

CLOSED

**U.S. District Court
Alabama Middle District (Montgomery)
CIVIL DOCKET FOR CASE #: 2:10-cv-00688-MEF-TFM**

Boyd v. Mullins
Assigned to: Honorable Judge Mark E. Fuller
Referred to: Honorable Judge Terry F. Moorer
Cause: 42:12101 Americans with Disabilities Act

Date Filed: 08/12/2010
Date Terminated: 04/30/2012
Jury Demand: None
Nature of Suit: 446 Civil Rights:
Americans with Disabilities – Other
Jurisdiction: Federal Question

Plaintiff

Jonathan Paul Boyd

represented by **James Patrick Hackney**
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PRO HAC VICE
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V.

Defendant

Carol H. Steckel
*in her official capacity as Commissioner
of the Alabama Medicaid Agency
TERMINATED: 11/23/2010*

represented by **James William Davis**
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TERMINATED: 11/23/2010
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TERMINATED: 11/23/2010
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TERMINATED: 11/23/2010
ATTORNEY TO BE NOTICED

Defendant

Robert D. Church, Jr.
in his official capacity as Commissioner
of the Alabama Medicaid Agency
TERMINATED: 01/20/2011

represented by **James William Davis**
(See above for address)
TERMINATED: 01/20/2011
ATTORNEY TO BE NOTICED

Margaret Lindsey Fleming
(See above for address)
TERMINATED: 01/20/2011
ATTORNEY TO BE NOTICED

Misty Shawn Fairbanks Messick
(See above for address)
TERMINATED: 01/20/2011
ATTORNEY TO BE NOTICED

Stephanie McGee Azar
(See above for address)
TERMINATED: 01/20/2011

ATTORNEY TO BE NOTICED

William G. Parker , Jr.
 (See above for address)
 TERMINATED: 01/20/2011
 ATTORNEY TO BE NOTICED

Defendant

R. Bob Mullins, Jr.
*M.D., in his official capacity as
 Commissioner of the Alabama Medicaid
 Agency*

represented by **James William Davis**
 (See above for address)
 ATTORNEY TO BE NOTICED

Margaret Lindsey Fleming
 (See above for address)
 ATTORNEY TO BE NOTICED

Misty Shawn Fairbanks Messick
 (See above for address)
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Stephanie McGee Azar
