

CLOSED,MEDIATION,MEDSR,PRISNR,STANDARD

**United States District Court
Middle District of Pennsylvania (Williamsport)
CIVIL DOCKET FOR CASE #: 4:08-cv-00345-JEJ**

Collins et al v. Reish et al
Assigned to: Honorable John E. Jones, III
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 02/25/2008
Date Terminated: 04/29/2011
Jury Demand: Defendant
Nature of Suit: 555 Prisoner Civil Rights
(Prison Conditions)
Jurisdiction: Federal Question

Plaintiff

Scott Collins

represented by **Cheryl T. Humes**
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Plaintiff

Roman Brady

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Plaintiff

Jeremy Elsesser

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Plaintiff

Conrad Corely

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Plaintiff

Michael Wetzel

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Plaintiff

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Plaintiff

Thomas Anderson

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Plaintiff

Joseph Bowers

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Plaintiff

Sharon Reichner
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Plaintiff

Megan Holohan

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Plaintiff

Kelcie Williams

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Plaintiff

Sonya Wyland

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V.

Defendant

Ralph M. Reish
in his official capacity as Warden of
Northumberland County Prison

represented by **Devon M. Jacob**
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Defendant

Frank Sawicki
in official capacity as member of the
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Defendant

Vinny Clausi
in official capacity as member of the
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Defendant

Kurt Masser
in official capacity as member of the
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Defendant

Anthony Rosini
in official capacity as member of the
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represented by **Devon M. Jacob**
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Defendant

Charles Erdman
in official capacity as member of the
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represented by **Devon M. Jacob**
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Defendant

Robert Sacavage
in official capacity as member of the
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Defendant

Chad Reiner
in official capacity as member of the
Northumberland County Prison Board

represented by **Devon M. Jacob**
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Date Filed	#	Docket Text
02/25/2008	<u>1</u>	COMPLAINT against all defendants (Filing fee \$350, Receipt Number 1222038), filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Attachments: # <u>1</u> Civil Cover Sheet)(lg,) (Entered: 02/26/2008)
02/26/2008		Summons Issued as to Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner and mailed to Attorney Humes for service on Defendant(s). (lg,) (Entered: 02/26/2008)
03/03/2008	<u>2</u>	SCHEDULING ORDER: Case Management Conference set for 5/30/2008. (eo,) (Entered: 03/03/2008)
03/07/2008	<u>3</u>	AFFIDAVIT of Service for Summons and Complaint served on Ralph Reish on March 5, 2008, filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Humes, Cheryl) (Entered: 03/07/2008)
03/07/2008	<u>4</u>	AFFIDAVIT of Service for Summons and Complaint served on Frank Sawicki as Chairman of County Commissioners on March 5, 2008, filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Humes, Cheryl) (Entered: 03/07/2008)
03/07/2008	<u>5</u>	AFFIDAVIT of Service for Summons and Complaint served on Frank Sawicki as Chairman of the Northumberland County Prison Board on March 5, 2008, filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Humes, Cheryl) (Entered: 03/07/2008)
03/07/2008	<u>6</u>	NOTICE of Appearance by Frank J. Lavery, Jr on behalf of Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner (Lavery, Frank) (Entered: 03/07/2008)

03/07/2008	<u>7</u>	NOTICE of Appearance by Robert G. Hanna, Jr on behalf of Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner (Hanna, Robert) (Entered: 03/07/2008)
03/07/2008	<u>8</u>	NOTICE of Appearance by Devon M. Jacob on behalf of Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner (Jacob, Devon) (Entered: 03/07/2008)
03/12/2008	<u>9</u>	MOTION to Certify Class by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Attachments: # <u>1</u> Certificate of Non-Concurrence, # <u>2</u> Proposed Order)(Humes, Cheryl) (Entered: 03/12/2008)
03/12/2008	<u>10</u>	BRIEF IN SUPPORT re <u>9</u> MOTION to Certify Class filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner.(Humes, Cheryl) (Entered: 03/12/2008)
03/12/2008	<u>11</u>	MOTION for Discovery <i>to be Expedited and Permission to Exceed the Twenty-Five Interrogatory Limitation</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Attachments: # <u>1</u> Certificate of Non-Concurrence, # <u>2</u> Proposed Order)(Humes, Cheryl) (Entered: 03/12/2008)
03/13/2008	<u>12</u>	ORDER expediting briefing schedule. (eo,) (Entered: 03/13/2008)
03/14/2008	<u>13</u>	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Jere Krakoff on behalf of Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers and Sharon Reichner. Attorney Jere Krakoff is seeking special admission. Filing Fee: 25.00 Receipt Number: 111003162 (Attachments: # <u>1</u> Receipt) (jc) (Entered: 03/17/2008)
03/17/2008	<u>14</u>	NOTICE of Appearance by Jennifer J. Tobin on behalf of Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner (Tobin, Jennifer) (Entered: 03/17/2008)
03/18/2008		SPECIAL ADMISSION FORM SENT to Jennifer J. Tobin. (jc) (Entered: 03/18/2008)
03/18/2008	<u>15</u>	SPECIAL ADMISSIONS FORM APPROVED as to Jere Krakoff (eo,) (Entered: 03/18/2008)
03/18/2008	<u>16</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, (<i>Concurred-In</i>) by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Hanna, Robert) (Entered: 03/18/2008)
03/18/2008	<u>17</u>	ORDER granting <u>16</u> Motion for Extension of Time to Answer Ralph M. Reish answer due 4/24/2008; Frank Sawicki answer due 4/24/2008; Vinny Clausi answer due 4/24/2008; Anthony Rosini answer due 4/24/2008; Charles Erdman answer due 4/24/2008; Robert Sacavage answer due 4/24/2008; Chad Reiner answer due 4/24/2008. (eo,) (Entered: 03/18/2008)
03/20/2008	<u>18</u>	BRIEF IN SUPPORT re <u>11</u> MOTION for Discovery <i>to be Expedited and Permission to Exceed the Twenty-Five Interrogatory Limitation</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Attachments: # <u>1</u> Exhibit(s) A, # <u>2</u> Exhibit(s) B)(Tobin, Jennifer) (Entered: 03/20/2008)
03/24/2008	<u>19</u>	SPECIAL ADMISSIONS FORM APPROVED as to Jere Krakoff (eo,) (Entered: 03/24/2008)

