

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:14-cv-05317-CM-KNF**

Taylor et al v. Zucker et al
Assigned to: Judge Colleen McMahon
Referred to: Magistrate Judge Kevin Nathaniel Fox
Cause: 42:1396 – Tort Negligence

Date Filed: 07/15/2014
Date Terminated: 10/13/2015
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: Federal Question

Plaintiff

Janie Taylor

*individually and on behalf of all others
similarly situated*

represented by **Jane Greengold Stevens**
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ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Plaintiff

Eddy Lemieux

by his next friend, Marie Ladiny.

represented by **Jane Greengold Stevens**
(See above for address)

*individually and on behalf of all others
similarly situated*

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Elizabeth Anne Jois
(See above for address)
ATTORNEY TO BE NOTICED

Michelle Nicole Pallak Movahed
(See above for address)
ATTORNEY TO BE NOTICED

Sabrina Tavi
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Anibal Santiago
*by his next friend Denise Rivera,
individually and on behalf of all others
similarly situated*

represented by **Jane Greengold Stevens**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Elizabeth Anne Jois
(See above for address)
ATTORNEY TO BE NOTICED

Michelle Nicole Pallak Movahed
(See above for address)
ATTORNEY TO BE NOTICED

Sabrina Tavi
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Howard Zucker
*as acting commissioner of the New York
State Department of Health
TERMINATED: 10/14/2015*

represented by **Jennifer C. Simon**
Office of the Attorney General of the State
of New York
120 Broadway, 24th fl.
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*LEAD ATTORNEY
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Defendant

Kristin M. Proud
*as Commissioner of the New York State
Office of Temporarily and Disability
Assistance
TERMINATED: 10/14/2015*

represented by **Jennifer C. Simon**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
07/15/2014	<u>1</u>	COMPLAINT against Kristin M. Proud, Howard Zucker. (Filing Fee \$ 350.00, Receipt Number 100202) Document filed by Janie Taylor, Anibal Santiago, Eddy Lemieux.(laq) (moh). (Entered: 07/21/2014)
07/15/2014		SUMMONS ISSUED as to Kristin M. Proud, Howard Zucker. (laq) (Entered: 07/21/2014)

