

**U.S. District Court  
District of New Jersey [LIVE] (Newark)  
CIVIL DOCKET FOR CASE #: 2:08-cv-04439-DMC-MF**

COLON et al v. PASSAIC COUNTY et al  
Assigned to: Judge Dennis M. Cavanaugh  
Referred to: Magistrate Judge Mark Falk  
Cause: 42:1983 Civil Rights Act

Date Filed: 09/03/2008  
Date Terminated: 04/26/2012  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**ANGEL COLON**

represented by **CHRISTOPHER J. MICHIE**  
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**Plaintiff**

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**Plaintiff**

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**Plaintiff**

**WINIFRED GATES**

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**Plaintiff**

**MARK HARKINS**

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**Plaintiff**

**MATTHEW CARLEY**

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**JEANNE LOCICERO**  
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**Plaintiff**

**CECILIO TOLEDANO**

represented by **CHRISTOPHER J. MICHIE**  
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**EMILY B. GOLDBERG**  
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*LEAD ATTORNEY  
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**JEANNE LOCICERO**  
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*ATTORNEY TO BE NOTICED*

**Plaintiff**

**ANDREW CRAWFORD**  
*on behalf of themselves and all others  
similarly situated*

represented by **CHRISTOPHER J. MICHIE**  
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**REGAN H. CROTTY**  
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*TERMINATED: 03/26/2012  
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**JEANNE LOCICERO**  
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*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**PASSAIC COUNTY**

represented by **DAMIAN P. CONFORTI**  
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& CHATTMAN, PC  
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**Defendant**

**PASSAIC COUNTY BOARD OF  
CHOSEN FREEHOLDERS**

represented by **DAMIAN P. CONFORTI**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**J. BARRY COCOZIELLO**  
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**MARIANNE C. TOLOMEO**  
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*LEAD ATTORNEY*  
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**Defendant**

**SONIA ROSADO**  
*in her official capacity as Passaic County  
Freeholder  
TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**MARIANNE C. TOLOMEO**  
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**Defendant**

**TANESHA WAY**  
*in her official capacity as Passaic County  
Freeholder  
TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**J. BARRY COCOZIELLO**  
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**MARIANNE C. TOLOMEO**  
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**Defendant**

**PAT LEPORE**  
*in his official capacity as Passaic County  
Freeholder  
TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**Defendant**

**TERRY DUFFY**  
*in his official capacity as Passaic County  
Freeholder  
TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**Defendant**

**JAMES GALLAGHER**  
*in his official capacity as Passaic County  
Freeholder  
TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**Defendant**

**BRUCE JAMES**  
*in his official capacity as Passaic County  
Freeholder  
TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**Defendant**

**ELEASE EVANS**  
*in her official capacity as Passaic County*  
*Freeholder*  
*TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**MARIANNE C. TOLOMEO**  
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**Defendant**

**PASSAIC COUNTY SHERIFF'S  
DEPARTMENT**

represented by **DAMIAN P. CONFORTI**  
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**Defendant**

**JERRY SPEZIALE**  
*in his official capacity as Sheriff of*  
*Passaic County*  
*TERMINATED: 01/26/2012*

represented by **DAMIAN P. CONFORTI**  
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**Defendant**

**CHARLES MEYERS**  
*in his official capacity as Warden of*  
*Passaic County Jail*

represented by **DAMIAN P. CONFORTI**  
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*LEAD ATTORNEY*

TERMINATED: 01/26/2012

ATTORNEY TO BE NOTICED

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**Defendant**

**STEVEN MYERS**  
*in his official capacity as Deputy Warden  
of Passaic County Jail*  
TERMINATED: 01/26/2012

represented by **DAMIAN P. CONFORTI**  
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**MARIANNE C. TOLOMEO**  
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**Defendant**

**GEORGE W. HAYMAN**  
*in his official capacity as Commissioner  
of the New Jersey Department of  
Corrections*  
TERMINATED: 02/17/2012

represented by **CHRISTINE H. KIM**  
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TERMINATED: 02/22/2011

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**Defendant****GARY LANIGAN**

*In his official capacity as Commissioner  
of New Jersey Department of Corrections*