03/24/2008	<u>20</u>	NOTICE of Appearance by James D. Young on behalf of Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner (Young, James) (Entered: 03/24/2008)
03/24/2008	<u>21</u>	MOTION for Extension of Time to File Brief <i>in Opposition to Plaintiffs' Motion for Class Certification (Concurred-In)</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 03/24/2008)
03/25/2008	<u>22</u>	ORDER granting <u>21</u> Defendant's Motion for Extension of Time to File Brief in Opposition to Plaintiff's Motion for class Certification on or before April 3, 2008.Signed by Honorable John E. Jones, III on 3/25/08 (bw,) (Entered: 03/25/2008)
04/01/2008	<u>23</u>	Letter from Robert G. Hanna, Jr., Esquire <i>to The Honorable John E. Jones, III (Re: Motion for Expedited Discovery)</i> . (Hanna, Robert) (Entered: 04/01/2008)
04/01/2008	<u>24</u>	MOTION to Exceed Page Limitation of <i>Local Rule 7.8 (Concurred-In)</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 04/01/2008)
04/02/2008	<u>25</u>	ORDER granting <u>24</u> Motion for Leave to File Excess Pages. (eo,) (Entered: 04/02/2008)
04/02/2008	<u>26</u>	Letter from Plaintiffs' Counsel <i>Re: Motion for Expedited Discovery</i> . (Humes, Cheryl) (Entered: 04/02/2008)
04/02/2008	<u>27</u>	ORDER withdrawing <u>11</u> Motion for Discovery. See Order for details. (eo,) (Entered: 04/02/2008)
04/03/2008	<u>28</u>	May 2008 ORDER: Case Management Conference set for 5/30/2008 10:00 AM before Honorable John E. Jones III. (eo,) (Entered: 04/03/2008)
04/03/2008	<u>29</u>	BRIEF IN OPPOSITION re <u>9</u> MOTION to Certify Class filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Young, James) (Entered: 04/03/2008)
04/15/2008	<u>30</u>	MOTION for Leave to File <i>Reply Brief in Excess of Limitations of Local Rule 7.8 with Certificate of Service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Attachments: # <u>1</u> Proposed Order Proposed Order)(Tobin, Jennifer) (Entered: 04/15/2008)
04/16/2008	<u>31</u>	ORDER granting <u>30</u> Motion for Leave to File Excess pages. (eo,) (Entered: 04/16/2008)
04/16/2008	<u>32</u>	REPLY BRIEF re <u>9</u> MOTION to Certify Class <i>with Certification of Counsel and Certificate of Service</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner.(Tobin, Jennifer) (Entered: 04/16/2008)
04/24/2008	<u>33</u>	MOTION to Dismiss <i>the Complaint as to Plaintiffs Conrad Corely, Thomas Anderson, Megan Holohan and Sonya Wyland, Pursuant to Rule 12(b)(6), Federal Rules of Civil Procedure</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 04/24/2008)
04/24/2008	<u>34</u>	MOTION to Amend/Correct, MOTION to Dismiss by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 04/24/2008)
04/24/2008	<u>35</u>	ANSWER to <u>1</u> Complaint, with Jury Demand <i>Together with Affirmative Defenses</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Hanna, Robert) (Entered: 04/24/2008)

04/30/2008		Docket Annotation: ECF registration form e-mailed to Attorney Krakoff. (lg,) (Entered: 04/30/2008)
05/05/2008	<u>36</u>	MOTION to Expedite <i>Ruling</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Attachments: # <u>1</u> Exhibit(s) Plaintiffs' Req for Production, # <u>2</u> Exhibit(s) Defs' Response to Req for Production, # <u>3</u> Certificate of Non-Concurrence, # <u>4</u> Proposed Order)(Humes, Cheryl) (Entered: 05/05/2008)
05/05/2008	<u>37</u>	AMENDED DOCUMENT by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. <i>Amended Certificate of Concurrence/Non-Concurrence.</i> (Young, James) (Entered: 05/05/2008)
05/07/2008	<u>38</u>	BRIEF IN SUPPORT re <u>36</u> MOTION to Expedite <i>Ruling</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner.(Humes, Cheryl) (Entered: 05/07/2008)
05/08/2008	<u>39</u>	BRIEF IN SUPPORT of <i>Defendants Amended Motion to Dismiss</i> re <u>34</u> MOTION to Amend/Correct MOTION to Dismiss filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Appendix, # <u>2</u> Exhibit(s))(Young, James) (Entered: 05/08/2008)
05/12/2008	<u>40</u>	BRIEF IN OPPOSITION re <u>33</u> MOTION to Dismiss <i>the Complaint as to Plaintiffs Conrad Corely, Thomas Anderson, Megan Holohan and Sonya Wyland, Pursuant to Rule 12(b)(6), Federal Rules of Civil Procedure</i> MOTION to Dismiss <i>the Complaint as to Plaintiffs Conrad Corely, Thomas Anderson, Megan Holohan and Sonya Wyland, Pursuant to Rule 12(b)(6), Federal Rules of Civil Procedure</i> , <u>34</u> MOTION to Amend/Correct MOTION to Dismiss filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner.(Humes, Cheryl) (Entered: 05/12/2008)
05/20/2008	<u>41</u>	MOTION to Withdraw as Attorney by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner.(Humes, Cheryl) (Entered: 05/20/2008)
05/20/2008	<u>42</u>	ORDER granting <u>41</u> Motion to Withdraw as Attorney. (eo,) (Entered: 05/20/2008)
05/21/2008	<u>43</u>	CASE MANAGEMENT PLAN <i>Joint</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Hanna, Robert) (Entered: 05/21/2008)
05/27/2008	<u>44</u>	ORDER – Within 5 days counsel shall file stipulation or non concurred motion. See Order for details. (eo,) (Entered: 05/27/2008)
05/27/2008	<u>45</u>	MOTION for Extension of Time to File Brief <i>in Opposition to Plaintiffs' Motion for an Expedited Ruling on Class Certification (Concurred-In)</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 05/27/2008)
05/28/2008	<u>46</u>	ORDER granting <u>45</u> Motion for Extension of Time to File Brief in Opposition by 5/29/08 (eo,) (Entered: 05/28/2008)
05/29/2008	<u>47</u>	STIPULATION re <u>40</u> Brief in Opposition,, by Megan Holohan, Kelcie Williams, Sonya Wyland, Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Scott Collins, Chad Reiner, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Tobin, Jennifer) (Entered: 05/29/2008)
05/29/2008	<u>48</u>	STIPULATION re <u>40</u> Brief in Opposition,, by Megan Holohan, Kelcie Williams, Sonya Wyland, Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser,

