

CLOSED,NEBRASKA-DEFENDANT,NEBRASKADOCKET,TRIAL-OMAHA
U.S. District Court
District of Nebraska (8 Omaha)
CIVIL DOCKET FOR CASE #: 8:14-cv-00356-JFB-TDT

Waters et al vs. Ricketts et al
Assigned to: Senior Judge Joseph F. Bataillon
Referred to: Magistrate Judge Thomas D. Thalken
Case in other court: USCA-8th Circuit, 15-01452
Cause: 28:2201 Declaratory Judgement

Date Filed: 11/17/2014
Date Terminated: 02/04/2016
Jury Demand: None
Nature of Suit: 950 Constitutional - State Statute
Jurisdiction: Federal Question

Plaintiff

Susan Waters

represented by **Amy A. Miller**
AMERICAN CIVIL LIBERTIES UNION
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Plaintiff

Sally Waters

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Plaintiff

Nickolas Kramer

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Plaintiff

Jason Cadek

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Angela J. Dunne
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Plaintiff

Crystal Von Kampen

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Plaintiff

Carla Morris–Von Kampen

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Plaintiff

Gregory Tubach

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Plaintiff

William Roby

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Plaintiff

Jessica Kallstrom-Schreckengost

represented by **Amy A. Miller**
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Plaintiff

Kathleen Kallstrom-Schreckengost

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Plaintiff

Marjorie Plumb

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Plaintiff

Tracy Weitz

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Plaintiff

Randall Clark

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Plaintiff

Thomas Maddox

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Leslie Cooper
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Susan A. Koenig
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ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

Harold Wilson
TERMINATED: 01/07/2015

represented by **Harold Wilson**
37418
SPR-LINC CORR CTR, Lincoln
Correctional Center
P.O. Box 22800
Lincoln, NE 68542-2800
PRO SE

Intervenor Plaintiff

Gracy Sedlak
TERMINATED: 01/07/2015

represented by **Gracy Sedlak**
Address Updated 5/9/2013
1035 Hartley
Lincoln, NE 68521
(402) 641-4107
PRO SE

V.

Defendant

Dave Heineman
*in his official capacity as Governor of
Nebraska*
TERMINATED: 01/09/2015

represented by **Danielle L. Jones**
RITSEMA, LYON LAW FIRM –
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TERMINATED: 12/30/2015

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Defendant

Jon Bruning
*in his official capacity as Attorney
General of Nebraska*
TERMINATED: 01/09/2015

represented by **Danielle L. Jones**
(See above for address)
TERMINATED: 12/30/2015

David A. Lopez
(See above for address)
ATTORNEY TO BE NOTICED

Ryan S. Post
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Kim Conroy
*in her official capacity as Tax
Commissioner of the Nebraska
Department of Revenue*
TERMINATED: 01/09/2015

represented by **Danielle L. Jones**
(See above for address)
TERMINATED: 12/30/2015

David A. Lopez

(See above for address)
ATTORNEY TO BE NOTICED

Ryan S. Post
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Kerry Winterer
TERMINATED: 01/09/2015

represented by **Danielle L. Jones**
(See above for address)
TERMINATED: 12/30/2015

David A. Lopez
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Ryan S. Post
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Defendant

Dan Nolte
TERMINATED: 01/09/2015

represented by **Richard C. Grabow**
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Defendant

Pete Ricketts
*in his official capacity as Governor of
Nebraska*

represented by **Danielle L. Jones**
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TERMINATED: 12/30/2015

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ATTORNEY TO BE NOTICED

Defendant

Doug Peterson
*in his official capacity as Attorney
General of Nebraska*

represented by **Danielle L. Jones**
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TERMINATED: 12/30/2015

David T. Bydalek
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David A. Lopez
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ATTORNEY TO BE NOTICED

James D. Smith
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ATTORNEY TO BE NOTICED

Ryan S. Post
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ATTORNEY TO BE NOTICED

Defendant

Leonard J. Sloup
*in his official capacity as Acting Tax
Commissioner of the Nebraska
Department of Revenue
TERMINATED: 02/29/2016*

represented by **Danielle L. Jones**
(See above for address)
TERMINATED: 12/30/2015

David T. Bydalek
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James D. Smith
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Ryan S. Post
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ATTORNEY TO BE NOTICED

Defendant

Joseph Acierno
*in his official capacity as Acting CEO of
the Nebraska Department of Health and
Human Services
TERMINATED: 05/12/2015*

represented by **Danielle L. Jones**
(See above for address)
TERMINATED: 12/30/2015

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James D. Smith
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Ryan S. Post
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ATTORNEY TO BE NOTICED

Defendant

Dan Nolte
*in his official capacity as the Lancaster
 County Clerk*

represented by **James D. Smith**
 (See above for address)
 ATTORNEY TO BE NOTICED

Defendant

Courtney Phillips
*in her official capacity as CEO of the
 Nebraska Department of Health and
 Human Services*

represented by **Danielle L. Jones**
 (See above for address)
 TERMINATED: 12/30/2015

David T. Bydalek
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James D. Smith
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Ryan S. Post
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Defendant

Tony Fulton
*in his official capacity as Tax
 Commissioner of the Nebraska
 Department of Revenue*

represented by **David T. Bydalek**
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 ATTORNEY TO BE NOTICED