Date Filed	#	Docket Text
09/03/2008	<u>1</u>	COMPLAINT against PASSAIC COUNTY, PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS, SONIA ROSADO, TANESHA WAY, PAT LEPORE, TERRY DUFFY, JAMES GALLAGHER, BRUCE JAMES, ELEASE EVANS, PASSAIC COUNTY SHERIFF'S DEPARTMENT, JERRY SPEZIALE, CHARLES MEYERS, STEVEN MYERS, GEORGE W. HAYMAN ( Filing fee \$ 350 receipt number 2164736.) None, filed by MATTHEW CARLEY, CECILIO TOLEDANO, ANDREW CRAWFORD, ANGEL COLON, ROY SCHMITT, JUBRA 'EEL LEBRON, WINIFRED GATES, MARK HARKINS. (Attachments: # <u>1</u> Civil Cover Sheet)(ld, ) (Entered: 09/08/2008)
09/04/2008	<u>3</u>	MOTION to Certify Class by MATTHEW CARLEY, CECILIO TOLEDANO, ANDREW CRAWFORD, ANGEL COLON, ROY SCHMITT, JUBRA 'EEL LEBRON, WINIFRED GATES, MARK HARKINS. (Attachments: # <u>1</u> Certf. of Carley, # <u>2</u> Certf. of Schmitt, # <u>3</u> Certf. of Colon, # <u>4</u> Certf. of Crawford, # <u>5</u> Certf. of Gates, # <u>6</u> Certf. of Hawkins, # <u>7</u> Certf. of Lebron, # <u>8</u> Certf. of Toledano, # <u>9</u> Certf of Michie, # <u>10</u> Exh. 1, # <u>11</u> Exh. 2, # <u>12</u> Exh. 3, # <u>13</u> Exh. 4, # <u>14</u> Exh. 5, # <u>15</u> Exh. 6, # <u>16</u> Exh. 7, # <u>17</u> Exh. 8, # <u>18</u> Exh. 9, # <u>19</u> Exh. 10, # <u>20</u> Exh. 11, # <u>21</u> Exh. 12, # <u>22</u> Exh. 13, # <u>23</u> Exh. 14, # <u>24</u> Exh. 15, # <u>25</u> Exh. 16, # <u>26</u> Exh. 17, # <u>27</u> Exh. 18, # <u>28</u> Exh. 19, # <u>29</u> Exh. 20, # <u>30</u> Exh. 21, # <u>31</u> Exh. 22, # <u>32</u> Exh. 23, # <u>33</u> Exh. 24, # <u>34</u> Exh. 25)(nr, ) (Entered: 09/10/2008)
09/04/2008		Set Deadlines as to <u>3</u> MOTION to Certify Class. Motion Hearing set for 10/6/2008 10:00 AM before Judge Dennis M. Cavanaugh. (nr, )(PLEASE BE ADVISED THAT THIS MOTION WILL BE DECIDED ON THE PAPERS UNLESS OTHERWISE NOTIFIED BY THE COURT) (Entered: 09/10/2008)
09/04/2008	<u>5</u>	MEMORANDUM OF LAW in Support re <u>3</u> MOTION to Certify Class filed by MATTHEW CARLEY, CECILIO TOLEDANO, ANDREW CRAWFORD, ANGEL COLON, ROY SCHMITT, JUBRA 'EEL LEBRON, WINIFRED GATES, MARK HARKINS. (nr, ) (Entered: 09/10/2008)
09/09/2008	<u>2</u>	Summons Issued as to PASSAIC COUNTY, PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS, SONIA ROSADO, TANESHA WAY, PAT LEPORE, TERRY DUFFY, JAMES GALLAGHER, BRUCE JAMES, ELEASE EVANS, PASSAIC COUNTY SHERIFF'S DEPARTMENT, JERRY SPEZIALE, CHARLES MEYERS, STEVEN MYERS, GEORGE W. HAYMAN. Days Due – 20.(SUMMONS MAILED TO COUNSEL) (ld, ) (Entered: 09/09/2008)
09/10/2008	<u>4</u>	NOTICE of Appearance by EMILY B. GOLDBERG on behalf of all plaintiffs (GOLDBERG, EMILY) (Entered: 09/10/2008)
09/12/2008	<u>6</u>	NOTICE of Appearance by REGAN H. CROTTY on behalf of all plaintiffs (CROTTY, REGAN) (Entered: 09/12/2008)
09/12/2008	<u>7</u>	NOTICE of Appearance by JENNIE BOEHM KRASNER on behalf of all plaintiffs (KRASNER, JENNIE) (Entered: 09/12/2008)
10/01/2008	<u>8</u>	Application and Proposed Order for Clerk's Order to extend time to answer as to George W. Hayman. Attorney THOMAS EDWARD KEMBLE and THOMAS EDWARD KEMBLE for GEORGE W. HAYMAN added. (Attachments: # <u>1</u> Certificate of Service)(KEMBLE, THOMAS) (Entered: 10/01/2008)
10/01/2008	<u>9</u>	Application and Proposed Order for Clerk's Order to extend time to answer as to Passaic County.. (COCOZIELLO, J.) (Entered: 10/01/2008)