 (See above for address)
 ATTORNEY TO BE NOTICED

William G. Parker , Jr.
 (See above for address)
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/12/2010	<u>1</u>	COMPLAINT against Carol H. Steckel (Filing fee \$ 350.00 receipt number 4602015119.), filed by Jonathan Paul Boyd. (Attachments: # <u>1</u> Civil Filing Fee)(cb,) (Entered: 08/16/2010)
08/16/2010	<u>2</u>	Summons and Complaint Issued as to Carol H. Steckel mailed by CMRRR. (cb,) (Entered: 08/16/2010)
08/16/2010		NOTICE of Assignment to Magistrate Judge mailed to counsel for Jonathan Paul Boyd (cb,) (Entered: 08/16/2010)
08/17/2010	<u>3</u>	MOTION for Preliminary Injunction <i>and Expedited Hearing</i> by Jonathan Paul Boyd. (Williams, Lonnie) (Entered: 08/17/2010)
08/17/2010	<u>4</u>	BRIEF/MEMORANDUM in Support re <u>3</u> MOTION for Preliminary Injunction <i>and Expedited Hearing</i> filed by Jonathan Paul Boyd. (Attachments: # <u>1</u> Exhibit A–Declaration of Mr. Boyd, # <u>2</u> Exhibit B–Demand letter to Medicaid counsel, # <u>3</u> Exhibit C–Emails with Medicaid counsel, # <u>4</u> Exhibit D–Alabama Medicaid chart on waiver programs, # <u>5</u> Exhibit E–Kaiser Commission's Medicaid Home and Community–Based Service Programs Data Update, # <u>6</u> Exhibit F–Alabama Medicaid CMS waiver application)(Williams, Lonnie) (Entered: 08/17/2010)
08/17/2010		MOTION for Expedited Hearing re <u>3</u> MOTION for Preliminary Injunction by Jonathan Paul Boyd. No pdf attached this entry. See <u>3</u> Motion for pdf. (cb,) (Entered: 08/18/2010)
08/17/2010	<u>6</u>	(STRICKEN FROM THE RECORD AS A DOCKETING ERROR) Application to Proceed Without Prepayment of Fees and Affidavit by Jonathan Paul Boyd. (cb,) (Main Document 6 replaced on 8/19/2010) (cb,). Modified on 8/20/2010 to strike pleading from the record(cb,). (Entered: 08/19/2010)
08/18/2010	<u>5</u>	Motion to Appear Pro Hac Vice (Stephen Gold) (Filing fee \$ 50.00 receipt number 4602015168.) by Jonathan Paul Boyd. (Attachments: # <u>1</u> Certificate of Good Standing, # <u>2</u> Pro Hac Filing Fee Receipt)(cb,) (Entered: 08/19/2010)

