

**U.S. District Court  
Middle District of Tennessee (Nashville)  
CIVIL DOCKET FOR CASE #: 3:00-cv-00665**

Brown, et al v. Finance & Administration, Tennessee Department of, et al  
Assigned to: Senior Judge Robert Echols  
Referred to: Magistrate Judge John S. Bryant  
Demand: \$0  
Member case:  
3:01-cv-00272  
Case in other court: 07-06325  
Cause: 42:1396 Medicaid

Date Filed: 07/13/2000  
Jury Demand: None  
Nature of Suit: 890 Other Statutory  
Actions  
Jurisdiction: Federal Question

**Plaintiff**

**Beth Ann Brown**  
*by and through her father and next friend,  
Shelby Brown*  
*TERMINATED: 01/17/2007*

represented by **Kent Ellis Krause**  
Brewer, Krause & Brooks  
P O Box 23890  
Nashville , TN 37202-3890  
(615) 256-8787  
Email: [kkrause@bkblaw.com](mailto:kkrause@bkblaw.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Gary D. Buchanan**  
Tennessee Protection and Advocacy, Inc.  
P O Box 121257  
2416 21st Avenue, S  
Nashville , TN 37212  
(615) 298-1080  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
Tennessee Protection and Advocacy, Inc.  
P O Box 121257  
2416 21st Avenue, S  
Nashville , TN 37212  
(615) 298-1080  
Email: [garyh@dlactn.org](mailto:garyh@dlactn.org)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
5133 Harding Road  
Suite 112  
Nashville , TN 37205  
(877) 624-5108  
Email: [jpg@johnpagegarrett.com](mailto:jpg@johnpagegarrett.com)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
Brewer, Krause & Brooks  
P O Box 23890  
Nashville , TN 37202-3890  
(615) 256-8787  
Email: [pchastain@bkblaw.com](mailto:pchastain@bkblaw.com)  
**ATTORNEY TO BE NOTICED**

**Suzanne Michelle**  
Blackburn & McCune, PLLC  
101 Lea Avenue  
Nashville , TN 37210

(615) 254-7770  
TERMINATED: 02/21/2002

**Plaintiff**

**Shelby Brown**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
Disability Law & Advocacy Center of  
Tennessee  
2416 21st Avenue South  
Suite 100  
Nashville, TN 37212  
(615) 298-1080  
Fax: (615) 298-2046  
Email: [marthal@dlactn.org](mailto:marthal@dlactn.org)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
Disability Law & Advocacy Center of  
Tennessee  
2416 21st Avenue South  
Suite 100  
Nashville, TN 37212  
(615) 298-1080  
Fax: (615) 298-2046  
Email: [sherryw@dlactn.org](mailto:sherryw@dlactn.org)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Keith Greenwald**  
*by and through his mother and next  
friend, Carol Greenwald*  
*TERMINATED: 01/17/2007*

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**

(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Carol Greenwald**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Erin McNamara**  
*by and through her mother and next  
freind, Betty McNamara*  
*TERMINATED: 01/17/2007*

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Betty McNamara**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Shane Mitchell**  
*by and through his mother and next  
friend, Arlie Mitchell*  
*TERMINATED: 01/17/2007*

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**

(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Arlie Mitchell**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Derrick Vartan**  
*by and through his mother and next  
friend, Nancy Vartan*  
*TERMINATED: 01/17/2007*

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Nancy Vartan**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Katherine Wilcox**  
*by and through her mother and next  
friend, Dora Wilcox*  
*TERMINATED: 01/17/2007*

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**

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

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Dora Wilcox**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Tennessee Protection and Advocacy,  
Inc.**  
*TERMINATED: 01/17/2007*

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Buchanan**  
(See above for address)  
*TERMINATED: 02/19/2002*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**J. Page Garrett**  
(See above for address)  
*TERMINATED: 10/10/2002*

**Parks T. Chastain**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne Michelle**  
(See above for address)  
*TERMINATED: 02/21/2002*

**Plaintiff**

**Lakersko Brown**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**Plaintiff**

**Katie Blackburn**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**Plaintiff**

**Matthew McGowan**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Housepian**  
(See above for address)



TERMINATED: 08/21/2007

**Plaintiff**

**Shalyn Kiker**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

**Plaintiff**

**Disability Law and Advocacy Center of  
Tennessee**

represented by **Kent Ellis Krause**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha M. Lafferty**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sherry A. Wilds**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary D. Housepian**  
(See above for address)  
*TERMINATED: 08/21/2007*

V.

**Defendant**

**Tennessee Department of Mental  
Health and Developmental Disabilities,  
The**  
*TERMINATED: 09/11/2000*

represented by **Dianne Stamey Dycus**  
Tennessee Attorney General's Office  
P O Box 20207  
Nashville , TN 37202  
(615) 741-6420  
Email: [dianne.dycus@ag.tn.gov](mailto:dianne.dycus@ag.tn.gov)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Charles J. Cooper**  
Cooper & Kirk  
1523 New Hampshire Avenue, NW  
Washington , DC 20036  
(202) 220-9600  
Email: [ccooper@cooperkirk.com](mailto:ccooper@cooperkirk.com)

**Defendant**

**Elisabeth Rukeyser**  
*Commissioner of the TN Department of  
Mental Health and Developmental  
Disabilities*  
*TERMINATED: 09/11/2000*

represented by **Charles J. Cooper**  
(See above for address)

**Defendant**

**Finance & Administration, Tennessee  
Department of**

represented by **Dianne Stamey Dycus**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Brian Stuart Koukoutchos**  
Cooper & Kirk  
1523 New Hampshire Avenue, NW  
Washington , DC 20036  
(202) 220-9600  
Fax: (202) 220-9601  
Email: [bkoukoutchos@cooperkirk.com](mailto:bkoukoutchos@cooperkirk.com)  
*ATTORNEY TO BE NOTICED*

**Charles J. Cooper**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michael W. Kirk**  
Cooper & Kirk  
1523 New Hampshire Avenue, NW  
Washington , DC 20036  
(202) 220-9600  
Email: [mkirk@cooperkirk.com](mailto:mkirk@cooperkirk.com)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Warren C. Neel**  
*Commissioner of Tennessee Department  
of Finance and Administration*

represented by **Dianne Stamey Dycus**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Charles J. Cooper**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Intervenor Plaintiff**

**Community Rehabilitation Agencies of  
Tennessee**

represented by **William Matthew Barrick**  
Hubbard, Berry, Doughty, Harris  
& Barrick, PLLC  
SunTrust Bank Building  
201 Fourth Avenue, N  
Suite 1420  
Nashville , TN 37219  
(615) 251-5444  
Email: [wbarrick@hubbardberry.com](mailto:wbarrick@hubbardberry.com)

**William Beesley Hubbard**  
Hubbard, Berry & Harris, PLLC  
SunTrust Bank Building  
201 Fourth Avenue, N  
Suite 1420  
Nashville , TN 37219

Date Filed	#	Docket Text
07/13/2000	1	COMPLAINT (Summons(es) issued) Filing fee paid in the amount of : \$150 Receipt # 75017 (dcap) (Entered: 07/13/2000)
07/13/2000	2	NOTICE of Initial Case Management Conference Case referred to Magistrate Judge E. C. Knowles , ; Case Management Conference set for 9:30 a.m. on 8/24/00 (dcap) (Entered: 07/13/2000)
08/08/2000		ATTORNEY APPEARANCE for deft Mental Health &Dev by Dianne Stamey Dycus per signature on agreed order. (dlt) Modified on 08/08/2000 (Entered: 08/08/2000)
08/08/2000		PROPOSED Agreed Order re: defts shall have until 9/25/00 in which to respond to the complaint in this matter. (dlt) (Entered: 08/08/2000)
08/14/2000	3	AGREED ORDER by Magistrate Judge E. C. Knowles; The defts may have an additional 45 days until 9/25/00 in which to respond to the complaint [1-1]. (cc: all counsel) (EOD 8/15/00) (jb) (Entered: 08/15/2000)
08/15/2000	4	ATTORNEY APPEARANCE for pltfs by Suzanne Michelle. (dlt) (Entered: 08/17/2000)
08/24/2000	5	CLERK'S RESUME: Case Management Conference held on 8/24/00. Discovery will not be stayed, but will be limited to discoery on the issue of class certification. Parties are to pursue mediation, and have agreed to a settlement conference in approximately 90 days. CMO to enter. C/R : Tape No. 2000-2007 (dlt) (Entered: 08/24/2000)
08/24/2000	6	JOINT CASE MANAGEMENT ORDER by Magistrate Judge E. C. Knowles: Discovery ddl set for 11/1/00; Settlement conference will be scheduled approximately 90 days after entry of the CMO; Pltf will file a mtn for class certification and a brief in support of the mtn on 11/15/00. Defts will file briefs in response on 12/1/00. EOD 8/24/00 (cc: all counsel) (dlt) (Entered: 08/24/2000)
08/24/2000	7	ATTORNEY APPEARANCE for pltfs by Kent Ellis Krause and Parks T. Chastain of Brewer, Krause &Brooks. (dlt) (Entered: 08/25/2000)
09/06/2000		PROPOSED Agreed Order re: substitution of defts. (dlt) (Entered: 09/07/2000)
09/11/2000	8	ORDER by Magistrate Judge E. C. Knowles: Tennessee Department of Finance and Administration and Dr. Warren C. Neel, Commissioner of the Tennessee Department of Finance and Administration are hereby substituted as the defts in this matter. EOD 9/11/00 (cc: all counsel) (dlt) (Entered: 09/11/2000)
09/19/2000	9	NOTICE by pltfs of filing first amended complaint (tlc) (Entered: 09/20/2000)
09/19/2000	10	FIRST AMENDED COMPLAINT [1-1] by pltfs (amended to substitute the Dept of Finance and Administration and Warren C. Neel as defts, to add a cause of action under 42 USC Section 1983 and a prayer for preliminary injunction (tlc) (Entered: 09/20/2000)
10/02/2000		PROPOSED Order re: joint case management order amended. (dlt) (Entered: 10/03/2000)

10/05/2000	11	ANSWER by defts TN Dept of Finance and Warren C. Neel to first amended complaint [10-1]. (dlt) (Entered: 10/06/2000)
10/11/2000	12	ORDER by Magistrate Judge E. C. Knowles: Joint CMO shall be amended as follows: defts shall present a settlement proposal to the pltfs by 11/15/00; pltfs shall have until 12/1/00, in which to file a mtn for class certification; defts will file briefs in response by 12/15/00. EOD 10/11/00 (cc: all counsel) (dlt) (Entered: 10/11/2000)
11/13/2000	13	MOTION to intervene as pltf of the Community Rehabilitation Agencies of Tennessee . (w/ attached exhibits A-C and complaint in intervention) (dlt) Modified on 11/14/2000 (Entered: 11/14/2000)
11/13/2000	14	AFFIDAVIT of Robin Atwood re [13-1] (dlt) (Entered: 11/14/2000)
11/13/2000	15	AFFIDAVIT of Mike Cook re [13-1]. (w/ attachments) (dlt) (Entered: 11/14/2000)
11/13/2000	16	AFFIDAVIT of Walter Hunt re [13-1]. (w/ attachment) (dlt) (Entered: 11/14/2000)
11/13/2000	17	MEMORANDUM by intevenor pltf Community Rehab Agen in support of motion to intervene as pltf of the Community Rehabilitation Agencies of Tennessee [13-1]. (dlt) (Entered: 11/14/2000)
11/22/2000		PROPOSED Agreed Order for additional time until 12/20/00 to respond to motion to intervene. (dlt) (Entered: 11/29/2000)
11/29/2000	18	RESPONSE by defts TN Department of Finance and Warren C. Neel to motion to intervene as pltf of the Community Rehabilitation Agencies of Tennessee [13-1]. (dlt) (Entered: 11/30/2000)
11/29/2000	19	ORDER by Magistrate Judge E. C. Knowles: Pltf shall have until 12/20/00 to file a response to motion to intervene as pltf of the Community Rehabilitation Agencies of Tennessee [13-1]. EOD 11/30/00 (cc: all counsel) (dlt) (Entered: 11/30/2000)
12/01/2000	20	MOTION by pltfs Keith Greenwald, Carol Greenwald, Shane Mitchell, Arlie Mitchell, Derrick Vartan, Nancy Vartan, Katherine Wilcox, Dora Wilcox, and TN Protection to certify this case as a class action . (dlt) (Entered: 12/04/2000)
12/01/2000	21	MEMORANDUM by pltfs Keith Greenwald, Carol Greenwald, Shane Mitchell, Arlie Mitchell, Derrick Vartan, Nancy Vartan, Katherine Wilcox, Dora Wilcox, TN Protection in support of motion to certify this case as a class action [20-1] (dlt) (Entered: 12/04/2000)
12/01/2000	22	NOTICE by pltfs Keith Greenwald, Carol Greenwald, Shane Mitchell, Arlie Mitchell, Derrick Vartan, Nancy Vartan, Katherine Wilcox, Dora Wilcox, TN Protection of filing of documents in support of mtn for class certification. (w/ attached exhibits 1-10) (dlt) (Entered: 12/04/2000)
12/01/2000	23	STIPULATIONS of the parties w/ respect to class certification issues [20-1]. (dlt) (Entered: 12/04/2000)
12/08/2000	24	RESPONSE by defts to motion to certify this case as a class action [20-1]. (dlt) (Entered: 12/11/2000)
12/12/2000	25	MOTION by intevenor pltf Community Rehab Agen for additional time to reply to response to mtn to intervene . (dlt) (Entered: 12/12/2000)

