

CLOSED

U.S. District Court
Northern District of Alabama (Northeastern)
CIVIL DOCKET FOR CASE #: 5:92-cv-00058-ELN-RR

Loyd, et al v. Thigpen, et al
Assigned to: Judge Edwin L Nelson
Referred to: Magistrate-Judge Robert R Armstrong
Demand: \$0
Case in other court: Middle District, 91-01355
Cause: 42:1983 Civil Rights Act

Date Filed: 01/09/1992
Jury Demand: Defendant
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Jeffrey Loyd

represented by **Barry J Fisher**
SOUTHERN CENTER FOR HUMAN
RIGHTS
y
83 Poplar Street NW
Atlanta, GA 30303-2122
1-404-688-1202
TERMINATED: 04/26/1995

Lynnae F Thandiwe
SOUTHERN CENTER FOR HUMAN
RIGHTS
83 Poplar Street NW
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1-404-688-1202
Fax: 1-404-688-9440 fax
TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Bruce Capshaw

represented by **Lynnae F Thandiwe**
(See above for address)
TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Larry Dempsey

represented by **Lynnae F Thandiwe**
(See above for address)
TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Perry Esslinger

represented by **Lynnae F Thandiwe**
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TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Undral Davis

represented by **Lynnae F Thandiwe**
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Plaintiff

Gary Bryant

represented by **Lynnae F Thandiwe**
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TERMINATED: 10/30/1996
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Plaintiff

Calvin Evans

represented by **Lynnae F Thandiwe**
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TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Thomas Paschal

represented by **Lynnae F Thandiwe**
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TERMINATED: 10/30/1996
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Plaintiff

Phillip Clanton

represented by **Lynnae F Thandiwe**
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TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Joseph Marsh

*individually and on behalf of all inmates in
the Jackson County Jail in Scottsboro,
Alabama*

represented by **Lynnae F Thandiwe**
(See above for address)
TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Jesse Grider

represented by **Barry J Fisher**
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TERMINATED: 04/26/1995
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ATTORNEY TO BE NOTICED

Lynnae F Thandiwe
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TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Joey Miller

represented by **Barry J Fisher**
(See above for address)
TERMINATED: 04/26/1995
ATTORNEY TO BE NOTICED

Christopher M Johnson
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ATTORNEY TO BE NOTICED

Lynnae F Thandiwe
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TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

Plaintiff

Brad Waldrop

represented by **Barry J Fisher**
(See above for address)
TERMINATED: 04/26/1995
ATTORNEY TO BE NOTICED

Christopher M Johnson
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ATTORNEY TO BE NOTICED

Lynnae F Thandiwe
(See above for address)
TERMINATED: 10/30/1996
ATTORNEY TO BE NOTICED

V.

Defendant

Morris Thigpen

Commissioner of the Alabama Department
of Corrections in his official capacity

TERMINATED: 07/28/1994

represented by **Andrew W Redd**

ALABAMA DEPARTMENT OF
CORRECTIONS LEGAL DIVISION

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TERMINATED: 07/28/1994

ATTORNEY TO BE NOTICED

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TERMINATED: 07/28/1994

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TERMINATED: 07/28/1994

ATTORNEY TO BE NOTICED

Defendant

Alabama Department of Corrections

represented by **Andrew W Redd**

(See above for address)

ATTORNEY TO BE NOTICED

Ellen R Leonard

(See above for address)

ATTORNEY TO BE NOTICED

Harry A Lyles

(See above for address)

TERMINATED: 08/08/1994

ATTORNEY TO BE NOTICED

Defendant

Jackson County*TERMINATED: 11/07/1994*represented by **Gerald R Paulk**

GERALD R PAULK PC
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ATTORNEY TO BE NOTICED

Jack Livingston

JACK LIVINGSTON PC
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TERMINATED: 08/24/1992
ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Defendant**Houston Kennemer***TERMINATED: 11/07/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED***Defendant****Calvin Durham***TERMINATED: 07/28/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Defendant****Bill Payne***TERMINATED: 07/28/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Defendant****Marvin Wells***TERMINATED: 07/28/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Defendant****Mike Wells***Sheriff of Jackson County in his official capacity**TERMINATED: 11/07/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED*

Kendrick E Webb

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED***Defendant****James Nevels***Head Jailer Jackson County Jail in his
official capacity**TERMINATED: 07/28/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Defendant****Lyle Haas***Administrator Jackson County Department
Health in his official capacity*represented by **Tamara Y Lee**SOUTHERN DEVELOPMENT
COUNCIL INC

4101-C Wall Street

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*TERMINATED: 03/27/2000**ATTORNEY TO BE NOTICED***Ashley H Hamlett**ALABAMA DEPARTMENT OF PUBLIC
HEALTH

Office of General Counsel

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*ATTORNEY TO BE NOTICED***Defendant****Tommy Herring***Commissioner Alabama Department of
Corrections**TERMINATED: 03/17/1995*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 03/17/1995**ATTORNEY TO BE NOTICED***Ellen R Leonard**

(See above for address)

*TERMINATED: 03/17/1995**ATTORNEY TO BE NOTICED***Harry A Lyles**

(See above for address)
TERMINATED: 08/08/1994
ATTORNEY TO BE NOTICED

Defendant

O Z Brown

TERMINATED: 11/07/1994

represented by **Daryl L Masters**
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Kendrick E Webb
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Defendant

