

**U.S. District Court
District of Oregon (Portland (3))
CIVIL DOCKET FOR CASE #: 3:12-cv-00071-SI**

Prison Legal News v. Columbia County et al
Assigned to: Judge Michael H. Simon
Case in other court: US Court of Appeals for the Ninth Circuit,
13-35786
US Court of Appeals for the Ninth Circuit,
14-35291

Date Filed: 01/13/2012
Date Terminated: 05/28/2013
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Cause: 28:1983 Civil Rights

Plaintiff

Prison Legal News
*a project of the Human Rights Defense
Center*

represented by **Jesse A. Wing**
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TERMINATED: 09/16/2013
PRO HAC VICE

V.

Defendant

Columbia County

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Defendant

Columbia County Sheriff's Office

represented by **Steven A. Kraemer**
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Gregory R. Roberson
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ATTORNEY TO BE NOTICED

Janet Marie Schroer
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ATTORNEY TO BE NOTICED

Kari A. Furnanz
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Sheriff Jeff Dickerson
*individually and in his capacity as
Columbia County Sheriff*

represented by **Steven A. Kraemer**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Gregory R. Roberson
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Amicus

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Date Filed	#	Docket Text
01/13/2012	<u>1</u>	Complaint. Filing Fee in amount of \$350 collected. Receipt No. 44935. Summons issued as to all defendants. Jury Trial Requested: yes. Filed by Prison Legal News against All Defendants. (Attachments: # <u>1</u> Civil Cover Sheet) (tll) (Entered: 01/18/2012)
01/13/2012	<u>2</u>	Summons Issued as to All Defendants (tll) (Entered: 01/18/2012)
01/18/2012	<u>3</u>	Discovery and Pretrial Scheduling Order and Notice of Case Assignment to Judge Michael H. Simon. Discovery is to be completed by 5/17/2012. Joint Alternate Dispute Resolution Report is due by 6/18/2012. Pretrial Order is due by 6/18/2012. Ordered by Judge Michael H. Simon. (tll) (Entered: 01/18/2012)
01/27/2012	<u>4</u>	Order Granting Application for Special Admission Pro Hac Vice of Lance Weber for Prison Legal News. Application Fee in amount of \$100 collected. Receipt No. 45117 issued. Signed on 1/27/2012 by Judge Michael H. Simon. (ecp) (Entered: 01/30/2012)
01/27/2012	<u>5</u>	Order Granting Application for Special Admission Pro Hac Vice of Jesse Wing for Prison Legal News. Application Fee in amount of \$100 collected. Receipt No. 45118 issued. Signed on 1/27/2012 by Judge Michael H. Simon. (ecp) (Entered: 01/30/2012)
01/30/2012	<u>6</u>	Notice of Appearance of Gregory R. Roberson appearing on behalf of All Defendants Filed by on behalf of All Defendants (Roberson, Gregory) (Entered: 01/30/2012)
01/31/2012	<u>7</u>	Motion for Preliminary Injunction . Oral Argument requested. Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 01/31/2012)
01/31/2012	<u>8</u>	Declaration of Paul Wright . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit A-H, # <u>2</u> Exhibit I-P, # <u>3</u> Exhibit Q-X, # <u>4</u> Exhibit Y-JJ, # <u>5</u> Exhibit KK-YY, # <u>6</u> Exhibit ZZ-HHH, # <u>7</u> Exhibit III-KKK, # <u>8</u> Exhibit LLL-Part 1, # <u>9</u> Exhibit LLL-Part 2, # <u>10</u> Exhibit MMM-RRR) (Chamberlain, Katherine) (Entered: 01/31/2012)

01/31/2012	<u>9</u>	Declaration of Katherine Chamberlain . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit 1–9, # <u>2</u> Exhibit 10–12, # <u>3</u> Exhibit 13, # <u>4</u> Exhibit 14–22) (Chamberlain, Katherine) (Entered: 01/31/2012)
01/31/2012	<u>10</u>	Declaration of Lucy Lennox . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit I–V, # <u>2</u> Exhibit VI–X, # <u>3</u> Exhibit XI–XV) (Chamberlain, Katherine) (Entered: 01/31/2012)
01/31/2012	<u>11</u>	Declaration of Troy McCarter . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit A–D) (Chamberlain, Katherine) (Entered: 01/31/2012)
01/31/2012	<u>12</u>	Declaration of Rusty D. Campo . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit A–C) (Chamberlain, Katherine) (Entered: 01/31/2012)
01/31/2012	<u>13</u>	Declaration of Martin Kay . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit A–D) (Chamberlain, Katherine) (Entered: 01/31/2012)
01/31/2012	<u>14</u>	Declaration of Ezra St. Helen . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit A–D) (Chamberlain, Katherine) (Entered: 01/31/2012)
01/31/2012	<u>15</u>	Memorandum in Support . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 01/31/2012)
02/01/2012	<u>16</u>	Affidavit of Service of Complaint <u>1</u> upon Columbia County served on 1/25/2012 Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 02/01/2012)
02/01/2012	<u>17</u>	Affidavit of Service of Complaint <u>1</u> upon Jeff Dickerson served on 1/25/2012 Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 02/01/2012)
02/01/2012	<u>18</u>	Affidavit of Service of Complaint <u>1</u> upon Columbia County Sheriff's Office served on 1/25/2012 Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 02/01/2012)
02/10/2012	<u>19</u>	Unopposed Motion for Extension of Time to Answer . Filed by All Defendants. (Roberson, Gregory) (Entered: 02/10/2012)
02/10/2012	<u>20</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Motion for Extension of Time to Answer a Complaint/Petition <u>19</u> .) (Roberson, Gregory) (Entered: 02/10/2012)
02/10/2012	<u>21</u>	Unopposed Motion for Extension of Time to File a Response/Reply to Motion for Preliminary Injunction <u>7</u> . Filed by All Defendants. (Roberson, Gregory) (Entered: 02/10/2012)
02/10/2012	<u>22</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Motion for Extension of Time to File Response/Reply to a Motion <u>21</u> .) (Roberson, Gregory) (Entered: 02/10/2012)
02/13/2012	23	ORDER – Granting Defendants' Motion for Extension of Time to File Response to Motion for Preliminary Injunction <u>21</u> Response is due by 2/17/2012. Ordered by Judge Michael H. Simon. (mja) (Entered: 02/13/2012)
02/14/2012	24	ORDER – Granting Defendants' Motion for Extension of Time to Answer <u>19</u> . Answer is due by 2/17/2012. Ordered by Judge Michael H. Simon. (mja) (Entered: 02/14/2012)
02/16/2012	<u>25</u>	Answer to <u>1</u> Complaint with Jury Demand . Filed by Columbia County, Columbia County Sheriff's Office, Jeff Dickerson. (Kraemer, Steven) (Entered: 02/16/2012)
02/16/2012	<u>26</u>	Second Motion for Extension of Time to File a Response/Reply <i>Unopposed</i> to Motion for Preliminary Injunction <u>7</u> . Filed by All Defendants. (Roberson, Gregory) (Entered: 02/16/2012)
02/16/2012	<u>27</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Motion for Extension of Time to File Response/Reply to a Motion <u>26</u> .) (Roberson,