12/20/2000	26	RESPONSE by pltfs to motion to intervene by Community Rehabilitation Agencies of Tennessee [13-1]. (dlt) (Entered: 12/21/2000)
12/28/2000	27	AMENDED MOTION by intevenor pltf Community Rehab Agen for additional time until 1/9/01 to reply to response to motion to intervene (jb) (Entered: 12/29/2000)
01/03/2001	28	ORDER by Magistrate Judge E. C. Knowles granting motion for additional time to reply to response to mtn to [25-1]. EOD 1/4/01 (cc: all counsel) (dlt) (Entered: 01/04/2001)
01/09/2001	29	REPLY (Response) by intevenor pltf Community Rehab Agen to response to motion to intervene as pltf of the Community Rehabilitation Agencies of Tennessee [13-1] (dlt) (Entered: 01/10/2001)
01/31/2001	30	MOTION by intevenor pltf Community Rehab Agen of proposed intervenor CMRA to participate in settlement discussions . (w/ attached exhibit A) (dlt) (Entered: 02/01/2001)
01/31/2001	31	AFFIDAVIT of Robin L. Atwood re [30-1]. (w/ attached exhibit 1) (dlt) (Entered: 02/01/2001)
02/06/2001	32	RESPONSE by intevenor pltf Community Rehab Agen to motion of proposed intervenor CMRA to participate in settlement discussions [30-1]. (dlt) (Entered: 02/07/2001)
02/08/2001	33	RESPONSE by pltfs to motion of proposed intervenor CMRA to participate in settlement discussions [30-1]. (dlt) (Entered: 02/09/2001)
02/21/2001	34	ORDER by Magistrate Judge E. C. Knowles denying motion to intervene as pltf of the Community Rehabilitation Agencies of Tennessee [13-1]; finding the motion of proposed intervenor CMRA to participate in settlement discussions [30-1] moot.; finding the motion for additional time until 1/9/01 to reply to response to motion to intervene [27-1] moot. EOD 2/21/01 (cc: all counsel) (dlt) (Entered: 02/21/2001)
03/05/2001	35	OBJECTIONS by intevenor pltf Community Rehab Agen to Order [34-1]. (dlt) (Entered: 03/06/2001)
03/05/2001	36	APPENDIX filed by intevenor pltf Community Rehab Agen in support of objection to the Order of the Mag. Judge denying intervention [35-1]. (w/ attached exhibits 1-3) (dlt) (Entered: 03/06/2001)
03/15/2001	37	RESPONSE by defts to objections to Mag. Judge's order denying intervention [35-1] (tlc) (Entered: 03/16/2001)
03/20/2001	38	RESPONSE by pltfs to objection to Mag Judge's Order denying intervention [35-1]. (dlt) (Entered: 03/21/2001)
04/11/2001	39	SUPPLEMENT by intevenor pltf Community Rehab Agen to objection to the Order of the Magistrate Judge denying intervention [35-1]. (dlt) (Entered: 04/12/2001)
04/16/2001	40	MOTION by pltfs for ascertain status of mtn for class certification . (w/ att'd exhibit 1) (dlt) (Entered: 04/17/2001)
04/30/2001	41	ORDER by Judge Robert L. Echols granting motion to certify this case as a class action [20-1]. Motion for ascertain status of mtn for class certification [40-1] is deemed moot. Pltfs are directed to file w/ the Court a proposed ntc &a proposed consent form by the close of business on 5/4/01. Defts are directed to disclose to pltfs, by 5/15/01, the names and last known mailing addresses of all persons who meet the criteria for class certification. EOD 5/1/01 (cc: all counsel) (dlt) (Entered: 05/01/2001)

05/04/2001	42	MOTION by pltfs to alter and amend Court Order dated 5/1/01 , and to establish "OPT OUT" requirements for class as opposed to consent to participate requirements . (w/ att'd exhibit 1) (dlt) (Entered: 05/07/2001)
05/04/2001	43	NOTICE by pltfs of filing of proposed ntc and consent forms pursuant to order of 5/1/01. (w/ attachments) (dlt) (Entered: 05/07/2001)
05/09/2001	44	MOTION by defts TN Dept of Finance and Warren C. Neel to reconsider Order granting pltfs' mtn for class certification . (dlt) (Entered: 05/10/2001)
05/09/2001	44	OBJECTIONS by defts to [43-1] in the alternative of mtn to reconsider. (contained w/in same pleading as the mtn to reconsider) (dlt) (Entered: 05/10/2001)
05/09/2001	45	MEMORANDUM by defts in support of motion to reconsider [44-1] or, in the alternative, objection to proposed ntc [44-1]. (dlt) (Entered: 05/10/2001)
05/15/2001	46	RESPONSE by pltf to motion to reconsider Order granting pltfs' mtn for class certification [44-1]. (dlt) (Entered: 05/16/2001)
06/12/2001	47	MOTION by intevenor pltf Community Rehab Agen for order placing counsel for CMRA on the service list . (dlt) (Entered: 06/13/2001)
01/25/2002	48	MOTION by pltfs for an order granting permission to substitute attorney J. Page Garrett for Gary D. Buchanan . (dlt) (Entered: 01/28/2002)
02/19/2002	49	ORDER by Judge Robert L. Echols granting motion for an order granting permission to substitute attorney J. Page Garrett for Gary D. Buchanan [48-1] attorney for the pltfs. EOD 2/20/02 (cc: all counsel) (dlt) (Entered: 02/20/2002)
03/31/2002	50	MEMORANDUM OF THE COURT (cc: all counsel) (EOD 4/2/02) (dlt) (Entered: 04/02/2002)
03/31/2002	51	ORDER by Judge Robert L. Echols: For reasons explained in the Memorandum entered contemporaneously herewith, the Court rules as follows: CMRA's Objection to the Order of the Magistrate Judge denying intervention and request for the Court to set aside the Order [35-1] is denied. Pltfs' motion to alter [42-1] or amend [42-2], [42-3] is denied. Defts' motion to reconsider [44-1] is granted. Court's Order [41-1] entered 5/1/01, is modified insofar as pltfs shall not be required to file a proposed ntc & consent form w/ the Court. Further, as this class has been certified under Rule 23(b)(2), class members have no absolute right to opt-out. CMRA's motion for order placing counsel for CMRA on the service list [47-1] is denied as moot. Case referred to Magistrate Judge E. C. Knowles to immediately schedule a CMC. EOD 4/2/02 (cc: all counsel) (dlt) (Entered: 04/02/2002)
04/12/2002	52	ORDER by Magistrate Judge E. C. Knowles: Case Management Conference set for 10:30 a.m. on 4/25/02 . Prior to the hearing, counsel for the parties are directed to confer on a proposed amended CMO, which shall be submitted prior to the CMC. EOD 4/12/02 (cc: all counsel) (dlt) (Entered: 04/12/2002)
04/24/2002	53	ATTORNEY APPEARANCE for pltfs by Gary D. Housepian (dlt) (Entered: 04/24/2002)
04/26/2002		PROPOSED Agreed Order to reset case management conference. (dlt) (Entered: 04/29/2002)

04/30/2002	54	AGREED ORDER by Magistrate Judge E. C. Knowles: Case Management Conference reset for 11:00 a.m. on 5/16/02 . EOD 5/1/02 (cc: all counsel) (dlt) (Entered: 05/01/2002)
05/07/2002	55	ORDER by Judge Robert L. Echols: By Memorandum & Order entered 3/31/02 in 3:01-0272, pltf's mtn to consolidate was granted, and was consolidated for pretrial and discovery purposes w/ 3:00-0665. After discovery has concluded, the Court will determine whether these cases should be consolidated for trial. As the case are not consolidated for trial purposes at this time, all pleadings filed in each case shall retain the caption & case # of that case & shall be filed only in the case to which each pleading pertains. EOD 5/7/02 (cc: all counsel) (dlt) (Entered: 05/07/2002)
05/15/2002		PROPOSED Amended Case Management Order (gi) (Entered: 05/15/2002)
05/16/2002	56	CLERK'S RESUME: Case Management Conference held 5/16/02. Proposed amended case management order submitted. Dispositive mtn ddl is 1/13/03; non-jury trial set for 5/27/03 before Judge Echols; order to enter. Settlement conference set before Magistrate Judge Knowles on 7/9/02; order to enter. C/R: Tape No. 2002-33 MK (gi) (Entered: 05/17/2002)
05/16/2002	57	AMENDED CASE MANAGEMENT ORDER by Magistrate Judge E. C. Knowles: Fact discovery to be completed by 12/2/02; dispositive mtn filing ddl is 1/13/03. Non-jury trial set for 9:00 on 5/27/03 before Chief Judge Echols. EOD 5/17/02 (cc: all counsel) (gi) (Entered: 05/17/2002)
05/20/2002	58	ORDER by Magistrate Judge E. C. Knowles: Settlement conference set for 9:30 a.m. on 7/9/02 . By noon on 7/5/02, pltf and deft shall deliver under seal ex parte separate settlement conference stmts which shall specify their respective settlement positions. Parties shall exchange offers and demands prior to the settlement conference. EOD 5/20/02 (cc: all counsel) (dlt) (Entered: 05/20/2002)
06/19/2002	59	ORDER by Judge Robert L. Echols: Non-jury trial set for 9:00 on 5/27/03; pretrial conference set 1:00 on 4/28/03; pretrial order ddl 4/23/03 . Parties shall also file by 6/23/03, the following: witness lists; exhibit lists; & stipulations. By 6/14/03, parties shall file any mtns in limine & any mtns objecting to expert testimony. EOD 6/19/02 (cc: all counsel) (dlt) (Entered: 06/19/2002)
06/27/2002	60	ORDER by Judge Robert L. Echols: Order entered 6/19/02 is modified to reflect the following: Parties shall file by 4/23/03, the following: witness lists, exhibit lists, & stipulations. By 4/14/03, parties shall file any mtns in limine & any mtns objecting to expert testimony. Responses to such mtns shall be filed on 4/23/03. In all other respects, the Order (DE# 59) shall remain in full force & effect. EOD 6/28/02 (cc: all counsel) (dlt) (Entered: 06/28/2002)
07/08/2002		PROPOSED Agreed Order to reset settlement conference. (dlt) (Entered: 07/09/2002)
07/09/2002	61	ORDER by Magistrate Judge E. C. Knowles: Settlement conference reset for 9:30 a.m. on 9/13/02 . EOD 7/10/02 (cc: all counsel) (dlt) (Entered: 07/10/2002)
08/28/2002	62	ORDER by Magistrate Judge E. C. Knowles: Settlement conference set for 9:30 a.m. on 9/13/02 . By noon on 9/11/02, pltf & deft shall deliver under seal, ex parte, separate settlement conference stmts which shall specify their respective settlement positions. EOD 8/29/02 (cc: all counsel) (dlt) (Entered: 08/29/2002)

09/13/2002	63	CLERK'S RESUME: Settlement conference held on 9/13/02 . Parties were unable to reach a settlement agreement at this time; however, parties will continue to talk, & plan to meet informally again on 10/1/02. Parties will contact the Court if further settlement assistance is needed. C/R : (dlt) (Entered: 09/17/2002)
09/27/2002	64	MOTION by pltfs for J. Page Garrett to withdraw as attorney in this case . (dlt) (Entered: 09/30/2002)
10/10/2002	65	ORDER by Magistrate Judge E. C. Knowles granting motion for J. Page Garrett to withdraw as attorney in this case [64-1] for pltfs. EOD 10/11/02 (cc: all counsel) (dlt) (Entered: 10/11/2002)
12/02/2002		PROPOSED Joint Amended Case Management Order (dlt) (Entered: 12/02/2002)
12/04/2002	66	JOINT AMENDED CASE MANAGEMENT ORDER by Magistrate Judge E. C. Knowles: Fact discovery to be completed by 1/3/03. Expert witnesses to be deposed by 2/17/03. Dispositive mtn filing ddl is 2/18/03. EOD 12/4/02 (cc: all counsel) (gi) (Entered: 12/04/2002)
02/18/2003	67	MOTION by pltfs for summary judgment (w/proposed order) (gi) (Entered: 02/19/2003)
02/18/2003	68	MOTION by pltfs for leave to file memorandum in excess of 25 pages (w/attached memorandum in support of mtn for summary judgment, statement of uncontested material facts, ntc of filing of documents 1-14 & proposed order) (gi) (Entered: 02/19/2003)
02/18/2003	69	MOTION by deft TN Dept of Finance for summary judgment . (dlt) (Entered: 02/19/2003)
02/18/2003	70	MEMORANDUM by deft TN Dept of Finance in support of motion for summary judgment [69-1]. (w/ attachment) (dlt) (Entered: 02/19/2003)
02/18/2003	71	STATEMENT of undisputed material facts by deft TN Dept of Finance in support of [69-1]. (dlt) (Entered: 02/19/2003)
02/18/2003	72	NOTICE by deft TN Dept of Finance of filing documents in support of their mtn for summary judgment. (w/ att'd copy depositions Damons, Dungan, Martins, & Tighe) (dlt) (Entered: 02/19/2003)
02/25/2003	73	ORDER by Magistrate Judge E. C. Knowles granting motion for leave to file memorandum in excess of 25 pages [68-1]. EOD 2/26/03 (cc: all counsel) (gi) (Entered: 02/26/2003)
02/26/2003	74	MEMORANDUM by pltfs in support of motion for summary judgment [67-1] (gi) (Entered: 02/26/2003)
02/26/2003	75	STATEMENT of uncontested material facts by pltfs in support of [67-1] (gi) (Entered: 02/26/2003)
02/26/2003	76	JOINT NOTICE by pltfs of filing of documents (1-14) in support of mtns for summary judgment in civil action nos. 3:00-0665 and 3:01-0272 (documents 1-14 are filed in this case) (gi) (Entered: 02/26/2003)
02/26/2003	77	DEPOSITION of Joanna Damons taken on the following date(s): 11/14/02 (gi) (Entered: 02/26/2003)
02/26/2003	78	DEPOSITION of Joanna Damons (Volume II) taken on the following date(s): 12/18/02 (gi) (Entered: 02/26/2003)
02/26/2003	79	DEPOSITION of Kathleen Dungan taken on the following date(s): 12/3/02 (gi) (Entered: 02/26/2003)