08/18/2010		***Attorney Stephen F. Gold for Jonathan Paul Boyd added per <u>5</u> Motion. (cb,) (Entered: 08/19/2010)
08/19/2010	<u>7</u>	NOTICE OF DOCKETING ERROR by Jonathan Paul Boyd re <u>6</u> Application to Proceed Without Prepayment of Fees and Affidavit. Pleading is hereby STRICKEN from the docket as a docketing error. The pleading should have been filed in another case. (cb,) (Entered: 08/19/2010)
08/24/2010	<u>8</u>	ORDER granting <u>5</u> Motion of James A. Tucker for Steve Gold to Appear Pro Hac Vice as Counsel for Plaintiffs. Signed by Honorable Terry F. Moorer on 8/24/2010. (cb,) (Entered: 08/24/2010)
08/26/2010	<u>9</u>	Return Receipt Card showing service of Summons and Complaint signed by Micah Grisham for Carol H. Steckel served on 8/24/2010, answer due 9/14/2010. (cb,) (Entered: 08/27/2010)
09/14/2010	<u>10</u>	Corporate/Conflict Disclosure Statement by Carol H. Steckel. (Davis, James) (Entered: 09/14/2010)
09/14/2010	<u>11</u>	ANSWER to <u>1</u> Complaint by Carol H. Steckel.(Davis, James) (Entered: 09/14/2010)
09/14/2010		***Attorney Margaret Lindsey Fleming,Misty S. Fairbanks,Stephanie McGee Azar for Carol H. Steckel added per <u>10</u> Corporate Disclosure Statements. (cb,) (Entered: 09/15/2010)
09/15/2010		NOTICE of Assignment to Magistrate Judge mailed to counsel for Carol H. Steckel (cb,) (Entered: 09/15/2010)
09/16/2010	<u>12</u>	ORDERED that Counsel for the parties are DIRECTED to execute and send to the Clerk, for receipt not later than September 24, 2010, either the attached form for consent to the Magistrate Judge's exercise of jurisdiction or the attached form for reassignment of this case to the District Judge. Signed by Honorable Terry F. Moorer on 9/16/2010. (cb,) (Entered: 09/16/2010)
09/23/2010	<u>13</u>	Case Reassigned to Hon. Chief Judge Mark E. Fuller and Honorable Terry F. Moorer. Honorable Terry F. Moorer no longer assigned to the case as the presiding judge. (cb,) (Entered: 09/23/2010)
09/29/2010	<u>14</u>	AMENDED COMPLAINT against Carol H. Steckel, filed by Jonathan Paul Boyd.(Williams, Lonnie) (Entered: 09/29/2010)
09/29/2010	<u>15</u>	Amended MOTION for Preliminary Injunction <i>and Expedited Hearing</i> by Jonathan Paul Boyd. (Williams, Lonnie) (Entered: 09/29/2010)
09/29/2010	<u>16</u>	BRIEF/MEMORANDUM in Support re <u>15</u> Amended MOTION for Preliminary Injunction <i>and Expedited Hearing</i> filed by Jonathan Paul Boyd. (Attachments: # <u>1</u> Exhibit A-Amended Declaration of Mr. Boyd, # <u>2</u> Exhibit B-Demand Letter to Medicaid Counsel, # <u>3</u> Exhibit C-Emails with Medicaid Counsel, # <u>4</u> Exhibit D-Alabama Medicaid chart on waiver programs, # <u>5</u> Exhibit E-Kaiser Commission's Medicaid Home and Community-Based Service Programs Data Update, # <u>6</u> Exhibit F-Alabama Medicaid CMS waiver application)(Williams, Lonnie) (Entered: 09/29/2010)
09/29/2010		MOTION for Expedited Hearing by Jonathan Paul Boyd. No pdf attached to this entry. See <u>15</u> Motion for Preliminary Injunction for pdf. (cb,) (Entered: 09/30/2010)
09/30/2010	<u>17</u>	ORDERED as follows: (1) To the extent that <u>15</u> Motion seeks an expedited hearing it is GRANTED; (2) The Amended Motion for Preliminary Injunction and Expedited Hearing is set for a hearing on October 13, 2010 at 9:00 a.m. in Courtroom 2A, United States Courthouse, One Church Street, Montgomery, Alabama. The hearing is expected to last no more than one day; and (4) On or before October 7, 2010, Defendant shall file a response to Plaintiff's brief and submissions in support of this motion and provide the Court with a courtesy copy of the response and any materials submitted in support thereof.. Signed by Hon. Chief Judge Mark E. Fuller on 9/29/2010. (cb,) (Entered: 09/30/2010)

