

CLOSED, MEMBER, RELATED

U.S. District Court
United States District Court for the Southern District of New York (White Plains)
CIVIL DOCKET FOR CASE #: 7:02-cv-08451-CM

Rango, et al v. Count of Orange, et al
Assigned to: Judge Colleen McMahon
Demand: \$0
Lead case: [7:02-cv-00769-CM](#)
Member case: ([View Member Case](#))
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 10/22/2002
Date Terminated: 05/12/2003
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Samuel Rango
*individually and on behalf of all other
similarly situated*

represented by **James Edward Monroe**
Dupee, Dupee & Monroe, P.C.
30 Matthews Street
Box 470
Goshen, NY 10924
(845) 294-8900
LEAD ATTORNEY

Plaintiff

Jarrold H. Mann
*individually and on behalf of all others
similarly situated*

represented by **James Edward Monroe**
(See above for address)
LEAD ATTORNEY

Plaintiff

Rocco Manniello
*individually and on behalf of all others
smiliarly situated*

represented by **James Edward Monroe**
(See above for address)
LEAD ATTORNEY

V.

Defendant

Count of Orange

represented by **Robert S. Groban**
Epstein Becker & Green
250 Park Ave.
New York, NY 10177-0077
212/ 351-4500
LEAD ATTORNEY

Defendant

Sheriff Frank H. Bigger

represented by **Robert S. Groban**
(See above for address)
LEAD ATTORNEY

Date Filed	#	Docket Text
10/22/2002	1	COMPLAINT filed. Summons issued and Notice pursuant to 28 U.S.C. 636(c). FILING FEE \$ 150.00 RECEIPT # 454175. (sv) (Entered: 10/24/2002)
10/22/2002		CASE REFERRED TO Judge Colleen McMahan as possibly related to 7:02cv769, 7:00cv2749, 7:00cv1325. (sv) (Entered: 10/24/2002)
10/30/2002		Case accepted as related to 02cv769, 00cv2749 and 00cv1325 . Notice of assignment to follow. (sv) (Entered: 10/31/2002)
10/30/2002	2	Notice of Case assignment to Judge Colleen McMahan . Copy of notice and judge's rules mailed to Attorney(s) of record: James Edward Monroe . (sv) (Entered: 10/31/2002)
11/06/2002	3	RETURN OF SERVICE of Summons & Complaint executed as to Count of Orange by leaving with Renee Hoover, Paralegal for County Attorney's Office for the County of Orange by Heather Woodruff on 11/1/02. Answer due on 11/21/02 for Count of Orange. (dc) (Entered: 11/07/2002)
11/06/2002	4	RETURN OF SERVICE of Summons & Complaint executed as to Frank H. Bigger by leaving with Captain Barry, Authorized to accept papers for Sheriff H. Frank Bigger at Orange County Sherriff's Department, 110 Wells Farm Road, Goshen, NY 10924, by Heather Woodruff on 11/1/02. Answer due on 11/21/02 for Frank H. Bigger. (dc) (Entered: 11/07/2002)
11/08/2002	5	Memo-Endorsement on letter addressed to Judge McMahan from James E. Monroe, dated November 8, 2002. Re: seeking Preliminary Injunction to enjoin depts, pendente lite, from the enforcement of their written strip-search policy as applied to felony detainees admitted to teh Orange County Correctional Facility. ENDORSED: There is a procedure for serving orders to show cause, and this is not it. I will not sign an order to show cause without all supporting papers - where are they? (signed by Judge Colleen McMahan); (sv) (Entered: 11/13/2002)
11/13/2002	6	ORDER TO SHOW CAUSE by Samuel Rango, Jarrod H. Mann, Rocco Manniello Show Cause Hearing set for 3:00 11/22/02 for preliminary injunction pursuant to FRCP 65(a) enjoining, pendente lite, the abover-named dfts and all those in active concert or participation with them from strip-searching felony detainees upon their admission to the Orange County Correctional Facility in the absence of a particularized reasonable suspicion to believe that the detainee has contraband secreted on his/her person, until a hearing and determination of the merits of this action.. (signed by Judge Colleen McMahan); Copies mailed by Clerk's Office (pf) Modified on 11/13/2002 (Entered: 11/13/2002)
11/13/2002	7	MEMORANDUM OF LAW by Samuel Rango, Jarrod H. Mann, Rocco Manniello in support of [6-1] motion for preliminary injunction pursuant to FRCP 65(a) enjoining, pendente lite, the abover-named dfts and all those in active concert or participation with them from strip-searching felony detainees upon their admission to the Orange County Correctional Facility in the absence of a particularized reasonable suspicion to believe that the detainee

