

CLOSED, HABEAS, INS, PRISNR, PRSLC

**United States District Court
Middle District of Pennsylvania (Williamsport)
CIVIL DOCKET FOR CASE #: 4:09-cv-00698-JEJ -SF**

Alli v. Decker et al
Assigned to: Honorable John E. Jones, III
Referred to: Pro Se Law Clerk SF
Case in other court: Third Circuit, 10-02297
Cause: 28:2241 Petition for Writ of Habeas Corpus
(IMMIGRATION)

Date Filed: 04/15/2009
Date Terminated: 12/21/2011
Jury Demand: None
Nature of Suit: 463 Habeas Corpus – Alien
Detainees
Jurisdiction: U.S. Government Defendant

Petitioner

Alexander Alli
*on behalf of themselves and all others
similarly situated*

represented by **Farrin R. Anello**
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Petitioner

Elliot Grenade
*on behalf of themselves and all others
similarly situated*

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Eunice Lee
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TERMINATED: 07/14/2009

V.

Respondent

Thomas Decker
*Field Office Director, Immigration
& Customs Enforcement. U.S. Department
of Homeland Security, in his official
capacity and his successors and assigns*

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Respondent

Janet Napolitano
*Secretary of Homeland Security, in her
official capacity and his successors and
assigns*

represented by **Dennis Pfannenschmidt**
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Respondent

Eric Holder
Attorney General, U.S. Department of

represented by **Dennis Pfannenschmidt**
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Justice, in his official capacity and his successors and assigns

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Respondent

Mary Sabol
*Prison Warden, York County Prison
Facility, in her official Capacity and his successors and assigns*

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Respondent

John P. Torres
*in his official capacity as Acting Assistant
Secretary of U.S. Immigration and
Customs Enforcement*

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Respondent

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Columbia County Prison, Bloomsberg,
Pennsylvania

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Respondent

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in her official capacity as Warden,
Lackawanna County Prison, Scranton,
Pennsylvania

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Respondent

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Carbon County Correctional Facility,
Nesquehonin, Pennsylvania*

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Respondent

Craig A. Lowe
*in his official capacity as Warden, Pike
County Correctional Facility, Lords
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Respondent

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County Prison, Selinsgrove, Pennsylvania*

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Respondent

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Respondent

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Pennsylvania

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Respondent

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Pennsylvania*

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Respondent

R Martinez
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Pennsylvania*

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Receiver

Thomas V. Duran
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Clinton County Correctional Facility,
McElhattan, Pennsylvania*

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Date Filed	#	Docket Text
04/15/2009	<u>1</u>	PETITION for Writ of Habeas Corpus, filed by Alexander Alli.(ch1) (Entered: 04/15/2009)
05/07/2009	<u>2</u>	RECEIPT LETTER \$ 5.00, receipt number 333009931 Alexander Alli H/C Filing Fee 5/7/09 (ts,) (Entered: 05/07/2009)
05/08/2009	<u>3</u>	ORDER TO SHOW CAUSE; Clerk directed to serve Respondants and U. S. Attorney by certified mail. Show Cause Response due by 4/28/2009. Signed by Honorable John E. Jones, III on 5/8/2009. (ch1) (Entered: 05/08/2009)
05/08/2009		SHOW CAUSE ORDER and Petition for Habeas Corpus Served on Respondants and U.S. Attorney by certified mail. (ch1) (Entered: 05/08/2009)
05/13/2009	<u>4</u>	RETURN OF SERVICE (Non Summons & Complaint) by Mary Sabol (return receipt green card dated 5/11/2009). (ch1) (Entered: 05/13/2009)
05/13/2009	<u>5</u>	RETURN OF SERVICE (Non Summons & Complaint) (return receipt green card dated 4/12/2009 for U. S. Attorney Pfannenschmidt). (ch1) (Entered: 05/13/2009)
05/18/2009	<u>6</u>	RETURN OF SERVICE (Non Summons & Complaint)(return receipt green card dated 5/11/2009 for Eric Holder, U. S. Attorney General). (ch1) (Entered: 05/18/2009)
05/18/2009	<u>7</u>	RETURN OF SERVICE (Non Summons & Complaint) (return receipt green card dated 5/13/2009 for Thomas Decker). (ch1) (Entered: 05/18/2009)
05/22/2009	<u>8</u>	RETURN OF SERVICE (Non Summons & Complaint) by Janet Napolitano (return receipt green card dated 5/18/2009 – service accepted in official capacity only). (ch1) (Entered: 05/22/2009)
05/27/2009	<u>9</u>	AMENDED COMPLAINT – – <i>Petition for Writ of Habeas Corpus and Complaint for Declaratory Relief</i> against Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol, filed by Alexander Alli. (Attachments: # <u>1</u> Declaration of Alexander Alli, # <u>2</u> Declaration of Elliot Grenade, # <u>3</u> Exhibit(s) A – – 1/29/09 IJ Decision, # <u>4</u> Exhibit(s) B – – Alli 2/29/08 Notice to Appear, # <u>5</u> Exhibit(s) C – – 3/29/05 Bond Order, # <u>6</u> Exhibit(s) D – – Grenade 1/12/07 Notice to Appear, # <u>7</u> Exhibit(s) E – – Grenade Removal Proceedings, # <u>8</u> Exhibit(s) F – – 12/28/06 Custody Determination, # <u>9</u> Exhibit(s) G – – 12/3/07 Notice of File Custody Review, # <u>10</u> Exhibit(s) H – – 1/16/09 Decision to Continue Detention–Stay)(Alcaro, Frederick) (Entered: 05/27/2009)
05/27/2009	<u>10</u>	NOTICE of Appearance by Witold J. Walczak on behalf of Alexander Alli (Walczak, Witold) (Entered: 05/27/2009)
05/27/2009	<u>11</u>	NOTICE of Appearance by Thomas B. Schmidt, III on behalf of Alexander Alli (Schmidt, Thomas) (Entered: 05/27/2009)
05/27/2009	<u>12</u>	NOTICE of Appearance by Valerie Burch on behalf of Alexander Alli (Burch, Valerie) (Entered: 05/27/2009)
05/27/2009	<u>13</u>	NOTICE of Appearance by Kathleen A. Mullen on behalf of Alexander Alli (Mullen, Kathleen) (Entered: 05/27/2009)