02/26/2003	80	DEPOSITION of Kathleen Dungan taken on the following date(s): 1/2/03 (gi) (Entered: 02/26/2003)
02/26/2003	81	DEPOSITION of Richard kellogg taken on the following date(s): 11/26/02 (gi) (Entered: 02/26/2003)
02/26/2003	82	DEPOSITION of Patti Killingsworth taken on the following date(s): 11/20/02 (gi) (Entered: 02/26/2003)
02/26/2003	83	DEPOSITION of Patti Killingsworth (Volume II) taken on the following date(s): 12/11/02 (gi) (Entered: 02/26/2003)
02/26/2003	84	DEPOSITION of Manny Martins taken on the following date(s): 11/21/02 (gi) (Entered: 02/26/2003)
02/26/2003	85	DEPOSITION of John Tighe taken on the following date(s): 12/30/02 (gi) (Entered: 02/26/2003)
03/05/2003		PROPOSED Agreed Order for submission of response and replies to mtns for summary judgment. (dlt) (Entered: 03/06/2003)
03/07/2003	86	AGREED ORDER by Judge Robert L. Echols: Ddl to file a response to mtns for summary judgment [67-1] and [69-1] is 3/17/03; ddl to file a reply is 3/31/03. EOD 3/10/03 (cc: all counsel) (gi) (Entered: 03/10/2003)
03/07/2003		PROPOSED Agreed Order for submission of responses and replies to motions for summary judgment (ot) (Entered: 03/11/2003)
03/10/2003	87	AGREED ORDER by Judge Robert L. Echols: Parties shall have until 3/17/03 w/in which to file responses to motions for summary judgment [69-1] [67-1]. Replies shall be filed by 3/31/03. EOD 3/11/03 (cc: all counsel) (dlt) (Entered: 03/11/2003)
03/17/2003	88	RESPONSE & MEMORANDUM by pltfs to motion for summary judgment [69-1]. (w/ attachments) (dlt) (Entered: 03/18/2003)
03/17/2003	89	RESPONSE IN OPPOSITION by defts to motion for summary judgment [67-1]. (w/ attachments) (dlt) (Entered: 03/18/2003)
03/17/2003	90	RESPONSE by defts to pltf's stmt of uncontested material facts [75-1]. (dlt) (Entered: 03/18/2003)
03/17/2003	91	NOTICE by defts of filing documents in support of response in opposition to pltfs' mtn for summary judgment: Damons & Dungan Declarations. (w/ att'd declarations) (dlt) (Entered: 03/18/2003)
03/17/2003	92	DECLARATION of Kathleen Dungan by defts in support of [89-1]. (dlt) (Entered: 03/18/2003)
03/17/2003	93	RESPONSE by pltfs to defts' stmt of undisputed material facts [75-1]. (dlt) (Entered: 03/18/2003)
03/26/2003	94	NOTICE by defts of filing documents in support of their response in opposition to pltfs' mtn for summary judgment. (w/ attachments) (dlt) (Entered: 03/27/2003)
03/31/2003	95	REPLY by pltfs to response to motion for summary judgment [67-1]. (dlt) (Entered: 04/01/2003)
04/14/2003	96	ORDER by Magistrate Judge E. C. Knowles: Court has been advised that the parties are ready for trial, & that there is no need for further case management proceedings before the Magistrate Judge. Clerk is directed to forward this file to Judge Echols. EOD 4/15/03 (cc: all counsel) (dlt) (Entered: 04/15/2003)
04/23/2003		JOINT PROPOSED Pretrial Order (dlt) (Entered: 04/23/2003)
04/23/2003	97	STIPULATIONS by parties re: health care (dlt) (Entered: 04/23/2003)

04/23/2003	98	WITNESS/EXHIBIT list by pltfs (dlt) (Entered: 04/23/2003)
04/23/2003	99	WITNESS/EXHIBIT list by defts (dlt) (Entered: 04/24/2003)
04/24/2003	100	ORDER by Judge Robert L. Echols: Final pretrial conference reset for 1:00 p.m. on 5/2/03 . EOD 4/24/03 (cc: all counsel) (dlt) (Entered: 04/24/2003)
05/02/2003	101	CLERK'S RESUME: Final Pretrial conference held 5/2/03; Court is prepared to issue orders denying pending motions for summary jgm. Court proposed discussion of consolidating cases which are presently consolidated for discovery for trial. Trial time estimated 6-8 days. Court will contact mediator Norris and set up meeting at mutually convenient time. Parties to list top 5 priorities for relief in preparation for this meeting. Trial date will probably be continued with the understanding that trial could be reset to the end of Sept. or mid November. C/R : Cathy Leigh (ot) (Entered: 05/05/2003)
05/07/2003	102	MEMORANDUM OF THE COURT (cc: all counsel) (EOD 5/7/03) (dlt) (Entered: 05/07/2003)
05/07/2003	103	ORDER by Judge Robert L. Echols: Presently pending before the Court are defts' motion for summary judgment [69-1] & pltf's motion for summary judgment [67-1]. For the reasons explained in the Memorandum entered contemporaneously, both mtns are denied. EOD 5/7/03 (cc: all counsel) (dlt) (Entered: 05/07/2003)
05/16/2003	104	TRANSCRIPT filed of proceedings held before Judge Echols on 5/2/03. C/R: Cathy Leigh (dlt) (Entered: 05/19/2003)
06/04/2003	105	ORDER by Judge Robert L. Echols: Court has contacted Mr. Steve Norris who is willing to serve as mediator in this case. A meeting is set for 6/16/03 at 9:00 a.m. for all counsel to meet w/ Mr. Norris & discuss his participation in this case. This case is administratively closed pending the outcome of mediation proceedings. Parties are directed not to file any further mtns. Parties are directed to submit a report on the status of mediation by 9/1/03. If the case is not successfully mediated, it will be reopened & the trial will commence on 11/17/03; terminating case . EOD 6/4/03 (cc: all counsel) (dlt) (Entered: 06/04/2003)
09/22/2003	106	ORDER by Judge Robert L. Echols: Status conference set for 11:00 a.m. on 10/6/03 . EOD 9/22/03 (cc: all counsel, Steve Norris) (dlt) Modified on 09/22/2003 (Entered: 09/22/2003)
10/06/2003	107	CLERK'S RESUME: Status conference held on 10/6/03 . Parties announced they have almost reached settlements in these cases; it was suggested that the parties continue efforts to settle & not focus on the suggested trial date of 11/17/03. Court approved the request. Parties given 30 days to resolve the issue of defining reasonable promptness. Deft then has 30 days to obtain settlement approval. W/in the second 30-day period, the parties should submit the proposed ntc for a fairness hearing to the Court. Proposed trial date: 5/18/04. C/R: Cathy Leigh (dlt) (Entered: 10/14/2003)
12/17/2003		PROPOSED Stipulation of Settlements and Order of Provisional Approval of Settlement Agreements (w/attached exhibits A-C)(Exhibit A--Settlement Agreement in 3:00-0665; Exhibit B--Settlement Agreement in 3:01-0272; Exhibit C--Ntc of Proposed Settlements of Class Action Lawsuits in both actions) (gi) (Entered: 01/07/2004)
01/27/2004	108	STIPULATION OF SETTLEMENTS and ORDER OF PROVISIONAL APPROVAL OF SETTLEMENT AGREEMENTS by Judge Robert L. Echols: The form of ntc att'd hereto as Exhibit C is hereby approved. W/in 7 days following entry of this Order, State of Tennessee shall furnish to counsel for the other parties an electronic file containing the names & last

		known addresses of the individuals. W/in 14 days of the entry of this Order, the State will send the ntc of proposed class action settlement att'd hereto as Exhibit C to all individuals. Class members shall have 10 days prior to the date of the Fairness hearing to file written objections to the proposed settlement. Fairness hearing set for 1:30 p.m. on 4/12/04 . Any objections to the final approval of the settlement agreements must be filed w/ the Clerk's office 10 days prior to the fairness hearing. (w/ att'd exhibits A Settlement Agreement, B Settlement Agreement, C Ntc of Proposed Settlements of Class Action Lawsuits) (EOD 2/6/04) (cc: all counsel) (dlt) (Entered: 02/06/2004)
03/03/2004	109	LETTER from Cynthia Trantham re: her daughter's care in a group home. (dlt) (Entered: 03/16/2004)
03/12/2004	110	LETTER from Connie Johnson re: Fairness hearing. (dlt) (Entered: 03/16/2004)
03/19/2004	111	LETTER from Deborah J. Cooper re: Her son Jack Cooper needing mental healthcare services. Ms. Cooper requesting a copy of the proposed settlement agreement. (xc: copy clerk) (dlt) (Entered: 03/22/2004)
03/31/2004	112	LETTER from Nancy Vanderlan re: the proposed settlement agreement. (dlt) (Entered: 04/01/2004)
04/01/2004	113	LETTER from Shirley Rutland to the Clerk's office re: ntc of proposed settlement. (dlt) (Entered: 04/05/2004)
04/02/2004	114	LETTER (facsimile) from Andrea A. White to the Clerk of Court re: proposed settlement (original received 4/5/04) (dlt) Modified on 04/06/2004 (Entered: 04/05/2004)
04/12/2004	115	CLERK'S RESUME: Fairness hearing held on 4/12/04 . Pltf's Witnesses: Nancy Vartan, Carol Greenwald, Carol Westlake. Pltf's exhibit 1: afdt of Carol Westlake. The Court is inclined to approve the proposed settlement in this case; order to enter. After the hearing, counsel for pltf was directed to submit a proposed final settlement order. C/R: Cathy Leigh. (w/ attachments) (dlt) (Entered: 04/15/2004)
04/20/2004		PROPOSED Agreed Order re: settlement agreement. (w/ att'd exhibit A) (dlt) (Entered: 04/20/2004)
06/17/2004	116	AGREED ORDER by Judge Robert L. Echols: Settlement Agreement as attached as exhibit A is approved. Deft shall pay pltf's' reasonable attorney fees. pltf's shall submit their application for a fee award for legal services rendered to date w/in 45 days of the entry of this order. EOD 6/17/04 (cc: all counsel) (dlt) (Entered: 06/17/2004)
08/30/2004		PROPOSED Agreed Order for extension of time to apply for atty fees. (hv) (Entered: 08/31/2004)
09/20/2004		PROPOSED Order for award of atty fees & expenses. (hv) (Entered: 09/20/2004)
09/27/2004	117	AGREED ORDER by Judge Robert L. Echols for attorney fees & expenses in the amount of \$377,132.49 to be awarded to Beth Brown, et al. to be paid by the State of TN for the time period of 7/13/00 to 6/17/04. (cc: all counsel) EOD 9/27/04 (hv) (Entered: 09/27/2004)
09/28/2004	118	ORDER by Judge Robert L. Echols extending time until 11/1/04 for the pltf's to submit an application for atty fees (cc: all counsel) EOD 9/28/04 (hv) (Entered: 09/28/2004)