Ralph Eustace

Jackson County Commissioners

TERMINATED: 11/07/1994

represented by **Daryl L Masters**
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Kendrick E Webb
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Defendant

Buddy Harris

Jackson County Commissioner

TERMINATED: 11/07/1994

represented by **Daryl L Masters**
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Kendrick E Webb
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Defendant

Eddie Smith

Jackson County Commissioner

TERMINATED: 11/07/1994

represented by **Daryl L Masters**
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Kendrick E Webb
(See above for address)
TERMINATED: 11/07/1994
ATTORNEY TO BE NOTICED

Defendant

J D Atkins

Jackson County Commissioner

represented by **Daryl L Masters**

(See above for address)

TERMINATED: 03/16/1999

ATTORNEY TO BE NOTICED

Kendrick E Webb

(See above for address)

ATTORNEY TO BE NOTICED

Defendant

Ron Jones

Commissioner

represented by **Andrew W Redd**

(See above for address)

ATTORNEY TO BE NOTICED

Ellen R Leonard

(See above for address)

ATTORNEY TO BE NOTICED

Harry A Lyles

(See above for address)

ATTORNEY TO BE NOTICED

Cross Claimant

Jackson County

TERMINATED: 11/07/1994

represented by **Gerald R Paulk**

(See above for address)

TERMINATED: 11/07/1994

ATTORNEY TO BE NOTICED

Jack Livingston

(See above for address)

TERMINATED: 11/07/1994

ATTORNEY TO BE NOTICED

Daryl L Masters

(See above for address)

TERMINATED: 11/07/1994

ATTORNEY TO BE NOTICED

Kendrick E Webb

(See above for address)

TERMINATED: 11/07/1994

ATTORNEY TO BE NOTICED

Gary W Lackey

(See above for address)

ATTORNEY TO BE NOTICED

Cross Claimant

Houston Kennemer*TERMINATED: 11/07/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED***Cross Claimant****Calvin Durham***TERMINATED: 07/28/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Cross Claimant****Bill Payne***TERMINATED: 07/28/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Cross Claimant****Marvin Wells***TERMINATED: 07/28/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Kendrick E Webb**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Cross Claimant****Mike Wells***TERMINATED: 11/07/1994*represented by **Daryl L Masters**

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED*

Kendrick E Webb

(See above for address)

*TERMINATED: 11/07/1994**ATTORNEY TO BE NOTICED*

V.

Cross Defendant**Morris Thigpen***TERMINATED: 07/28/1994*represented by **Andrew W Redd**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Ellen R Leonard**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Harry A Lyles**

(See above for address)

*TERMINATED: 07/28/1994**ATTORNEY TO BE NOTICED***Cross Defendant****Alabama Department of Corrections**represented by **Andrew W Redd**

(See above for address)

*ATTORNEY TO BE NOTICED***Ellen R Leonard**

(See above for address)

*ATTORNEY TO BE NOTICED***Harry A Lyles**

(See above for address)

*TERMINATED: 08/08/1994**ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
01/09/1992	1	ORIGINAL file, certified copy of transfer order and docket sheet Middle District of Alabama with motion for class certification attached. filed (MAA) Modified on 06/11/1992 (Entered: 01/09/1992)
01/09/1992		MOTION by plaintiff for order allowing access to Jackson County Jail between 6:00 a.m. and 12 Midnight 1/15/92 filed cs (MAA) (Entered: 01/09/1992)
01/20/1992		0 - ORDER denying motion for order allowing access to Jackson County Jail between 6:00 a.m. and 12 Midnight 1/15/92 [0-1] (by Judge Edwin L. Nelson)

		entered cm (MAA) (Entered: 01/21/1992)
01/27/1992	2	MOTION for attorney Barry Fisher to appear pro hac vice filed cs (TLM) (Entered: 01/27/1992)
01/28/1992	3	ORDER granting motion for attorney Barry Fisher to appear pro hac vice [2-1] subject to payment of the required fee filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 01/28/1992)
02/04/1992	4	ORDER -it is hereby ORDERED, ADJUDGED and DECREED that the stay entered by US Magistrate Judge Charles Coody on 11/21/91 should be and it hereby is DISSOLVED, def shall file answer or motion within 30 days filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 02/04/1992)
02/06/1992		PRO HAC VICE admission fee paid on 2/6/92 receipt # 200 66654 for Barry Fisher (MAA) (Entered: 02/07/1992)
03/05/1992	5	ANSWER by defendant James Nevels, defendant Marvin Wells; jury demand filed cs (TLM) (Entered: 03/09/1992)
03/05/1992	6	ANSWER by defendant Jackson County, defendant Houston Kennemer, defendant Calvin Durham, defendant Bill Payne, defendant Marvin Wells; jury demand filed cs (TLM) (Entered: 03/09/1992)
03/05/1992	7	SUGGESTION of death by defendant Jackson County, defendant Houston Kennemer, defendant Calvin Durham, defendant Bill Payne, defendant Marvin Wells as to defendant James Nevels cs (TLM) (Entered: 03/09/1992)
03/05/1992	8	MOTION by defendant Houston Kennemer, defendant Jackson County, defendant Calvin Durham, defendant Bill Payne, defendant Marvin Wells to dismiss , or in the alternative for more definite statement filed cs (TLM) (Entered: 03/09/1992)
03/05/1992	9	MOTION by defendant Calvin Durham, defendant James Nevels to dismiss , or in the alternative for more definite statement filed cs (TLM) (Entered: 03/09/1992)
03/12/1992	10	ANSWER by defendant Morris Thigpen, defendant AL Dept Corrections filed cs (TLM) (Entered: 03/12/1992)
03/12/1992	11	MOTION by defendant Morris Thigpen, defendant AL Dept Corrections to extend time filed cs (TLM) (Entered: 03/12/1992)
03/13/1992	12	ORDER (Submission) that the motions to dismiss [9-1] is submitted 4/24/92, ; affidavits and briefs to be filed by 3/26/92, Responsive Brfs Due by 4/6/92, Reply Brfs Due by 4/11/92 , filed (Judge Robert B. Propst) motion docket is set 4/24/92 cm (MAA) (Entered: 03/13/1992)
03/13/1992	13	ORDER granting motion to extend time ,defendants hereby ORDERED to respond to pla's interrogatories and requests for production within 30 days [11-1] filed (by Judge Robert B. Propst) cm (MAA) (Entered: 03/13/1992)
03/16/1992	14	ANSWER by defendant Lyle Haas filed cs (MAA) (Entered: 03/16/1992)
03/16/1992	15	MOTION by defendant Lyle Haas to extend time 30 days to respond to interrogatories and production of documents filed cs (MAA) (Entered:

