeal Due letter sent to counsel of record regarding notice of appeal <u>133</u> . (rc, ) (Entered: 06/30/2020)
06/30/2020	<u>135</u>	TRANSMITTED to the 7th Circuit the short record on notice of appeal <u>133</u> . Notified counsel (rc, ) (Entered: 06/30/2020)
07/01/2020	<u>136</u>	ACKNOWLEDGMENT of receipt of short record on appeal regarding notice of appeal <u>133</u> ; USCA Case No. 20–2150 (sxb, ) (Entered: 07/01/2020)
07/02/2020	<u>137</u>	ORDER: For the reasons stated in the attached order, the Court revises the Conference's fee award as follows: the initial \$97,546.43 fee award is supplemented by \$21,953.38. Accordingly, the Conference is awarded \$119,499.81 in fees and \$283.75 in costs and expenses to be paid directly to the Conference's counsel. Enter order. Signed by the Honorable Harry D. Leinenweber on 7/2/2020: The clerk is directed to supplement a copy of this order to 7th Circuit Court of Appeals forthwith. Mailed notice(maf) (Entered: 07/02/2020)
07/06/2020		FORWARDED copy of document <u>137</u> to the USCA (mc, ) (Entered: 07/06/2020)