

**U.S. District Court
Western District of Missouri (Jefferson City)
CIVIL DOCKET FOR CASE #: 2:05-cv-04285-DW**

Lankford et al v. Sherman
Assigned to: District Judge Dean Whipple
Case in other court: 8th Circuit, 05-03587
Cause: 42:1983 Civil Rights Act

Date Filed: 08/29/2005
Date Terminated: 03/21/2007
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Susan Lavon Lankford

represented by **Ann B. Lever**
Legal Services of Eastern Missouri, Inc.
4232 Forest Park Blvd.
St. Louis, MO 63108
(314) 534-4200
Fax: (314) 534-1028
Email: ablever@lsem.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brooke Richie
Welfare Law Center, Inc.
275 Seventh Avenue
New York, NY 10001
(212) 633-6967
Fax: (212) 533-6371
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cary L. LaCheen
National Center for Law and Economic
Justice
275 Seventh Avenue
Suite 1506
New York, NY 10001
(212) 633-6967
Fax: (212) 533-6371
Email: lacheen@nclej.org
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Daniel E. Claggett
Legal Services of Eastern Missouri, Inc.
4232 Forest Park Ave.
St. Louis, MO 63108
(314) 256-8711
Fax: (314) 534-1028
Email: declaggett@lsem.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David E. Hale
Missouri Protection & Advocacy Services
925 South Country Club Drive
Jefferson City, MO 65109
(573) 893-3333
Email: mopasstl5@sbcglobal.net
TERMINATED: 08/28/2007
LEAD ATTORNEY

Deborah S. Greider
Deborah S. Greider LLC
8000 Bonhomme Avenue
Suite 207
St. Louis, MO 63105
(314) 726-1299
Fax: (314) 727-9969
Email: dgreider@greiderlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dorothy Siemon
AARP Foundation Litigation
601 Eat Street, Northwest
Washington, DC 20049
(202) 434-2060
Fax: (202) 434-6424
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ed King
National Senior Citizens Law Center
1101 Fourteenth Street Northwest
Washington, DC 20005
(202) 289-6976
Fax: (202) 289-7224
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Erica Stephens Fessler
United States Army – Pacific
Office of Staff Judge Advocate
162 Yamanaga Street
Bldg. T-102, Room 2117
Fort Shafter, HI 96858
808-438-6022
Email: senderica@gmail.com
LEAD ATTORNEY

Eugene Coffey
National Senior Citizens Law Center
1444 Eye Street NW
Suite 1110
Washington, DC 20005
(202) 289-6976
Fax: (202) 289-7224
Email: gcoffey@nsclc.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Henry A. Freedman
Welfare Law Center, Inc.
275 Seventh Avenue
New York, NY 10001
(212) 633-6967
Fax: (212) 533-6371
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jane Perkins
National Health Law Program, Inc.
211 North Columbia Street
Chapel Hill, NC 27514
(919) 968-6308
Fax: (919) 968-8855

Email: perkins@healthlaw.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joel Ferber

Legal Services of Eastern Missouri, Inc.
4232 Forest Park Blvd.
St. Louis, MO 63108
(314) 256-8702
Fax: (314) 534-1028
Email: jferber@lsem.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John J. Ammann

St. Louis University Legal Clinic
St. Louis University School of Law
321 North Spring Avenue
St. Louis, MO 63108
(314) 977-2796
Fax: (314) 977-3334
Email: ammannjj@slu.edu
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lewis Golinker

Assistive Technology Law Center
300 Gateway Center
401 East State Street
Ithaca, NY 14850
(607) 277-7286
Fax: (607) 277-5239
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marc Cohan

National Center for Law and Economic
Justice
275 7th Avenue
Suite 1506
New York, NY 10001
(212) 633-6967
Fax: (212) 633-6371
Email: cohan@nclej.org
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Michael Alan Ferry

Gateway Legal Services
200 North Broadway
Suite 950
St. Louis, MO 63102
(314) 534-0404
Fax: (314) 652-8308
Email: mferry625@gmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael H. Finkelstein

Missouri Protection & Advocacy
925 S Country Club Drive
Jefferson City, MO 65109
(573) 893-3333
Fax: (573) 893-4231

Email: mopasic2@earthlink.net
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petra T. Tasheff
National Center for Law & Economic
Justice
275 7th Avenue
Suite 1506
New York, NY 10001
(212) 633-6967
Fax: (212) 633-6371
Email: tasheff@welfarelaw.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rochelle Bobroff
AARP Foundation Litigation
601 East Street, Northwest
Washington, DC 20049
(202) 434-2060
Fax: (202) 434-6424
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sarah Somers
National Health Law Program
211 N. Columbia St.
Chapel Hill, NC 27516
(919) 968-6771
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sidney D. Watson
Legal Clinic
St. Louis University School of Law
321 North Spring Avenue
St. Louis, MO 63108
(314) 977-2778
Fax: (314) 977-3334
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas E. Kennedy , III
Law Offices of Thomas E. Kennedy, III
906 Olive Street
Suite 200
St. Louis, MO 63101
314-872-9041
Fax: 314-872-9043
Email: tkennedy@tkennedylaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Rachel Ely

represented by **Ann B. Lever**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brooke Richie
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Cary L. LaCheen