02/17/2005	119	JOINT MOTION by parties for attorney fees and expenses (w/attached proposed agreed order) (km) (Entered: 02/17/2005)
02/24/2005	120	ORDER by Judge Robert L. Echols granting motion for attorney fees and expenses [119-1]. Pltfs Beth Brown, et al. are awarded attorneys fees and litigation expenses in the amount of \$54,173.23 to be paid by the State of Tennessee. This award shall be in satisfaction of all hours expended and costs incurred in connection w/ the work of pltfs' counsel during the period from 6/18/04 - 12/31/04. EOD 2/25/05 (cc: all counsel) (dlt) (Entered: 02/25/2005)
06/09/2005	121	JOINT MOTION by pltfs for attorney fees and expenses to counsel for the pltfs (with attached proposed order) (hv) (Entered: 06/09/2005)
06/16/2005	122	ORDER by Judge Robert L. Echols granting motion for attorney fees and expenses to counsel for the pltfs [121-1]. Pltfs Beth Brown, et al. are awarded attorneys fees and litigation expenses in the amount of \$11,050.00 to be paid by the State of Tennessee. This award shall be in satisfaction of all hours expended and costs incurred in connection w/ the work pltfs' counsel during the period from 1/1/05 through 3/31/05. EOD 6/16/05 (cc: all counsel) (dlt) (Entered: 06/16/2005)
08/29/2005	<u>123</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. Responses due by 9/15/2005 (Attachments: # <u>1</u> Text of Proposed Order)(Krause, Kent) (Entered: 08/29/2005)
09/30/2005	<u>124</u>	ORDER granting <u>123</u> Joint Motion for Attorney Fees. Plaintiffs are awarded attorneys fees and litigation expenses in the amount of \$55,170.15 to be paid by the State of Tennessee. Signed by Judge Robert Echols on 9/30/05. (dt) (Entered: 10/03/2005)
01/31/2006	<u>125</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. Responses due by 2/17/2006 (Attachments: # <u>1</u> Proposed Order)(Krause, Kent) (Entered: 01/31/2006)
02/13/2006	<u>126</u>	AGREED ORDER: Pltfs Beth Brown, et al. are awarded attys fees and litigation expenses in the amount of \$15,760.55 to be paid by the State of Tennessee . Signed by Judge Robert Echols on 2/9/06. (km, ) (Entered: 02/14/2006)
02/21/2006	<u>127</u>	Mail Returned as Undeliverable. <u>126</u> Order on Motion for Attorney Fees. Mail sent to Suzanne Michelle; envelope marked return to sender unable to forward. (dt) (Entered: 02/23/2006)
04/06/2006	<u>128</u>	Joint MOTION for Attorney Fees by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. Responses due by 4/24/2006 (Attachments: # <u>1</u> Proposed Order)(Krause, Kent) (Entered: 04/06/2006)
04/13/2006	<u>129</u>	ORDER granting <u>128</u> Motion for Attorney Fees. Plaintiffs are awarded attorneys fees and litigation expenses in the amount of \$41,460.52 to be paid by the State of Tennessee. This award shall be in satisfaction of all hours expended and costs incurred in connection with the work of Plaintiffs' counsel during the period

		from 10/1/05 through 12/31/05. Signed by Judge Robert Echols on 4/12/06. (dt) (Entered: 04/13/2006)
04/28/2006	<u>130</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. Responses due by 5/15/2006 (Attachments: # <u>1</u> Proposed Order)(Krause, Kent) (Entered: 04/28/2006)
05/05/2006	<u>131</u>	AGREED ORDER FOR AWARD OF ATTORNEYS FEES AND EXPENSES re <u>130</u> : The pltf's Beth Brown, et al., are awarded attorneys fees and litigation expenses in the amount of \$28,975.83 to be paid by the State of Tennessee. This award shall be in satisfaction of all hours expended and costs incurred in connection with the work of pltf's counsel during the period from 1/1/06 through 3/31/06. Signed by Judge Robert Echols on 5/5/06. (jb) (Entered: 05/05/2006)
06/02/2006	<u>132</u>	MOTION for Mediation Conference with the Magistrate Judge and for a Trial Date in case an Impasse is Declared by the Magistrate by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. Responses due by 6/19/2006 (Krause, Kent) (Entered: 06/02/2006)
06/12/2006	<u>133</u>	RESPONSE to Motion re <u>132</u> MOTION for Mediation Conference with the Magistrate Judge and for a Trial Date in case an Impasse is Declared by the Magistrate filed by Finance & Administration, Tennessee Department of. (Dycus, Dianne) (Entered: 06/12/2006)
07/17/2006	<u>134</u>	ORDER: As this case is administratively closed, the Motion for Mediation Conference with the Magistrate Judge and for a Trial Date in case an Impasse is Declared by the Magistrate <u>132</u> is Granted in that the case is REFERRED to the Magistrate Judge E. Clifton Knowles for expedited mediation and recommendation to the Court as to whether the case should be reopened and a trial date set. A separate Order will be entered by the Magistrate Judge setting forth the date of the hearing and any requirements of the parties prior to the hearing. The case shall remain administratively closed, and the parties shall not file any further pleadings without leave of Court. Signed by Judge Robert Echols on 7/17/06. (dt, ) (Entered: 07/17/2006)
08/22/2006	<u>135</u>	ORDER: The parties have requested a Settlement Conference. Settlement Conference is set for 9/20/2006 at 9:30 AM before Magistrate Judge E. Clifton Knowles. By noon on 9/18/06, Plaintiffs and Defendants shall deliver under seal, directly to Ms. Knoch, Courtroom Deputy to Magistrate Judge Knowles, ex parte, separate settlement conference statements which shall specify their respective settlement positions. Parties shall exchange offers and demands prior to the settlement conference. Signed by Judge E. Clifton Knowles on 8/22/06. (dt, ) (Entered: 08/22/2006)
08/29/2006	<u>136</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. Responses due by 9/15/2006 (Attachments: # <u>1</u> Proposed Order)(Krause, Kent) (Entered: 08/29/2006)
09/01/2006	<u>137</u>	AGREED ORDER FOR AN AWARD OF ATTORNEYS FEES AND EXPENSES: granting <u>136</u> Motion for Attorney Fees. Plaintiffs are awarded attorneys fees and litigation expenses in the

		amount of \$45,262.92 to be paid by the State of Tennessee. This award shall be in satisfaction of all hours expended and costs incurred in connection with the work of Plaintiffs' counsel during the period from 4/1/06 through 6/30/06. Signed by Judge Robert Echols on 8/31/06. (dt) (Entered: 09/01/2006)
09/20/2006		Minute Entry for proceedings held before Judge E. Clifton Knowles : Settlement Conference held on 9/20/2006 The parties did not reach a settlement of the issues on this date. Parties to return on Wednesday, 9/27/06 @ 9:30 a.m. for further settlement conference proceedings. (Knoch, Marcia) (Entered: 09/20/2006)
09/27/2006		Minute Entry for proceedings held before Judge E. Clifton Knowles : Further Settlement Conference proceedings held on 9/27/2006. Defendants to submit a written response to Plaintiff's latest settlement proposal. Parties to contact the Courtroom Deputy for a date in approximately two weeks for further proceedings. (Knoch, Marcia) (Entered: 09/27/2006)
09/28/2006	<u>138</u>	ORDER: Further Settlement Conference is set for 10/13/2006 at 9:30 AM before Magistrate Judge E. Clifton Knowles. Signed by Judge E. Clifton Knowles on 9/28/06. (dt) (Entered: 09/28/2006)
10/13/2006		Minute Entry for proceedings held before Judge E. Clifton Knowles : Further Settlement Conference proceedings held on 10/13/2006. Parties to call Courtroom Deputy to schedule further proceedings. (Knoch, Marcia) (Entered: 10/13/2006)
10/16/2006	<u>139</u>	ORDER: Settlement Conference set for 10/31/2006 at 9:30 AM in Courtroom 661 before Magistrate Judge E. Clifton Knowles. Signed by Judge E. Clifton Knowles on 10/16/06. (dt) (Entered: 10/16/2006)
10/17/2006	<u>140</u>	MOTION for Leave to to File Motion to Substitute Class Representatives by Nancy Vartan, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. (Attachments: # <u>1</u> Exhibit Proposed Motion to Substitute Class Representatives# <u>2</u> Proposed Order)(Krause, Kent) (Entered: 10/17/2006)
10/19/2006	<u>141</u>	ORDER granting <u>140</u> Motion for Leave to File Motion for Substitution of Class Representatives. Clerk is directed to give Plaintiffs' Motion to Substitute Class Representatives a separate docket entry number. Signed by Judge Robert Echols on 10/19/06. (dt) Modified Text on 10/19/2006 (dt). (Entered: 10/19/2006)
10/19/2006	<u>142</u>	MOTION to Substitute Class Representatives by Plaintiffs. (Attachments: # <u>1</u> Proposed Order)(dt) (Entered: 10/19/2006)
10/30/2006	<u>143</u>	TRANSCRIPT prepared by OCR Cathy Leigh for Fairness Hearing held on 4/12/04 before Judge Echols.(This document is NOT available on-line. Contact the court reporter at 615-726-8697 to purchase a copy) (hv) (Entered: 10/30/2006)
10/30/2006	<u>144</u>	TRANSCRIPT prepared by OCR Cathy Leigh for Proceedings held on 4/12/04 before Judge Echols.(This document is NOT available on-line. Contact the court reporter at 615-726-8697 to purchase a copy) (dt) (Entered: 11/03/2006)
10/31/2006		Minute Entry for proceedings held before Judge E. Clifton Knowles : Settlement Conference held on 10/31/2006. Parties have tentatively agreed upon a proposal, which will be presented to State authorities. Parties will report progress to the Court on 11/13/06. (Knoch, Marcia) (Entered: 11/01/2006)

12/04/2006	<u>145</u>	ORDER: Pursuant to Section VII of the Settlement Agreement quoted within this order, Magistrate Judge Knowles declares an impasse. Pursuant to Judge Echols' Order <u>134</u> , Magistrate Judge Knowles recommends that the case should be reopened and a trial date set. Signed by Judge E. Clifton Knowles on 12/4/06. (dt) (Entered: 12/04/2006)
12/04/2006	<u>146</u>	ORDER OF RECUSAL. Judge E. Clifton Knowles recused. Case reassigned to Judge John S. Bryant for further proceedings. Signed by Judge E. Clifton Knowles on 12/4/06. (dt) (Entered: 12/05/2006)
12/08/2006	<u>147</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. (Attachments: # <u>1</u> Proposed Order)(Krause, Kent) (Entered: 12/08/2006)
12/19/2006	<u>148</u>	AGREED ORDER: Motion for Attorney Fees <u>147</u> is granted. Plaintiffs are awarded attorneys fees and litigation expenses in the amount of \$46,861.45 to be paid by the State of Tennessee. This award shall be in satisfaction of all hours expended and costs incurred in connection with the work of Plaintiffs' counsel during the period from 7/1/06 through 9/30/06. Signed by Judge Robert Echols on 12/19/06. (dt) (Entered: 12/20/2006)
01/17/2007	<u>149</u>	AGREED ORDER SUBSTITUTING CLASS REPRESENTATIVES AND RENAMING TENNESSEE PROTECTION AND ADVOCACY: The parties have agreed that plaintiffs' Complaint may be amended to substitute Lakersko Brown, Katie Blackburn, Matthew McGowan, and Shalyn Kiker as class representatives in place of Beth Ann Brown, Keith Greenwald, Erin McNamara, Shane Mitchell, Derrick Vartan, and Kathryn Wilcox and to substitute Disability Law and Advocacy Center of Tennessee in place of Tennessee Protection and Advocacy, Inc. Signed by Judge Robert Echols on 1/17/07. (dt) (Entered: 01/17/2007)
01/18/2007	<u>150</u>	MOTION for Permission to File Motion for Modification of Settlement Agreement by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. (Attachments: # <u>1</u> Exhibit Exhibit 1 – Motion for Modification of Settlement Agreement# <u>2</u> Exhibit Exhibit 1 – Memorandum# <u>3</u> Exhibit Exhibit A to Motion – June 15, 2004 Settlement Agreement# <u>4</u> Exhibit Exhibit B May 2006 Monthly Report# <u>5</u> Exhibit Exhibit C – Nov 2006 Monthly Report# <u>6</u> Exhibit Exhibit D – June 5 2006 Letter# <u>7</u> Exhibit Exhibit E DMRS Policy# <u>8</u> Exhibit Exhibit F June 2006 Monthly Report)(Krause, Kent) (Entered: 01/18/2007)
01/19/2007	<u>151</u>	MOTION for Leave to File Accompanying Motions by Finance & Administration, Tennessee Department of. (Cooper, Charles) (Entered: 01/19/2007)
01/19/2007	<u>152</u>	MOTION for attorney Charles J. Cooper to Appear Pro Hac Vice by Finance & Administration, Tennessee Department of. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Cooper, Charles) (PHV FEE NOT PAID) Modified Text on 1/22/2007 (dt). (Entered: 01/19/2007)
01/19/2007	<u>153</u>	MOTION for attorney Michael W. Kirk to Appear Pro Hac Vice by Finance & Administration, Tennessee Department of.

