

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:19-cv-11003-IT**

Ryan et al v. U.S. Immigration and Customs Enforcement et al
Assigned to: Judge Indira Talwani
Case in other court: USCA – First Circuit, 19–01838
Cause: 05:702 Administrative Procedure Act

Date Filed: 04/29/2019
Jury Demand: None
Nature of Suit: 899 Other Statutes:
Administrative Procedures Act/Review or
Appeal of Agency Decision
Jurisdiction: U.S. Government Defendant

Plaintiff

Marian Ryan
*in her official capacity as Middlesex
County District Attorney*

represented by **Alicia Rubio–Spring**
Goodwin Procter LLP
100 Northern Avenue
Boston, MA 02210
617–570–1000
Email: arubio-spring@goodwinlaw.com
ATTORNEY TO BE NOTICED

Christopher J.C. Herbert
Goodwin Procter LLP
100 Northern Avenue
Boston, MA 02210
617–570–1000
Email: cherbert@goodwinlaw.com
ATTORNEY TO BE NOTICED

Daryl L. Wiesen
Goodwin Procter, LLP
100 Northern Avenue
Boston, MA 02210
617–570–1000
Fax: 617–523–1231
Email: dwiesen@goodwinprocter.com
ATTORNEY TO BE NOTICED

David Jacob Zimmer
Goodwin Procter LLP
100 Northern Avenue
Boston, MA 02210
617–570–1000
Email: dzimmer@goodwinlaw.com
ATTORNEY TO BE NOTICED

Jordan Benson
Goodwin Procter LLP
100 Northern Avenue
Boston, MA 02210
617–570–1000
Email: jbenson@goodwinlaw.com
TERMINATED: 08/26/2019
ATTORNEY TO BE NOTICED

Katherine M. Fahey
Goodwin Procter LLP
100 Northern Avenue
Boston, MA 02210
617–570–1000
Email: kfahey@goodwinlaw.com
ATTORNEY TO BE NOTICED

Plaintiff

Rachael Rollins
*in her official capacity as Suffolk County
District Attorney*

represented by **Alicia Rubio-Spring**
(See above for address)
ATTORNEY TO BE NOTICED

Christopher J.C. Herbert
(See above for address)
ATTORNEY TO BE NOTICED

Daryl L. Wiesen
(See above for address)
ATTORNEY TO BE NOTICED

David Jacob Zimmer
(See above for address)
ATTORNEY TO BE NOTICED

Jordan Benson
(See above for address)
TERMINATED: 08/26/2019
ATTORNEY TO BE NOTICED

Katherine M. Fahey
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Committee for Public Counsel Services

represented by **Wendy S. Wayne**
Committee for Public Counsel Services
21 McGrath Highway
Somerville, MA 02143
617-623-0591
Email: wwayne@publiccounsel.net
ATTORNEY TO BE NOTICED

Plaintiff

Chelsea Collaborative, Inc.

represented by **Alicia Rubio-Spring**
(See above for address)
ATTORNEY TO BE NOTICED

Christopher J.C. Herbert
(See above for address)
ATTORNEY TO BE NOTICED

Daryl L. Wiesen
(See above for address)
ATTORNEY TO BE NOTICED

David Jacob Zimmer
(See above for address)
ATTORNEY TO BE NOTICED

Jordan Benson
(See above for address)
TERMINATED: 08/26/2019
ATTORNEY TO BE NOTICED

Katherine M. Fahey
(See above for address)
ATTORNEY TO BE NOTICED

Oren N. Nimni
61 Batterymarch Street 5th Floor

Boston, MA 02110
206-200-9088
Email: onimni@lawyerscom.org
ATTORNEY TO BE NOTICED

Plaintiff

Immigration Reform Law Institute

represented by **Christopher J. Hajec**
Immigration Reform Law Institute
25 Massachusetts Avenue NW, Suite 335
Washington, DC 20001
202-232-5590
Email: chajec@irli.org
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Bradly P. Bennion
Law Office of Brad P. Bennion
PO Box 890118
E. Weymouth, MA 02189
617-943-6164
Email: bradpbennion@gmail.com
ATTORNEY TO BE NOTICED

V.

