

**U.S. District Court
Southern District of Ohio (Cincinnati)
CIVIL DOCKET FOR CASE #: 1:14-cv-00129-TSB**

Henry et al v. Himes et al
Assigned to: Judge Timothy S. Black
related Case: 1:13-cv-00501-TSB
Case in other court: Sixth Circuit Court of Appeals, 14-03464
Cause: 42:1983 Civil Rights Act

Date Filed: 02/10/2014
Date Terminated: 04/14/2014
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Brittani Henry

represented by **Alphonse Adam Gerhardstein**
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TERMINATED: 07/30/2015

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

Kelly McCracken

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Plaintiff

Joseph J. Vitale
Individually and as Adoptive Parent
on behalf of
Adopted Child Doe

represented by **Alphonse Adam Gerhardstein**
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Plaintiff

Robert Talmas
Individually and as Adoptive Parent
on behalf of
Adopted Child Doe

represented by **Alphonse Adam Gerhardstein**
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Plaintiff

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V.

Defendant

Theodore E. Wymyslo
M.D.
TERMINATED: 04/03/2014

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Defendant

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Director of the Ohio Department of Health

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Zachery Paul Keller
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Date Filed	#	Docket Text
02/10/2014	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 paid – receipt number: 0648-4439792), filed by Kelly McCracken, Georgia Nicole Yorksmith, Robert Talmas, Brittini Rogers, Joseph J. Vitale, Pamela Yorksmith, Brittani Henry, Adoption S.T.A.R., Inc., Kelly Noe. (Attachments: # <u>1</u> Civil Cover Sheet) (Branch, Jennifer)

		Modified to correct docket text on 2/11/2014 (sct1). (Entered: 02/10/2014)
02/10/2014	<u>2</u>	NOTICE of Appearance by Jacklyn Gonzales Martin for Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittni Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith (Martin, Jacklyn) Modified to correct docket text on 2/11/2014 (sct1). (Entered: 02/10/2014)
02/10/2014	<u>3</u>	NOTICE of Appearance by Alphonse Adam Gerhardstein for Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittni Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith (Gerhardstein, Alphonse) Modified to correct docket text on 2/11/2014 (sct1). (Entered: 02/10/2014)
02/10/2014	<u>4</u>	MOTION for Temporary Restraining Order <i>and Preliminary Injunction</i> by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittni Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Attachments: # <u>1</u> Exhibit 1 Proposed Order on Motion on TRO, # <u>2</u> Affidavit Brittni Rogers Signed Declaration, # <u>3</u> Affidavit Yorksmith Signed Declaration, # <u>4</u> Affidavit Noe Signed Declaration, # <u>5</u> Affidavit Vitale Signed Declaration, # <u>6</u> Affidavit Ginn Signed Declaration, # <u>7</u> Affidavit Singer Signed Declaration, # <u>8</u> Affidavit Seay Signed Declaration) (Gerhardstein, Alphonse). Added MOTION for Preliminary Injunction on 2/10/2014 (sct1). Modified to correct docket text on 2/11/2014 (sct1). (Entered: 02/10/2014)
02/10/2014		Notice of Correction re <u>4</u> MOTION for Temporary Restraining Order: Document also included a Motion for Preliminary Injunction which was not filed. Clerk corrected docket entry to add the preliminary injunction motion relief. (sct1) (Entered: 02/10/2014)
02/10/2014	<u>5</u>	NOTICE of Appearance by Lisa Talmadge Meeks for Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittni Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith (Meeks, Lisa) Modified to correct docket text on 2/11/2014 (sct1). (Entered: 02/10/2014)
02/10/2014		Notice of Hearing: Pursuant to S.D. Ohio Civ. R. 65.1, this civil action is set for an informal preliminary telephone conference on Plaintiffs' Motion for a Temporary Restraining Order and Preliminary Injunction (Doc. 4) on 2/11/14 at 2:00 p.m. Counsel shall call: 1-888-684-8852; Access Code: 8411435; Security code: 123456, and wait for the Court to join the conference. It is the responsibility of Plaintiffs' counsel to ensure that defense counsel is aware of the time, date, and call-in information for the conference. (sct1) (Entered: 02/10/2014)
02/11/2014		***If this case is referred, it will be to Magistrate Judge Stephanie K. Bowman. (sct1) (Entered: 02/11/2014)
02/11/2014		Notice of Correction: Case opened with Adopted Child Doe as an individual party. Clerk corrected the parties and docket sheet to conform with the party naming standards guide for ECF by adding the Adopted Child Doe as an alias to Plaintiffs Vitale and Talmas. (sct1) (Entered: 02/11/2014)
02/11/2014		Minute Entry and Notation Order: Pursuant to S.D. Civ. R. 65.1, this civil action came on before the Court for an informal preliminary telephone conference on 2/11/14 at 2:00 p.m. regarding Plaintiffs' Motion for a Temporary Restraining Order and Preliminary Injunction. (Doc. <u>4</u>). Attorneys Alphonse Gerhardstein, Jacklyn Martin, Bridget Coontz, Ryan Richardson, and Aaron Herzig participated. Defense counsel agreed to accept service on behalf of the Defendants. Counsel agreed to meet and confer and jointly email chambers (black_chambers@ohsd.uscourts.gov) a proposed briefing schedule by noon on 2/12/14. IT IS SO ORDERED. (Court Reporter Luke Lavin (Official).) (mr1) (Entered: 02/11/2014)
02/12/2014	<u>6</u>	BRIEFING SCHEDULE: Answers: 2/25/2014. Fact stipulations and additional declarations: 2/28/2014. Plaintiff's motion for permanent injunction: 2/28/2014. Defendants' memoranda contra: 3/19/2014. Plaintiffs' reply memorandum: 4/1/2014. Oral argument on motion for permanent injunction in Cincinnati Courtroom #3, Room 836: 4/4/2014 at 10:00 a.m. Signed by Judge Timothy S. Black on 2/12/2014. (mr1) (Entered: 02/12/2014)