		Gregory) (Entered: 02/16/2012)
02/16/2012	<u>28</u>	ORDER – Granting Defendants' Motion for Extension of Time to File Response Motion for Preliminary Injunction <u>26</u> . Response is due by 2/21/2012. Ordered by Judge Michael H. Simon. (mja) (Entered: 02/16/2012)
02/21/2012	<u>29</u>	Response to Plaintiff's Motion for Preliminary Injunction. Filed by All Defendants. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Kraemer, Steven) (Entered: 02/21/2012)
02/21/2012	<u>30</u>	Declaration of Bryan Cutright <i>In Support of Defendants' Response to Plaintiff's Motion for Preliminary Injunction</i> . Filed by All Defendants. (Related document(s): Response <u>29</u> .) (Kraemer, Steven) (Entered: 02/21/2012)
02/21/2012	<u>31</u>	Declaration of Gregory R. Roberson <i>In Support of Defendants' Response to Plaintiff's Motion for Preliminary Injunction</i> . Filed by All Defendants. (Related document(s): Response <u>29</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Kraemer, Steven) (Entered: 02/21/2012)
02/21/2012	<u>32</u>	Declaration of Jeffrey M. Dickerson <i>In Support of Defendants' Response to Plaintiff's Motion for Preliminary Injunction</i> . Filed by All Defendants. (Related document(s): Response <u>29</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H) (Kraemer, Steven) (Entered: 02/21/2012)
02/22/2012	<u>33</u>	Order – Setting a Telephone Rule 16 Conference to discuss the pending motion and a case schedule for 3/8/2012 at 09:30AM. The Court will initiate the call to the parties. Ordered by Judge Michael H. Simon. (mja) (Entered: 02/22/2012)
03/06/2012	<u>34</u>	Declaration of <i>Lucy Lennox</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/06/2012)
03/06/2012	<u>35</u>	Declaration of <i>Shaughnessy Williams</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/06/2012)
03/06/2012	<u>36</u>	Declaration of <i>Bradley Berg</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/06/2012)
03/06/2012	<u>37</u>	Declaration of <i>Sharon R. Berg</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/06/2012)
03/06/2012	<u>38</u>	Declaration of <i>Nataliya Mikhaylova</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/06/2012)
03/06/2012	<u>39</u>	Declaration of <i>John Weisenberger</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/06/2012)
03/06/2012	<u>40</u>	Declaration of <i>Oana Popa</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/06/2012)
03/06/2012	<u>41</u>	Motion to Appear as Amicus Curiae . Filed by Partnership for Safety and Justice. (Walsh, Lynn) (Entered: 03/06/2012)
03/06/2012	<u>42</u>	Memorandum in Support . Filed by Partnership for Safety and Justice. (Related document(s): Motion to appear as amicus curiae <u>41</u> .) (Walsh, Lynn) (Entered: 03/06/2012)
03/06/2012	<u>43</u>	ORDER – Granting Partnership for Safety and Justice's Motion to Appear as Amicus Curiae <u>41</u> . The Court will discuss a case schedule at the Telephone Rule 16 Conference set for 3/8/2012. Ordered by Judge Michael H. Simon. (mja) (Entered: 03/06/2012)
03/06/2012	<u>44</u>	Second Declaration of <i>Paul Wright</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit 1–13) (Chamberlain, Katherine) (Entered: 03/06/2012)

03/06/2012	<u>45</u>	Declaration of <i>Jesse Wing</i> . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Attachments: # <u>1</u> Exhibit 1–9) (Wing, Jesse) (Entered: 03/06/2012)
03/06/2012	<u>46</u>	Reply to Motion for Preliminary Injunction <u>7</u> Oral Argument requested. Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 03/06/2012)
03/07/2012	<u>47</u>	Amicus Brief . Filed by Partnership for Safety and Justice. (Related document(s): Motion to appear as amicus curiae <u>41</u> .) (Walsh, Lynn) (Entered: 03/07/2012)
03/08/2012	48	MINUTES of Telephone Conference: Order – Setting a case schedule as follows: Setting a further Status Conference for 3/15/2012 at 09:30AM. The Court will initiate the call to the parties. Defendants' response to Partnership for Safety and Justice's Amicus Brief <u>47</u> is due by 3/22/2012. Setting a Hearing on Plaintiff's Motion for Preliminary Injunction <u>7</u> for 4/4/2012 at 09:30AM in Portland, Courtroom 13B, before Judge Michael H. Simon. Marc D. Blackman, Katherine C. Chmaberlain and Jesse Wing present as counsel for plaintiff(s). Steven Kraemer and Gregory Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 03/08/2012)
03/15/2012	49	MINUTES of Telephone Conference: Status of case discussed as stated on the record. Marc D. Blackman, Katherine Chamberlain, Jesse Wing present as counsel for plaintiff(s). Steven Kraemer and Gregory Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 03/15/2012)
03/22/2012	<u>50</u>	Response to Amicus Curiae Brief of the Partnership for Safety and Justice . Filed by All Defendants. (Related document(s): Motion to appear as amicus curiae <u>41</u> .) (Kraemer, Steven) Modified text on 3/23/2012 (sss). (Entered: 03/22/2012)
03/28/2012	51	Order – At the parties' request, the Court is setting a Telephone Conference for 3/29/2012 at 11:00AM. The Court will initiate the call. Ordered by Judge Michael H. Simon. (mja) (Entered: 03/28/2012)
03/29/2012	52	MINUTES of Telephone Conference: Discovery discussed as stated on the record. Marc D. Blackman, Katherine Chamberlain, Lance Weber and Jesse Wing present as counsel for plaintiff(s). Gergory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 03/29/2012)
03/30/2012	<u>53</u>	Declaration of Patricia Mendoza . Filed by Prison Legal News. (Related document(s): Motion for Preliminary Injunction <u>7</u> .) (Chamberlain, Katherine) (Entered: 03/30/2012)
04/04/2012	54	MINUTES of Oral Argument Hearing: Order – Plaintiff's Motion for Preliminary Injunction <u>7</u> is taken under advisement as of 4/4/2012. The deadline for the close of discovery is 8/16/2012. Dispositive Motions are due by 9/13/2012. Setting a Telephone Status Conference for 7/6/2012 at 9:30AM. The Court will initiate the call to the parties. MarC D. Blackman, Katherine C. Chamberlain, and Jesse Wing present as counsel for plaintiff(s). Steven A. Kraemer and Gregory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 04/04/2012)
04/24/2012	<u>55</u>	OFFICIAL COURT TRANSCRIPT OF PROCEEDINGS FILED Motion Hearing held on April 4, 2012 before Judge Michael H. Simon, Court Reporter Dennis W. Apodaca, telephone number (503) 326–8182. Transcript may be viewed at Court's public terminal or purchased from the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. Afterwards it may be obtained through PACER–See Policy at ord.uscourts.gov. Notice of Intent to Redact Transcript is due by 5/4/2012. Redaction Request due 5/18/2012. Redacted Transcript Deadline set for 5/29/2012. Release of Transcript Restriction set for 7/26/2012. (Apodaca, Dennis) (Entered: 04/24/2012)
04/24/2012	56	Order – At the parties' request, the Court is setting a Telephone Conference to discuss a discovery matter for 4/26/2012 at 03:15PM. The Court will initiate the call. Ordered by Judge Michael H. Simon. (mja) (Entered: 04/24/2012)
04/26/2012	57	MINUTES of Telephone Conference: Status of case discussed as stated on the record. Order – Setting a further Telephone Status Conference for 4/27/2012 at

		11:00AM. The Court will initiate the call to the parties. Marc Blackman and Jesse Wing present as counsel for plaintiff(s). Leslie Edenhofer present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 04/26/2012)
04/27/2012	58	Order – At the parties' request, the Court is resetting the Telephone Conference from 4/27/2012 to 4/30/2012 at 11:00AM. The Court will initiate the call to the parties. Ordered by Judge Michael H. Simon. (mja) (Entered: 04/27/2012)
04/30/2012	59	MINUTES of Telephone Conference: Order – Discovery matter discussed as stated on the record. Jesse Wing present as counsel for plaintiff(s). Leslie Edenhofer present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 04/30/2012)
04/30/2012	<u>60</u>	Order Approving Parameters of Rule 30(b)(6) Depositions and Rule 34 Inspection of Mail Processing, Jail Premises and Documents. Signed on 4/30/12 by Judge Michael H. Simon. (mja) (Entered: 04/30/2012)
05/29/2012	<u>61</u>	Motion to Compel <i>Production of Documents</i> . Oral Argument requested. Filed by Columbia County Sheriff's Office. (Roberson, Gregory) (Entered: 05/29/2012)
05/29/2012	<u>62</u>	Memorandum in Support . Filed by Columbia County Sheriff's Office. (Related document(s): Motion to compel <u>61</u> .) (Roberson, Gregory) (Entered: 05/29/2012)
05/29/2012	<u>63</u>	Declaration of Gregory R. Roberson <i>In Support</i> . Filed by Columbia County Sheriff's Office. (Related document(s): Motion to compel <u>61</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (Roberson, Gregory) (Entered: 05/29/2012)
05/29/2012	<u>64</u>	Opinion and Order – Plaintiff's motion for a preliminary injunction, Dkt. <u>7</u> , is GRANTED IN PART AND DENIED IN PART. Pending final resolution of this litigation, the court ORDERS that not later than 30 days from the date of this Order, Defendants must refrain from restricting all incoming and outgoing inmate personal mail to postcards only and shall not refuse to deliver or process personal inmate mail solely on the grounds that it is not on a postcard. Signed on 5/29/12 by Judge Michael H. Simon. (mja) (Entered: 05/29/2012)
06/08/2012	<u>65</u>	Motion to Amend/Correct <i>Answer</i> . Oral Argument requested. Filed by All Defendants. (Roberson, Gregory) (Entered: 06/08/2012)
06/08/2012	<u>66</u>	Memorandum in Support . Filed by All Defendants. (Related document(s): Motion to Amend/Correct <u>65</u> .) (Roberson, Gregory) (Entered: 06/08/2012)
06/08/2012	<u>67</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Motion to Amend/Correct <u>65</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Roberson, Gregory) (Entered: 06/08/2012)
06/12/2012	<u>68</u>	Response of <i>PLN</i> to Motion to Compel <i>Production of Documents</i> <u>61</u> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 06/12/2012)
06/12/2012	<u>69</u>	Declaration of Jesse Wing <i>In Support of PLN's Opposition</i> . Filed by Prison Legal News. (Related document(s): Motion to compel <u>61</u> .) (Wing, Jesse) (Entered: 06/12/2012)
06/15/2012	<u>70</u>	Motion to Amend/Correct Opinion,, <u>64</u> . Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 06/15/2012)
06/15/2012	<u>71</u>	Memorandum in Support . Filed by Prison Legal News. (Related document(s): Motion to Amend/Correct <u>70</u> .) (Chamberlain, Katherine) (Entered: 06/15/2012)
06/15/2012	<u>72</u>	Declaration of Katherine C. Chamberlain . Filed by Prison Legal News. (Related document(s): Motion to Amend/Correct <u>70</u> .) (Chamberlain, Katherine) (Entered: 06/15/2012)
06/19/2012	<u>73</u>	OPINION and ORDER – Defendants' Motion to Compel <u>61</u> is DENIED. Signed on 6/19/12 by Judge Michael H. Simon. (mja) (Entered: 06/19/2012)
06/22/2012	<u>74</u>	Response in Opposition to Motion to Amend/Correct <i>Answer</i> <u>65</u> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 06/22/2012)