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Date Filed	#	Docket Text
11/17/2014	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400, receipt number 0867-2826150), by Attorney Angela J. Dunne on behalf of Carla Morris-Von Kampen, Marjorie Plumb, Nickolas Kramer, Gregory Tubach, Jessica Kallstrom-Schreckengost, Tracy Weitz, Sally Waters, Thomas Maddox, William Roby, Susan Waters, Jason Cadek, Randall Clark, Kathleen Kallstrom-Schreckengost, Crystal Von Kampen(Dunne, Angela) (Entered: 11/17/2014)
11/17/2014	2	TEXT NOTICE OF JUDGES ASSIGNED: Senior Judge Joseph F. Bataillon and Magistrate Judge Thomas D. Thalken assigned. (ELE,) (Entered: 11/17/2014)
11/17/2014	<u>3</u>	ATTORNEY LETTER by Clerk that Attorney Joshua Block has not registered for admittance to practice registered for the system. If the requested action is not taken within fifteen (15) days of the date of this letter, this matter will be referred to the assigned magistrate judge for the entry of a show cause order. (ELE,) (Entered: 11/17/2014)

11/17/2014	<u>4</u>	ATTORNEY LETTER by Clerk that Attorney Leslie Cooper has not registered for admittance to practice registered for the system. If the requested action is not taken within fifteen (15) days of the date of this letter, this matter will be referred to the assigned magistrate judge for the entry of a show cause order. (ELE,) (Entered: 11/17/2014)
11/21/2014	<u>5</u>	Summons Requested as to Jon Bruning regarding Complaint, <u>1</u> . (Dunne, Angela) (Entered: 11/21/2014)
11/21/2014	<u>6</u>	Summons Requested as to Dave Heineman regarding Complaint, <u>1</u> . (Dunne, Angela) (Entered: 11/21/2014)
11/21/2014	<u>7</u>	Summons Requested as to Kim Conroy regarding Complaint, <u>1</u> . (Dunne, Angela) (Entered: 11/21/2014)
11/21/2014	<u>8</u>	Summons Issued as to defendant(s) Jon Bruning, Kim Conroy, Dave Heineman YOU MUST PRINT YOUR ISSUED SUMMONS, WHICH ARE ATTACHED TO THIS DOCUMENT. PAPER COPIES WILL NOT BE MAILED. (NMW) (Entered: 11/21/2014)
12/02/2014	<u>9</u>	AMENDED COMPLAINT against Defendant All Defendants, by Attorney Angela J. Dunne on behalf of Marjorie Plumb, Gregory Tubach, Sally Waters, Susan Waters, Randall Clark, Carla Morris-Von Kampen, Nickolas Kramer, Jessica Kallstrom-Schreckengost, Tracy Weitz, Thomas Maddox, William Roby, Jason Cadek, Kathleen Kallstrom-Schreckengost, Crystal Von Kampen(Dunne, Angela) (Entered: 12/02/2014)
12/02/2014	<u>10</u>	MOTION for Preliminary Injunction by Attorney Angela J. Dunne on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz. (Attachments: # <u>1</u> Supplement Brief, # <u>2</u> Exhibit Index of Evidence, # <u>3</u> Exhibit Declaration of Susan Waters, # <u>4</u> Exhibit Declaration of Sally Waters, # <u>5</u> Exhibit Declaration of Nickolas Kramer, # <u>6</u> Exhibit Declaration of Jason Cadek, # <u>7</u> Exhibit Declaration of Crystal Von Kampen, # <u>8</u> Exhibit Declaration of Carla Morris-Von Kampen, # <u>9</u> Exhibit Declaration of Gregory Tubach, # <u>10</u> Exhibit Declaration of William Roby, # <u>11</u> Exhibit Declaration of Jessica Kallstrom-Schreckengost, # <u>12</u> Exhibit Declaration of Kathleen Kallstrom-Schreckengost, # <u>13</u> Exhibit Declaration of Marjorie Plumb, # <u>14</u> Exhibit Declaration of Tracy Weitz, # <u>15</u> Exhibit Declaration of Randall Clark, # <u>16</u> Exhibit Declaration of Thomas Maddox)(Dunne, Angela) (Entered: 12/02/2014)
12/02/2014	<u>11</u>	Summons Requested as to Dan Nolte regarding Motion for Preliminary Injunction,,,, <u>10</u> , Amended Complaint, <u>9</u> , Complaint, <u>1</u> . (Dunne, Angela) (Entered: 12/02/2014)
12/02/2014	<u>12</u>	Summons Requested as to Kerry Winterer regarding Motion for Preliminary Injunction,,,,, <u>10</u> , Amended Complaint, <u>9</u> , Complaint, <u>1</u> . (Dunne, Angela) (Entered: 12/02/2014)
12/02/2014	<u>13</u>	Summons Issued as to defendant(s) Dan Nolte, Kerry Winterer YOU MUST PRINT YOUR ISSUED SUMMONS, WHICH ARE ATTACHED TO THIS DOCUMENT. PAPER COPIES WILL NOT BE MAILED. (NMW) (Entered: 12/02/2014)
12/02/2014	<u>14</u>	APPLICATION/ORDER admitting pro hac vice Attorney Joshua Block for Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz. Ordered by Deputy Clerk. (MKR) (Entered: 12/02/2014)

