

**United States District Court
District of Massachusetts (Springfield)
CIVIL DOCKET FOR CASE #: 3:00-cv-30156-MAP**

Hermanson, et al v. The Commonwealth, et al
Assigned to: Judge Michael A. Ponsor
Demand: \$0
Cause: 28:1983 Civil Rights

Date Filed: 09/12/2000
Date Terminated: 02/10/2003
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Ernast Hermanson

represented by **J. Paterson Rae**
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Plaintiff

Robert O'Donnell

represented by **J. Paterson Rae**
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Plaintiff

Helen Kopec

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Plaintiff

Della Wimes

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Plaintiff

Florence Ashley
on behalf of themselves and all persons
similarly situated,

represented by **J. Paterson Rae**
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Plaintiff

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represented by

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Plaintiff

**Massachusetts Senior Action Council,
Inc.,**

represented by **J. Paterson Rae**
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V.

Defendant

Paul Argeo Cellucci
in his capacity as Governor of
Massachusetts,

represented by **Cynthia J. Gagne**
Attorney General's Office
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Defendant

The Division of Medical Assistance,

represented by **Cynthia J. Gagne**
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Peter T. Wechsler
(See above for address)
TERMINATED: 02/06/2003
LEAD ATTORNEY
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Defendant

Wendy E. Warring
in her capacity as Commissioner of the
Division of Medical Assistance,

represented by **Cynthia J. Gagne**
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Peter T. Wechsler
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TERMINATED: 02/06/2003

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Defendant

**the Executive Office of Health and
Human Services**

represented by **Cynthia J. Gagne**
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Peter T. Wechsler
(See above for address)
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Defendant

William D. O'Leary
*in his capacity as Secretary of the
Executive Office of Health and Human
Services,*

represented by **Cynthia J. Gagne**
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Defendant

Commonwealth of Massachusetts

represented by **Cynthia J. Gagne**
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Plaintiff

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Date Filed	#	Docket Text
09/12/2000	1	Complaint filed. Case assigned to Judge: Ponsor. Receipt #: 304294 Amount:\$ 150.00. Fee Status: Paid (mgl) (Entered: 09/13/2000)
09/12/2000	2	Motion by Ernast Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior for temporary restraining order and/or preliminary injunction , filed. c/s (mgl) (Entered: 09/13/2000)
09/12/2000	3	Motion by Ernast Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior for permission to file memorandum of law in excess of 20 pages , filed. c/s (mgl) (Entered: 09/13/2000)
09/12/2000	4	Proposed Addendum of Authorities by Ernast Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior received for filing. (mgl) (Entered: 09/13/2000)
09/12/2000	5	Affidavit of Ernast Hermanson , re: , filed. (mgl) (Entered: 09/13/2000)
09/12/2000	6	Affidavit of Sheila Chabot , re: Ernast Hermanson, filed. (mgl) (Entered: 09/13/2000)
09/12/2000	7	Affidavit Edith Hermanson , re: Ernast Hermanson, filed. (mgl) (Entered: 09/13/2000)
09/12/2000	8	Affidavit of Della Wimes , re: , filed. (mgl) (Entered: 09/13/2000)
09/12/2000	9	Affidavit of Daughter of Della Wimes, re: Della Wimes , filed. (mgl) (Entered: 09/13/2000)
09/12/2000	10	Affidavit of Glafyra Ennis– Yentsch , re: , filed. (mgl) (Entered: 09/13/2000)
09/12/2000	11	Affidavit of Helen Kopec , re: , filed. (mgl) (Entered: 09/13/2000)
09/13/2000		Summons issued for The Commonwealth, Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executve Office, William D. O'Leary (mef) (Entered: 09/13/2000)
09/15/2000		Judge Michael A. Ponsor . Endorsed Order entered granting [3–1] motion for permission to file memorandum of law in excess of 20 pages . [EOD Date 9/15/00] (laf) (Entered: 09/15/2000)