(See above for address)

LEAD ATTORNEY

PRO HAC VICE

ATTORNEY TO BE NOTICED

Daniel E. Claggett

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

David E. Hale

(See above for address)

TERMINATED: 08/28/2007

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Deborah S. Greider

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Dorothy Siemon

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Ed King

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Erica Stephens Fessler

(See above for address)

LEAD ATTORNEY

Eugene Coffey

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Henry A. Freedman

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Jane Perkins

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Joel Ferber

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

John J. Ammann

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Lewis Golinker

(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Marc Cohan
(See above for address)
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Michael Alan Ferry
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Michael H. Finkelstein
(See above for address)
*TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Petra T. Tasheff
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Rochelle Bobroff
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Sarah Somers
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Sidney D. Watson
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Thomas E. Kennedy , III
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

Joseph Everett
by next friend Jan Everett

represented by **Ann B. Lever**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Brooke Richie
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Cary L. LaCheen
(See above for address)
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Daniel E. Claggett
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

David E. Hale
(See above for address)
*TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Deborah S. Greider
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Dorothy Siemon
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Ed King
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Erica Stephens Fessler
(See above for address)
LEAD ATTORNEY

Eugene Coffey
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Henry A. Freedman
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Jane Perkins
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Joel Ferber
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

John J. Ammann
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Lewis Golinker
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Marc Cohan
(See above for address)
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Michael Alan Ferry

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

Michael H. Finkelstein
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petra T. Tasheff
(See above for address)
LEAD ATTORNEY
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Rochelle Bobroff
(See above for address)
LEAD ATTORNEY
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(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sidney D. Watson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas E. Kennedy , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Donald Eugene Brown

represented by **Ann B. Lever**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brooke Richie
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cary L. LaCheen
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Daniel E. Claggett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David E. Hale
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Deborah S. Greider

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

Dorothy Siemon
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ed King
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Erica Stephens Fessler
(See above for address)
LEAD ATTORNEY

Eugene Coffey
(See above for address)
LEAD ATTORNEY
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Henry A. Freedman
(See above for address)
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Jane Perkins
(See above for address)
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Joel Ferber
(See above for address)
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John J. Ammann
(See above for address)
LEAD ATTORNEY
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Lewis Golinker
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marc Cohan
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Michael Alan Ferry
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael H. Finkelstein
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petra T. Tasheff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rochelle Bobroff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sarah Somers
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sidney D. Watson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas E. Kennedy , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Laura Lee Greathouse

represented by **Ann B. Lever**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brooke Richie
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cary L. LaCheen
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Daniel E. Claggett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David E. Hale
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Deborah S. Greider
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dorothy Siemon
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ed King

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

Erica Stephens Fessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eugene Coffey
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Henry A. Freedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jane Perkins
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joel Ferber
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John J. Ammann
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lewis Golinker
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marc Cohan
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Michael Alan Ferry
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael H. Finkelstein
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petra T. Tasheff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rochelle Bobroff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sarah Somers
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sidney D. Watson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas E. Kennedy , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Kimberly Vogelpohl

represented by **Ann B. Lever**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brooke Richie
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cary L. LaCheen
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Daniel E. Claggett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David E. Hale
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Deborah S. Greider
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dorothy Siemon
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ed King
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Erica Stephens Fessler
(See above for address)
LEAD ATTORNEY

Eugene Coffey

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

Henry A. Freedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jane Perkins
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joel Ferber
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John J. Ammann
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lewis Golinker
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marc Cohan
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Michael Alan Ferry
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael H. Finkelstein
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petra T. Tasheff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rochelle Bobroff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sarah Somers
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sidney D. Watson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas E. Kennedy , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Adam Daniel Thomason

represented by **Ann B. Lever**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brooke Richie
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cary L. LaCheen
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Daniel E. Claggett
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David E. Hale
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Deborah S. Greider
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Dorothy Siemon
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ed King
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Erica Stephens Fessler
(See above for address)
LEAD ATTORNEY

Eugene Coffey
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Henry A. Freedman
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jane Perkins

