

CASREF, ECF, LEAD, REOPEN

**U.S. District Court**  
**United States District Court for the Southern District of New York (Foley Square)**  
**CIVIL DOCKET FOR CASE #: 1:02-cv-05426-GEL-THK**

Mcbean, et al v. The City of New York, et al  
Assigned to: Judge Gerard E. Lynch  
Referred to: Magistrate Judge Theodore H. Katz  
Demand: \$0  
Member case: ([View Member Case](#))  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 07/15/2002  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff****Kadian Mcbean**

represented by **Richard Cardinale**  
Cardinale & Marinelli  
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**Plaintiff****Cindia Cruz**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Plaintiff****Wanda Harvey**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Plaintiff**

**Margarita Plyassounova**  
*individually and on behalf of a class of all  
others similarly situated*

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Plaintiff**

**Toby Cohen**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Plaintiff**

**Brenda Hopkins**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Plaintiff**

**Rhonda Jones**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Plaintiff**

**Marcel Sarfati**  
*individually and on behalf of a class of all  
others similarly situated*

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Plaintiff**

**Lisa Gregorio**  
*individually*

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

V.

**Defendant**

**The City of New York**

represented by **Brett Harris Klein**  
Leventhal & Klein, LLP  
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*TERMINATED: 01/06/2006*  
*LEAD ATTORNEY*

**Deborah I. Meyer**  
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Corporation Counsel, City of New York  
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*TERMINATED: 01/06/2006*  
*LEAD ATTORNEY*

**Genevieve Nelson**  
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*LEAD ATTORNEY*

**Defendant**

**William J. Fraser**  
(Commissioner of the New York City  
Department of Corrections)

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
*LEAD ATTORNEY*

**Deborah I. Meyer**  
(See above for address)  
*TERMINATED: 01/06/2006*  
*LEAD ATTORNEY*

**Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant**

**Gary Lanigan**  
(First Deputy Commissioner of the New  
York city Department of Corrections)

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
*LEAD ATTORNEY*

**Deborah I. Meyer**  
(See above for address)

TERMINATED: 01/06/2006

LEAD ATTORNEY

**Genevieve Nelson**

(See above for address)

LEAD ATTORNEY

**Defendant**

**Robert N. Davoren**

*(Chief of Department of the New York City  
Department of Corrections)*

represented by **Brett Harris Klein**

(See above for address)

TERMINATED: 01/06/2006

LEAD ATTORNEY

**Deborah I. Meyer**

(See above for address)

LEAD ATTORNEY

**Genevieve Nelson**

(See above for address)

LEAD ATTORNEY

**Defendant**

**Bernard Kerik**

*(former Commissioner of the New York  
City Department of Corrections)*

represented by **Brett Harris Klein**

(See above for address)

TERMINATED: 01/06/2006

LEAD ATTORNEY

**Deborah I. Meyer**

(See above for address)

TERMINATED: 01/06/2006

LEAD ATTORNEY

**Genevieve Nelson**

(See above for address)

LEAD ATTORNEY

**Defendant**

**Doe 1**

*(a fictitious name for the Warden or Chief  
Executive Officer of Fikers Island  
Correctional Facility)*

represented by **Genevieve Nelson**

(See above for address)

LEAD ATTORNEY

**Defendant**

**John/Jane Doe no. 1**

*(a fictitious name for the Warden of the  
Rose M. Singer women's jail at Rikers  
Island)*

represented by **Genevieve Nelson**

(See above for address)

LEAD ATTORNEY

**Defendant**

**John/Jane Doe no. 2**

*(a fictitious name for the Chief Medical Officer of Rikers Island)*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant****John/Jane Doe no. 3**

*(a fictitious name for the Chief Medical Officer of the Rose M. Singer women's jail at Rikers Island)*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant****John/Jane Correction Officers Jane Does 1-500**

*(a fictitious name for the correction officer who strip searched the plaintiffs at Rikers Island)*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant****John/Jane Doctor/Nurse John/Jane Does 1-50**

*(a fictitious name for the health care professionals who performed nonconsensual gynecological procedures on the plaintiffs at the Rose M. Singer women's jail at Rikers Island), the individual defendants being sued both*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant****Michael Bloomberg**

*Mayor of the City of New York  
TERMINATED: 09/05/2007*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant****James Capozziello**

*Deputy Commissioner of DHMH*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant****Robert N. Davoren**

*Chief of of Department of DOC*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant****Martin F. Horn**

*Commissioner of DOC*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant**

**New York City Department of  
Correction (DOC)**

*TERMINATED: 09/05/2007*

**Defendant**

**P.H.S. Medical Services, P.C.**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant**

**Dr. Trevor Parks**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant**

**Thomas R. Frieden**

*Commissioner of DHMH*

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Movant**

**Foster Thomas**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

represented by **Mariann Meier Wang**  
Emery Celli Brinckerhoff & Abady, LLP  
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*LEAD ATTORNEY*

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*LEAD ATTORNEY*

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*LEAD ATTORNEY*

**Elizabeth Sykes Saylor**

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*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****Kenneth Williams**represented by **Mariann Meier Wang**

(See above for address)

*LEAD ATTORNEY***Matthew D. Brinckerhoff**

(See above for address)

*LEAD ATTORNEY***Richard D. Emery**

(See above for address)

*LEAD ATTORNEY**ATTORNEY TO BE NOTICED***Elizabeth Sykes Saylor**

(See above for address)

*ATTORNEY TO BE NOTICED***Elora Mukherjee**

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*ATTORNEY TO BE NOTICED***Intervenor Plaintiff****Daniel Velazquez**represented by **Mariann Meier Wang**

(See above for address)

*LEAD ATTORNEY***Matthew D. Brinckerhoff**

(See above for address)

*LEAD ATTORNEY***Richard D. Emery**

(See above for address)

*LEAD ATTORNEY*

**Elizabeth Sykes Saylor**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Joel Ramos**

represented by **Elizabeth Sykes Saylor**

(See above for address)

*LEAD ATTORNEY*

**Mariann Meier Wang**

(See above for address)

*LEAD ATTORNEY*

**Matthew D. Brinckerhoff**

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*LEAD ATTORNEY*

**Richard D. Emery**

(See above for address)

*LEAD ATTORNEY*

**Intervenor Plaintiff**

**Doris Edwards**

represented by **Richard D. Emery**

(See above for address)

*LEAD ATTORNEY*

**Elizabeth Sykes Saylor**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Samuel Figueroa**

represented by **Elizabeth Sykes Saylor**

(See above for address)

*LEAD ATTORNEY*

**Richard D. Emery**

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*LEAD ATTORNEY*



**Elizabeth Sykes Saylor**  
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**Elora Mukherjee**  
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*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**David Gonzalez**

represented by **Elizabeth Sykes Saylor**  
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*LEAD ATTORNEY*

**Richard D. Emery**  
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*LEAD ATTORNEY*

**Elizabeth Sykes Saylor**  
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*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**  
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*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Afifa Hudspeth**

represented by **Elizabeth Sykes Saylor**  
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*LEAD ATTORNEY*

**Richard D. Emery**  
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*LEAD ATTORNEY*

**Elizabeth Sykes Saylor**  
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*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**  
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*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Alan S. Olson**

represented by **Elizabeth Sykes Saylor**  
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*LEAD ATTORNEY*

**Richard D. Emery**

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*LEAD ATTORNEY*

**Elizabeth Sykes Saylor**

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*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**

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*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**Foster Thomas**

represented by **Elizabeth Sykes Saylor**

(See above for address)

*LEAD ATTORNEY*

**Richard D. Emery**

(See above for address)

*LEAD ATTORNEY*

**Elizabeth Sykes Saylor**

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*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**

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**Intervenor Plaintiff**

**Chareama Bolds**

represented by **Elizabeth Sykes Saylor**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**

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**Mariann Meier Wang**

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**Matthew D. Brinckerhoff**

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*ATTORNEY TO BE NOTICED*

**Richard D. Emery**

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*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff****Julio Phitts**

represented by **Elizabeth Sykes Saylor**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**  
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*ATTORNEY TO BE NOTICED*

**Mariann Meier Wang**  
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**Matthew D. Brinckerhoff**  
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*ATTORNEY TO BE NOTICED*

**Richard D. Emery**  
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*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff****David Sanchez**

represented by **Elizabeth Sykes Saylor**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Mariann Meier Wang**  
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*ATTORNEY TO BE NOTICED*

**Matthew D. Brinckerhoff**  
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*ATTORNEY TO BE NOTICED*

**Richard D. Emery**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff****Intervenor-Plaintiff Arthur Wallace**

represented by **Elizabeth Sykes Saylor**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Elora Mukherjee**  
(See above for address)

**ATTORNEY TO BE NOTICED****Defendant**

**New York City Health & Hosp's Corp.**  
*TERMINATED: 09/05/2007*

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant**

**The Wardens of Rikers Island  
Correctional Facility**

represented by **Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant**

**Warden Jacqueline Thomas-Andrews**  
*Warden of the Rose M. Singer Facility for  
Women at Rikers Island in 2001*

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
**LEAD ATTORNEY**

**Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant**

**Carolyn Thomas**  
*Warden of the Rose M. Singer Facility for  
Women*

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
**LEAD ATTORNEY**

**Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant**

**Prison Health Services, Inc.**

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
**LEAD ATTORNEY**

**Genevieve Nelson**  
(See above for address)  
**LEAD ATTORNEY**

**Defendant**

**America Services Group, Inc.**

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
**LEAD ATTORNEY**

**Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant**

**M.D. Trevor Parks**  
*Prison Health Service Medical Director*

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
*LEAD ATTORNEY*

**Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Defendant**

**Dr. Brown**  
*Medical Director of Correctional Health Services*

represented by **Brett Harris Klein**  
(See above for address)  
*TERMINATED: 01/06/2006*  
*LEAD ATTORNEY*

**Genevieve Nelson**  
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*LEAD ATTORNEY*

**Consolidated Plaintiff**

**Federico Tenorio**

represented by **Richard Cardinale**  
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**Robert Nathan Isseks**  
(See above for address)

**Consolidated Plaintiff**

**Chanta Nixon**

represented by **Richard Cardinale**  
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**Robert Nathan Isseks**  
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**Consolidated Plaintiff**

**Keysha Lee Morris**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Consolidated Plaintiff**

**Diedre Hendricks**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

**Consolidated Plaintiff**

**David Cence**

represented by **Richard Cardinale**  
(See above for address)

**Robert Nathan Isseks**  
(See above for address)

V.