05/27/2009	<u>14</u>	MOTION to Appear Pro Hac Vice – Attorney Judy Rabinovitz is seeking special admission. Filing fee \$ 25, receipt number 03140000000001585642. by Alexander Alli.(Burch, Valerie) (Entered: 05/27/2009)
05/27/2009	<u>15</u>	MOTION to Appear Pro Hac Vice – Attorney Michael Tan is seeking special admission. Filing fee \$ 25, receipt number 03140000000001585671. by Alexander Alli.(Burch, Valerie) (Entered: 05/27/2009)
05/27/2009	<u>16</u>	MOTION to Appear Pro Hac Vice – Attorney Eunice Lee is seeking special admission. Filing fee \$ 25, receipt number 03140000000001585697. by Alexander Alli.(Burch, Valerie) (Entered: 05/27/2009)
05/27/2009	<u>17</u>	MOTION to Certify Class by Alexander Alli. (Attachments: # <u>1</u> Exhibit(s) 1 --- Declaration of Michael Tan and Exhibit A thereto, # <u>2</u> Proposed Order)(Alcaro, Frederick) (Entered: 05/27/2009)
05/27/2009		DOCKET ANNOTATION: Verified through NY State Unified Court System the records for Judy Rabinovitz, Michael Tan and Eunice Lee. All are currently registered. Verified through PA State Bar Record of Valeri Burch as active. (ch1) (Entered: 05/27/2009)
05/27/2009	<u>18</u>	MOTION to Exceed Page Limitation by Alexander Alli. (Attachments: # <u>1</u> Proposed Order)(Alcaro, Frederick) (Entered: 05/27/2009)
05/28/2009	<u>19</u>	SPECIAL ADMISSIONS FORM APPROVED as to Eunice Lee (eo,) (Entered: 05/28/2009)
05/28/2009	<u>20</u>	SPECIAL ADMISSIONS FORM APPROVED as to Judy Rabinovitz (eo,) (Entered: 05/28/2009)
05/28/2009	<u>21</u>	SPECIAL ADMISSIONS FORM APPROVED as to Michael Tan (eo,) (Entered: 05/28/2009)
05/28/2009	<u>22</u>	Application for Admission to Practice Before This Court. (Attachments: # <u>1</u> Supplement Letter from DOJ Supervisor)(Forney, Geoffrey) (Entered: 05/28/2009)
05/28/2009	<u>23</u>	NOTICE of Appearance by Geoffrey Forney on behalf of Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Forney, Geoffrey) (Entered: 05/28/2009)
05/29/2009	<u>24</u>	ORDER granting <u>18</u> Motion for Leave to File Excess Pages. Petitioners shall file a brief that is no longer than 35 pages in length. Signed by Honorable John E. Jones, III on 5/29/09 (bw,) (Entered: 05/29/2009)
05/29/2009	<u>25</u>	MOTION to Exceed Page Limitation by Alexander Alli. (Attachments: # <u>1</u> Proposed Order)(Rabinovitz, Judy) (Entered: 05/29/2009)
06/01/2009	<u>26</u>	SPECIAL ADMISSIONS FORM APPROVED as to Geoffrey Forney (eo,) (Entered: 06/01/2009)
06/01/2009	<u>27</u>	MOTION for Preliminary Injunction by Alexander Alli. (Attachments: # <u>1</u> Proposed Order)(Rabinovitz, Judy) (Entered: 06/01/2009)
06/01/2009	<u>28</u>	MOTION to Expedite <i>Briefing Schedule</i> by Alexander Alli. (Attachments: # <u>1</u> Proposed Order)(Rabinovitz, Judy) (Entered: 06/01/2009)
06/02/2009	<u>29</u>	ORDER granting <u>25</u> Motion for Leave to File Excess Pages. Granting <u>28</u> Motion to Expedite. See order for details. (eo,) (Entered: 06/02/2009)
06/04/2009	<u>30</u>	MOTION to Exceed Page Limitation <i>for Return in Opposition to Petitioner Alli's Petition for Writ of Habeas Corpus</i> by Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Proposed Order)(Forney, Geoffrey) (Entered: 06/04/2009)
06/04/2009	<u>31</u>	MOTION to Exceed Page Limitation <i>for Return in Opposition to Petitioner Grenade's Petition for Writ of Habeas Corpus</i> by Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Proposed Order)(Forney, Geoffrey) (Entered: 06/04/2009)
06/09/2009	<u>33</u>	ORDER denying as moot <u>31</u> Motion for Leave to File Excess Pages. Granting <u>30</u> Motion for Leave to File Excess Pages. See order for details. (eo,) (Entered: 06/09/2009)