06/22/2012	<u>75</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Response in Opposition to Motion <u>74</u> .) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3) (Wing, Jesse) (Entered: 06/22/2012)
07/02/2012	<u>76</u>	Response in Opposition to Motion to Amend/Correct Opinion,, <u>64</u> <u>70</u> . Filed by All Defendants. (Roberson, Gregory) (Entered: 07/02/2012)
07/02/2012	<u>77</u>	Declaration of Gregory R. Roberson <i>In Support of</i> . Filed by All Defendants. (Related document(s): Response in Opposition to Motion <u>76</u> .) (Attachments: # <u>1</u> Exhibit A) (Roberson, Gregory) (Entered: 07/02/2012)
07/06/2012	<u>78</u>	MINUTES of Telephone Conference: Order – Defendants' Motion to Amend Answer <u>65</u> is GRANTED. Plaintiff's Motion to Amend Opinion <u>70</u> is DENIED. Setting a Pretrial Conference for 1/28/2013 at 01:30PM in Portland, Courtroom 13B, before Judge Michael H. Simon. Setting a 7–Day Jury Trial for 2/5/2013 at 09:00AM in Portland, Courtroom 13B, before Judge Michael H. Simon. Marc D. Blackman, Katherine C. Chamberlain, Lance Weber and Jesse Wing present as counsel for plaintiff(s). Steven A. Kraemer and Gregory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 07/06/2012)
07/06/2012	<u>79</u>	Trial Management Order. Signed on 7/6/12 by Judge Michael H. Simon. (mja) (Entered: 07/06/2012)
07/30/2012	<u>80</u>	Amended Answer to <u>1</u> Complaint with Jury Demand . Filed by Columbia County, Columbia County Sheriff's Office, Jeff Dickerson. (Roberson, Gregory) (Entered: 07/30/2012)
08/15/2012	<u>81</u>	Joint Motion for Extension of Time <i>to Complete Discovery</i> . Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 08/15/2012)
08/15/2012	<u>82</u>	<i>Joint Memorandum in Support of Motion to Extend Discovery Deadline</i> . Filed by Prison Legal News. (Related document(s): Motion for Extension of Time <u>81</u> .) (Chamberlain, Katherine) (Entered: 08/15/2012)
08/15/2012	<u>83</u>	Declaration of Katherine C. Chamberlain <i>In Support of Joint Motion to Extend Discovery Deadline</i> . Filed by Prison Legal News. (Related document(s): Motion for Extension of Time <u>81</u> .) (Chamberlain, Katherine) (Entered: 08/15/2012)
08/16/2012	<u>84</u>	ORDER – Granting the parties' Joint Motion to Extend Discovery Deadline <u>81</u> . Discovery is to be completed by 8/31/2012. Plaintiff's Response to Defendants' Interrogatory No. 23 and Request for Production No. 28 are due by 8/31/2012. Ordered by Judge Michael H. Simon. (mja) (Entered: 08/16/2012)
09/13/2012	<u>85</u>	Motion for Summary Judgment <i>on Claims for Declaratory and Injunctive Relief</i> . Oral Argument requested. Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>86</u>	Motion for Summary Judgment <i>on Defendants' Failure to Mitigate Affirmative Defense</i> . Oral Argument requested. Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>87</u>	Declaration of Katherine C. Chamberlain <i>in Support of Plaintiff's Motions for Summary Judgment</i> . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>85</u> , Motion for Summary Judgment <u>86</u> .) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>88</u>	Exhibits <i>11 – 20</i> re Declaration, <u>87</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 12, # <u>2</u> Exhibit 13, # <u>3</u> Exhibit 14, # <u>4</u> Exhibit 15, # <u>5</u> Exhibit 16, # <u>6</u> Exhibit 17, # <u>7</u> Exhibit 18, # <u>8</u> Exhibit 19, # <u>9</u> Exhibit 20) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>89</u>	Exhibits <i>21 – 35</i> re Declaration, <u>87</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 22, # <u>2</u> Exhibit 23, # <u>3</u> Exhibit 24, # <u>4</u> Exhibit 25, # <u>5</u> Exhibit 26, # <u>6</u> Exhibit 27, # <u>7</u> Exhibit 28, # <u>8</u> Exhibit 29, # <u>9</u> Exhibit 30, # <u>10</u> Exhibit 31, # <u>11</u> Exhibit 32, # <u>12</u> Exhibit 33, # <u>13</u> Exhibit 34, # <u>14</u> Exhibit 35) (Chamberlain, Katherine) (Entered: 09/13/2012)

09/13/2012	<u>90</u>	Exhibits 36–50 re Declaration, <u>87</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 37, # <u>2</u> Exhibit 38, # <u>3</u> Exhibit 39, # <u>4</u> Exhibit 40, # <u>5</u> Exhibit 41, # <u>6</u> Exhibit 42, # <u>7</u> Exhibit 43, # <u>8</u> Exhibit 44, # <u>9</u> Exhibit 45, # <u>10</u> Exhibit 46, # <u>11</u> Exhibit 47, # <u>12</u> Exhibit 48, # <u>13</u> Exhibit 49, # <u>14</u> Exhibit 50) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>91</u>	Exhibits 51–62 re Declaration, <u>87</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 52, # <u>2</u> Exhibit 53, # <u>3</u> Exhibit 54, # <u>4</u> Exhibit 55, # <u>5</u> Exhibit 56, # <u>6</u> Exhibit 57, # <u>7</u> Exhibit 58, # <u>8</u> Exhibit 59, # <u>9</u> Exhibit 60, # <u>10</u> Exhibit 61, # <u>11</u> Exhibit 62) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>92</u>	Exhibits 63 – 69 re Declaration, <u>87</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 64, # <u>2</u> Exhibit 65, # <u>3</u> Exhibit 66, # <u>4</u> Exhibit 67, # <u>5</u> Exhibit 68, # <u>6</u> Exhibit 69) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>93</u>	Exhibits 70–73 re Declaration, <u>87</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 71, # <u>2</u> Exhibit 72, # <u>3</u> Exhibit 73) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>94</u>	Exhibits 74 re Declaration, <u>87</u> . Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>95</u>	Exhibits 75 re Declaration, <u>87</u> . Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>96</u>	Exhibits 76 (<i>parts 1 and 2</i>) re Declaration, <u>87</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 76 (part 2)) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>97</u>	Second Declaration of Bradley Berg . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>85</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>98</u>	Memorandum in Support . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>85</u> .) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>99</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>85</u> , Motion for Summary Judgment <u>86</u> .) (Attachments: # <u>1</u> Exhibit I, # <u>2</u> Exhibit II, # <u>3</u> Exhibit III, # <u>4</u> Exhibit IV, # <u>5</u> Exhibit V) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>100</u>	Exhibits VI – X re Declaration, <u>99</u> . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit VII, # <u>2</u> Exhibit VIII, # <u>3</u> Exhibit IX, # <u>4</u> Exhibit X) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/13/2012	<u>101</u>	Memorandum in Support . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>86</u> .) (Chamberlain, Katherine) (Entered: 09/13/2012)
09/27/2012	102	Order – Setting Oral Argument on the pending Motions for Summary Judgment <u>85</u> & <u>86</u> for 11/16/2012 at 01:30PM in Portland, Courtroom 13B, before Judge Michael H. Simon. Ordered by Judge Michael H. Simon. (mja) Modified on 9/28/2012 to correct the date for the hearing to November (mja). (Entered: 09/27/2012)
10/03/2012	<u>103</u>	Motion for Extension of Time to File a Response/Reply to Motion for Summary Judgment <i>on Claims for Declaratory and Injunctive Relief</i> <u>85</u> . Filed by All Defendants. (Roberson, Gregory) (Entered: 10/03/2012)
10/03/2012	<u>104</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Motion for Extension of Time to File Response/Reply to a Motion <u>103</u> .) (Roberson, Gregory) (Entered: 10/03/2012)
10/03/2012	105	ORDER – Granting Defendants' Motion for Extension of Time to File Response to Motion for Partial Summary Judgment <u>103</u> Response is due by 10/16/2012. Ordered by Judge Michael H. Simon. (mja) (Entered: 10/03/2012)
10/09/2012	<u>106</u>	Response to Motion for Summary Judgment <i>on Defendants' Failure to Mitigate Affirmative Defense</i> <u>86</u> Oral Argument requested. Filed by All Defendants. (Roberson, Gregory) (Entered: 10/09/2012)