		03/16/1992)
03/17/1992	16	ANSWER (amended) by defendant Lyle Haas filed c (MAA) (Entered: 03/17/1992)
03/22/1992		15 - ORDER granted so ordered motion to extend time 30 days to respond to interrogatories and production of documents [15-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 03/23/1992)
03/23/1992	17	OPPOSITION by plaintiffs to dft's motion to extend time 30 days to respond to interrogatories and production of documents [15-1] filed cs (SLF) (Entered: 03/23/1992)
04/02/1992	18	MOTION by plaintiffs for order requiring defendants to show cause why plaintiffs should not be permitted to interview non-party witnesses filed cs (MAA) (Entered: 04/02/1992)
04/06/1992	19	ORDER (Scheduling) that the discovery deadline is 12/15/92 by Judge Edwin L. Nelson entered cm (TLM) (Entered: 04/06/1992)
04/09/1992	20	ORDER denying motion for order requiring defendants to show cause why plaintiffs should not be permitted to interview non-party witnesses [18-1] as set out in order filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 04/09/1992)
04/14/1992	21	MOTION by defendant Morris Thigpen, defendant AL Dept Corrections to produce documents filed cs (MAA) (Entered: 04/14/1992)
04/15/1992	22	CROSSCLAIM by defendant Jackson County, defendant Houston Kennemer, defendant Calvin Durham, defendant Bill Payne, defendant Marvin Wells, defendant Mike Wells against defendant Morris Thigpen, defendant AL Dept Corrections filed cs (MAA) (Entered: 04/17/1992)
04/27/1992	23	MEMORANDUM opinion filed (by Judge Edwin L. Nelson) cm (TLM) (Entered: 04/27/1992)
04/27/1992	24	ORDER denying motion to dismiss [9-1] denying motion to dismiss [8-1] denying motion for more definite statement [8-2] denying motion for more definite statement [9-2] filed (by Judge Edwin L. Nelson) cm (TLM) (Entered: 04/27/1992)
05/18/1992	25	AFFIDAVIT of Michelle Stone filed (MAA) (Entered: 05/18/1992)
05/19/1992	26	MOTION by plaintiff to extend time to respond to dfts first discovery request filed cs (TLM) (Entered: 05/19/1992)
05/19/1992		26 - ORDER granting motion to extend time [26-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 05/20/1992)
06/03/1992	27	RESPONSE by defendants to plaintiffs opposition to discovery request [17-1] filed cs (SLF) (Entered: 06/03/1992)
06/10/1992	28	ORDER ; Hearing on class certification to be held on 9:00 6/30/92 second floor courtroom of US Courthouse, 101 Holmes Avenue NE Huntsville, Alabama filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 06/10/1992)
06/25/1992	29	MOTION by plaintiff to add plas and notice of add'l and evidentiary material filed cs (TLM) (Entered: 06/25/1992)

