

**U.S. District Court
Middle District of Tennessee (Nashville)
CIVIL DOCKET FOR CASE #: 3:08-cv-00939**

Crabtree et al v. Goetz et al
Assigned to: District Judge William J. Haynes, Jr
related Case: [3:10-cv-00178](#)
Cause: 42:12131 Americans with Disabilities Act

Date Filed: 09/23/2008
Date Terminated: 01/22/2010
Jury Demand: None
Nature of Suit: 446 Civil Rights:
Americans with Disabilities – Other
Jurisdiction: Federal Question

Plaintiff

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Date Filed	#	Docket Text
09/23/2008	<u>1</u>	COMPLAINT against David Goetz, Darin Gordon, filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (filing fee paid \$350.00) Summons issued. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons)(rm) (Entered: 09/24/2008)
09/23/2008	<u>2</u>	MOTION for a Preliminary Injunction by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G)(rm) (Entered: 09/24/2008)
09/23/2008	<u>3</u>	MEMORANDUM in Support of <u>2</u> MOTION for Preliminary Injunction filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Attachment: # <u>1</u> Exhibit A)(rm) (Entered: 09/24/2008)
09/23/2008	<u>4</u>	*VACATED per Order <u>12</u> * NOTICE of Initial Case Management Conference set for Monday, 11/24/2008 at 9:30 AM in Chambers 825 before District Judge Aleta A. Trauger. (rm) Modified text on 10/1/2008 (tmw). (Entered: 09/24/2008)
09/24/2008		Bar status for attys Michael Geoffrey Abelow of TN, Stephn F. Gold of PA and Sarah Jane Somers of NC verified as active this date. Unable to verify status of atty Jane Perkins of NC. (rm) (Entered: 09/24/2008)

09/25/2008	<u>5</u>	ORDER recusing District Judge Aleta A. Trauger. Case reassigned to Chief Judge Todd J. Campbell for all further proceedings. Signed by District Judge Aleta A. Trauger on 9/25/08. (tmw) (Entered: 09/25/2008)
09/25/2008	<u>6</u>	ORDER referring case to Magistrate Judge Juliet E. Griffin for customized case management. Discovery is not stayed absent order of the District Judge. No party shall file more than one motion to dismiss or more than one motion for summary judgment except upon order of the District Judge. This case shall be set for trial upon completion of the initial case management conference by order of the District Judge. Signed by Chief Judge Todd J. Campbell on 9/25/08. (tmw) (Entered: 09/25/2008)
09/26/2008	<u>7</u>	NOTICE of Appearance by Linda A. Ross on behalf of David Goetz, Darin Gordon (Ross, Linda) (Entered: 09/26/2008)
09/26/2008	<u>8</u>	NOTICE of Appearance by Carolyn E. Reed on behalf of all defendants (Reed, Carolyn) (Entered: 09/26/2008)
09/29/2008	<u>9</u>	MOTION for Hearing re <u>2</u> MOTION for Preliminary Injunction by Florence Adams. (Abelow, Michael) (Entered: 09/29/2008)
09/29/2008	<u>10</u>	MOTION for attorney Stephen F. Gold (PHV FEE PAID) to Appear Pro Hac Vice by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Attachments: # <u>1</u> Declaration, # <u>2</u> Certificate of Good Standing)(Abelow, Michael) Modified text on 10/22/2008 (tmw). (Entered: 09/29/2008)
09/30/2008	<u>11</u>	ORDER: Pltfs' Consent MOTION to Set Preliminary Injunction Hearing <u>9</u> , is GRANTED as follows: Defts shall file a Response to Pltfs' Motion for Preliminary Injunction by 10/10/08. Pltfs shall file any Reply by 10/17/08. A hearing to consider the Pltfs' Motion for Preliminary Injunction is set for 11/5/08, at 9:00 a.m. in Courtroom A826 before Chief Judge Todd J. Campbell. The Magistrate Judge is directed to schedule the Initial Case Management Conference for a time prior to 10/31/08. Signed by Chief Judge Todd J. Campbell on 9/30/08. (tmw) (Entered: 09/30/2008)
10/01/2008	<u>12</u>	ORDER: Initial Case Management Conference set for 10/15/2008, at 1:00 PM, in Courtroom 764 before Magistrate Judge Juliet E. Griffin. The Notice <u>4</u> scheduling the ICMC before the Honorable Aleta A. Trauger on 11/24/08, is hereby VACATED. As per Order <u>6</u> , the stay of discovery is LIFTED. Prior to the ICMC, parties shall exchange initial disclosures, and shall prepare a proposed, joint initial case mgmt order. Counsel shall e-file the proposed order no later than 10/14/08. Signed by Magistrate Judge Juliet E. Griffin on 10/1/08. (tmw) (Entered: 10/01/2008)
10/02/2008	<u>13</u>	MOTION for attorney Michael W. Kirk (PHV FEE PAID) to Appear Pro Hac Vice by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Copy of Certificate of Good Standing)(Ross, Linda) Modified text on 10/22/2008 (tmw). (Entered: 10/02/2008)
10/02/2008	<u>14</u>	MOTION for attorney Nicole J. Moss (PHV FEE PAID) to Appear Pro Hac Vice by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Copy of Certificate of Good Standing)(Ross, Linda) Modified text on 10/22/2008 (tmw). (Entered: 10/02/2008)
10/02/2008	<u>15</u>	MOTION for attorney Charles J. Cooper (PHV FEE PAID) to Appear Pro Hac Vice by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Copy of Certificate of Good Standing)(Ross, Linda) Modified text on 10/22/2008 (tmw). (Entered: 10/02/2008)
10/02/2008	<u>16</u>	MOTION for attorney Jane Perkins (PHV FEE PAID) to Appear Pro Hac Vice by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) Modified text on 10/22/2008 (tmw). (Entered: 10/02/2008)