10/09/2012	<u>107</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Response to Motion <u>106</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G) (Roberson, Gregory) (Entered: 10/09/2012)
10/10/2012	<u>108</u>	Motion for Extension of Time to File Reply in Support of Motion for Partial Summary Judgment re Declaratory and Injunctive Relief. Filed by Prison Legal News. (Wing, Jesse) (Entered: 10/10/2012)
10/10/2012	<u>109</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>85</u> , Motion for Extension of Time <u>108</u> .) (Wing, Jesse) (Entered: 10/10/2012)
10/11/2012	110	ORDER – Granting Plaintiff's Motion for Extension of Time to File Reply in Support of Motion for Partial Summary Judgment re Declaratory and Injunctive Relief <u>108</u> . Reply due by 11/2/2012. Ordered by Judge Michael H. Simon. (mja) (Entered: 10/11/2012)
10/15/2012	<u>111</u>	Unopposed Motion to File Excess Pages . Filed by All Defendants. (Roberson, Gregory) (Entered: 10/15/2012)
10/15/2012	<u>112</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Motion to File Excess Pages <u>111</u> .) (Roberson, Gregory) (Entered: 10/15/2012)
10/16/2012	113	ORDER – Granting Defendants' Motion to File Excess Pages <u>111</u> up to and including 43 pages. Ordered by Judge Michael H. Simon. (mja) (Entered: 10/16/2012)
10/16/2012	<u>114</u>	Response to Motion for Summary Judgment on Claims for Declaratory and Injunctive Relief <u>85</u> Oral Argument requested. Filed by All Defendants. (Roberson, Gregory) (Entered: 10/16/2012)
10/16/2012	<u>115</u>	Declaration of Gregory R. Roberson . (Related document(s): Response to Motion <u>114</u>) Filed by All Defendants. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M) (Roberson, Gregory) Modified on 10/16/2012 to add related document information(ecp). (Entered: 10/16/2012)
10/16/2012	<u>116</u>	Declaration of Jeffrey M. Dickerson . Filed by All Defendants. (Related document(s): Response to Motion <u>114</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Roberson, Gregory) (Entered: 10/16/2012)
10/23/2012	<u>117</u>	Reply to Motion for Summary Judgment on Defendants' Failure to Mitigate Affirmative Defense <u>86</u> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 10/23/2012)
10/23/2012	<u>118</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>86</u> .) (Wing, Jesse) (Entered: 10/23/2012)
11/02/2012	<u>119</u>	Reply to Motion for Summary Judgment on Claims for Declaratory and Injunctive Relief <u>85</u> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 11/02/2012)
11/02/2012	<u>120</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion for Summary Judgment <u>85</u> .) (Wing, Jesse) (Entered: 11/02/2012)
11/09/2012	<u>121</u>	Sur-Reply Memorandum in Opposition to Plaintiff's Motions to Strike Oral Argument requested. Filed by All Defendants. (Roberson, Gregory) (Entered: 11/09/2012)
11/09/2012	<u>122</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Sur-Reply to Motion <u>121</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (Roberson, Gregory) (Entered: 11/09/2012)
11/09/2012	<u>123</u>	Declaration of Jim Carpenter . Filed by All Defendants. (Related document(s): Sur-Reply to Motion <u>121</u> .) (Attachments: # <u>1</u> Exhibit A) (Roberson, Gregory) (Entered: 11/09/2012)
11/15/2012	<u>124</u>	Motion for Leave to Appear Pro Hac Vice for Attorney Alissa Hull . Filing fee in the amount of \$100 collected; Agency Tracking ID: 0979-3099430. Filed by Prison Legal News. (Weber, Lance) (Entered: 11/15/2012)

11/16/2012	<u>125</u>	MINUTES of Motion Hearing: Order – Plaintiff's Motions for Partial Summary Judgment <u>85</u> & <u>86</u> are DENIED for the reasons stated on the record. Plaintiff's motion to Strike defendants' evidence is GRANTED in PART and DENIED in PART for the reasons stated on the record. Katherine C. Chamberlain, Jesse A. Wing and Alissa Hull present as counsel for plaintiff(s). Steven A. Kraemer and Gregory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. Modified on 11/16/2012 (mja). (Entered: 11/16/2012)
11/26/2012	<u>126</u>	OFFICIAL COURT TRANSCRIPT OF PROCEEDINGS FILED Motion Hearing held on November 16, 2012 before Judge Michael H. Simon, Court Reporter Dennis W. Apodaca, telephone number (503) 326-8182. Transcript may be viewed at Court's public terminal or purchased from the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. Afterwards it may be obtained through PACER-See Policy at ord.uscourts.gov. Notice of Intent to Redact Transcript is due by 12/6/2012. Redaction Request due 12/20/2012. Redacted Transcript Deadline set for 12/31/2012. Release of Transcript Restriction set for 2/28/2013. (Apodaca, Dennis) (Entered: 11/26/2012)
11/27/2012	<u>127</u>	Order Granting Application for Special Admission Pro Hac Vice of Alissa R. Hull for Prison Legal News. Application Fee in amount of \$100 collected. Receipt No. 0979-3099430 issued. Signed on 11/27/2012 by Judge Michael H. Simon. (ecp) (Entered: 11/29/2012)
12/30/2012	<u>128</u>	Exhibit List . Filed by Prison Legal News. (Wing, Jesse) (Entered: 12/30/2012)
12/30/2012	<u>129</u>	Trial Brief . Filed by Prison Legal News. (Wing, Jesse) (Entered: 12/30/2012)
12/30/2012	<u>130</u>	Motion in limine . Oral Argument requested. Filed by Prison Legal News. (Wing, Jesse) (Entered: 12/30/2012)
12/30/2012	<u>131</u>	Memorandum in Support <i>Plaintiff's Motions in Limine</i> . Filed by Prison Legal News. (Related document(s): Motion in Limine <u>130</u> .) (Wing, Jesse) (Entered: 12/30/2012)
12/30/2012	<u>132</u>	Declaration of Jesse Wing <i>in Support of Plaintiff's Motions in Limine</i> . Filed by Prison Legal News. (Related document(s): Motion in Limine <u>130</u> .) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12) (Wing, Jesse) (Entered: 12/30/2012)
12/30/2012	<u>133</u>	Voir Dire . Filed by Prison Legal News. (Wing, Jesse) (Entered: 12/30/2012)
12/31/2012	<u>134</u>	Statement of Special Damages . Filed by Prison Legal News. (Wing, Jesse) (Entered: 12/31/2012)
12/31/2012	<u>135</u>	Proposed Jury Instructions . Filed by Prison Legal News. (Wing, Jesse) (Entered: 12/31/2012)
12/31/2012	<u>136</u>	Proposed Jury Verdict Form. Filed by Prison Legal News. (Wing, Jesse) (Entered: 12/31/2012)
12/31/2012	<u>137</u>	Designation of Deposition Testimony . Filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E) (Chamberlain, Katherine) (Entered: 12/31/2012)
12/31/2012	<u>138</u>	Proposed Findings of Fact <i>and Conclusions of Law</i> . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 12/31/2012)
12/31/2012	<u>139</u>	Witness List , Witness Statement . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 12/31/2012)
01/07/2013	<u>140</u>	Motion for Writ of Habeas Corpus ad testificandum. Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/07/2013)
01/07/2013	<u>141</u>	Memorandum in Support . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>140</u> .) (Wing, Jesse) (Entered: 01/07/2013)
01/07/2013	<u>142</u>	Witness List . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>143</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>140</u> .) (Wing, Jesse) (Entered: 01/07/2013)