Defendant

**U.S. Immigration and Customs
Enforcement**

represented by **Erez Reuveni**
United States Dept. of Justice, Civil
Division
450 5th St NE
Washington, DC 20530
(202) 307-4293
Email: erez.r.reuveni@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rayford A. Farquhar
United States Attorney's Office
John Joseph Moakley Federal Courthouse
1 Courthouse Way
Suite 9200
Boston, MA 02210
617-748-3100
Fax: 617-748-3971
Email: rayford.farquhar@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eve A. Piemonte
U.S. Attorney's Office
1 Courthouse Way
Suite 9200
Boston, MA 02210
617-748-3100
Fax: 617-748-3969
Email: eve.piemonte@usdoj.gov
ATTORNEY TO BE NOTICED

Francesca M. Genova
U.S. Department of Justice, Civil Division
Office of Immigration Litigation, District
Court Section

P.O. Box 868, Ben Franklin Station
Washington, DC 20044
(202) 305-1062
Email: francesca.m.genova@usdoj.gov
ATTORNEY TO BE NOTICED

Julian Kurz
U.S. Department of Justice
Office of Immigration Litigation
P.O. Box 868
Washington, DC 20044
(202) 616-4962
Email: julian.m.kurz@usdoj.gov
ATTORNEY TO BE NOTICED

Michael P. Sady
United States Attorney's Office
John Joseph Moakley Federal Courthouse
1 Courthouse Way
Suite 9200
Boston, MA 02210
617-748-3362
Fax: 617-748-3971
Email: michael.sady@usdoj.gov
ATTORNEY TO BE NOTICED

Defendant

Matthew T. Albence
*in his official capacity as Acting Deputy
Director of U.S. Immigration and
Customs Enforcement and Senior Official
Performing the Duties of the Director*

represented by **Erez Reuveni**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rayford A. Farquhar
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eve A. Piemonte
(See above for address)
ATTORNEY TO BE NOTICED

Francesca M. Genova
(See above for address)
ATTORNEY TO BE NOTICED

Julian Kurz
(See above for address)
ATTORNEY TO BE NOTICED

Michael P. Sady
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Todd M. Lyons
*in his official capacity as Immigration
and Customs Enforcement, Enforcement
and Removal Operations, Acting Field
Office Director*

represented by **Erez Reuveni**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rayford A. Farquhar
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eve A. Piemonte
(See above for address)
ATTORNEY TO BE NOTICED

Francesca M. Genova
(See above for address)
ATTORNEY TO BE NOTICED

Julian Kurz
(See above for address)
ATTORNEY TO BE NOTICED

Michael P. Sady
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

U.S. Department of Homeland Security

represented by **Erez Reuveni**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rayford A. Farquhar
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eve A. Piemonte
(See above for address)
ATTORNEY TO BE NOTICED

Francesca M. Genova
(See above for address)
ATTORNEY TO BE NOTICED

Julian Kurz
(See above for address)
ATTORNEY TO BE NOTICED

Michael P. Sady
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Kevin McAleenan
in his official capacity as Acting
Secretary of United States Department of
Homeland Security

represented by **Erez Reuveni**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rayford A. Farquhar
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eve A. Piemonte
(See above for address)
ATTORNEY TO BE NOTICED

Francesca M. Genova
(See above for address)
ATTORNEY TO BE NOTICED

Julian Kurz
(See above for address)