12/02/2014	<u>15</u>	APPLICATION/ORDER admitting pro hac vice Attorney Leslie Cooper for Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters and Tracy Weitz. Ordered by Deputy Clerk. (MKR) (Entered: 12/02/2014)
12/02/2014	<u>16</u>	SUMMONS Returned Executed upon defendant Jon Bruning on 11/24/2014. (Dunne, Angela) (Entered: 12/02/2014)
12/02/2014	<u>17</u>	SUMMONS Returned Executed upon defendant Dave Heineman on 11/24/2014. (Dunne, Angela) (Entered: 12/02/2014)
12/02/2014	<u>18</u>	SUMMONS Returned Executed upon defendant Kim Conroy on 11/24/2014. (Dunne, Angela) (Entered: 12/02/2014)
12/05/2014	<u>19</u>	MOTION for Extension of Time to File a Responsive Pleading by Attorney David A. Lopez on behalf of Defendants Jon Bruning, Kim Conroy, Dave Heineman, Kerry Winterer.(Lopez, David) (Entered: 12/05/2014)
12/08/2014	<u>20</u>	TEXT ORDER granting <u>19</u> the defendants' Motion to Extend Time. Counsel should make special note of the changes to NECivR 6.1, which no longer governs the extension sought by the defendants. Nevertheless, pursuant to Fed. R. Civ. P. 6(b), good cause appears to allow the defendants an extension of time until January 20, 2015 , to answer or otherwise respond to the plaintiffs' Amended Complaint <u>2</u> . Ordered by Magistrate Judge Thomas D. Thalken. (TRL) (Entered: 12/08/2014)
12/10/2014	<u>21</u>	SUMMONS Returned Executed upon defendant Dan Nolte on 12/3/2014. (Dunne, Angela) (Entered: 12/10/2014)
12/10/2014	<u>22</u>	SUMMONS Returned Executed upon defendant Kerry Winterer on 12/3/2014. (Dunne, Angela) (Entered: 12/10/2014)
12/12/2014	<u>23</u>	TEXT ORDER Setting Hearing on MOTION for Preliminary Injunction <u>10</u> . A Motion Hearing is set for 1/29/2015 at 09:00 AM in Courtroom 3, Roman L. Hruska Federal Courthouse, 111 South 18th Plaza, Omaha, NE before Senior Judge Joseph F. Bataillon.Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 12/12/2014)
12/15/2014	<u>24</u>	MOTION to Intervene on behalf of Intervenor Plaintiffs Harold Wilson and Gracy Sedlak.(MKR) (Entered: 12/17/2014)
12/17/2014	<u>25</u>	NOTICE of Change of Address of <i>Danielle L. Jones</i> by Attorney Danielle L. Jones on behalf of Defendants Jon Bruning, Kim Conroy, Dave Heineman, Kerry Winterer (Jones, Danielle) (Entered: 12/17/2014)
12/17/2014	<u>26</u>	MOTION to Extend <i>Time to Respond to Motion 10 for Preliminary Injunction</i> by Attorney David A. Lopez on behalf of Defendants Jon Bruning, Kim Conroy, Dave Heineman, Kerry Winterer.(Lopez, David) (Entered: 12/17/2014)
12/17/2014	<u>27</u>	BRIEF in support of MOTION to Extend <i>Time to Respond to Motion 10 for Preliminary Injunction 26</i> by Attorney David A. Lopez on behalf of Defendants Jon Bruning, Kim Conroy, Dave Heineman, Kerry Winterer.(Lopez, David) (Entered: 12/17/2014)
12/18/2014	<u>28</u>	TEXT ORDER granting <u>26</u> defendants' Motion to Extend Time to Respond to Motion for Preliminary Injunction until January 22, 2015. Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 12/18/2014)
12/29/2014	<u>29</u>	OBJECTION to <i>Motion to Intervene</i> by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz.(Miller, Amy) (Entered: 12/29/2014)
12/29/2014	<u>30</u>	BRIEF in support of <i>Opposition to Motion to Intervene</i> by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz.(Miller, Amy) (Entered: 12/29/2014)