		06/09/2009)
06/10/2009	<u>34</u>	BRIEF IN SUPPORT re <u>17</u> MOTION to Certify Class filed by Alexander Alli. (Attachments: # <u>1</u> Exhibit(s) 2 --- Section 1226 of INA, # <u>2</u> Exhibit(s) 3 --- Unreported Cases)(Alcaro, Frederick) (Entered: 06/10/2009)
06/10/2009	<u>35</u>	NOTICE of Appearance by Theodore W. Atkinson on behalf of Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Atkinson, Theodore) (Entered: 06/10/2009)
06/10/2009	<u>36</u>	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Theodore W. Atkinson on behalf of the United States and it's agencies, is seeking special admission. Filing Fee: 25.00. (rm,) (Entered: 06/10/2009)
06/11/2009	<u>37</u>	SPECIAL ADMISSIONS FORM APPROVED as to Theodore W. Atkinson (eo,) (Entered: 06/11/2009)
06/12/2009	<u>38</u>	STIPULATION <i>Concerning Briefing and Scheduling</i> by Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Atkinson, Theodore) (Entered: 06/12/2009)
06/15/2009	<u>39</u>	BRIEF IN OPPOSITION re <u>27</u> MOTION for Preliminary Injunction filed by Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Exhibit(s) 1 – 18)(Atkinson, Theodore) (Entered: 06/15/2009)
06/19/2009	<u>40</u>	REPLY BRIEF re <u>27</u> MOTION for Preliminary Injunction filed by Alexander Alli. (Attachments: # <u>1</u> Exhibit(s) A --- Response to Petition for Writ of Habeas Corpus, Polyakov v. Mukasey)(Mullen, Kathleen) (Entered: 06/19/2009)
06/19/2009	<u>41</u>	RESPONSE TO PETITION FOR HABEAS CORPUS by Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol by Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Exhibit(s) 1 – 16)(Atkinson, Theodore) (Entered: 06/19/2009)
06/23/2009	<u>42</u>	SCHEDULING ORDER: Oral Argument set for 8/4/2009 01:00 PM in Williamsport – Courtroom 2 before Honorable John E. Jones III. (eo,) (Entered: 06/23/2009)
07/07/2009	<u>43</u>	SCHEDULING ORDER: Oral Argument time and location reset for 8/4/2009 at 9:00 AM in HARRISBURG before Honorable John E. Jones III. Date remains the same as previously scheduled. Courtroom to be determined. (eo,) (Entered: 07/07/2009)
07/13/2009		DOCKET ANNOTATION: Attorney Rabinovitz' office contacted to re-file document 44 as a supplement/brief in support to the previously filed amended petition; thereafter, doc 44 (which was e-filed as a reply to a previously filed motion), will be deleted. (lg,) (Entered: 07/13/2009)
07/13/2009	<u>45</u>	BRIEF by Elliot Grenade, Alexander Alli. Amendment to <u>9</u> Amended Complaint,, filed by Elliot Grenade, Alexander Alli. Related document: <u>9</u> Amended Complaint,, filed by Alexander Alli. (Attachments: # <u>1</u> Exhibit(s) Unreported Case)(Rabinovitz, Judy) (Entered: 07/13/2009)
07/13/2009		DOCKET ANNOTATION: Document 44 deleted; Attorney refiled correctly (see doc 45). (lg,) (Entered: 07/13/2009)
07/13/2009	<u>46</u>	MOTION to Appear Pro Hac Vice – Attorney Farrin Anello is seeking special admission. Filing fee \$ 25, receipt number 03140000000001622335. by Elliot Grenade, Alexander Alli.(Burch, Valerie) (Entered: 07/13/2009)
07/13/2009	<u>47</u>	MOTION to Withdraw <i>Eunice Lee</i> by Elliot Grenade, Alexander Alli.(Rabinovitz, Judy) (Entered: 07/13/2009)
07/13/2009		DOCKET ANNOTATION: Verified status of Attorney Anello with NY State Court System and Valerie Burch with PA Bar as active. (ch1) (Entered: 07/13/2009)
07/20/2009	<u>48</u>	SPECIAL ADMISSIONS FORM APPROVED as to Farrin R. Anello (eo,) (Entered: 07/20/2009)