07/15/2014		CASE REFERRED TO Judge Shira A. Scheindlin as possibly related to 12cv3216. (laq) (Entered: 07/21/2014)
07/15/2014		Case Designated ECF. (laq) (Entered: 07/21/2014)
07/15/2014	<u>2</u>	CIVIL COVER SHEET filed. (laq) (moh). (Entered: 07/21/2014)
07/15/2014	<u>3</u>	STATEMENT OF RELATEDNESS re: that this action be filed as related to 12cv3216. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(laq) (moh). (Entered: 07/21/2014)
07/21/2014		***NOTE TO ATTORNEY TO E-MAIL PDF. Note to Attorney Jane Greengold Stevens for noncompliance with Section 14.2 of the S.D.N.Y. Electronic Case Filing Rules & Instructions. E-MAIL the PDF for Document <u>1</u> Complaint to: caseopenings@nysd.uscourts.gov. (laq) (Entered: 07/21/2014)
07/21/2014		***NOTICE TO ATTORNEY TO SUBMIT PDF OF CIVIL COVER SHEET. Notice to Attorney Jane Greengold Stevens, to submit PDF of the Civil Cover Sheet. Email a copy of Civil Cover Sheet to: caseopenings@nysd.uscourts.gov. (laq) (Entered: 07/21/2014)
07/21/2014		***NOTICE TO ATTORNEY TO SUBMIT RELATED CASE STATEMENT. Notice to Attorney Jane Greengold Stevens, for noncompliance with Local Civil Rule 13 of the Rules for the Division of Business Among Judges. Attorney must submit Related Case Statement for filing. Send a hard copy of the Related Case Statement form to: Clerk's Office, Finance Unit, 500 Pearl Street, Room 120, New York, NY 10007 and send a PDF of the Related Case Statement form to caseopenings@nysd.uscourts.gov. (laq) (Entered: 07/21/2014)
07/28/2014	<u>4</u>	NOTICE OF APPEARANCE by Jennifer C. Simon on behalf of Kristin M. Proud. (Simon, Jennifer) (Entered: 07/28/2014)
07/28/2014	<u>5</u>	LETTER addressed to Judge Shira A. Scheindlin from Jennifer C. Simon dated July 28, 2014 re: Plaintiffs' Statement of Relatedness. Document filed by Kristin M. Proud.(Simon, Jennifer) (Entered: 07/28/2014)
07/28/2014	<u>6</u>	NOTICE OF APPEARANCE by Sabrina Tavi on behalf of Eddy Lemieux, Anibal Santiago, Janie Taylor. (Tavi, Sabrina) (Entered: 07/28/2014)
07/28/2014	<u>7</u>	NOTICE OF CHANGE OF ADDRESS by Jennifer C. Simon on behalf of Kristin M. Proud. New Address: Office of the Attorney General of the State of New York, 120 Broadway, 24th Floor, New York, New York, 10271, (212) 416-6556. (Simon, Jennifer) (Entered: 07/28/2014)
07/29/2014	<u>8</u>	NOTICE OF APPEARANCE by Benjamin Wait Taylor on behalf of Janie Taylor. (Taylor, Benjamin) (Entered: 07/29/2014)
08/04/2014		NOTICE OF CASE ASSIGNMENT to Judge Colleen McMahan. Judge Unassigned is no longer assigned to the case. (pgu) (Entered: 08/04/2014)
08/04/2014		Magistrate Judge Kevin Nathaniel Fox is so designated. (pgu) (Entered: 08/04/2014)
08/04/2014		CASE DECLINED AS NOT RELATED. Case referred as related to 12-cv-3216 and declined by The Assignment Committee and returned to wheel for assignment. (pgu) (Entered: 08/04/2014)
08/05/2014	<u>9</u>	NOTICE OF APPEARANCE by Jennifer C. Simon on behalf of Howard Zucker. (Simon, Jennifer) (Entered: 08/05/2014)
08/05/2014	<u>10</u>	LETTER MOTION for Extension of Time to File Answer addressed to Judge Colleen McMahan from Jennifer C. Simon dated August 5, 2014. Document filed by Kristin M. Proud.(Simon, Jennifer) (Entered: 08/05/2014)
08/07/2014	<u>11</u>	ORDER granting <u>10</u> Letter Motion for Extension of Time to Answer re <u>10</u> LETTER MOTION for Extension of Time to File Answer addressed to Judge Colleen McMahan from Jennifer C. Simon dated August 5, 2014. OK. Kristin M. Proud answer due 8/19/2014; Howard Zucker answer due 8/19/2014. (Signed by Judge Colleen McMahan on 8/7/2014) (ja) (Entered: 08/07/2014)