06/30/1992		29 - ORDER granting motion to add plas,Jesse Grider,Joey Miller and Brad Waldrop [29-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 07/06/1992)
07/06/1992	30	AFFIDAVIT of Joey Miller with declaration in support of request to proceed ifp attached filed (MAA) (Entered: 07/06/1992)
07/06/1992	31	AFFIDAVIT of Brad Waldrop with declaration in support of request to proceed ifp attached filed (MAA) (Entered: 07/06/1992)
07/06/1992	32	AFFIDAVIT of Jesse Grider with declaration in support of request to proceed ifp attached filed (MAA) (Entered: 07/06/1992)
07/06/1992	33	AFFIDAVIT of Deborah King filed (MAA) (Entered: 07/06/1992)
07/06/1992	34	ORDER that request by pla for class certification should be and the same is hereby GRANTED filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 07/06/1992)
07/06/1992	35	AFFIDAVIT of Toby Lambert in support of motion for certification of the class filed in MD AL, DEEMED FILED 06/30/92 in open court - cs (SNH) (Entered: 07/06/1992)
07/06/1992	36	AFFIDAVIT of Terry Manning filed in support of the motion for class ceritfication, filed in the MD AL, DEEMED FILED 6/30/92 cs (SNH) (Entered: 07/06/1992)
07/06/1992	37	AFFIDAVIT of Benny Owens filed in support of motion for class certification, filed in MD AL, DEEMED FILED 6/30/92 cs (SNH) (Entered: 07/06/1992)
07/06/1992	38	AFFIDAVIT of Randy Bailey in support of motion for class certification, filed in MD AL, DEEMED FILED 6/30/92 in open court cs (SNH) (Entered: 07/06/1992)
07/06/1992	39	AFFIDAVIT of Thomas Paschal in support of motion for class certification, DEEMED FILED IN THE MIDDLE DISTRICT OF ALABAMA 11/6/91, cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	40	AFFIDAVIT of Joseph Marsh filed in support of the motion for class certification deemed filed in the Middle District of Alabama 11/6/91 cs filed at the direction of the Court (SNH) (Entered: 07/06/1992)
07/06/1992	41	AFFIDAVIT of Jeffrey Loyd in support of motion for class certification deemed filed in the Middle District of Alabama 11/6/91 filed cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	42	AFFIDAVIT of Tim London in support of motion for class certification deemed filed 11/6/91 in the Middle District of Alabama filed cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	43	AFFIDAVIT of Jerry Harmon in support of motion for class certification, deemed filed in the Middle District of Alabama 11/6/91 filed cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	44	AFFIDAVIT of Bobby Fennell in support of motion for class certification deemed filed in the Middle District of Alabama 11/6/91 filed cs filed at the

		direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	45	AFFIDAVIT of Perry Eslinger in support of motion for class certification deemed filed 11/6/91 in the Middle District of Alabama filed cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	46	AFFIDAVIT of Larry Dempsey in support of motion for class certification deemed filed 11/6/91 in the Middle District of Alabama filed cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	47	AFFIDAVIT of Undral Davis in support of motion for class certification deemed filed 11/6/91 in the Middle District of Alabama filed cs filed at the direction of the Court (SNH) (Entered: 07/06/1992)
07/06/1992	48	AFFIDAVIT of Philip Clanton in support of motion for certification of class deemed filed in the Middle District of Alabama 11/6/91 filed cs filed at the direction of the Court (SNH) (Entered: 07/06/1992)
07/06/1992	49	AFFIDAVIT of Bruce Capshaw in support of motion for class certification deemed filed 11/6/91 in the Middle District of Alabama filed cs filed at the direction of the Court (SNH) (Entered: 07/06/1992)
07/06/1992	50	AFFIDAVIT of Gary Bryant in support of motion for class certification filed in the Middle District of Alabama deemed filed 11/6/91 filed cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	51	AFFIDAVIT of Deborah Barton in support of motion for class certification filed in the Middle District of Alabama, deemed filed 11/6/91 filed cs filed at the direction of the court (SNH) (Entered: 07/06/1992)
07/06/1992	52	AFFIDAVIT of Calvin Evans deemed filed 11/6/91 in support of motion for class certification filed in MD of AL filed at the direction of the court. filed cs (MAA) (Entered: 07/06/1992)
08/10/1992	53	MOTION by plaintiffs for order requiring defendants to post notice of class action lawsuit in Jackson County jail filed cs (MAA) (Entered: 08/10/1992)
08/20/1992		53 - ORDER denying motion for order requiring defendants to post notice of class action lawsuit in Jackson County jail [53-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 08/20/1992)
08/21/1992	54	MOTION by defendant Jackson County to withdraw Jack Livingston as attorney filed cs (MAA) (Entered: 08/24/1992)
08/24/1992		54 - ORDER granting motion to withdraw Jack Livingston as attorney [54-1] for Jackson County (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 08/24/1992)
11/18/1992	55	MOTION by plaintiff to extend time discovery deadline to 1/15/93 deemed filed 11/13/92 filed cs (MAA) Modified on 11/18/1992 (Entered: 11/18/1992)
11/19/1992	56	ORDER ; Discovery cutoff for depositions extended to 1/15/93 filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 11/19/1992)
11/23/1992	57	MOTION by defendants Mike Wells, Jackson County and Jackson County Commission to compel responses to discovery requests filed cs with exhibits