01/07/2013	<u>144</u>	Alternative Proposed Findings of Fact <i>and Conclusions of Law</i> . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>145</u>	Motion for Writ of Habeas Corpus ad testificandum. Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/07/2013)
01/07/2013	<u>146</u>	Expert Statement . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>147</u>	Proposed Jury Verdict Form. Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>148</u>	Memorandum in Support . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>145</u> .) (Wing, Jesse) (Entered: 01/07/2013)
01/07/2013	<u>149</u>	Proposed Jury Verdict Form. Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>150</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>145</u> .) (Wing, Jesse) (Entered: 01/07/2013)
01/07/2013	<u>151</u>	Designation of Deposition Testimony . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>152</u>	Proposed Voir Dire . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>153</u>	Proposed Jury Instructions . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>154</u>	Objection(s) to <i>Plaintiff's Suggested Findings of Fact and Conclusions of Law</i> . Filed by All Defendants. (Related document(s): Findings of Fact <u>138</u> .) (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>155</u>	Objection to Trial Exhibit . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>156</u>	Objection(s) to <i>Plaintiff's Lay Witness List and Witness Statements</i> . Filed by All Defendants. (Related document(s): Witness List, Witness statement <u>139</u> .) (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>157</u>	Objection(s) to <i>Plaintiff's Substantive Evidence Deposition Designations</i> . Filed by All Defendants. (Related document(s): Deposition Testimony Designation <u>137</u> .) (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>158</u>	Objection(s) to <i>Plaintiff's Proposed Jury Instructions</i> . Filed by All Defendants. (Related document(s): Jury instructions – Proposed <u>135</u> .) (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>159</u>	Objection(s) to <i>Plaintiff's Proposed Special Verdict Form</i> . Filed by All Defendants. (Related document(s): Jury Verdict Form – Proposed <u>136</u> .) (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>160</u>	Trial Brief . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>161</u>	Exhibit List . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>162</u>	Motion in limine . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>163</u>	Declaration of Gregory R. Roberson <i>In Support of Defendants' Motions in Limine and Defendants' Responses and Objections to Plaintiff's Motions in Limine</i> . Filed by All Defendants. (Related document(s): Motion in Limine <u>162</u> .) (Attachments: # <u>1</u> Exhibit A–H, # <u>2</u> Exhibit I, # <u>3</u> Exhibit J, # <u>4</u> Exhibit K–N) (Kraemer, Steven) (Entered: 01/07/2013)
01/07/2013	<u>164</u>	Response <i>and Objections</i> to Motion in limine <u>130</u> . Filed by All Defendants. (Kraemer, Steven) (Entered: 01/07/2013)
01/13/2013	<u>165</u>	Response <i>of Plaintiff</i> to Motion in limine <u>162</u> Oral Argument requested. Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/13/2013)

01/13/2013	<u>166</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion in Limine <u>162</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (Wing, Jesse) (Entered: 01/13/2013)
01/13/2013	<u>167</u>	Designation of Deposition Testimony (<i>Plaintiff's Response to Defendant's Objections to Plaintiff's Deposition Designations</i>). Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/13/2013)
01/14/2013	<u>168</u>	Cross Designation of Deposition Testimony and <i>Plf's Objections to Defendants' Designation of Deposition Testimony</i> . Filed by All Plaintiffs. (Attachments: # <u>1</u> Attachment Part 1, # <u>2</u> Attachment Part 2, # <u>3</u> Attachment Part 3) (Chamberlain, Katherine) (Entered: 01/14/2013)
01/14/2013	<u>169</u>	Exhibit List , <i>Plf's Response to Defendants' Objections to Plaintiff's Trial Exhibits</i> . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 01/14/2013)
01/14/2013	<u>170</u>	Witness Statement , <i>Plf's Response to Defendants' Objections to Plaintiff's Witness Statements</i> . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 01/14/2013)
01/14/2013	<u>171</u>	Witness Statement , <i>Plf's Objections to Defendants' Expert and Lay Witnesses and Witness Statements</i> . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 01/14/2013)
01/14/2013	<u>172</u>	Objection to Trial Exhibit , <i>Plf's Objections to Defendants' Trial Exhibits</i> . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 01/14/2013)
01/14/2013	<u>173</u>	Declaration of Jesse Wing <i>In Support of Plf's Objections to Ds' Trial Exhibits and Plf's Response to Ds' Objections to Plaintiff's Trial Exhibits</i> . Filed by All Plaintiffs. (Related document(s): Exhibit List <u>169</u> , Objection to Trial Exhibit <u>172</u> .) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3) (Chamberlain, Katherine) (Entered: 01/14/2013)
01/15/2013	174	Scheduling Order by Judge Michael H. Simon. Order – Due to a conflict in the Court's schedule, the Court is resetting the Pretrial Conference from 1/28/2013 to 1/30/2013 at 01:30PM in Portland, Courtroom 13B, before Judge Michael H. Simon. Ordered by Judge Michael H. Simon. (mja) (Entered: 01/15/2013)
01/22/2013	<u>175</u>	Response . Filed by All Defendants. (Related document(s): Writ of Habeas Corpus ad testificandum <u>140</u> , Writ of Habeas Corpus ad testificandum <u>145</u> .) (Roberson, Gregory) (Entered: 01/22/2013)
01/22/2013	<u>176</u>	Declaration of Gregory R. Roberson <i>in Support of Defendants' Response to Plaintiff's Petition for Writs of Habeas Corpus Ad Testificandum for Witnesses Berg and Bennett</i> . Filed by All Defendants. (Related document(s): Response <u>175</u> .) (Roberson, Gregory) (Entered: 01/22/2013)
01/22/2013	<u>177</u>	Response to <i>Plaintiff's Objections to Defendants' Substantive Deposition Testimony Designations and Cross Designations</i> . Filed by All Defendants. (Related document(s): Deposition Testimony Designation, <u>168</u> .) (Roberson, Gregory) (Entered: 01/22/2013)
01/22/2013	<u>178</u>	Response to <i>Plaintiff's Objections to Defendants' Expert and Lay Witnesses and Witness Statements</i> . Filed by All Defendants. (Related document(s): Witness statement <u>171</u> .) (Roberson, Gregory) (Entered: 01/22/2013)
01/22/2013	<u>179</u>	Response to <i>Plaintiff's Objections to Defendants' Proposed Trial Exhibits</i> . Filed by All Defendants. (Related document(s): Objection to Trial Exhibit <u>172</u> .) (Roberson, Gregory) (Entered: 01/22/2013)
01/22/2013	<u>180</u>	Declaration of Gregory R. Roberson <i>in Support of Defendants' Response to Plaintiff's Objections to Defendants' Proposed Trial Exhibits</i> . Filed by All Defendants. (Related document(s): Response <u>179</u> .) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2) (Roberson, Gregory) (Entered: 01/22/2013)
01/23/2013	<u>181</u>	Motion for Extension of Time to <i>File Joint Status Report, Joint Neutral Statement and Joint Fact Stipulations</i> . Filed by All Defendants. (Roberson, Gregory) (Entered: 01/23/2013)
01/23/2013	<u>182</u>	Declaration of Gregory R. Roberson <i>in Support of Defendants' Opposed Motion to Extend Deadline to File Joint Status Report, Joint Neutral Statement of Case and Joint</i>