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

Joel Ferber
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John J. Ammann
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lewis Golinker
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Marc Cohan
(See above for address)
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Michael Alan Ferry
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael H. Finkelstein
(See above for address)
TERMINATED: 08/28/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Petra T. Tasheff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rochelle Bobroff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sarah Somers
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sidney D. Watson
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas E. Kennedy , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Gary Sherman
Director, Missouri Dept. of Social
Services, in his official capacity

represented by **Gail Vasterling**
Office of the Governor State of Missouri
201 West Capitol
Room 216
Jefferson City, MO 65101
(573)526-6700
Fax: (573) 751-6041
Email: gail.vasterling@health.mo.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Bart A. Matanic
Missouri Department of Labor & Industrial
Relations
Division of Employment Security
421 E. Dunklin Street
P.O. Box 59
Jefferson City, MO 65104-0059
(573) 522-9972
Fax: (573) 751-2947
Email: bart.matanic@labor.mo.gov
ATTORNEY TO BE NOTICED

Gary L. Gardner
Missouri Attorney General's Office-JC
P.O. Box 899
Jefferson City, MO 65102
(573) 751-3321
Fax: (573)751-9456
Email: gary.gardner@ago.mo.gov
TERMINATED: 09/11/2006
ATTORNEY TO BE NOTICED

Victorine R. Mahon
Missouri Division of Workers'
Compensation
1736 East Sunshine
Suite 610
Springfield, MO 65804
(417) 888-4100
Email: victorine.mahon@dolir.mo.gov
TERMINATED: 10/05/2005

Date Filed	#	Docket Text
08/29/2005	<u>1</u>	COMPLAINT against Gary Sherman (Filing fee \$250 receipt number 1073976) Service due by 12/27/2005, filed by Michael H. Finkelstein on behalf of Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse.(Finkelstein, Michael) Additional attachment(s) added on 8/30/2005 (Bax, Laura). (Entered: 08/29/2005)
08/29/2005	<u>2</u>	MOTION for temporary restraining order <i>and preliminary injunction</i> filed by Michael H. Finkelstein on behalf of all plaintiffs Suggestions in opposition/response due by 9/13/2005 unless otherwise directed by the court (Attachments: # <u>1</u> Attachment - Vogelpohl# <u>2</u> Attachment - Brown# <u>3</u> Attachment - Ely# <u>4</u> Attachment - Everett# <u>5</u> Attachment - Lankford# <u>6</u> Attachment - Thomason# <u>7</u> Attachment - Greathouse)(Finkelstein, Michael) (Entered: 08/29/2005)
08/29/2005	<u>3</u>	SUGGESTIONS in support re <u>2</u> MOTION for temporary restraining order <i>and preliminary injunction</i> filed by Michael H. Finkelstein on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. (Related document(s) <u>2</u>) (Finkelstein, Michael) (Entered: 08/29/2005)

08/29/2005	<u>4</u>	DISCLOSURE OF CORPORATE INTERESTS filed by Michael H. Finkelstein on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse.(Finkelstein, Michael) (Entered: 08/29/2005)
08/29/2005		SUMMONS ISSUED as to Gary Sherman. (Bax, Laura) (Entered: 08/30/2005)
08/30/2005	<u>5</u>	NOTICE of appearance by Victorine R. Mahon on behalf of Gary Sherman (Mahon, Victorine) (Entered: 08/30/2005)
08/31/2005	<u>6</u>	SUGGESTIONS in opposition re <u>2</u> MOTION for temporary restraining order <i>and preliminary injunction</i> filed by Victorine R. Mahon on behalf of Defendant Gary Sherman. Reply suggestions due by 9/15/2005 unless otherwise directed by the court (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u>)(Related document(s) <u>2</u>) (Mahon, Victorine) (Entered: 08/31/2005)
08/31/2005	<u>7</u>	Motion to allow Martha Jane Perkins to appear pro hac vice (Pro Hac fee \$50 receipt number 237503) filed byJane Perkins on behalf of Kimberly Vogelpohl, Joseph Everett, Donald Eugene Brown (James, Carrie) (Entered: 08/31/2005)
08/31/2005		ORDER granting <u>7</u> motion to appear pro hac vice approved by Clerk of Court. Attorney Jane Perkins for Plaintiffs. This is a text only entry and will serve as authorization for the pro hac participation by the attorney. No document is attached. . Signed by Judge Dean Whipple on 8/31/05. (James, Carrie) (Entered: 08/31/2005)
08/31/2005	<u>8</u>	Motion to allow Edward King to appear pro hac vice (Pro Hac fee \$50 receipt number 237504) filed byEd King on behalf of all plaintiffs (James, Carrie) (Entered: 08/31/2005)
08/31/2005		ORDER granting <u>8</u> motion to appear pro hac vice approved by Clerk of Court. Attorney Ed King for plaintiffs. This is a text only entry and will serve as authorization for the pro hac participation by the attorney. No document is attached. . Signed by Judge Dean Whipple on 8/31/05. (James, Carrie) (Entered: 08/31/2005)
08/31/2005	<u>9</u>	Motion to allow Eugene Coffey to appear pro hac vice (Pro Hac fee \$50 receipt number 237504) filed byEugene Coffey on behalf of all plaintiffs (James, Carrie) (Entered: 08/31/2005)
08/31/2005		ORDER granting <u>9</u> motion to appear pro hac vice approved by Clerk of Court. Attorney Eugene Coffey for plaintiffs. This is a text only entry and will serve as authorization for the pro hac participation by the attorney. No document is attached. . Signed by Judge Dean Whipple on 8/31/05. (James, Carrie) (Entered: 08/31/2005)
08/31/2005	<u>10</u>	Motion to allow Michael Ferry to appear pro hac vice (Pro Hac fee \$50 receipt number 237505) filed by Michael A. Berry on behalf of all plaintiffs (James, Carrie) Modified on 9/2/2005 to correct docket text (Bax, Laura). (Entered: 08/31/2005)
08/31/2005		ORDER granting <u>10</u> motion to appear pro hac vice approved by Clerk of Court. Attorney Michael A. Ferry for Plaintiffs. This is a text only entry and will serve as authorization for the pro hac participation by the attorney. No document is attached. . Signed by Judge Dean Whipple on 8/31/05. (James, Carrie) (Entered: 08/31/2005)
09/01/2005	<u>11</u>	ORDER – denying plaintiff's <u>2</u> motion for TRO. A Preliminary Injunction hearing is set for Sept. 7, 2005 at 2:30 p.m. in Courtroom 8B. Signed by Judge Dean Whipple on 9/1/2005. (Johnson, Yvonne) (Entered: 09/01/2005)