		attached (KAM) (Entered: 11/23/1992)
11/23/1992	58	MOTION by defendants Jackson County, Jackson County Commission and Mike Wells for sanctions for the pla's failure to attend depositions filed cs (KAM) (Entered: 11/23/1992)
11/25/1992	59	ORDER denying motion for sanctions for the pla's failure to attend depositions [58-1] granting in part and denying in part motion to compel responses to discovery requests [57-1] as set out. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 11/25/1992)
11/27/1992	60	RESPONSE by plaintiffs to Jackson County and Mike Well's motion to compel responses to discovery requests [57-1] filed cs (MAA) (Entered: 11/30/1992)
11/27/1992	61	RESPONSE by plaintiff to def's motions for sanctions filed cs (MAA) (Entered: 11/30/1992)
12/07/1992	62	MOTION by plaintiff to compel discovery with appendix A-K attached re: jail records filed (KAM) Modified on 12/08/1992 (Entered: 12/07/1992)
12/09/1992	63	MOTION by defendant Mike Wells, defendant Jackson County to strike or in the alternative to deny pla's motion to compel discovery filed cs (MAA) (Entered: 12/09/1992)
12/16/1992	64	MOTION by defendant Mike Wells, defendant Jackson County for order for appointment of third-party mediator filed cs (MAA) (Entered: 12/16/1992)
12/16/1992	65	ORDER -The court will hear argument and rule upon motion to compel at 8:00 a.m. on 1/15/93 filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 12/16/1992)
12/21/1992	66	ORDER -Any party may respond in writing to the defendants' motion for appointment of independent mediator to assist in settlement discussions within 11 days. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 12/21/1992)
01/04/1993	67	RESPONSE by plaintiffs to def' s motion for order for appointment of third-party mediator [64-1] filed cs (MAA) (Entered: 01/04/1993)
01/08/1993	68	MOTION by plaintiff for protective order to prevent witnesss from traveling filed cs (MAA) (Entered: 01/08/1993)
01/11/1993		68 - ORDER granting motion for protective order to prevent witnesss from traveling [68-1]Rule 26 (B)(4)(A) (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 01/12/1993)
01/12/1993	69	ORDER -It is hereby ORDERED that this matter be referred to the Honorable Robert Armstrong for the limited purpose of conducting settlement proceedings among the parties as set out. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 01/12/1993)
01/13/1993	70	MOTION by defendant Mike Wells, defendant Houston Kennemer for protective order filed cs (MAA) (Entered: 01/13/1993)
01/15/1993	71	MOTION by defendant Lyle Haas to extend time to file dispositive motions filed cs (MAA) (Entered: 01/15/1993)

01/15/1993	72	ORDER denying motion to strike or in the alternative to deny pla's motion to compel discovery [63-1] granting motion to compel discovery with appendix A-K attached [62-1]as set out filed Def shall pay \$500 to pla's counsel for unsuccessfully opposing pla's motion and an additional \$500 for having unsuccessfully brought the motion for a protective order. Total sanctions in the sum of \$1000. (by Judge Edwin L. Nelson) cm (MAA) Modified on 01/15/1993 (Entered: 01/15/1993)
01/15/1993		70 - ORDER denying motion for protective order [70-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 01/15/1993)
01/15/1993	73	MOTION by defendant James Nevels, defendant Mike Wells, defendant Marvin Wells, defendant Calvin Durham, defendant Houston Kennemer, defendant Jackson County for partial summary judgment filed cs (MAA) (Entered: 01/19/1993)
01/19/1993		71 - ORDER denying motion to extend time to file dispositive motions [71-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 01/19/1993)
01/20/1993	74	ORDER denying motion for partial summary judgment [73-1] filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 01/20/1993)
02/18/1993	75	MOTION by plaintiff to continue trial on or after May 1, 1993 and May 15, 1993 respectively. filed cs (MAA) (Entered: 02/18/1993)
02/18/1993	76	ORDER granting motion to continue trial on or after May 1, 1993 and May 15, 1993 respectively. [75-1]Trial of this action will be set to commence after 6/1/93 and the pretrial conference will be rescheduled accordingly. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 02/18/1993)
03/17/1993	77	MOTION (joint) by defendant,pla for order of class notice filed (MAA) (Entered: 03/18/1993)
06/18/1993	78	MOTION by plaintiff for order for court to order class notice and schedule settlement hearing pursuant to FRCP 23(e) and OPPOSITION to further delay occasioned by court's inquiry into fairness of consent decree to county dfts filed cs (KAM) (Entered: 06/21/1993)
09/19/1993		78 - ORDER denied w/o prejudice to renewal motion for order for court to order class notice and schedule settlement hearing [78-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 09/21/1993)
11/08/1993	79	ORDER-Pursuant to provisions of Federal Rules of Evidence it is hereby ORDERED that William E. Osterhoff, PhD, Professor, Justice and Public Safety, Auburn University at Montgomery, 7300 University Drive, Montgomery, AL 36117-3596 be and he hereby is APPOINTED as an expert witness to advise the court with regard to the proposed decree which has been submitted by parties in this action. The court shall hold a hearing at 8:00 a.m. Friday, 12/10/93, Courtroom 7B, Hugo L. Black U.S. Courthouse, 1729 Fifth Avenue North, Bham, Al 35203 for the purpose of planning a schedule for the completion of Dr. Osterhoff's work. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 11/08/1993)
12/10/1993		COURTROOM NOTES: HEARING re: proposed consent decree (Penny Enoch, rptr.) (SMH) (Entered: 12/10/1993)