02/13/2014	<u>7</u>	NOTICE of Appearance by Ryan L. Richardson for Defendant Theodore E. Wymyslo (Richardson, Ryan) (Entered: 02/13/2014)
02/13/2014	<u>8</u>	NOTICE of Appearance by Bridget C Coontz for Defendant Theodore E. Wymyslo (Coontz, Bridget) (Entered: 02/13/2014)
02/13/2014	<u>9</u>	NOTICE of Appearance by Zachery Paul Keller for Defendant Theodore E. Wymyslo (Keller, Zachery) (Entered: 02/13/2014)
02/18/2014	<u>10</u>	MOTION for Leave to Appear Pro Hac Vice of Ellen Essig (Filing fee \$ 200, receipt number 0648-4451629) by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Attachments: # <u>1</u> Certificate of Good Standing, # <u>2</u> Affirmation) (Gerhardstein, Alphonse) (Entered: 02/18/2014)
02/19/2014	<u>11</u>	NOTICE of Appearance by Aaron Mark Herzig for Defendant Camille Jones (Herzig, Aaron) (Entered: 02/19/2014)
02/21/2014		NOTATION ORDER: This civil action is before the Court on Plaintiffs' motion for pro hac vice admission (Doc. <u>10</u>). Ellen Essig is already admitted in the Southern District of Ohio. Accordingly, the motion is TERMINATED as MOOT and the filing fee of \$200 shall be refunded. IT IS SO ORDERED by Judge Timothy S. Black on 2/21/2014. (mr1) (Entered: 02/21/2014)
02/25/2014	<u>12</u>	MOTION for Leave to Appear Pro Hac Vice of Susan L. Sommer (Filing fee \$ 200, receipt number 0648-4460155) by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Attachments: # <u>1</u> Exhibit A) (Gerhardstein, Alphonse) (Entered: 02/25/2014)
02/25/2014	<u>13</u>	MOTION for Leave to Appear Pro Hac Vice of Marshall Currey Cook (Filing fee \$ 200, receipt number 0648-4460166) by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Attachments: # <u>1</u> Exhibit A) (Gerhardstein, Alphonse) (Entered: 02/25/2014)
02/25/2014	<u>14</u>	NOTICE of Appearance by Paul D. Castillo for Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith (Castillo, Paul) (Entered: 02/25/2014)
02/25/2014	<u>15</u>	ANSWER to <u>1</u> Complaint, filed by Theodore E. Wymyslo. (Richardson, Ryan) (Entered: 02/25/2014)
02/26/2014	<u>16</u>	ORDER granting <u>12</u> Motion for Leave to Appear Pro Hac Vice of Susan L. Sommer; granting <u>13</u> Motion for Leave to Appear Pro Hac Vice of Marshall Currey Cook. Signed by Judge Timothy S. Black on 2/26/2014. (mr1) (Entered: 02/26/2014)
02/28/2014	<u>17</u>	NOTICE of Filing Declaration of Alphonse A. Gerhardstein by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith (Attachments: # <u>1</u> Declaration of Alphonse A. Gerhardstein, # <u>2</u> Ex. A-Redacted Order of Adoption, # <u>3</u> Ex. B-Becker Declaration, # <u>4</u> Ex. C-Chauncey Declaration, # <u>5</u> Ex. D-Fulcher Declaration, # <u>6</u> Ex. E-Grossman Declaration, # <u>7</u> Ex. F-McKay Declaration, # <u>8</u> Ex. G-Peplau Declaration, # <u>9</u> Ex. H-Segura Declaration) (Gerhardstein, Alphonse) Modified on 2/28/2014 (mr1). (Entered: 02/28/2014)
02/28/2014	<u>18</u>	MOTION for Permanent Injunction and Declaratory Judgment by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. Responses due by 3/19/2014 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order) (Gerhardstein, Alphonse) (Entered: 02/28/2014)
02/28/2014	<u>19</u>	STIPULATIONS (s) by All Parties by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith, Defendants Theodore Wymyslo, Camille Jones. (Attachments: # <u>1</u> A-1 Worksheet, # <u>2</u> A-2 Flow Sheet, # <u>3</u> A-3 Flow Sheet, # <u>4</u> A-4 Sample Record) (Gerhardstein, Alphonse) Modified to include all filers