**Consolidated Defendant**

**Doctor/Nurse 1-50**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Defendant**

**Correction Officers**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Defendant**

**Patrick Brown**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Defendant**

**The Wardens of the New York City  
Department of Correction**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Defendant**

**Health and Hospitals Corporation**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Defendant**

**Kim Wallace**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

**Consolidated Defendant**

**Chante Westhook**

represented by **Genevieve Nelson**  
(See above for address)  
*LEAD ATTORNEY*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
07/15/2002	1	CLASS ACTION COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). FILING FEE \$ 150.00 RECEIPT # 444979. (rmo) (Entered: 07/22/2002)
07/15/2002		CASE REFERRED TO Judge Naomi R. Buchwald as possibly related to 1:02cv465. (rmo) (Entered: 07/22/2002)
07/15/2002	2	NOTICE of by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova requesting that this actin be filed as related to case 02cv465 (NRB). (rmo) (Entered: 07/22/2002)
08/06/2002	3	Memo-Endorsement on letter addressed to Judge Buchwald from Deborah I. Meyer, dated 7/24/02: Granting defendants request for extension of time to answer or otherwise respond to the complaint until 8/23/02 . ( signed by Judge Barbara S. Jones ); Copies mailed. (tp) (Entered: 08/08/2002)
08/06/2002	4	NOTICE OF INITIAL PRETRIAL CONFERENCE: That if such a consent order is not filed within the time provided, a pretrial conference will be held for 3:00 p.m. on 9/20/02, in Courtroom 1105, 40 Centre Street, New York, NY 10007. ( signed by Judge Barbara S. Jones ) (tp) (Entered: 08/09/2002)
08/06/2002		Case referred as related to 1:02cv465 and declined by Judge Naomi R. Buchwald and returned to wheel for assignment. (jol) (Entered: 08/14/2002)
08/06/2002	5	Notice of Case Assignment to Judge Gerard E. Lynch . Copy of notice and judge's rules mailed to Attorney(s) of record: Richard J. Cardinale . (jol) (Entered: 08/14/2002)
08/06/2002		Magistrate Judge Theodore H. Katz is so designated. (jol) (Entered: 08/14/2002)
08/19/2002	6	Memo-Endorsement on letter addressed to Judge Jones from Richard J. Cardinale, dated 8/16/02: The 9/20/02 conference is cancelled . ( signed by Judge Barbara S. Jones ); Copies mailed. (tp) (Entered: 08/21/2002)
09/05/2002	7	ANSWER by The City of New York, William J. Fraser, Gary Lanigan, Robert N. Davoren, Bernard Kerik to Amended Complaint. (Attorney Deborah I. Meyer from the Firm: Corp Counsel City of NY). (cd) (Entered: 09/11/2002)
10/17/2002	8	NOTICE OF MOTION by Kadian Mcbean, Cindia Cruz, Wanda Harvey, and Margarita Plyassounova, to certify class action ; for preliminary injunction . No Return Date. (kw) (Entered: 10/23/2002)
10/17/2002	9	DECLARATION of Micheal Hueston by Kadian Mcbean, Cindia Cruz, Wanda Harvey, and Margarita Plyassounova in support Re: [8-1] motion to certify class action, [8-2] motion for preliminary injunction. (kw) (Entered: 10/23/2002)
10/17/2002	10	DECLARATION of Robert N. Isseks by Kadian Mcbean, Cindia Cruz, Wanda Harvey, and Margarita Plyassounova in support Re: [8-1] motion to certify class action, [8-2] motion for preliminary injunction. (kw) (Entered: 10/23/2002)

10/17/2002	11	MEMORANDUM OF LAW by Kadian Mcbean, Cindia Cruz, Wanda Harvey, and Margarita Plyassounova in support of [8-1] motion to certify class action, [8-2] motion for preliminary injunction. (kw) (Entered: 10/23/2002)
10/17/2002	12	DECLARATION of Richard J. Cardinale by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova in support Re: [8-1] motion to certify class action, [8-2] motion for preliminary injunction. (kw) (Entered: 10/23/2002)
10/23/2002	13	SCHEDULING ORDER: Deft's Response to motion deadline set for 11/25/02; Pltff's Reply to response to motion deadline set for 12/9/02. ( signed Judge Gerard E. Lynch ); (kg) (Entered: 10/25/2002)
11/04/2002	14	Memo-Endorsement on letter addressed to Judge Lynch from Richard J. Cardinale, dated 10/29/02; granting plaintiffs requests for leave to file a second amended complaint . ( signed by Judge Gerard E. Lynch ); (pl) (Entered: 11/06/2002)
11/07/2002	15	SECOND AMENDED COMPLAINT by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova, Toby Cohen, Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Lisa Gregorio (Answer due 11/18/02 for John/Jane Does 1-50, for John/Jane Does 1-500, for Bernard Kerik, for Robert N. Davoren, for Gary Lanigan, for William J. Fraser, for The City of New York ) amending [1-1] complaint against New York City Health, Wardens of Rikers, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health, Inc., America Services, Trevor Parks, Brown. Summons issued. (yv) (Entered: 11/13/2002)
11/12/2002	16	AFFIDAVIT OF SERVICE of 2nd Amended Complaint as to Prison Health, Inc. by Paula Kash, Ct. Corp on 11/12/02 . Answer due on 12/2/02 for Prison Health, Inc. . (cd) (Entered: 11/14/2002)
11/12/2002	17	AFFIDAVIT OF SERVICE of 2nd Amended Complaint as to The City of New York by unknown white female on 11/7/02 . Answer due on 11/27/02 for The City of New York . (cd) (Entered: 11/14/2002)
11/12/2002	18	AFFIDAVIT OF SERVICE of 2nd Amended Complaint as to New York City Health by unknown white female on 11/7/02 . Answer due on 11/27/02 for New York City Health . (cd) (Entered: 11/14/2002)
11/12/2002	19	AFFIDAVIT OF SERVICE of S/C as to Brown by unknown white female on 11/7/02. Answer due on 11/27/02 for Brown . (cd) (Entered: 11/14/2002)
11/12/2002	20	AFFIDAVIT OF SERVICE of 2nd Amended Complaint as to Carolyn Thomas by Officer Jenkins on 11/7/02 . Answer due on 11/27/02 for Carolyn Thomas . (cd) (Entered: 11/14/2002)
11/12/2002	21	AFFIDAVIT OF SERVICE of 2nd Amended Complaint as to Jacqueline Thomas-Andrews by Officer Jenkins on 11/7/02 . Answer due on 11/27/02 for Jacqueline Thomas-Andrews . (cd) (Entered: 11/14/2002)
11/27/2002	22	MEMORANDUM OF LAW by defendants in support of their motion to disqualify plaintiffs' counsel. (kw) (Entered: 12/03/2002)
11/27/2002	23	NOTICE OF MOTION by The City of New York to disqualify plntf's counsel from further representation of plntfs ; Return Date not indicated; attached are



		papers in support (cd) (Entered: 12/04/2002)
12/03/2002	24	Memo-Endorsement on letter addressed to Judge Gerard E. Lynch from Deborah I. Meyer, dated 11/21/02. Re:, counsel for dfts requests that discovery and the motion for class certification be stayed pending a decision by the U.S. Supreme Court until approximately between February and April 2003 , or in the alternative counsel for dfts requests a sixty day extension to respond to plaintiffs' class certification motion. The motions for a stay pending decision of the Certiorari petition in Shain and/or of the disqualification motion are denied. The motion for an extension of time to respond to the class certification motion is also denied since (1) it is untimely, defendants having submitted it so late that it only reached chambers on the date the response was due and (2) the motion is entirely unpecific about what addition at discovery is allegedly necessitated by the amendment of the complaint and this provides no rational basis for the Court to assess the need for an extension . ( signed by Judge Gerard E. Lynch ); (dle) (Entered: 12/06/2002)
12/04/2002	25	AFFIDAVIT OF SERVICE of summons and complaint as to Trevor Parks by certified mail on 11/20/02. Answer due on 12/10/02 for Trevor Parks. (jco) (Entered: 12/10/2002)
12/10/2002	26	MEMORANDUM OF LAW by The City of New York, William J. Fraser, Gary Lanigan, Robert N. Davoren, Bernard Kerik, Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Does 1-500, John/Jane Does 1-50, New York City Health, Wardens of Rikers, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health, Inc., America Services, Trevor Parks, Brown in opposition to [8-1] motion to certify class action, [8-2] motion for preliminary injunction . (db) (Entered: 12/13/2002)
12/10/2002	27	DECLARATION of Brett H. Klein by The City of New York, William J. Fraser, Gary Lanigan, Robert N. Davoren, Bernard Kerik, Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Does 1-500, John/Jane Does 1-50, New York City Health, Wardens of Rikers, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health, Inc., America Services, Trevor Parks, Brown in support of dft's memorandum in opposition to plttf's motion for preliminary injunction. (db) (Entered: 12/13/2002)
12/11/2002	28	REPLY MEMORANDUM by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova in support re: [8-1] motion to certify class action, [8-2] motion for preliminary injunction . (dle) (Entered: 12/23/2002)
12/19/2002	29	ORDER, denying [8-1] motion to certify class action, denying [8-2] motion for preliminary injunction. ( signed by Judge Gerard E. Lynch ); (kw) (Entered: 12/23/2002)
01/16/2003	30	RULE 1.9 CERTIFICATE filed by America Services, Prison Health, Inc. . (ae) (Entered: 01/21/2003)
01/16/2003	31	ANSWER by The City of New York, William J. Fraser, Gary Lanigan, Robert N. Davoren, Bernard Kerik, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health, Inc., America Services, Trevor Parks, Brown to [15-1] second amended complaint . (Attorney Brett H. Klein from the Firm: Michael A. Cardozo); jury demand. (ae) (Entered: 01/21/2003)