ATTORNEY TO BE NOTICED

Michael P. Sady

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/29/2019	<u>1</u>	COMPLAINT for Declaratory Judgment and Injunctive Relief against Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement Filing fee: \$ 400, receipt number 0101-7658975 (Fee Status: Filing Fee paid), filed by Chelsea Collaborative, Inc., Committee for Public Counsel Services, Rachael Rollins, Marian Ryan. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Civil Cover Sheet, # <u>11</u> Civil Category Sheet)(Zimmer, David) (Entered: 04/29/2019)
04/29/2019	<u>2</u>	NOTICE of Appearance by David Jacob Zimmer on behalf of Chelsea Collaborative, Inc., Rachael Rollins, Marian Ryan (Zimmer, David) (Entered: 04/29/2019)
04/29/2019	<u>3</u>	General Order 09-1, dated January 6, 2009 regarding the E-Government Act and Personal Identifiers entered. (Lara, Miguel) (Entered: 04/29/2019)
04/29/2019	<u>4</u>	CORPORATE DISCLOSURE STATEMENT by Chelsea Collaborative, Inc.. (Zimmer, David) (Entered: 04/29/2019)
04/29/2019	<u>5</u>	MOTION for Preliminary Injunction by Chelsea Collaborative, Inc., Committee for Public Counsel Services, Rachael Rollins, Marian Ryan. (Attachments: # <u>1</u> Text of Proposed Order)(Zimmer, David) (Entered: 04/29/2019)
04/29/2019	<u>6</u>	MEMORANDUM in Support re <u>5</u> MOTION for Preliminary Injunction filed by Chelsea Collaborative, Inc., Committee for Public Counsel Services, Rachael Rollins, Marian Ryan. (Zimmer, David) (Entered: 04/29/2019)
04/29/2019	<u>7</u>	DECLARATION re <u>5</u> MOTION for Preliminary Injunction by Chelsea Collaborative, Inc., Committee for Public Counsel Services, Rachael Rollins, Marian Ryan. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14)(Zimmer, David) (Entered: 04/29/2019)
04/29/2019	<u>8</u>	ELECTRONIC NOTICE of Case Assignment. Chief Judge Patti B. Saris assigned to case. If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Donald L. Cabell. (Danieli, Chris) (Entered: 04/29/2019)
04/29/2019	<u>9</u>	NOTICE of Appearance by Daryl L. Wiesen on behalf of Chelsea Collaborative, Inc., Rachael Rollins, Marian Ryan (Wiesen, Daryl) (Entered: 04/29/2019)
04/29/2019	<u>10</u>	NOTICE of Appearance by Alicia Rubio-Spring on behalf of Chelsea Collaborative, Inc., Rachael Rollins, Marian Ryan (Rubio-Spring, Alicia) (Entered: 04/29/2019)
04/29/2019	<u>11</u>	NOTICE of Appearance by Jordan Benson on behalf of Chelsea Collaborative, Inc., Rachael Rollins, Marian Ryan (Benson, Jordan) (Entered: 04/29/2019)
04/29/2019	<u>12</u>	NOTICE of Appearance by Christopher J.C. Herbert on behalf of Chelsea Collaborative, Inc., Rachael Rollins, Marian Ryan (Herbert, Christopher) (Entered: 04/29/2019)
04/29/2019	<u>13</u>	NOTICE of Appearance by Oren N. Nimni on behalf of Chelsea Collaborative, Inc. (Nimni, Oren) (Entered: 04/29/2019)
04/29/2019	<u>14</u>	Summons Issued as to All Defendants. Counsel receiving this notice electronically should download this summons, complete one for each defendant and serve it in accordance with Fed.R.Civ.P. 4 and LR 4.1. Summons will be mailed to plaintiff(s) not receiving notice electronically for completion of service. (Lara, Miguel) (Entered: 04/29/2019)