		12/29/2014)
12/31/2014	31	TEXT ORDER SETTING HEARING: Telephone Conference regarding the January 29, 2015 preliminary injunction hearing is set for 1/13/2015 at 09:00 AM in Chambers before Senior Judge Joseph F. Bataillon. Ordered by Senior Judge Joseph F. Bataillon. (ADB) (Entered: 12/31/2014)
01/02/2015	<u>32</u>	SUMMONS Returned Executed upon defendant Dan Nolte on 12/19/2014. (Dunne, Angela) (Entered: 01/02/2015)
01/05/2015	<u>33</u>	NOTICE of Appearance of <i>Limited Participation</i> by Attorney Richard C. Grabow on behalf of Defendant Dan Nolte (Grabow, Richard) (Entered: 01/05/2015)
01/05/2015	<u>34</u>	INTERNENORS OPPOSITION TO Plaintiffs Objection to Motion to Intervene <u>29</u> on behalf of Intervenor Plaintiffs Gracy Sedlak and Harold Wilson.(MKR) (Entered: 01/05/2015)
01/07/2015	<u>35</u>	MEMORANDUM AND ORDER – IT IS ORDERED: Harold Wilson's and Gracy Sedlak's motion to intervene (Filing No. <u>24</u>) is denied. The plaintiffs' objection to the intervention motion (Filing No. <u>29</u>) is sustained. Harold Wilson's and Gracy Sedlak's opposition to the plaintiffs' objection (Filing No. <u>34</u>) is overruled. Ordered by Senior Judge Joseph F. Bataillon. (Copy mailed to pro se party)(TCL) (Entered: 01/07/2015)
01/08/2015	<u>36</u>	MOTION to Substitute Party by Attorney David A. Lopez on behalf of Defendants Jon Bruning, Kim Conroy, Dave Heineman, Kerry Winterer.(Lopez, David) (Entered: 01/08/2015)
01/09/2015	<u>37</u>	ORDER granting defendant's <u>36</u> Motion Defendants. Dave Heineman (in his official capacity as Governor of Nebraska). Pursuant to Fed. R. Civ. P. 25(d) and in accordance with the motion, the motion is granted and the parties are hereby substituted. The Clerk of the Court shall modify the docket accordingly. Ordered by Magistrate Judge Thomas D. Thalken. (MKR) (Entered: 01/09/2015)
01/12/2015	<u>38</u>	NOTICE of Appearance by Attorney James D. Smith on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup (Smith, James) (Entered: 01/12/2015)
01/20/2015	<u>39</u>	<i>State Defendants'</i> ANSWER to Amended Complaint, <u>9</u> by Attorney James D. Smith on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup(Smith, James) (Entered: 01/20/2015)
01/21/2015	<u>40</u>	NOTICE of Appearance by Attorney David T. Bydalek on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup (Bydalek, David) (Entered: 01/21/2015)
01/21/2015	<u>41</u>	MOTION to Stay <i>Proceedings</i> by Attorney David A. Lopez on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 01/21/2015)
01/21/2015	<u>42</u>	BRIEF in support of MOTION to Stay <i>Proceedings</i> <u>41</u> by Attorney David A. Lopez on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 01/21/2015)
01/22/2015	<u>43</u>	BRIEF in opposition to MOTION for Preliminary Injunction <u>10</u> by Attorney James D. Smith on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup.(Smith, James) (Entered: 01/22/2015)
01/22/2015	<u>44</u>	INDEX in opposition to MOTION for Preliminary Injunction <u>10</u> by Attorney James D. Smith on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup. (Attachments: # <u>1</u> Affidavit of Catherine Pakaluk, # <u>2</u> Affidavit of Joseph M. Acierno, # <u>3</u> Affidavit of David T. Bydalek (Part 1 of 2), # <u>4</u> Affidavit of David T. Bydalek (Part 2 of 2))(Smith, James) (Entered: 01/22/2015)
01/23/2015	45	TEXT ORDER – The Motion Hearing scheduled for 1/29/2015 is cancelled pending further order of the Court. Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 01/23/2015)

01/23/2015	<u>46</u>	BRIEF in opposition to <i>Motion to Stay Proceedings</i> by Attorney Angela J. Dunne on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz.(Dunne, Angela) (Entered: 01/23/2015)
01/25/2015	<u>47</u>	REPLY BRIEF in support of MOTION to Stay <i>Proceedings</i> <u>41</u> by Attorney David A. Lopez on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 01/25/2015)
01/27/2015	<u>48</u>	MEMORANDUM AND ORDER that State defendants' <u>41</u> Motion to Stay is denied. This matter is set for oral argument on February 19, 2015 at 2:00 p.m. Ordered by Senior Judge Joseph F. Bataillon. (ADB) (Entered: 01/27/2015)
01/29/2015	<u>49</u>	BRIEF in support of <i>Motion for Preliminary Injunction</i> by Attorney Angela J. Dunne on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz.(Dunne, Angela) (Entered: 01/29/2015)
02/19/2015	50	TEXT MINUTE ENTRY for proceedings held before Senior Judge Joseph F. Bataillon. Motion Hearing held on 2/19/2015 regarding MOTION for Preliminary Injunction <u>10</u> . Appearances made on the record. Argument by plaintiff and defendant. Written order forthcoming. Hearing held in Omaha. Courtroom Deputy: Amy Brunswick; Reporter: Rogene Schroder ; Appearance for Plaintiff: Amy Miller, Angela Dunne, Leslie Cooper, Susan Koenig. Appearance for Defendant: David Lopez, Doug Peterson, Danielle Jones, Stephanie Caldwell, Ryan Post. Time Start: 1:57 PM; Time Stop: 3:03 PM; Time in Court: 1 Hour 6 Minutes. (ADB) (Entered: 02/19/2015)
02/23/2015	<u>51</u>	ATTACHMENT – CONTINUED regarding MOTION for Preliminary Injunction <u>10</u> . <i>Declaration of Angela Dunne</i> by Attorney Angela J. Dunne on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz. (Attachments: # <u>1</u> Supplement Attachment to the Motion for Preliminary Injunction)(Dunne, Angela) (Entered: 02/23/2015)
02/23/2015	<u>52</u>	OBJECTION to <i>Declaration of Angela Dunne</i> [<u>51-1</u>] by Attorney Ryan S. Post on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup.(Post, Ryan) (Entered: 02/23/2015)
02/23/2015	<u>53</u>	BRIEF in support of OBJECTION to <i>Declaration of Angela Dunne</i> [<u>51-1</u>] <u>52</u> by Attorney Ryan S. Post on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup.(Post, Ryan) (Entered: 02/23/2015)
03/02/2015	<u>54</u>	MEMORANDUM AND ORDER – Accordingly: The plaintiffs' motion for a preliminary injunction (Filing No. <u>10</u>) is granted. The defendant's oral motion for a stay is denied. The defendant's objection to the declaration of Angela Dunne (Filing No. <u>52</u>) is overruled. A preliminary injunction, effective March 9, 2015, at 8:00 a.m. CDT will issue this date. Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 03/02/2015)
03/02/2015	<u>55</u>	INJUNCTION – Pursuant to the Memorandum and Order <u>54</u> entered this date, IT IS ORDERED that all relevant state officials are ordered to treat same-sex couples the same as different sex couples in the context of processing a marriage license or determining the rights, protections, obligations or benefits of marriage. IT IS FURTHER ORDERED that this order will be effective on Monday, March 9, 2015, at 8:00 a.m. CDT. Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 03/02/2015)
03/02/2015	<u>56</u>	INTERLOCUTORY APPEAL regarding Preliminary Injunction, <u>55</u> , Order on Motion for Preliminary Injunction,, Order on Objection, <u>54</u> Filing fee \$ 505, receipt number 0867-2897535. (Lopez, David) (Entered: 03/02/2015)