12/13/1993	80	ORDER -Consistent with the court's announcement in open court this date it is hereby ORDERED that William E. Osterhoff, Ph.D shall on or before Tuesday, 1/18/94 submit to the court a plan to accomplish the evaluation and submit a recommendation to the court concerning the proposed consent decree in this action. Further, Dr. Osterhoff is authorized to submit monthly statements for his expenses and services at the rate of \$95.00 per hour to the Jackson County Commission within 45 days. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 12/13/1993)
01/19/1994	81	ORDER -Any party may file response to Dr. Osterhoff's proposed plan attached to order by Thursday 1/27/94. In the absence of any comments or objections the court will direct Dr. Osterhoff to proceed as proposed by him. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 01/19/1994)
01/31/1994	82	RESPONSE by plaintiff to order [81-1] filed v (MAA) (Entered: 01/31/1994)
01/31/1994	83	ORDER -The court has considered the objections of plaintiffs to proposal of Dr. William E. Osterhoff and finds they are not well taken. Accordingly it is hereby ORDERED that Dr. Osterhoff undertake his mission in accord with his proposal as set out in his letter of 1/13/94 and file his report and recommendations on or before the close of business on 5/2/94. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 01/31/1994)
06/09/1994	84	ORDER ; Status Conference set for 9:00 7/26/94 with regard to proposed consent decree Room 786 Hugo L. Black U. S. Courthouse. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 06/10/1994)
06/23/1994	85	ORDER -It is hereby ORDERED that a copy of Dr. Osterhoff's report be filed in the record in this action and that copies be served on counsel for each of the parties (report attached herewith) filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 06/23/1994)
07/13/1994	86	TRANSCRIPT of proceedings had before Judge Edwin L. Nelson on 12/10/93 , filed - Court Reporter Penny L. Enoch (MAA) (Entered: 07/14/1994)
07/28/1994	87	ORDER Pursuant to Rule 25 (d)(1) FRCP parties are hereby substituted as set out in order. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 07/28/1994)
08/02/1994	88	MOTION by defendant AL Dept Corrections to withdraw attorney Harry A. Lyles filed cs (MAA) (Entered: 08/02/1994)
08/08/1994		88 - ORDER granting motion to withdraw attorney Harry A. Lyles [88-1] for Tommy Herring, for AL Dept Corrections, (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 08/08/1994)
09/16/1994	89	ORDER ; Status Conference set for 10:30 a.m. Wednesday, 9/28/94 before the undersigned, Room 786 Hugo L. Black U. S. Courthouse. All parties are ORDERED to attend with counsel filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 09/16/1994)
09/28/1994	90	ORDER ; Partial class settlement hearing to be held at 9:00 11/2/04 at the U.S. Courthouse 101 Holmes Avenue N.E., Huntsville, AL. Obj to proposed settlement will be considered if filedl in writing on or before Wednesday, 10/26/94.Parties shall not later than 10/12/94 cause to be delivered to each inmate at the Jackson County Jail and thereafter to each person placed in that facility a

		notice in substantially the same form as Attachment A hereto, and shall be published one each week for 3 weeks in a newspaper of general circulation in Jackson County. (by Judge Edwin L. Nelson) cm (MAA) Modified on 09/28/1994 (Entered: 09/28/1994)
10/05/1994	91	ORDER -Because of an error in Attachment A to the order of 9/28/94 it is hereby ORDERED that that attachment be replaced with the enclosed corrected Attachment A. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 10/05/1994)
10/24/1994	92	NOTICE of compliance by cross-claimant (Jackson County, Alabama jail) of notice of proposed partial class settlement was delivered to each inmate of the jail on 10/11/94. with filed cs (MAA) (Entered: 10/24/1994)
11/07/1994	93	ORDER -(Approving and adopting consent decree)The partial settlement between plaintiff class and the settling defendants is, after hearing, determined to be fair, reasonable and in the best interests of the plaintiff class. It is therefore, approved. Defendants who have entered into settlement are Jackson County, Jackson County Commission, commission members Houston Kennemer, Ralph Eustace, Buddy Harris, Eddie Smith, Sheriff Mike Wells, Jackson County Jail Administrator O.Z. Brown.(copy of consent decree attached) filed (by Judge Edwin L. Nelson) cm (MAA) Modified on 12/06/1994 (Entered: 11/07/1994)
11/07/1994		DOCKET modification (utility event) terminating party Buddy Harris, party Ralph Eustace, party O Z Brown, party Jackson County, party Houston Kennemer, party Jackson County, party Houston Kennemer, party Mike Wells, party Mike Wells, party Eddie Smith (MAA) (Entered: 11/07/1994)
12/06/1994	94	NOTICE regarding duties and responsibilities of neutral court appointed monitor in response to request of 11/2/94.filed by William E Osterhoff (MAA) (Entered: 12/06/1994)
12/06/1994	95	ORDER -In accord with paragraph 139 of the order approving and implementing Consent Decree it is hereby ORDERED that William E. Osterhoff,Ph.D., Professor, Justice and Public Safety, Auburn University is APPOINTED to monitor compliance with said order and consent decree with all rights, duties and privileges appertaining to such appointment and shall file quarterly compliance reports as set out. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 12/06/1994)
01/12/1995	96	ORDER -PERMANENT INJUNCTION- ORDERED, AJUDGED and DECREED that every inmate housed at the Jackson County Jail, old and new shall within 30 days of date necessary documents have been completed be transferred to the custody of the Alabama Department of Corrections. The Commissioner of the Alabama Dept of Corrections and those working under his control and his successors in office are DIRECTED and ORDERED to accept each inmate and to pay \$50.00 per day for each day over 30 days such inmate has remained in the Jackson County, Alabama jail.filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 01/12/1995)
01/27/1995	97	ORDER ;Sheriff Mike Wells is hereby ordered to post the attached class notice on or before 2/6/95 at the Jackson County Jail in each of the jail cells and the booking area; obj by 3/9/95. Hearing on proposed consent order to be held on 9:00 3/16/95 at the Federal Courthouse in Birmingham, Alabama. filed (by