10/06/2010	<u>18</u>	MOTION to Seal (<i>Motion to File Affidavit Under Seal</i>) by Carol H. Steckel. (Fairbanks, Misty) (Entered: 10/06/2010)
10/06/2010	<u>19</u>	Evidentiary Submission re <u>15</u> Amended MOTION for Preliminary Injunction <i>and Expedited Hearing</i> filed by Carol H. Steckel. (Attachments: # <u>1</u> Exhibit A (Affidavit of Andria Gaither), # <u>2</u> Exhibit B (Affidavit of Robert Moon, M.D. (redacted)), # <u>3</u> Exhibit C (Affidavit of Marilyn Chappelle))(Fairbanks, Misty) (Entered: 10/06/2010)
10/07/2010	<u>20</u>	RESPONSE in Opposition <i>Commissioner Steckel's Opposition to Plaintiff's Amended Motion for Preliminary Injunction (Doc. 15)</i> by Carol H. Steckel. (Fleming, Margaret) (Entered: 10/07/2010)
10/07/2010	<u>21</u>	ORDERED that <u>18</u> Motion to Seal is GRANTED.. Signed by Hon. Chief Judge Mark E. Fuller on 10/7/2010. (cb,) (Entered: 10/07/2010)
10/07/2010	<u>22</u>	Affidavit of Robert Moon re <u>19</u> Evidentiary Submission. (Filed Under Seal per <u>21</u> Order. (cb,) (Entered: 10/08/2010)
10/12/2010	<u>23</u>	Evidentiary Submission re <u>15</u> Amended MOTION for Preliminary Injunction <i>and Expedited Hearing</i> filed by Jonathan Paul Boyd. (Attachments: # <u>1</u> Exhibit A-Declaration of Dr. Jackson, # <u>2</u> Exhibit B-C.V. of Dr. Jackson)(Williams, Lonnie) (Entered: 10/12/2010)
10/12/2010	<u>24</u>	NOTICE of Appearance by Stephen Michael Doyle on behalf of United States Department of Justice as interested party (Doyle, Stephen) Modified on 11/17/2010 to reflect that the USDOJ is an interested party (br,). (Entered: 10/12/2010)
10/12/2010		***Attorney Anne S. Raish for United States Department of Justice added pursuant to <u>24</u> notice of appearance (NO PDF Document attached to this notice). (djoy,) (Entered: 10/12/2010)
10/12/2010	<u>25</u>	BRIEF/MEMORANDUM in Support re <u>15</u> Amended MOTION for Preliminary Injunction <i>and Expedited Hearing Statement of Interest</i> filed by United States Department of Justice. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Raish, Anne) (Entered: 10/12/2010)
10/12/2010	<u>26</u>	NOTICE of Appearance by William G. Parker, Jr on behalf of Carol H. Steckel (Parker, William) (Entered: 10/12/2010)
10/13/2010	<u>27</u>	ANSWER to <u>14</u> Amended Complaint by Carol H. Steckel.(Davis, James) (Entered: 10/13/2010)
10/13/2010	<u>28</u>	Minute Entry for proceedings held before Chief Judge Mark E. Fuller: Motion Hearing held on 10/13/2010 re <u>15</u> Amended MOTION for Preliminary Injunction <i>and Expedited Hearing</i> filed by Jonathan Paul Boyd (PDF available for court use only). (Court Reporter Patricia Starkie.) (Attachments: # <u>1</u> Defendant Exhibit List, # <u>2</u> Witness List) [exhibit maintained w/file in separate binder](kcg,) (Entered: 10/15/2010)
10/21/2010	<u>29</u>	ORDERED that Rule 26(f) report containing the discovery plan shall be filed as soon as practicable but not later than November 15, 2010. Signed by Honorable Mark E. Fuller on 10/21/2010. (cb,) Modified on 10/21/2010 to correct the name of the judge associated with the case. (cb,). (Entered: 10/21/2010)
10/21/2010		NOTICE of Docket Text Correction re <u>29</u> Order entered to correct the judge association. The order was entered and signed by Chief Judge Mark E. Fuller, rather than Magistrate Judge Charles S. Coody. (cb,) (Entered: 10/21/2010)
10/26/2010	<u>30</u>	NOTICE of Appearance by James Patrick Hackney on behalf of Jonathan Paul Boyd (Hackney, James) (Entered: 10/26/2010)
11/09/2010	<u>31</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings re Motion Hearing on Preliminary Injunction (PDF ACCESS RESTRICTED FOR 90 DAYS) held on October 13, 2010, before Judge Mark E. Fuller. Court Reporter/Transcriber Patricia Starkie, Telephone number (334) 262-1221. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE OF INTENT TO REQUEST REDACTION