		Anthony Rosini, Charles Erdman, Robert Sacavage, Scott Collins, Chad Reiner, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Attachments: # <u>1</u> Proposed Stipulated Order Proposed Order)(Tobin, Jennifer) (Entered: 05/29/2008)
05/29/2008	<u>49</u>	ORDER approving stipulation. Reply Brief due by 6/2/08. (eo,) (Entered: 05/29/2008)
05/29/2008	<u>50</u>	BRIEF IN OPPOSITION re <u>36</u> MOTION to Expedite <i>Ruling</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Young, James) (Entered: 05/29/2008)
05/30/2008	<u>52</u>	ORDER #1– STANDARD CASE MANAGEMENT TRACK Discovery due by 3/13/2009. Jury Selection set for 6/3/2009 09:30AM before Honorable John E. Jones III. Motions due by 3/2/2009. Pretrial Conference set for 5/1/2009. Settlement Conference set for 3/30/2009. (eo,) (Entered: 05/30/2008)
05/30/2008	<u>53</u>	ORDER #2– Practice order. (eo,) (Entered: 05/30/2008)
06/02/2008		SPECIAL ADMISSION FORM and ECF registration form SENT to Jere Krakoff. (lg,) (Entered: 06/02/2008)
06/02/2008	<u>54</u>	REPLY BRIEF re <u>34</u> MOTION to Amend/Correct MOTION to Dismiss <i>In Support</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Young, James) (Entered: 06/02/2008)
06/02/2008	<u>55</u>	REPLY BRIEF re <u>36</u> MOTION to Expedite <i>Ruling with Certificate of Service</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner.(Tobin, Jennifer) (Entered: 06/02/2008)
06/03/2008	<u>56</u>	STIPULATION <i>Proposed Stipulated Protective Order</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Scott Collins, Chad Reiner, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers, Sharon Reichner. (Tobin, Jennifer) (Entered: 06/03/2008)
06/03/2008	<u>57</u>	(Approved) STIPULATED PROTECTIVE ORDER(lg,) (Entered: 06/04/2008)
06/04/2008	<u>58</u>	MOTION Defendants' Concurred–In Motion for Leave to Depose Prisoners Pursuant to Rule 30(a), Federal Rules of Civil Procedure by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order (Wyland), # <u>2</u> Proposed Order (Inmates), # <u>3</u> Proposed Order (Collins))(Young, James) (Entered: 06/04/2008)
06/05/2008	<u>59</u>	ORDER granting <u>58</u> Motion to Depose Inmates. See Orders for details. (eo,) (Entered: 06/05/2008)
06/11/2008	<u>60</u>	NOTICE of Appearance by E. Ralph Godfrey on behalf of Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner (Godfrey, E.) (Entered: 06/11/2008)
06/11/2008	<u>61</u>	MEMORANDUM AND ORDER : Plaintiffs' Motion to Certify (doc. 9) is denied without prejudice. Plaintiffs' Motion to Expedite (doc. 36) is granted to the extent outlined in the above Memorandum. All fact discovery as to the issue of class certification shall be commenced in time to be completed by September 1, 2008. The scope of discovery, however, is not per se limited to class certification issues. Should they so elect, Plaintiffs shall move for class certification no later than September 15, 2008.Signed by Honorable John E. Jones, III on 6/11/08 (bw,) (Entered: 06/11/2008)
07/09/2008	<u>62</u>	Joint MOTION to Dismiss <i>and Stipulation of Dismissal</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James)

		(Entered: 07/09/2008)
07/10/2008	<u>63</u>	ORDER granting <u>62</u> Concurring Motion to Dismiss Plaintiff Sharon Reichner only (eo,) (Entered: 07/10/2008)
09/02/2008	<u>64</u>	MOTION to Supplement <i>the Complaint with Certificate of Service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Exhibit(s) A, # <u>2</u> Certificate of Non-Concurrence, # <u>3</u> Proposed Order)(Tobin, Jennifer) (Entered: 09/02/2008)
09/08/2008	<u>65</u>	Letter from Plaintiffs' and Defendants' counsel. (Tobin, Jennifer) (Entered: 09/08/2008)
09/10/2008	<u>66</u>	STIPULATION by Megan Holohan, Kelcie Williams, Sonya Wyland, Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Scott Collins, Chad Reiner, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Proposed Stipulated Order)(Tobin, Jennifer) (Entered: 09/10/2008)
09/11/2008	<u>67</u>	ORDER approving <u>66</u> Stipulation, filed by Kurt Masser, Ralph M. Reish, Conrad Corely, Anthony Rosini, Michael Wetzel, Megan Holohan, Hasson Lindsey, Scott Collins, Robert Sacavage, Frank Sawicki, Roman Brady, Thomas Anderson, Kelcie Williams, Sonya Wyland, Jeremy Elsesser, Charles Erdman, Vinny Clausi, Joseph Bowers, Chad Reiner (eo,) (Entered: 09/11/2008)
09/15/2008	<u>68</u>	Second MOTION to Certify Class <i>with Certificate of Service</i> by Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Michael Wetzel, Hasson Lindsey, Joseph Bowers. (Attachments: # <u>1</u> Certificate of Non-Concurrence, # <u>2</u> Proposed Order)(Tobin, Jennifer) (Entered: 09/15/2008)
09/16/2008	<u>69</u>	BRIEF IN SUPPORT re <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> filed by Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Michael Wetzel, Hasson Lindsey, Joseph Bowers. (Attachments: # <u>1</u> Exhibit(s), # <u>2</u> Exhibit(s), # <u>3</u> Exhibit(s))(Tobin, Jennifer) (Entered: 09/16/2008)
09/18/2008	<u>70</u>	MOTION to Amend/Correct <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Exhibit(s) Exhibit A, # <u>2</u> Certificate of Non-Concurrence, # <u>3</u> Proposed Order)(Tobin, Jennifer) (Entered: 09/18/2008)
09/18/2008	<u>71</u>	BRIEF IN SUPPORT of Plaintiffs' Amended Motion to Supplement <i>the Complaint</i> re <u>70</u> MOTION to Amend/Correct <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> MOTION to Amend/Correct <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers.(Tobin, Jennifer) (Entered: 09/18/2008)
09/19/2008	<u>72</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>71</u> Brief in Support, <i>with Certificate of Service</i> . (Attachments: # <u>1</u> Exhibit(s), # <u>2</u> Exhibit(s), # <u>3</u> Exhibit(s))(Tobin, Jennifer) (Entered: 09/19/2008)
09/26/2008	<u>73</u>	BRIEF IN SUPPORT of Plaintiffs' Motion for Class Certification <i>with Certificate of Service</i> re <u>68</u> Second MOTION to Certify Class <i>with Certificate of Service</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers.(Tobin, Jennifer) (Entered: 09/26/2008)
09/26/2008	<u>74</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>73</u> Brief in Support, <i>Table of Contents of</i>