03/02/2015	<u>57</u>	NOTIFICATION OF APPEAL AND NOA SUPPLEMENT by Clerk to USCA regarding Memorandum and Order <u>54</u> and Injunction <u>55</u> . Notice of Appeal filed on 3/2/15 by Defendants Pete Ricketts, Doug Peterson, Leonard J. Sloup and Joseph Acierno. NOTIFICATION TO COUNSEL AND PARTIES – FILE REQUEST FOR TRANSCRIPT WITH THE DISTRICT COURT CLERK'S OFFICE. (JSF) (Entered: 03/02/2015)
03/02/2015	<u>58</u>	REQUEST FOR TRANSCRIPT for proceedings held on 02/19/2015 before District Judge Joseph F. Bataillon (<i>Hearing on Plaintiffs' Motion for Preliminary Injunction</i>) (Lopez, David) (Entered: 03/02/2015)
03/02/2015	<u>59</u>	SCHEDULING LETTER from USCA – 8th Circuit [15–1452] as to Interlocutory Appeal <u>56</u> ; (Attachments: # <u>1</u> Letter by Clerk from USCA–8th Circuit)(MKR) (Entered: 03/02/2015)
03/05/2015	<u>60</u>	TRANSCRIPT (UNREDACTED) of Proceedings before Senior Judge Joseph F. Bataillon held on February 19, 2015. Total Number of Pages: 51. The transcript can only be viewed at the courts public terminal or purchased through Court Reporter Rogene S. Schroder at (402) 661–7383 or rogecrr@yahoo.com before the expiration of the Release of Transcript Restriction deadline. The parties have 5 business days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days. Redaction Request due 3/26/2015. Redacted Transcript Deadline set for 4/6/2015. Release of Transcript Restriction set for 6/3/2015. (RSS) (Entered: 03/05/2015)
03/06/2015	<u>61</u>	COPY of Order from USCA – 8th Circuit [15–1452] Appellants' Emergency Motion for Stay Pending Appeal has been considered by the court, and the motion is granted. The District Court's Injunction Order of March 2, 2015 will be stayed pending the disposition of this appeal. It is further ordered that this case be set for oral argument in Omaha, Nebraska on May 12, 2015, together with the three other same–sex marriage cases now pending before the court. The clerk is directed to expedite the briefing in the case and establish the following schedule for the completion of the briefing: (MKR) (Entered: 03/06/2015)
03/09/2015	<u>62</u>	SUPPLEMENT TO USCA RECORD (<i>Transcript <u>60</u> of hearing on motion for preliminary injunction</i>) (Lopez, David) (Entered: 03/09/2015)
03/12/2015	<u>63</u>	Transmittal Letter to USCA–8th Circuit [15–1452] of Transcript <u>60</u> regarding Interlocutory Appeal <u>56</u> . (MKR) (Entered: 03/12/2015)
04/29/2015	<u>64</u>	COPY of Order from USCA – 8th Circuit [15–1452] On the court's own motion, oral arguments and any further consideration of these cases will be deferred pending the Supreme Court of the United States decisions in Nos. 14–556, 14–562, 14–571, and 14–574 James Obergefell, et al. v. Richard Hodges, etc., et al. The briefing schedule in this case is suspended pending further order of the court. (MKR) (Entered: 04/29/2015)
05/11/2015	<u>65</u>	MOTION to Substitute Party (<i>Courtney Phillips for Joseph Acierno</i>) by Attorney David A. Lopez on behalf of Defendants Joseph Acierno, Doug Peterson, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 05/11/2015)
05/12/2015	<u>66</u>	ORDER granting the State Defendant's <u>65</u> Motion to Substitute Party. Pursuant to Fed. R. Civ. P. 25(d) and in accordance with the motion, the motion is granted and Courtney Phillips, in her official capacity as CEO of the Nebraska Department of Health and Human Services, is hereby substituted as a defendant in this matter to replace Joseph Acierno. The Clerk of the Court shall modify the docket accordingly. Ordered by Magistrate Judge Thomas D. Thalken. (MKR) (Entered: 05/12/2015)
06/30/2015	<u>67</u>	COPY of Order from USCA – 8th Circuit [15–1452] This court's order of March 5, 2015, staying the District Court's injunction Order of March 2, 2015, is hereby vacated. (MKR) (Entered: 07/01/2015)
07/13/2015	<u>68</u>	MOTION for Summary Judgment by Attorney Amy A. Miller on behalf of Plaintiffs William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz, Intervenor Plaintiff Gracy Sedlak.(Miller, Amy) (Entered: 07/13/2015)