		has contraband secreted on his/her person, until a hearing and determination of the merits of this action.. . (pf) (Entered: 11/13/2002)
11/13/2002	8	AFFIDAVIT OF SERVICE of Order to Show Cause, Memo and Affidavit as to Count of Orange, Frank H. Bigger by Lisa Lear on 11/8/02 . Answer due on 11/29/02 for Count of Orange, for Frank H. Bigger . Served by mailing to County Attys Office , 255 Main Street, Goshen, NY (pf) (Entered: 11/13/2002)
11/21/2002	9	MEMORANDUM OF LAW by Count of Orange, Frank H. Bigger in opposition to [6-1] motion for preliminary injunction pursuant to FRCP 65(a) enjoining, pendente lite, the abover-named dfts and all those in active concert or participation with them from strip-searching felony detainees upon their admission to the Orange County Correctional Facility in the absence of a particularized reasonable suspicion to believe that the detainee has contraband secreted on his/her person, until a hearing and determination of the merits of this action.. . (sv) (Entered: 11/22/2002)
11/21/2002	10	DECLARATION of Joseph G. Ryan by Count of Orange, Frank H. Bigger Re: [6-1] motion for preliminary injunction pursuant to FRCP 65(a) enjoining, pendente lite, the abover-named dfts and all those in active concert or participation with them from strip-searching felony detainees upon their admission to the Orange County Correctional Facility in the absence of a particularized reasonable suspicion to believe that the detainee has contraband secreted on his/her person, until a hearing and determination of the merits of this action.. . (sv) (Entered: 11/22/2002)
11/21/2002	11	DECLARATION of Ernest C. Weber by Count of Orange, Frank H. Bigger Re: visual body search procedures at the Orange County Correctional Facility . (sv) (Entered: 11/22/2002)
11/22/2002	12	Memorandum to Docket Clerk: 11/22/02 - Parties Present. Decision: Hearing Held. Plaintiff given 10 days to reply to deft's opposition papers. (dc) (Entered: 11/25/2002)
12/02/2002	13	NOTICE OF MOTION by Count of Orange, Frank H. Bigger to dismiss . No Return Date. (fk) (Entered: 12/02/2002)
12/02/2002	14	MEMORANDUM OF LAW by Count of Orange, Frank H. Bigger in support of [13-1] motion to dismiss . (fk) (Entered: 12/02/2002)
12/27/2002	15	Transcript of record of proceedings before Judge Colleen McMahon for the date(s) of 11/22/01. Court Reporter: Christina Arends-Dieck (pf) (Entered: 12/27/2002)
02/26/2003	16	STIPULATION and ORDER of CONFIDENTIALITY; WHEREAS, the Defenants County of Orange and Sheriff H. Frank Bigger, in his official capacity only have agreed to make available for inspaction certain confidential, proprietary, classified and/or private documents responsive to Plaintiffs' First Request For Documents and Things and Plaintiffs' First Demand for Interrogatories, and..... (see document for details). . (signed by Judge Colleen McMahon) clk/m/cpys. (sv) (Entered: 02/27/2003)
04/07/2003		Endorsed Letter filed by James M. Fedorchak: requesting that Gregory Vidler be admitted pro hac vice: ENDORSED: granted - get the paperwork in ASAP.