		DUE WITHIN 7 BUSINESS DAYS. Redaction Request due 11/30/2010. Redacted Transcript Deadline set for 12/10/2010. Release of Transcript Restriction set for 2/7/2011. (cb,) (Entered: 11/09/2010)
11/12/2010	<u>32</u>	REPORT of Rule 26(f) Planning Meeting. (Hackney, James) (Main Document 32 replaced on 11/15/2010) (br,). (Entered: 11/12/2010)
11/12/2010	<u>33</u>	MEMORANDUM OPINION AND ORDER: It is ORDERED that the <u>15</u> Motion for a Preliminary Injunction is DENIED as further set out in the memorandum opinion and order. Signed by Hon. Chief Judge Mark E. Fuller on 11/12/2010. (dmn) (Entered: 11/12/2010)
11/15/2010	<u>34</u>	NOTICE of Correction: <u>32</u> Report of Rule 26(f) Planning Meeting has been replaced with a new PDF document. (Attachments: # <u>1</u> Corrected Document)(br,) (Entered: 11/15/2010)
11/16/2010	<u>35</u>	Notice of Deficiency requiring filing of Corporate Disclosure/Conflict Statement sent to Jonathan Paul Boyd. Corporate Disclosures due by 11/26/2010. (Attachments: # <u>1</u> Corporate Conflict Standing Order)(br,) (Entered: 11/16/2010)
11/17/2010	<u>36</u>	Corporate/Conflict Disclosure Statement by Jonathan Paul Boyd re <u>35</u> Notice of Deficiency requiring filing of Corporate Disclosure/Conflict Statement. (Williams, Lonnie) (Entered: 11/17/2010)
11/23/2010	<u>37</u>	MOTION for Hearing re <u>32</u> Report of Rule 26(f) Planning Meeting (<i>Defendant's Unopposed Request for a Conference with the Court Before Entry of a Scheduling Order</i>) by Carol H. Steckel. (Davis, James) (Entered: 11/23/2010)
11/23/2010	<u>38</u>	MOTION for Protective Order <i>Defendant's Unopposed Motion for Protective Order Pursuant to the Health Insurance Portability and Accountability Act ("HIPAA")</i> by Carol H. Steckel. (Attachments: # <u>1</u> Text of Proposed Order)(Davis, James) (Entered: 11/23/2010)
11/24/2010	<u>39</u>	ORDER ON MOTION AND HIPAA PROTECTIVE ORDER granting <u>38</u> Motion. Signed by Honorable Terry F. Moorer on 11/24/2010. (br,) (Entered: 11/24/2010)
11/29/2010	<u>40</u>	ORDER setting Scheduling Conference for 12/17/2010 at 02:00 PM in chambers before Hon. Chief Judge Mark E. Fuller. Signed by Hon. Chief Judge Mark E. Fuller on 11/29/2010. (br,) (Entered: 11/29/2010)
12/17/2010		Minute Entry for proceedings held before Hon. Chief Judge Mark E. Fuller: Scheduling Conference held on 12/17/2010 (No PDF attached). (kcg,) (Entered: 12/28/2010)
12/21/2010	<u>41</u>	ORDERED that the caption of this case is changed to reflect that this action is proceeding only against Robert D. Church in his official capacity as Commissioner of the Alabama Medicaid Agency, as further set out in order. Signed by Hon. Chief Judge Mark E. Fuller on 12/21/2010. (wcl,) (Entered: 12/21/2010)
12/21/2010	<u>42</u>	ORDER denying as moot <u>37</u> Unopposed Request for a Conference with the Court Before Entry of a Scheduling Order. Signed by Hon. Chief Judge Mark E. Fuller on 12/21/2010. (wcl,) (Entered: 12/21/2010)
12/21/2010	<u>43</u>	Supplemental REPORT of Rule 26(f) Planning Meeting. (Tucker, James) Modified on 12/21/2010 to correct the docket text to reflect as a Supplemental Report (wcl,). (Entered: 12/21/2010)
12/21/2010	<u>44</u>	UNIFORM SCHEDULING ORDER setting Final Pretrial Conference for 8/18/2011, in Chambers A-300 before Hon. Chief Judge Mark E. Fuller; Non-Jury Trial set for 9/19/2011, in Montgomery, AL before Hon. Chief Judge Mark E. Fuller; setting Dispositive Motions due by 5/2/2011; setting Mediation Notice due by 5/27/2011; setting Amended Pleadings due by 1/14/2011; setting Discovery due by 8/30/2011, as further set out in order. Signed by Hon. Chief Judge Mark E. Fuller on 12/21/2010. (furn: Calendar, kg) (wcl,) (Entered: 12/21/2010)
12/22/2010	<u>45</u>	Objection to <u>44</u> Uniform Scheduling Order filed by Robert D. Church, Jr. (Parker, William) Modified on 12/22/2010 to add link to <u>44</u> Uniform Scheduling Order (wcl,). (Entered: 12/22/2010)