04/29/2019	<u>15</u>	NOTICE of Appearance by Katherine M. Fahey on behalf of Chelsea Collaborative, Inc., Rachael Rollins, Marian Ryan (Fahey, Katherine) (Entered: 04/29/2019)
04/29/2019	<u>16</u>	NOTICE of Appearance by Wendy S. Wayne on behalf of Committee for Public Counsel Services (Wayne, Wendy) (Entered: 04/29/2019)
05/01/2019	<u>17</u>	SUMMONS Returned Executed as to US Attorney by Committee for Public Counsel Services, Rachael Rollins, Chelsea Collaborative, Inc., Marian Ryan. Matthew T. Albence served on 4/29/2019, answer due 6/28/2019; Todd M. Lyons served on 4/29/2019, answer due 6/28/2019; Kevin McAleenan served on 4/29/2019, answer due 6/28/2019; U.S. Department of Homeland Security served on 4/29/2019, answer due 6/28/2019; U.S. Immigration and Customs Enforcement served on 4/29/2019, answer due 6/28/2019. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Zimmer, David) (Entered: 05/01/2019)
05/03/2019	<u>18</u>	Chief Judge Patti B. Saris: ORDER entered. Pursuant to L.R. 40.1(g)(1) and (4), I find that this case is not related to 18-cv-12452-PBS or 18-cv-10475-PBS and therefore was erroneously assigned to me. The case is returned to the Clerk for random reassignment. (Lara, Miguel) (Entered: 05/03/2019)
05/03/2019	19	ELECTRONIC NOTICE of Reassignment. Judge Indira Talwani added. Chief Judge Patti B. Saris no longer assigned to case. (Finn, Mary) (Entered: 05/03/2019)
05/03/2019	20	ELECTRONIC NOTICE of Case Re-Assignment of the Magistrate Judge. If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Judith G. Dein. Case no longer referred to Magistrate Donald L. Cabell. (Finn, Mary) (Entered: 05/03/2019)
05/08/2019	21	ELECTRONIC NOTICE Setting Hearing on Motion <u>5</u> MOTION for Preliminary Injunction : Motion Hearing set for 5/23/2019 09:00 AM in Courtroom 9 before Judge Indira Talwani. Plaintiffs' counsel shall promptly serve a copy of this order on Defendants. (MacDonald, Gail) (Entered: 05/08/2019)
05/08/2019	<u>22</u>	NOTICE of Appearance by Erez Reuveni on behalf of Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement (Reuveni, Erez) (Entered: 05/08/2019)
05/08/2019	<u>23</u>	NOTICE by Chelsea Collaborative, Inc., Committee for Public Counsel Services, Rachael Rollins, Marian Ryan re 21 Notice of Hearing on Motion, <i>Plaintiffs' Notice of Service of the Court's Electronic Notice Setting the Hearing on Plaintiffs' Motion for Preliminary Injunction</i> (Attachments: # <u>1</u> Exhibit A)(Zimmer, David) (Entered: 05/08/2019)
05/08/2019	<u>24</u>	NOTICE of Appearance by Rayford A. Farquhar on behalf of Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement (Farquhar, Rayford) (Entered: 05/08/2019)
05/10/2019	<u>25</u>	NOTICE of Appearance by Eve A. Piemonte on behalf of Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement (Piemonte, Eve) (Entered: 05/10/2019)
05/13/2019	<u>26</u>	NOTICE of Appearance by Julian Kurz on behalf of Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement (Kurz, Julian) (Entered: 05/13/2019)
05/13/2019	<u>27</u>	NOTICE of Appearance by Francesca M. Genova on behalf of Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement (Genova, Francesca) (Entered: 05/13/2019)
05/13/2019	<u>28</u>	MEMORANDUM in Opposition re <u>5</u> MOTION for Preliminary Injunction filed by Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement. (Attachments: # <u>1</u> Exhibit ICE Directive 11072.1: Civil Immigration Enforcement Inside Courthouses (Jan. 10, 2018), # <u>2</u> Exhibit Enforcement Actions at or Near Courthouses (Mar. 19, 2014), # <u>3</u> Exhibit Mem. on Prosecutorial Discretion: Certain Victims, Witnesses, and