07/24/2009	<u>49</u>	SCHEDULING ORDER: Location for Oral Argument on 8/4/2009 at 9:00 AM is Courtrom No. 1 in Harrisburg (eo,) (Entered: 07/24/2009)
08/03/2009	<u>50</u>	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Stephen Cerutti on behalf of Attorney Gjon Juncaj who is seeking special admission. Filing fee \$ 25. (Cerutti, Stephen) Modified on 8/3/2009 (ki). (Entered: 08/03/2009)
08/03/2009		DOCKET ANNOTATION: Verified status as active with PA State Bar for Stephen Cerutti. (ch1) (Entered: 08/03/2009)
08/03/2009	<u>51</u>	SPECIAL ADMISSIONS FORM APPROVED as to Gjon Juncaj (lg,) (Entered: 08/04/2009)
08/04/2009		DOCKET ANNOTATION: verified Michigan state bar record for Attorney Gjon Juncaj. (lg,) (Entered: 08/04/2009)
08/07/2009	<u>53</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of proceedings, Oral Argument held on 08/04/2009, before Judge John E. Jones III. Court Reporter Joan D. Steinbach, RMR, Telephone number 570-772-7569; Joan_Steinbach@pamd.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through the court reporter or PACER. Redaction Request due 8/28/2009. Redacted Transcript Deadline set for 9/8/2009. Release of Transcript Restriction set for 11/5/2009. (cr5,) (Entered: 08/07/2009)
08/07/2009	<u>54</u>	COURT REPORTER NOTES OF PROCEEDINGS filed by Joan D. Steinbach, RMR of Oral Argument before Judge John E. Jones III on 08/04/2009. In accordance with 28 U.S.C. Section 753(b), I certify that these original notes are a true and correct record of proceedings in the United States District Court for the Middle District of PA before Judge John E. Jones III on 08/04/2009. By s/ Joan D. Steinbach, RMR. (Court Reporter Notes are viewable by court staff only). (cr5,) (Entered: 08/07/2009)
08/07/2009	<u>55</u>	NOTICE TO UNREGISTERED ECF ATTORNEYS/PRO SE PARTIES regarding the filing of <u>53</u> Transcript. A copy of notice mailed to Gjon Juncaj. (lh,) (Entered: 08/07/2009)
08/10/2009	<u>56</u>	ORDER Denying <u>17</u> Motion to Certify Class. Denying <u>27</u> Motion for Preliminary Injunction. Within 20 days the parties shall indicate by letter on teh docket whether they wish to present testimony or evidence regarding the reasonableness of the petitioner's detention. See order for details. (eo,) (Entered: 08/10/2009)
08/10/2009	<u>57</u>	Unopposed MOTION Substitute a Redacted Version of Brief in Support of Motion for Preliminary Injunction by Elliot Grenade, Alexander Alli. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit(s) Brief, # <u>3</u> Exhibit(s) Alli Declaration, # <u>4</u> Exhibit(s) Mafos-Alli Declaration, # <u>5</u> Exhibit(s) Grenade Declaration, # <u>6</u> Exhibit(s) C Grenade Declaration, # <u>7</u> Exhibit(s) Womack Declaration, # <u>8</u> Exhibit(s) Baptist Declaration, # <u>9</u> Exhibit(s) A -- Alli Interlocutory Ruling, # <u>10</u> Exhibit(s) B -- Summary Order, # <u>11</u> Exhibit(s) C -- Grenade Notice of Custody Determination, # <u>12</u> Exhibit(s) D -- Alli Notice to Appear 2/29/08, # <u>13</u> Exhibit(s) E -- Rachel Mapos Certificate of Naturalization, # <u>14</u> Exhibit(s) Alli Certificate of Marriage Registration, # <u>15</u> Exhibit(s) G -- Alli Children Certificates of Birth, # <u>16</u> Exhibit(s) H -- Photographs of Alli Family, # <u>17</u> Exhibit(s) I -- Alli Real Estate License, # <u>18</u> Exhibit(s) J -- Bond Order dated 3/9/05, # <u>19</u> Exhibit(s) K -- Alli Program Review Report dated 4/10/08, # <u>20</u> Exhibit(s) L -- Alli Psychosocial Report, # <u>21</u> Exhibit(s) M -- Alli Family Letters, # <u>22</u> Exhibit(s) N -- Affidavit of Pastor Daniel Ajayi-Adeniran, # <u>23</u> Exhibit(s) O -- Alli Letters of Recommendation, # <u>24</u> Exhibit(s) P -- Grenade Notice to Appear, # <u>25</u> Exhibit(s) Q -- Grenade Family Photographs, # <u>26</u> Exhibit(s) R -- Grenade Certificate of Domestic Partnership, # <u>27</u> Exhibit(s) S -- Grenade Petitioner's Brief, # <u>28</u> Exhibit(s) T -- Grenade Notice to Alien of File Custody Review, # <u>29</u> Exhibit(s) U -- Grenade Decision to Continue Detention-Stay, # <u>30</u> Exhibit(s) V -- Letters from Grenade Children, # <u>31</u> Exhibit(s) W -- ASAT Program Evaluation, # <u>32</u> Exhibit(s) X -- Inmate Progress Report)(Mullen, Kathleen) (Entered: 08/10/2009)

