

**U.S. District Court  
Southern District of Mississippi (Northern (Jackson))  
CIVIL DOCKET FOR CASE #: 3:16-cv-00622-CWR-FKB**

United States of America v. The State of Mississippi  
Assigned to: District Judge Carlton W. Reeves  
Referred to: Magistrate Judge F. Keith Ball  
Lead case: [3:10-cv-00153-HTW-MTP](#)  
Member case: [\(View Member Case\)](#)  
Cause: 42:1983 Civil Rights Act

Date Filed: 08/11/2016  
Jury Demand: None  
Nature of Suit: 446 Civil Rights:  
Americans with Disabilities - Other  
Jurisdiction: U.S. Government  
Plaintiff

**Plaintiff**

**United States of America**

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**The State of Mississippi**

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<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/11/2016	<a href="#"><u>1</u></a>	COMPLAINT against The State of Mississippi, filed by United States of America. (Attachments: # <a href="#"><u>1</u></a> Civil Cover Sheet).(TLC) (Entered: 08/11/2016)
09/02/2016	<a href="#"><u>2</u></a>	WAIVER OF SERVICE Returned Executed by United States of America. The State of Mississippi waiver sent on 8/11/2016, answer due 10/11/2016. (Paige-Federal Gov, Mitzi) (Entered: 09/02/2016)
10/11/2016	<a href="#"><u>3</u></a>	ANSWER to <a href="#"><u>1</u></a> Complaint by The State of Mississippi.(Anderson, Reuben) (Entered: 10/11/2016)
10/11/2016	<a href="#"><u>4</u></a>	NOTICE of Appearance by James W Shelson on behalf of The State of Mississippi (Shelson, James) (Entered: 10/11/2016)
10/11/2016	<a href="#"><u>5</u></a>	NOTICE of Appearance by William T. Siler, Jr on behalf of The State of Mississippi (Siler, William) (Entered: 10/11/2016)
10/11/2016	<a href="#"><u>6</u></a>	NOTICE of Appearance by Robert Gregg Mayer on behalf of The State of Mississippi (Mayer, Robert) (Entered: 10/11/2016)
10/11/2016	<a href="#"><u>7</u></a>	NOTICE of Appearance by Arthur Martin Edwards, IV on behalf of The State of Mississippi (Edwards, Arthur) (Entered: 10/11/2016)
10/24/2016	<a href="#"><u>8</u></a>	MOTION to Consolidate Cases by The State of Mississippi (Attachments: # <a href="#"><u>1</u></a> Exhibit A - Letter from Gupta to Hood (August 8,

		2016), # <a href="#">2</a> Exhibit B - Press Release (August 11, 2016))(Mayer, Robert) (Entered: 10/24/2016)
10/24/2016	<a href="#">9</a>	MEMORANDUM in Support re <a href="#">8</a> MOTION to Consolidate Cases filed by The State of Mississippi (Mayer, Robert) (Entered: 10/24/2016)
10/24/2016	<a href="#">10</a>	MOTION to Stay Proceedings by The State of Mississippi (Mayer, Robert) (Entered: 10/24/2016)
10/24/2016	<a href="#">11</a>	MEMORANDUM in Support re <a href="#">10</a> MOTION to Stay Proceedings filed by The State of Mississippi (Mayer, Robert) (Entered: 10/24/2016)
11/07/2016	<a href="#">12</a>	Rule 16(a) Initial Order Telephonic Case Management Conference set for 12/8/2016 03:00 PM before Magistrate Judge F. Keith Ball. No later than seven (7) days prior to the TCMC, a confidential memorandum AND a proposed Case Management Order shall be submitted via e-mail to ball_chambers@mssd.uscourts.gov. Counsel for Plaintiff shall set up the conference and contact the Court at 601-608-4460. (JEJ) (Entered: 11/07/2016)
11/07/2016	<a href="#">13</a>	RESPONSE in Opposition re <a href="#">8</a> MOTION to Consolidate Cases filed by United States of America (Attachments: # <a href="#">1</a> Exhibit Troupe Complaint, # <a href="#">2</a> Exhibit United States Complaint, # <a href="#">3</a> Exhibit Think Recovery Newsletter, # <a href="#">4</a> Exhibit FY2016-2017 State Plan)(Kelley-Federal Gov, Elizabeth) (Entered: 11/07/2016)
11/07/2016	<a href="#">14</a>	MEMORANDUM IN SUPPORT re <a href="#">13</a> Response in Opposition to Motion, filed by United States of America (Kelley-Federal Gov, Elizabeth) (Entered: 11/07/2016)
11/07/2016	<a href="#">15</a>	RESPONSE in Opposition re <a href="#">10</a> MOTION to Stay Proceedings filed by United States of America (Kelley-Federal Gov, Elizabeth) (Entered: 11/07/2016)
11/07/2016	<a href="#">16</a>	MEMORANDUM IN SUPPORT re <a href="#">15</a> Response in Opposition to Motion filed by United States of America (Kelley-Federal Gov, Elizabeth) (Entered: 11/07/2016)
11/15/2016	<a href="#">17</a>	Unopposed MOTION for Protective Order <i>Regarding Health Information</i> by United States of America (Attachments: # <a href="#">1</a> Exhibit 1. Proposed Protective Order)(Mallinson-Federal Gov, Catharine) (Entered: 11/15/2016)
11/15/2016		DOCKET ANNOTATION as to # <a href="#">17</a> . Proposed orders are not to be electronically filed as a separate pleading or as an attachment to