		<i>Fact Stipulations</i> . Filed by All Defendants. (Related document(s): Motion for Extension of Time <u>181</u> .) (Roberson, Gregory) (Entered: 01/23/2013)
01/23/2013	<u>183</u>	Proposed Findings of Fact (<i>Plaintiff's Objections to Defendants' Alternative Findings of Fact & Conclusions of Law</i>). Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/23/2013)
01/23/2013	<u>184</u>	Proposed Jury Instructions (<i>Plaintiff's Objections to Defendants' Proposed Jury Instructions and Verdict Form</i>). Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/23/2013)
01/23/2013	185	ORDER – Granting Defendants' Motion for Extension of Time <u>181</u> .Joint Status Report, Joint Neutral Statement and Joint Fact Stipulations are due by 1/24/2013. Ordered by Judge Michael H. Simon. (mja) (Entered: 01/23/2013)
01/24/2013	186	Order – ORDER At the pretrial conference scheduled for January 30, 2013, counsel should be prepared to discuss the legal bases for the recovery of: (1) "diversion of resources" damages, including, among other things, whether litigation expenses are recoverable as "diversion of resources" damages (see <i>La Asociacion de Trabajadores de Lake Forest v. City of Lake Forest</i> , 624 F.3d 1083 (9th Cir. 2010); <i>Spann v. Colonial Vill., Inc.</i> , 899 F.2d 24 (D.C. Cir. 1990); and <i>Ass'n of Cmty. Organizations for Reform Now v. Fowler</i> , 178 F.3d 350 (5th Cir. 1999)); (2) "frustration of mission" damages, including under what circumstances, if any, prospective "frustration of mission" damages are available in cases brought under Section 1983 (see <i>Havens Realty Corp. v. Coleman</i> , 455 U.S. 363 (1982)); and (3) "presumed" damages, including under what circumstances, if any, such damages are recoverable for specific, non–abstract harms that are unquantifiable (see <i>Memphis Cmty. Sch. Dist. v. Stachura</i> , 477 U.S. 299 (1986); <i>Trevino v. Gates</i> , 99 F.3d 911, 922 (9th Cir. 1996); and <i>City of Watseka v. Illinois Pub. Action Council</i> , 796 F.2d 1547, 1565 (7th Cir. 1986)). Ordered by Judge Michael H. Simon. (mja) (Entered: 01/24/2013)
01/24/2013	<u>187</u>	Joint Status Report . Filed by All Defendants. (Roberson, Gregory) (Entered: 01/24/2013)
01/24/2013	<u>188</u>	Statement of Joint Neutral Statement of Case . Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/24/2013)
01/25/2013	<u>189</u>	Motion for Writ of Habeas Corpus ad testificandum <i>re Witness Bradley Berg</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/25/2013)
01/25/2013	<u>190</u>	Memorandum in Support of <i>Corrected Petition for a Writ of Habeas Corpus Ad Testificandum re Bradley Berg</i> . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>189</u> .) (Wing, Jesse) (Entered: 01/25/2013)
01/25/2013	<u>191</u>	Declaration of Jesse Wing <i>in Support of Corrected Petition for a Writ of Habeas Corpus Ad Testificandum re Bradley Berg</i> . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>189</u> .) (Wing, Jesse) (Entered: 01/25/2013)
01/25/2013	<u>192</u>	Motion for Writ of Habeas Corpus ad testificandum <i>re Witness James Bennett</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 01/25/2013)
01/25/2013	<u>193</u>	Memorandum in Support of <i>Corrected Petition for a Writ of Habeas Corpus Ad Testificandum re James Bennett</i> . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>192</u> .) (Wing, Jesse) (Entered: 01/25/2013)
01/25/2013	<u>194</u>	Declaration of Jesse Wing <i>in Support of Corrected Petition for a Writ of Habeas Corpus Ad Testificandum re James Bennett</i> . Filed by Prison Legal News. (Related document(s): Writ of Habeas Corpus ad testificandum <u>192</u> .) (Wing, Jesse) (Entered: 01/25/2013)
01/29/2013	<u>195</u>	Supplement <i>Plaintiff's Supplemental Evidence to Its MIL Opposing Defs' Trial Exhibit 264</i> . Filed by Prison Legal News. (Related document(s): Motion in Limine <u>130</u> .) (Wing, Jesse) (Entered: 01/29/2013)
01/29/2013	<u>196</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion in Limine <u>130</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Wing, Jesse) (Entered: 01/29/2013)

01/30/2013	<u>197</u>	Order Issuing Writ of Habeas Corpus ad Testificandum re: Witness Bradley Berg. Signed on 1/30/13 by Judge Michael H. Simon. (mja) (Entered: 01/31/2013)
01/31/2013	198	MINUTES of Pretrial Conference: Order – On its own motion, the Court has bifurcated this case and will hold two separate trials pursuant to Fed. R. Civ. P. 42(b). The first trial will commence on February 5, 2013, and will be a bench trial to address and resolve the following issues identified in Plaintiff's trial brief [Dkt. 129] at page 2: (1) whether Defendants' policies and practices violated the First Amendment and under what standard; (2) whether Defendants' policies and practices violated the Fourteenth Amendment; (3) the specific acts of censorship and lack of notice and opportunity to be heard committed by Defendants that constituted violations of the Constitution; (4) declaratory relief, if any; and (5) injunctive relief, if any. The second trial, to be scheduled at a later time and to be heard before a jury, will address all remaining issues of damages, if any. Plaintiff's Corrected Petition for Writ of Habeas Corpus ad Testificandum re Witness Bradley Berg <u>189</u> is GRANTED. All other pending motions [Dkts. 130, 140, 145, 162, and 192] are DENIED for the reasons stated on the record with leave to renew. Pretrial Conference. Marc D. Blackman, Katherine C. Chamberlain and Jesse Wing present as counsel for plaintiff(s). Steven A. Kraemer, Gregory R. Roberson and Kari Furnanz present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 01/31/2013)
02/05/2013	199	MINUTES of Court Trial – Day – 1: Opening statements given. Witnesses sworn and evidence adduced. Court is in recess until 2/6/2013 at 09:00AM in Portland, Courtroom 13B, before Judge Michael H. Simon. Marc D. Blackman, Katherine C. Chamberlain, and Jesse A. Wing present as counsel for plaintiff(s). Steven A. Kraemer and Gregory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 02/05/2013)
02/06/2013	<u>200</u>	Supplemental Exhibit List . Filed by All Defendants. (Kraemer, Steven) (Entered: 02/06/2013)
02/06/2013	<u>201</u>	Supplemental Designation of Deposition Testimony . Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 02/06/2013)
02/06/2013	204	MINUTES of Court Trial – Day – 2: Witnesses sworn and evidence adduced. Court is in recess until 2/7/2013 at 09:30AM in Portland, Courtroom 13B, before Judge Michael H. Simon. Marc D. Blackman, Katherine C. Chamberlain and Jesse A. Wing present as counsel for plaintiff(s). Steven A. Kraemer and Gregory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 02/08/2013)
02/07/2013	<u>202</u>	Supplemental Exhibit List (<i>Plaintiff's</i>). Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 02/07/2013)
02/07/2013	<u>203</u>	Stipulation by Prison Legal News. Filed by Prison Legal News. (Chamberlain, Katherine) (Entered: 02/07/2013)
02/07/2013	205	MINUTES of Jury Trial – Day – 3: Witnesses sworn and evidence adduced. Court is in recess until 2/8/2013 at 10:00AM in Portland, Courtroom 13B, before Judge Michael H. Simon. Marc D. Blackman, Katherine C. Chamberlain and Jesse A. Wing present as counsel for plaintiff(s). Steven A. Kraemer and Gregory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 02/08/2013)
02/08/2013	206	MINUTES of Court Trial – Day – 4: Witnesses sworn and evidence adduced. Plaintiff and Defendant rest. See Clerk's list of exhibits and witnesses. The parties' supplemental briefing is due by 2/22/2013. Rebuttal briefing due by 3/5/2013. Setting Oral Argument for 3/21/2013 at 2:30PM in Portland, Courtroom 13B, before Judge Michael H. Simon. Marc D. Blackman, Katherine C. Chamberlain and Jesse A. Wing present as counsel for plaintiff(s). Steven A. Kraemer and Gregory R. Roberson present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 02/08/2013)
02/08/2013	<u>207</u>	Clerks List of Exhibits & Witnesses. (mja) (Entered: 02/08/2013)
02/22/2013	<u>208</u>	Trial Memorandum <i>Plaintiff's Post-Trial Memorandum on Injunctive Relief</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 02/22/2013)

02/22/2013	<u>209</u>	Trial Brief <i>Defendants' Post Trial Brief</i> . Filed by All Defendants. (Kraemer, Steven) (Entered: 02/22/2013)
03/04/2013	<u>210</u>	Trial Memorandum <i>Defendants Response to Plaintiffs Post-Trial Memorandum on Injunctive Relief</i> . Filed by All Defendants. (Kraemer, Steven) (Entered: 03/04/2013)
03/05/2013	<u>211</u>	Trial Memorandum <i>Plaintiff's Response to Defendants' Post-Trial Memorandum re Injunctive Relief</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 03/05/2013)
03/05/2013	212	Scheduling Order by Judge Michael H. Simon. Order – On the Court's own motion, the Oral Argument Hearing set for 3/21/2013 is RESET to 3/20/2013 at 02:30PM in Portland, Courtroom 13B, before Judge Michael H. Simon. Ordered by Judge Michael H. Simon. (mja) (Entered: 03/05/2013)
03/20/2013	213	MINUTES of Proceedings: Order – Matter taken under advisement this 20th Day of March, 2013. Marc D. Blackman and Jesse A. Wing present as counsel for plaintiff(s). Kari Furnanz and Steven A. Kraemer present as counsel for defendant(s). Court Reporter: Dennis Apodaca. Judge Michael H. Simon presiding. (mja) (Entered: 03/21/2013)
04/24/2013	<u>214</u>	Findings of Fact and Conclusions of Law. Order – The Court will issue a separate Order that PERMANENTLY ENJOINS Defendants from restricting all incoming and outgoing inmate personal mail to postcards only. The Order will provide that Defendants shall not refuse to deliver or process personal inmate mail solely on the grounds that it is not on a postcard. In the Order, the Court will also DECLARE that inmates have a First Amendment right to receive magazines and that it would be unconstitutional for Defendants to refuse to deliver magazines to inmates solely because they are magazines. The Court will also DECLARE that inmates and their unincarcerated correspondents have a Fourteenth Amendment right to procedural due process when Defendants reject their mail and that, at a minimum: (1) an inmate must be notified when Defendants reject correspondence written by or addressed to the inmate; (2) senders of rejected correspondence must be given a reasonable opportunity to appeal the rejection; and (3) appeals must be referred to a prison official other than the person who originally rejected the correspondence. Within 28 days from the date of these Findings of Fact and Conclusions of Law, the parties shall inform the Court whether there is any need for the Court to proceed further with regard to Plaintiff's claim for money damages. If there is no such need, the parties shall submit to the Court by that deadline, either jointly or separately, a proposed form of Final Judgment that contains proposed permanent injunctive and declaratory relief consistent with these Findings and Conclusions. Signed on 4/24/2013 by Judge Michael H. Simon. (mja) (Entered: 04/24/2013)
05/22/2013	<u>215</u>	Proposed Form of Order Submitted <i>re Final Judgment</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 05/22/2013)
05/22/2013	<u>216</u>	Memorandum in Support of <i>Proposed Final Judgment and Notice that Damages are Resolved</i> . Filed by Prison Legal News. (Related document(s): Proposed Form of Order or Judgment <u>215</u> .) (Wing, Jesse) (Entered: 05/22/2013)
05/22/2013	<u>217</u>	Proposed Form of Order Submitted . Filed by All Defendants. (Furnanz, Kari) (Entered: 05/22/2013)
05/22/2013	<u>218</u>	Memorandum in Opposition <i>Defendants' Objections to Plaintiff's Proposed Form of Judgment</i> . Filed by All Defendants. (Furnanz, Kari) (Entered: 05/22/2013)
05/23/2013	<u>219</u>	Proposed Form of Order Submitted <i>Praecepto to Submit Replacement (Proposed) Final Judgment</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 05/23/2013)
05/28/2013	<u>220</u>	Final Judgment. Signed on 5/28/2013 by Judge Michael H. Simon. (mja) (Entered: 05/28/2013)
06/11/2013	<u>221</u>	Motion for Attorney Fees <i>and Costs</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>222</u>	<i>Plaintiff's</i> Memorandum in Support . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Wing, Jesse) (Entered: 06/11/2013)