08/11/2009	<u>58</u>	ORDER granting <u>57</u> Motion to Substitute. The Clerk shall seal doc 32 and indicate that the correct version of the brief in support and all accompanying exhibits can be found at doc. 57 exhibits 3–33. See order for details. (eo,) (Entered: 08/11/2009)
08/20/2009	<u>59</u>	MOTION to Exceed Page Limitation by Elliot Grenade, Alexander Alli.(Rabinovitz, Judy) (Entered: 08/20/2009)
08/21/2009	<u>60</u>	ORDER granting <u>59</u> Motion for Leave to File Excess Pages (eo,) (Entered: 08/21/2009)
08/24/2009	<u>61</u>	MOTION for Reconsideration re <u>56</u> Order on Motion to Withdraw, Order on Motion to Certify Class, Order on Motion for Preliminary Injunction,,, by Elliot Grenade, Alexander Alli.(Rabinovitz, Judy) (Entered: 08/24/2009)
08/24/2009	<u>62</u>	BRIEF IN SUPPORT re <u>61</u> MOTION for Reconsideration re <u>56</u> Order on Motion to Withdraw, Order on Motion to Certify Class, Order on Motion for Preliminary Injunction,,, filed by Elliot Grenade, Alexander Alli.(Rabinovitz, Judy) (Entered: 08/24/2009)
08/31/2009	<u>63</u>	Letter from Respondents pursuant to this Court's Order of August 10, 2009. (Atkinson, Theodore) (Entered: 08/31/2009)
08/31/2009	<u>64</u>	Letter from Petitioners pursuant to this Court's Order of August 10, 2009. (Rabinovitz, Judy) (Entered: 08/31/2009)
09/01/2009	<u>65</u>	SCHEDULING ORDER: Telephone Conference set for 9/9/2009 01:30 PM before Honorable John E. Jones III. Attorney Rabinovitz shall initiate call to chambers (717)221–3986. (eo,) (Entered: 09/01/2009)
09/01/2009	<u>66</u>	MOTION to Withdraw as Attorney <i>Michael Tan</i> by Elliot Grenade, Alexander Alli.(Rabinovitz, Judy) (Entered: 09/01/2009)
09/09/2009	<u>68</u>	BRIEF IN OPPOSITION re <u>61</u> MOTION for Reconsideration re <u>56</u> Order on Motion to Withdraw, Order on Motion to Certify Class, Order on Motion for Preliminary Injunction,,, filed by John P. Torres, William Campbell, Janine Donate, Thomas V. Duran, William F. Juracka, Craig A. Lowe, Ruth Rush, Michael Zenk, Jerry C. Martinez, David Ebbert, R Martinez, Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol.(Atkinson, Theodore) (Entered: 09/09/2009)
09/09/2009	<u>69</u>	Consent MOTION to Exceed Page Limitation by John P. Torres, William Campbell, Janine Donate, William F. Juracka, Craig A. Lowe, Ruth Rush, Michael Zenk, Jerry C. Martinez, David Ebbert, R Martinez, Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Proposed Order)(Atkinson, Theodore) (Entered: 09/09/2009)
09/10/2009	<u>70</u>	Amended MOTION to Exceed Page Limitation by John P. Torres, William Campbell, Janine Donate, Thomas V. Duran, William F. Juracka, Craig A. Lowe, Ruth Rush, Michael Zenk, Jerry C. Martinez, David Ebbert, R Martinez, Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Proposed Order)(Atkinson, Theodore) (Entered: 09/10/2009)
09/10/2009	<u>71</u>	ORDER granting <u>70</u> Motion for Leave to File Excess Pages. Motion at doc 69 terminated as moot. (eo,) (Entered: 09/10/2009)
09/14/2009	<u>72</u>	REPLY BRIEF re <u>61</u> MOTION for Reconsideration re <u>56</u> Order on Motion to Withdraw, Order on Motion to Certify Class, Order on Motion for Preliminary Injunction,,, <i>regarding burden–shifting framework</i> filed by Elliot Grenade, Alexander Alli.(Anello, Farrin) (Entered: 09/15/2009)
09/18/2009	<u>73</u>	ORDER denying <u>61</u> Motion for Reconsideration. See order for expedited briefing deadlines. (eo,) (Entered: 09/18/2009)
09/25/2009	<u>77</u>	Petitioners' Supplemental Submission Regarding the Reasonableness of Their Continued Manatory Detention re <u>9</u> Amended Complaint; (Attachments: # <u>1</u> Exhibit(s) Unpublished Decision, # <u>2</u> Affidavit Declaration of Stanley Ellenberg, # <u>3</u> Affidavit Declaration of Robert Palumbos)(kn,) (Entered: 09/29/2009)
09/29/2009	<u>76</u>	REPLY BRIEF re <u>61</u> MOTION for Reconsideration re <u>56</u> Order on Motion to Withdraw, Order on Motion to Certify Class, Order on Motion for Preliminary