		<i>Appendix.</i> (Tobin, Jennifer) (Entered: 09/26/2008)
09/26/2008	<u>75</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>74</u> Appendix, <u>73</u> Brief in Support, <i>with certificate of service.</i> (Attachments: # <u>1</u> Exhibit(s) A, # <u>2</u> Exhibit(s) B, # <u>3</u> Exhibit(s) C)(Tobin, Jennifer) (Entered: 09/26/2008)
09/26/2008	<u>76</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>74</u> Appendix, <u>73</u> Brief in Support, <i>with certificate of service.</i> (Attachments: # <u>1</u> Exhibit(s) D, # <u>2</u> Exhibit(s) E, # <u>3</u> Exhibit(s) F, # <u>4</u> Exhibit(s) G)(Tobin, Jennifer) (Entered: 09/26/2008)
09/26/2008	<u>77</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>74</u> Appendix, <u>73</u> Brief in Support, <i>with Certificate of service.</i> (Attachments: # <u>1</u> Exhibit(s) H, # <u>2</u> Exhibit(s) I, # <u>3</u> Exhibit(s) J, # <u>4</u> Exhibit(s) K, # <u>5</u> Exhibit(s) L, # <u>6</u> Exhibit(s) M, # <u>7</u> Exhibit(s) N, # <u>8</u> Exhibit(s) O, # <u>9</u> Exhibit(s) P, # <u>10</u> Exhibit(s) Q, # <u>11</u> Exhibit(s) R)(Tobin, Jennifer) (Entered: 09/26/2008)
09/26/2008	<u>78</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>74</u> Appendix, <u>73</u> Brief in Support, <i>with Certificate of Service.</i> (Attachments: # <u>1</u> Exhibit(s) S, # <u>2</u> Exhibit(s) T)(Tobin, Jennifer) (Entered: 09/26/2008)
09/26/2008	<u>79</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>74</u> Appendix, <u>73</u> Brief in Support, <i>with certificate of service.</i> (Attachments: # <u>1</u> Exhibit(s) U, # <u>2</u> Exhibit(s) V, # <u>3</u> Exhibit(s) W, # <u>4</u> Exhibit(s) X, # <u>5</u> Exhibit(s) Y, # <u>6</u> Exhibit(s) Z)(Tobin, Jennifer) (Entered: 09/26/2008)
09/26/2008	<u>80</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>74</u> Appendix, <u>73</u> Brief in Support, <i>with Certificate of service.</i> (Attachments: # <u>1</u> Exhibit(s) AA, # <u>2</u> Exhibit(s) BB, # <u>3</u> Exhibit(s) CC, # <u>4</u> Exhibit(s) DD, # <u>5</u> Exhibit(s) EE, # <u>6</u> Exhibit(s) FF, # <u>7</u> Exhibit(s) GG, # <u>8</u> Exhibit(s) HH, # <u>9</u> Exhibit(s) II, # <u>10</u> Exhibit(s) JJ, # <u>11</u> Exhibit(s) KK, # <u>12</u> Exhibit(s) LL, # <u>13</u> Exhibit(s) MM, # <u>14</u> Exhibit(s) NN, # <u>15</u> Exhibit(s) OO, # <u>16</u> Exhibit(s) PP, # <u>17</u> Exhibit(s) QQ)(Tobin, Jennifer) (Entered: 09/26/2008)
10/06/2008	<u>81</u>	BRIEF IN OPPOSITION re <u>70</u> MOTION to Amend/Correct <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> MOTION to Amend/Correct <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Young, James) (Entered: 10/06/2008)
10/23/2008	<u>82</u>	REPLY BRIEF re <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> , <u>70</u> MOTION to Amend/Correct <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service</i> MOTION to Amend/Correct <u>64</u> MOTION to Supplement <i>the Complaint with Certificate of Service with Certificate of Service</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers.(Tobin, Jennifer) (Entered: 10/23/2008)
10/23/2008	<u>83</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>82</u> Reply Brief, <i>with Certificate of Service.</i> (Attachments: # <u>1</u> Exhibit(s) 1, # <u>2</u> Exhibit(s) 2, # <u>3</u> Exhibit(s) 3)(Tobin, Jennifer) (Entered: 10/23/2008)