10/01/2008	<u>10</u>	NOTICE of Appearance by J. BARRY COCOZIELLO on behalf of PASSAIC COUNTY, PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS, SONIA ROSADO, TANESHA WAY, PAT LEPORE, TERRY DUFFY, JAMES GALLAGHER, BRUCE JAMES, ELEASE EVANS, PASSAIC COUNTY SHERIFF'S DEPARTMENT, JERRY SPEZIALE, CHARLES MEYERS, STEVEN MYERS (COCOZIELLO, J.) (Entered: 10/01/2008)
10/02/2008		CLERKS TEXT ORDER – The Application for a Clerks Order Extending Time to Answer – Document No. 8 submitted by J. COCOZIELLO on 10/01/2008 has been GRANTED. The answer due date has been set for 10/21/2008. (nr, ) (Entered: 10/02/2008)
10/02/2008	<u>11</u>	Letter from Defendants, except G. Hayman. (COCOZIELLO, J.) (Entered: 10/02/2008)
10/09/2008	<u>12</u>	Letter from defendant Passaic County, et als.. (COCOZIELLO, J.) (Entered: 10/09/2008)
10/21/2008	<u>13</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, by GEORGE W. HAYMAN. (Attachments: # <u>1</u> Statement, # <u>2</u> Declaration, # <u>3</u> Text of Proposed Order, # <u>4</u> Certificate of Service)(KEMBLE, THOMAS) (Entered: 10/21/2008)
10/21/2008	<u>14</u>	ANSWER to Complaint by PASSAIC COUNTY, PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS, SONIA ROSADO, TANESHA WAY, PAT LEPORE, TERRY DUFFY, JAMES GALLAGHER, BRUCE JAMES, ELEASE EVANS, PASSAIC COUNTY SHERIFF'S DEPARTMENT, JERRY SPEZIALE, CHARLES MEYERS, STEVEN MYERS.(COCOZIELLO, J.) (Entered: 10/21/2008)
10/21/2008		Set Deadlines as to <u>13</u> MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, Motion Hearing set for 11/17/2008 10:00 AM before Judge Dennis M. Cavanaugh. (nr, ) (PLEASE BE ADVISED THAT THIS MOTION WILL BE DECIDED ON THE PAPERS UNLESS OTHERWISE NOTIFIED BY THE COURT) (Entered: 10/22/2008)
10/23/2008	<u>15</u>	LETTER ORDER – Scheduling Conference set for 11/26/2008 11:00 AM in Newark – Courtroom 9 before Magistrate Judge Mark Falk. Signed by Magistrate Judge Mark Falk on 10/23/08. (LM, ) (Entered: 10/23/2008)
10/23/2008	<u>16</u>	NOTICE of Appearance by DAMIAN P. CONFORTI on behalf of PASSAIC COUNTY, PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS, SONIA ROSADO, TANESHA WAY, PAT LEPORE, TERRY DUFFY, JAMES GALLAGHER, BRUCE JAMES, ELEASE EVANS, PASSAIC COUNTY SHERIFF'S DEPARTMENT, JERRY SPEZIALE, CHARLES MEYERS, STEVEN MYERS (CONFORTI, DAMIAN) (Entered: 10/23/2008)
10/23/2008	<u>17</u>	ORDER extending for thirty days deft. George W. Hayman's time to answer. Signed by Magistrate Judge Mark Falk on 10/22/2008. (nr, ) (Entered: 10/24/2008)
10/27/2008	<u>18</u>	Letter from Christopher J. Michie. (MICHIE, CHRISTOPHER) (Entered: 10/27/2008)
10/28/2008	<u>19</u>	Letter from Defendants. (CONFORTI, DAMIAN) (Entered: 10/28/2008)
10/29/2008	<u>20</u>	Letter from Defendants except Hayman. (COCOZIELLO, J.) (Entered: 10/29/2008)
10/29/2008	<u>21</u>	ORDER granting deft. George W. Hayman leave to file an answer within 30 days from this order. Signed by Magistrate Judge Mark Falk on 10/28/2008. (nr, ) (Entered: 10/29/2008)
10/29/2008		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Status Conference via telephone held on 10/29/2008. (LM, ) (Entered: 10/31/2008)
11/03/2008	<u>22</u>	BRIEF in Opposition re <u>3</u> MOTION to Certify Class filed by PASSAIC COUNTY, PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS, SONIA ROSADO, TANESHA WAY, PAT LEPORE, TERRY DUFFY, JAMES GALLAGHER, BRUCE JAMES, ELEASE EVANS, PASSAIC COUNTY SHERIFF'S DEPARTMENT, JERRY SPEZIALE, CHARLES MEYERS,

		STEVEN MYERS. (Attachments: # <u>1</u> Certification of J. Barry Coccoziello, # <u>2</u> Exhibit A – D to Certification)(COCOZIELLO, J.) (Entered: 11/03/2008)
11/05/2008	<u>23</u>	BRIEF in Opposition re <u>3</u> MOTION to Certify Class filed by GEORGE W. HAYMAN. (Attachments: # <u>1</u> Certificate of Service)(KEMBLE, THOMAS) (Entered: 11/05/2008)
11/13/2008	<u>24</u>	Letter from Regan H. Crotty (re Extension to File Reply Brief) re <u>3</u> MOTION to Certify Class. (CROTTY, REGAN) (Entered: 11/13/2008)
11/17/2008	<u>25</u>	Letter from Regan H. Crotty (re Extension to 11.18.08) re <u>3</u> MOTION to Certify Class. (CROTTY, REGAN) (Entered: 11/17/2008)
11/18/2008	<u>26</u>	REPLY BRIEF to Opposition to Motion re <u>3</u> MOTION to Certify Class filed by MATTHEW CARLEY, CECILIO TOLEDANO, ANDREW CRAWFORD, ANGEL COLON, ROY SCHMITT, JUBRA 'EEL LEBRON, WINIFRED GATES, MARK HARKINS. (Attachments: # <u>1</u> Certification of Christopher J. Michie, # <u>2</u> Certification of Emily B. Goldberg, # <u>3</u> Goldberg Cert. Exhibits Part 1, # <u>4</u> Goldberg Exhibits – Part 2.pdf, # <u>5</u> Goldberg Exhibits – Part 3.pdf)(MICHIE, CHRISTOPHER) (Entered: 11/18/2008)
11/19/2008	<u>27</u>	NOTICE of Appearance by MARIANNE C. TOLOMEO on behalf of PASSAIC COUNTY, PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS, SONIA ROSADO, TANESHA WAY, PAT LEPORE, TERRY DUFFY, JAMES GALLAGHER, BRUCE JAMES, ELEASE EVANS, PASSAIC COUNTY SHERIFF'S DEPARTMENT, JERRY SPEZIALE, CHARLES MEYERS, STEVEN MYERS (TOLOMEO, MARIANNE) (Entered: 11/19/2008)
11/24/2008	<u>28</u>	Letter from Regan H. Crotty (re Proposed Discovery Plan). (Attachments: # <u>1</u> Proposed Discovery Plan)(CROTTY, REGAN) (Entered: 11/24/2008)
11/25/2008	<u>29</u>	Letter from Deputy Attorney General Thomas E. Kemble Re: Consent Request for 14 Day Extension to Respond to Complaint. (KEMBLE, THOMAS) (Entered: 11/25/2008)
11/26/2008	<u>30</u>	Letter from Deputy Attorney General Thomas E. Kemble Re: Granting of 14–Day Extension to Respond re <u>29</u> Letter. (KEMBLE, THOMAS) (Entered: 11/26/2008)
11/26/2008		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Scheduling Conference held on 11/26/2008. (drc, ) (Entered: 12/03/2008)
12/02/2008	<u>31</u>	Letter from J. Barry Coccoziello, Esq., Attorney for Defendants (except (Hayman). (COCOZIELLO, J.) (Entered: 12/02/2008)
12/03/2008	<u>32</u>	PRETRIAL SCHEDULING ORDER: Settlement Conference set for 1/22/2009 10:00 AM before Magistrate Judge Mark Falk. Status Conference set for 1/22/2009 10:00 AM before Magistrate Judge Mark Falk. Discovery due by 3/31/2009.. Signed by Magistrate Judge Mark Falk on 12/03/2008. (nr, ) (Entered: 12/04/2008)
12/05/2008	<u>33</u>	Letter from Plaintiffs re <u>31</u> Letter. (MICHIE, CHRISTOPHER) (Entered: 12/05/2008)
12/08/2008	<u>34</u>	NOTICE of Appearance by JEANNE LOCICERO on behalf of all plaintiffs (LOCICERO, JEANNE) (Entered: 12/08/2008)
12/08/2008	<u>35</u>	ORDER granting deft. George W. Hayman's request to extend time to answer. Signed by Magistrate Judge Mark Falk on 12/04/2008. (nr, ) (Entered: 12/09/2008)
12/09/2008	<u>36</u>	ORDER denying deft's request for permission to file a sur–reply. Signed by Judge Dennis M. Cavanaugh on 12/09/2008. (nr, ) (Entered: 12/10/2008)
12/18/2008	<u>37</u>	First MOTION to Dismiss <i>in Lieu of Answer on Behalf of Defendant Commissioner George W. Hayman</i> by GEORGE W. HAYMAN. Responses due by 1/6/2009 (Attachments: # <u>1</u> Brief, # <u>2</u> Declaration, # <u>3</u> Exhibit, # <u>4</u> Text of Proposed Order, # <u>5</u> Certificate of Service)(KEMBLE, THOMAS) (Entered: 12/18/2008)
12/18/2008		Set Deadlines as to <u>37</u> First MOTION to Dismiss <i>in Lieu of Answer on Behalf of Defendant Commissioner George W. Hayman</i> . Motion set for 1/20/2009 10:00 AM