		(Attachments: # <u>1</u> Exhibit Certificate of Good Standing)(Cooper, Charles) (PHV FEE PAID on 2/5/07) Modified Text on 1/22/2007 (dt). Modified Text on 2/5/2007 (dt). (Entered: 01/19/2007)
01/19/2007	<u>154</u>	MOTION for Leave to File Excess Pages by Finance & Administration, Tennessee Department of. (Cooper, Charles) (Entered: 01/19/2007)
01/19/2007	<u>155</u>	MOTION to Vacate <i>the Agreed Order Approving the Settlement Agreement and to Dismiss the Case</i> by Finance & Administration, Tennessee Department of. (Cooper, Charles) (Entered: 01/19/2007)
01/19/2007	<u>156</u>	MEMORANDUM in Support of <u>155</u> MOTION to Vacate <i>the Agreed Order Approving the Settlement Agreement and to Dismiss the Case</i> filed by Finance & Administration, Tennessee Department of. (Attachments: # <u>1</u> Exhibit Declaration of Stephen H. Norris)(Cooper, Charles) (Entered: 01/19/2007)
01/22/2007		Note to Filer re DE# 152-156: These documents should have been filed as attachments to the Motion for Leave to File <u>151</u> , not as separate entries. Also, Signed declarations should be filed as separate events, not as attachments to other pleadings. This document does not need to be re-filed unless otherwise directed by the Court. (dt) (Entered: 01/22/2007)
01/25/2007	<u>157</u>	ORDER: Clerk is directed to reopen this case and place it on the active docket. A Status Conference set for 2/5/2007 at 10:30 AM, at which time the parties should be prepared to discuss what, if any, discovery needs to be completed and a final trial date. Signed by Judge Robert Echols on 1/25/07. (dt) (Entered: 01/25/2007)
01/31/2007	<u>158</u>	MOTION for attorney Brian S. Koukoutchos to Appear Pro Hac Vice by Finance & Administration, Tennessee Department of. (Attachments: # <u>1</u> Exhibit Proposed Order)(Cooper, Charles) (PHV FEE PAID on 2/1/07) Modified Text on 1/31/2007 (dt). Modified Text on 2/5/2007 (dt). (Entered: 01/31/2007)
01/31/2007	<u>159</u>	AFFIDAVIT of <i>Brian S. Koukoutchos</i> by Finance & Administration, Tennessee Department of. (Cooper, Charles) (Entered: 01/31/2007)
01/31/2007	<u>160</u>	CERTIFICATE OF GOOD STANDING filed by Finance & Administration, Tennessee Department of. (Cooper, Charles) (Entered: 01/31/2007)
02/01/2007	<u>162</u>	RECEIPT #113373 in the amount of \$75.00 posted by Cooper & Kirk for Brian Koukoutchos, attorney for Finance & Administration, Tennessee Department of, re <u>158</u> Motion to Appear Pro Hac Vice. (dt) (Entered: 02/05/2007)
02/02/2007	<u>161</u>	RESPONSE to Motion re <u>158</u> MOTION for attorney Brian S. Koukoutchos to Appear Pro Hac Vice filed by Nancy Vartan, Katherine Wilcox, Dora Wilcox, Tennessee Protection and Advocacy, Inc., Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Beth Ann Brown, Shelby Brown, Keith Greenwald, Carol Greenwald, Erin McNamara, Betty McNamara, Shane Mitchell, Arlie Mitchell, Derrick Vartan. (Attachments: # <u>1</u> Exhibit A - December 2006 Monthly Report Prepared by Defendant# <u>2</u> Exhibit B - Tennessean Articles of February 10, 2006)(Krause, Kent) (Entered: 02/02/2007)
02/05/2007	<u>163</u>	RECEIPT #113413 in the amount of \$75.00 posted by Michael W. Kirk, attorney for Finance & Administration, Tennessee Department of, re <u>153</u> Motion to Appear Pro Hac Vice. (dt) (Entered: 02/05/2007)



02/05/2007	<u>164</u>	Minute Entry for proceedings held before Judge Robert Echols: Status Conference held on 2/5/2007. Order to enter regarding pending motions and setting response/reply schedule. (Court Reporter Dorothy Stiles.) (dt) (Entered: 02/05/2007)
02/09/2007	<u>165</u>	ORDER: Several motions are pending, which the Court addressed at a status conference held on 2/5/07. Consistent with the Court's oral statements from the bench, the Court rules as follows: Plaintiffs' Motion for Permission to File Motion for Modification of Settlement Agreement <u>150</u> is Granted. The Clerk is directed to file under separate docket entry numbers (a) Plaintiffs' Motion For Modification of Settlement Agreement with Exhibits A through F and (b) Plaintiffs' Memorandum In Support Of Motion For Modification Of Settlement Agreement, all of which are attached to Docket Entry No. 150. Defendant shall file their response by 3/9/07. Defendants' Motion for Leave to File accompanying Motions <u>151</u> is Granted. Plaintiffs shall file their response to Defendants' Motion to Vacate the Agreed Order Approving Settlement Agreement and to Dismiss the case by 3/9/07. The Court Reserves it Ruling on the Motions to Appear Pro Hac Vice <u>152</u> , <u>153</u> , <u>158</u> . Defendants may file any reply to Plaintiffs' response to Motion for Pro Hac Vice Status of Brian Koukoutchos, by 2/16/07. Defendants' Motion for Leave to File Excess Pages <u>154</u> is Granted. Due to the recent substitution of parties, all pleadings filed in the future shall use the caption as shown in this Order. Signed by Judge Robert Echols on 2/9/07. (dt) Modified Text on 2/12/2007 (dt). (Entered: 02/12/2007)
02/09/2007	<u>166</u>	MOTION for Modification of Settlement Agreement filed by Plaintiffs. (Attachments: # <u>1</u> Exhibit A–June 15, 2004 Settlement Agreement# <u>2</u> Exhibit B–May 2006 Monthly Report# <u>3</u> Exhibit C–Nov 2006 Monthly Report# <u>4</u> Exhibit D–June 5 2006 Letter# <u>5</u> Exhibit E–DMRS Policy# <u>6</u> Exhibit F–June 2006 Monthly Report)(dt) (Entered: 02/12/2007)
02/09/2007	<u>167</u>	MEMORANDUM in Support of <u>166</u> MOTION for Modification of Settlement Agreement filed by Plaintiffs.(dt) (Entered: 02/12/2007)
02/14/2007	<u>168</u>	Joint MOTION for Attorney Fees <i>and Expenses</i> by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Attachments: # <u>1</u> Proposed Order)(Krause, Kent) (Entered: 02/14/2007)
02/16/2007	<u>169</u>	REPLY to Response to Motion re <u>158</u> MOTION for attorney Brian S. Koukoutchos to Appear Pro Hac Vice filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) (Entered: 02/16/2007)
02/16/2007	<u>170</u>	DECLARATION of Stephen H. Norris – Revised filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) (Entered: 02/16/2007)
02/26/2007	<u>171</u>	TRANSCRIPT prepared by OCR Dorothy Stiles for Proceedings held on 2/5/07 before Judge Echols.(This document is NOT available on–line. Contact the court reporter at 615–330–1764 to purchase a copy) (dt) (Entered: 02/28/2007)
03/09/2007	<u>172</u>	RESPONSE in Opposition re <u>166</u> MOTION for Modification of Settlement Agreement filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser,

		Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) (Entered: 03/09/2007)
03/09/2007	<u>173</u>	MOTION to Amend/Correct <i>Complaint</i> by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 03/09/2007)
03/09/2007	<u>174</u>	MEMORANDUM in Support of <u>173</u> MOTION to Amend/Correct <i>Complaint</i> filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 03/09/2007)
03/09/2007	<u>175</u>	RESPONSE to Motion re <u>155</u> MOTION to Vacate <i>the Agreed Order Approving the Settlement Agreement and to Dismiss the Case</i> filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Attachments: # <u>1</u> Exhibit A – CMS letter of 12/27/04 re HCBS Waiver# <u>2</u> Exhibit B – CMS letter of 6/30/06 re HCBS Waiver Amendment# <u>3</u> Exhibit C – State Request for Amendment of HCBS Waiver – cover page 3/30/06# <u>4</u> Exhibit D – CMS letter of 12/27/04 re Self Determination Waiver# <u>5</u> Exhibit E – CMS letter of 6/30/06 re Self Determination Waiver Amendment# <u>6</u> Exhibit F – State Request Amendment of Self Determination Waiver – cover page 3/30/06# <u>7</u> Exhibit G – June 2004 Monthly Report, page 3# <u>8</u> Exhibit H – March 2006 Monthly Report, page 4# <u>9</u> Exhibit I – December 2006 Monthly Report, page 5# <u>10</u> Exhibit J – CMS letter of 1/10/01 re Olmstead Update #4)(Krause, Kent) (Entered: 03/09/2007)
03/09/2007	<u>176</u>	MEMORANDUM in Support of <u>175</u> Response to Motion,,, filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 03/09/2007)
03/12/2007	<u>177</u>	AGREED ORDER: Joint Motion for Attorney Fees <u>168</u> is granted. Signed by Judge Robert Echols on 3/12/07. (dt) (Entered: 03/12/2007)
03/16/2007	<u>178</u>	REPLY to Response to Motion re <u>166</u> MOTION for Modification of Settlement Agreement filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Attachments: # <u>1</u> Exhibit A – Norris Depo of 10–4–06, pp 162–163; 166–177; 181# <u>2</u> Exhibit B – Monthly Report, page 5# <u>3</u> Exhibit C – Press Release "Rainy Day Fund"# <u>4</u> Exhibit D – Press Release "February Revenues"# <u>5</u> Exhibit E – Norris Deposition of 9–15–06, pp 87–88; 106–107)(Krause, Kent) (Entered: 03/16/2007)
03/16/2007	<u>179</u>	REPLY to Response to Motion re <u>155</u> MOTION to Vacate <i>the Agreed Order Approving the Settlement Agreement and to Dismiss the Case</i> filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) (Entered: 03/16/2007)

03/23/2007	<u>180</u>	RECEIPT #114113 in the amount of \$75.00 posted by Cooper & Kirk for Charles Cooper, atty for Finance & Administration, Tennessee Department of re <u>152</u> Motion to Appear Pro Hac Vice. (dt) (Entered: 03/23/2007)
04/13/2007	<u>181</u>	ORDER: The Motions filed by Charles Cooper and Michael Kirk, for the law firm Cooper & Kirk, PLLC, <u>152</u> <u>153</u> are Granted on the ground that such Motions comply with Local Rule 83.01(d). Mr. Cooper and Mr. Kirk are permitted to appear in this case pro hac vice on behalf of the Defendants. Plaintiffs' objection to the admission of Mr. Koukoutchos is overruled. The authority to admit an attorney to practice before the bar is within the discretion of the district court. The Motion for Leave to Appear Pro Hac Vice <u>158</u> filed by Brian S. Koukoutchos is Granted. Signed by Judge Robert Echols on 4/13/07. (dt) Modified Text on 4/19/2007 (dt). (Entered: 04/13/2007)
05/07/2007	<u>182</u>	MOTION for Permanent Injunction by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Attachments: # <u>1</u> Exhibit A – September 14, 2006 and October 9, 2006 Settlement Proposal Letters from Office of Attorney General designated "Confidential – for Settlement Purposes Only")(Krause, Kent) (Entered: 05/07/2007)
05/09/2007	<u>183</u>	MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Attachments: # <u>1</u> Exhibit A – June 15, 2004 Settlement Agreement # <u>2</u> Exhibit B – Annual Report for FY 2005 prepared by Defendant # <u>3</u> Exhibit C – Annual Report for FY 2006 prepared by Defendant # <u>4</u> Exhibit D – May 2005 Monthly Report prepared by Defendant # <u>5</u> Exhibit E – March 2007 Monthly Report prepared by the Defendant # <u>6</u> Exhibit F – Declaration of Stephen H. Norris)(Krause, Kent) (Entered: 05/09/2007)
05/09/2007	<u>184</u>	MEMORANDUM in Support of <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 05/09/2007)
05/10/2007		Note to Filer re Docket Entry No. 183: Signed affidavits/declarations should be filed as separate events, not as attachments to other pleadings. This document does not need to be re-filed unless otherwise directed by the Court. (dt) (Entered: 05/10/2007)
05/16/2007	<u>185</u>	MOTION to Suspend Briefing <i>on Plaintiffs' Motion for Specific Performance</i> by Finance & Administration, Tennessee Department of. (Cooper, Charles) (Entered: 05/16/2007)
05/18/2007	<u>186</u>	RESPONSE to Motion re <u>185</u> MOTION to Suspend Briefing <i>on Plaintiffs' Motion for Specific Performance for Non-Compliance with Settlement Agreement</i> filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 05/18/2007)
05/21/2007	<u>187</u>	RESPONSE in Opposition re <u>182</u> MOTION for Permanent Injunction filed by Finance & Administration, Tennessee