07/16/2015	<u>69</u>	TEXT NOTICE by Clerk that a system error occurred that prevented the header from appearing on document <u>68</u> filed between July 11, 2015 – July 13, 2015. The error has now been fixed. You will not receive a free look at the document hyperlinked in this notice, however, if you would like to receive a copy of the document sent to you via e-mail, please contact our office at (866) 220-4381 (Omaha) or (866) 220-4379 (Lincoln). (KMG) (Entered: 07/16/2015)
08/03/2015	<u>70</u>	MOTION for Leave to file Amended Answer by Attorney Ryan S. Post on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup. (Attachments: # <u>1</u> Exhibit Unsigned Amended Answer)(Post, Ryan) (Entered: 08/03/2015)
08/03/2015	<u>71</u>	BRIEF in support of MOTION for Leave to file Amended Answer <u>70</u> by Attorney Ryan S. Post on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Post, Ryan) (Entered: 08/03/2015)
08/03/2015	<u>72</u>	MOTION for Summary Judgment (<i>Cross-Motion for Summary Judgment by State Defendants</i>) by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 08/03/2015)
08/03/2015	<u>73</u>	BRIEF of State Defendants in Opposition to Plaintiffs' Motion for Summary Judgment <u>68</u> and in Support of Cross-Motion for Summary Judgment <u>72</u> by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 08/03/2015)
08/03/2015	<u>74</u>	INDEX of State Defendants in Opposition to Plaintiffs' Motion for Summary Judgment <u>68</u> and in Support of Cross-Motion for Summary Judgment <u>72</u> by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup. (Attachments: # <u>1</u> Affidavit Declaration of David A. Lopez, # <u>2</u> Exhibit A (Suggestion of Mootness), # <u>3</u> Exhibit B (Declaration of Peterson), # <u>4</u> Exhibit C (Declaration of Lopez with attachments), # <u>5</u> Exhibit D (Declaration of Sloup with attachments), # <u>6</u> Exhibit E (Declaration of Post with attachments), # <u>7</u> Exhibit F (Declaration of Chambers), # <u>8</u> Exhibit G (Revised Nebraska Marriage Worksheet))(Lopez, David) (Entered: 08/03/2015)
08/04/2015	<u>75</u>	TEXT ORDER granting <u>70</u> Motion for Leave to File Amended Answer. The defendants shall have until August 7, 2015, to file the amended answer. Ordered by Magistrate Judge Thomas D. Thalken. (BJC) (Entered: 08/04/2015)
08/04/2015	<u>76</u>	Amended ANSWER to Amended Complaint, <u>9</u> by Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup (Post, Ryan) (Entered: 08/04/2015)
08/10/2015	<u>77</u>	Consolidated REPLY to Counterclaim in Support of Motion for Summary Judgment and Opposition to Cross-Motion for Summary Judgment by Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz (Attachments: # <u>1</u> Statement of Material Facts) (Dunne, Angela) (Entered: 08/10/2015)
08/11/2015	<u>78</u>	COPY of Opinion of USCA – 8th Circuit, Appellate Docket Number 15-1452, regarding Interlocutory Appeal <u>56</u> . The preliminary injunction is affirmed and the case remanded for entry of final judgment on the merits in favor of the plaintiffs. All pending motions are denied. (Attachments: # <u>1</u> Letter by Clerk from USCA, # <u>2</u> Letter to West Publishing)(MKR) (Entered: 08/11/2015)
08/11/2015	<u>79</u>	COPY of Judgment from USCA – 8th Circuit [15-1452]. This appeal from the United States District Court was submitted on the record of the district court and briefs of the parties. After consideration, it is hereby ordered and adjudged that the judgment of the district court in this cause is affirmed and the cause is remanded to the district court for proceedings consistent with the opinion of this court. (MKR) (Entered: 08/11/2015)