		Judge Edwin L. Nelson) cm (MAA) (Entered: 01/27/1995)
03/16/1995		COURTROOM NOTES: HEARING (ELN) on proposed consent decree between pltf's, DOC and health dept.; written orders to be entered by the court (PE, rprr.) (SMH) (Entered: 03/16/1995)
03/17/1995	98	ORDER substituting Ron Jones as Commissioner of the AL Dept of Corrections for Tommy Herring terminating party Tommy Herring filed (by Judge Edwin L. Nelson) cm (KAM) (Entered: 03/17/1995)
03/17/1995	99	ORDER approving and adopting the consent decree; the partial settlement is approved; the consent decree is adopted; the court shall retain jurisdiction for the purpose of enforcing the decree terminating case filed (by Judge Edwin L. Nelson cm (KAM) (Entered: 03/17/1995)
03/24/1995	100	ORDER in accordance with the consent decree the Dept of Corrections and the Dept of Public Health is order each to pay Southern Center of Human Rights the sum of \$5,000.00 filed (by Judge Edwin L. Nelson) cm (KAM) (Entered: 03/24/1995)
04/10/1995	101	NOTICE of compliance by William E Osterhoff with order of 12/6/94 (monitor's report)[95-1] filed (MAA) (Entered: 04/10/1995)
04/25/1995	102	MOTION by plaintiff to withdraw attorney Barry Fisher filed cs (MAA) (Entered: 04/25/1995)
04/26/1995	103	ORDER granting motion to withdraw attorney Barry Fisher [102-1] for Jeffrey Loyd, for Jesse Grider, for Joey Miller, for Brad Waldrop filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 04/26/1995)
07/27/1995	104	Monitor's report from "Jackson County Sheriff's Department Jail Policy and Procedure Manual". filed by William E Osterhoff (MAA) (Entered: 07/27/1995)
10/27/1995	105	NOTICE of compliance (monitor's report) by miscellaneous William E Osterhoff with order of 12/6/95.[95-1] filed (MAA) (Entered: 10/28/1995)
02/23/1996	106	NOTICE of compliance (monitor's report) by miscellaneous William E Osterhoff with order [95-1] filed (MAA) (Entered: 02/23/1996)
07/12/1996	107	NOTICE of compliance (monitor's report #5) miscellaneous William E Osterhoff with order of 12/6/94 [95-1] filed cs (MAA) (Entered: 07/24/1996)
09/30/1996	108	NOTICE of Monitor's Report filed (CJV) (Entered: 10/02/1996)
10/11/1996	109	NOTICE of appearance for plaintiff's class by Christopher M Johnson filed cs (MAA) (Entered: 10/15/1996)
10/11/1996	110	MOTION by plaintiff for attorney Christopher M. Johnson to appear pro hac vice filed cs (MAA) (Entered: 10/15/1996)
10/17/1996	111	ORDER granting motion for attorney Christopher M. Johnson to appear pro hac vice [110-1] subject to payment of fees. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 10/17/1996)
10/28/1996	112	MOTION by plaintiffs to withdraw attorney Lynnae Thandiwe filed cs (MAA) (Entered: 10/29/1996)

10/30/1996		112 - ORDER granted so ordered motion to withdraw attorney Lynnae Thandiwe [112-1] for Jeffrey Loyd, for Bruce Capshaw, for Larry Dempsey, for Perry Esslinger, for Undral Davis, Gary Bryant, for Calvin Evans, for Thomas Paschal, for Phillip Clanton, for Joseph Marsh, Jesse Grider, for Joey Miller, for Brad Waldrop (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 10/30/1996)
11/04/1996		PRO HAC VICE admission fee paid on 11/4/96 receipt # 200 107265 (MAA) (Entered: 11/06/1996)
11/04/1996		PRO HAC VICE admission fee paid on 11/4/96 receipt # 200 107265 (MAA) (Entered: 11/07/1996)
11/15/1996	113	MOTION by defendant Jackson County to withdraw attorney Jack Livingston filed cs (MAA) (Entered: 11/18/1996)
11/22/1996		113 - ORDER granting motion to withdraw attorney Jack Livingston [113-1] for Jackson County for Jackson County (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 11/22/1996)
12/03/1996	114	NOTICE of appearance for defendant Jackson County by Gary W. Lackey filed cs (MAA) (Entered: 12/03/1996)
01/03/1997	115	RESPONSE by William E Osterhoff to order [95-1] (seventh monitor's report) filed (MAA) (Entered: 01/03/1997)
04/22/1997	116	RESPONSE by miscellaneous William E Osterhoff to order [95-1] (8th report) filed (MAA) (Entered: 04/22/1997)
07/02/1997	117	MOTION by cross-defendant AL Dept Corrections, movant Attorney General for order to terminate consent decrees and permanent injunction pursuant to the prison litigation reform act filed cs (MAA) Modified on 01/22/1998 (Entered: 07/02/1997)
07/09/1997	118	ORDER -It is hereby ORDERED that within 15 days the attorney general SHALL AMEND petition to terminate certain consent decrees and permanent injunction previously entered as set out. Within an additional 15 days the plas and other parties MAY RESPOND to petition in writing. filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 07/09/1997)
07/23/1997	119	RESPONSE by movant Attorney General to order [118-1] filed cs (MAA) (Entered: 07/23/1997)
08/01/1997	120	OPPOSITION by plaintiff to motion for order to terminate consent decrees and permanent injunction pursuant to the prison litigation reform act [117-1] filed cs (MAA) (Entered: 08/01/1997)
08/28/1997	121	RESPONSE by miscellaneous William E Osterhoff to order [95-1] (quarterly report) filed cs (MAA) (Entered: 08/29/1997)
10/10/1997	122	MOTION by movant Attorney General to supplement [122-1] the record filed cs (MAA) (Entered: 10/10/1997)
11/19/1997	123	NOTICE filed by miscellaneous William E Osterhoff of report filed pursuant to order of 12/6/94 with appendix. (MAA) (Entered: 11/21/1997)