06/11/2013	<u>223</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>224</u>	Declaration of Lance Weber . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>225</u>	Declaration of Marc Blackman . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>226</u>	Declaration of Carol Bernick . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>227</u>	Declaration of Charles Hinkle . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>228</u>	Declaration of Gregory Lynch . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>229</u>	Declaration of David Markowitz . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>230</u>	Declaration of Robert Meyer . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>231</u>	Declaration of Daniel Skerritt . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Attachments: # <u>1</u> Appendix A, # <u>2</u> Appendix B) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>232</u>	Declaration of Dana Sullivan . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Wing, Jesse) (Entered: 06/11/2013)
06/11/2013	<u>233</u>	Declaration of Eric Wilson . Filed by Prison Legal News. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Wing, Jesse) (Entered: 06/11/2013)
06/21/2013	<u>234</u>	Motion for Extension of Time to File a Response/Reply <i>Defendants' Unopposed Motion to Extend Deadline to File Response to Plaintiff's Motion for Award of Attorneys Fees and Costs</i> to Motion for Attorney Fees and Costs <u>221</u> . Filed by All Defendants. (Furnanz, Kari) (Entered: 06/21/2013)
06/21/2013	<u>235</u>	Declaration of Kari A. Furnanz <i>in Support of Defendants' Unopposed Motion For Extension of Time to File Response to Plaintiff's Motion for Award of Attorneys Fees and Costs</i> . Filed by All Defendants. (Related document(s): Motion for Extension of Time to File Response/Reply to a Motion, <u>234</u> .) (Furnanz, Kari) (Entered: 06/21/2013)
06/21/2013	236	ORDER – Granting Defendants' Unopposed Motion for Extension of Time to File a Response to Plaintiff's Motion for Attorney Fees and Costs <u>221</u> . Response is due by 7/9/2013. Ordered by Judge Michael H. Simon. (mja) (Entered: 06/21/2013)
06/25/2013	<u>237</u>	Motion <i>Defendants' F.R.C.P. 52/F.R.C.P. 60 Motions</i> . Oral Argument requested. Filed by All Defendants. (Furnanz, Kari) (Entered: 06/25/2013)
06/25/2013	<u>238</u>	Memorandum in Support of <i>Defendants' F.R.C.P. 52/F.R.C.P. 60 Motions</i> . Filed by All Defendants. (Related document(s): Motion – Miscellaneous <u>237</u> .) (Furnanz, Kari) (Entered: 06/25/2013)
06/25/2013	<u>239</u>	Declaration of Kari A. Furnanz <i>in Support of Defendants' F.R.C.P. 52/F.R.C.P. 60 Motions</i> . Filed by All Defendants. (Related document(s): Motion – Miscellaneous <u>237</u> .) (Attachments: # <u>1</u> Exhibit A–Defendants' Offer of Judgment) (Furnanz, Kari) (Entered: 06/25/2013)

07/03/2013	<u>240</u>	Response in Opposition to Motion <i>Defendants' F.R.C.P. 52/F.R.C.P. 60 Motions 237</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 07/03/2013)
07/09/2013	<u>241</u>	Unopposed Motion for Extension of Time to File a Response/Reply to Motion for Attorney Fees <i>and Costs 221</i> . Filed by All Defendants. (Furnanz, Kari) (Entered: 07/09/2013)
07/09/2013	<u>242</u>	Declaration of Kari A. Furnanz <i>In Support Of</i> . Filed by All Defendants. (Related document(s): Motion for Extension of Time to File Response/Reply to a Motion <u>241</u> .) (Furnanz, Kari) (Entered: 07/09/2013)
07/09/2013	243	ORDER – Granting Defendants' Motion for Extension of Time to File Response to Plaintiff's Motion for Attorney Fees and costs <u>241</u> Response is due by 7/11/2013. Ordered by Judge Michael H. Simon. (mja) (Entered: 07/09/2013)
07/11/2013	<u>244</u>	Memorandum in Opposition to Motion for Attorney Fees <i>and Costs 221</i> . Filed by All Defendants. (Furnanz, Kari) (Entered: 07/11/2013)
07/11/2013	<u>245</u>	Declaration of Gregory R. Roberson . Filed by All Defendants. (Related document(s): Memorandum in Opposition <u>244</u> .) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Exhibit V, # <u>23</u> Exhibit W, # <u>24</u> Exhibit X, # <u>25</u> Exhibit Y, # <u>26</u> Exhibit Z) (Furnanz, Kari) (Entered: 07/11/2013)
07/11/2013	<u>246</u>	Declaration of Steven A. Kraemer . Filed by All Defendants. (Related document(s): Memorandum in Opposition <u>244</u> .) (Attachments: # <u>1</u> Exhibit 1) (Furnanz, Kari) (Entered: 07/11/2013)
07/11/2013	<u>247</u>	Declaration of Susan Dunaway . Filed by All Defendants. (Related document(s): Memorandum in Opposition <u>244</u> .) (Furnanz, Kari) (Entered: 07/11/2013)
07/11/2013	<u>248</u>	Declaration of William Blair . Filed by All Defendants. (Related document(s): Memorandum in Opposition <u>244</u> .) (Furnanz, Kari) (Entered: 07/11/2013)
07/11/2013	<u>249</u>	Declaration of Kathryn Pratt . Filed by All Defendants. (Related document(s): Memorandum in Opposition <u>244</u> .) (Attachments: # <u>1</u> Exhibit 1) (Furnanz, Kari) (Entered: 07/11/2013)
07/11/2013	<u>250</u>	Memorandum in Opposition <i>DEFENDANTS OBJECTION TO PLAINTIFFS REQUESTS FOR COSTS</i> to Motion for Attorney Fees <i>and Costs 221</i> . Filed by All Defendants. (Furnanz, Kari) (Entered: 07/11/2013)
07/12/2013	<u>251</u>	Motion to File Excess Pages re Memorandum in Opposition <u>244</u> . Filed by Columbia County, Columbia County Sheriff's Office, Jeff Dickerson. (Furnanz, Kari) (Entered: 07/12/2013)
07/12/2013	<u>252</u>	Motion to Strike <i>Defendants' Overlength Memorandum in Opposition to Plaintiff's Motion for Attorney's Fees and Defendants' Objections to Plaintiff's Requests for Costs</i> . Filed by Prison Legal News. (Wing, Jesse) (Entered: 07/12/2013)
07/12/2013	<u>253</u>	Memorandum in Support . Filed by Prison Legal News. (Related document(s): Motion to Strike <u>252</u> .) (Wing, Jesse) (Entered: 07/12/2013)
07/12/2013	<u>254</u>	Declaration of Jesse Wing . Filed by Prison Legal News. (Related document(s): Motion to Strike <u>252</u> .) (Wing, Jesse) (Entered: 07/12/2013)
07/12/2013	<u>255</u>	Memorandum in Opposition to Motion to File Excess Pages re Memorandum in Opposition <u>244</u> <u>251</u> . Filed by All Plaintiffs. (Wing, Jesse) (Entered: 07/12/2013)
07/12/2013	<u>256</u>	Affidavit in Opposition to Motion to File Excess Pages re Memorandum in Opposition <u>244</u> <u>251</u> . Filed by All Plaintiffs. (Wing, Jesse) (Entered: 07/12/2013)
07/15/2013	257	ORDER – Granting Defendants' Motion to File Excess Pages <u>251</u> . Ordered by Judge Michael H. Simon. (mja) (Entered: 07/15/2013)
07/15/2013	258	ORDER – Plaintiff's Motion to Strike Defendants' Overlength Memorandum in Opposition to Plaintiff's Motion for Attorney's Fees <u>252</u> is DENIED. Ordered by Judge Michael H. Simon. (mja) (Entered: 07/15/2013)