10/02/2008	<u>17</u>	AFFIDAVIT re <u>16</u> MOTION for attorney Jane Perkins to Appear Pro Hac Vice by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 10/02/2008)
10/02/2008	<u>18</u>	MOTION for attorney Sarah Somers (PHV FEE PAID) to Appear Pro Hac Vice by Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Jessica W. Pipkin, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Carol Smith, Betty Jean Taylor, Lorrinda Mabry. (Abelow, Michael) Modified text on 10/22/2008 (tmw). (Entered: 10/02/2008)
10/02/2008	<u>19</u>	DECLARATION of Sarah Somers filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry re: <u>18</u> MOTION for attorney Sarah Somers to Appear Pro Hac Vice. (Abelow, Michael) (Entered: 10/02/2008)
10/10/2008	<u>20</u>	SUMMONS returned executed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. Darin Gordon served on 9/24/2008. (Abelow, Michael) (Entered: 10/10/2008)
10/10/2008	<u>21</u>	SUMMONS returned executed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. David Goetz served on 9/24/2008. (Abelow, Michael) (Entered: 10/10/2008)
10/10/2008	<u>22</u>	MOTION for Leave to To Exceed Page Limit by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 10/10/2008)
10/10/2008	<u>23</u>	RESPONSE in Opposition re <u>2</u> MOTION for Preliminary Injunction filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit Ohio Republican Party v. Brunner)(Cooper, Charles) (Entered: 10/10/2008)
10/10/2008	<u>24</u>	ORDER granting <u>22</u> Motion for Leave to Exceed Page Limit. Signed by Chief Judge Todd J. Campbell on 10/10/08. (tmw) (Entered: 10/14/2008)
10/14/2008	<u>25</u>	PROPOSED CASE MANAGEMENT ORDER filed by all parties. (Abelow, Michael) (Entered: 10/14/2008)
10/15/2008		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Initial Case Management Conference held on 10/15/2008; ORDER to enter. (Tape #G2008-114.) (jwc) (Entered: 10/17/2008)
10/16/2008	<u>26</u>	ORDER OF RECUSAL. Chief Judge Todd J. Campbell recused. Case reassigned to Senior Judge Robert Echols for all further proceedings. Signed by Chief Judge Todd J. Campbell on 10/16/08. (tmw) (Entered: 10/16/2008)
10/16/2008	<u>28</u>	RECEIPT #34675004540 in the amount of \$225, PHV fees for Attys Kirk, Moss & Cooper, posted by David Goetz & Darin Gordon re <u>13</u> , <u>14</u> & <u>15</u> Motions to Appear Pro Hac Vice. (tmw) (Entered: 10/20/2008)
10/17/2008	<u>27</u>	REPLY to Response to Motion re <u>2</u> MOTION for Preliminary Injunction filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry,

		Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Abelow, Michael) (Entered: 10/17/2008)
10/20/2008		Note to filer re DE <u>27</u> : Each exhibit should be filed as a separate attachment to the main document, and the mandatory description field should be used to accurately describe the contents of your attachment (labeling as Exhibit A, B, C or Exhibit 1, 2, 3 is not sufficient). (tmw) (Entered: 10/20/2008)
10/20/2008		Bar status for Attys Michael Kirk, Nicole J. Moss and Charles Cooper of Washington, DC, verified as active this date. (tmw) (Entered: 10/20/2008)
10/20/2008	<u>29</u>	ORDER granting <u>13</u> , <u>14</u> & <u>15</u> Motions for Attys Michael W. Kirk, Nicole J. Moss & Charles J. Cooper to Appear Pro Hac Vice. Signed by Magistrate Judge Juliet E. Griffin on 10/20/08. (tmw) (Entered: 10/20/2008)
10/21/2008	<u>30</u>	ORDER reassigning case. Senior Judge Robert Echols no longer assigned to case. Case reassigned to Senior Judge John T. Nixon for all further proceedings. Signed by Senior Judge Robert Echols on 10/21/08. (tmw) (Entered: 10/21/2008)
10/21/2008	<u>31</u>	RECEIPT #34675004619 in the amount of \$225, PHV fees for Attys Gold, Perkins and Somers, posted by pltf's re <u>10</u> , <u>16</u> & <u>18</u> Motions to Appear Pro Hac Vice. (tmw) (Entered: 10/22/2008)
10/23/2008	<u>32</u>	ORDER granting <u>10</u> , <u>16</u> & <u>18</u> Motions to Appear Pro Hac Vice re Attys Stephen F. Gold, Jane Perkins & Sarah Somers. Signed by Magistrate Judge Juliet E. Griffin on 10/23/08. (tmw) (Entered: 10/23/2008)
10/24/2008	<u>33</u>	ORDER reassigning case to District Judge William J. Haynes, Jr., for all further proceedings. Senior Judge John T. Nixon no longer assigned to case. Signed by Senior Judge John T. Nixon on 10/24/08. (tmw) (Entered: 10/27/2008)
10/28/2008	<u>34</u>	Joint MOTION to Amend/Correct <u>11</u> Order, Set Hearings, <i>Set Hearing on Preliminary Injunction Motion and Amend the Pre-Hearing Schedule</i> . (Attachments: # <u>1</u> Exhibit Proposed Agreed Pre-Hearing Order)(Abelow, Michael) Modified text on 11/3/2008 (tmw). (Entered: 10/28/2008)
10/29/2008	<u>35</u>	NOTICE of Appearance by Lenny Lee Croce on behalf of Megan Allen (Croce, Lenny) (Entered: 10/29/2008)
10/29/2008	<u>36</u>	NOTICE of Appearance by Kathryn A. Evans on behalf of Megan Allen (Evans, Kathryn) (Entered: 10/29/2008)
10/29/2008	<u>37</u>	AGREED PRE-HEARING ORDER re <u>34</u> Joint MOTION to Amend/Correct <u>11</u> Order. Motion Hearing set for 11/7/2008, at 9:00 AM, in Courtroom A859 before District Judge William J. Haynes, Jr. Pre-hearing filings previously ordered by the Court shall be due no later than 5 days before the hearing. Signed by District Judge William J. Haynes, Jr., on 10/29/08. (tmw) (Entered: 10/29/2008)
10/30/2008	<u>38</u>	ORDER: Because Judge Haynes conducts his own case management, the Magistrate Judge will not enter the parties' proposed case management order or any order reflecting other matters addressed on 10/15/08. The case management conference scheduled on 11/21/08, is CANCELLED, and, unless otherwise directed by the Court, there will be no further proceedings before the Magistrate Judge in this case. Signed by Magistrate Judge Juliet E. Griffin on 10/30/08. (tmw) (Entered: 10/30/2008)
10/31/2008	<u>39</u>	DECLARATION of Darin Gordon filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A -- Home Health and PDN State Comparison, # <u>2</u> Exhibit B -- Medicare and Home Health Care, # <u>3</u> Exhibit C -- Amendment 6 to the Tennessee Medicaid Section 1115 Demonstration, TennCare II, # <u>4</u> Exhibit D -- Total Spending on Home Health & Private Duty Nursing, # <u>5</u> Exhibit E -- Home Health & PDN Spending Growth ages 65 and older, # <u>6</u> Exhibit F -- Letter Re: Complaint against the State of Tennessee's federally funded TennCare program for violation of the Americans with Disability Act)(Cooper, Charles) (Entered: 10/31/2008)
10/31/2008	<u>40</u>	DECLARATION of Wendy Long filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A -- Important Information for Physicians Concerning