09/02/2005	<u>12</u>	RETURN OF SERVICE of complaint executed by plaintiffs. Gary Sherman served on 8/30/2005, answer due 9/19/2005. (Bax, Laura) (Entered: 09/02/2005)
09/06/2005	<u>13</u>	<i>Plaintiffs' Reply to Defendants' Suggestions in Opposition to Motion for Temporary Restraining Order and Preliminary Injunction</i> filed by Michael H. Finkelstein on behalf of all plaintiffs Suggestions in opposition/response due by 9/21/2005 unless otherwise directed by the court (Attachments: # <u>1</u> # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit # <u>7</u> Exhibit # <u>8</u> Exhibit # <u>9</u> Exhibit # <u>10</u> Exhibit # <u>11</u> Exhibit)(Finkelstein, Michael) <u>2</u> Modified on 9/7/2005 to correct docket text and terminate motion(Bax, Laura). (Entered: 09/06/2005)
09/07/2005	<u>14</u>	SUGGESTIONS in opposition re <u>2</u> MOTION for temporary restraining order <i>and preliminary injunction</i> filed by Victorine R. Mahon on behalf of Defendant Gary Sherman. Reply suggestions due by 9/22/2005 unless otherwise directed by the court (Attachments: # <u>1</u>)(Related document(s) <u>2</u>) (Mahon, Victorine) (Entered: 09/07/2005)
09/07/2005		NOTICE OF DOCKET MODIFICATION. A modification has been made to the document filed on 9/6/05 as Motion for TRO <u>13</u> . Docket text changed to correctly reflect document filed. Motion terminated as this document was not a motion. This document was not deleted and will not be refiled as a hearing is being held in regard to this document today. This is a text entry only – no document is attached. (Bax, Laura) (Entered: 09/07/2005)
09/07/2005	<u>27</u>	JOINT EXHIBIT INDEX (Kee, Georgia) (Entered: 09/21/2005)
09/07/2005	<u>29</u>	Minute Entry for proceedings held before Judge Dean Whipple : PRELIMINARY INJUNCTION HEARING held on 9/7/2005. All parties present. In favor of defendant. (Court Reporter Denna Lamken.) (Kee, Georgia) (Entered: 09/27/2005)
09/09/2005	<u>15</u>	MOTION for leave to file <i>Letter of September 1, 2005 from Centers for Medicare and Medicaid Services as a Supplement to the Record</i> filed by Victorine R. Mahon on behalf of Gary Sherman Suggestions in opposition/response due by 9/26/2005 unless otherwise directed by the court (Attachments: # <u>1</u>)(Mahon, Victorine) (Entered: 09/09/2005)
09/09/2005	<u>16</u>	RESPONSE to motion re <u>15</u> MOTION for leave to file <i>Letter of September 1, 2005 from Centers for Medicare and Medicaid Services as a Supplement to the Record</i> filed by Joel Ferber on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. Reply suggestions due by 9/26/2005 unless otherwise directed by the court (Related document(s) <u>15</u>) (Ferber, Joel) (Entered: 09/09/2005)
09/13/2005	<u>17</u>	ORDER – denying plaintiff's <u>2</u> MOTION for temporary restraining order and preliminary injunction. Signed by Judge Dean Whipple on 9/13/2005. (Johnson, Yvonne) (Entered: 09/14/2005)
09/15/2005	<u>18</u>	ORDER – granting defendant's <u>15</u> motion for leave to supplement the record. Signed by Judge Dean Whipple on 9/15/2005. (Johnson, Yvonne) (Entered: 09/16/2005)
09/16/2005	<u>19</u>	MOTION to dismiss case filed by Victorine R. Mahon on behalf of Gary Sherman Suggestions in opposition/response due by 10/3/2005 unless otherwise directed by the court (Mahon, Victorine) (Entered: 09/16/2005)
09/16/2005	<u>20</u>	SUGGESTIONS in support re <u>19</u> MOTION to dismiss case filed by Victorine R. Mahon on behalf of Defendant Gary Sherman. (Related document(s) <u>19</u>) (Mahon, Victorine) (Entered: 09/16/2005)
09/19/2005	<u>21</u>	TRANSCRIPT of Telephone Conference held on 8/31/05 before Judge Dean Whipple. Court Reporter: Sandra Lamken. (Kee, Georgia) Modified on 7/13/2010 – Transcript added to event & paper document purged(Bax, Laura). (Entered: 09/20/2005)
09/19/2005	<u>22</u>	TRANSCRIPT of Temporary Injunction Hearing held on 9/7/05 before Judge Dean Whipple. Court Reporter: Sandra Lamken. This is a text entry only – no document is attached. The transcript is available for review in the Clerk's Office. Please contact the court reporter listed above for copies. (Kee, Georgia) (Entered: 09/20/2005)
09/20/2005	<u>23</u>	NOTICE OF APPEAL as to <u>17</u> Order by Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. Filing fee \$ 255, receipt number 1089091.