01/14/2011	<u>46</u>	MOTION for Leave to File Amended Answer to the <u>14</u> Amended Complaint by Robert D. Church, Jr. (Attachments: # <u>1</u> Exhibit A)(Fairbanks, Misty) Modified on 1/18/2011 to clarify text (br,). (Entered: 01/14/2011)
01/20/2011	<u>47</u>	ORDER granting <u>46</u> Motion for Leave to File Amended Answer; Defendant shall file his Amended Answer to the Amended Complaint on or before January 21, 2011. Signed by Hon. Chief Judge Mark E. Fuller on 1/20/2011. (br,) (Entered: 01/20/2011)
01/20/2011	<u>48</u>	<i>Amended</i> ANSWER to <u>14</u> Amended Complaint by R. Bob Mullins, Jr.(Fairbanks, Misty) Modified on 3/31/2011 to reflect the correct filer as R. Bob Mullins, Jr. and not Robert D. Church, Jr. (wcl,). (Entered: 01/20/2011)
03/31/2011	<u>49</u>	MOTION to Amend/Correct <u>48</u> Answer to Amended Complaint by R. Bob Mullins, Jr. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I)(Fleming, Margaret) Modified on 3/31/2011 to reflect the correct filer as R. Bob Mullins, Jr. and not Robert D. Church, Jr. (wcl,). (Entered: 03/31/2011)
04/01/2011	<u>50</u>	Joint MOTION to Stay <i>Litigation</i> by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fleming, Margaret) (Entered: 04/01/2011)
04/01/2011	<u>51</u>	ORDER granting <u>49</u> Motion for Leave to Amend His Answer to Plf's Amended Complaint. Signed by Hon. Chief Judge Mark E. Fuller on 4/1/2011. (wcl,) (Entered: 04/01/2011)
04/01/2011	<u>52</u>	<i>Second Amended</i> ANSWER to <u>14</u> Amended Complaint by R. Bob Mullins, Jr.(Fleming, Margaret) (Entered: 04/01/2011)
04/04/2011	<u>53</u>	ORDER Setting Hearing on Motion re <u>50</u> Joint MOTION to Stay Litigation: Motion Hearing set for 4/19/2011 at 09:00 AM in Courtroom 2A before Hon. Chief Judge Mark E. Fuller. Signed by Hon. Chief Judge Mark E. Fuller on 4/4/2011. (br,) (Entered: 04/04/2011)
04/18/2011	<u>54</u>	ORDER continuing Hearing on <u>50</u> Joint MOTION to Stay Litigation from 4/19/2011 at 9:00 AM to 4/21/2011 at 09:00 AM in Courtroom 2A before Hon. Chief Judge Mark E. Fuller. Signed by Hon. Chief Judge Mark E. Fuller on 4/18/2011. term: Motion hearing set for 4/19/2011 (br,) (Entered: 04/18/2011)
04/21/2011	<u>56</u>	Minute Entry for proceedings held before Hon. Chief Judge Mark E. Fuller: Motion Hearing held on 4/21/2011 re <u>50</u> Joint MOTION to Stay <i>Litigation</i> filed by R. Bob Mullins, Jr., Jonathan Paul Boyd (PDF available for court use only). (Court Reporter Patricia Starkie.) (kcg,) (Entered: 04/25/2011)
04/22/2011	<u>55</u>	ORDERED that the <u>50</u> Joint MOTION to Stay Litigation is DENIED to the extent that the parties seek to stay litigation indefinitely and GRANTED to the extent that the action shall be stayed for one year; that the parties are required to file a jointly prepared report on the status of this case on or before the first Tuesday of every month beginning in May of 2011; that the pretrial conference set for 8/18/2011 is continued to 9/20/2012, the trial scheduled for 9/19/2011 is continued to 10/22/2012, and all other unexpired deadlines are continued generally; that this case is set for a scheduling hearing pursuant to Rule 16 FRCP on 5/1/2012 at 9:00 A.M. in Courtroom 2A before Hon. Chief Judge Mark E. Fuller. Signed by Hon. Chief Judge Mark E. Fuller on 4/22/2011. (furn: Calendar, kg)(PTC continued to 9/20/2012; Non-Jury Trial continued to 10/22/2012) (wcl,) (Entered: 04/22/2011)
05/02/2011	<u>57</u>	STATUS REPORT (<i>Joint Status Report of the Parties for May 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 05/02/2011)
06/07/2011	<u>58</u>	STATUS REPORT (<i>Joint Status Report of the Parties for June 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 06/07/2011)
07/05/2011	<u>59</u>	STATUS REPORT (<i>Joint Status Report of the Parties for July 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 07/05/2011)
08/01/2011	<u>60</u>	STATUS REPORT (<i>Joint Status Report of the Parties for August 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 08/01/2011)