		Department of. (Cooper, Charles) (Entered: 05/21/2007)
06/11/2007	<u>188</u>	ORDER granting <u>185</u> Motion Suspend Briefing on Plaintiffs' Motion for Specific Performance. Briefing on Plaintiff's Motion for Order for Specific Performance for Non-Compliance with Settlement Agreement <u>183</u> is hereby suspended until the Court has ruled on Defendants' Motion to Vacate the Settlement Agreement and to Dismiss the Case <u>155</u> . Signed by Judge Robert Echols on 6/11/07. (dt) (Entered: 06/11/2007)
06/28/2007	<u>189</u>	ORDER: Counsel for the parties shall appear to present oral argument on these pending Motions <u>155</u> , <u>166</u> , <u>173</u> & <u>182</u> on 8/30/2007 at 01:00 PM. Signed by Judge Robert Echols on 6/28/07. (dt) (Entered: 06/28/2007)
07/12/2007	<u>190</u>	MOTION to Substitute Attorney by Lakersko Brown. (Housepian, Gary) (Entered: 07/12/2007)
07/12/2007	<u>191</u>	DECLARATION of Gary D. Housepian filed by Lakersko Brown re: <u>190</u> MOTION to Substitute Attorney. (Attachments: # <u>1</u> Exhibit Letter to class representative McGowan# <u>2</u> Exhibit Letter to Class Representative Voss# <u>3</u> Exhibit Letter to Class Representative Blackburn# <u>4</u> Exhibit Letter to Class Representative Kiker)(Housepian, Gary) (Entered: 07/12/2007)
07/12/2007	<u>192</u>	DECLARATION of Martha M. Lafferty filed by Lakersko Brown re: <u>190</u> MOTION to Substitute Attorney. (Housepian, Gary) (Entered: 07/12/2007)
07/12/2007	<u>193</u>	DECLARATION of Sherry A. Wilds filed by Lakersko Brown re: <u>190</u> MOTION to Substitute Attorney. (Housepian, Gary) (Entered: 07/12/2007)
07/26/2007	<u>194</u>	NOTICE of Change of Address by Charles J. Cooper (Cooper, Charles) (Entered: 07/26/2007)
08/14/2007	<u>195</u>	SUPPLEMENT filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell re <u>166</u> Motion for Miscellaneous Relief,. (Attachments: # <u>1</u> Exhibit G – June 2007 Monthly Report)(Krause, Kent) (Entered: 08/14/2007)
08/15/2007	<u>196</u>	NOTICE to Remove Counsel from Certificate of Service by Community Rehabilitation Agencies of Tennessee (Hubbard, William) Modified Text on 8/16/2007 (dt). (Entered: 08/15/2007)
08/16/2007		Note to Filer re DE# 196: This document should have been filed using the "Notice (other)" event. This document does not need to be re-filed unless otherwise directed by the Court. (dt) (Entered: 08/16/2007)
08/21/2007	<u>197</u>	ORDER granting <u>190</u> Motion to Substitute Attorney. Mr. Housepian is hereby allowed to withdraw as counsel of record for the Plaintiff class. Attorney Gary D. Housepian terminated. Martha M. Lafferty and Sherry A. Wilds are hereby substituted as counsel of record for said class and shall participate in Oral Argument on 8/30/07 <u>189</u> . Signed by Judge Robert Echols on 8/21/07. (dt) (Entered: 08/21/2007)
09/08/2007	<u>198</u>	Minute Entry for proceedings held before Judge Robert Echols: Oral Argument held on 8/31/07. Motions <u>155</u> <u>166</u> <u>173</u> <u>182</u> taken under advisement. Order to enter. (Court Reporter Charlotte Sloan.) (jb) (Entered: 09/10/2007)
09/12/2007	<u>199</u>	MEMORANDUM AND OPINION. Signed by Judge Robert Echols on 9/12/07. (dt) (Entered: 09/13/2007)

09/12/2007	<u>200</u>	ORDER: In accordance with the Memorandum entered contemporaneously herewith, the Court rules as follows: Defendants' Motion To Vacate The Agreed Order Approving The Settlement Agreement And To Dismiss The Case <u>155</u> is Denied. Plaintiffs' Motion to Amend the Complaint <u>173</u> is Denied. Plaintiffs' Motion For Modification Of Settlement Agreement <u>166</u> is Denied. Plaintiffs' Motion For Injunction <u>182</u> . Plaintiffs may amend or supplement their pending Motion For An Order For Specific Performance For Non-Compliance With Settlement Agreement <u>183</u> by 9/21/07. All discovery on Plaintiffs' amended or supplemented Motion For An Order For Specific Performance For Non-Compliance With Settlement Agreement shall be completed by 11/21/07. Defendants will file to Plaintiffs' amended or supplemented Motion for An Order For Specific Performance for Non-Compliance with Settlement Agreement by 12/7/07. Plaintiffs may file a reply by 12/19/07. The Court will hold a hearing on the amended or supplemented Motion For An Order For Specific Performance For Non-Compliance With Settlement Agreement on Friday, 1/4/08, at 9:00 a.m. Signed by Judge Robert Echols on 9/12/07. (dt) (Entered: 09/13/2007)
09/17/2007	<u>201</u>	NOTICE OF APPEAL as to <u>200</u> Order by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Attachments: # <u>1</u> Exhibit A – Order and Memorandum)(Cooper, Charles) Modified text on 9/18/2007 (km, ). (Entered: 09/17/2007)
09/17/2007	<u>202</u>	MOTION to Stay re <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement, <u>199</u> Memorandum & Opinion by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) (Entered: 09/17/2007)
09/18/2007	<u>203</u>	USCA Appeal Fees received \$ 455 receipt number 100 116454 re <u>201</u> Notice of Appeal, filed by Finance & Administration, Tennessee Department of, Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Warren C. Neel, (km, ) (Entered: 09/19/2007)
09/21/2007	<u>204</u>	MOTION for Extension of Time to Amend <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement by Lakersko Brown. (Lafferty, Martha) (Entered: 09/21/2007)
09/21/2007	<u>205</u>	MOTION to Strike <u>201</u> Notice of Appeal, by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 09/21/2007)
09/21/2007	<u>206</u>	MEMORANDUM in Support of <u>205</u> MOTION to Strike <u>201</u> Notice of Appeal, filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 09/21/2007)
09/21/2007	<u>207</u>	MEMORANDUM in Support of <u>204</u> MOTION for Extension of Time to Amend <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement filed by Lakersko Brown. (Lafferty, Martha) (Entered: 09/21/2007)
09/21/2007	<u>208</u>	RESPONSE in Opposition re <u>202</u> MOTION to Stay re <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement, <u>199</u> Memorandum

		&Opinion filed by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 09/21/2007)
09/21/2007	<u>209</u>	MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement by Lakersko Brown. (Attachments: # <u>1</u> Exhibit Exhibit A# <u>2</u> Exhibit Exhibit B# <u>3</u> Exhibit Exhibit C# <u>4</u> Exhibit Exhibit D# <u>5</u> Exhibit Exhibit E# <u>6</u> Exhibit Exhibit F# <u>7</u> Exhibit Exhibit G# <u>8</u> Exhibit Exhibit H# <u>9</u> Exhibit Exhibit I)(Wilds, Sherry) (Entered: 09/21/2007)
09/21/2007	<u>210</u>	MEMORANDUM in Support of <u>209</u> MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement filed by Lakersko Brown. (Wilds, Sherry) (Entered: 09/21/2007)
09/26/2007	<u>211</u>	ORDER denying <u>205</u> Motion to Strike Notice of Appeal, denying Motion to Stay Pending Appeal <u>202</u> , and granting <u>204</u> Motion for Extension of Time to Amend the Motion for an Order for Specific Performance for Non-compliance with the Settlement Agreement. Pltfs may submit any additional evidence in support of the pending mtn no later than 11-7-07. Signed by Judge Robert Echols on 9/26/07. (mk, ) (Entered: 09/26/2007)
09/27/2007	<u>212</u>	AMENDED NOTICE OF APPEAL as to <u>200</u> Order and <u>199</u> Memorandum &Opinion by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance &Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) Modified text on 9/28/2007 (km, ). (Entered: 09/27/2007)
10/10/2007	<u>213</u>	TRANSCRIPT prepared by OCR Dorothy Stiles for Proceedings held on 8/30/07 before Judge Echols.(This document is NOT available on-line. Contact the court reporter at 615-330-1764 to purchase a copy) (dt) (Entered: 10/10/2007)
10/23/2007	<u>214</u>	MOTION to Set Case for Trial by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Attachments: # <u>1</u> Exhibit 1 - Letters Between CMS and the Department of Finance and Administration)(Krause, Kent) (Entered: 10/23/2007)
10/26/2007	<u>215</u>	MOTION for Attorney Fees by Lakersko Brown. (Attachments: # <u>1</u> Exhibit Exhibit A to Fee Motion)(Lafferty, Martha) (Entered: 10/26/2007)
10/26/2007	<u>216</u>	MEMORANDUM in Support of <u>215</u> MOTION for Attorney Fees filed by Lakersko Brown. (Lafferty, Martha) (Entered: 10/26/2007)
11/06/2007	<u>217</u>	RESPONSE to <u>214</u> MOTION to Set Case for Trial filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance &Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) Modified Text on 11/7/2007 (dt). (Entered: 11/06/2007)
11/07/2007	<u>218</u>	Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement by Lakersko Brown. (Attachments: # <u>1</u> Exhibit Exhibit A# <u>2</u> Exhibit Exhibit B# <u>3</u> Exhibit Exhibit C# <u>4</u> Exhibit Exhibit D# <u>5</u> Exhibit Exhibit E)(Lafferty, Martha) (Entered: 11/07/2007)

11/07/2007	<u>219</u>	Additional Attachments to Main Document re: <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement. (Attachments: # <u>1</u> Exhibit Exhibit F# <u>2</u> Exhibit Exhibit G# <u>3</u> Exhibit Exhibit H# <u>4</u> Exhibit Exhibit I# <u>5</u> Exhibit Exhibit J# <u>6</u> Exhibit Exhibit K)(Lafferty, Martha) (Entered: 11/07/2007)
11/07/2007	<u>220</u>	Additional Attachments to Main Document re: <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement. (Attachments: # <u>1</u> Exhibit Exhibit L# <u>2</u> Exhibit Exhibit M# <u>3</u> Exhibit Exhibit N# <u>4</u> Exhibit Exhibit O# <u>5</u> Exhibit Exhibit P# <u>6</u> Exhibit Exhibit Q)(Lafferty, Martha) (Entered: 11/07/2007)
11/07/2007	<u>221</u>	Additional Attachments to Main Document re: <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement. (Attachments: # <u>1</u> Exhibit Exhibit R# <u>2</u> Exhibit Exhibit S# <u>3</u> Exhibit Exhibit T# <u>4</u> Exhibit Exhibit U# <u>5</u> Exhibit Exhibit V# <u>6</u> Exhibit Exhibit W)(Lafferty, Martha) (Entered: 11/07/2007)
11/07/2007	<u>222</u>	Additional Attachments to Main Document re: <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement. (Attachments: # <u>1</u> Exhibit Exhibit X# <u>2</u> Exhibit Exhibit Y# <u>3</u> Exhibit Exhibit Z)(Lafferty, Martha) (Entered: 11/07/2007)
11/07/2007	<u>223</u>	MEMORANDUM in Support of <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement filed by Lakersko Brown. (Lafferty, Martha) (Entered: 11/07/2007)
11/08/2007	<u>224</u>	MOTION for Extension of Time to File Response as to <u>215</u> MOTION for Attorney Fees by Finance & Administration, Tennessee Department of. (Dycus, Dianne) Modified Text on 11/8/2007 (dt). (Entered: 11/08/2007)
11/08/2007	<u>225</u>	NOTICE of Filing by Lakersko Brown re <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement (Attachments: # <u>1</u> Exhibit Redacted Exhibit V# <u>2</u> Exhibit Redacted Exhibit W)(Lafferty, Martha) (Entered: 11/08/2007)
11/08/2007	<u>226</u>	MOTION for Leave to File Document Under Seal by Lakersko Brown. (Lafferty, Martha) (Entered: 11/08/2007)
11/19/2007		USCA Case Number 07-6325 for <u>212</u> Notice of Appeal, filed by Finance & Administration, Tennessee Department of, Warren C. Neel, Elisabeth Rukeyser, Tennessee Department of Mental Health

		and Developmental Disabilities and assignment of Mary Patterson as case mgr (mk) (Entered: 11/19/2007)
11/19/2007	<u>227</u>	MOTION for Leave to To File Reply to Response to <u>214</u> Motion to Set Case for Trial, by Lakersko Brown. (Attachments: # <u>1</u> Plaintiffs' Reply Motion to Set)(Wilds, Sherry) Modified Text on 11/20/2007 (dt). (Entered: 11/19/2007)
11/20/2007	<u>228</u>	NOTICE of Filing by Lakersko Brown re <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement AgreementSecond MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement (Attachments: # <u>1</u> Exhibit J-Late Filed Excerpts of Deposition of Stephen Norris, 10/29/07 # <u>2</u> Exhibit K-Late Filed Excerpts of Deposition of Stephen Norris, 10/30/07)(Wilds, Sherry) Modified Text on 11/20/2007 (dt). (Entered: 11/20/2007)
11/30/2007	<u>229</u>	RESPONSE in Opposition re <u>215</u> MOTION for Attorney Fees filed by Finance & Administration, Tennessee Department of. (Attachments: # <u>1</u> Exhibit A, Summary of Hours Related to pro hac vice Motion# <u>2</u> Exhibit B, Summary of Hours Related to Motion for Injunction# <u>3</u> Exhibit C, Summary of Hours Related to Motion to Modify Settlement Agreement# <u>4</u> Exhibit D, Summary of Hours Related to Motion to Amend# <u>5</u> Exhibit E, Summary of Hours Related to Consultants# <u>6</u> Exhibit F, Summary of Hours Related to Survey# <u>7</u> Exhibit G, Summary of Hours Related to Individual Class Members# <u>8</u> Exhibit H, Summary of Hours Related to Clerical Work# <u>9</u> Exhibit I, Summary of Hours Related to Research and Writing# <u>10</u> Exhibit J, Summary of Hours Related to Motion to Vacate# <u>11</u> Exhibit K, Summary of Hours Related to Motion for Specific Performance)(Dycus, Dianne) (Entered: 11/30/2007)
12/03/2007		Note to Filer re DE #229: There are no footers on the exhibits. These documents do not need to be re-filed unless otherwise directed by the Court. (km) (Entered: 12/03/2007)
12/07/2007	<u>230</u>	RESPONSE in Opposition re <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Attachments: # <u>1</u> Exhibit A: Policy No. 04.300.10.13# <u>2</u> Exhibit B: 8-5-04 Memo# <u>3</u> Exhibit C: 2-16-05 Memo# <u>4</u> Exhibit D: 7-11-05 Memo# <u>5</u> Exhibit E: DMRS Summary of Budgets# <u>6</u> Exhibit F: DMRS Annual Report FY 2005# <u>7</u> Exhibit G: DMRS Annual Report from 7-1-05 to 6-30-06# <u>8</u> Exhibit H: Interim Services to Brown Class Members# <u>9</u> Exhibit I: Blueprint Workplan)(Cooper, Charles) (Entered: 12/07/2007)
12/07/2007	<u>231</u>	DECLARATION of Stephen H. Norris filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Attachments: # <u>1</u> Exhibit A: Policy No. 04.300.10.13# <u>2</u> Exhibit B: 8-5-04 Memo# <u>3</u> Exhibit C: 2-16-05 Memo# <u>4</u> Exhibit D: 7-11-05 Memo# <u>5</u> Exhibit E: DMRS Summary of Budgets# <u>6</u> Exhibit F: DMRS Annual Report FY 2005# <u>7</u> Exhibit G: DMRS Annual Report from 7-1-05 to 6-30-06# <u>8</u> Exhibit H: Interim Services to Brown Class Members# <u>9</u> Exhibit I: Blueprint Workplan)(Cooper, Charles) (Entered: 12/07/2007)
12/19/2007	<u>232</u>	REPLY to Response to Motion re <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific



		Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement filed by Lakersko Brown. (Attachments: # <u>1</u> Exhibit A CDS Draft Policy# <u>2</u> Exhibit B Declaration of Carter# <u>3</u> Exhibit C Marcellino Declaration# <u>4</u> Exhibit D 6/10/05 Latham Memo# <u>5</u> Exhibit E 4/14/05 Correspondence# <u>6</u> Exhibit F First Set Excel Totals)(Lafferty, Martha) (Entered: 12/19/2007)
12/19/2007	<u>233</u>	Additional Attachments to Main Document re: <u>232</u> Reply to Response to Motion,,. (Attachments: # <u>1</u> Exhibit G Second Set Excel Totals# <u>2</u> Exhibit H Deposition Linda Maurice# <u>3</u> Exhibit Late Filed Exhibit I# <u>4</u> Exhibit J Excerpts 10/29 Norris Depo# <u>5</u> Exhibit K Excerpts 10/30 Norris Depo# <u>6</u> Exhibit L 12/4/07 Correspondence# <u>7</u> Exhibit M Collection of Correspondence)(Lafferty, Martha) (Entered: 12/19/2007)
12/20/2007	<u>234</u>	NOTICE of Filing by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell re <u>232</u> Reply to Response to Motion,, <u>233</u> Additional Attachments to Main Document, <i>Late Exhibit I to Reply Memorandum in Support of Plaintiffs' Motion for Specific Performance</i> (Attachments: # <u>1</u> Exhibit I-1 (Maurice Deposition Exhibits)# <u>2</u> Exhibit I-2 (Maurice Deposition Exhibits)# <u>3</u> Exhibit I-3 (Maurice Deposition Exhibits)# <u>4</u> Exhibit I-4 (Maurice Deposition Exhibits)# <u>5</u> Exhibit I-5 (Maurice Deposition Exhibits)# <u>6</u> Exhibit I-6 (Maurice Deposition Exhibits)# <u>7</u> Exhibit I-7 (Maurice Deposition Exhibits))(Krause, Kent) (Entered: 12/20/2007)
12/21/2007	<u>235</u>	Joint MOTION Requesting Permission to File a Reply and Sur-Reply Regarding Plaintiffs' Motion for Fees, Expenses and Costs by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Attachments: # <u>1</u> Proposed Order Permitting Filing of a Reply and Sur-Reply Regarding Plaintiffs' Motion for Fees, Expenses and Costs)(Krause, Kent) (Entered: 12/21/2007)
12/26/2007	<u>236</u>	ORDER: The hearing on Motion For An Order For Specific Performance For Noncompliance With Settlement Agreement scheduled for Friday, 1/4/08, is continued and will be reset by separate order. Signed by Judge Robert Echols on 12/26/07. (jb) (Entered: 12/26/2007)
01/07/2008	<u>237</u>	ORDER Setting Hearing on <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement: Hearing is set for 1/23/2008 at 09:00 AM before Senior Judge Robert Echols. Signed by Judge Robert Echols on 1/5/08. (dt) (Entered: 01/07/2008)
01/09/2008	<u>238</u>	ORDER granting <u>227</u> Motion for Leave to file Reply to Defts' Response to Motion to Set Case for Trial. Signed by Judge Robert Echols on 1/9/08. (km) (Entered: 01/10/2008)
01/09/2008	<u>240</u>	AGREED ORDER granting Joint Motion requesting permission to file a reply and sur-reply regarding pltf's motion for fees, expenses and costs <u>235</u> is granted. Signed by Judge Robert Echols on 1/8/08. (km) (Entered: 01/10/2008)
01/10/2008	<u>239</u>	PLAINTIFFS' REPLY to Response to <u>214</u> MOTION to Set Case for Trial (km) (Entered: 01/10/2008)
01/18/2008	<u>241</u>	REPLY to Response to Motion re <u>215</u> MOTION for Attorney Fees filed by Lakersko Brown. (Attachments: # <u>1</u> Exhibit A

		Documentation of Fees/Costs)(Lafferty, Martha) (Entered: 01/18/2008)
01/22/2008	<u>242</u>	ORDER granting <u>226</u> Motion for Leave to File Document Under Seal. Clerk is directed to seal the pleadings (Docket Entry Nos. 221-5 and 221-6) which the Plaintiffs filed on 11/7/07. Signed by Judge Robert Echols on 1/22/08. (dt) (Entered: 01/22/2008)
01/22/2008	<u>243</u>	ORDER: Pltfs' Motion for an order for specific performance for non-compliance with settlement agreement <u>183</u> is denied as moot. First Motion for an order for specific performance for non-compliance with settlement agreement <u>209</u> is denied as moot. Second MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement <u>218</u> is reserved for ruling following the hearing set for 1/23/08. Signed by Judge Robert Echols on 1/22/08. (km) (Entered: 01/23/2008)
01/23/2008	<u>244</u>	NOTICE of Filing by Finance & Administration, Tennessee Department of <i>Late-Filed Exhibit 2</i> (Attachments: # <u>1</u> Exhibit 2--Blueprint Workplan Revised Dec.25, 2007)(Dycus, Dianne) (Entered: 01/23/2008)
01/24/2008	<u>245</u>	NOTICE of Filing by Lakersko Brown re <u>218</u> Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement Second MOTION to Amend/Correct <u>183</u> MOTION for an Order for Specific Performance for Non-Compliance with Settlement Agreement (Attachments: # <u>1</u> Exhibit 1 Excerpts Norris Deposition Oct 30)(Lafferty, Martha) (Entered: 01/24/2008)
02/01/2008	<u>246</u>	SURREPLY in Opposition to <u>215</u> MOTION for Attorney Fees, Expenses and Costs filed by Finance & Administration, Tennessee Department of. (Dycus, Dianne) Modified Text on 2/4/2008 (dt). (Entered: 02/01/2008)
02/11/2008	<u>247</u>	ORDER of USCA as to <u>212</u> AMENDED Notice of Appeal, filed by Finance & Administration, Tennessee Department of, Warren C. Neel, Elisabeth Rukeyser, Tennessee Department of Mental Health and Developmental Disabilities. Pltfs' motion to dismiss is denied. Case no. 07-6325 is dismissed as duplicative of Case No. 07-6163. (km) (Entered: 02/11/2008)
02/11/2008	<u>248</u>	Minute Entry for proceedings held before Judge Robert Echols : Hearing on Motion for an order for specific performance for non-compliance with settlement agreement <u>218</u> held 1/23/08. Exhibit list to be filed. Matter taken under advisement. (Court Reporter Becky Cole.) (km) (Entered: 02/12/2008)
02/11/2008	<u>249</u>	WITNESS/EXHIBIT LIST prepared by Deputy Clerk. re: <u>248</u> Motion Hearing held 1/23/08.(km) (Entered: 02/12/2008)
07/08/2008	<u>250</u>	MEMORANDUM AND OPINION. Signed by Senior Judge Robert Echols on 7/8/08. (dt) (Entered: 07/08/2008)
07/08/2008	<u>251</u>	ORDER: In accordance with the Memorandum entered contemporaneously herewith, Plaintiffs' Second Amended Motion For An Order For Specific Performance For Non-Compliance With Settlement Agreement <u>218</u> is hereby DENIED. Signed by Senior Judge Robert Echols on 7/8/08. (dt) (Entered: 07/08/2008)
07/08/2008	<u>252</u>	ORDER: Plaintiff's Motion to Set Case for Trial <u>214</u> is Granted. The case is hereby REFERRED to the Magistrate Judge to hold a status conference with counsel for the parties, enter a Case Management Order, and set the case for trial on years three (3) through five (5) of the Settlement Agreement. Signed by Senior Judge Robert Echols on 7/8/08. (dt) (Entered: 07/08/2008)

07/17/2008	<u>253</u>	ORDER SETTING CASE MANAGEMENT CONFERENCE: Case Management Conference set for 7/30/2008 at 10:00 AM in Courtroom 776 before Magistrate Judge John S. Bryant. Proposed case management order shall be filed by 7/28/08. Signed by Magistrate Judge John S. Bryant on 7/17/08. (km) (Entered: 07/18/2008)
07/23/2008	<u>254</u>	MOTION to Continue <i>Case Management Conference</i> by Nancy Vartan, Dora Wilcox, Lakersko Brown, Katie Blackburn, Matthew McGowan, Shalyn Kiker, Disability Law and Advocacy Center of Tennessee, Shelby Brown, Carol Greenwald, Betty McNamara, Arlie Mitchell. (Krause, Kent) (Entered: 07/23/2008)
07/23/2008	<u>255</u>	ORDER: Plaintiffs' MOTION to Continue Case Management Conference <u>254</u> is Granted. Case Management Conference is reset for 8/25/08 at 1:30 p.m. Counsel are hereby reminded that prior to this conference they shall confer and submit a proposed case management order containing appropriate pretrial deadlines governing the progress of this case toward a trial. This proposed case management order shall be filed on or before the end of business on 8/21/08. Signed by Magistrate Judge John S. Bryant on 7/23/08. (dt) (Entered: 07/24/2008)
07/30/2008	<u>256</u>	ORDER: Plaintiffs' Motion for Attorney Fees <u>215</u> , as currently formulated, is Denied without prejudice to Plaintiffs' right to file a renewed motion that complies with this Order within 20 days. Any response to such renewed motion by the Defendants, and any reply by the Plaintiffs will be filed in accordance with the Local Rules. Signed by Senior Judge Robert Echols on 7/30/08. (dt) (Entered: 07/30/2008)
08/19/2008	<u>257</u>	First MOTION to Amend <u>215</u> MOTION for Attorney Fees by Lakersko Brown. (Attachments: # <u>1</u> Exhibit A Plaintiffs' Attorneys' Fees, Costs, and Expenses, # <u>2</u> Exhibit B Documentation of Costs and Expenses, # <u>3</u> Exhibit C Declarations)(Wilds, Sherry) Modified Text on 9/3/2008 (dt). (Entered: 08/19/2008)
08/19/2008	<u>258</u>	MEMORANDUM in Support of <u>257</u> First MOTION to Amend/Correct <u>216</u> Memorandum in SupportFirst MOTION to Amend/Correct <u>216</u> Memorandum in Support filed by Lakersko Brown. (Wilds, Sherry) (Entered: 08/19/2008)
08/21/2008	<u>259</u>	PROPOSED CASE MANAGEMENT ORDER filed by Lakersko Brown. (Lafferty, Martha) (Entered: 08/21/2008)
08/25/2008	<u>260</u>	Minute Entry for proceedings held before Magistrate Judge John S. Bryant: Case Management Conference held on 8/25/2008. ICM Order to Enter (Tape #2008-29.) (dt) (Entered: 08/25/2008)
08/25/2008	<u>261</u>	JOINT CASE MANAGEMENT ORDER: Discovery due by 10/31/2008. Dispositive Motions due by 11/21/2008. Signed by Magistrate Judge John S. Bryant on 8/25/08. (dt) (Entered: 08/25/2008)
09/02/2008	<u>262</u>	RESPONSE in Opposition to <u>257</u> First MOTION to Amend <u>215</u> MOTION for Attorney Fees filed by Finance & Administration, Tennessee Department of. (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)(Dycus, Dianne) Modified Text on 9/3/2008 (dt). (Entered: 09/02/2008)
09/16/2008	<u>263</u>	REPLY to Response to Motion re <u>257</u> First MOTION to Amend/Correct <u>216</u> Memorandum in SupportFirst MOTION to Amend/Correct <u>216</u> Memorandum in Support filed by Lakersko Brown. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Wilds, Sherry) (Entered: 09/16/2008)