07/22/2013	<u>259</u>	Reply <i>in Support of</i> to Motion <i>Defendants' F.R.C.P. 52/F.R.C.P. 60 Motions 237</i> Oral Argument requested. Filed by All Defendants. (Furnanz, Kari) (Entered: 07/22/2013)
07/23/2013	<u>260</u>	Unopposed Motion for Extension of Time <i>to File Reply Brief</i> , Unopposed Motion to File Excess Pages re Motion for Attorney Fees <u>221</u> . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 07/23/2013)
07/23/2013	<u>261</u>	Memorandum in Support of <i>Plaintiff's Unopposed Motion for Extension of Time and for Leave to File Excess Pages</i> . Filed by All Plaintiffs. (Related document(s): Motion for Extension of Time, Motion to File Excess Pages <u>260</u> .) (Chamberlain, Katherine) (Entered: 07/23/2013)
07/23/2013	<u>262</u>	Declaration of <i>Katherine C. Chamberlain In Support of Plaintiff's Unopposed Motion for Extension of Time and for Leave to File Excess Pages</i> . Filed by All Plaintiffs. (Related document(s): Motion for Extension of Time, Motion to File Excess Pages <u>260</u> .) (Chamberlain, Katherine) (Entered: 07/23/2013)
07/23/2013	<u>263</u>	Declaration of <i>Jesse Wing In Support of Plaintiff's Unopposed Motion for Extension of Time and for Leave to File Excess Pages</i> . Filed by All Plaintiffs. (Related document(s): Motion for Extension of Time, Motion to File Excess Pages <u>260</u> .) (Chamberlain, Katherine) (Entered: 07/23/2013)
07/23/2013	264	ORDER: Granting Plaintiff's Motion for Extension of Time and for Leave to File Excess Pages <u>260</u> . Plaintiff Reply is due by 8/8/2013, and may be up to 30 pages in length. Ordered by Judge Michael H. Simon. (mja) (Entered: 07/23/2013)
07/31/2013	265	ORDER – DENYING Defendants' Fed. R. Civ. P. 52 and 60 Motions <u>237</u> . The Court's Findings of Fact and Conclusions of Law <u>214</u> remain unchanged. Ordered by Judge Michael H. Simon. (mja) (Entered: 07/31/2013)
08/08/2013	<u>266</u>	Declaration of <i>Jesse Wing In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs</i> . Filed by All Plaintiffs. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Chamberlain, Katherine) (Entered: 08/08/2013)
08/08/2013	<u>267</u>	Declaration of <i>Carrie A. Wilkinson In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs</i> . Filed by All Plaintiffs. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Chamberlain, Katherine) (Entered: 08/08/2013)
08/08/2013	<u>268</u>	Declaration of <i>Lance Weber In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs</i> . Filed by All Plaintiffs. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Attachments: # <u>1</u> Exhibit 1 to Declaration of Lance Weber In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs) (Chamberlain, Katherine) (Entered: 08/08/2013)
08/08/2013	<u>269</u>	Declaration of <i>Paul Wright In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs</i> . Filed by All Plaintiffs. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Chamberlain, Katherine) (Entered: 08/08/2013)
08/08/2013	<u>270</u>	Declaration of <i>Katherine C. Chamberlain In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs</i> . Filed by All Plaintiffs. (Related document(s): Motion for Attorney Fees <u>221</u> .) (Attachments: # <u>1</u> Exhibit 1 to Declaration of Katherine C. Chamberlain In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs, # <u>2</u> Exhibit 2 to Declaration of Katherine C. Chamberlain In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs, # <u>3</u> Exhibit 3 to Declaration of Katherine C. Chamberlain In Support of Plaintiff's Reply In Support of Motion for Award of Fees and Costs) (Chamberlain, Katherine) (Entered: 08/08/2013)
08/08/2013	<u>271</u>	Reply to Motion for Attorney Fees <i>and Costs 221</i> . Filed by All Plaintiffs. (Chamberlain, Katherine) (Entered: 08/08/2013)
08/26/2013	<u>272</u>	Notice re Order on Motion – Miscellaneous 265 <i>NOTICE OF APPEAL</i> Filed by All Defendants (Related document(s): Order on Motion – Miscellaneous 265 .) (Furnanz, Kari) (Entered: 08/26/2013)
08/28/2013	<u>273</u>	Amended Notice of Appeal to the 9th Circuit from Order on Motion – Miscellaneous 265 Filing fee \$455 collected; Agency Tracking ID 0979–3404293: . Filed by All Defendants. (Furnanz, Kari) (Entered: 08/28/2013)

08/30/2013		USCA Case Number and Notice confirming Docketing Record on Appeal re Notice of Appeal <u>273</u> . Case Appealed to US Court of Appeals for the Ninth Circuit Case Number 13-35786 assigned. (schm) (Entered: 08/30/2013)
09/12/2013	<u>274</u>	Notice of Change of Address. Filed by Prison Legal News (Weber, Lance) (Entered: 09/12/2013)
09/12/2013	<u>275</u>	<i>Notice of change of attorney information</i> Filed by Prison Legal News (Weber, Lance) (Entered: 09/12/2013)
09/23/2013	<u>276</u>	Transcript Designation and Order Form Court Reporter: Dennis Apodaca. regarding Notice of Appeal <u>273</u> . Filed by Defendants. Transcript is due by 10/28/2013. (Schroer, Janet) Modified on 9/24/2013 to reflect correct name of filer (mja). (Entered: 09/23/2013)
03/24/2014	<u>277</u>	ORDER – Plaintiff's motion for award of attorney's fees and expenses <u>221</u> is granted in part. Pursuant to 42 U.S.C. § 1988, Plaintiff is awarded \$763,803.45 in attorney' s fees and \$38,373.01 in expenses. Signed on 3/24/2014 by Judge Michael H. Simon. (mja) (Entered: 03/24/2014)
04/08/2014	<u>278</u>	Notice of Appeal to the 9th Circuit from Order on Motion for Attorney Fees, <u>277</u> Filing fee \$505 collected; Agency Tracking ID 0979-3635935: . Filed by All Defendants. (Schroer, Janet) (Entered: 04/08/2014)
04/09/2014		USCA Case Number and Notice confirming Docketing Record on Appeal re Notice of Appeal <u>278</u> . Case Appealed to US Court of Appeals for the Ninth Circuit Case Number 14-35291 assigned. (schm) (Entered: 04/09/2014)
05/14/2014	<u>279</u>	Supplemental Judgment – Based on the Court's Opinion and Order on Fees and Expenses dated March 24, 2014 <u>277</u> , IT IS ADJUDGED that Plaintiff is awarded \$763,803.45 in attorney's fees and \$38,373.01 in expenses. Signed on 5/14/2014 by Judge Michael H. Simon. (mja) (Entered: 05/14/2014)
05/15/2014	<u>280</u>	Amended Notice of Appeal to the 9th Circuit from Judgment, <u>279</u> Filing fee \$505 collected; Receipt No. 0979-3635935: . Filed by All Defendants. (Schroer, Janet) (Entered: 05/15/2014)
06/23/2014	<u>281</u>	Satisfaction re Judgment, <u>279</u> by All Defendants. Filed by All Defendants. (Schroer, Janet) (Entered: 06/23/2014)
07/01/2014	<u>282</u>	MANDATE of USCA for the 9th Circuit, USCA # 13-35786 and 14-35291 , re Notice of Appeal <u>278</u> , Notice of Appeal <u>273</u> , Notice of Appeal <u>280</u> . Defendants–Appellants unopposed motion to dismiss these appeals with prejudice is granted. Fed. R. App. P. 42(b). As requested, each party shall bear its own costs and attorneys fees on appeal. A copy of this order shall serve as and for the mandate of this court. (dsg) (Entered: 07/01/2014)