09/15/2000	12	Memorandum of law by Earnst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior re: In support of Motion for TRo filed. (laf) (Entered: 09/15/2000)
09/19/2000	13	Judge Michael A. Ponsor . Order entered, Motion hearing set for 10:30 9/28/00 for [2-1] motion for temporary restraining order and/or preliminary injunction , Response to motion set to 9/25/00 for [2-1] motion for temporary restraining order and/or preliminary injunction . [EOD Date 9/19/00] (laf) (Entered: 09/19/2000)
09/21/2000	14	Notice of appearance of attorney for Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executive Office, William D. O'Leary, Mass., Commonwealth by Peter Wechsler filed. (mef) (Entered: 09/06/2001)
09/26/2000	15	Notice of change of address filed by Peter Benjamin by Earnst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior . (mef) (Entered: 09/26/2000)
09/26/2000	16	Notice of change of address filed by J. Paterson Rae by Earnst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior . (mef) (Entered: 09/26/2000)
09/26/2000		NOTIFIED BY COUNSEL – MOTION FOR PI HAS BEEN RESOLVED – HEARING ON 11/28/00 AT 10:30 CANCELLED (laf) (Entered: 09/27/2000)
09/27/2000	17	Return of service executed by certified mail as to Paul Argeo Cellucci, Wendy E. Warring, w/s/o 9/14/00 filed. Answer due on 10/4/00 for Wendy E. Warring and Paul Argeo Cellucci (mef) Modified on 09/27/2000 (Entered: 09/27/2000)
09/27/2000	18	Return of service executed by certified mail as to Division of Medical, Executive Office, William D. O'Leary, Mass., Commonwealth w/s/o on 9/26/2000 filed. Answer due on 10/16/00 for Mass., Commonwealth, William D. O'Leary, Executive Office and Division of Medical (mef) (Entered: 09/27/2000)
10/16/2000	19	Assented to motion by Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executive Office, William D. O'Leary, Mass., Commonwealth to extend time to November 15, 2000 to answer complaint , filed. (bah) (Entered: 10/16/2000)
10/31/2000	20	Amended complaint by Earnst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior filed. (Answer due 11/10/00 for Mass., Commonwealth, for William D. O'Leary, for Executive Office, for Wendy E. Warring, for Division of Medical, for Paul Argeo Cellucci) . Amended complaint amends [1-1] complaint by adding Frank Kachinsky as a Pltf. (mef) (Entered: 11/01/2000)
11/15/2000	21	Answer by Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executive Office, William D. O'Leary, Mass., Commonwealth to complaint , filed. (mgl) (Entered: 11/15/2000)
11/16/2000	22	Judge Michael A. Ponsor . ORDER entered: referral to Mag. Judge Kenneth P. Neiman for a Rule 16 scheduling conf. . (mef) (Entered: 11/16/2000)
11/20/2000	23	Mag. Judge Kenneth P. Neiman . Notice of Conference: Set Pretrial scheduling conf. for 2:30 P.M. on 12/18/2000; cc/cl. . (mef) (Entered: 11/21/2000)
12/12/2000	24	Joint statement by Earnst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executive Office, William D. O'Leary, Mass., Commonwealth, Frank Kachinsky , re: Rule 16 scheduling conf., filed. (sealed) (Entered: 12/12/2000)
12/12/2000	25	Rule 16.1 Certification filed by Earnst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Frank Kachinsky . (sealed) (Entered: 12/12/2000)
12/12/2000	25	Rule 16.1 Certification filed by Earnst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Frank Kachinsky . (sealed) (Entered: 12/12/2000)