		Injunction,,, filed by Elliot Grenade, Alexander Alli. (Attachments: # <u>1</u> Unpublished Opinion(s) Unpublished Opinions)(Anello, Farrin) (Entered: 09/29/2009)
09/29/2009		DOCKET ANNOTATION: DOCS 74 &75 deleted due to filing error and re-docketed as DOC # 77. (kn,) (Entered: 09/29/2009)
10/06/2009	<u>78</u>	Consent MOTION to Exceed Page Limitation by John P. Torres, William Campbell, Janine Donate, Thomas V. Duran, William F. Juracka, Craig A. Lowe, Ruth Rush, Michael Zenk, Jerry C. Martinez, David Ebbert, R Martinez, Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Proposed Stipulated Order)(Atkinson, Theodore) (Entered: 10/06/2009)
10/06/2009	<u>79</u>	RESPONSE TO PETITION FOR HABEAS CORPUS by John P. Torres, William Campbell, Janine Donate, Thomas V. Duran, William F. Juracka, Craig A. Lowe, Ruth Rush, Michael Zenk, Jerry C. Martinez, David Ebbert, R Martinez, Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol by John P. Torres, William Campbell, Janine Donate, Thomas V. Duran, William F. Juracka, Craig A. Lowe, Ruth Rush, Michael Zenk, Jerry C. Martinez, David Ebbert, R Martinez, Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Exhibit(s) 1 – 19)(Atkinson, Theodore) (Entered: 10/06/2009)
10/07/2009	<u>80</u>	ORDER granting <u>78</u> Motion for Leave to File Excess Pages (eo,) (Entered: 10/07/2009)
10/09/2009	<u>81</u>	ORDER denying <u>61</u> MOTION for Reconsideration re <u>56</u> Order on Motion to Withdraw, Order on Motion to Certify Class, Order on Motion for Preliminary Injunction, filed by Elliot Grenade, Alexander Alli (eo,) (Entered: 10/09/2009)
10/15/2009	<u>82</u>	Consent MOTION to Exceed Page Limitation by Elliot Grenade, Alexander Alli. (Attachments: # <u>1</u> Proposed Order)(Anello, Farrin) (Entered: 10/15/2009)
10/15/2009	<u>83</u>	REPLY BRIEF re <u>82</u> Consent MOTION to Exceed Page Limitation <i>Reply Memorandum re. Reasonableness of Continued Mandatory Detention</i> filed by Elliot Grenade, Alexander Alli. (Attachments: # <u>1</u> Unpublished Opinion(s), # <u>2</u> Affidavit Supplemental Declaration of Stanley Ellenberg, # <u>3</u> Exhibit(s) Alli Exhibits, # <u>4</u> Affidavit Supplemental Declaration of Robert Palumbos, # <u>5</u> Exhibit(s) Grenade Exhibits)(Anello, Farrin) (Entered: 10/15/2009)
10/15/2009	<u>84</u>	ORDER granting <u>82</u> Motion for Leave to File Excess Pages (eo,) (Entered: 10/15/2009)
11/04/2009	<u>85</u>	NOTICE by Elliot Grenade, Alexander Alli <i>of Supplemental Authority</i> (Rabinovitz, Judy) (Entered: 11/04/2009)
11/18/2009	<u>86</u>	NOTICE by Elliot Grenade, Alexander Alli <i>of Supplemental Authority</i> (Rabinovitz, Judy) (Entered: 11/18/2009)
11/20/2009	<u>87</u>	Unpublished Decisions by Elliot Grenade, Alexander Alli. <u>86</u> Notice. (Rabinovitz, Judy) (Entered: 11/20/2009)
01/26/2010	<u>88</u>	SCHEDULING ORDER: Bond Hearings are set for 2/10/2010 10:00 AM in Harrisburg – Courtroom 1 before Honorable John E. Jones III. See order for details. (eo,) (Entered: 01/26/2010)
02/03/2010	<u>89</u>	Praecipe Proposed Writ of Habeas Corpus Ad Testificandum. (Rabinovitz, Judy) (Entered: 02/03/2010)
02/04/2010	<u>90</u>	Writ of Habeas Corpus ad Testificandum Issued as to Elliot Grenade for 2/10/10 at 10:00 a.m. in Courtroom #1. (3 cc's to USM) (eo,) (Entered: 02/04/2010)
02/04/2010	<u>91</u>	MOTION for Reconsideration re <u>88</u> Scheduling Order by John P. Torres, William Campbell, Janine Donate, Thomas V. Duran, William F. Juracka, Craig A. Lowe, Ruth Rush, Michael Zenk, Jerry C. Martinez, David Ebbert, R Martinez, Thomas Decker, Janet Napolitano, Eric Holder, Mary Sabol. (Attachments: # <u>1</u> Exhibit(s) (Exhibits 1 – 3))(Atkinson, Theodore) (Entered: 02/04/2010)
02/09/2010	<u>92</u>	SCHEDULING ORDER: Bond Hearing reset for 2/17/2010 09:30 AM in Harrisburg – Courtroom 1 before Honorable John E. Jones III. (eo,) (Entered: 02/09/2010)