10/07/2008	<u>264</u>	ORDER: Judge Echols' Chambers has advised the Magistrate Judge's office that this case is set for a one to two-day nonjury trial on 4/28/09, at 9:00 a.m., with a final pretrial conference on 3/30/09 at 1:00 p.m. Judge Echols will issue a separate order setting out his requirements for both the trial and final pretrial conference at a later date. Signed by Magistrate Judge John S. Bryant on 10/7/08. (dt) (Entered: 10/07/2008)
11/05/2008	<u>265</u>	NOTICE of Filing by Finance & Administration, Tennessee Department of <i>Declaration of Dave Goetz</i> (Attachments: # <u>1</u> Exhibit Declaration of Dave Goetz)(Dycus, Dianne) (Entered: 11/05/2008)
11/06/2008		Note to Filer re Docket Entry No. 265: A signed declaration should be filed as a separate event, not as an attachment to a pleading. This document does not need to be re-filed unless otherwise directed by the Court. (dt) (Entered: 11/06/2008)
11/21/2008	<u>266</u>	MOTION for Summary Judgment by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) (Entered: 11/21/2008)
11/21/2008	<u>267</u>	CONCISE STATEMENT of Material Facts in support of <u>266</u> Motion for Summary Judgment filed by Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) Modified Text on 11/24/2008 (dt). (Entered: 11/21/2008)
11/21/2008	<u>268</u>	MEMORANDUM in Support of <u>266</u> MOTION for Summary Judgment filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) (Entered: 11/21/2008)
11/21/2008	<u>269</u>	MOTION for Summary Judgment by Lakersko Brown. (Lafferty, Martha) (Entered: 11/21/2008)
11/21/2008	<u>270</u>	MEMORANDUM in Support of <u>269</u> MOTION for Summary Judgment filed by Lakersko Brown. (Lafferty, Martha) (Entered: 11/21/2008)
11/21/2008	<u>271</u>	STATEMENT of Undisputed Facts filed by Lakersko Brown in support of <u>269</u> Motion for Summary Judgment. (Lafferty, Martha) Modified Text on 11/24/2008 (dt). (Entered: 11/21/2008)
11/21/2008	<u>272</u>	NOTICE of Filing by Lakersko Brown re <u>269</u> MOTION for Summary Judgment <i>Documents In Support</i> (Attachments: # <u>1</u> Exhibit Defendants' Responses To Plaintiffs' First Set Of Interrogatories, Requests For Production Of Documents, and First Requests For Admissions, # <u>2</u> Exhibit Excerpt August 2004 DMRS Monthly Progress Report, # <u>3</u> Exhibit Demographics For HCBS Waiver Recipients, # <u>4</u> Exhibit Excerpt From June 2008 DMRS Monthly Report)(Lafferty, Martha) (Entered: 11/21/2008)
11/21/2008	<u>273</u>	MOTION for Leave to File Under Seal Documents in support of <u>269</u> Motion For Summary Judgment, re <u>272</u> Notice filed by Lakersko Brown. (Lafferty, Martha) Modified Text on 11/24/2008 (dt). (Entered: 11/21/2008)
12/01/2008	<u>274</u>	ORDER granting <u>273</u> Motion to Seal Document. Plaintiffs are granted leave to file under permanent seal a CD containing electronic documents numbered 5-16 on Plaintiffs' Notice of Filing <u>272</u> . Signed by Senior Judge Robert Echols on 12/1/08. (dt) Modified Text on 12/1/2008 (dt). (Entered: 12/01/2008)
12/03/2008	<u>275</u>	MOTION for Entry of Agreed Order to Extend Filing Deadlines for Responses to Motions for Summary Judgment and Replies re <u>261</u> Order, <u>266</u> Motion for Summary Judgment and <u>269</u> Motion for

		Summary Judgment by Lakersko Brown. (Attachments: # <u>1</u> Proposed Order Agreed Order to Extend Filing Deadlines for Responses to Motions for Summary Judgment and Replies)(Lafferty, Martha) Modified Text on 12/4/2008 (dt). (Entered: 12/03/2008)
12/05/2008	<u>276</u>	Letter from Atty Martha Lafferty re: filing a CD under seal per Order 274. (w/ attached CD). (dt) (Entered: 12/08/2008)
12/11/2008	<u>277</u>	ORDER granting <u>275</u> Motion for Extension of Time to File Response to <u>266</u> <u>269</u> MOTIONS for Summary Judgment. Signed by Senior Judge Robert Echols on 12/11/08. (dt) (Entered: 12/11/2008)
01/16/2009	<u>278</u>	RESPONSE in Opposition to <u>269</u> MOTION for Summary Judgment filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) Modified Text on 1/20/2009 (dt). (Entered: 01/16/2009)
01/16/2009	<u>279</u>	RESPONSE to <u>271</u> STATEMENT of Undisputed Facts. (Cooper, Charles) Modified Text on 1/20/2009 (dt). (Entered: 01/16/2009)
01/16/2009	<u>280</u>	RESPONSE in Opposition to <u>266</u> MOTION for Summary Judgment filed by Lakersko Brown. (Attachments: # <u>1</u> Exhibit A Excerpts of 2008 Deposition of Stephen H Norris, # <u>2</u> Exhibit B Excerpt from DMRS November 2008 Monthly Report, # <u>3</u> Exhibit C November 11 2008 Tennessean Article, # <u>4</u> Exhibit D Benjamin H v Ohl, # <u>5</u> Exhibit E Excerpt from the September 15 2006 Deposition of Stephen Norris)(Lafferty, Martha) Modified on 1/20/2009 (dt). (Entered: 01/16/2009)
01/16/2009	<u>281</u>	RESPONSE TO <u>267</u> CONCISE STATEMENT of Material facts filed by Lakersko Brown. (Lafferty, Martha) Modified Text on 1/20/2009 (dt). (Entered: 01/16/2009)
01/20/2009		Note to Filer re Docket Entry Nos. 279 and 281: These documents should have been filed using the "Response (Non-Motion)" event. These documents do not need to be re-filed unless otherwise directed by the Court. (dt) (Entered: 01/20/2009)
01/26/2009	<u>282</u>	MEMORANDUM. Signed by Senior Judge Robert Echols on 1/26/09. (dt) (Entered: 01/26/2009)
01/26/2009	<u>283</u>	ORDER: In accordance with the Memorandum entered contemporaneously herewith, Plaintiffs' First Amended Motion For Fees, Expenses and Costs <u>257</u> is hereby GRANTED IN PART and DENIED IN PART. Signed by Senior Judge Robert Echols on 1/26/09. (dt) (Entered: 01/26/2009)
01/28/2009	<u>284</u>	REPLY to Response to <u>266</u> MOTION for Summary Judgment filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) Modified Text on 1/29/2009 (dt). (Entered: 01/28/2009)
01/28/2009	<u>285</u>	REPLY to Response to <u>269</u> MOTION for Summary Judgment filed by Lakersko Brown. (Wilds, Sherry) Modified Text on 1/29/2009 (dt). (Entered: 01/28/2009)
02/24/2009	<u>286</u>	ORDER: Bench Trial set for 4/28/2009 at 9:00 AM before Senior Judge Robert Echols. Proposed Pretrial Order due by 3/25/2009. Final Pretrial Conference set for 3/30/2009 at 1:00 PM before Senior Judge Robert Echols. Signed by Senior Judge Robert Echols on 2/24/09. (dt) (Entered: 02/24/2009)

03/09/2009	<u>287</u>	INFORMATION COPY from 6CCA that the district court's decision is reversed in part and remanded for further proceedings (Attachments: # <u>1</u> Cover letter)(km) (Entered: 03/09/2009)
03/10/2009	<u>288</u>	SUPPLEMENTAL BRIEF in Support of <u>266</u> MOTION for Summary Judgment filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) Modified Text on 3/11/2009 (dt). (Entered: 03/10/2009)
03/17/2009	<u>289</u>	ORDER: In light of the decision issued by the Sixth Circuit on 3/9/2009, and the Defendants' filing on 3/10/2009 of a Supplemental Brief In Support Of Their Motion For Summary Judgment <u>288</u> , the Court hereby continues the dates previously set for the Final Pretrial Conference and the non-jury trial. Plaintiffs may file a response to Defendant's Supplemental Brief within 14 days after entry of this Order. Any reply by Defendant will be due within 5 days after service of Plaintiff's response. Plaintiffs may file a supplement to their own pending motion for summary judgment, if desired, within 14 days after entry of this Order. Defendants may then file a response within 14 days after service of Plaintiff's supplement. Any reply by Plaintiff will be due within 5 days after service of Defendants' response. The Court will not take any further action on the case until the Court receives the mandate from the Sixth Circuit. Signed by Senior Judge Robert Echols on 3/17/09. (dt) (Entered: 03/18/2009)
03/31/2009	<u>290</u>	SUPPLEMENTAL BRIEF in Support of <u>269</u> MOTION for Summary Judgment filed by Lakersko Brown. (Lafferty, Martha) Modified Text on 4/1/2009 (dt). (Entered: 03/31/2009)
03/31/2009		RESPONSE filed by plaintiffs to <u>288</u> Supplemental Brief. (Filed for In-Court Tracking Purposes-See <u>290</u> for PDF) (dt) (Entered: 04/01/2009)
04/01/2009	<u>291</u>	INFORMATION COPY and JUDGMENT from 6CCA that the judgment of the district court is reversed in part and the case is remanded for further proceedings consistent with the opinion of this court (Attachments: # <u>1</u> Judgment)(km) (Entered: 04/01/2009)
04/15/2009	<u>292</u>	MANDATE of USCA as to <u>201</u> Notice of Appeal, <u>212</u> Notice of Appeal, filed by Finance & Administration, Tennessee Department of, Warren C. Neel, Elisabeth Rukeyser, Tennessee Department of Mental Health and Developmental Disabilities, The (Attachments: # <u>1</u> Cover Letter)(km) (Entered: 04/15/2009)
04/15/2009	<u>293</u>	RESPONSE filed by Finance & Administration, Tennessee Department of, Warren C. Neel to <u>290</u> Supplemental Brief in support Motion for Summary Judgment filed by Lakersko Brown. (Cooper, Charles) Modified Text on 4/16/2009 (dt). (Entered: 04/15/2009)
04/22/2009	<u>294</u>	REPLY filed by Lakersko Brown to <u>293</u> Response to <u>290</u> Supplemental Brief in support of Motion for Summary Judgment. (Wilds, Sherry) Modified Text on 4/23/2009 (dt). (Entered: 04/22/2009)
04/24/2009	<u>295</u>	*MOTION STRIKEN PER ORDER <u>298</u> * RENEWED MOTION to Vacate 116 Agreed Order Approving the Settlement Agreement and to Dismiss the Case filed by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Attachments: # <u>1</u> Memorandum in Support of Defendants' Renewed Motion to Vacate Agreed Order Approving the Settlement Agreement and Dismiss the Case, # <u>2</u> Exhibit A to Memorandum in Support of Motion: Transcript of April 12, 2004

		Fairness Hearing Excerpt, # <u>3</u> Declaration of Stephen H. Norris, # <u>4</u> Exhibit A to Declaration of Stephen Norris: Goetz Memo)(Cooper, Charles) Modified Text on 5/6/2009 (dt). Modified on 5/13/2009 (dt). (Entered: 04/24/2009)
04/27/2009		Note to Filer re DE# 295: The memorandum in support of motion and declaration should have been filed as separate events, not as attachments to a document. This document does not need to be re-filed unless otherwise directed by the Court (dt) Modified Text on 4/27/2009 (dt). (Entered: 04/27/2009)
05/06/2009	<u>296</u>	MOTION to Strike <u>295</u> RENEWED MOTION to Vacate 116 Agreed Order Approving the Settlement Agreement and to Dismiss the Case, or, in the alternative, MOTION for Additional Time to Respond to Said Motion by Lakersko Brown. (Wilds, Sherry) Modified Text on 5/6/2009 (dt). (Entered: 05/06/2009)
05/06/2009	<u>297</u>	MEMORANDUM in Support of <u>296</u> MOTION to Strike <u>295</u> RENEWED MOTION to Vacate 116 Agreed Order Approving the Settlement Agreement and to Dismiss the Case, or, in the alternative, MOTION for Additional Time to Respond to Said Motion filed by Lakersko Brown. (Wilds, Sherry) Modified Text on 5/6/2009 (dt). (Entered: 05/06/2009)
05/06/2009		Note to Filer re DE No. 296: The motion filed is for multiple reliefs. This is filed by holding down the control key, scrolling down and highlighting the appropriate reliefs. See Chapter 5(I) of the User Manual for instructions. This document does not need to be re-filed unless otherwise directed by the Court. (dt) (Entered: 05/06/2009)
05/13/2009	<u>298</u>	ORDER: Plaintiffs' Motion to Strike <u>296</u> is Granted. For these reasons, the Court will not entertain Defendant's Renewed Motion with its accompanying Memorandum and documents, (Docket Entry No. <u>295</u> & 295-1 through 295-4) and the Clerk is directed to strike the entries from the record. Signed by Senior Judge Robert Echols on 5/13/09. (dt) (Entered: 05/13/2009)
05/14/2009	<u>299</u>	MOTION for Leave to File a Supplemental Memorandum and Supporting Documents in Support of their Motion to Vacate the Agreed Order Approving the Settlement Agreement and to Dismiss the Case by Tennessee Department of Mental Health and Developmental Disabilities, The, Elisabeth Rukeyser, Finance & Administration, Tennessee Department of, Warren C. Neel. (Cooper, Charles) Modified Text on 5/15/2009 (dt). (Entered: 05/14/2009)
05/29/2009	<u>300</u>	RESPONSE to <u>299</u> MOTION for Leave to to File a Supplemental Memorandum and Supporting Documents in Support of their Motion to Vacate the Agreed Order Approving the Settlement Agreement and to Dismiss the Case filed by Lakersko Brown. (Wilds, Sherry) Modified Text on 5/29/2009 (dt). (Entered: 05/29/2009)