01/17/2003	32	City Defendants' REPLY MEMORANDUM in Further support re: [23-1] motion to disqualify plntf's counsel from further representation of plntfs . (djc) (Entered: 01/24/2003)
01/17/2003	33	DECLARATION of Brett H. Klein in support of [23-1] motion to disqualify plntf's counsel from further representation of plntfs; and to place relevant and documetns on the record; (djc) (Entered: 01/24/2003)
01/21/2003	34	MEMORANDUM OF LAW by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova, Toby Cohen, Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Lisa Gregorio in opposition to [23-1] motion to disqualify plntf's counsel from further representation of plntfs. (sb) (Entered: 01/24/2003)
01/21/2003	35	DECLARATION of Robert N. Isseks by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova, Toby Cohen, Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Lisa Gregorio in opposition to [23-1] motion to disqualify plntf's counsel from further representation of plntfs . (sb) (Entered: 01/24/2003)
01/21/2003	36	DECLARATION of Michael Hueston by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova, Toby Cohen, Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Lisa Gregorio in opposition to [23-1] motion to disqualify plntf's counsel from further representation of plntfs. (sb) (Entered: 01/24/2003)
01/21/2003	37	DECLARATION of Richard J. Cardinale by Kadian Mcbean, Cindia Cruz, Wanda Harvey, Margarita Plyassounova, Toby Cohen, Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Lisa Gregorio in opposition to [23-1] motion to disqualify plntf's counsel from further representation of plntfs . (sb) (Entered: 01/24/2003)
02/03/2003	38	Transcript of record of proceedings before Judge Gerard E. Lynch for the date(s) of 12/18/02. (dt) (Entered: 02/03/2003)
02/03/2003	39	Transcript of record of proceedings before Judge Gerard E. Lynch for the date(s) of 12/9/02. (dt) (Entered: 02/03/2003)
05/22/2003	40	ORDER, Defendant's request for an order staying or limiting discovery is denied. ( signed by Judge Gerard E. Lynch ) (sb) (Entered: 05/23/2003)
06/03/2003	41	OPINION AND ORDER #88589, denying [23-1] motion to disqualify plntf's counsel from further representation of plntfs. ( signed by Judge Gerard E. Lynch ); (kw) (Entered: 06/05/2003)
06/13/2003	42	Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for settlement. Referred to Magistrate Judge Theodore H. Katz. ( signed by Judge Gerard E. Lynch ) (kw) (Entered: 06/13/2003)
06/20/2003	43	STIPULATION and ORDER, defendants will serve their papers in opposition to plaintiffs' motion for class certification by 8/29/03; plaintiffs will submit their reply by 9/12/03; the parties will conduct discovery in the interim . ( signed by Judge Gerard E. Lynch ) (yv) (Entered: 06/23/2003)
06/20/2003		Deadline(s) updated: scheduling order deadlines: Reply to response to motion deadline 9/12/03 ; . (yv) (Entered: 06/23/2003)
07/18/2003	44	Memo-Endorsement on letter addressed to Mag. Judge Katz from Brett H. Klein, dated 7/16/03. Counsel for defendants request a one week adjournment of the

		7/18/03 status conference. The parties shall call chambers on 7/29/03 at 4:30 p.m. ( signed by Magistrate Judge Theodore H. Katz ); Copies mailed by Chambers. (sb) (Entered: 07/22/2003)
07/25/2003	45	STIPULATION and ORDER, The actions, 02cv5426 and 03cv4114, are consolidated for all purposes . ( signed by Judge Gerard E. Lynch ) (sb) (Entered: 07/29/2003)
07/25/2003		Consolidated Lead Case. (sb) (Entered: 07/29/2003)
08/07/2003		Settlement Conference held before Magistrate Judge Theodore H. Katz . (ja) (Entered: 08/12/2003)
08/25/2003	46	RULE 1.9 CERTIFICATE filed by The City of New York . (db) (Entered: 08/27/2003)
08/26/2003	47	Memo-Endorsement on letter addressed to Hon. Gerard E. Lynch from Brett H. Klein, dated 8/22/03. counsel for defendants request a stay of discovery and the briefing of plaintiffs' motion for class certification pending the outcome of settlement negotiations. So Ordered . ( signed by Judge Gerard E. Lynch ); (yv) (Entered: 08/28/2003)
09/12/2003		Settlement Conference held before Magistrate Judge Theodore H. Katz. (ja) (Entered: 09/19/2003)
10/02/2003		Telephone settlement Conference held before Magistrate Judge Theodore H. Katz . (cd) (Entered: 10/07/2003)
10/09/2003		Telephone Conference held on 10/9/03 before Magistrate Judge Theodore H. Katz . (dle) (Entered: 10/14/2003)
10/09/2003		Telephone Settlement Conference held on 10/9/03 before Magistrate Judge Theodore H. Katz. (sb) Modified on 10/17/2003 (Entered: 10/17/2003)
10/09/2003		Telephone Settlement Conference held on 10/9/03 before Magistrate Judge Theodore H. Katz. (sb) (Entered: 10/17/2003)
12/01/2003	48	Minute Entry for proceedings held before Judge Theodore H. Katz : Settlement Conference (telephonic) held on 12/1/2003. (dle, ) (Entered: 12/11/2003)
01/21/2004		Minute Entry for proceedings held before Judge Theodore H. Katz : Settlement Conference held on 1/21/2004. (jco, ) (Entered: 02/09/2004)
02/17/2004		Minute Entry for proceedings held before Magistrate Judge Theodore H. Katz : Settlement Conference held on 2/17/2004. (sb, ) (Entered: 02/23/2004)
02/18/2004	49	MOTION for an order, granting Joel Ramos, Foster Thomas, Daniel Velazquez and Kenneth Williams, pursuant to Fed. R. Civ. P. 24(a)(2), to intervene-plaintiffs. Return Date set for 3/18/2004 12:00 PM before Judge Gerard E. Lynch. (sac, ) (Entered: 02/23/2004)
02/18/2004	50	MEMORANDUM OF LAW in Support re: [49] MOTION to Intervene. (sac, ) (Entered: 02/23/2004)
03/08/2004		Minute Entry for proceedings held before Judge Theodore H. Katz : Telephone Conference (Settlement) held on 3/8/2004. 5:20-5:45 PM. (jeh, ) (Entered: 03/08/2004)

		03/11/2004)
03/09/2004	51	MEMORANDUM OF LAW in Opposition re: [49] MOTION to Intervene. Document filed by David Cence, Toby Cohen, Cindia Cruz, Lisa Gregorio, Wanda Harvey, Brenda Hopkins, Rhonda Jones, Kadian Mcbean, Marcel Sarfati. (jco, ) (Entered: 03/12/2004)
03/16/2004	52	MEMORANDUM OF LAW Of Plaintiffs in Support Of Approval Of Class Action Settlement. Document filed by David Cence, Toby Cohen, Cindia Cruz, Lisa Gregorio, Wanda Harvey, Diedre Hendricks, Brenda Hopkins, Rhonda Jones, Kadian Mcbean, Keysha Lee Morris, Chanta Nixon, Margarita Plyassounova, Marcel Sarfati, Federico Tenorio. (jmi, ) (Entered: 03/19/2004)
03/16/2004	53	DECLARATION of Richard J. Cardinale in Support Of Approval Of Class Action Settlement. Document filed by David Cence, Toby Cohen, Cindia Cruz, Lisa Gregorio, Wanda Harvey, Diedre Hendricks, Brenda Hopkins, Rhonda Jones, Kadian Mcbean, Keysha Lee Morris, Chanta Nixon, Margarita Plyassounova, Marcel Sarfati, Federico Tenorio. (jmi, ) (Entered: 03/19/2004)
03/30/2004	54	ENDORSED LETTER addressed to Judge Lynch from Richard D. Emery dated 03/24/04 re: Parties are directed to provide counsel with copies of the court filing regarding the final Settlement no later than Wednesday, March 24, 2004, and allow them to serve reply memorandum of law within five business days after those documents are provided to them, by March 31 2004; (Signed by Judge Gerard E. Lynch on 03/24/04) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(djc, ) (Entered: 04/01/2004)
04/16/2004	55	Intervenor-Plaintiffs' MEMORANDUM OF LAW in Opposition to Plaintiffs' Request for Approval of Class Action Settlement; (djc, ) (Entered: 04/20/2004)
04/29/2004	56	REPLY MEMORANDUM OF LAW in Support of Approval of Class Action Settlement. Document filed by Patrick Brown, David Cence, Toby Cohen, Cindia Cruz, Lisa Gregorio, Wanda Harvey, Diedre Hendricks, Brenda Hopkins, Rhonda Jones, Kadian Mcbean, Keysha Lee Morris, Chanta Nixon, Margarita Plyassounova, Marcel Sarfati, Federico Tenorio. (pl, ) (Entered: 04/30/2004)
05/17/2004	57	MEMORANDUM OF LAW in Support of approval of class action settlement. Document filed by The City of New York. (kw, ) (Entered: 05/18/2004)
05/24/2004	58	SCHEDULING ORDER: The parties having appeared for a pretrial conference on 5/20/2004: The motion for class certification filed on 10/17/2004 is withdrawn. Motions due by 6/4/2004. Cross Motions due by 6/25/2004. Responses due by 7/16/2004 Replies due 7/30/2004. (Signed by Judge Gerard E. Lynch on 5/20/2004) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(jsa, ) (Entered: 05/25/2004) Presiding Judge: Lynch, Gerard E. Referral Judge : Katz, Theodore H. (Entered: 05/25/2004)
05/24/2004	59	[49] Motion to Intervene pursuant to the conference held with the parties and the Court on 5/20/2004. It is ordered that the motion to intervene by plaintiffs Joel Ramos,Foster Thomas, Daniel Valequez and Kenneth Williams is granted.. (Signed by Judge Gerard E. Lynch on 5/20/2004) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(jsa, ) (Entered: 05/25/2004)