11/21/1997	124	NOTICE of appearance for defendant Lyle Haas by Ashley H Hamlett filed cs (Former Employee) (Entered: 11/21/1997)
12/18/1997	125	ORDER In-court hearing set for 8:00 1/27/98 in Birmingham on motion to terminate consent decrees filed (by Judge Edwin L. Nelson) cm (CJV) (Entered: 12/18/1997)
01/13/1998	126	MOTION by cross-claimant Mike Wells, defendant O Z Brown for order to show cause why commissioner of AL Dept Corrections should not be held in contempt filed cs (MAA) (Entered: 01/13/1998)
01/22/1998		DOCKET modification (utility event) finding the motion for order to terminate consent decrees and permanent injunction pursuant to the prison litigation reform act [117-1] moot (MAA) (Entered: 01/22/1998)
01/27/1998		COURTROOM NOTES: (ELN) HEARING on motion to dismiss consent decrees and mandatory injunction; written order to be entered by court; Ctrptr P. Enoch (ADF) (Entered: 01/27/1998)
01/27/1998	127	ORDER granting motion for order to terminate consent decrees and permanent injunction pursuant to the prison litigation reform act [117-1] vacating order [99-2], vacating order [96-1], vacating order [93-1] denying motion for order to show cause why commissioner of AL Dept Corrections should not be held in contempt [126-1] filed (by Judge Edwin L. Nelson) cm (MAA) (Entered: 01/27/1998)
01/29/1998		DOCKET modification (utility event) terminating motion to supplement [122-1] the record [122-1] (MAA) (Entered: 01/29/1998)
02/26/1998	128	NOTICE of appeal by plaintiff from District Court decision [127-1] ; notice of appeal, order appealed from and court copy of docket entries w/transmittal letter mailed cm (MAA) (Entered: 03/04/1998)
03/20/1998		NOTIFICATION by Circuit Court of Appellate docket number 98-6189 (MAA) (Entered: 03/20/1998)
03/31/1998	129	TRANSCRIPT of proceedings had before Judge Edwin L. Nelson on 1/27/98 , filed - Court Reporter Penny L Enoch (Former Employee) (Entered: 03/31/1998)
05/08/1998		CERTIFICATE of readiness issued cm (Former Employee) (Entered: 05/08/1998)
06/22/1998	130	MOTION by plaintiff to supplement [130-1] record on appeal filed cs (MAA) (Entered: 06/22/1998)
06/23/1998	131	130 - ORDER granting motion to supplement [130-1] record on appeal [130-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 06/23/1998)
06/29/1998		CERTIFICATE of readiness (1st supplemental) issued cm (Former Employee) (Entered: 06/29/1998)
07/29/1998		CERTIFIED record on appeal with certified copy of docket entries and transmittal mailed USCA cm (KWC) (Entered: 07/29/1998)
03/12/1999	132	MOTION by defendant to withdraw attorney Daryl L. Masters filed cs (MAA) (Entered: 03/12/1999)

03/15/1999	133	132 - ORDER granting motion to withdraw attorney Daryl L. Masters [132-1] (by Judge Edwin L. Nelson) entered cm (MAA) (Entered: 03/15/1999)
03/16/1999		DOCKET modification (utility event) withdrawing attorney attorney Daryl L Masters for J D Atkins (MAA) (Entered: 03/16/1999)
07/16/1999	134	CERTIFIED copy of Appellate Court order: affirmed in part and reversing in part and remanding the decision of the District Court for further proceedings in accordance with the opinion of this court, issued as mandate Judges Birch, Barkett and Alaimo with opinion attached. filed (MAA) (Entered: 07/19/1999)
03/02/2000	135	MOTION by plaintiffs to withdraw motion for an evidentiary hearing filed cs (BST) (Entered: 03/02/2000)
03/15/2000	136	MOTION to withdraw attorney Gregory Robinson filed cs (BST) (Entered: 03/15/2000)
03/16/2000	137	- ORDER granting motion to withdraw attorney Gregory Robinson [136-1] (by Judge Edwin L. Nelson) entered cm (BST) (Entered: 03/16/2000)
03/20/2000	138	ORDER terminating motion to withdraw motion for an evidentiary hearing [135-1]; the consent decree in this case is terminated pursuant to the Prison Litigation Reform Act terminating case filed (by Judge Edwin L. Nelson) cm (BST) (Entered: 03/20/2000)
03/24/2000	139	MOTION to withdraw herself attorney Tamara Y Lee as counsel for the AL Dept of Public Health filed cs (SRJ) (Entered: 03/24/2000)
03/27/2000	140	139 - ORDER granting motion to withdraw attorney Tamara Y Lee as counsel for the AL Dept of Public Health [139-1] (by Judge Edwin L. Nelson) entered cm (BST) (Entered: 03/27/2000)
03/27/2000		UTILITY event: terminates attorney Tamara Y Lee for Lyle Haas (BST) (Entered: 03/27/2000)

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