08/18/2014	<u>12</u>	CONSENT LETTER MOTION for Extension of Time addressed to Judge Colleen McMahon from Jennifer C. Simon dated August 18, 2014. Document filed by Kristin M. Proud, Howard Zucker.(Simon, Jennifer) (Entered: 08/18/2014)
08/18/2014	<u>13</u>	ORDER granting <u>12</u> Letter Motion for Extension of Time. Granted. (Signed by Judge Colleen McMahon on 8/18/2014) (ja) (Entered: 08/18/2014)
08/18/2014		Set/Reset Deadlines: Kristin M. Proud answer due 10/24/2014; Howard Zucker answer due 10/24/2014. (ja) (Entered: 08/18/2014)
10/20/2014	<u>14</u>	LETTER MOTION for Extension of Time to File Answer addressed to Judge Colleen McMahon from Jennifer C. Simon dated October 20, 2014. Document filed by Kristin M. Proud, Howard Zucker.(Simon, Jennifer) (Entered: 10/20/2014)
10/21/2014	<u>15</u>	ORDER SCHEDULING AN INITIAL PRETRIAL CONFERENCE: Initial Conference set for 11/7/2014 at 10:15 AM in Courtroom 17C, 500 Pearl Street, New York, NY 10007 before Judge Colleen McMahon. (Signed by Judge Colleen McMahon on 10/21/2014) (kgo) (Entered: 10/21/2014)
10/21/2014	<u>16</u>	ORDER granting <u>14</u> Letter Motion for Extension of Time to Answer. OK – last extension (Kristin M. Proud answer due 11/14/2014; Howard Zucker answer due 11/14/2014.) (Signed by Judge Colleen McMahon on 10/21/2014) (kgo) Modified on 10/22/2014 (kgo). (Entered: 10/21/2014)
11/07/2014		Minute Entry for proceedings held before Judge Colleen McMahon: Initial Pretrial Conference held on 11/7/2014. Decision: Discovery is stayed until 1/23/2015. If the parties are unable to settle within that period, they must begin litigating, and must appear for a case management conference on January 30, 2015 at 9:30 a.m. (Submitted by Sarah Siegel). (mde) (Entered: 11/07/2014)
11/07/2014		Set/Reset Hearings: Case Management Conference set for 1/30/2015 at 9:30 AM in Courtroom 17C, 500 Pearl Street, New York, NY 10007 before Judge Colleen McMahon. (mde) (Entered: 11/07/2014)
11/14/2014	<u>17</u>	ANSWER to <u>1</u> Complaint. Document filed by Kristin M. Proud, Howard Zucker.(Simon, Jennifer) (Entered: 11/14/2014)
01/30/2015		Minute Entry for proceedings held before Judge Colleen McMahon: Pretrial Conference held on 1/30/2015. Decision: Conference held. Motion to certify a class action due 3/13/15. All discovery to be completed by August 28, 2015. (Submitted by Sarah Siegel). (mde) (Entered: 02/05/2015)
03/13/2015	<u>18</u>	FILING ERROR – DEFICIENT DOCKET ENTRY – MOTION to Amend/Correct <i>the Class Action Complaint.</i> , MOTION to Certify Class . Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Attachments: # <u>1</u> MOL in Support of Motions to Amend and for Class Certification, # <u>2</u> Exhibit Decl of Jane Stevens In Support of Motions, # <u>3</u> Ex. A Proposed Amended Complaint, # <u>4</u> Affidavit Ex. B Decl. of Janie Taylor, # <u>5</u> Affidavit Ex. C Decl. of Denise Rivera, # <u>6</u> Affidavit Ex. D Decl. of Marie Ladiny, # <u>7</u> Affidavit Ex. E Decl. of Galina Tsvilikhovsky, # <u>8</u> Affidavit Ex. F Decl. of Maria Shkolnik, # <u>9</u> Affidavit Ex. G Decl. of Elizabeth Jois)(Stevens, Jane) Modified on 3/16/2015 (db). (Entered: 03/13/2015)
03/16/2015		***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT – DEFICIENT DOCKET ENTRY ERROR. Notice to Attorney Jane Greengold Stevens to RE-FILE Document <u>18</u> MOTION to Amend/Correct <i>the Class Action Complaint.</i> MOTION to Certify Class . ERROR(S): Supporting Documents are filed separately, each receiving their own document #. (db) (Entered: 03/16/2015)
03/16/2015	<u>19</u>	MOTION to Amend/Correct <i>the Complaint.</i> , MOTION to Certify Class . Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>20</u>	MEMORANDUM OF LAW in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint.</i> MOTION to Certify Class . . Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>21</u>	DECLARATION of Jane Greengold Stevens in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint.</i> MOTION to Certify Class . . Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Attachments: # <u>1</u> Exhibit Proposed