		before Judge Dennis M. Cavanaugh. The motion will be decided on the papers. No appearances required unless notified by the court. (nr, ) (Entered: 12/23/2008)
01/06/2009	<u>38</u>	BRIEF in Opposition re <u>37</u> First MOTION to Dismiss <i>in Lieu of Answer on Behalf of Defendant Commissioner George W. Hayman (Cert. of Service included)</i> filed by MATTHEW CARLEY, ANDREW CRAWFORD, ANGEL COLON, ROY SCHMITT, JUBRA 'EEL LEBRON, WINIFRED GATES, MARK HARKINS. (CROTTY, REGAN) (Entered: 01/06/2009)
01/07/2009	<u>39</u>	Letter from Christopher J. Michie to Judge Falk re Extension of Time to Serve Defendants with Written Discovery Requests. (MICHIE, CHRISTOPHER) (Entered: 01/07/2009)
01/15/2009	<u>40</u>	Letter from Emily B. Goldberg. (GOLDBERG, EMILY) (Entered: 01/15/2009)
01/16/2009		TEXT ORDER – Status/Settlement Conference set for 1/22/09 is hereby RESCHEDULED, at the request of plaintiff's counsel, to 1/30/2009 10:30 AM in Newark – Courtroom 9 before Magistrate Judge Mark Falk. Signed by Magistrate Judge Mark Falk on 1/16/09. (LM, ) (Entered: 01/16/2009)
01/27/2009	<u>41</u>	Letter from J. Barry Coccoziello, Esq., Attorney for Defendants (except Def, Hayman) re Order,, Set Hearings,. (COCOZIELLO, J.) (Entered: 01/27/2009)
01/28/2009		TEXT ORDER – Status/Settlement Conference set for 1/30/09 is hereby RESCHEDULED, at the request of defense counsel, to Wednesday, 2/4/2009 at 2:30 PM in Newark – Courtroom 9 before Magistrate Judge Mark Falk. Kindly mark your calendar accordingly. Ordered by Magistrate Judge Mark Falk on 1/28/09. (LM, ) (Entered: 01/28/2009)
02/04/2009		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 2/4/2009. (LM, ) (Entered: 04/02/2009)
04/03/2009		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 4/3/2009. (drc, ) (Entered: 04/14/2009)
04/20/2009	<u>42</u>	Letter from Regan H. Crotty (re 04.03.09 status conference/scheduling order). (Attachments: # <u>1</u> Text of Proposed Order)(CROTTY, REGAN) (Entered: 04/20/2009)
04/24/2009	<u>43</u>	PRETRIAL SCHEDULING ORDER NO. 2: Discovery due by 5/31/2009. Motions due by 7/15/2009.. Signed by Magistrate Judge Mark Falk on 04/15/2009. (nr, ) (Entered: 04/27/2009)
05/27/2009	<u>44</u>	OPINION. Signed by Judge Dennis M. Cavanaugh on 05/27/2009. (nr, ) (Entered: 05/28/2009)
05/28/2009	<u>45</u>	ORDER denying def't's <u>37</u> Motion to Dismiss; granting <u>3</u> Motion to Certify Class; appointing Colon, Schmitt, Lebron, Gates, Harkins, Carley, Toledano and Crawford class pl'tfs; appointing Dechert LLP, the Center for Social Justice at the Seton Hall University School of law &the American Civil Liberties Union class counsel. Signed by Judge Dennis M. Cavanaugh on 05/27/2009. (nr, ) (Entered: 05/28/2009)
06/08/2009		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 6/8/2009. (drc, ) (Entered: 06/10/2009)
06/17/2009	<u>46</u>	Letter from J. Barry Coccoziello, Esq.. (COCOZIELLO, J.) (Entered: 06/17/2009)
06/23/2009	<u>47</u>	ANSWER to Complaint by GEORGE W. HAYMAN.(KEMBLE, THOMAS) (Entered: 06/23/2009)
07/22/2009	<u>48</u>	ORDER, Status/Settlement Conference reset for 8/6/2009 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 7/21/09. (jd, ) (Entered: 07/22/2009)
08/06/2009		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 8/6/2009. (drc, ) (Entered: 08/14/2009)