08/11/2015	<u>80</u>	COPY of Amended Judgment from USCA – 8th Circuit [15–1452]. This judgment is amending the judgment of August 11, 2015 by adding the following to the end of the judgment: All pending motions are denied.This appeal from the United States District Court was submitted on the record of the district court and briefs of the parties. After consideration, it is hereby ordered and adjudged that the judgment of the district court in this cause is affirmed and the cause is remanded to the district court for proceedings consistent with the opinion of this court. All pending motions are denied. (MKR) (Entered: 08/11/2015)
08/12/2015	<u>81</u>	REPLY BRIEF in support of MOTION for Summary Judgment (<i>Cross–Motion for Summary Judgment by State Defendants</i>) <u>72</u> <i>Urging No Ruling on Pending Motions Until 8th Circuit Mandate Issuance</i> by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 08/12/2015)
09/18/2015	<u>82</u>	COPY of Order from USCA – 8th Circuit [15–1452] The petition for rehearing en banc is denied. The petition for rehearing by the panel is also denied. (MKR) (Entered: 09/18/2015)
09/24/2015	<u>83</u>	SUPPLEMENTAL MOTION for Summary Judgment <i>and Brief in Support</i> by Attorney Angela J. Dunne on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom–Schreckengost, Kathleen Kallstrom–Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris–Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz. (Attachments: # <u>1</u> Exhibit Declaration of Brook Wagner, # <u>2</u> Exhibit Declaration of Nicole Wagner, # <u>3</u> Exhibit Affidavit of Jennifer McGowan, # <u>4</u> Exhibit Affidavit of Bobbie McGowan, # <u>5</u> Exhibit Affidavit of Stefanie Flodman, # <u>6</u> Exhibit Declaration of Jessica Kallstrom–Schreckengost, # <u>7</u> Exhibit Declaration of Jessica Kallstrom–Schreckengost)(Dunne, Angela) (Entered: 09/24/2015)
09/24/2015	<u>84</u>	MANDATE from USCA – 8th Circuit (15–1452) that in accordance with the opinion and judgment of 8/11/2015, and pursuant to the provisions of Federal Rule of Appellate Procedure 41(a), the formal mandate is hereby issued in the above–styled matter regarding Interlocutory Appeal <u>56</u> . (JSF) (Entered: 09/24/2015)
09/29/2015	<u>85</u>	MOTION to Strike SUPPLEMENTAL MOTION for Summary Judgment <i>and Brief in Support</i> <u>83</u> (<i>and all of its attachments</i>) <i>and Objections to the Same</i> by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 09/29/2015)
09/29/2015	<u>86</u>	BRIEF in support of MOTION to Strike SUPPLEMENTAL MOTION for Summary Judgment <i>and Brief in Support</i> <u>83</u> (<i>and all of its attachments</i>) <i>and Objections to the Same</i> <u>85</u> by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 09/29/2015)
09/30/2015	<u>87</u>	MOTION for Leave to <i>File Supplement to Motion for Summary Judgment</i> by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom–Schreckengost, Kathleen Kallstrom–Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris–Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz, Intervenor Plaintiff Gracy Sedlak. (Attachments: # <u>1</u> Supplement to Motion for Summary Judgment, # <u>2</u> Exhibit Declaration of Brooke Wagner, # <u>3</u> Exhibit Declaration of Nicole Wagner, # <u>4</u> Exhibit Affidavit of Jennifer McGowan, # <u>5</u> Exhibit Affidavit of Bobbie McGowan, # <u>6</u> Exhibit Affidavit of Stefanie Flodman, # <u>7</u> Exhibit Declaration of Jessica Kallstrom Schreckengost, # <u>8</u> Exhibit Declaration of Jessica Kallstrom Schreckengost)(Miller, Amy) (Entered: 09/30/2015)

09/30/2015	<u>88</u>	RESPONSE to Motion to Strike Supplement to Motion for Summary Judgment by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz, Intervenor Plaintiff Gracy Sedlak.(Miller, Amy) (Entered: 09/30/2015)
10/08/2015	<u>89</u>	BRIEF (Consolidated) in Opposition to "Motion for Leave to File Supplement" <u>87</u> and Reply Brief in Support of "Objections to Supplement to Motion for Summary Judgment and Brief in Support and Motion to Strike" <u>85</u> by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 10/08/2015)
10/20/2015	<u>90</u>	MEMORANDUM AND ORDER – IT IS ORDERED that: The plaintiffs' supplemental motion (Filing No. <u>83</u>) and the defendants' motion to strike (Filing No. <u>85</u>) are denied as moot. The plaintiffs' motion for leave to supplement the record (Filing No. <u>87</u>) is granted. The supplemental materials (Filing No. <u>87</u> , Attachments 1–8) are deemed filed instant. The defendants shall file any responsive materials or briefs within 14 days of the date of this order and the plaintiffs shall have one week thereafter in which to respond, at which time the cross-motions for summary judgment will be considered submitted. Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 10/20/2015)
11/03/2015	<u>91</u>	BRIEF in opposition to MOTION for Summary Judgment <u>68</u> (Supplemental Brief) by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 11/03/2015)
11/03/2015	<u>92</u>	INDEX in opposition to MOTION for Summary Judgment <u>68</u> (Supplemental Index) by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup. (Attachments: # <u>1</u> Affidavit Declaration of Courtney Phillips)(Lopez, David) (Entered: 11/03/2015)
11/09/2015	<u>93</u>	BRIEF in opposition to Defendants' Opposition to Plaintiffs' Motion for Summary Judgment by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom-Schreckengost, Kathleen Kallstrom-Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris-Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz, Intervenor Plaintiff Gracy Sedlak.(Miller, Amy) (Entered: 11/09/2015)
12/29/2015	<u>94</u>	MOTION to Withdraw as Attorney by Attorney Danielle L. Jones on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Jones, Danielle) (Entered: 12/29/2015)
12/30/2015	<u>95</u>	TEXT ORDER granting <u>94</u> Motion to Withdraw as Attorney. For good cause shown pursuant to NEGenR 1.3(f), Danielle L. Jones is granted leave to withdraw as counsel for the defendants. Other counsel remains for the defendants. The Clerk of Court shall stop all electronic notices to Ms. Jones regarding this case. Ordered by Magistrate Judge Thomas D. Thalken. (SMN) (Entered: 12/30/2015)
02/04/2016	<u>96</u>	MEMORANDUM AND ORDER: Plaintiffs' motion for summary judgment, Filing No. 68, is granted as set forth herein; Defendants' motion for summary judgment, Filing No. 72, is denied; Plaintiffs' motion for leave to file supplement to motion for summary judgment, Filing No. 87, is granted; The Court declares Article I, § 29 of the Nebraska Constitution unconstitutional in light of Obergefell v. Hodges, 135 S. Ct. 2584 (2015). A permanent injunction is hereby entered prohibiting the enforcement of Section 29 of the Nebraska Constitution. A separate order is filed in conjunction with this memorandum and order; Effective immediately, IT IS ORDERED that all relevant state officials shall treat same-sex couples the same as different-sex couples in the context of processing a marriage license or determining the rights, protections, obligations or benefits of marriage; The Court will retain jurisdiction over the enforcement of the permanent injunction and issues related to this lawsuit for a period of at least three years. If a further extension is merited, the parties may file a motion with the Court. Ordered by Senior Judge Joseph F. Bataillon. (ADB) (Entered: 02/04/2016)
02/04/2016	<u>97</u>	PERMANENT INJUNCTION: Pursuant to the Memorandum and Order entered this date, IT IS ORDERED that all relevant state officials are ordered to treat same-sex