		on 3/3/2014 (eh1). (Entered: 02/28/2014)
03/19/2014	<u>20</u>	RESPONSE in Opposition re <u>18</u> MOTION for Permanent Injunction <i>and Declaratory Judgment</i> filed by Defendant Theodore E. Wymyslo. (Richardson, Ryan) (Entered: 03/19/2014)
03/20/2014	<u>21</u>	WAIVER OF SERVICE Returned Executed. Waiver sent to Theodore E. Wymyslo on 2/10/2014, answer due 4/11/2014. (Martin, Jacklyn) (Entered: 03/20/2014)
03/20/2014	<u>22</u>	WAIVER OF SERVICE Returned Executed. Waiver sent to Camille Jones on 2/10/2014, answer due 4/11/2014. (Martin, Jacklyn) (Entered: 03/20/2014)
03/20/2014		NOTATION ORDER: Given the parties' agreement to proceed directly to final disposition of this action, Plaintiffs' Motion for a Temporary Restraining Order and Preliminary Injunction (Doc. <u>4</u>) is hereby TERMINATED as MOOT. IT IS SO ORDERED by Judge Timothy S. Black on 3/20/2014. (mr1) (Entered: 03/20/2014)
03/21/2014	<u>23</u>	NOTICE of Appearance by Peter J Stackpole for Defendant Camille Jones (Stackpole, Peter) (Entered: 03/21/2014)
03/31/2014		NOTICE of Hearing: The Oral argument on motion for permanent injunction set for 4/4/2014 at 10:00 a.m. HAS A LOCATION CHANGE to Cincinnati Courtroom 1 (Room 805) before Judge Timothy S. Black. (mr1) (Entered: 03/31/2014)
04/01/2014	<u>24</u>	*PLEASE DISREGARD THIS DOCUMENT WAS FILED IN ERROR* REPLY to Response to Motion re <u>18</u> MOTION for Permanent Injunction <i>and Declaratory Judgment</i> filed by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittni Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Attachments: # <u>1</u> Exhibit A. Chart of Harm Suffered by Plaintiffs, # <u>2</u> Exhibit B. Unpublished Case) (Gerhardstein, Alphonse) Modified to change security to court users only on 4/1/2014 (jlw1). (Entered: 04/01/2014)
04/01/2014		Notice of Correction re: <u>24</u> Reply to Response to Motion. This document was restricted at request of counsel as it was an incorrect PDF. Counsel will refile and security was changed re <u>24</u> to court users only. (jlw1) (Entered: 04/01/2014)
04/01/2014	<u>25</u>	REPLY to Response to Motion re <u>18</u> MOTION for Permanent Injunction <i>and Declaratory Judgment</i> filed by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittni Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Attachments: # <u>1</u> Exhibit A. Chart of Harm Suffered by Plaintiffs, # <u>2</u> Exhibit B. Unpublished Case) (Gerhardstein, Alphonse) (Entered: 04/01/2014)
04/03/2014	<u>26</u>	NOTICE by Defendant Theodore E. Wymyslo <i>Substitution of Party</i> (Richardson, Ryan) (Entered: 04/03/2014)
04/04/2014		Minute entry: This civil action came on before the Court on oral argument on Plaintiffs' Motion for Permanent Injunction and Declaratory Judgment (Doc. 18) on 4/4/2014 at 10:00 a.m. Attorneys Al Gerhardstein, Susan Sommer, Ellen Essig, Lisa Meeks, and Adam Gerhardstein appeared with Plaintiffs Brittani Henry, Brittni Rogers, Georgia Nicole Yorksmith, Pamela Yorksmith, Kelly Noe, Kelly McCracken, Joseph Vitale, and Robert Talmas. Attorneys Ryan Richardson, Bridget Coontz, and Zachery Keller appeared on behalf of Defendant Wymyslo. Attorney Peter Stackpole appeared on behalf of Defendant Jones. Arguments were presented to the Court. A written decision will issue on or before 4/14/14. The Court anticipates striking down as unconstitutional under all circumstances Ohio's bans on recognizing legal same-sex marriages from other states. (Court Reporter Jodie Perkins (Official).) (mr1) (Entered: 04/04/2014)
04/04/2014	<u>27</u>	Transcript of Proceedings (Excerpt of Proceeding – Motion for Permanent Injunction and Declaratory Judgment) held on Friday, April 4, 2014, before Judge Timothy S. Black. 5 pages. Court Reporter/Transcriber Jodie Perkins (Official), Telephone number 513-564-7676. 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.