		Plaintiffs (June 17, 2011), # <u>4</u> Text of Proposed Order)(Farquhar, Rayford) (Entered: 05/13/2019)
05/14/2019	<u>29</u>	Assented to MOTION for Leave to File <i>Reply In Support of Motion for Preliminary Injunction</i> by Chelsea Collaborative, Inc., Committee for Public Counsel Services, Rachael Rollins, Marian Ryan.(Zimmer, David) (Entered: 05/14/2019)
05/14/2019	<u>30</u>	Assented to MOTION for Leave to File <i>Out of Time</i> by Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement.(Farquhar, Rayford) (Entered: 05/14/2019)
05/15/2019	31	Judge Indira Talwani: ELECTRONIC ORDER entered granting nunc pro tunc <u>30</u> Motion for Leave to File Document. (MacDonald, Gail) (Entered: 05/15/2019)
05/15/2019	32	Judge Indira Talwani: ELECTRONIC ORDER entered granting <u>29</u> Motion for Leave to File Document ; Counsel using the Electronic Case Filing System should now file the document for which leave to file has been granted in accordance with the CM/ECF Administrative Procedures. Counsel must include – Leave to file granted on (date of order)– in the caption of the document. (MacDonald, Gail) (Entered: 05/15/2019)
05/15/2019	<u>33</u>	NOTICE of Appearance by Michael P. Sady on behalf of Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement (Sady, Michael) (Entered: 05/15/2019)
05/15/2019	<u>34</u>	MEMORANDUM in Opposition re <u>5</u> MOTION for Preliminary Injunction (<i>Leave to File Granted – May 15, 2019</i>) filed by Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Text of Proposed Order)(Farquhar, Rayford) (Main Document 34 replaced on 5/20/2019) (MacDonald, Gail). (Entered: 05/15/2019)
05/16/2019	<u>35</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Christopher J. Hajec Filing fee: \$ 100, receipt number 0101–7689166 by Immigration Reform Law Institute.(Bennion, Bradly) (Entered: 05/16/2019)
05/16/2019	<u>36</u>	MOTION for Leave to File <i>Amicus Brief</i> by Immigration Reform Law Institute. (Attachments: # <u>1</u> Supplement)(Bennion, Bradly) (Entered: 05/16/2019)
05/17/2019	37	Judge Indira Talwani: ELECTRONIC ORDER GRANTING Motion for Leave to File Amicus Brief <u>36</u> . Counsel using the Electronic Case Filing System should now file the document for which leave to file has been granted in accordance with the CM/ECF Administrative Procedures. Counsel must include – Leave to file granted on (date of order)– in the caption of the document. (Kinsella, Devan) (Entered: 05/17/2019)
05/17/2019	<u>38</u>	AMICUS BRIEF filed by Immigration Reform Law Institute . (Bennion, Bradly) (Entered: 05/17/2019)
05/17/2019	39	Judge Indira Talwani: ELECTRONIC ORDER: The Motion for Admission to Appear Pro Hac Vice for Christopher J. Hajec <u>35</u> is DENIED without prejudice. Pursuant to Local Rule 83.5.3(e)(2), the motion should be brought by an attorney who is a member of the bar of this court, who shall also file an appearance. (Kinsella, Devan) (Entered: 05/17/2019)
05/20/2019	<u>40</u>	Amicus Curiae APPEARANCE entered by Bradly P. Bennion on behalf of Immigration Reform Law Institute. (Bennion, Bradly) (Entered: 05/20/2019)
05/20/2019	<u>41</u>	REPLY to Response to <u>5</u> MOTION for Preliminary Injunction filed by Chelsea Collaborative, Inc., Committee for Public Counsel Services, Rachael Rollins, Marian Ryan. (Zimmer, David) (Entered: 05/20/2019)
05/21/2019	<u>42</u>	First MOTION for Leave to Appear Pro Hac Vice for admission of CHRISTOPHER J. HAJEC Filing fee: \$ 100, receipt number 0101–7695459 by Immigration Reform Law Institute.(Bennion, Bradly) (Main Document 42 replaced on 5/22/2019) (MacDonald, Gail). (Additional attachment(s) added on 5/22/2019: # <u>1</u> Declaration) (MacDonald, Gail). (Entered: 05/21/2019)
05/22/2019	43	Judge Indira Talwani: ELECTRONIC ORDER entered granting <u>42</u> Motion for Leave to Appear Pro Hac Vice Added CHRISTOPHER J. HAJEC. Attorneys admitted Pro Hac Vice must register for electronic filing if the attorney does not already have

		an ECF account in this district. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (MacDonald, Gail) (Entered: 05/22/2019)
05/23/2019	44	Electronic Clerk's Notes for proceedings held before Judge Indira Talwani: Motion Hearing held on 5/23/2019 re <u>5</u> MOTION for Preliminary Injunction filed by Marian Ryan, Committee for Public Counsel Services, Chelsea Collaborative, Inc., Rachael Rollins. Case called. Court hears argument from counsel. Hearing continued to 5/28/2019 09:30 AM in Courtroom 9 before Judge Indira Talwani. (Court Reporter: Cheryl Dahlstrom at cheryldahlstrom@yahoo.com.)(Attorneys present: Rubio-Spring, Wiesen, Zimmer, Wayne, Nimni, Reuveni, Farquhar) (MacDonald, Gail) (Entered: 05/23/2019)
05/28/2019	45	Electronic Clerk's Notes for proceedings held before Judge Indira Talwani: Motion Hearing held on 5/28/2019 re <u>5</u> MOTION for Preliminary Injunction filed by Marian Ryan, Committee for Public Counsel Services, Chelsea Collaborative, Inc., Rachael Rollins. Hearing continued from 5/23/19. Case called. Court hears argument from counsel. Motion taken under advisement. (Court Reporter: Cheryl Dahlstrom at cheryldahlstrom@yahoo.com.)(Attorneys present: Rubio-Spring, Wiesen, Zimmer, Wayne, Nimni, Reuveni, Farquhar) (MacDonald, Gail) (Entered: 05/29/2019)
05/28/2019	<u>46</u>	DIRECTIVE. Filed in open court on May 28, 2019 by U.S. Immigration and Customs Enforcement (Attachments: # <u>1</u> Attachments). (Kinsella, Devan) (Entered: 05/29/2019)
05/30/2019	<u>47</u>	Transcript of Hearing on Motion for Preliminary Injunction held on May 23, 2019, before Judge Indira Talwani. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Court Reporter Name and Contact Information: Cheryl Dahlstrom at cheryldahlstrom@yahoo.com Redaction Request due 6/20/2019. Redacted Transcript Deadline set for 7/1/2019. Release of Transcript Restriction set for 8/28/2019. (Scalfani, Deborah) (Entered: 05/30/2019)
05/30/2019	48	NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, available on the court website at http://www.mad.uscourts.gov/attorneys/general-info.htm (Scalfani, Deborah) (Entered: 05/30/2019)
06/19/2019	<u>49</u>	Transcript of Hearing on Motion for Preliminary Injunction – Day Two held on May 28, 2019, before Judge Indira Talwani. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Court Reporter Name and Contact Information: Cheryl Dahlstrom at cheryldahlstrom@yahoo.com Redaction Request due 7/10/2019. Redacted Transcript Deadline set for 7/22/2019. Release of Transcript Restriction set for 9/17/2019. (Scalfani, Deborah) (Entered: 06/19/2019)
06/19/2019	50	NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, available on the court website at http://www.mad.uscourts.gov/attorneys/general-info.htm (Scalfani, Deborah) (Entered: 06/19/2019)
06/20/2019	<u>51</u>	Judge Indira Talwani: MEMORANDUM AND ORDER. (Kinsella, Devan) (Entered: 06/20/2019)
06/20/2019	<u>52</u>	Judge Indira Talwani: ORDER OF PRELIMINARY INJUNCTION. (Kinsella, Devan) (Entered: 06/20/2019)
06/27/2019	<u>53</u>	Assented to MOTION for Extension of Time to August 27, 2019 to File Answer re <u>1</u> Complaint,, by Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement.(Kurz, Julian) (Entered: 06/27/2019)
06/28/2019	54	Judge Indira Talwani: ELECTRONIC ORDER granting Assented-to Motion for Extension of Time to Respond to Complaint <u>53</u> . The assented-to motion is allowed in