12/18/2000		Scheduling conference held . (mef) (Entered: 12/19/2000)
12/18/2000	26	Mag. Judge Kenneth P. Neiman . Clerk's Notes: re: Counsel present for scheduling conf. Order to issue. Court Reporter: Tape. (mef) (Entered: 12/19/2000)
12/18/2000	27	Mag. Judge Kenneth P. Neiman . Scheduling Order entered. Set discovery re: completion of depositions to be completed by 4/1/2001. , Set Ds' motion to join the U.S. Dept. of Health and Human Services to be filed by 3/16/01. Set Ps' motion for class certification and Ds' motion to dismiss filing deadline for 4/16/2001. Set Case Management Conf. for 10:00 A.M. on 4/20/2001 before Mag. Judge Kenneth P. Neiman; cc/cl. [EOD Date 12/19/00] (mef) (Entered: 12/19/2000)
12/18/2000		Mag. Judge Kenneth P. Neiman . Endorsed Order entered At the req. of Counsel [2-1] motion for TRO and/or P.I. is WITHDRAWN; cc/cl. . [EOD Date 12/19/00] (mef) (Entered: 12/19/2000)
12/18/2000		Mag. Judge Kenneth P. Neiman . Endorsed Order entered granting [19-1] motion to ext. time to November 15, 2000 to answer complaint; cc/cl. [EOD Date 12/19/00] (mef) (Entered: 12/19/2000)
12/18/2000		CASE NO LONGER REFERRED TO Mag. Judge Kenneth P. Neiman . (bah) (Entered: 09/26/2001)
12/19/2000	28	Rule 16.1 Certification filed by Division of Medical Assistance. (mef) (Entered: 12/19/2000)
02/28/2001	29	Notice of appearance of attorney for Mass., Commonwealth by William P. O'Neil, filed. (mgl) (Entered: 02/28/2001)
04/02/2001	30	Motion to compel answers to intgs. , and for sanctions , filed. Referred to Mag. Judge Kenneth P. Neiman (jcs) (Entered: 04/03/2001)
04/02/2001	31	Memorandum in support of [30-1] motion to compel answers to intgs., [30-2] motion for sanctions , filed. (jcs) (Entered: 04/03/2001)
04/09/2001	32	Response by Mass., Commonwealth in opposition to [30-1] motion to compel answers to intgs. and request to defer ruling on such motion, filed. c/s (mgl) (Entered: 04/09/2001)
04/13/2001	33	Motion by Earnest Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Frank Kachinsky to certify class action filed. Referred to Mag. Judge Kenneth P. Neiman (mef) (Entered: 04/16/2001)
04/13/2001	34	Memorandum by Earnest Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Frank Kachinsky in support of [33-1] motion to certify class action , filed. (mef) (Entered: 04/16/2001)
04/13/2001	35	Ps' Affidavit of James Kruidenier in support of [33-1] motion to certify class action , filed. (mef) (Entered: 04/16/2001)
04/13/2001	36	Ps' Affidavits of Class Members in support of [33-1] motion to certify class action , filed. (mef) (Entered: 04/16/2001)
04/18/2001	37	Ps' Affidavit of J. Paterson Rae in support of [30-1] motion to compel answers to intgs., [30-2] motion for sanctions filed. (mef) (Entered: 04/18/2001)
04/20/2001		Case management conference held. (bah) (Entered: 04/23/2001)
04/20/2001	38	Mag. Judge Kenneth P. Neiman. Clerk's Notes re: case management conf. Order to issue. Court Reporter: tape (bah) (Entered: 04/23/2001)
04/20/2001		Mag. Judge Kenneth P. Neiman. Endorsed Order mooting [30-1] motion to compel answers to ints, ENTERED, cc:cl. "But for the question of attorney's fees, the motion is deemed MOOT as of today." (bah) (Entered: 04/23/2001)
04/20/2001	39	Mag. Judge Kenneth P. Neiman. Scheduling Order setting Ds' opp to Ps' mot for class cert., as well as Ps' req. for attys' fees filed by 4/27/01; Ps' reply brief re: motion for class cert due 5/4/01; all remaining Phase II disc., excluding expert disc.