		<p>NOTICE RE: REDACTION OF TRANSCRIPTS: Within 5 business days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the party's intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at www.ohsd.uscourts.gov (Forms – Electronic Availability of Transcripts). Please read this policy carefully.</p> <p>For a complete copy of a transcript, please contact the Court Reporter or the Clerk's Office. Redaction Request due 4/25/2014. Redacted Transcript Deadline set for 5/5/2014. Release of Transcript Restriction set for 7/3/2014. (mr1) (Entered: 04/04/2014)</p>
04/14/2014	<u>28</u>	ORDER GRANTING PLAINTIFFS' MOTION FOR DECLARATORY JUDGMENT AND PERMANENT INJUNCTION. Signed by Judge Timothy S. Black on 4/14/2014. (mr1) (Entered: 04/14/2014)
04/14/2014	<u>29</u>	DECLARATORY JUDGMENT AND PERMANENT INJUNCTION affirming ORDER GRANTING PLAINTIFFS' MOTION FOR DECLARATORY JUDGMENT AND PERMANENT INJUNCTION <u>28</u> . Signed by Judge Timothy S. Black on 4/14/2014. (mr1) (Entered: 04/14/2014)
04/14/2014	<u>30</u>	Response to <i>Defendants' Oral Motion to Stay the Court's Order</i> by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Branch, Jennifer) (Entered: 04/14/2014)
04/15/2014	<u>31</u>	MOTION FOR STAY OF THE COURT'S PERMANENT INJUNCTION (DOC. NO. <u>29</u> PENDING APPEAL by Defendant Lance Himes. (Richardson, Ryan) Modified text to reflect pleading title on 4/16/2014 (mr1). (Entered: 04/15/2014)
04/16/2014	<u>32</u>	ORDER GRANTING IN PART DEFENDANT HIMES'S MOTION FOR STAY OF INJUNCTION PENDING APPEAL. Signed by Judge Timothy S. Black on 4/16/2014. (mr1) (Entered: 04/16/2014)
05/09/2014	<u>33</u>	NOTICE OF APPEAL as to <u>29</u> Judgment, Permanent Injunction, <u>28</u> Order on Motion for Permanent Injunction by Defendant Lance Himes. Filing fee \$ 505, receipt number 0648-4558764. (Richardson, Ryan) (Entered: 05/09/2014)
05/12/2014		USCA Case Number 14-3464 for <u>33</u> Notice of Appeal filed by Lance Himes. Case Manager – Cheryl Borkowski. (sct) (Entered: 07/31/2015)
05/23/2014	<u>34</u>	<p>Transcript of Proceedings (Motion for Permanent Injunction and Declaratory Judgment) held on Friday, April 4, 2014, before Judge Timothy S. Black. 75 Pages. Court Reporter/Transcriber Jodie Perkins (Official), Telephone number 513-564-7500. 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.</p> <p>NOTICE RE: REDACTION OF TRANSCRIPTS: Within 5 business days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the party's intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at www.ohsd.uscourts.gov (Forms – Electronic Availability of Transcripts). Please read this policy carefully.</p> <p>For a complete copy of a transcript, please contact the Court Reporter or the Clerk's Office. Redaction Request due 6/13/2014. Redacted Transcript Deadline set for 6/23/2014. Release of Transcript Restriction set for 8/21/2014. (mr1) (Entered: 05/23/2014)</p>
07/30/2015	<u>35</u>	Joint MOTION <i>Setting Deadline for Plaintiffs' to File Their Motion for Attorneys' Fees on September 11, 2015</i> by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. (Branch, Jennifer) (Entered: 07/30/2015)
07/30/2015	<u>36</u>	NOTICE by Plaintiffs Adoption S.T.A.R., Inc., Brittani Henry, Kelly McCracken, Kelly Noe, Brittini Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith of <i>Withdrawal of Co-Counsel Jacklyn Gonzales Martin</i> (Martin, Jacklyn) (Entered: 07/30/2015)