08/24/2009	<u>49</u>	Letter from Christopher J. Michie (re Deliberative Process Priv.). (Attachments: # <u>1</u> Exhibit A (Hayman Deposition))(MICHIE, CHRISTOPHER) (Entered: 08/24/2009)
08/25/2009	<u>50</u>	Letter from Deputy Attorney General Thomas E. Kemble re <u>49</u> Letter. (KEMBLE, THOMAS) (Entered: 08/25/2009)
08/31/2009	<u>51</u>	Letter from Deputy Attorney General Thomas E. Kemble re <u>49</u> Letter. (Attachments: # <u>1</u> Exhibit)(KEMBLE, THOMAS) (Entered: 08/31/2009)
09/03/2009		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 9/3/2009. (drc, ) (Entered: 09/14/2009)
09/28/2009		TEXT ORDER – Status Conference via telephone set for Tuesday, 10/6/2009 at 11:15 AM before Magistrate Judge Mark Falk. It shall be plaintiff's counsel's responsibility to set up and initiate the conference call. Ordered by Magistrate Judge Mark Falk on 9/28/09. (LM, ) (Entered: 09/28/2009)
10/06/2009		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 10/6/2009. (drc, ) (Entered: 10/09/2009)
10/09/2009	<u>52</u>	SCHEDULING ORDER: Status/Settlement Conference set for 12/7/2009 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 10/06/2009. (nr, ) (Entered: 10/09/2009)
12/07/2009		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 12/7/2009. (drc, ) (Entered: 12/18/2009)
12/08/2009	<u>53</u>	SCHEDULING ORDER: Status/Settlement Conference set for 1/26/2010 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 12/08/2009. (nr, ) (Entered: 12/09/2009)
01/21/2010	<u>54</u>	MOTION to Substitute Attorney by ANGEL COLON. (Attachments: # <u>1</u> Certificate of Service)(GOLDBERG, EMILY) (Entered: 01/21/2010)
01/25/2010	<u>55</u>	Letter from Christopher J. Michie to Judge Falk re 1.26.2010 status conference. (MICHIE, CHRISTOPHER) (Entered: 01/25/2010)
02/16/2010	<u>56</u>	ORDER: Status/Settlement Conference set for 2/24/2010 at 11:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 02/16/2010. (nr, ) (Entered: 02/17/2010)
02/23/2010	<u>57</u>	Letter from Attorneys for Passaic County Defendants. (Attachments: # <u>1</u> Text of Proposed Order)(COCOZIELLO, J.) (Entered: 02/23/2010)
02/24/2010		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 2/24/2010. (LM, ) (Entered: 03/04/2010)
02/25/2010	<u>58</u>	DISCOVERY PROTECTIVE ORDER. Signed by Magistrate Judge Mark Falk on 02/24/2010. (nr, ) (Entered: 02/25/2010)
02/25/2010	<u>59</u>	SCHEDULING ORDER: In person Settlement Conference set for 6/2/2010 11:00 AM before Magistrate Judge Mark Falk. Telephone Conference set for 3/26/2010 11:00 AM; April 19, 2010 at 11:00a.m.; May 12, 2010 at 11:00 AM; before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 02/24/2010. (nr, ) Modified on 3/2/2010 (mn, ). (Entered: 02/25/2010)
03/26/2010		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 3/26/2010. (drc, ) (Entered: 03/29/2010)
04/19/2010		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 4/19/2010. (drc, ) (Entered: 04/26/2010)
05/12/2010		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 5/12/2010. (drc, ) (Entered: 05/12/2010)
05/17/2010	<u>60</u>	SCHEDULING ORDER: Status/Settlement Conference set for 7/22/2010 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 05/17/2010. (nr, ) (Entered: 05/18/2010)