06/07/2004	60	AMENDED MOTION for an Order Certifying this Class Action pursuant to FRCP 23(b)(2) and (3). Document filed by David Cence, Toby Cohen, Cindia Cruz, Lisa Gregorio, Wanda Harvey, Diedre Hendricks, Brenda Hopkins, Rhonda Jones, Kadian Mcbean, Keysha Lee Morris, Chanta Nixon, Margarita Plyassounova, Marcel Sarfati, Federico Tenorio. (tp, ) (Entered: 06/07/2004)
06/07/2004	61	MEMORANDUM OF LAW in Support re: [60] MOTION to Certify Class. Document filed by David Cence, Toby Cohen, Cindia Cruz, Lisa Gregorio, Wanda Harvey, Diedre Hendricks, Brenda Hopkins, Rhonda Jones, Kadian Mcbean, Keysha Lee Morris, Chanta Nixon, Margarita Plyassounova, Marcel Sarfati, Federico Tenorio. (tp, ) (Entered: 06/07/2004)
06/28/2004	62	MOTION to Appointing Emery Cell Brinckerhoff & Abady LLP as class counsel, purs to FRCP 23(g)., MOTION to Certify Class., MOTION designating Intervenor Plaintiffs as representatives of the class. Document filed by Kenneth Williams, Daniel Velazquez, Foster Thomas, Joel Ramos. Return Date set for 8/6/2004 12:00 PM. Attached are declarations in support(djc, ) (Entered: 07/09/2004)
06/28/2004	63	MEMORANDUM OF LAW in Opposition re: [60] MOTION to Certify Class.. Document filed by Joel Ramos, Foster Thomas, Daniel Velazquez, Kenneth Williams; and in support of Intervenor-Plaintiffs' Motion for Class Certification; (djc, ) (Entered: 07/09/2004)
07/28/2004	64	MEMORANDUM OF LAW in Opposition to: [62] MOTION to Appoint Counsel. MOTION to Certify Class. MOTION designating Intervenor Plaintiffs as representatives of the class. Document filed by America Services Group, Inc., Brown, Patrick Brown, Correction Officers, Robert N. Davoren, William J. Fraser, Health and Hospitals Corporation, Bernard Kerik, Gary Lanigan, New York City Health & Hosp's Corp., Trevor Parks, Prison Health Services, Inc., The City of New York, The Wardens of Rikers Island Correctional Facility, The Wardens of the New York City Department of Correction, Carolyn Thomas, Jacqueline Thomas-Andrews, Kim Wallace, Chante Westhook. (db, ) (Entered: 07/29/2004)
07/30/2004	65	Reply Memorandum of Law in support of plaitniffs' amended motion for class certification. Document filed by David Cence, Toby Cohen, Cindia Cruz, Lisa Gregorio, Wanda Harvey, Diedre Hendricks, Brenda Hopkins, Rhonda Jones, Kadian Mcbean, Chanta Nixon, Margarita Plyassounova, Marcel Sarfati. (dle, ) (Entered: 08/02/2004)
08/02/2004	66	Intervenor plaintiffs' reply memorandum in furhter support of intervenors' motion for class certification. Document filed by Joel Ramos, Foster Thomas, Daniel Velazquez, Kenneth Williams. (dle, ) (Entered: 08/04/2004)
04/07/2005	67	FIRST AMENDED INTERVENOR COMPLAINT amending [1] Complaint against Michael Bloomberg, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, New York City Department of Correction (DOC), P.H.S. Medical Services, P.C., Trevor Parks, Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, New York City Health & Hosp's Corp., Prison Health Services, Inc., William J. Fraser, Gary Lanigan, Bernard Kerik.Document filed by Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa

		Hudspeth, Alan S. Olson, Foster Thomas, Kenneth Williams, Daniel Velazquez, Joel Ramos. Related document: [1] Complaint.(cd, ) (Entered: 04/15/2005)
04/27/2005	68	OPINION and ORDER # 91541 re: granting [60] MOTION to Certify Class. filed by Toby Cohen,, Kadian Mcbean,, Cindia Cruz,, Wanda Harvey,, Margarita Plyassounova,, Brenda Hopkins,, Rhonda Jones,, Marcel Sarfati,, Lisa Gregorio,, David Cence,, Diedre Hendricks,, Chanta Nixon,, Federico Tenorio,, Keysha Lee Morris; denying [62] MOTION to Appoint Counsel. MOTION to Certify Class. MOTION designating Intervenor Plaintiffs as representatives of teh class. MOTION to Appoint Counsel. MOTION to Certify Class. MOTION designating Intervenor Plaintiffs as representatives of teh class. filed by Joel Ramos,, Kenneth Williams,, Foster Thomas,, Daniel Velazquez;.. in the event no applciatonf or preliminary approval is made by that date, thr Court will direct immediate notice in accordance with RULe 2 3(c)(2). (Signed by Judge Gerard E. Lynch on 4/26/05) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(djc, ) (Entered: 04/29/2005)
04/27/2005	69	ORDER that the Clerk of Court is respectfully requested to close out docket #60 and 62 on all internal reports. (Signed by Judge Gerard E. Lynch on 4/26/05) (cd, ) (Entered: 05/02/2005)
05/13/2005	70	PLAINTIFFS' MEMORANDUM OF LAW in Support of Approval of Class Action Settlement. (djc, ) (Entered: 05/17/2005)
05/13/2005	71	MOTION to Approve approval of proposed settlement set forth in the stip and order of Class Actioin Settlement., MOTION for Attorney Fees.. (djc, ) (Entered: 05/17/2005)
06/01/2005	72	AFFIDAVIT OF SERVICE of Summons and Amended Complaint upon Department of Health and Mental Hygiene. Service was accepted by Edna Gonzalez. Document filed by Kadian Mcbean. (kw, ) (Entered: 06/07/2005)
06/01/2005	73	AFFIDAVIT OF SERVICE of Summons and Amended Complaint. James Capozziello served on 5/27/2005, answer due 6/16/2005. Service was accepted by Edna Gonzalez. Document filed by Kadian Mcbean. (kw, ) (Entered: 06/07/2005)
06/01/2005	74	AFFIDAVIT OF SERVICE of Summons and Amended Complaint. Thomas R. Frieden served on 5/27/2005, answer due 6/16/2005. Service was accepted by Edna Gonzalez. Document filed by Kadian Mcbean. (kw, ) (Entered: 06/07/2005)
07/12/2005	75	STIPULATION AND ORDER of Class Action Settlement, as further set forth in this document. (Signed by Judge Gerard E. Lynch on 6/21/05) (cd, ) (Entered: 07/13/2005)
07/12/2005		Transmission to Judgments and Orders Clerk. Transmitted re: [75] Stipulation and Order, to the Judgments and Orders Clerk for preparation of Judgment. (cd, ) (Entered: 07/13/2005)
07/19/2005	76	REQUEST FOR EXCLUSION FROM CLASS. Filed by Keith Jones.(ae, ) (Entered: 07/29/2005)
07/19/2005	77	NOTICE of Class Action and Proposed Class Settlement. (tb, ) (Entered: 08/01/2005)

07/19/2005		Request by Ismael Jacques to be excluded from Class Action. (tb, ) (Entered: 08/01/2005)
07/19/2005	78	Request by Rafael R. Nunez to be excluded from Class Action. (tb, ) (Entered: 08/01/2005)
07/19/2005		Minute Entry for proceedings held before Judge Theodore H. Katz : Discovery Hearing held on 7/19/2005. (pl, ) (Entered: 08/05/2005)
07/21/2005	80	REQUEST TO BE EXCLUDED FROM CLASS ACTION. Filed by Derek C. Slates. (db, ) (Entered: 08/02/2005)
07/27/2005	79	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for Specific Non-Dispositive Motion/Dispute. Referred to Magistrate Judge Theodore H. Katz. (Signed by Judge Gerard E. Lynch on 7/25/05) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(yv, ) (Entered: 08/01/2005)
08/23/2005	81	ORDER: It is hereby ordered that Tobey Cohen is withdrawn as class representative in this matter. (Signed by Judge Gerard E. Lynch on 8/10/2005) (lb, ) (Entered: 08/25/2005)
09/08/2005	82	TRANSCRIPT of proceedings held on May 31, 2005, 2:23 p.m. before Judge Gerard E. Lynch. (dt, ) (Entered: 09/08/2005)
09/26/2005	83	TRANSCRIPT of proceedings held on 5/31/2005 before Judge Gerard E. Lynch. (jar, ) (Entered: 09/26/2005)
10/05/2005	84	MEMORANDUM OF LAW in Support of Objections to the Settlement. Document filed by Kenneth Williams, Daniel Velazquez, Foster Thomas, Joel Ramos, Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson. Received in the night deposit box on 10/5/05 at 8:02 p.m.. (sac, ) (Entered: 10/06/2005)
10/05/2005	85	DECLARATION of R. Emery and M. Wang and EXHIBITS in Support of Objections to the Settlement. Document filed by Kenneth Williams, Daniel Velazquez, Foster Thomas, Joel Ramos, Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson. Received in the night deposit box on 10/5/05 at 8:02 p.m.. (sac, ) (Entered: 10/06/2005)
10/07/2005	86	ORDER: The fairness hearing is not a forum for members of the plaintiff class to provide details regarding their individual claims. Rather, its purpose is to hear arguments regarding the fairness of the proposed settlement. Since Marin has stated no objection to the proposed settlement, there is no reason for this Court to direct that he be produced, and his request is DENIED. (Signed by Judge Gerard E. Lynch on 10/3/05) (js, ) (Entered: 10/11/2005)
10/11/2005	92	REQUEST TO BE EXCLUDED FROM CLASS ACTION. Filed by Anthony Pratt. (jco, ) (Entered: 11/09/2005)
10/19/2005	87	ORDER that intervenor-plntfs' request for an extension of the 10/5, deadline for objections is denied and intervenor-plntfs' request for leave to file a supplemental brief concerning objections relating to the application for attys fees is granted, as further set forth in this document. (Signed by Judge Gerard E. Lynch on 9/30/05)