		a pleading, but instead are to be provided to chambers by e-mail (Court's Administrative Procedures for Electronic Case Filing Sec.5.B.). (ND) (Entered: 11/15/2016)
11/17/2016	<a href="#">18</a>	PROTECTIVE ORDER REGARDING HEALTH INFORMATION granting <a href="#">17</a> Motion for Protective Order. Signed by Magistrate Judge F. Keith Ball on 11/17/2016. (JRB) (Entered: 11/17/2016)
11/17/2016	<a href="#">19</a>	Rebuttal re <a href="#">8</a> MOTION to Consolidate Cases filed by The State of Mississippi (Attachments: # <a href="#">1</a> Exhibit 1 - Letter from Perez to Barbour (December 22, 2011), # <a href="#">2</a> Exhibit 2 - Letter from Hood to Smith (August 29, 2014))(Mayer, Robert) (Entered: 11/17/2016)
11/17/2016	<a href="#">20</a>	Rebuttal re <a href="#">10</a> MOTION to Stay Proceedings filed by The State of Mississippi (Attachments: # <a href="#">1</a> Exhibit 1 - Letter from Perez to Barbour (December 22, 2011))(Mayer, Robert) (Entered: 11/17/2016)
12/01/2016	<a href="#">21</a>	NOTICE of Service of <i>Pre-Discovery</i> Disclosure by United States of America (Kelley-Federal Gov, Elizabeth) (Entered: 12/01/2016)
12/06/2016	<a href="#">22</a>	ORDER Consolidating Civil Action No. 3:16-cv-622 and Civil Action No. 3:10-cv-153. ALL FUTURE FILINGS SHALL BE FILED IN CIVIL ACTION NO. 3:10-cv-153. Signed by Magistrate Judge Michael T. Parker on 12/6/16. (RRL) (Entered: 12/07/2016)
12/07/2016		TEXT-ONLY ORDER cancelling telephonic case management conference set for December 8, 2016. No further written order shall issue from the Court. Signed by Magistrate Judge F. Keith Ball on 12/7/2016. (JEJ) (Entered: 12/07/2016)
02/14/2017	<a href="#">23</a>	NOTICE of Appearance by Patrick Holkins-Federal Gov on behalf of United States of America (Holkins-Federal Gov, Patrick) (Entered: 02/14/2017)
03/20/2017	<a href="#">24</a>	NOTICE of Appearance by Mathew Schutzer-Federal Gov on behalf of United States of America (Schutzer-Federal Gov, Mathew) (Entered: 03/20/2017)
03/21/2017	<a href="#">25</a>	NOTICE of Appearance by Regan Rush-Federal Gov on behalf of United States of America (Rush-Federal Gov, Regan) (Entered: 03/21/2017)
03/21/2017	<a href="#">26</a>	MOTION to Withdraw as Attorney by United States of America (Kelley-Federal Gov, Elizabeth) (Entered: 03/21/2017)