		02/09/2010)
02/09/2010	<u>93</u>	Praecipe Proposed Writ of Habeas Corpus Ad Testificandum. (Rabinovitz, Judy) (Entered: 02/09/2010)
02/12/2010	<u>94</u>	Writ of Habeas Corpus ad Testificandum Issued as to Elliot Grenade for 2/17, 2010 at 9:30 a.m. Courtroom #1 (3 cc's to USM) (eo,) (Entered: 02/12/2010)
02/16/2010	<u>95</u>	Letter from Petitioner <i>requesting permission for witnesses to testify by telephone.</i> (Anello, Farrin) (Entered: 02/16/2010)
02/16/2010	<u>96</u>	BRIEF IN OPPOSITION re <u>91</u> MOTION for Reconsideration re <u>88</u> Scheduling Order MOTION for Reconsideration re <u>88</u> Scheduling Order filed by Elliot Grenade, Alexander Alli. (Attachments: # <u>1</u> Unpublished Opinion(s) 11/9/2009 Occelin v. District Director for ICE)(Rabinovitz, Judy) (Entered: 02/16/2010)
02/16/2010	<u>97</u>	Supplement by Elliot Grenade, Alexander Alli. to <u>96</u> Brief in Opposition, <i>Unpublished Opinion Nunez–Pimentel v. DHS.</i> (Attachments: # <u>1</u> Unpublished Opinion(s) Victor v. Mukasey, # <u>2</u> Unpublished Opinion(s) Sulayao v. Shanahan)(Rabinovitz, Judy) (Entered: 02/16/2010)
02/17/2010	<u>99</u>	COURT REPORTER NOTES OF PROCEEDINGS filed by L. Shuey of stipulation before Judge Jones on 2/17/10. In accordance with 28 U.S.C. Section 753(b), I certify that these original notes are a true and correct record of proceedings in the United States District Court for the Middle District of PA before Judge Jones on 2/17/10. By s/ L. Shuey. (Court Reporter Notes are viewable by court staff only). (ctrep1,) (Entered: 02/17/2010)
02/22/2010	<u>100</u>	ORDER denying <u>91</u> Motion for Reconsideration. See order and transcript for stipulaion. Respondent's status report due by 3/15/2010. (eo,) (Entered: 02/22/2010)
03/12/2010	<u>101</u>	SCHEDULING ORDER: A Telephone Status Conference set for 3/15/2010 at 02:00 PM before Honorable John E. Jones III. Counsel for the Petitioner shall initiate the call.Signed by Honorable John E. Jones, III on 3/12/10. (pw,) (Entered: 03/12/2010)
03/15/2010	<u>102</u>	SCHEDULING ORDER: Telephone Status Conference set for 3/25/2010 11:00 AM before Honorable John E. Jones III. (eo,) (Entered: 03/15/2010)
03/25/2010	<u>104</u>	Letter from Petitioners and Respondents <i>Requesting to Reschedule Telephonic Status Conference.</i> (Rabinovitz, Judy) (Entered: 03/25/2010)
03/25/2010	<u>105</u>	SCHEDULING ORDER: The telephonic status conference scheduled for 3/25/10 at 11:00 a.m. is CANCELLED. A Telephone Status Conference is re–set for 4/5/2010 at 01:30 PM beore Honorable John E. Jones III. Counsel for petitioner shall initiate the call.Signed by Honorable John E. Jones, III on 3/25/10. (pw,) (Entered: 03/25/2010)
04/05/2010	<u>107</u>	ORDER DISMISSING CASE (eo,) (Entered: 04/05/2010)
05/04/2010	<u>108</u>	NOTICE OF APPEAL in by Elliot Grenade, Alexander Alli. Filing Fee and Docket Fee PAID. Filing fee \$ 455, receipt number 0314000000001869893. Court Reporter Joan D. Steinbach. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. (Schmidt, Thomas) (Entered: 05/04/2010)
05/05/2010		TPO (TRANSCRIPT PURCHASE ORDER) SENT to Attorney Thomas Schmidt re <u>108</u> Notice of Appeal. (ch1) (Entered: 05/05/2010)
05/07/2010	<u>109</u>	USCA Case Number 10–2297 for <u>108</u> Notice of Appeal, filed by Elliot Grenade, Alexander Alli. USCA Case Manager Desiree White–Banks (DOCUMENT IS RESTRICTED AND CAN ONLY BE VIEWED BY COURT STAFF). (White Banks, Desiree) (Entered: 05/07/2010)
05/18/2010	<u>110</u>	TRANSCRIPT PURCHASE ORDER REQUEST by Elliot Grenade, Alexander Alli (Schmidt, Thomas) (Entered: 05/18/2010)