		(Attachments: # <u>1</u> Exhibit)(Ferber, Joel) (Entered: 09/20/2005)
09/20/2005	<u>24</u>	Motion to allow Rochelle Bobroff to appear pro hac vice (Pro Hac fee \$50 receipt number 237577) filed by Michael H. Finkelstein on behalf of all plaintiffs (Bax, Laura) (Entered: 09/20/2005)
09/20/2005		ORDER granting <u>24</u> motion to appear pro hac vice approved by Clerk of Court. Attorney Rochelle Bobroff for plaintiffs. This is a text only entry and will serve as authorization for the pro hac participation by the attorney. No document is attached. (Bax, Laura) (Entered: 09/20/2005)
09/20/2005	<u>25</u>	Motion to allow Dorothy Siemon to appear pro hac vice (Pro Hac fee \$50 receipt number 237577) filed by Michael H. Finkelstein on behalf of plaintiffs (Bax, Laura) (Entered: 09/20/2005)
09/20/2005		ORDER granting <u>25</u> motion to appear pro hac vice approved by Clerk of Court. Attorney Dorothy Siemon for plaintiffs This is a text only entry and will serve as authorization for the pro hac participation by the attorney. No document is attached. (Bax, Laura) (Entered: 09/20/2005)
09/20/2005	<u>26</u>	MOTION for order Injunction re <u>23</u> Notice of Appeal, filed by Joel Ferber on behalf of all plaintiffs Suggestions in opposition/response due by 10/5/2005 unless otherwise directed by the court (Related document(s) <u>23</u>) (Ferber, Joel) (Entered: 09/20/2005)
09/21/2005	<u>28</u>	TRANSMISSION of Notice of Appeal and docket sheet to US Court of Appeals re <u>23</u> Notice of Appeal, (Price, Jackie) (Entered: 09/21/2005)
09/21/2005		***Appeal Receipt of Notice of Appeal and supporting documents received by USCA on: Wed Sep 21 15:16:57 CDT 2005 (Price, Jackie) (Entered: 09/21/2005)
09/22/2005		US COURT OF APPEALS 8th Circuit CASE NUMBER 05-3587 for <u>23</u> Notice of Appeal. (Bax, Laura) (Entered: 09/22/2005)
10/03/2005	<u>30</u>	SUGGESTIONS in opposition re <u>19</u> MOTION to dismiss case filed by Michael H. Finkelstein on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. Reply suggestions due by 10/18/2005 unless otherwise directed by the court (Related document(s) <u>19</u>) (Finkelstein, Michael) (Entered: 10/03/2005)
10/05/2005	<u>31</u>	NOTICE of appearance by Gary L. Gardner on behalf of Gary Sherman (Gardner, Gary) (Entered: 10/05/2005)
10/05/2005	<u>32</u>	SUGGESTIONS in opposition re <u>26</u> MOTION for order Injunction re <u>23</u> Notice of Appeal, filed by Gary L. Gardner on behalf of Defendant Gary Sherman. Reply suggestions due by 10/20/2005 unless otherwise directed by the court (Related document(s) <u>26</u>) (Gardner, Gary) (Entered: 10/05/2005)
10/06/2005	<u>33</u>	REPLY SUGGESTIONS to motion re <u>26</u> MOTION for order Injunction re <u>23</u> Notice of Appeal, filed by Joel Ferber on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. (Related document(s) <u>26</u>) (Ferber, Joel) (Entered: 10/06/2005)
10/11/2005	<u>34</u>	REPLY SUGGESTIONS to motion re <u>19</u> MOTION to dismiss case filed by Gary L. Gardner on behalf of Defendant Gary Sherman. (Related document(s) <u>19</u>) (Gardner, Gary) (Entered: 10/11/2005)
10/14/2005	<u>35</u>	ORDER – denying plaintiff's <u>26</u> motion for an injunction pending appeal. Signed by Judge Dean Whipple on 10/14/2005. (Johnson, Yvonne) (Entered: 10/14/2005)
10/25/2005	<u>36</u>	NOTICE of filing by Susan Lavon Lankford <i>Certificate Regarding Transcript</i> (Perkins, Jane) (Entered: 10/25/2005)