03/22/2017		TEXT-ONLY ORDER granting <a href="#">26</a> Motion to Withdraw as Attorney. Attorney Elizabeth C. Kelley-Federal Gov terminated. NO FURTHER WRITTEN ORDER SHALL ISSUE. Signed by Magistrate Judge F. Keith Ball on 3/22/2017. (JRB) (Entered: 03/22/2017)
04/12/2017	<a href="#">27</a>	Rule 16(a) Initial Order Telephonic Case Management Conference set for 5/4/2017 03:30 PM before Magistrate Judge F. Keith Ball. No later than seven (7) days prior to the TCMC, a confidential memorandum AND a proposed Case Management Order shall be submitted via e-mail to ball_chambers@mssd.uscourts.gov. Counsel for Plaintiff shall set up the conference and, once all the parties are on the line, contact the Court at 601-608-4460. (JEJ) (Entered: 04/12/2017)
05/04/2017		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Case Management Conference held on 5/4/2017 in Jackson, MS. (JEJ) (Entered: 05/05/2017)
05/05/2017		TEXT-ONLY ORDER. This case came before the undersigned for a telephonic case management conference (TCMC) on 5/4/2017. Appearing: Matthew Schutzer, Catharine Mallinson, Candace Mayberry, Regan Rush, Deena Fox, Patrick Holkins, Jim Shelson, and Mary Jo Woods. Based on the parties' submissions and discussion during the TCMC, numerous disputes exist between the parties regarding certain preliminary matters and the terms of a case management order (CMO). Accordingly, the undersigned hereby orders that counsel meet and confer in an attempt to agree to the terms of a CMO, and if unable to agree on all terms, each party must file a motion for entry of a case management order by 5/26/2017. Counsel must attach as an exhibit to the motion a proposed CMO, and as to each CMO term in dispute, counsel must state in the motion the party's position as to why their proposed term(s) should be adopted by the Court. No further written order shall issue from the Court. Signed by Magistrate Judge F. Keith Ball on 5/5/2017. (JEJ) (Entered: 05/05/2017)
05/11/2017	<a href="#">28</a>	NOTICE of Appearance by Mary Jo Woods-State Gov on behalf of The State of Mississippi (Woods-State Gov, Mary) (Entered: 05/11/2017)
05/26/2017	<a href="#">29</a>	MOTION Entry of a Case Management Order by United States of America (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B)(Schutzer-Federal Gov, Mathew) (Entered: 05/26/2017)



05/26/2017	<a href="#">30</a>	MEMORANDUM in Support re <a href="#">29</a> MOTION Entry of a Case Management Order filed by United States of America (Schutzer-Federal Gov, Mathew) (Entered: 05/26/2017)
05/26/2017	<a href="#">31</a>	MOTION for Entry of a Proposed Case Management Order by The State of Mississippi (Attachments: # <a href="#">1</a> Exhibit 1 - Joint Stipulation, # <a href="#">2</a> Exhibit 2 - Proposed CMO, # <a href="#">3</a> Exhibit A - Joint Scheduling Table)(Shelson, James) (Entered: 05/26/2017)
05/26/2017		DOCKET ANNOTATION as to # <a href="#">29</a> . L.U.Civ.R. 7(b)(2) requires that all supporting exhibits to a document be denominated by an exhibit letter or number and a meaningful description. Attorney is advised to follow this rule in future filings. (ND) (Entered: 05/26/2017)
06/01/2017	<a href="#">32</a>	RESPONSE in Opposition re <a href="#">31</a> MOTION for Entry of a Proposed Case Management Order filed by United States of America (Schutzer-Federal Gov, Mathew) (Entered: 06/01/2017)
06/08/2017	<a href="#">33</a>	Rebuttal re <a href="#">31</a> MOTION for Entry of a Proposed Case Management Order filed by The State of Mississippi (Attachments: # <a href="#">1</a> Exhibit 1 - Discovery Plan, # <a href="#">2</a> Exhibit 2 - Joint Discovery Plan, # <a href="#">3</a> Exhibit 3 - Class Action Complaint, # <a href="#">4</a> Exhibit 4 - Complaint-in-Intervention, # <a href="#">5</a> Exhibit 5 - Joint Rule 26(f) Report)(Shelson, James) (Entered: 06/08/2017)
06/08/2017	<a href="#">34</a>	RESPONSE in Opposition re <a href="#">29</a> MOTION Entry of a Case Management Order filed by The State of Mississippi (Attachments: # <a href="#">1</a> Exhibit 1 - Rebuttal)(Shelson, James) (Entered: 06/08/2017)
06/15/2017	<a href="#">35</a>	REPLY to Response to Motion re <a href="#">29</a> MOTION Entry of a Case Management Order filed by United States of America (Holkins-Federal Gov, Patrick) (Entered: 06/15/2017)
06/30/2017	<a href="#">36</a>	MOTION to Withdraw as Attorney by The State of Mississippi (Mayer, Robert) (Entered: 06/30/2017)
07/05/2017		TEXT-ONLY ORDER granting <a href="#">36</a> Motion to Withdraw as Attorney. Attorney Robert Gregg Mayer terminated. NO FURTHER WRITTEN ORDER TO ISSUE FROM THE COURT. Signed by Magistrate Judge F. Keith Ball on 7/5/17 (RBM) (Entered: 07/05/2017)
08/23/2017	<a href="#">37</a>	ORDER granting in part and denying in part <a href="#">29</a> and <a href="#">31</a> Motions for Entry of Proposed Scheduling Order. Signed by Magistrate Judge F. Keith Ball on 8/22/17 (RBM) (Entered: 08/23/2017)

