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**U.S. District Court  
Western District of Oklahoma[LIVE] (Oklahoma City)  
CIVIL DOCKET FOR CASE #: 5:17-cv-01236-HE**

Anderson et al v. Lake et al  
Assigned to: Honorable Joe Heaton  
Cause: 28:1331 Fed. Question

Date Filed: 11/17/2017  
Date Terminated: 03/26/2018  
Jury Demand: None  
Nature of Suit: 446 Civil Rights: Amer.  
w/Disabilities – Other  
Jurisdiction: Federal Question

**Plaintiff**

**Richard Anderson**  
*Individually*

represented by **Brady R Henderson**  
ACLU of Oklahoma Foundation  
PO Box 1626  
Oklahoma City, OK 73101  
405-525-3831  
Fax: 405-524-2296  
Email: [bhenderson@acluok.org](mailto:bhenderson@acluok.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Gary A Taylor**  
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**Amy N Gioletti**  
ACLU of Oklahoma Foundation  
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**Joy J Turner**  
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Oklahoma City, OK 73106  
405-525-7755  
Fax: 405-525-7759  
Email: [joy@okdlc.org](mailto:joy@okdlc.org)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Richard Anderson**  
*on behalf of all others similarly situated*

represented by **Brady R Henderson**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Gary A Taylor**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lonnette Hay**  
*as legal guardian of Trevor Hay and  
Taren Hay, individually*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
(See above for address)  
*LEAD ATTORNEY*  
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**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lonnette Hay**  
*on behalf of all others similarly situated*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Janis Harris**  
*as legal guardian of Rhonda Cassell,  
individually*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**

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

**Plaintiff**

**Janis Harris**  
*on behalf of all others similarly situated*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lance Davis**  
*as legal guardian of Tomas Matthew Davis, individually*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
(See above for address)  
*LEAD ATTORNEY*  
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**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lance Davis**  
*on behalf of all others similarly situated*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
(See above for address)  
*LEAD ATTORNEY*  
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**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

represented by

**Sherry Davis**  
*as legal guardian of Tomas Matthew  
Davis, individually*

**Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
(See above for address)  
*LEAD ATTORNEY  
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**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Sherry Davis**  
*on behalf of all others similarly situated*

represented by **Brady R Henderson**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
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*LEAD ATTORNEY  
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**Amy N Gioletti**  
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*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
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**Plaintiff**

**Lori Taylor**  
*individually*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Gary A Taylor**  
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*LEAD ATTORNEY  
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**Amy N Gioletti**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joy J Turner**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lori Taylor**  
*on behalf of all others similarly situated*

represented by **Brady R Henderson**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Gary A Taylor**

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

**Amy N Gioletti**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Joy J Turner**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Ed Lake**  
*in his official capacity as Director,  
Oklahoma Department of Human Services*

represented by **Travis C Smith**  
Oklahoma Dept of Human Services –  
OKC  
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Oklahoma City, OK 73152–0352  
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Fax: 405–521–6816  
Email: [travis.smith@okdhs.org](mailto:travis.smith@okdhs.org)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Becky Pasternik–Ikard**  
*in her official capacity as Chief Executive  
Officer, Oklahoma Health Care Authority*

represented by **Joseph H Young**  
Oklahoma Health Care Authority  
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Oklahoma City, OK 73154–0497  
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Email: [joseph.young@okhca.org](mailto:joseph.young@okhca.org)  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
11/17/2017	<u>1</u>	COMPLAINT against Ed Lake, Becky Pasternik–Ikard filed by Sherry Davis(as legal guardian of Tomas Matthew Davis, individually), Sherry Davis(on behalf of all others similarly situated), Lonnelle Hay(as legal guardian of Trevor Hay and Taren Hay, individually), Lance Davis(on behalf of all others similarly situated), Richard Anderson(Individually), Richard Anderson(on behalf of all others similarly situated), Lori Taylor(on behalf of all others similarly situated), Lonnelle Hay(on behalf of all others similarly situated), Lance Davis(as legal guardian of Tomas Matthew Davis, individually), Janis Harris(as legal guardian of Rhonda Cassell, individually), Janis Harris(on behalf of all others similarly situated), Lori Taylor(individually). (Attachments: # <u>1</u> Exhibit 1–DHS Aging Services Letter, # <u>2</u> Exhibit 2–DHS Letter dated 10/31/17, # <u>3</u> Civil Cover Sheet)(rmc) (Entered: 11/17/2017)
11/17/2017	<u>2</u>	Summons Issued Electronically as to Ed Lake, Becky Pasternik–Ikard. (rmc) (Entered: 11/17/2017)
11/17/2017		PAYMENT FOR A CIVIL CASE Filing fee \$ 400, receipt number 1087–2595662. (Henderson, Brady) (Entered: 11/17/2017)
11/17/2017	<u>3</u>	ENTRY of Appearance by Amy N Gioletti on behalf of All Plaintiffs (Gioletti, Amy) (Entered: 11/17/2017)
11/20/2017	<u>4</u>	ENTRY of Appearance by Gary A Taylor on behalf of All Plaintiffs (Taylor, Gary) (Entered: 11/20/2017)
11/20/2017	<u>5</u>	ENTRY of Appearance by Joy J Turner on behalf of All Plaintiffs (Turner, Joy) (Entered: 11/20/2017)