07/08/2010		Remark; Please be advised that the in person status/settlement conference scheduled for 7/22/10 has been adjourned until 7/29/10 at 1:30 P.M. before USMJ Joseph A. Dickson, Courtroom 5A, US Courthouse building, 50 Walnut Street, Newark, NJ. Thank you. (nm, ) (Entered: 07/08/2010)
07/09/2010		Remark: The parties are advised to disregard the previous remark posted on 7/8/10 adjourning the status/settlement conference, as it was made in error. The in person conference will take place before USMJ Falk on 7/22/10 at 10:00 a.m. as previously scheduled. Thank you. (nm, ) (Entered: 07/09/2010)
07/15/2010	<u>61</u>	Letter from J. Barry Coccoziello, Esq., Attorneys for Passaic County Defendants. (COCOZIELLO, J.) (Entered: 07/15/2010)
07/21/2010	<u>62</u>	Letter from J. Barry Coccoziello, Esq., Attorney for Passaic County Defendants. (COCOZIELLO, J.) (Entered: 07/21/2010)
07/27/2010	<u>63</u>	SCHEDULING ORDER: Status/settlement Conference set for 8/17/2010 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 07/23/2010. (nr, ) Modified on 7/29/2010 (mn, ). (Entered: 07/27/2010)
08/17/2010		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 8/17/2010. (drc, ) (Entered: 08/17/2010)
10/20/2010	<u>64</u>	Letter from J. Barry Coccoziello, Attorneys for Passaic County Defendants. (COCOZIELLO, J.) (Entered: 10/20/2010)
10/26/2010	<u>65</u>	SCHEDULING ORDER: Status/Settlement Conference set for 11/18/2010 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 10/22/2010. (nr, ) (Entered: 10/26/2010)
11/17/2010	<u>66</u>	Letter from J. Barry Coccoziello, Esq., Attorneys for Passaic County Defendants. (COCOZIELLO, J.) (Entered: 11/17/2010)
11/18/2010		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 11/18/2010. (drc, ) (Entered: 11/23/2010)
11/23/2010	<u>67</u>	SCHEDULING ORDER: Status/settlement Conference set for 12/13/2010 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 11/18/2010. (nr, ) (Entered: 11/23/2010)
12/13/2010		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 12/13/2010. (drc, ) (Entered: 12/14/2010)
12/14/2010	<u>68</u>	ORDER for production of documents. Signed by Magistrate Judge Mark Falk on 11/18/2010. (nr, ) (Entered: 12/14/2010)
01/14/2011	<u>69</u>	Letter from J. Barry Coccoziello, Esq.. (COCOZIELLO, J.) (Entered: 01/14/2011)
01/14/2011	<u>70</u>	Letter from Regan H. Crotty, Esq.. (CROTTY, REGAN) (Entered: 01/14/2011)
01/14/2011	<u>71</u>	Letter from J. Barry Coccoziello, Esq.. (COCOZIELLO, J.) (Entered: 01/14/2011)
01/25/2011	<u>72</u>	NOTICE of Appearance by JENNIFER BROOKE CONDON on behalf of All Plaintiffs (CONDON, JENNIFER) (Entered: 01/25/2011)
02/02/2011	<u>73</u>	SCHEDULING ORDER: Status/settlement Conference set for 2/17/2011 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 02/02/2011. (nr, ) (Entered: 02/02/2011)
02/10/2011	74	TEXT ORDER – Pursuant to the telephone status conference held on 2/10/11, there shall be an in-person status conference on 2/16/11 at 10:00 a.m. The parties shall bring all discovery materials, responses to interrogatories, proofs of service, and all other requests/responses related to discovery that is relevant to this case. ORDERED by Magistrate Judge Michael A. Shipp on 2/10/11. (NR ) (Entered: 02/10/2011)
02/10/2011		<b>CLERK'S QUALITY CONTROL MESSAGE</b> – Please note the TEXT ORDER (Docket entry #74) filed by the Clerk's office on 2/10/11 was docketed in error. Please disregard. (NR) (Entered: 02/10/2011)



02/17/2011		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Status Conference via telephone held on 2/17/2011. (drc, ) (Entered: 02/17/2011)
02/17/2011	<u>75</u>	ORDER SCHEDULING CONFERENCE: setting Status/Settlement Conference for 3/23/2011 10:00 AM before Magistrate Judge Mark Falk. Etc. Signed by Magistrate Judge Mark Falk on 2/17/11. (tjg, ) (Entered: 02/18/2011)
02/22/2011	<u>76</u>	Substitution of Attorney – Attorney THOMAS EDWARD KEMBLE terminated. Attorney MICHAEL J. ENGALLENA for GEORGE W. HAYMAN added.. (ENGALLENA, MICHAEL) (Entered: 02/22/2011)
02/23/2011	<u>77</u>	Substitution of Attorney – Attorney CHRISTOPHER J. MICHIE terminated. Attorney EZRA D. ROSENBERG for MATTHEW CARLEY,EZRA D. ROSENBERG for ANGEL COLON,EZRA D. ROSENBERG for ANDREW CRAWFORD,EZRA D. ROSENBERG for WINIFRED GATES,EZRA D. ROSENBERG for MARK HARKINS,EZRA D. ROSENBERG for JUBRA 'EEL LEBRON,EZRA D. ROSENBERG for ROY SCHMITT,EZRA D. ROSENBERG for CECILIO TOLEDANO added.. (ROSENBERG, EZRA) (Entered: 02/23/2011)
03/21/2011	<u>78</u>	Letter from J. Barry Coccoziello, Esq.. (COCOZIELLO, J.) (Entered: 03/21/2011)
03/23/2011	<u>79</u>	SCHEDULING ORDER: Status Conference reset for 4/27/2011 10:00 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 03/23/2011. (nr, ) (Entered: 03/24/2011)
03/29/2011	<u>80</u>	Letter from J. Barry Coccoziello, Esq.. (COCOZIELLO, J.) (Entered: 03/29/2011)
04/27/2011		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 4/27/2011. (drc, ) (Entered: 04/28/2011)
05/24/2011	<u>81</u>	SCHEDULING ORDER: Status/settlement Conference set for 6/16/2011 10:30 AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 05/24/2011. (nr, ) (Entered: 05/25/2011)
06/10/2011	82	TEXT ORDER – Status/Settlement Conference set for 6/16/11 is hereby RESCHEDULED to Wednesday, 7/6/2011 at 10:00 AM in Newark – Courtroom 9 before Magistrate Judge Mark Falk. Kindly mark your calendars accordingly. Ordered by Magistrate Judge Mark Falk on 6/10/11. (LM, ) (Entered: 06/10/2011)
06/20/2011	<u>83</u>	Letter from Jeanne LoCicero re 82 Order, Set Hearings,, (LOCICERO, JEANNE) (Entered: 06/20/2011)
06/22/2011	84	TEXT ORDER – Status/Settlement Conference set for 7/6/11 is hereby RESCHEDULED, at the request of plaintiffs' counsel, to Thursday, 7/14/2011 at 10:30 AM in Newark – Courtroom 9 before Magistrate Judge Mark Falk. Kindly mark your calendars accordingly. Ordered by Magistrate Judge Mark Falk on 6/22/11. (LM, ) (Entered: 06/22/2011)
07/05/2011	<u>89</u>	Letter from Oifical Cecilio Toledano. (nr, ) (Entered: 08/03/2011)
07/14/2011		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Settlement Conference held on 7/14/2011. (drc, ) (Entered: 07/28/2011)
07/15/2011	<u>85</u>	Notice to be terminated and withdraw from Notices of Electronic filing as to case. Attorney JENNIE BOEHM KRASNER terminated. (KRASNER, JENNIE) (Entered: 07/15/2011)
07/26/2011	<u>86</u>	MOTION for Leave to Appear Pro Hac Vice ( <i>Michael E. Planell, Esq.</i> ) by MATTHEW CARLEY, ANGEL COLON, ANDREW CRAWFORD, WINIFRED GATES, MARK HARKINS, JUBRA 'EEL LEBRON, CECILIO TOLEDANO. (Attachments: # <u>1</u> Application and Certification of Ezra D. Rosenberg, # <u>2</u> Certification of Michael E. Planell, # <u>3</u> Text of Proposed Order)(ROSENBERG, EZRA) (Entered: 07/26/2011)
07/26/2011	<u>87</u>	Substitution of Attorney – Attorney MICHAEL J. ENGALLENA terminated. Attorney CHRISTINE H. KIM for GEORGE W. HAYMAN added.. (Attachments: # <u>1</u> Certificate of Service)(KIM, CHRISTINE) (Entered: 07/26/2011)