		So Orderd Judge Colleen McMahon. (sv) (Entered: 04/08/2003)
04/07/2003		Letter filed by Robert S. Groban, Jr.; writing in support of James Fedorchak's April 4, 2003 letter to the Court requesting that an attorney, Gregory Vidler be admitted pro hac vice... (sv) (Entered: 04/08/2003)
04/21/2003		ORDER (Calendar Notice) (original document filed in 02cv769 with doc# 55); Please take notice that the above captioned matter has been scheduled for Pre-trial conference before the Honorable Colleen McMahon, United States District Judge, on Thursday, May 1, 2003 at 10:00am. So Ordered (signed by Judge Colleen McMahon); clk/m/cpys. (sv) (Entered: 04/22/2003)
05/08/2003		Transcript of record of proceedings before Judge Colleen McMahon for the date(s) of May 1, 2003. Original document filed in 02Cv769. (sv) (Entered: 05/08/2003)
05/12/2003		Consolidated Member Case. Lead Case Number: 7:02cv769. (dcr) (Entered: 05/13/2003)
05/12/2003		Case closed. (ll) (Entered: 09/19/2003)
06/30/2003		Transcript of record of proceedings before Judge Colleen McMahon for the date(s) of 5/19/03. Court Reporter: Albi Gorn. (see document #61 in case 7:02cv769 (CM)) (pf) (Entered: 06/30/2003)
10/21/2003	17	True Copy of Order from the USCA as to Count of Orange, Frank H. Bigger RE:...ordered that the stay pending appeal is granted. The motion to expedite the appeal is denied(signed by Roseann B. MacKechnie, Clerk) . (mov) (Entered: 10/22/2003)
11/18/2003	18	Notice that the index to the record on appeal has been certified and transmitted to the U.S. Court of Appeals: (cg) (Entered: 11/19/2003)
11/18/2003		Notice that the index to the record on appeal has been certified and transmitted to the usca on this date. The record will be retained by the usdc until further instructions from the usca. (cg) (Entered: 11/19/2003)
06/30/2004	19	SCHEDULING ORDER: Pretrial Conference set for 8/6/2004 10:30 AM before Judge Colleen McMahon. (Signed by Judge Colleen McMahon on 06/30/04) (fk,) (Entered: 07/09/2004)
07/26/2004		CALENDAR NOTICE: Please take notice that the above captioned actions have been rescheduled for conference before the Honorable Colleen McMahon, USDJ, on Tuesday, September 14, 2004 at 10:30 am in courtroom 521, U.S. District Court, 300 Quarropas Street, White Plains, NY 10601. SO ORDERED: (Signed by Colleen McMahon, USDJ) (See original in Case# 00cv1325, Doc#87) (dcr,) (Entered: 08/03/2004)
09/07/2004	20	MOTION Re-certifying this class action. Document filed by Jarrod H. Mann, Rocco Manniello, Samuel Rango. (fk,) (Entered: 09/14/2004)
10/25/2004	21	MEMORANDUM OF LAW in Support re: [89] MOTION re-certifying this class action, pursuant to Fed. R.Civ. P. 23(b)(3) comprising of the subclasses (a) all felony detainees who were remanded to the custody of the Orange County Jail on or after Jan. 31, 1999 and strip searched upon their admissi.