12/06/2017	<u>6</u>	AMENDED COMPLAINT against All Defendants filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 1–Letter to ADvantage Member 10/31/17, # <u>2</u> Exhibit 2–Letter regarding DHS 10/31/17, # <u>3</u> Exhibit 3–Letter to ADvantage Member 11/21/17, # <u>4</u> Exhibit 4–Letter to Tomas Davis 11/22/17)(Gioletti, Amy) (Entered: 12/06/2017)
12/08/2017	<u>7</u>	ENTRY of Appearance by Travis C Smith on behalf of Ed Lake (Smith, Travis) (Entered: 12/08/2017)
12/15/2017	<u>8</u>	ENTRY of Appearance by Joseph H Young on behalf of Becky Pasternik–Ikard (Young, Joseph) (Entered: 12/15/2017)
12/15/2017	<u>9</u>	ENTRY of Appearance by Joseph H Young on behalf of Becky Pasternik–Ikard (Young, Joseph) (Entered: 12/15/2017)
12/22/2017	<u>10</u>	JOINT MOTION to Stay Case <i>Anderson, et. al. v. Lake, et. al.</i> by All Plaintiffs. (Gioletti, Amy) (Entered: 12/22/2017)
12/28/2017	<u>11</u>	ORDER granting <u>10</u> the parties' joint motion to stay proceedings...this case is stayed until 01/25/2018. Signed by Honorable Joe Heaton on 12/28/2017. (lam) (Entered: 12/28/2017)
01/25/2018	<u>12</u>	UNOPPOSED MOTION for Extension of Time to Respond to Plaintiffs' First Amended Complaint by All Defendants. (Attachments: # <u>1</u> Attachment)(Young, Joseph) (Entered: 01/25/2018)
01/25/2018	<u>13</u>	ORDER granting defendants' <u>12</u> unopposed motion for extension of time; defendant shall file their answer or other responsive pleading to plaintiffs' first amended complaint not later than 02/12/2018. Signed by Honorable Joe Heaton on 1/25/2018. (cla) (Entered: 01/26/2018)
02/12/2018	<u>14</u>	MOTION to Dismiss by All Defendants. (Attachments: # <u>1</u> Exhibit Executive Order 2017–29, # <u>2</u> Exhibit Line Item Vetoed, # <u>3</u> Exhibit Executive Order 2017–43, # <u>4</u> Exhibit SB No. 2XX)(Young, Joseph) (Entered: 02/12/2018)
03/05/2018	<u>15</u>	RESPONSE in Opposition re <u>14</u> MOTION to Dismiss filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 1: SB 200 Funding Through April, # <u>2</u> Exhibit 2: Step Up Oklahoma Fails, # <u>3</u> Exhibit 3: Budget Cut Bill Sent, # <u>4</u> Exhibit 4: HB 1033 and Legislative Intent)(Gioletti, Amy) (Entered: 03/05/2018)
03/12/2018	<u>16</u>	REPLY by Defendants Ed Lake, Becky Pasternik–Ikard re <u>14</u> MOTION to Dismiss filed by All Defendants. (Attachments: # <u>1</u> Exhibit Bill 1020, # <u>2</u> Exhibit 2021)(Young, Joseph) (Entered: 03/12/2018)
03/26/2018	<u>17</u>	ORDER should the State of Oklahoma fail to provide funding for community based services in future fiscal years, or fail to provide for appropriate alternatives if those services are cut, a live case or controversy may then exist..at present, one does not; defendants' motion to dismiss <u>14</u> is granted...this case is dismissed without prejudice. Signed by Honorable Joe Heaton on 03/26/2018. (lam) (Entered: 03/26/2018)
03/26/2018	<u>18</u>	JUDGMENT in accordance with order <u>17</u> this action is dismissed. Signed by Honorable Joe Heaton on 03/26/2018. (lam) (Entered: 03/26/2018)