		(cd, ) (Entered: 10/20/2005)
10/25/2005	88	MEMORANDUM OF LAW in Opposition re: Intervenor-Plaintiffs' Objections to the Settlement. Document filed by Kadian Mcbean. (cd, ) (Entered: 10/26/2005)
11/01/2005	89	MEMORANDUM OF LAW in Support re: [71] MOTION to Approve approval of proposed settlement set for the stip and order of Class Actioin Settlement. MOTION for Attorney Fees. Document filed by Toby Cohen, Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Kadian Mcbean, Lisa Gregorio, Cindia Cruz, Wanda Harvey, Margarita Plyassounova. (jco, ) (Entered: 11/02/2005)
11/01/2005	90	DECLARATION of Richard J. Cardinale in Support re: [71] MOTION to Approve approval of proposed settlement set forth in the stip and order of Class Actioin Settlement. MOTION for Attorney Fees. (jco, ) (Entered: 11/02/2005)
11/03/2005	91	DECLARATION of Robert N. Isseks in Support re: [71] MOTION to Approve approval of proposed settlelment set for th in teh stip and order of Class Actioin Settlement. MOTION for Attorney Fees.. Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(dle, ) (Entered: 11/04/2005)
11/17/2005	95	MEMORANDUM OF LAW in partial Opposition re: [71] MOTION to Approve approval of proposed settlelment set for th in the stip and order of Class Actioin Settlement. MOTION for Attorney Fees. Document filed by Daniel Velazquez, Foster Thomas, Joel Ramos. (cd, ) (Entered: 11/18/2005)
11/18/2005	93	ORDER; plaintiff's request that the Court reject intervenor-plaintiffs' memo of law is DENIED. Pltf and deft's request that Dr. Stuart Grassian be precluded from testifying at the fairness hearing are GRANTED. Intervenor-plaintiff's request for the Court to order disclosure of certain information before the fairness hearing is DENIED. Intervenor-plaintiffs have until 11/18/05 to submit a written declaration by Dr. Grassian in connection with their objections to the proposed settlement. (Signed by Judge Gerard E. Lynch on 10/26/05) (kco, ) (Entered: 11/18/2005)
11/18/2005	94	ORDER; Defendant's request for a stay of discovery is denied. The parties shall meet and confer regarding their outstanding discovery disagreements no later than November 15, 2005. Any disputes that cannot be resolved shall be submitted to the Court by a joint letter on or before December 1, 2005, in accordance with the Court's Individual Rule 2.F. Any such submission shall identify with precision the relief requested with respect to each issue and the parties' positions with respect to each request. (Signed by Judge Gerard E. Lynch on 11/2/05) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(djc, ) (Entered: 11/18/2005)
11/22/2005	96	ORDER; Best's objection to the proposed settlement contains two additional requests to the Court, both of which are denied. The class action being certified on 4/26/05 and the proposed settlement entered on 6/21/05, the time to join additional defendants is long passed, therefore Best's first request must be denied. Best requests that the Court consider approving a settlement on his behalf in the amount of \$100,000, this request is denied. (Signed by Judge Gerard E. Lynch on 11/21/05) (kco, ) (Entered: 11/23/2005)
12/06/2005	97	DECLARATION of Dr. Stuart Grassian in Support re: [95] Memorandum of Law in Oppisition to Motion,. (cd, ) (Entered: 12/07/2005)



12/16/2005	98	MEMORANDUM OF LAW in Support of objections to the settlement. Document filed by Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson, Foster Thomas. (jco, ) (Entered: 12/19/2005)
12/21/2005	99	TRANSCRIPT of proceedings held on 12/2/2005 before Judge Gerard E. Lynch. (tve, ) (Entered: 12/21/2005)
12/21/2005	100	MEMORANDUM OF LAW in Support of Objection re: [71] MOTION to Approve approval of proposed settlement set for th in teh stip and order of Class Actioin Settlement. MOTION for Attorney Fees.. Document filed by Toby Cohen, Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Cindia Cruz, Federico Tenorio, Chanta Nixon, Keysha Lee Morris, Diedre Hendricks, David Cence, Margarita Plyassounova. (jmi, ) (Entered: 12/27/2005)
12/29/2005	101	MEMORANDUM OF LAW in Opposition to Intervenor-Plaintiffs' Objectio nto the Class Settlement and in Opposition to the Declaration of Stuart Grassian. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, New York City Health & Hosp's Corp., The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, Michael Bloomberg, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, New York City Department of Correction (DOC), P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(djc, ) (Entered: 12/30/2005)
12/30/2005	102	MEMORANDUM OF LAW in Support re: [71] MOTION to Approve approval of proposed settlement set for th in teh stip and order of Class Actioin Settlement. MOTION for Attorney Fees. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, New York City Health & Hosp's Corp., The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, Michael Bloomberg, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, New York City Department of Correction (DOC), P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. (jco, ) (Entered: 01/03/2006)
01/05/2006	103	ENDORSED LETTER addressed to Judge Gerard E. Lynch from Mariann Meier Wang dated 12/1/05 re: a request for permission to submit a letter regarding outstanding disputes on 12/19/2005. ENDORSEMENT: SO ORDERED. (Signed

		by Judge Gerard E. Lynch on 12/12/05) (kco, ) (Entered: 01/05/2006)
01/06/2006	104	ENDORSED LETTER addressed to Judge Gerard E. Lynch from Genevieve Nelson dated 12/7/2005 re: to request that Brett Klein and Deborah Meyer be removed from the docket sheet as counsel in the above referenced matters..., Attorney Brett Harris Klein and Deborah I. Meyer terminated. (Signed by Judge Gerard E. Lynch on 12/12/2005) (jmi, ) (Entered: 01/09/2006)
02/07/2006	<a href="#">105</a>	MEMORANDUM AND OPINION 92710 re: [71] MOTION to Approve approval of proposed settlement set forth in the stip and order of Class Action Settlement. MOTION for Attorney Fees. The settlement negotiated between the parties is fair, reasonable, and adequate. Therefore, plaintiffs' motion to approve the settlement and award attorneys' fees (Doc. #71) is granted. The Court approves the settlement, the payments to class representatives, and the attorneys' fees. So Ordered. (Signed by Judge Gerard E. Lynch on 2/7/06) (jco, ) Modified on 2/9/2006 (ew, ). (Entered: 02/08/2006)
07/12/2006	106	ORDER that discovery regarding dfts' policies and practices with respect to strip searches shall be completed by 9/29/06; the parties shall appear for a conference on 10/6/06 at 12:00 p.m.; the case will be referred by separate order to Magistrate Judge Katz for discovery supervision; dfts' motion to dismiss shall be filed by 8/11/06; plaintiffs' response shall be filed by 9/15/06; dfts' reply shall be filed by 9/29/06. (Signed by Judge Gerard E. Lynch on 7/7/06) (dle, ) (Entered: 07/13/2006)
07/12/2006		Set/Reset Deadlines: Motions due by 8/11/2006. Replies due by 9/29/2006. Responses due by 9/15/2006 (dle, ) (Entered: 07/13/2006)
07/13/2006	107	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial (includes initial conference, scheduling, discovery, non-dispositive pretrial motions, and settlement). Referred to Magistrate Judge Theodore H. Katz. (Signed by Judge Gerard E. Lynch on 7/7/2006) (lb, ) (Entered: 07/13/2006)
07/26/2006	108	ENDORSED LETTER addressed to JUDGE Gerard E. Lynch from Genevieve Nelson dated 7/10/06. ENDORSEMENT: DENIED. This schedule was fully discussed and agreed to by defendant at a conference one business day before this request was filed, and these competing obligations were not mentioned. In any event, discovery has been long delayed in this matter, the pending requests themselves have been long pending, and there is no reason why Corporation Counsel cannot assign additional staff if the assistants in charge of this case are overburdened. (Signed by Judge Gerard E. Lynch on 7/24/06) (js, ) (Entered: 07/27/2006)
08/03/2006	109	ANSWER to Amended Complaint. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, New York City Health & Hosp's Corp., The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace,