05/20/2010		Supplemental Record on Appeal transmitted to US Court of Appeals re <u>110</u> TPO (Transcript Purchase Order Request) Filed, <u>108</u> Notice of Appeal,. Documents and Docket Sheet available through ECF. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. (ch1) (Entered: 05/20/2010)
06/21/2011	<u>111</u>	JUDGMENT of USCA (certified copy) as to <u>108</u> Notice of Appeal, filed by Elliot Grenade, Alexander Alli (White Banks, Desiree) (Entered: 06/21/2011)
06/21/2011	<u>112</u>	SCHEDULING ORDER: Telephone Status Conference set for 8/9/2011 09:00 AM before Honorable John E. Jones III. Counsel for the Petitioners shall initiate the call to Chambers at (717) 221-3986. When the call is placed, all counsel shall be on the line and prepared to proceed (eo,) (Entered: 06/21/2011)
08/08/2011	<u>113</u>	STIPULATION TO CONTINUE STATUS CONFERENCE by William Campbell, Thomas Decker, Janine Donate, David Ebbert, Elliot Grenade, Eric Holder, William F. Juracka, Craig A. Lowe, Jerry C. Martinez, R Martinez, Janet Napolitano, Ruth Rush, Mary Sabol, John P. Torres, Michael Zenk. (Attachments: # <u>1</u> Proposed Stipulated Order)(Atkinson, Theodore) (Entered: 08/08/2011)
08/08/2011	<u>114</u>	SCHEDULING ORDER Telephone Status Conference reset for 9/29/2011 01:30 PM before Honorable John E. Jones III. (eo,) (Entered: 08/08/2011)
09/28/2011	<u>115</u>	STIPULATION re <u>114</u> Scheduling Order, Order Cancelling Deadline by Alexander Alli, Elliot Grenade. (Attachments: # <u>1</u> Proposed Order)(Rabinovitz, Judy) (Entered: 09/28/2011)
09/29/2011	<u>116</u>	SCHEDULING ORDER: Telephone Status Conference set for 10/20/2011 01:30 PM before Honorable John E. Jones III. (eo,) (Entered: 09/29/2011)
09/29/2011	<u>117</u>	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Michael Tan on behalf of Alexander Alli, Elliot Grenade Attorney Michael Tan is seeking special admission. Filing fee \$ 50, receipt number 0314-2293732.. (Tan, Michael) (Entered: 09/29/2011)
09/29/2011		DOCKET ANNOTATION: Verified NY active status of attorney Tan and verified PA active status of attorney Burch. (ch1) (Entered: 09/29/2011)
09/30/2011	<u>118</u>	SPECIAL ADMISSIONS FORM APPROVED as to Michael Tan (eo,) (Entered: 09/30/2011)
10/05/2011	<u>119</u>	MANDATE of USCA as to <u>108</u> Notice of Appeal, filed by Elliot Grenade, Alexander Alli (Attachments: # <u>1</u> Precedential_ Opinion)(White Banks, Desiree) (Entered: 10/05/2011)
10/20/2011	<u>120</u>	ORDER – Petitioners–Plaintiffs SHALL file their Motion to Amend the Complaint within thirty (30) days from today's date. (eo,) (Entered: 10/20/2011)
11/18/2011	<u>122</u>	MOTION for Extension of Time to Amend <i>Complaint</i> by Alexander Alli, Elliot Grenade. (Attachments: # <u>1</u> Exhibit(s) Exhibit A: Declaration of Valerie Burch, # <u>2</u> Proposed Order Proposed Order)(Rabinovitz, Judy) (Entered: 11/18/2011)
11/21/2011	<u>123</u>	ORDER granting <u>122</u> Motion for Extension of Time to Amend Complaint by 12/21/11. (eo,) (Entered: 11/21/2011)
12/21/2011	<u>124</u>	NOTICE of Voluntary Dismissal by Alexander Alli, Elliot Grenade (<i>Joint Stipulation</i>) (Rabinovitz, Judy) (Entered: 12/21/2011)