		order to permit Defendants' counsel to focus on whether to appeal the court's Order Granting Preliminary Injunction before being required to prepare a response to the complaint. The court does not adopt Defendants' assumption that an appeal of the motion for a preliminary injunction necessarily precludes simultaneous district court litigation. See 16 Charles Alan Wright, Arthur R. Miller & Edward H. Cooper, Federal Practice and Procedure § 3921.2 at 58 (3d ed. 2012) ("Ordinarily an interlocutory injunction appeal under [28 U.S.C.] § 1292(a)(1) does not defeat the power of the trial court to proceed further with the case."). (Kinsella, Devan) (Entered: 06/28/2019)
08/16/2019	<u>55</u>	NOTICE OF APPEAL as to <u>52</u> Preliminary Injunction, <u>51</u> Memorandum & ORDER, Terminate Motions by Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement Fee Status: US Government. NOTICE TO COUNSEL: A Transcript Report/Order Form, which can be downloaded from the First Circuit Court of Appeals web site at http://www.ca1.uscourts.gov MUST be completed and submitted to the Court of Appeals. Counsel shall register for a First Circuit CM/ECF Appellate Filer Account at http://pacer.psc.uscourts.gov/cmecf. Counsel shall also review the First Circuit requirements for electronic filing by visiting the CM/ECF Information section at http://www.ca1.uscourts.gov/cmecf. US District Court Clerk to deliver official record to Court of Appeals by 9/5/2019. (Kurz, Julian) (Entered: 08/16/2019)
08/19/2019	<u>56</u>	Certified and Transmitted Abbreviated Electronic Record on Appeal to US Court of Appeals re <u>55</u> Notice of Appeal. (Paine, Matthew) (Entered: 08/19/2019)
08/21/2019	57	USCA Case Number 19-1838 for <u>55</u> Notice of Appeal filed by U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement, Matthew T. Albence, Kevin McAleenan, Todd M. Lyons. (Paine, Matthew) (Entered: 08/21/2019)
08/21/2019	<u>58</u>	Assented to MOTION for Extension of Time to October 28, 2019 to File Answer re <u>1</u> Complaint,, by Matthew T. Albence, Todd M. Lyons, Kevin McAleenan, U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement.(Genova, Francesca) (Entered: 08/21/2019)
08/23/2019	<u>59</u>	NOTICE of Withdrawal of Appearance by Jordan Benson (Benson, Jordan) (Entered: 08/23/2019)
08/28/2019	60	Judge Indira Talwani: ELECTRONIC ORDER entered granting <u>58</u> Motion for Extension of Time to Answer re <u>1</u> Complaint. Answer/Response to Complaint due 10/29/19 from all Defendants. (MacDonald, Gail) (Entered: 08/28/2019)