07/31/2015	<u>37</u>	USCA OPINION AND JUDGMENT as to <u>33</u> Notice of Appeal filed by Lance Himes reversing the judgment of the district court. (Filed in USCA on 11/6/14) Note: Mandate to issue. (sct) (Entered: 07/31/2015)
08/17/2015	<u>38</u>	ORDER of USCA as to <u>33</u> Notice of Appeal filed by Lance Himes remanding the appeal to the district court in light of the United States Supreme Court's decision. Note: Mandate to issue. (sct) (Entered: 08/17/2015)
08/17/2015	<u>39</u>	MANDATE of USCA as to <u>33</u> Notice of Appeal filed by Lance Himes. (sct) (Entered: 08/17/2015)
08/18/2015	<u>40</u>	ORDER LIFTING THE STAY ENTERED ON APRIL 16, 2014 (Doc. <u>32</u>). Signed by Judge Timothy S. Black on 8/18/2015. (mr) (Entered: 08/18/2015)
08/18/2015		NOTATION ORDER: This civil action is before the Court on the parties' agreed motion to set a 9/11/15 deadline for Plaintiffs to file a supplemental motion for attorneys' fees. (Doc. <u>35</u>). For good cause shown, the agreed motion (Doc. <u>35</u>) is GRANTED. Plaintiffs shall file their supplemental motion for attorneys' fees and expenses on or before 9/11/15. IT IS SO ORDERED by Judge Timothy S. Black on 8/18/2015. (mr) (Entered: 08/18/2015)
09/11/2015	<u>41</u>	MOTION for Attorney Fees by Plaintiffs Brittani Henry, Kelly McCracken, Kelly Noe, Brittni Rogers, Robert Talmas, Joseph J. Vitale, Georgia Nicole Yorksmith, Pamela Yorksmith. Responses due by 10/5/2015 (Branch, Jennifer) (Entered: 09/11/2015)
09/15/2015		NOTICE of Hearing: This civil action, along with related Case No. 1:13-cv-501, is hereby set for a status conference by telephone on 9/24/15 at 12:30 p.m. COUNSEL SHALL CALL 1-888-684-8852; Access code: 8411435; Security code: 123456, and wait for the Court to join the conference. (mr) (Entered: 09/15/2015)
09/24/2015		Minute Entry and Notation Order: This civil action, along with related Case No. 1:13-cv-501, came before the Court for a status conference by telephone on 9/24/15 at 12:30 p.m. Attorneys Alphonse Gerhardstein, Jennifer Branch, Susan Sommer, Bridget Coontz, Zachery Keller, and Peter Stackpole participated. Plaintiffs and the State Defendants jointly moved the Court to stay briefing on Plaintiffs motion for attorney's fees (Doc. <u>41</u>) so that they could pursue negotiations. For good cause shown, the joint oral motion is GRANTED; briefing on Plaintiffs' motion for attorney's fees (Doc. <u>41</u>) is hereby STAYED through 10/15/15. This civil action, along with related Case No. 1:13-cv-501, is hereby set for an additional status conference by telephone on 10/15/15 at 10:00 a.m. COUNSEL SHALL CALL 1-888-684-8852; Access code: 8411435; Security code: 123456, and wait for the Court to join the conference. IT IS SO ORDERED. (mr) (Entered: 09/24/2015)
10/15/2015		Minute Entry: This civil action, along with related Case No. 1:13-cv-501, came before the Court for a status conference by telephone on 10/15/15 at 10:00 a.m. Attorneys Jennifer Branch and Bridget Coontz participated. The parties advise that these related civil actions have settled. The Court anticipates that it will receive a joint proposed final order on or before 10/23/15 and a joint proposed fee order on or before 10/30/15. (mr) (Entered: 10/15/2015)
11/02/2015	<u>42</u>	FINAL JUDGMENT AND DECLARATORY JUDGMENT AND PERMANENT INJUNCTION. Signed by Judge Timothy S. Black on 11/2/2015. (mr) (Entered: 11/02/2015)