		TennCare Changes in Coverage of Private Duty Nursing and Home Health, # <u>2</u> Exhibit B -- Nursing Facility Utilization of Southeastern States, # <u>3</u> Exhibit C -- Redacted Case Notes for Plaintiff N, # <u>4</u> Exhibit D -- Redacted Case Notes for Plaintiff C, # <u>5</u> Exhibit E -- Redacted Case Notes for Plaintiff A, # <u>6</u> Exhibit F -- Redacted Case Notes for Plaintiff G, # <u>7</u> Exhibit G -- Redacted Case Notes for Plaintiff O, # <u>8</u> Exhibit H -- Redacted Case Notes for Plaintiff V, # <u>9</u> Exhibit I -- Redacted Medical Records for Plaintiffs G and O, # <u>10</u> Exhibit J -- Redacted Medical Records for Plaintiff D, # <u>11</u> Exhibit K -- Redacted Medical Records for Plaintiff U, # <u>12</u> Exhibit L -- Redacted Medical Records for Plaintiff T, # <u>13</u> Exhibit M -- Redacted Medical Records for Plaintiff V)(Cooper, Charles) (Entered: 10/31/2008)
10/31/2008	<u>41</u>	DECLARATION of Patti Killingsworth filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A -- Redacted HCBS Waiver Intake and Referral Records, # <u>2</u> Exhibit B -- Redacted HCBS Waiver Intake and Referral Records, # <u>3</u> Exhibit C -- 2007 Tennessee Nursing Facilities Minimum Data Set Extracts)(Cooper, Charles) (Entered: 10/31/2008)
10/31/2008	<u>42</u>	Witness List by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 10/31/2008)
10/31/2008	<u>43</u>	Exhibit List by David Goetz, Darin Gordon.. (Attachments: # <u>1</u> Exhibit List)(Cooper, Charles) (Entered: 10/31/2008)
11/03/2008	<u>44</u>	DECLARATION of Dr. Brenda Butka filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>45</u>	DECLARATION of Dr. Christopher Rayala filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>46</u>	DECLARATION of Dr. Joseph Little filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>47</u>	DECLARATION of Dr. Peter Donofrio filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>48</u>	DECLARATION of Plaintiff Margaret Connelly filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>49</u>	DECLARATION of Scott Baker filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)