10/28/2008	<u>84</u>	MOTION for Extension of Time to File Brief <i>in Opposition to Plaintiffs' Renewed Motion for Class Certification (Concurred-In)</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 10/28/2008)
10/28/2008	<u>85</u>	ORDER granting <u>84</u> Motion for Extension of Time to File Brief in Opposition due by 11/5/2008 (eo,) (Entered: 10/28/2008)
11/04/2008	<u>86</u>	MOTION for Extension of Time to File Brief <i>in Opposition to Plaintiffs' Renewed Motion for Class Certification (Concurred-In)</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 11/04/2008)
11/04/2008	<u>87</u>	ORDER granting <u>86</u> Motion for Extension of Time to File Brief in Opposition due by 11/7/2008 (eo,) (Entered: 11/04/2008)
11/07/2008	<u>88</u>	MOTION for Extension of Time to File Brief filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 11/07/2008)
11/07/2008	<u>89</u>	ORDER granting <u>88</u> Motion for Extension of Time (eo,) (Entered: 11/07/2008)
11/12/2008	<u>90</u>	MOTION for Extension of Time to File Brief <i>in Opposition to Plaintiffs' Renewed Motion for Class Certification</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 11/12/2008)
11/12/2008	<u>91</u>	ORDER granting <u>90</u> Motion for Extension of Time (eo,) (Entered: 11/12/2008)
11/17/2008	<u>92</u>	BRIEF IN OPPOSITION re <u>68</u> Second MOTION to Certify Class <i>with Certificate of Service</i> filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Young, James) (Entered: 11/17/2008)
11/21/2008	<u>93</u>	APPENDIX by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. to <u>92</u> Brief in Opposition <i>In Support</i> . (Attachments: # <u>1</u> Exhibit(s) A – Sworn Declaration of Warden Ralph M. Reish, # <u>2</u> Exhibit(s) B – Deposition transcript excerpts of Plaintiff Roman Brady, # <u>3</u> Exhibit(s) C – Deposition transcript excerpt of Plaintiff Scott Collins, # <u>4</u> Exhibit(s) D – Deposition transcript excerpt of Plaintiff Michael Wetzel, # <u>5</u> Exhibit(s) E – Deposition transcript excerpt of Plaintiff Jeremy Elsesser, # <u>6</u> Exhibit(s) F – Deposition transcript excerpt of Plaintiff Kelcie Williams, # <u>7</u> Exhibit(s) G – Deposition transcript excerpt of Plaintiff Hasson Lindsey, # <u>8</u> Appendix)(Young, James) (Entered: 11/21/2008)
12/04/2008	<u>94</u>	REPLY BRIEF re <u>68</u> Second MOTION to Certify Class <i>with Certificate of Service</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers.(Tobin, Jennifer) (Entered: 12/04/2008)
12/26/2008	<u>95</u>	MOTION for Leave to File a <i>Sur Reply Brief in Opposition to Plaintiffs' Renewed Motion for Class Certification</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit(s) (A) Defendants' Sur Reply Brief in Opposition to Plaintiffs' Renewed Motion for Class Certification)(Young, James) (Entered: 12/26/2008)
12/29/2008	<u>96</u>	ORDER granting <u>95</u> Motion for Leave to File Sur Reply Brief. (eo,) (Entered: 12/29/2008)
12/29/2008	<u>97</u>	Defendants' SUR REPLY to REPLY to Response to Motion re <u>68</u> Second MOTION to Certify Class (eo,) (Entered: 12/29/2008)

12/29/2008	<u>98</u>	BRIEF IN OPPOSITION re <u>95</u> MOTION for Leave to File <i>a Sur Reply Brief in Opposition to Plaintiffs' Renewed Motion for Class Certification with certificate of service</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers.(Tobin, Jennifer) (Entered: 12/29/2008)
01/09/2009	<u>99</u>	WITHDRAWAL OF ATTORNEY APPEARANCE – Attorney E. Ralph Godfrey terminated on behalf of Ralph M. Reish, Frank Sawick, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Godfrey, E.) (Entered: 01/09/2009)
01/09/2009	<u>100</u>	Unopposed MOTION for Extension of Time to of all deadlines in case management order (<i>concurring-in</i>) by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Proposed Order)(Tobin, Jennifer) (Entered: 01/09/2009)
01/09/2009	<u>101</u>	ORDER granting <u>100</u> Motion to Cancel Deadlines until ruling on Class Certification issue. (eo,) (Entered: 01/09/2009)
03/17/2009	<u>102</u>	ORDER granting in part and denying in part <u>33</u> Motion to Dismiss and <u>34</u> Motion to Amend/Correct. Granting in part and denying in part <u>34</u> Motion to Dismiss. Granting <u>64</u> Motion to Supplement. Granting <u>68</u> Motion to Certify Class. Granting <u>70</u> Motion to Amend/Correct. See order for details. (eo,) (Entered: 03/17/2009)
03/26/2009	<u>104</u>	STIPULATION <i>Of Counsel</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order)(Young, James) (Entered: 03/26/2009)
03/30/2009	<u>105</u>	ORDER approving <u>104</u> Stipulation as to deadlines. (eo,) (Entered: 03/30/2009)
03/30/2009	<u>106</u>	AMENDED ANSWER to <u>1</u> Complaint, <i>TOGETHER WITH AFFIRMATIVE DEFENSES</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Hanna, Robert) (Entered: 03/30/2009)
03/30/2009	<u>107</u>	ANSWER to Complaint (<i>SUPPLEMENTAL COMPLAINT</i>) by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Hanna, Robert) (Entered: 03/30/2009)
04/24/2009	<u>108</u>	STIPULATION <i>FOR PROTECTIVE ORDER (Plaintiffs and Defendants)</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Hanna, Robert) (Entered: 04/24/2009)
04/27/2009	<u>109</u>	ORDER approving <u>108</u> Stipulation filed by Kurt Masser, Ralph M. Reish, Anthony Rosini, Charles Erdman, Vinny Clausi, Robert Sacavage, Frank Sawicki, Chad Reiner (eo,) (Entered: 04/27/2009)
06/02/2009	<u>110</u>	Letter from Plaintiffs' counsel requesting discovery conference. (Tobin, Jennifer) (Entered: 06/02/2009)
06/03/2009	<u>111</u>	SCHEDULING ORDER: Telephone Discovery Conference set for 6/5/2009 08:30 AM before Honorable John E. Jones III. Plaintiffs counsel shall initiate call to chambers. See order for details. (eo,) (Entered: 06/03/2009)
06/07/2009	<u>113</u>	Letter from Plaintiffs' counsel <i>requesting a discovery conference via telephone</i> . (Tobin, Jennifer) (Entered: 06/07/2009)
06/08/2009	<u>114</u>	SCHEDULING ORDER: Telephone Discovery Conference set for 6/15/2009 11:00 AM before Honorable John E. Jones III. (eo,) (Entered: 06/08/2009)
06/09/2009	<u>115</u>	NOTICE of Appearance by Gary H. Dadamo on behalf of all defendants (Dadamo, Gary) (Entered: 06/09/2009)
06/30/2009	<u>117</u>	First MOTION requesting an Order directing Defendant to post a notice to the class regarding class certification <i>with certificate of service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Certificate of Nonconurrence, # <u>2</u> Proposed Order, # <u>3</u>