		Chante Westhook, The City of New York, Michael Bloomberg, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, New York City Department of Correction (DOC), P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. Related document: [67] Amended Complaint,, filed by Joel Ramos,, David Gonzalez,, Samuel Figueroa,, Kenneth Williams,, Foster Thomas,, Daniel Velazquez,, Doris Edwards,, Afifa Hudspeth,, Alan S. Olson,.(dle, ) (Entered: 08/04/2006)
08/08/2006	110	STIPULATION AND ORDER the City and Cardinale, Hueston & Marinelli and Robert Isseks that the Invoice dated 4/7/06 to the City for administration fees and expenses in these class actions to be settled as specified in paragraphs "2", below. The City of New York hereby agrees to pay plaintiffs' class counsel, the sum of \$264,950.00 in full satisfaction of cost and expenses of the administration of the settlement in these class actions up to 7/4/06. So Ordered. (Signed by Judge Gerard E. Lynch on 7/27/06) (jco, ) (Entered: 08/09/2006)
08/17/2006	111	ENDORSED LETTER addressed to Judge Gerard E. Lynch from Genevieve Nelson dated 8/9/2006 re: defendants motion will be due on 8/17/2006; Intervenor's opposition will be due by 9/21/2006; and defendants' reply will be due by 10/5/2006. ENDORSEMENT: So Ordered. (Signed by Judge Gerard E. Lynch on 8/10/2006) (lb, ) (Entered: 08/17/2006)
08/25/2006	112	TRANSCRIPT of proceedings held on 8/9/06 before Judge Theodore H. Katz. (cd, ) (Entered: 08/25/2006)
08/30/2006	113	STIPULATED PROTECTIVE ORDER...regarding procedures to be followed that shall govern the handling of confidential material. (Signed by Judge Gerard E. Lynch on 8/30/06) (kco, ) (Entered: 08/31/2006)
09/11/2006	114	TRANSCRIPT of proceedings held on 08/09/06 before Judge Theodore H. Katz. (es, ) (Entered: 09/11/2006)
09/12/2006	115	AMENDED SCHEDULING ORDER:pre trial Discovery due by 10/31/2006. (Signed by Judge Theodore H. Katz on 9/6/06) copies sent by chambers.(cd, ) (Entered: 09/12/2006)
09/12/2006	116	ENDORSED LETTER addressed to Judge Theodore H. Katz from Genevieve Nelson dated 9/8/06 re: a request for the attached deposition schedule. ENDORSEMENT: The attached deposition schedule is hereby approved and ordered. (Signed by Judge Theodore H. Katz on 9/11/06) Copies Mailed By Chambers on 9/11/06.(kco, ) (Entered: 09/13/2006)
09/14/2006	117	AFFIDAVIT OF SERVICE of Summons and Amended Complaint,. Martin F. Horn served on 9/8/2006, answer due 9/28/2006. Service was accepted by Ralph Pascale, co-worker. Document filed by Toby Cohen; Brenda Hopkins; Rhonda Jones; Marcel Sarfati; Kadian Mcbean; Lisa Gregorio; Cindia Cruz; Wanda Harvey; Margarita Plyassounova. (djc, ) (Entered: 09/20/2006)
09/20/2006	<a href="#">118</a>	ORDER; the warden or other official in charge of the Rose M. Singer Center shall produce and make available inmate Doris Edwards, Book & Case No. 241-66-06741, for taking of her deposition, on 09/22/06 commencing at

		10:00a.m. and for so long thereafter, from day to day, as the deposition continues; and that inmate Doris Edwards appear in such place as designated by the warden or other official in charge of Rose M. Singer Center so her deposition may be taken. (Signed by Judge Theodore H. Katz on 9/20/06) (djc, ) (Entered: 09/21/2006)
09/25/2006	122	DECLARATION of Genevieve Nelson to place relevant documents on the record in support of defendants' motion for judgment on the pleadings under Rule 12(c) of the FRCP. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, New York City Health & Hosp's Corp., The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, Michael Bloomberg, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(djc, ) (Entered: 09/27/2006)
09/25/2006	123	MOTION for Judgment on the Pleadings in favor of defendants Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, New York City Health & Hosp's Corp., The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, Michael Bloomberg, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, New York City Department of Correction (DOC), P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(djc, ) (Entered: 09/27/2006)
09/25/2006	124	MEMORANDUM OF LAW in Support re: [123] MOTION for Judgment on the Pleadings. (Document filed by Defendants...) (djc, ) (Entered: 09/27/2006)
09/26/2006	120	ENDORSED LETTER addressed to Magistrate Judge Theodore H. Katz from Genevieve Nelson dated 9/15/2006 re: to defendants respectfully request that their deadline to submit their letter application be extended to September 21, 2005 and for Intervenor's time reason to such an application to be extended to September 28,2006. ENDORSEMENT: Intervenor's time to respond to defendants' September 12th application is extended to Tuesday, September 19, 2006; Defenandts' time to submit their letter application regarding Deliberative Process privilege is extended to September 21,2006;and Intervenor's time to respond to defendants' Deliberative Process application is extended to September 28, 2006.

		(Signed by Judge Theodore H. Katz on 9/18/2006) (jmi, ) (Entered: 09/27/2006)
09/26/2006		Set/Reset Deadlines: Responses due by 9/28/2006 (jmi, ) (Entered: 09/27/2006)
09/26/2006	121	ANSWER to Amended Complaint. Document filed by James Capozziello, Martin F. Horn. Related document: [67] Amended Complaint., filed by Joel Ramos,, David Gonzalez,, Samuel Figueroa,, Kenneth Williams,, Foster Thomas,, Daniel Velazquez,, Doris Edwards,, Afifa Hudspeth,, Alan S. Olson,,(djc, ) (Entered: 09/27/2006)
09/26/2006		Minute Entry for proceedings held before Judge Theodore H. Katz : Telephone Conference held on 9/26/06. (kco, ) (Entered: 10/02/2006)
10/05/2006	126	ORDER denying [123] Motion for Judgment on the Pleadings without prejudice to renewal in the From of an expanded motion for summary judgment at the conclusion of discovery with respect to any issues that remain outstanding. The parties are encouraged to reach agreement, in advance of any such motion practice, on any issues regarding the proper parties to the case. The parties are also encouraged to cooperate, in the final stages of discovery, with respect to the scheduling of depositions, and to arrive at a mutually satisfactory schedule, including any modest discovery extension that may be entailed, for the conclusion of discovery and the making and briefing of motions for summary judgment and class certification. So Ordered. (Signed by Judge Gerard E. Lynch on 10/2/2006) (jmi, ) (Entered: 10/11/2006)
10/06/2006	<a href="#">125</a>	FILING ERROR - ELECTRONIC FILING FOR NON-ECF CASE - NOTICE OF CHANGE OF ADDRESS by Richard D. Emery on behalf of Kenneth Williams, Daniel Velazquez, Foster Thomas, Joel Ramos, Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson, Foster Thomas. New Address: Emery Celli Brinckerhoff & Abady LLP, 75 Rockefeller Plaza, 20th Floor, New York, New York, United States 10019, 212-763-5000. (Emery, Richard) Modified on 10/10/2006 (gf, ). (Entered: 10/06/2006)
10/06/2006	127	ENDORSED LETTER addressed to Judge Theodore H. Katz from Elizabeth Saylor dated 10/6/06 re: a request for an extension until 10/18/2006 to respond to the letter. ENDORSEMENT: SO ORDERED (Signed by Judge Theodore H. Katz on 10/6/06) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(kco, ) (Entered: 10/11/2006)
10/10/2006		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - NON-ECF CASE ERROR. Note to Attorney Richard Emery to MANUALLY RE-FILE Document Notice of Change of Address, Document No. 125. This case is not ECF. (gf, ) (Entered: 10/10/2006)
10/11/2006	128	ORDER upon the consent of the State Department of Corrections: (1) that the Superintendent or order official in charge of the Hudson Correctional Facility transport and produce inmate Samuel Figueroa, No. 06-R-2885, from the hudson Correctional Facility, located in Hudson, New York, to the Sing Sing Correctional Facility, located in Ossining, New York, for the taking of his deposition, on October 18, 2006, commencing at 10:00 A.M., and for so long thereafter, from day to day, as the deposition continues; and (2) that inmate Samuel Figueroa appear in such place as designated by the Superinterdent or other official is charge of Sing Sing Correctional Facility so his deposition may be taken. (Signed by Judge

		Theodore H. Katz on 10/11/2006) (jmi, ) (Entered: 10/13/2006)
10/11/2006		Minute Entry for proceedings held before Judge Theodore H. Katz : Discovery Hearing held on 10/11/2006. (ae, ) (Entered: 10/17/2006)
10/20/2006	129	ENDORSED LETTER addressed to Magistrate Judge Theodore H. Katz from Elizabeth Saylor dated 10/18/2006 re: writing to request another extension until 10/23/2006 to respond to the letter. ENDORSEMENT: Granted. So Ordered. (Signed by Magistrate Judge Theodore H. Katz on 10/19/2006) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(lb, ) (Entered: 10/23/2006)
10/20/2006	130	ORDER: The Warden or other official in charge of the Rose M. Singer Center produce and make available inmate Doris Edwards, NYSID No. 6964885R, for the taking of her deposition, on 10/25/2006, commencing at 10:00 a.m., and for so long thereafter, from day to day, as the deposition continues; and that inmate Doris Edwards appear in such place as designated by the Warden or other official in charge of Rose M. Singer Center so her deposition may be taken. (Signed by Magistrate Judge Theodore H. Katz on 10/19/2006) (lb, ) (Entered: 10/23/2006)
11/03/2006	131	TRANSCRIPT of proceedings held on 9/6/06 before Judge Theodore H. Katz. (tro, ) (Entered: 11/03/2006)
11/09/2006		Minute Entry for proceedings held before Judge Theodore H. Katz : Discovery Conference held on 11/9/2006. Rulings issued on the record. (ae, ) (Entered: 11/15/2006)
11/14/2006	132	NOTICE OF APPEARANCE by Elizabeth Sykes Saylor on behalf of Kenneth Williams, Daniel Velazquez, Joel Ramos, Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson, Foster Thomas (ae, ) (Entered: 11/16/2006)
11/15/2006	133	STIPULATION AND PROTECTIVE ORDER, regarding procedures to be followed that shall govern the handling of "Confidential Materials". (Signed by Judge Theodore H. Katz on 11/13/06) Filed In Associated Cases: 1:02-cv-05426-GEL-THK,1:03-cv-04114-GEL(ae, ) (Entered: 11/17/2006)
11/16/2006		Minute Entry for proceedings held before Judge Theodore H. Katz : Interim Pretrial Conference held on 11/16/2006. (ae, ) (Entered: 11/21/2006)
11/20/2006	134	ENDORSED LETTER addressed to Mag. Judge Theodore H. Katz from Mariann Meier Wang dated 11/15/06 re: granting the parties request that the proposed discovery plans be submitted to Your Honor on 12/8/08, a week after the documents are produced. (Signed by Judge Theodore H. Katz on 11/16/06) (pl, ) (Entered: 11/20/2006)
11/21/2006	135	MOTION; for an order pursuant to Rule 24(b) of the F.R.C.P. granting proposed plaintiff-intervenor Arthur Wallace permission to Intervene. Document filed by Brenda Hopkins, Rhonda Jones, Marcel Sarfati, Kadian Mcbean, Lisa Gregorio, Federico Tenorio, Chanta Nixon, Keysha Lee Morris, Diedre Hendricks, Wanda Harvey, Margarita Plyassounova, Foster Thomas. Return Date set for 12/21/2006 10:00 AM. (pl, ) (Entered: 11/22/2006)