10/27/2005	<u>37</u>	Appeal Remark transmittal of original transcripts #21 and #22 to court of appeals re <u>23</u> Notice of Appeal, : (Attachments: # <u>1</u> Letter)(James, Carrie) (Entered: 10/27/2005)
11/02/2005	<u>38</u>	Motion to allow Cary LaCheen to appear pro hac vice (Pro Hac fee \$50 receipt number 1122707) filed by Joel Ferber on behalf of all plaintiffs (Ferber, Joel) (Entered: 11/02/2005)
11/15/2005	<u>39</u>	Joint MOTION to stay <i>proceedings</i> filed by Jane Perkins on behalf of all plaintiffs Suggestions in opposition/response due by 11/30/2005 unless otherwise directed by the court (Perkins, Jane) (Entered: 11/15/2005)
11/22/2005	<u>40</u>	ORDER – granting joint <u>39</u> motion to stay pending final disposition by the Eighth Circuit Court of Appeals on Plaintiffs' appeal of this Court's order denying a preliminary injunction in this case. Signed by Judge Dean Whipple on 11/22/2005. (Johnson, Yvonne) (Entered: 11/23/2005)
11/22/2005	<u>41</u>	ORDER – denying defendant's <u>19</u> motion to dismiss case. Signed by Judge Dean Whipple on 11/22/2005. (Johnson, Yvonne) (Entered: 11/23/2005)
06/26/2006	<u>42</u>	Appeal Remark re <u>23</u> : Advance opinion.(Bax, Laura) (Entered: 06/26/2006)
07/21/2006	<u>43</u>	USCA JUDGMENT AND MANDATE as to <u>23</u> Notice of Appeal, filed by Susan Lavon Lankford,, Rachel Ely,, Joseph Everett,, Donald Eugene Brown,, Laura Lee Greathouse,, Kimberly Vogelpohl,, Adam Daniel Thomason, with mandate issued on 07/18/06 – judgment of court is vacated and remanded. (Attachments: # <u>1</u> 8th Circuit Opinion)(Russel, Jeri) (Entered: 07/21/2006)
08/02/2006	<u>44</u>	Motion to allow Sarah Somers to appear pro hac vice (Pro Hac fee \$50 receipt number 06J0501) filed by Joel Ferber on behalf of all plaintiffs (Ferber, Joel) (Entered: 08/02/2006)
08/02/2006	<u>45</u>	ORDER granting <u>38</u> <u>44</u> motions to appear pro hac vice approved by Clerk of Court. Attorney Sarah Somers & Sarah Somers for plaintiffs allowed to appear pro hac vice. This is a text only entry and will serve as authorization for the pro hac participation by the attorney. No document is attached. Signed by Judge Dean Whipple on 8/2/06. (Bax, Laura) (Entered: 08/02/2006)
08/18/2006	<u>46</u>	Supplemental MOTION for preliminary injunction filed by Jane Perkins on behalf of all plaintiffs Suggestions in opposition/response due by 9/5/2006 unless otherwise directed by the court (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u>)(Perkins, Jane) (Entered: 08/18/2006)
08/18/2006	<u>47</u>	SUGGESTION OF DEATH by Joseph Everett. (Perkins, Jane) (Entered: 08/18/2006)
08/18/2006	<u>48</u>	SUPPLEMENT <i>Attachment to Supplemental Suggestions.</i> (Related document(s) <u>46</u>) (Perkins, Jane) (Entered: 08/18/2006)
08/21/2006		NOTICE OF DOCKET MODIFICATION. A modification has been made to Document No. 46. Exhibit #1 was deleted as it was duplicative to exhibit #4. This is a text entry only – no document is attached. (Bax, Laura) (Entered: 08/21/2006)
09/01/2006	<u>49</u>	MOTION for summary judgment filed by Joel Ferber on behalf of all plaintiffs Suggestions in opposition/response due by 10/4/2006 unless otherwise directed by the court (Ferber, Joel) (Entered: 09/01/2006)
09/01/2006	<u>50</u>	SUGGESTIONS in support re <u>49</u> MOTION for summary judgment filed by Joel Ferber on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. (Related document(s) <u>49</u>) (Ferber, Joel) (Entered: 09/01/2006)
09/01/2006	<u>51</u>	NOTICE of filing by Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse re <u>50</u> Suggestions in Support of Motion, <i>Notice REgarding Exhibit Attachment</i> (Ferber, Joel) Modified on 9/5/2006 to reflect receipt of paper exhibits in the Clerk's Office. Copy sent to chambers in KC (Bax, Laura). (Entered: 09/01/2006)
09/05/2006	<u>52</u>	NOTICE of appearance by Bart A. Matanic on behalf of Gary Sherman (Matanic, Bart) (Entered: 09/05/2006)