		Amended Complaint)(Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>22</u>	DECLARATION of Janie Taylor in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>23</u>	DECLARATION of Denise Rivera in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>24</u>	DECLARATION of Marie Ladiny in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>25</u>	DECLARATION of galina Tsvilikhovsky in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>26</u>	DECLARATION of Maria Shkolnik in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Stevens, Jane) (Entered: 03/16/2015)
03/16/2015	<u>27</u>	DECLARATION of Elizabeth Jois in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Stevens, Jane) (Entered: 03/16/2015)
03/18/2015	<u>28</u>	NOTICE OF APPEARANCE by Michelle Nicole Pallak Movahed on behalf of Eddy Lemieux, Anibal Santiago, Janie Taylor. (Movahed, Michelle) (Entered: 03/18/2015)
03/24/2015	<u>29</u>	CONSENT LETTER MOTION for Extension of Time addressed to Judge Colleen McMahon from Jennifer C. Simon dated March 23, 2015. Document filed by Kristin M. Proud, Howard Zucker.(Simon, Jennifer) (Entered: 03/24/2015)
03/24/2015	<u>30</u>	CONSENT LETTER addressed to Judge Colleen McMahon from Jennifer C. Simon dated March 24, 2015 re: Proposed Case Management Order. Document filed by Kristin M. Proud, Howard Zucker.(Simon, Jennifer) (Entered: 03/24/2015)
03/26/2015	<u>31</u>	CIVIL CASE MANAGEMENT PLAN: Joinder of Parties due by 4/15/2015. Expert Discovery due by 10/30/2015. Discovery due by 10/30/2015. Pretrial Order due by 12/14/2015. (Signed by Judge Colleen McMahon on 3/25/2015) (kgo) (Entered: 03/26/2015)
03/26/2015	<u>32</u>	ORDER granting <u>29</u> Letter Motion for Extension of Time. OK (Signed by Judge Colleen McMahon on 3/25/2015) (kgo) (Entered: 03/26/2015)
03/26/2015		Set/Reset Deadlines: Responses due by 4/10/2015 Replies due by 4/24/2015. (kgo) (Entered: 03/26/2015)
04/10/2015	<u>33</u>	MEMORANDUM OF LAW in Opposition re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Kristin M. Proud, Howard Zucker. (Simon, Jennifer) (Entered: 04/10/2015)
04/10/2015	<u>34</u>	DECLARATION of Hope Goldhaber in Opposition re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Kristin M. Proud, Howard Zucker. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Simon, Jennifer) (Entered: 04/10/2015)
04/10/2015	<u>35</u>	DECLARATION of Margaret Willard in Opposition re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Kristin M. Proud, Howard Zucker. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Simon, Jennifer) (Entered: 04/10/2015)
04/10/2015	<u>36</u>	DECLARATION of Michael Allen in Opposition re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class .. Document filed by Kristin M. Proud, Howard Zucker. (Simon, Jennifer) (Entered: 04/10/2015)
04/24/2015	<u>37</u>	NOTICE OF APPEARANCE by Elizabeth Anne Jois on behalf of Eddy Lemieux, Anibal Santiago, Janie Taylor. (Jois, Elizabeth) (Entered: 04/24/2015)