11/22/2006	136	MOTION Granting proposed intervenor-plaintiffs David Sanchez, Julio Phitts, and Chareama Bolds permission to intervene as plaintiffs in this action...; Document filed by Chareama Bolds, Julio Phitts, David Sanchez. Attached is Addendum #2 to 1st Amended Intervenor Class Action; Return Date set for 12/21/2006 10:00 AM. (djc, ) (Entered: 11/27/2006)
12/14/2006	137	TRANSCRIPT of proceedings held on 10/11/06 before Judge Theodore H. Katz. (es, ) (Entered: 12/14/2006)
12/15/2006	138	ENDORSED LETTER addressed to Judge Theodore H. Katz from Joseph M. Hiraoka dated 12/11/06 re: a request for guidance regarding intervenors' proposed amendment to the complaint. ENDORSEMENT: Plaintiff's counsel should submit a brief affirmation setting forth the reasons for the proposed intervention, by 12/20/2006. The response to the motion shall be filed by 1/4/2007, assuming there is an objection to the intervention. (Signed by Judge Theodore H. Katz on 12/14/06) (kco, ) (Entered: 12/18/2006)
12/15/2006		Set Deadlines: Motions due by 12/20/2006. Responses due by 1/4/2007. (kco, ) (Entered: 12/18/2006)
12/19/2006	140	AFFIRMATION of Elizabeth S. Saylor in Support of Motions to Intervene Arthur Wallace, David Sanchez, Julio Phitts & Chareama Bolds. Document filed by Foster Thomas. (djc, ) (Entered: 12/22/2006)
12/20/2006	139	ENDORSED LETTER addressed to Magistrate Judge Theodore H. Katz from Genevieve Nelson dated 12/8/2007 re: to defendants write in accordance with the Court's instructions to provide a) a status report on outstanding discovery; and b) to submit a proposed discovery plan. Discovery due by 1/31/2007. ENDORSEMENT: All documentary discovery shall be completed by January 31, 2007. All fact discovery shall be completed by February 28, 2007. Intervenor shall provide the requested please by January 8, 2007. There shall be no further document requests unless the parties agree or good cause is shown to the Court. The parties should continue to confer on the need for additional depositions. The court will not limit plaintiffs to ten depositions. SO ORDERED. (Signed by Judge Theodore H. Katz on 12/19/2006) (jmi, ) (Entered: 12/21/2006)
12/20/2006	141	PROTECTIVE ORDER...regarding procedures to be followed that shall govern the handling of confidential material... (Signed by Magistrate Judge Theodore H. Katz on 12/19/2006) Copies Mailed By Chambers(lb, ) (Entered: 12/22/2006)
01/04/2007	142	MEMORANDUM OF LAW in Opposition re: [136] MOTION to Intervene, [135] MOTION to Intervene. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, New York City Health & Hosp's Corp., The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, Michael Bloomberg, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, New York City Department of Correction (DOC), P.H.S. Medical Services, P.C., Trevor



		Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. (jco, ) (Entered: 01/05/2007)
01/12/2007	143	REPLY MEMORANDUM OF LAW in Support re: [136] MOTION to Intervene.. (cd) (Entered: 01/17/2007)
01/30/2007	144	STIPULATION AND ORDER OF SETTLEMENT OF CLASS ACTION ADMINISTRATION FEES: The City of New York hereby agrees to pay plaintiffs' class counsel, the sum of \$128,319.00 n full staisfaction of costs and expenses of the administration of the settlement in these actions between 4/8/2006 and 11/28/2006. In consideration for the payment of this sum, plaintiffs' class counsel agrees to dismissal of all claims it has or may have against defendants for the cost and expenses of the administration of the class actions, including attorneys fees and paralegal fees, costs and expenses... (Signed by Judge Gerard E. Lynch on 1/25/2007) (lb) (Entered: 01/31/2007)
02/13/2007	145	MEMORANDUM OPINION AND ORDER # 94257: for r4easons further set forth in said Order, Arthur Wallace, David Sanchez, Julio Phitts and Chareama Bold's motion to intervene as plaintiffs in this action is GRANTED. (Signed by Judge Theodore H. Katz on 1/29/07) Copies Mailed by Chambers.(db) (Entered: 02/15/2007)
02/22/2007	146	ENDORSED LETTER addressed to Magistrate Judge Theodore H. Katz from Genevieve Nelson dated 2/15/2007 re: to defendants respectfully request that the Court extend fact discovery for two weeks from February 28,2007 to March 15, 2007. ENDORSEMENT: The request is granted. SO ORDERED. (Signed by Judge Theodore H. Katz on 2/20/2007) (jmi) (Entered: 02/26/2007)
02/22/2007		Set/Reset Deadlines: Discovery due by 3/15/2007. (jmi) (Entered: 02/26/2007)
02/28/2007	147	ENDORSED LETTER addressed to Judge Theodore H. Katz from Elizabeth S. Saylor dated 2/23/07 re: Counsel writes in response to the defendants' 2/22/07 letter. The claims of plaintiff-Intervener David Gonzalez are hereby dismissed. So Ordered. (Signed by Judge Theodore H. Katz on 2/27/07) (jco) (Entered: 03/06/2007)
03/06/2007	148	ORDER; (1) that the warden or other official in charge of the Rose M. Singer Center shall produce and make available inmate Chameama Bolds, NYSID No. 9770865K, for the taking of her deposition, on 3/8/07, commencing at 10:00 a.m., and for so long thereafter, from day to day, as the deposition continues; and (2) that inmate Chameama Bolds shall appear in such place as designated by the warden or other official in charge of Rose M. Singer Center so her deposition may be taken. (Signed by Judge Theodore H. Katz on 3/2/07) (ae) (Entered: 03/07/2007)
03/22/2007	149	ENDORSED LETTER addressed to Magistrate Judge Theodore H. Katz from Elizabeth S. Saylor dated 3/12/2007 re: to request a one-day extension of discovery. ENDORSEMENT: The request is granted. SO ORDERED. (Signed by Judge Theodore H. Katz on 3/13/2007) (jmi) (Entered: 03/23/2007)
06/04/2007	150	ORDER; plaintiff's motion for summary judgment is due 7/16/2007. Defendant's opposition papers and cross-motion for summary judgment are due 8/29/2007. A