		Document filed by Anthony Dodge, Peter A. Machado, Jarrod H. Mann, Rocco Manniello, Joseph Petriello, Samuel Rango. Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM(II,) (Entered: 10/25/2004)
12/13/2004	22	MEMORANDUM OF LAW in Opposition re: [89] MOTION re-certifying this class action, pursuant to Fed. R.Civ. P. 23(b)(3) comprising of the subclasses (a) all felony detainees who were remanded to the custody of the Orange County Jail on or after Jan. 31, 1999 and strip searched upon their admissi. Document filed by County of Orange. Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM(II,) (Entered: 12/13/2004)
12/13/2004	23	DECLARATION of Robert S. Groban, Jr. in Opposition re: [89] MOTION re-certifying this class action, pursuant to Fed. R.Civ. P. 23(b)(3) comprising of the subclasses (a) all felony detainees who were remanded to the custody of the Orange County Jail on or after Jan. 31, 1999 and strip searched upon their admissi. Document filed by County of Orange. Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM(II,) (Entered: 12/13/2004)
12/13/2004	24	DECLARATION of JOSEPH G. RYAN in Opposition re: [89] MOTION re-certifying this class action, pursuant to Fed. R.Civ. P. 23(b)(3) comprising of the subclasses (a) all felony detainees who were remanded to the custody of the Orange County Jail on or after Jan. 31, 1999 and strip searched upon their admissi. Document filed by County of Orange. Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM(II,) (Entered: 12/13/2004)
12/22/2004	25	AFFIDAVIT of James E. Monroe. Document filed by Jarrod H. Mann, Rocco Manniello, Samuel Rango. (mde,) (Entered: 12/27/2004)
12/22/2004	26	MEMORANDUM OF LAW In Reply To Dfts' Opposition To Rule 23(B)(3) Class Certification. Document filed by Jarrod H. Mann, Rocco Manniello, Samuel Rango. (mde,) (Entered: 12/27/2004)
01/07/2005		TRANSCRIPT of proceedings held on 9/14/04 Court Reporter: Angela O'Donnell. Please see 02cv769 for Transcript.(cg,) (Entered: 01/07/2005)
01/27/2005	27	DECISION AND ORDER ON PLAINTIFF'S MOTION FOR TO DECERTIFY THE RULE 23(B)(2) CLASSIN THIS ACTION AND CERTIFY A CLASS OR SUBCLASSES UNDER RULE 23(B)(3). [89] Motion. (Signed by Judge Colleen McMahon on 1/27/05) Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM(fk,) (Entered: 01/31/2005)
02/09/2005	28	ENDORSED LETTER addressed to Judge Colleen McMahon from James E. Monroe dated 2/7/05 re: Parties requests that the plaintiffs' proposed Notice not be issued to the class until 4/1/05; Adjournment granted. (Signed by Judge Colleen McMahon on 2/9/05) Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM(ae,) (Orig. doc. filed in case no. 02 cv 769, as doc. #99) (Entered: 02/14/2005)
03/01/2005		STIPULATION AND ORDER that defendants' time to respond to the plaintiffs' proposed Notice to the Class is extended to and including 3/15/05 and that Notice to the class will not be issued until after 4/1/05. (Signed by Judge Colleen McMahon on 3/1/05) Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM(ae,) (Orig. doc. filed in case no. 02 cv 769, as doc. #100) (Entered: 03/02/2005)

05/05/2005	29	ENDORSED LETTER addressed to Dear Counsel from Robert S. Groban dated 5/2/2005 re: this letter is in response to Judge McMahon's April 20, 2005 memorandum addressed to all counsel, and the April 29, 2005 court conference.....as discussed at the conference, we suggest that the Court's suggested revision of the first paragraph under Background be changed to read as follows.....ENDORSED, So ordered.. (Signed by Judge Colleen McMahon on 5/4/2005) Filed In Associated Cases: 7:02-cv-00769-CM,7:02-cv-08451-CM "The Clerk's Office Has Mailed Copies".(jma,) (Entered: 05/09/2005)
02/09/2006		Minute Entry for proceedings held before Judge Colleen McMahon : Pretrial Conference held on 2/9/2006. Parties to submit Settlement Agreement to Court by 2/28/2006. (Submitted by Jim O'Neill). (mde,) (Entered: 02/09/2006)

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