04/24/2015	<u>38</u>	REPLY MEMORANDUM OF LAW in Support re: <u>19</u> MOTION to Amend/Correct <i>the Complaint</i> . MOTION to Certify Class . . Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor. (Movahed, Michelle) (Entered: 04/24/2015)
06/10/2015	<u>39</u>	LETTER addressed to Judge Colleen McMahon from jane greengold stevens dated 06.10.2015 re: REquest for referral to Magistrate Judge. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Stevens, Jane) (Entered: 06/10/2015)
06/11/2015	<u>40</u>	ORDER OF REFERENCE TO A MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for Specific Non-Dispositive Motion/Dispute: Discovery Disputes. Referred to Magistrate Judge Kevin Nathaniel Fox. (Signed by Judge Colleen McMahon on 6/11/2015) (kgo) (Entered: 06/11/2015)
06/12/2015	<u>41</u>	FILING ERROR – DEFICIENT DOCKET ENTRY – LETTER MOTION for Local Rule 37.2 Conference addressed to Magistrate Judge Kevin Nathaniel Fox from Jane Greengold Stevens dated 06.12.2015. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Stevens, Jane) Modified on 6/15/2015 (db). (Entered: 06/12/2015)
06/15/2015		***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT – DEFICIENT DOCKET ENTRY ERROR. Notice to Attorney Jane Greengold Stevens to RE-FILE Document <u>41</u> LETTER MOTION for Local Rule 37.2 Conference addressed to Magistrate Judge Kevin Nathaniel Fox from Jane Greengold Stevens dated 06.12.2015. ERROR(S): No signature or s/. (db) (Entered: 06/15/2015)
06/15/2015	<u>42</u>	LETTER MOTION for Local Rule 37.2 Conference addressed to Magistrate Judge Kevin Nathaniel Fox from Jane Greengold Stevens dated 6/15/2015. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Stevens, Jane) (Entered: 06/15/2015)
06/16/2015	<u>43</u>	LETTER addressed to Judge Colleen McMahon re: PROPOSED PROTECTIVE ORDER. Document filed by Kristin M. Proud, Howard Zucker.(Simon, Jennifer) (Entered: 06/16/2015)
06/22/2015	<u>44</u>	ORDER granting <u>42</u> Letter Motion for Local Rule 37.2 Conference addressed to Magistrate Judge Kevin Nathaniel Fox from Jane Greengold Stevens dated 6/15/2015. IT IS HEREBY ORDERED that a telephone conference shall be held in the above-captioned action on June 30, 2015, at 2:00 p.m. Counsel to the plaintiffs shall initiate theconference call to (212) 805-6705. (Telephone Conference set for 6/30/2015 at 02:00 PM before Magistrate Judge Kevin Nathaniel Fox.) (Signed by Magistrate Judge Kevin Nathaniel Fox on 6/22/2015) (kko) (Entered: 06/22/2015)
06/24/2015	<u>45</u>	LETTER addressed to Magistrate Judge Kevin Nathaniel Fox from Jane Greengold Stevens dated 6/24/2015 re: request to add issue of Defendants' discovery delays to June 30 conference. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Stevens, Jane) (Entered: 06/24/2015)
06/25/2015	<u>46</u>	LETTER addressed to Magistrate Judge Kevin Nathaniel Fox from Jennifer C. Simon dated June 25, 2015 re: Response to Plaintiffs' June 12, 2015 Letter. Document filed by Howard Zucker.(Simon, Jennifer) (Entered: 06/25/2015)
06/30/2015		Minute Entry for proceedings held before Magistrate Judge Kevin Nathaniel Fox: A Telephone Conference was held on 6/30/2015. As a result of the discussion had during the conference, the discovery dispute raised in the parties' correspondence was resolved. (Midwood, Laura) (Entered: 07/02/2015)
07/01/2015	<u>47</u>	FILING ERROR – WRONG EVENT TYPE SELECTED FROM MENU – LETTER MOTION for Local Rule 37.2 Conference <i>concerning the proposed protective order filed by Defendants</i> addressed to Judge Colleen McMahon from Michelle Movahed dated July 1, 2015. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Movahed, Michelle) Modified on 7/2/2015 (ldi). (Entered: 07/01/2015)
07/02/2015		***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT – EVENT TYPE ERROR. Notice to Attorney Michelle Nicole Pallak Movahed to RE-FILE Document <u>47</u> LETTER MOTION for Local Rule 37.2 Conference <i>concerning the</i>