		hearing on the plaintiff's request for a preliminary injunction will begin on 9/24/2007 and continue for no more than two weeks. Pre-hearing submissions shall be filed by 9/10/2007. This case is redesignated an ECF case. (Signed by Judge Gerard E. Lynch on 6/1/07) (kco) (Entered: 06/06/2007)
06/04/2007		Case Designated ECF. (kco) (Entered: 06/06/2007)
06/08/2007	<a href="#">151</a>	NOTICE OF APPEARANCE by Elizabeth Sykes Saylor on behalf of Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson, Foster Thomas (Saylor, Elizabeth) (Entered: 06/08/2007)
07/24/2007		Minute Entry for proceedings held before Judge Theodore H. Katz : Telephone Conference held on 7/24/2007. (Pretrial conference) (jar) (Entered: 07/25/2007)
07/30/2007	<a href="#">152</a>	FILING ERROR - WRONG PDF FILE ASSOCIATED WITH DOCKET ENTRY - FIRST MOTION for Summary Judgment re Prior Admission, Housing, & Exit Policies, MOTION to Certify Class re Prior Admission, Housing, & Exit Policies(MEMORANDUM OF LAW IN SUPPORT OF MOTIONS FOR PARTIAL SUMMARY JUDGMENT AND CLASS CERTIFICATION). Document filed by Kenneth Williams, Daniel Velazquez, Foster Thomas, Chareama Bolds, Julio Phitts.Responses due by 8/29/2007 (Attachments: # <a href="#">1</a> Certificate of Service)(Saylor, Elizabeth) Modified on 7/31/2007 (KA). (Entered: 07/30/2007)
07/30/2007	<a href="#">153</a>	RULE 56.1 STATEMENT. Document filed by Kenneth Williams, Daniel Velazquez, Foster Thomas, Chareama Bolds, Julio Phitts. (Attachments: # <a href="#">1</a> Certificate of Service)(Saylor, Elizabeth) (Entered: 07/30/2007)
07/31/2007		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - PDF ERROR. Note to Attorney Elizabeth Sykes Saylor to RE-FILE Document <a href="#">152</a> FIRST MOTION for Summary Judgment <i>re Prior Admission, Housing, &amp; Exit Policies</i> . MOTION to Certify Class <i>re Prior Admission, Housing, &amp; Exit Policies</i> .. (KA) (Entered: 07/31/2007)
07/31/2007	<a href="#">154</a>	MEMORANDUM OF LAW in Support re: [150] Order, Set Deadlines/Hearings,, <i>In support of Plaintiffs' Motions for Partial Summary Judgment and Class Certification</i> . Document filed by Kenneth Williams, Daniel Velazquez, Foster Thomas, Chareama Bolds, Julio Phitts. (Attachments: # <a href="#">1</a> Certificate of Service)(Saylor, Elizabeth) (Entered: 07/31/2007)
08/01/2007	<a href="#">155</a>	DECLARATION of Elizabeth S. Saylor in Support re: [150] Order, Set Deadlines/Hearings,, <a href="#">154</a> Memorandum of Law in Support,. Document filed by Arthur Wallace, Kenneth Williams, Daniel Velazquez, Foster Thomas, Chareama Bolds, Julio Phitts. (Attachments: # <a href="#">1</a> Certificate of Service# <a href="#">2</a> Exhibit Ex. 17 Declaration of Warden of the Brooklyn House of Detention, signed by Valerie Oliver, Dec.9, 2002# <a href="#">3</a> Exhibit Ex. 111 Declaration of Brett H. Klein, Assistant Corporation Counsel, Jan. 17, 2003# <a href="#">4</a> Exhibit Ex. 112 Declaration of Deputy Warden of Security of Rose M. Singer Facility at Rikers Island, signed by Fidel Gonzalez, Dec. 9, 2002# <a href="#">5</a> Exhibit Ex. 113 Declaration of Patrick Walsh, Assistant Chief of Special Operations for DOC, Aug. 17, 2006# <a href="#">6</a> Exhibit Ex. 114 Affidavit of William Fraser, May 9, 2000# <a href="#">7</a> Exhibit Ex. 121 Part 1 Deposition of Harry Ahl, Jan. 18, 2007# <a href="#">8</a> Exhibit Ex. 121 Part 2 Deposition of Harry Ahl, Jan. 18, 2007# <a href="#">9</a> Exhibit Ex. 130 Part 1 Deposition of Theresa Joseph, Dec. 28, 2006#

		<a href="#">10</a> Exhibit Ex. 130 Part 2 Deposition of Theresa Joseph, Dec. 28, 2006# <a href="#">11</a> Exhibit Ex. 135 Part 1 Deposition of Richard Pagan, Feb. 28, 2007# <a href="#">12</a> Exhibit Ex. 135 Part 2 Deposition of Richard Pagan, Feb. 28, 2007)(Saylor, Elizabeth) (Entered: 08/01/2007)
09/05/2007	<a href="#">156</a>	STIPULATION AND ORDER OF DISMISSAL: pursuant to FRCP 41(a) by and between defendants and intervenor plaintiffs to these cases, it is so ordered by the Court that all individual claims asserted with respect to the NYC Department of Correction's new admission or post -admission strip searches experienced after arraignment on felony charges by intervenor plaintiffs are hereby dismissed with prejudice. All individual claims asserted by intervenor-plaintiffs concerning the DOC's post-admission strip search policy, practice and/or custom, except those post-admission strip searches conducted (a) whenever the detainee is leaving the confines of a DOC facility (the "Exit Policy") and (b) whenever the detainee's living quarters is searched (the "Housing Policy"), are dismissed with prejudice. All claims against Michael M. Bloomberg, NYC Dept. of Correction and NYC Dept. of Health and Mental Hygiene are hereby dismissed with prejudice. (Signed by Judge Gerard E. Lynch on 8/31/07) (kco) Additional attachment(s) added on 9/6/2007 (Cox, Kristin). (Entered: 09/05/2007)
09/05/2007	<a href="#">157</a>	ORDER: 1. Plaintiffs' request for preclusion of newly produced evidence is DENIED. 2. Defendants are directed to respond by 5:00 p.m. on Thursday, September 6, 2007, to all interrogatories and requests for admissions contained in Exhibit 1 to the August 17, 2007, letter from Elizabeth S. Saylor, Esq., to the Court. 3. Defendants are directed to make available a witness pursuant to Rule 30(b)(6) to discuss the new policy, as discussed above. 4. Plaintiffs' applications with respect to defendants' claims of privilege should be directed to Judge Katz. 5. As chambers staff informed the parties by phone on August 28, 2007 the defendants' request for an extension of time to serve plaintiffs with defendants' motion for summary judgment and opposition to plaintiffs' motion is GRANTED. Defendants' time to serve those papers on plaintiffs is extended to 6:00 p.m. Friday, August 31, 2007. So Ordered. (Signed by Judge Gerard E. Lynch on 8/31/07) (js) Additional attachment(s) added on 9/6/2007 (Scheib, Juliaann). Additional attachment(s) added on 9/6/2007 (Scheib, Juliaann). (Entered: 09/05/2007)
09/13/2007	158	ENDORSED LETTER addressed to Judge Gerard E. Lynch from Genevieve Nelson dated 9/7/2007 re: Defendants request an extension of time for the parties to submit their preliminary injunction moving papers until September 12, 2007. ENDORSEMENT: SO ORDERED. (Signed by Judge Gerard E. Lynch on 9/10/2007) (jmi) (Entered: 09/13/2007)
09/14/2007	159	MEMORANDUM OF LAW in Support of their motion for summary judgment and in opposition to the Plaintiff-Intervenors motions for partial summary judgment and class certification. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., Trevor Parks, Doctor/Nurse 1-50, Correction Officers, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook,

		The City of New York, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, P.H.S. Medical Services, P.C., Trevor Parks, William J. Fraser, Gary Lanigan, Robert N. Davoren(Chief of Department of the New York City Department of Corrections), Bernard Kerik. (pl) (Entered: 09/17/2007)
09/14/2007	160	RESPONSE re: <a href="#">153</a> Rule 56.1 Statement. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, America Services Group, Inc., Brown, Doctor/Nurse 1-50, Patrick Brown, Health and Hospitals Corporation, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. (pl) (Entered: 09/17/2007)
09/14/2007	161	RULE 56.1 STATEMENT. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, Health and Hospitals Corporation, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. (pl) (Entered: 09/17/2007)
09/14/2007	162	DECLARATION of Patrick Walsh in Support of Dft's motion for summary judgment. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Doctor/Nurse John/Jane Does 1-50, The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. (pl) (Entered: 09/17/2007)
09/14/2007	163	DECLARATION of Genevieve Nelson in Support re: [159] Memorandum of Law in Support. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Doctor/Nurse John/Jane Does 1-50, The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., Trevor Parks, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Bernard Kerik. (pl) (Entered: 09/17/2007)
09/14/2007	164	DECLARATION of Genevieve Nelson Exhibits Volume IV. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, The Wardens of Rikers Island Correctional Facility, Jacqueline

		Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. (pl) (Entered: 09/17/2007)
09/14/2007	165	DECLARATION of Genevieve Nelson Exhibits Volume III. Document filed by Doe 1, John/Jane Doe no. 1, John/Jane Doe no. 2, John/Jane Doe no. 3, John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, The Wardens of Rikers Island Correctional Facility, Jacqueline Thomas-Andrews, Carolyn Thomas, Prison Health Services, Inc., America Services Group, Inc., Trevor Parks, Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, The Wardens of the New York City Department of Correction, Health and Hospitals Corporation, Kim Wallace, Chante Westhook, The City of New York, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Martin F. Horn, P.H.S. Medical Services, P.C., Trevor Parks, Thomas R. Frieden, William J. Fraser, Gary Lanigan, Robert N. Davoren((Chief of Department of the New York City Department of Corrections)), Bernard Kerik. (pl) (Entered: 09/17/2007)
09/14/2007	166	DECLARATION of Genevieve Nelson Exhibits Volume II. Document filed by John/Jane Correction Officers Jane Does 1-500, John/Jane Doctor/Nurse John/Jane Does 1-50, America Services Group, Inc., Brown, Doctor/Nurse 1-50, Correction Officers, Patrick Brown, James Capozziello, Robert N. Davoren(Chief of of Department of DOC), Robert N. Davoren(Chief of Department of the New York City Department of Corrections) et al. (pl) (Entered: 09/17/2007)
09/20/2007	173	ORDER: Defendants' requests to preclude the testimony of plaintiffs' witnesses are DENIED. Plaintiffs' request to preclude evidence regarding whether DOC facilities should be treated as prisons or jails is DENIED as moot. Defendants' requests to preclude evidence relating to class certification and to extend their time to submit briefing on class certification issues, are DENIED. So Ordered (Signed by Judge Gerard E. Lynch on 9/19/07) (js) (Entered: 09/21/2007)
09/26/2007	<a href="#">174</a>	FILING ERROR - DEFICIENT DOCKET ENTRY - (WRONG ECF LOGIN) NOTICE OF APPEARANCE by Elizabeth Sykes Saylor on behalf of Kenneth Williams, Daniel Velazquez, Foster Thomas, Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson, Chareama Bolds, Julio Phitts, David Sanchez, Arthur Wallace (Saylor, Elizabeth) Modified on 10/2/2007 (lb). (Entered: 09/26/2007)
09/26/2007	<a href="#">175</a>	NOTICE OF APPEARANCE by Elora Mukherjee on behalf of Kenneth Williams, Daniel Velazquez, Doris Edwards, Samuel Figueroa, David Gonzalez, Afifa Hudspeth, Alan S. Olson, Foster Thomas, Chareama Bolds, Julio Phitts, David Sanchez, Arthur Wallace (Mukherjee, Elora) (Entered: 09/26/2007)

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