10/04/2017		Set Hearing: Telephonic Status Conference set for 10/10/2017 11:30 AM before Magistrate Judge F. Keith Ball. Counsel for the plaintiff shall set up the conference and contact the Court at 601-608-4460. (JEJ) (Entered: 10/04/2017)
10/10/2017	<a href="#">38</a>	NOTICE of Appearance by Candace Mayberry-Federal Gov on behalf of United States of America (Mayberry-Federal Gov, Candace) (Entered: 10/10/2017)
10/10/2017		RESET Hearing: Telephonic Status Conference reset for 10/11/2017 03:00 PM before Magistrate Judge F. Keith Ball. Counsel for the plaintiff shall set up the conference and, once all the parties are on the line, contact the Court at 601-608-4460. (JEJ) (Entered: 10/10/2017)
10/11/2017		Minute Entry for proceedings held before Magistrate Judge F. Keith Ball: Telephonic Status Conference held on 10/11/2017 in Jackson, MS. Appearances: Matthew Schutzer, Regan Rush, Candace Mayberry, Mitzi Dease Paige and Tommy Siler. (JEJ) (Entered: 10/13/2017)
10/13/2017	<a href="#">39</a>	CASE MANAGEMENT ORDER. Motions for Amended Pleadings due by 11/13/2017; Discovery due by 10/30/2018; Motions due by 11/14/2018; Settlement Conference set for 10/16/2018 09:00 AM before Magistrate Judge F. Keith Ball. Seven (7) days before the settlement conference, the parties must submit via e-mail to ball_chambers@mssd.uscourts.gov an updated CONFIDENTIAL SETTLEMENT MEMORANDUM. All parties are required to be present at the conference unless excused by the Court. If a party believes the scheduled settlement conference would not be productive and should be cancelled, the party is directed to inform the Court via e-mail of the grounds for their belief at least seven (7) days prior to the conference. Pretrial Conference set for 4/12/2019, time to be determined, in Courtroom 5B (Jackson) Reeves before District Judge Carlton W. Reeves; Jury Trial set for a two-week term of court commencing 5/20/2019 09:00 AM in Courtroom 5B (Jackson) Reeves before District Judge Carlton W. Reeves. Signed by Magistrate Judge F. Keith Ball on 10/13/2017. (JEJ) (Entered: 10/13/2017)
10/13/2017	<a href="#">40</a>	NOTICE of Service of <i>First Interrogatories and First Request for Production</i> by United States of America (Schutzer-Federal Gov, Mathew) (Entered: 10/13/2017)
10/26/2017	<a href="#">41</a>	NOTICE of Service of Interrogatories by The State of Mississippi (Shelson, James) (Entered: 10/26/2017)

10/26/2017

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NOTICE of Service of Request for Production by The State of Mississippi (Shelson, James) (Entered: 10/26/2017)