09/05/2006	<u>53</u>	MOTION for extension of time filed by Bart A. Matanic on behalf of Gary Sherman Suggestions in opposition/response due by 9/20/2006 unless otherwise directed by the court (Matanic, Bart) (Entered: 09/05/2006)
09/06/2006	<u>54</u>	MOTION to withdraw as attorney filed by Gary L. Gardner on behalf of Gary Sherman Suggestions in opposition/response due by 9/21/2006 unless otherwise directed by the court (Gardner, Gary) (Entered: 09/06/2006)
09/08/2006	<u>55</u>	RESPONSE to motion re <u>53</u> MOTION for extension of time filed by Jane Perkins on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. Reply suggestions due by 9/25/2006 unless otherwise directed by the court (Related document(s) <u>53</u>) (Perkins, Jane) (Entered: 09/08/2006)
09/11/2006	<u>56</u>	ORDER – granting defendant's <u>54</u> motion to withdraw as attorney. Attorney Gary L. Gardner terminated. Signed by Judge Dean Whipple on 9/11/2006. (Johnson, Yvonne) (Entered: 09/12/2006)
09/15/2006	<u>57</u>	ORDER – granting defendant's <u>53</u> motion for extension of time to respond to plaintiffs' supplemental memorandum to September 19, 2006. Signed by Judge Dean Whipple on 9/15/2006. (Johnson, Yvonne) (Entered: 09/15/2006)
09/19/2006	<u>58</u>	SUGGESTIONS in opposition re <u>46</u> Supplemental MOTION for preliminary injunction filed by Gail Vasterling on behalf of Defendant Gary Sherman. Reply suggestions due by 10/4/2006 unless otherwise directed by the court (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> Exhibit # <u>4</u> Exhibit # <u>5</u> Exhibit # <u>6</u> Exhibit)(Related document(s) <u>46</u>) (Vasterling, Gail) (Entered: 09/19/2006)
10/04/2006	<u>59</u>	REPLY SUGGESTIONS to motion re <u>46</u> Supplemental MOTION for preliminary injunction filed by Jane Perkins on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. (Related document(s) <u>46</u>) (Perkins, Jane) (Entered: 10/04/2006)
10/05/2006	<u>60</u>	SUGGESTIONS in opposition re <u>49</u> MOTION for summary judgment filed by Gail Vasterling on behalf of Defendant Gary Sherman. Reply suggestions due by 10/20/2006 unless otherwise directed by the court (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit 1# <u>3</u> Exhibit B# <u>4</u> Exhibit C–1# <u>5</u> Exhibit C–2# <u>6</u> Exhibit D# <u>7</u> Exhibit E)(Related document(s) <u>49</u>) (Vasterling, Gail) (Entered: 10/05/2006)
10/05/2006	<u>61</u>	ANSWER to Complaint filed by Gail Vasterling on behalf of Defendant Gary Sherman.(Vasterling, Gail) (Entered: 10/05/2006)
10/20/2006	<u>62</u>	REPLY SUGGESTIONS to motion re <u>49</u> MOTION for summary judgment filed by Jane Perkins on behalf of Plaintiffs Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse. (Attachments: # <u>1</u> Appendix A)(Related document(s) <u>49</u>) (Perkins, Jane) (Entered: 10/20/2006)
12/28/2006	<u>63</u>	ORDER – that oral argument on Plaintiff's Supplemental Motion for Preliminary Injunction and Plaintiffs' Motion for Summary Judgment will be held on 2/7/2007 at 8:30 A.M. at Courtroom 8B, Kansas City, MO. Signed by Judge Dean Whipple on 12/28/2006. (Johnson, Yvonne) (Entered: 12/28/2006)
03/02/2007	<u>64</u>	ORDER – granting plaintiffs' <u>46</u> Motion for preliminary injunction; granting plaintiff's <u>49</u> motion for summary judgment and ENJOINS Defendant from implementing and enforcing from implementing the amendment of Mo. Cod Regs. Ann. tit. 13 Section 70–60.010 (2005) that became effective September 1, 2005. ORDERS that Plaintiffs post a bond of one dollar(\$1.00). See Fed. R. Civ.P. 65(c)(court may determine the amount it "deems proper".) Signed by Judge Dean Whipple on 3/2/2007. (Johnson, Yvonne) (Entered: 03/02/2007)
03/08/2007		RECEIPT number 249950 in the amount of \$1.00 issued to Mike Finkelstein for plaintiffs as payment of the bond ordered. (Bax, Laura) (Entered: 03/08/2007)
03/21/2007	<u>65</u>	CLERK'S JUDGMENT (Johnson, Yvonne) (Entered: 03/22/2007)