07/28/2011	<u>88</u>	ORDER granting <u>86</u> Motion for Michael E. Planell to Appear Pro Hac Vice. Signed by Magistrate Judge Mark Falk on 07/29/2011. (nr, ) (Entered: 07/28/2011)
08/03/2011		Pro Hac Vice fee: \$ 150, receipt number NEW008539 Re Michael E. Panell (nr, ) (Entered: 08/04/2011)
08/05/2011	<u>90</u>	Notice of Request by Pro Hac Vice Michael E. Planell to receive Notices of Electronic Filings. (ROSENBERG, EZRA) (Entered: 08/05/2011)
08/10/2011	91	TEXT ORDER – Status Conference via telephone set for Monday, 8/15/2011 at 11:00 AM before Magistrate Judge Mark Falk. It shall be plaintiff's counsel's responsibility to set up and initiate the conference call. Kindly mark your calendars accordingly. Ordered by Magistrate Judge Mark Falk on 8/10/11. (LM, ) Modified on 8/16/2011 (mn). (Entered: 08/10/2011)
08/15/2011		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 8/15/2011. (drc, ) (Entered: 08/25/2011)
09/20/2011	92	TEXT ORDER – Status Conference via telephone set for Tuesday, 9/27/11 at 10:30 AM before Magistrate Judge Mark Falk. It shall be Deft. Passaic County's responsibility to set up and initiate the conference call. Kindly mark your calendars accordingly. Ordered by Magistrate Judge Mark Falk on 9/20/11. (LM, ) (Entered: 09/20/2011)
09/28/2011		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 9/28/2011. (drc, ) (Entered: 09/30/2011)
10/17/2011	<u>93</u>	Letter from J. Barry Coccoziello, attorney for Passaic County Defendants. (COCOZIELLO, J.) (Entered: 10/17/2011)
10/27/2011		Set Hearings: Status Conference set for 11/1/2011 09:30 AM in Newark – Courtroom 4 before Judge Dennis M. Cavanaugh. Court acquiesced in parties request for conference as outlined in the October 17, 2011 letter to the court. (spc, ) (Entered: 10/27/2011)
01/06/2012	<u>94</u>	Letter from Regan H. Crotty to Hon. Dennis M. Cavanaugh, U.S.D.J.. (Attachments: # <u>1</u> Proposed Order Directing Notice of Settlement, # <u>2</u> Exhibit A to the Settlement Agreement, # <u>3</u> Exhibit B to the Settlement Agreement, # <u>4</u> Exhibit C to the Settlement Agreement, # <u>5</u> Exhibit D to the Settlement Agreement, # <u>6</u> Exhibit E to the Settlement Agreement, # <u>7</u> Exhibit F to the Settlement Agreement, # <u>8</u> Exhibit G to the Settlement Agreement)(CROTTY, REGAN) (Entered: 01/06/2012)
01/13/2012	<u>95</u>	ORDER directing notice of settlement. Signed by Judge Dennis M. Cavanaugh on 1/13/2012. (nr, ) (Entered: 01/13/2012)
01/13/2012	<u>96</u>	Letter from attorneys for Passaic County Defendants. (Attachments: # <u>1</u> Text of Proposed Order)(COCOZIELLO, J.) (Entered: 01/13/2012)
01/25/2012	<u>97</u>	CONSENT ORDER dismissing claims against the defts. Sheriff of Passaic County, Warden of the Passaic County Jail, Deputy Warden of Passaic County Jail, and Passaic County Freeholder(Jerry Speziale, Charles Meyers, Steven Meyers, and Freeholders Sonia Rosado, Tanesha Way, Pat Lepore, Terry Duffy, James Gallagher, Bruce James and Eleese Evans). Signed by Judge Dennis M. Cavanaugh on 1/23/2012. (nr, ) (Entered: 01/26/2012)
02/13/2012	<u>98</u>	Letter from Regan H. Crotty re Proposed Consent Order. (Attachments: # <u>1</u> Proposed Consent Order to Amend Caption)(CROTTY, REGAN) (Entered: 02/13/2012)
02/15/2012	<u>99</u>	Letter from Regan H. Crotty enclosing proposed order. (Attachments: # <u>1</u> Proposed Order Directing Notice of Settlement between Plaintiffs and Defendant Gary M. Lanigan)(CROTTY, REGAN) (Entered: 02/15/2012)
02/17/2012	<u>100</u>	CONSENT ORDER amending the caption of this case to delete former Commissioner George Hayman and substitute deft. Gary Lanigan in his official capacity as Commissioner of New Jersey. Signed by Judge Dennis M. Cavanaugh on 2/16/2012. (nr, ) (Entered: 02/17/2012)