		compl. by 11/1/01; case mgmt conf. set for 2:00 11/7/01 before M/J Neiman, ENTERED, cc:cl. (bah) (Entered: 04/23/2001)
04/27/2001	40	Defendants' Response in opposition to [33-1] motion to certify class action , filed. (jcs) (Entered: 04/27/2001)
04/27/2001	41	Defendants' Memorandum in opposition to [30-1] motion to compel answers to intgs. , filed. (jcs) (Entered: 04/27/2001)
04/27/2001	42	Affidavit of William P. O'Neil , re: [30-1] motion to compel answers to intgs. , filed. (jcs) (Entered: 04/27/2001)
05/04/2001	43	Memorandum by Ernst Hermanson, et al., in support of [33-1] motion to certify class action , filed. c/s (mgl) (Entered: 05/04/2001)
05/04/2001	44	Motion by Ernst Hermanson, et al., for permission to file a reply and declaration in response to dft's opposition to award of fees on motion to compel , filed. Referred to Mag. Judge Kenneth P. Neiman c/s (mgl) (Entered: 05/04/2001)
05/10/2001		Mag. Judge Kenneth P. Neiman. Endorsed Order granting [44-1] motion for permission to file a reply and declaration in response to dft's opposition to award of fees on motion to compel, ENTERED, cc:cl. (bah) (Entered: 05/11/2001)
05/10/2001	45	Reply by Ernst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Frank Kachinsky to response to [30-2] motion for sanctions, filed, c/s. (bah) (Entered: 05/11/2001)
05/10/2001	46	Affidavit of J. Paterson Rae on behalf of Ernst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior and Frank Kachinsky in support of [30-2] motion for sanctions, filed. (bah) (Entered: 05/11/2001)
05/15/2001	<u>47</u>	Mag. Judge Kenneth P. Neiman. Memorandum and Order granting [30-2] motion for sanctions, ENTERED, cc:cl. "...Accordingly, the court will ALLOW the motion and award a total of \$2,137.50 in fees." (bah) (Entered: 05/18/2001)
05/25/2001	48	Judge Michael A. Ponsor . Notice of Hearing/conference: Motion hearing before Judge Michael A. Ponsor set for 11:00 6/15/01 for [33-1] motion to certify class action . (laf) (Entered: 05/25/2001)
06/14/2001	49	Joint motion by Ernst Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executive Office, William D. O'Leary, Mass., Commonwealth, Frank Kachinsky to continue the class certification hearing , filed. Referred to Mag. Judge Kenneth P. Neiman . (mgl) (Entered: 06/14/2001)
06/15/2001		Judge Michael A. Ponsor . Endorsed Order entered granting [49-1] joint motion to continue the class certification hearing, Motion hearing set for 3:00 8/2/01 for [33-1] motion to certify class action . [EOD Date 6/15/01] (laf) (Entered: 06/15/2001)
06/19/2001	50	Notice of withdrawal of counsel by attorney Cynthia J. Gagne for Mass., Commonwealth filed. (mef) (Entered: 06/19/2001)
07/31/2001	51	Parties Joint motion to cont. the class certification motion hearing set for 8/02/2001 and to schedule a status conf. for 8/16, 17, 20 or 21, 2001 filed. . (mef) (Entered: 07/31/2001)
07/31/2001		Judge Michael A. Ponsor . Endorsed Order entered granting [51-1] joint motion to cont. the class certification motion hearing set for 8/02/2001, Motion hearing before Judge Michael A. Ponsor set for 2:00 8/20/01 for [51-1] joint motion to cont. the class certification motion hearing set for 8/02/2001 . [EOD Date 7/31/01] (laf) (Entered: 07/31/2001)
08/14/2001	52	Parties Joint motion to cont. the status conf. set for 8/20/2001 to 9/06/2001 at 11:30 A.M. filed. . (mef) (Entered: 08/14/2001)
08/14/2001		Judge Michael A. Ponsor . Endorsed Order entered granting [52-1]; cc:cl. Motion hearing before Judge Michael A. Ponsor reset to 11:30 A.M. on 9/6/2001 for