09/06/2011	<u>61</u>	STATUS REPORT (<i>Joint Status Report of the Parties for September 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Attachments: # <u>1</u> Exhibit 1 (Notice of Termination))(Fairbanks, Misty) (Entered: 09/06/2011)
10/04/2011	<u>62</u>	STATUS REPORT (<i>Joint Status Report of the Parties for October 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Attachments: # <u>1</u> Exhibit 1 (Letter concerning recoupment))(Fairbanks, Misty) (Entered: 10/04/2011)
10/31/2011	<u>63</u>	STATUS REPORT (<i>Joint Status Report of the Parties for November 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 10/31/2011)
12/06/2011	<u>64</u>	STATUS REPORT (<i>Joint Status Report of the Parties for December 2011</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 12/06/2011)
01/03/2012	<u>65</u>	STATUS REPORT (<i>Joint Status Report of the Parties for January 2012</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 01/03/2012)
02/06/2012	<u>66</u>	STATUS REPORT (<i>Joint Status Report of the Parties for February 2012</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Attachments: # <u>1</u> Exhibit A (Boyd's brief in administrative proceedings), # <u>2</u> Exhibit B (Agency's brief in administrative proceedings), # <u>3</u> Exhibit C (ALJ's recommendation), # <u>4</u> Exhibit D (Commissioner's determination), # <u>5</u> Exhibit E (fact sheet for the ACT Waiver))(Fairbanks, Misty) (Additional attachment(s) added on 2/7/2012 to redact personal information contained in original filing pursuant to E-government rules: # <u>6</u> (Redacted) Exhibit A, # <u>7</u> (Redacted) Exhibit C, # <u>8</u> (Redacted) Exhibit D) (wcl,). Modified on 2/7/2012 (wcl,). (Entered: 02/06/2012)
03/06/2012	<u>67</u>	STATUS REPORT (<i>Joint Status Report of the Parties for March 2012</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Attachments: # <u>1</u> Exhibit A (notice of appeal), # <u>2</u> Exhibit B (notice of termination))(Fairbanks, Misty) (Entered: 03/06/2012)
04/03/2012	<u>68</u>	STATUS REPORT (<i>Joint Status Report of the Parties for April 2012</i>) by Jonathan Paul Boyd, R. Bob Mullins, Jr. (Fairbanks, Misty) (Entered: 04/03/2012)
04/30/2012	<u>69</u>	MOTION to Dismiss by Jonathan Paul Boyd. (Tucker, James) (Entered: 04/30/2012)
04/30/2012	<u>70</u>	ORDER granting <u>69</u> Motion to Dismiss this Action Voluntarily and Without Prejudice and this case is dismissed without prejudice; further ORDERED that the hearing set for 5/1/2012 is cancelled, as further set out in order. Signed by Honorable Judge Mark E. Fuller on 4/30/2012. (furn: Calendar, wr)(term: Scheduling Conference for 05/01/2012; PTC for 09/20/2012; Non-Jury Trial for 10/22/2012) (Attachments: # <u>1</u> Civil Appeals Checklist) (wcl,) (Entered: 04/30/2012)
04/30/2012	<u>71</u>	FINAL JUDGMENT that pursuant to <u>69</u> Motion to Dismiss, this case is DISMISSED in its entirety without prejudice, each party to bear their own costs and expenses; that the clerk is DIRECTED to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure. Signed by Honorable Judge Mark E. Fuller on 4/30/2012. (Attachments: # <u>1</u> Civil Appeals Checklist)(cc,) (Entered: 04/30/2012)