		Exhibit(s))(Tobin, Jennifer) (Entered: 06/30/2009)
07/07/2009	<u>118</u>	STIPULATION re <u>117</u> First MOTION requesting an Order directing Defendant to post a notice to the class regarding class certification <i>with certificate of service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Proposed Stipulated Order)(Tobin, Jennifer) (Entered: 07/07/2009)
07/08/2009	<u>119</u>	ORDER approving stipulation (eo,) (Entered: 07/08/2009)
07/15/2009	<u>120</u>	MOTION for Extension of Time to Complete Discovery <i>with Certificate of service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Proposed Order)(Tobin, Jennifer) (Entered: 07/15/2009)
07/20/2009	<u>121</u>	ORDER granting <u>120</u> Motion for Extension of Time to Complete Discovery. Discovery due by 12/31/2009. See order for additional dealines. (eo,) (Entered: 07/20/2009)
07/20/2009	<u>122</u>	STIPULATION <i>to post Notice to Class Members</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Exhibit(s), # <u>2</u> Proposed Order)(Tobin, Jennifer) (Entered: 07/20/2009)
07/20/2009	<u>123</u>	ORDER approving <u>122</u> Stipulation, filed by Roman Brady, Conrad Corely, Michael Wetzel, Thomas Anderson, Sonya Wyland, Kelcie Williams, Megan Holohan, Jeremy Elsesser, Scott Collins, Hasson Lindsey, Joseph Bowers (eo,) (Entered: 07/20/2009)
10/29/2009	<u>124</u>	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Jere Krakoff on behalf of Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson and Joseph Bowers. Attorney Jere Krakoff is seeking special admission. Filing Fee: 25.00 Receipt Number: 111006733. (jc) (Entered: 10/29/2009)
10/29/2009		DOCKET ANNOTATION: PA State Bar Record verified for Jere Krakoff and Jennifer Tobin. (jc) (Entered: 10/29/2009)
10/30/2009	<u>125</u>	SPECIAL ADMISSIONS FORM APPROVED as to Jere Krakoff (eo,) (Entered: 10/30/2009)
01/12/2010	<u>126</u>	Joint MOTION for Extension of Time to Joint Motion to Extend Deadlines for Expert reports and dispositive motions <i>with certificate of service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Proposed Order proposed order)(Tobin, Jennifer) (Entered: 01/12/2010)
01/13/2010	<u>127</u>	ORDER granting <u>126</u> Motion to Extend Time. Dispositive Motions due by 4/5/2010. See order for additional deadlines. (eo,) (Entered: 01/13/2010)
02/03/2010	<u>128</u>	Joint MOTION for Extension of Time to Expert report deadlines <i>with certificate of service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Proposed Order)(Tobin, Jennifer) (Entered: 02/03/2010)
02/03/2010	<u>129</u>	ORDER granting <u>128</u> Motion to Extend Time for Expert report deadlines. See order for details. (eo,) (Entered: 02/03/2010)
03/24/2010	<u>130</u>	MOTION for Extension of Time to Enlargement of Dispositive Motions and Defendants' Expert Report Deadlines (<i>Concurred-In</i>) by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Certificate of Concurrence, # <u>2</u> Proposed Order)(Hanna, Robert) (Entered: 03/24/2010)

03/24/2010	<u>131</u>	ORDER granting <u>130</u> Motion to Extend Time. Motions due by 5/1/2010. Expert report deadline 5/1/10. (eo,) (Entered: 03/24/2010)
04/27/2010	<u>132</u>	MOTION to Exceed Page Limitation (<i>CONCURRED-IN</i>) by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Certificate of Concurrence, # <u>2</u> Proposed Order)(Hanna, Robert) (Entered: 04/27/2010)
04/27/2010	<u>133</u>	ORDER granting <u>132</u> Motion for Leave to File Excess Pages (eo,) (Entered: 04/27/2010)
04/30/2010	<u>134</u>	MOTION for Summary Judgment by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Certificate of Nonconurrence, # <u>2</u> Proposed Order)(Hanna, Robert) (Entered: 04/30/2010)
04/30/2010	<u>135</u>	BRIEF IN SUPPORT re <u>134</u> MOTION for Summary Judgment filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Hanna, Robert) (Entered: 04/30/2010)
04/30/2010	<u>136</u>	STATEMENT OF FACTS re <u>134</u> MOTION for Summary Judgment filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Hanna, Robert) (Entered: 04/30/2010)
04/30/2010	<u>137</u>	APPENDIX by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. to <u>134</u> MOTION for Summary Judgment. (Attachments: # <u>1</u> Exhibit(s), # <u>2</u> Exhibit(s), # <u>3</u> Exhibit(s), # <u>4</u> Exhibit(s), # <u>5</u> Exhibit(s), # <u>6</u> Exhibit(s), # <u>7</u> Exhibit(s), # <u>8</u> Exhibit(s), # <u>9</u> Exhibit(s), # <u>10</u> Exhibit(s), # <u>11</u> Exhibit(s), # <u>12</u> Exhibit(s), # <u>13</u> Exhibit(s), # <u>14</u> Exhibit(s), # <u>15</u> Exhibit(s), # <u>16</u> Exhibit(s), # <u>17</u> Exhibit(s), # <u>18</u> Exhibit(s), # <u>19</u> Exhibit(s), # <u>20</u> Exhibit(s), # <u>21</u> Exhibit(s), # <u>22</u> Exhibit(s), # <u>23</u> Exhibit(s), # <u>24</u> Exhibit(s))(Hanna, Robert) (Entered: 04/30/2010)
05/03/2010	<u>138</u>	ORDER REFERRING MOTION: <u>134</u> MOTION for Summary Judgment filed by Kurt Masser, Ralph M. Reish, Anthony Rosini, Charles Erdman, Vinny Clausi, Robert Sacavage, Frank Sawicki, Chad Reiner to Magistrate Judge Smyser (cc: Dolinish and Wentovich) (eo,) (Entered: 05/03/2010)
05/10/2010	<u>139</u>	Unopposed MOTION for Extension of Time to to file response brief to summary judgment motion <i>and to exceed page limitations</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Certificate of Concurrence, # <u>2</u> Proposed Order)(Tobin, Jennifer) (Entered: 05/10/2010)
05/11/2010	<u>140</u>	ORDER – upon consideration of Plaintiffs Concurred–In Motion Seeking Additional Time to File Response to Defendants Summary Judgment Brief and Permission to Exceed the Limitations of Local Rule 7.8 (contents and length of pre–trial briefs), IT IS ORDERED,that said Motion is GRANTED. Plaintiffs brief in response to Defendants motion for summary judgment shall be filed on or before June 1st, 2010 and shall not exceed ninety (90) pages. Signed by Magistrate Judge J. Andrew Smyser on 5/11/10 (rc) (Entered: 05/11/2010)
06/02/2010	<u>142</u>	ANSWER TO STATEMENT OF FACTS re <u>136</u> Statement of Facts filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers.(Tobin, Jennifer) (Entered: 06/02/2010)
06/02/2010	<u>143</u>	BRIEF IN OPPOSITION re <u>134</u> MOTION for Summary Judgment <i>Praecepte to file corrected brief in opposition to summary judgment motion</i> filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers.(Tobin, Jennifer) (Entered: 06/02/2010)
06/02/2010	<u>144</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>142</u> Answer to Statement of Facts, <i>appendix</i>