		couples the same as different–sex couples in the context of processing a marriage license or determining the rights, protections, obligations or benefits of marriage. IT IS FURTHER ORDERED that this order will be effective on Thursday, February 4, 2016 at 4:00 p.m. CDT. Ordered by Senior Judge Joseph F. Bataillon. (ADB) (Entered: 02/04/2016)
02/17/2016	<u>98</u>	JOINT MOTION to Extend <i>Deadline for Application for Attorney Fees and Costs</i> by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom–Schreckengost, Kathleen Kallstrom–Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris–Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz, Intervenor Plaintiff Gracy Sedlak.(Miller, Amy) (Entered: 02/17/2016)
02/17/2016	99	TEXT ORDER granting <u>98</u> Joint Motion to Extend the deadline for Plaintiffs' application for attorney fees and costs until March 3, 2016. Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 02/17/2016)
02/27/2016	<u>100</u>	MOTION to Substitute Party (<i>Tony Fulton for Leonard J. Sloup</i>) by Attorney David A. Lopez on behalf of Defendants Doug Peterson, Courtney Phillips, Pete Ricketts, Leonard J. Sloup.(Lopez, David) (Entered: 02/27/2016)
02/29/2016	<u>101</u>	ORDER granting the State defendants' <u>100</u> Motion to Substitute Party. Pursuant to Fed. R. Civ. P. 25(d), the motion is granted and Tony Fulton, in his official capacity as Tax Commissioner of the Nebraska Department of Revenue, is hereby substituted as a defendant in this matter to replace Leonard J. Sloup. The Clerk of the Court shall modify the docket accordingly. Ordered by Magistrate Judge Thomas D. Thalken. (MKR) (Entered: 02/29/2016)
03/01/2016	<u>102</u>	JOINT MOTION to Extend <i>Deadline for Application for Attorney Fees and Costs</i> by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom–Schreckengost, Kathleen Kallstrom–Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris–Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz, Intervenor Plaintiff Gracy Sedlak.(Miller, Amy) (Entered: 03/01/2016)
03/02/2016	103	TEXT ORDER granting the parties' <u>102</u> Joint Motion to Extend the deadline for plaintiffs' application for attorney fees and costs. The parties shall inform the Court of the status of the settlement within 90 days of this order. Ordered by Senior Judge Joseph F. Bataillon. (TCL) (Entered: 03/02/2016)
06/01/2016	<u>104</u>	STATUS REPORT by Attorney Amy A. Miller on behalf of Plaintiffs Jason Cadek, Randall Clark, Jessica Kallstrom–Schreckengost, Kathleen Kallstrom–Schreckengost, Nickolas Kramer, Thomas Maddox, Carla Morris–Von Kampen, Marjorie Plumb, William Roby, Gregory Tubach, Crystal Von Kampen, Sally Waters, Susan Waters, Tracy Weitz.(Miller, Amy) (Entered: 06/01/2016)
06/14/2016	<u>105</u>	ORDER that this matter is before the court on the status report of the parties, Filing No. 104. Having been advised that all pending matters, including attorney fees and costs, have been resolved the court finds, for docket control purposes, this action can be closed. Of course, the court automatically retains jurisdiction to enforce its injunction, should any future problems arise. Accordingly, IT IS ORDERED: The Clerk of Court is directed to close this case. Ordered by Senior Judge Joseph F. Bataillon. (ADB) (Entered: 06/14/2016)