		[33-1] motion to certify class action . [EOD Date 8/15/01] (mef) (Entered: 08/15/2001)
09/04/2001	53	Joint Status report by Ernast Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executve Office, William D. O'Leary, Mass., Commonwealth, Frank Kachinsky , filed. (sealed) (Entered: 09/04/2001)
09/06/2001	54	Judge Michael A. Ponsor . Clerk's Notes: re: Status Conference Court Reporter: A. Moran (laf) (Entered: 09/06/2001)
09/06/2001		Status conference held . Order to issue (laf) (Entered: 09/06/2001)
09/06/2001		Judge Michael A. Ponsor . Oral Order, set status conference for 2:00 12/10/00 Scheduling Order vacated and return for further status on 12/10/01 before Judge Michael A. Ponsor . (laf) (Entered: 09/06/2001)
10/17/2001	55	Notice of Conference ISSUED, cc:cl. reset case mgmt conf. for 11:30 on 11/9/01 before Mag. Judge Kenneth P. Neiman . (bah) (Entered: 10/18/2001)
10/24/2001	56	Mag. Judge Kenneth P. Neiman. Notice of Cancellation, ISSUED, cc:cl. Deadline terminated: case management conf. set for 11/09/01. (bah) (Entered: 10/24/2001)
11/26/2001	57	Judge Michael A. Ponsor . Notice of Hearing/conference: reset status conference for 11:30 12/12/01 before Judge Michael A. Ponsor . (laf) (Entered: 11/26/2001)
12/12/2001	58	Judge Michael A. Ponsor . Clerk's Notes: re: Status Conference held; status report by 3/1/02, order to issue. Court Reporter: A. Moran (mgl) (Entered: 12/12/2001)
12/13/2001	59	Judge Michael A. Ponsor . Further Order entered, Status report due on 3/1/02 . [EOD Date 12/14/01] cc/cl (mgl) (Entered: 12/14/2001)
02/07/2002	60	Suggestion of death as to Helen Kopec, filed. (bah) (Entered: 02/07/2002)
02/28/2002		Terminated document: mootng [51-2] joint motion to schedule a status conf. for 8/16, 17, 20 or 21, 2001 Requested by LAF. (laf) (Entered: 02/28/2002)
02/28/2002	61	Joint Status report by Ernast Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Paul Argeo Cellucci, Division of Medical, Wendy E. Warring, Executve Office, William D. O'Leary, Mass., Commonwealth, Frank Kachinsky , filed. (mgl) (Entered: 02/28/2002)
03/05/2002		Judge Michael A. Ponsor . Endorsed Order entered denying [33-1] motion to certify class action. DENIED, without prejudice. [EOD Date 3/5/02] cc/cl (mgl) (Entered: 03/05/2002)
03/05/2002		Judge Michael A. Ponsor . Endorsed Order entered approving [61-1] status report, further Status report due on 5/3/02 under the circumstances, the court has DENIED plaintiff's pending motion for class certification, without prejudice. The motion will be reconsidered if necessary. [EOD Date 3/5/02] cc/cl (mgl) (Entered: 03/05/2002)
04/25/2002	62	Notice of change of address filed by Stephanie Krantz . (mgl) (Entered: 04/25/2002)
05/02/2002	63	Parties Joint Status Report filed. (mef) (Entered: 05/02/2002)
05/07/2002		Judge Michael A. Ponsor . Endorsement of [63-1] status report. CONFIRM. The clerk will schedule a status conference for July 2002. cc/cl (mgl) (Entered: 05/07/2002)
05/08/2002	64	Judge Michael A. Ponsor . Notice of Hearing/conference: set status conference for 3:00 7/12/02 before Judge Michael A. Ponsor . (laf) (Entered: 05/08/2002)
05/15/2002	65	Pltfs' STIPULATED (Motion) to cont. the status conf. set for 7/12/2002 at 3:00 P.M. , filed. (mef) (Entered: 05/15/2002)
05/17/2002		Judge Michael A. Ponsor . Endorsed Order entered granting [65-1]; cc/cl. Reset Status Conf. for 2:00 P.M. on 7/29/2002 before Judge Michael A. Ponsor . [EOD