		<i>part 1 of 2.</i> (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Ex. 2, # <u>3</u> Ex. 3, # <u>4</u> Ex. 4, # <u>5</u> Ex. 5, # <u>6</u> Ex. 6, # <u>7</u> Ex. 7, # <u>8</u> Ex. 8, # <u>9</u> Ex. 9, # <u>10</u> Ex. 10, # <u>11</u> Ex. 11, # <u>12</u> Ex. 12, # <u>13</u> Ex. 13, # <u>14</u> Ex. 14, # <u>15</u> Ex. 15, # <u>16</u> Ex. 16, # <u>17</u> Ex. 17, # <u>18</u> Ex. 18, # <u>19</u> Ex. 20, # <u>20</u> Ex. 21, # <u>21</u> Ex. 22, # <u>22</u> Ex. 23, # <u>23</u> Ex. 24, # <u>24</u> Ex. 25, # <u>25</u> Ex. 26, # <u>26</u> Ex. 27, # <u>27</u> Ex. 28, # <u>28</u> Ex. 29, # <u>29</u> Ex. 30, # <u>30</u> Ex. 31, # <u>31</u> Ex. 32, # <u>32</u> Ex. 33, # <u>33</u> Ex. 34)(Tobin, Jennifer) (Entered: 06/02/2010)
06/02/2010	<u>145</u>	APPENDIX by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. to <u>143</u> Brief in Opposition, <u>142</u> Answer to Statement of Facts, <i>Appendix part 2.</i> (Attachments: # <u>1</u> Ex. 35, # <u>2</u> Ex. 36, # <u>3</u> Ex. 37, # <u>4</u> Ex. 38, # <u>5</u> Ex. 40, # <u>6</u> Ex. 41, # <u>7</u> Ex. 42, # <u>8</u> Ex. 43, # <u>9</u> Ex. 44, # <u>10</u> Ex. 45, # <u>11</u> Ex. 46, # <u>12</u> Ex. 47, # <u>13</u> Ex. 48, # <u>14</u> Ex. 49, # <u>15</u> Ex. 50, # <u>16</u> Ex. 51, # <u>17</u> Ex. 51 cont'd, # <u>18</u> Ex. 52, # <u>19</u> Ex. 53, # <u>20</u> Ex. 53 cont'd, # <u>21</u> Ex. 54, # <u>22</u> Ex. 56, # <u>23</u> Ex. 57, # <u>24</u> Ex. 58, # <u>25</u> Ex. 59, # <u>26</u> Ex. 60, # <u>27</u> Ex. 61, # <u>28</u> Ex. 62, # <u>29</u> Ex. 63, # <u>30</u> Ex. 64, # <u>31</u> Ex. 65, # <u>32</u> Ex. 66, # <u>33</u> Ex. 67, # <u>34</u> Ex. 68, # <u>35</u> Ex. 68 part 2, # <u>36</u> Ex. 68 part 3, # <u>37</u> Ex. 69, # <u>38</u> Ex. 70 part 1, # <u>39</u> Ex. 70 part 2, # <u>40</u> Ex. 70 part 3, # <u>41</u> Ex. 70 part 4, # <u>42</u> Ex. 71, # <u>43</u> Ex. 72, # <u>44</u> Ex. 73, # <u>45</u> Ex. 74, # <u>46</u> Ex. 75, # <u>47</u> Ex. 76, # <u>48</u> Ex. 77, # <u>49</u> Ex. 78)(Tobin, Jennifer) (Entered: 06/02/2010)
06/02/2010		DOCKET ANNOTATION: Attorney Tobin contacted to refile doc 141 (to include a caption/title/etc); thereafter, doc 141 will be deleted. (lg,) (Entered: 06/02/2010)
06/02/2010	<u>146</u>	BRIEF IN OPPOSITION re <u>134</u> MOTION for Summary Judgment filed by Scott Collins.(Tobin, Jennifer) (Entered: 06/02/2010)
06/03/2010	<u>147</u>	Praeipice to attach exhibits and file amended pages of brief <i>with certificate of service.</i> (Attachments: # <u>1</u> Exhibit(s) 19-1, # <u>2</u> Exhibit(s) 19-2, # <u>3</u> Exhibit(s) 19-3, # <u>4</u> Exhibit(s) 19-4, # <u>5</u> Exhibit(s) 19-5, # <u>6</u> Exhibit(s) 19-6, # <u>7</u> Exhibit(s) 55-1, # <u>8</u> Exhibit(s) 55-2, # <u>9</u> Exhibit(s) 55-3, # <u>10</u> Exhibit(s) 55-4, # <u>11</u> Exhibit(s) 55-5, # <u>12</u> Exhibit(s) 55-6, # <u>13</u> Exhibit(s) 55-7, # <u>14</u> Exhibit(s) 55-8, # <u>15</u> Exhibit(s) 55-9, # <u>16</u> Exhibit(s) 55-10, # <u>17</u> Exhibit(s) 55-11, # <u>18</u> Exhibit(s) 55-12, # <u>19</u> Exhibit(s) 55-13, # <u>20</u> Exhibit(s) 55-14, # <u>21</u> Exhibit(s) 55-15, # <u>22</u> Exhibit(s) 55-16, # <u>23</u> Exhibit(s) 55-17, # <u>24</u> Exhibit(s) 55-18, # <u>25</u> Exhibit(s) 74- Amended, # <u>26</u> amended pages of brief w/ corrected citations to record)(Tobin, Jennifer) (Entered: 06/03/2010)
06/03/2010	<u>148</u>	Praeipice to attach list of photographs to an exhibit <i>with certificate of service.</i> (Attachments: # <u>1</u> list of photographs in Exhibit 55)(Tobin, Jennifer) (Entered: 06/03/2010)
06/03/2010		DOCKET ANNOTATION: document 141 deleted. (lg,) (Entered: 06/03/2010)
06/15/2010	<u>149</u>	Letter from Defendants <i>requesting appointment of mediator.</i> (Lavery, Frank) (Entered: 06/15/2010)
06/16/2010	<u>150</u>	ORDER REFERRING CASE to Mediation. Mediator Joseph Anthony Barrett added. (eo,) (Entered: 06/16/2010)
06/30/2010	<u>151</u>	MOTION to Exceed Page Limitation <i>and Word Limitation</i> by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Certificate of Concurrence)(Hanna, Robert) (Entered: 06/30/2010)
07/02/2010	<u>152</u>	REPLY BRIEF re <u>134</u> MOTION for Summary Judgment filed by Ralph M. Reish, Frank Sawicki, Vinny Clausi, Kurt Masser, Anthony Rosini, Charles Erdman, Robert Sacavage, Chad Reiner.(Hanna, Robert) (Entered: 07/02/2010)
07/06/2010	<u>153</u>	ORDER – Upon consideration of Defendants Motion <u>151</u> for Leave to Exceed Page and Word Limitations, and Plaintiffs concurrence thereto, said Motion is GRANTED and Defendants shall file a Reply Brief in Support of their Motion for Summary Judgment which contains no more than 20,000 words. Signed by Magistrate Judge J. Andrew Smyser on 7/6/10. (rc) (Entered: 07/06/2010)
07/09/2010	<u>154</u>	MOTION authorization to submit sworn affidavits or declarations of experts re <u>144</u> Appendix,,, <u>145</u> Appendix,,, <u>143</u> Brief in Opposition, <i>with certificate of service</i> by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady,

		Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Certificate of Nonconcurrency)(Tobin, Jennifer) (Entered: 07/09/2010)
07/16/2010	<u>155</u>	BRIEF IN SUPPORT <i>with certificate of service</i> re <u>154</u> MOTION authorization to submit sworn affidavits or declarations of experts re <u>144</u> Appendix,,, <u>145</u> Appendix,,, <u>143</u> Brief in Opposition, <i>with certificate of service</i> MOTION authorization to submit sworn affidavits or declarations of experts re <u>144</u> Appendix,,, <u>145</u> Appendix,,, <u>143</u> Brief in Opposition, <i>with certificate of service</i> , <u>134</u> MOTION for Summary Judgment filed by Megan Holohan, Kelcie Williams, Sonya Wyland, Scott Collins, Roman Brady, Jeremy Elsesser, Conrad Corely, Michael Wetzel, Hasson Lindsey, Thomas Anderson, Joseph Bowers. (Attachments: # <u>1</u> Exhibit(s) A)(Tobin, Jennifer) (Entered: 07/16/2010)
09/01/2010	<u>156</u>	ORDER –IT IS ORDERED that the plaintiffs motion <u>154</u> for leave to correct a procedural error is GRANTED. The plaintiffs are authorized to file sworn affidavits or declarations from their experts to correct the procedural errorand, thereby, conform to the requirements of Rule 56 of the Federal Rules of Civil Procedure. Signed by Magistrate Judge J. Andrew Smyser on 9/1/10 (rc) (Entered: 09/01/2010)
02/17/2011	<u>157</u>	Joint MOTION for Settlement (<i>JOINT MOTION SEEKING APPROVAL OF A CLASS ACTION SETTLEMENT</i>) by Vinny Clausi, Charles Erdman, Kurt Masser, Chad Reiner, Ralph M. Reish, Anthony Rosini, Robert Sacavage, Frank Sawicki. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit(s) (1) Settlement Agreement)(Hanna, Robert) (Entered: 02/17/2011)
02/18/2011	<u>158</u>	Joint MOTION for Settlement (<i>CORRECTED JOINT MOTION SEEKING APPROVAL OF A CLASS ACTION SETTLEMENT</i>) by Vinny Clausi, Charles Erdman, Kurt Masser, Chad Reiner, Ralph M. Reish, Anthony Rosini, Robert Sacavage, Frank Sawicki. (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Exhibit(s) (1) Settlement Agreement)(Hanna, Robert) (Entered: 02/18/2011)
02/22/2011	<u>159</u>	SCHEDULING ORDER: Motion Hearing set for 4/28/2011 11:00 AM in Harrisburg – Courtroom 3 before Honorable John E. Jones III. See order for all requirements re: Notice of Class. (eo,) (Entered: 02/22/2011)
02/22/2011		DOCKET ANNOTATION: 160 deleted filed in wrong case (eo,) (Entered: 02/22/2011)
02/25/2011	<u>160</u>	REPORT AND RECOMMENDATIONS – Given that the parties have entered into a proposed settlement agreement and that a hearing to address any objections to the settlement has been scheduled for 4/28/11, it is recommended that the pending motion (doc. 134) for summary judgment be deemed withdrawn without prejudice to the motion being reinstated if the settlement is not approved. Objections to RRdue by 3/14/2011.Signed by Magistrate Judge J. Andrew Smyser on 02/25/11. (Attachments: # <u>1</u> Notice)(pjr) (Entered: 02/25/2011)
02/28/2011	<u>161</u>	ORDER withdrawing <u>134</u> Motion for Summary Judgment. Adopting <u>160</u> Report and Recommendations. (eo,) (Entered: 02/28/2011)
04/28/2011	<u>163</u>	Court EXHIBIT #1(eo,) (Entered: 04/28/2011)
04/29/2011	<u>164</u>	MEMORANDUM (eo,) (Entered: 04/29/2011)
04/29/2011	<u>165</u>	ORDER –1. The Court FINDS that the Settlement Agreement is fair, reasonable,and adequate;2. The Parties Joint Motion to Approve the Settlement Agreement (Doc.158) is GRANTED;3. The Settlement Agreement is APPROVED;4. This action is hereby DISMISSED and the Clerk is directed toCLOSE this case; and5. The Court expressly retains jurisdiction for a period of fifteen (15)months, as set forth in the Settlement Agreement, in order to enter anyfurther orders that may be necessary or appropriate in administering orimplementing the terms and provisions of the settlement agreement. (eo,) (Entered: 04/29/2011)
05/23/2011	<u>166</u>	COURT REPORTER NOTES OF PROCEEDINGS filed by L. Shuey of motion hearing before Judge Jones on 4/28/11. In accordance with 28 U.S.C. Section 753(b), I certify that these original notes are a true and correct record of

		proceedings in the United States District Court for the Middle District of PA before Judge Jones on 4/28/11. By s/ L. Shuey. (Court Reporter Notes are viewable by court staff only). (ctrep1,) (Entered: 05/23/2011)
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