03/30/2007	<u>66</u>	MOTION for extension of time filed by Gail Vasterling on behalf of all defendants. Suggestions in opposition/response due by 4/16/2007 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Affidavit of Harry Williams)(Vasterling, Gail) (Entered: 03/30/2007)
03/30/2007	<u>67</u>	MAIL RETURNED as undeliverable. Mail sent to Marc Cohan. Document remailed to Marc Cohan at Room 1506, 275 7th Avenue, New York, NY. (Related document(s) <u>65</u>) (Russel, Jeri) (Entered: 03/30/2007)
04/02/2007	<u>68</u>	ORDER – granting defendant's <u>66</u> motion for extension of time. Defendant shall have sixty (60) days from the date of this order to notify the Court as to the actions it is taking to comply with this Court's March 2, 2007 Order. Pursuan to Defendant's request, in the intervenng sixty (60) days, the version of 13 C.S.R. Section 70–60.010 in effect on the date the Complaint was filed (Aug. 29, 2005) shall remain in effect. Signed by Judge Dean Whipple on 4/2/2007. (Johnson, Yvonne) (Entered: 04/02/2007)
04/10/2007	<u>69</u>	MAIL RETURNED as undeliverable. Mail sent to Marc Cohan. (Related document(s) <u>68</u>) (Kee, Georgia) (Entered: 04/11/2007)
06/01/2007	<u>70</u>	RESPONSE to order re <u>64</u> Order on Motion for Preliminary Injunction,, Order on Motion for Summary Judgment,, filed by Gail Vasterling on behalf of Defendant Gary Sherman. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 1–A)(Related document(s) <u>64</u>) (Vasterling, Gail) (Entered: 06/01/2007)
06/06/2007	<u>71</u>	NOTICE of filing by Kimberly Vogelpohl, Adam Daniel Thomason, Rachel Ely, Susan Lavon Lankford, Joseph Everett, Donald Eugene Brown, Laura Lee Greathouse re <u>70</u> Response to order, <i>Reply to Response to Order</i> (Ferber, Joel) (Entered: 06/06/2007)
07/11/2007	<u>72</u>	ORDER – The Court hereby ORDERS Defendant to respond to Plaintiffs Reply within thirty (30) days of the date of this Order. Signed by Judge Dean Whipple on 7/11/2007. (Johnson, Yvonne) (Entered: 07/11/2007)
08/10/2007	<u>73</u>	RESPONSE to order re <u>72</u> Order filed by Gail Vasterling on behalf of Defendant Gary Sherman. (Related document(s) <u>72</u>) (Vasterling, Gail) (Entered: 08/10/2007)
08/17/2007	<u>74</u>	SUPPLEMENT <i>Response to Defendant's Response to Court Order</i> . (Related document(s) <u>1</u>) (Lever, Ann) (Entered: 08/17/2007)
08/27/2007	<u>75</u>	NOTICE of appearance by Erica L. Stephens on behalf of all plaintiffs (Stephens, Erica) (Entered: 08/27/2007)
01/23/2008	<u>76</u>	ORDER – the Court finds that Defendant is in compliance with the requirements of the Court's March 2, 2007 Order. Any future actions by the parties shall be brought as either a new case or an action to enforce the Court's March 2, 2007 Order. Signed by District Judge Dean Whipple on 1/23/2008. (Johnson, Yvonne) (Entered: 01/23/2008)
02/11/2008	<u>77</u>	MAIL RETURNED as undeliverable. Mail sent to Eugene Coffey. (Related document(s) <u>76</u>) (Kee, Georgia) (Entered: 02/11/2008)