		<i>proposed protective order filed by Defendants addressed to Judge Colleen McMahon from Michelle Movahed dated July 1, 2015. Use the event type Letter found under the event list Other Documents. (ldi)</i> (Entered: 07/02/2015)
07/02/2015	<u>48</u>	LETTER addressed to Judge Colleen McMahon from Michelle Movahed dated July 1, 2015 re: the proposed protective order filed by Defendants. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Movahed, Michelle) (Entered: 07/02/2015)
07/09/2015	<u>49</u>	PROTECTIVE ORDER...regarding procedures to be followed that shall govern the handling of confidential material... (Signed by Judge Colleen McMahon on 7/8/2015) (kko) (Entered: 07/09/2015)
07/20/2015	<u>50</u>	TRANSCRIPT of Proceedings re: Telephone Conference held on 6/30/2015 before Magistrate Judge Kevin Nathaniel Fox. Court Reporter/Transcriber: Shari Riemer, (518) 581-8973. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 8/13/2015. Redacted Transcript Deadline set for 8/24/2015. Release of Transcript Restriction set for 10/22/2015.(ca) (Entered: 07/20/2015)
07/20/2015	<u>51</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Telephone Conference proceeding held on 06/30/2015 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar 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...(ca) (Entered: 07/20/2015)
07/27/2015	<u>52</u>	MEMORANDUM DECISION AND ORDER ON MOTION FOR LEAVE TO FILE AMENDED CLASS ACTION COMPLAINT AND MOTION FOR CLASS CERTIFICATION granting <u>19</u> Motion to Amend/Correct ; denying <u>19</u> Motion to Certify Class. For the reasons set forth herein, Plaintiffs' unopposed motion to amend the complaint is GRANTED. Plaintiffs' motion for class certification is DENIED. The Clerk of the Court is directed to remove Docket No. 19 from the Court's list of pending motions and to close the file. (Signed by Judge Colleen McMahon on 7/27/2015) (kgo) (Entered: 07/27/2015)
07/30/2015	<u>53</u>	CONSENT LETTER MOTION for Extension of Time to Complete Discovery (<i>CONSENT MOTION FOR STAY OF DEADLINES IN CASE MANAGEMENT PLAN</i>) addressed to Judge Colleen McMahon from Jennifer C. Simon dated July 30, 2015. Document filed by Kristin M. Proud, Howard Zucker.(Simon, Jennifer) (Entered: 07/30/2015)
07/31/2015	<u>54</u>	ORDER granting <u>53</u> Letter Motion for Extension of Time to Complete Discovery. Sounds good to me. (Signed by Judge Colleen McMahon on 7/31/2015) (kgo) (Entered: 07/31/2015)
08/27/2015	<u>55</u>	LETTER MOTION for Extension of Time <i>for submission of proposed revised CMO</i> addressed to Judge Colleen McMahon from jane greengold stevens dated August 27, 2015. Document filed by Eddy Lemieux, Anibal Santiago, Janie Taylor.(Stevens, Jane) (Entered: 08/27/2015)
09/08/2015	<u>56</u>	MEMO ENDORSEMENT on re: <u>55</u> LETTER MOTION for Extension of Time <i>for submission of proposed revised CMO</i> addressed to Judge Colleen McMahon from jane greengold stevens dated August 27, 2015. filed by Janie Taylor, Anibal Santiago, Eddy Lemieux. ENDORSEMENT: Telephone conference scheduled for 9/11/15 @ 10:30 a.m. Mr. Stevens to initiate the call to chambers with opposing counsel on the line. (Signed by Judge Colleen McMahon on 9/8/2015) (kgo) (Entered: 09/08/2015)
09/08/2015		Set/Reset Hearings: Telephone Conference set for 9/11/2015 at 10:30 AM before Judge Colleen McMahon. (kgo) (Entered: 09/08/2015)
09/11/2015		Minute Entry for proceedings held before Judge Colleen McMahon: Interim Pretrial Conference held on 9/11/2015. Decision: Conference held. The motion at Docket #55 is granted. The current Case Management Order (Docket #31) is suspended. Submitted By: Jacob D. Charles. (mde) . (Entered: 09/11/2015)

10/13/2015	<u>57</u>	NOTICE OF VOLUNTARY DISMISSAL Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the plaintiff(s) and or their counsel(s), hereby give notice that the above-captioned action is voluntarily dismissed, Without prejudice against the defendant(s) Kristin M. Proud, Howard Zucker. Document filed by Janie Taylor, Anibal Santiago, Eddy Lemieux. (Stevens, Jane) (Entered: 10/13/2015)
10/14/2015		Terminate Transcript Deadlines (km) (Entered: 10/14/2015)
10/14/2015	<u>58</u>	STIPULATION OF VOLUNTARY DISMISSAL BY PLAINTIFFS WITHOUT PREJUDICE: Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiffs hereby voluntarily dismiss all claims in the above-referenced action, without prejudice, against Defendants Howard Zucker, as Commissioner of the New York State Department of Health and Samuel D. Roberts, as Commissioner of the New York State Office of Temporary and Disability Assistance, with all parties to bear their own costs and attorney's fees. (Signed by Judge Colleen McMahon on 10/14/2015) (kgo) (Entered: 10/14/2015)