		Date 5/17/02] (mef) (Entered: 05/17/2002)
07/29/2002	66	Judge Michael A. Ponsor . Clerk's Notes: re: status conf Court Reporter: A Moran (laf) (Entered: 07/30/2002)
07/29/2002		Status conference held . Further stat 10/9/02 at 2:30 p.m. (laf) (Entered: 07/30/2002)
07/30/2002	67	Judge Michael A. Ponsor . Further Order entered, Counsel for all parties will appear for a status conference on 10/9/02 at 2:30 P.M. and if documents are to be submitted memorializing the resolution of this case, they will be filed by 10/2/02 [EOD Date 7/30/02] cc/cl (mgl) (Entered: 07/30/2002)
10/09/2002	68	Motion by Mass., Commonwealth to continue Status Conf , filed. (laf) (Entered: 10/09/2002)
10/09/2002		Judge Michael A. Ponsor . Endorsed Order entered granting [68-1] motion to continue, reset status conference for reset to 2:00 10/28/02 before Judge Michael A. Ponsor . [EOD Date 10/9/02] (laf) (Entered: 10/09/2002)
10/09/2002	69	Assented-to Motion by Mass., Commonwealth to postpone status conference , filed. c/s (mgl) (Entered: 10/09/2002)
10/11/2002		Terminated document: mootng [69-1] motion to postpone status conference (Fax copy docketed and ruled on. (laf) (Entered: 10/11/2002)
10/28/2002	70	Judge Michael A. Ponsor . Clerk's Notes: re: Status Cnf Court Reporter: A Moran (laf) (Entered: 10/28/2002)
10/28/2002		Status conference held . (Def. did not appear) Further conference for 12/18/02 at 3:00 p.m. (laf) (Entered: 10/28/2002)
10/28/2002		Status conference held . Further hearing set for 12/18/02 at 3:00 p.m. (laf) (Entered: 10/28/2002)
10/29/2002	71	Judge Michael A. Ponsor. Further Scheduling Order entered. Pltfs' counsel to make their submission to the Defts' re: fees by 11/15/2002. Set Status Conf. re: fees and general status for 3:00 P.M. on 12/18/2002. Counsel for the Defts., Peter T. Wechsler, to report to the Court by 11/08/2002 re: failure to appear at 10/28/2002 status conf. and confirm that he will be present for the next conf. on 12/18/2002; cc/cl. [EOD Date 10/29/02] (mef) (Entered: 10/29/2002)
10/31/2002	72	Letter by Peter T. Wechsler dated: 10/30/02 to: Ms. French re: Scheduling order of 10/28/02., filed. (mgl) (Entered: 10/31/2002)
12/18/2002	73	Judge Michael A. Ponsor . Clerk's Notes: re: Status Conf Court Reporter: S. Mubarek (laf) (Entered: 12/19/2002)
12/18/2002		Status conference held . Counsel to file status report or Stipulation of settlement by 1/31/03 (laf) (Entered: 12/19/2002)
01/31/2003	74	Plaintiff's Status report by Ernast Hermanson, filed. c/s (mgl) (Entered: 02/03/2003)
01/31/2003	74	Certificate of service by Ernast Hermanson, Robert O'Donnell, Helen Kopec, Della Wimes, Florence Ashley, Stavros Center, Massachusetts Senior, Mass., Comm. of re: [74-1] status report , filed. (mgl) (Entered: 02/03/2003)
02/03/2003		Judge Michael A. Ponsor . Endorsed Order entered approving [74-1] status report, Further Status report due on or before 2/28/03 . [EOD Date 2/4/03] cc/cl (mgl) (Entered: 02/04/2003)
02/05/2003	<u>75</u>	Paties STIPULATION of Settlement filed. (mef) (Entered: 02/05/2003)
02/06/2003	76	Notice of withdrawal of counsel by attorney Peter T. Wechsler for Mass., Comm. of, attorney Peter T. Wechsler for William D. O'Leary, attorney Peter T. Wechsler for Executve Office, attorney Peter T. Wechsler for Wendy E. Warring, attorney Peter T. Wechsler for Division of Medical, attorney Peter T. Wechsler for Paul Argeo Cellucci filed. c/s (mgl) (Entered: 02/06/2003)

02/07/2003		Judge Michael A. Ponsor . Endorsed Order entered granting [75-2] stipulation of settlement. [EOD Date 2/10/03] cc/cl (mgl) (Entered: 02/10/2003)
02/10/2003		Case closed. (mgl) (Entered: 02/10/2003)
05/14/2004	<u>77</u>	STIPULATION of Dismissal by Florence Ashley, Paul Argeo Cellucci, Commonwealth of Massachusetts, Ernast Hermanson, Frank Kachinsky, Helen Kopec, Massachusetts Senior Action Council, Inc., Robert O'Donnell, William D. O'Leary, Stavros Center for Independent Living, The Division of Medical Assistance., Wendy E. Warring, Della Wimes, the Executive Office of Health and Human Services. (Lindsay, Maurice) (Entered: 05/14/2004)