02/27/2012	<u>101</u>	ORDER with attached notice of settlement between pltfs. and deflt. Gary M. Lanigan; the Court will conduct a fairness hrg. on 4/23/2012 at 9:30a.m.; adjourning the hrg. scheduled for 3/27/2012 to 4/23/2012 at 9:30a.m.,etc.. Signed by Judge Dennis M. Cavanaugh on 2/23/2012. (nr, ) (Entered: 02/27/2012)
03/26/2012	<u>102</u>	Notice to be terminated and withdraw from Notices of Electronic filing as to case. Attorney REGAN H. CROTTY terminated. (CROTTY, REGAN) (Entered: 03/26/2012)
04/16/2012	<u>103</u>	DECLARATION of Jennifer B. Condon, Esq. and Jeanne LoCicero, Esq. re <u>101</u> Order, <i>Fairness Hearing Submission</i> by MATTHEW CARLEY, ANGEL COLON, ANDREW CRAWFORD, WINIFRED GATES, MARK HARKINS, JUBRA 'EEL LEBRON, ROY SCHMITT, CECILIO TOLEDANO. (Attachments: # <u>1</u> Exhibit Class Member Comments Part I, # <u>2</u> Exhibit Class Member Comments Part II, # <u>3</u> Exhibit Class Member Comments Part III, # <u>4</u> Exhibit Class Member Comments Part IV, # <u>5</u> Exhibit Consultant CV, # <u>6</u> Exhibit Consultant CV, # <u>7</u> Exhibit Monitor CV, # <u>8</u> Exhibit Plaintiffs' Expert CVs, # <u>9</u> Exhibit Class Member Comments State Agreement Part I, # <u>10</u> Exhibit Class Member Comments State Agreement Part II)(CONDON, JENNIFER) (Entered: 04/16/2012)
04/20/2012		Pro Hac Vice fee: \$ 150, receipt number NEW013110 Re Michael E. Planell (nr, ) (Entered: 04/24/2012)
04/23/2012	<u>105</u>	Minute Entry for proceedings held before Judge Dennis M. Cavanaugh: Fairness Hearing conducted to approve class action settlement held on 4/23/2012. Court indicated settlement fair and resonable. Opinion and Order to be filed (Court Reporter/Recorder Charles McGuire.) (spc, ) (Entered: 04/26/2012)
04/24/2012	<u>106</u>	OPINION. Signed by Judge Dennis M. Cavanaugh on 4/24/2012. (nr, ) (Entered: 04/26/2012)
04/25/2012	<u>104</u>	SETTLEMENT AGREEMENT <i>Proposed Final Order</i> by MATTHEW CARLEY, ANGEL COLON, ANDREW CRAWFORD, WINIFRED GATES, MARK HARKINS, JUBRA 'EEL LEBRON, ROY SCHMITT, CECILIO TOLEDANO. (CONDON, JENNIFER) (Entered: 04/25/2012)
04/25/2012	<u>107</u>	ORDER approving settlement agreement. Signed by Judge Dennis M. Cavanaugh on 4/24/2012. (nr, ) (Entered: 04/26/2012)
04/25/2012	<u>108</u>	SETTLEMENT AGREEMENT AND ORDER. Signed by Judge Dennis M. Cavanaugh on 4/24/2012. (nr, ) (Entered: 04/26/2012)
04/26/2012		***Civil Case Terminated. (nr, ) (Entered: 04/26/2012)
05/07/2012	<u>109</u>	FINAL JUDGMENT ORDER approving the settlement agreement between pltfs and deflt. Gary M. Lanigan and dismissing action. Signed by Judge Dennis M. Cavanaugh on 5/7/2012. (nr, ) (Entered: 05/07/2012)
08/26/2013	<u>110</u>	Letter from Jeanne LoCicero, co-counsel for plaintiffs. (LOCICERO, JEANNE) (Entered: 08/26/2013)
10/02/2013	111	TEXT ORDER – Telephone Status Conference set for 10/8/2013 at 10:30 AM before Magistrate Judge Mark Falk. Plaintiff's counsel shall arrange for and initiate the conference call. Please mark your calendars accordingly. Ordered by Magistrate Judge Mark Falk on 10/2/13. (LM, ) (Entered: 10/02/2013)
10/08/2013		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 10/8/2013. (drc, ) (Entered: 10/10/2013)
10/09/2013	<u>112</u>	SCHEDULING ORDER: Telephone Conference set for 1/7/2014 10:00 AM, 7/22/2014 at 10:00AM, &12/19/2014 at 10:00AM before Magistrate Judge Mark Falk.. Signed by Magistrate Judge Mark Falk on 10/9/2013. (nr, ) (Entered: 10/11/2013)
01/07/2014		Minute Entry for proceedings held before Magistrate Judge Mark Falk: Telephone Status Conference held on 1/7/2014. (drc, ) (Entered: 01/13/2014)