11/03/2008	<u>50</u>	DECLARATION of Susan Anderson, FNP filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>51</u>	Witness List for Preliminary Injunction Hearing by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>52</u>	DECLARATION of Rhonda Smith, RN filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>53</u>	DECLARATION of Tamara Watson filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/03/2008)
11/03/2008	<u>54</u>	Exhibit List for Preliminary Injunction Hearing by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry.. (Abelow, Michael) (Entered: 11/03/2008)
11/05/2008	<u>55</u>	DECLARATION of Rosemary Lippincott filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 11/05/2008)
11/05/2008	<u>56</u>	DECLARATION of Teresa Alexander filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 11/05/2008)
11/05/2008	<u>57</u>	DECLARATION of Rana H. Wise filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 11/05/2008)
11/06/2008	<u>58</u>	MOTION for Leave to File Document Under Seal <i>Defendants' Notice of Filing</i> by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 11/06/2008)
11/06/2008	<u>59</u>	Sealed Document <i>Defendants' Notice of Filing</i> , re <u>58</u> Motion for Leave to File Document Under Seal, filed by David Goetz, Darin Gordon. (Cooper, Charles) Modified text on 11/10/2008 (tmw). (Entered: 11/06/2008)
11/06/2008	<u>60</u>	DECLARATION of Kelly Dunn filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 11/06/2008)
11/07/2008	<u>61</u>	Pltfs' Amended Exhibit List. (Abelow, Michael) Modified text on 11/10/2008 (tmw). (Entered: 11/07/2008)
11/10/2008	<u>62</u>	DECLARATION of Anita Porter, RN filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Abelow, Michael) (Entered: 11/10/2008)
11/10/2008	<u>63</u>	Transcript filed for date of 11/7/08, before Judge William J. Haynes, Jr. Court Reporter/Transcriber: Peggy G. Turner, Telephone number: (615) 726-4893, E-Mail Address: Peggy_Turner@tnmd.uscourts.gov. 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. Intent to Request Transcript Redaction due 11/20/2008. Redaction Request due 11/28/2008. Redacted Transcript Deadline set for 12/8/2008. Release of Transcript Restriction set for 2/5/2009. (tmw) (Entered: 11/10/2008)
11/13/2008	<u>64</u>	ANSWER to <u>1</u> Complaint,, by David Goetz, Darin Gordon.(Cooper, Charles) (Entered: 11/13/2008)
11/13/2008	<u>65</u>	DECLARATION of Barbara Futter filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Attachments: # <u>1</u> Exhibit A (Notice of Hearing), # <u>2</u> Exhibit B (Affidavit of Dr. Richard Garvin))(Evans, Kathryn) (Entered: 11/13/2008)
11/14/2008	<u>66</u>	Additional Attachments to Main Document re: <u>65</u> Declaration,,. (Abelow, Michael) (Entered: 11/14/2008)
11/17/2008	<u>67</u>	ORDER granting Defts' <u>58</u> Motion for Leave to File Under Seal Defts' Notice of Filing. Signed by District Judge William J. Haynes, Jr., on 11/17/08. (tmw) (Entered: 11/17/2008)
11/17/2008	<u>68</u>	Exhibit And Witness List. (tmw) (Entered: 11/18/2008)
11/17/2008	<u>69</u>	Minute Entry for proceedings held before District Judge William J. Haynes, Jr.: Preliminary Injunction Hearing held on 11/7/2008. Counsel presented their evidence before the Court. The Court will take the matter under advisement.(Court Reporter Peggy Turner.) (tmw) (Entered: 11/18/2008)
12/08/2008	<u>70</u>	MOTION to Strike by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 12/08/2008)
12/08/2008	<u>71</u>	MEMORANDUM in Support of <u>70</u> MOTION to Strike filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 12/08/2008)
12/16/2008	<u>72</u>	MOTION to Intervene by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Abelow, Michael) (Entered: 12/16/2008)
12/16/2008	<u>73</u>	Intervenor COMPLAINT, filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Attachments: # <u>1</u> Exhibit TennCare Budget Presentation)(Abelow, Michael) (Entered: 12/16/2008)
12/16/2008	<u>74</u>	PROPOSED ORDER OF DISMISSAL <i>as to Plaintiffs Murphey and Taylor</i> filed by Harold Lee Murphey, Betty Jean Taylor. (Abelow, Michael) (Entered: 12/16/2008)
12/18/2008	<u>75</u>	RESPONSE to Motion re <u>72</u> MOTION to Intervene filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 12/18/2008)
12/19/2008	<u>76</u>	AGREED ORDER DISMISSING PLTFs MURPHEY AND TAYLOR. Harold Lee Murphey and Betty Jean Taylor terminated. Signed by District Judge William J. Haynes, Jr., on 12/19/08. (tmw) (Entered: 12/19/2008)
12/19/2008	<u>77</u>	MEMORANDUM OF THE COURT. Signed by District Judge William J. Haynes, Jr on 12/19/08. (af) (Entered: 12/19/2008)
12/19/2008	<u>78</u>	ORDER granting <u>2</u> Motion for Preliminary Injunction. It is ORDERED that (1) the Defendants shall refrain from imposing the cuts in Home Health and Private Duty Nurse upon the Plaintiffs until the community-based, patient centered system authorized by the State's Long-Term Care Community Choices Act is implemented and available to Plaintiffs; (2) the Defendants shall conduct individualized assessments of the Plaintiffs to determine the specific needs of each Plaintiff, including the amount of time required to meet those needs, and the extent to which family or other natural supports are available, and whether the needs could be satisfied in the community at less cost than Defendants are presently paying; and (3) the Defendants shall determine whether nursing homes will in fact

		provide the services each Plaintiff requires. It is so ORDERED. Signed by District Judge William J. Haynes, Jr on 12/19/08. (af) (Entered: 12/19/2008)
12/19/2008	<u>79</u>	MOTION for Preliminary Injunction by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Attachments: # <u>1</u> Exhibit Declaration of Dr. McLerron, # <u>2</u> Exhibit Declaration of John Chadwick)(Abelow, Michael) (Entered: 12/19/2008)
12/22/2008	<u>80</u>	ORDER granting <u>72</u> Motion to Intervene by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott & Anna Swindle. Signed by District Judge William J. Haynes, Jr on 12.22.08. (af) (Entered: 12/22/2008)
12/23/2008	<u>81</u>	Agreed MOTION for Extension of Time to File Response/Reply as to <u>79</u> MOTION for Preliminary Injunction by David Goetz, Darin Gordon. (Cooper, Charles) Modified text on 12/24/2008 (tmw). (Entered: 12/23/2008)
12/30/2008	<u>82</u>	ORDER granting <u>81</u> Agreed Motion for Extension of Time, of 30 days, to Respond re <u>79</u> MOTION for Preliminary Injunction. Signed by District Judge William J. Haynes, Jr., on 12/30/08. (tmw) (Entered: 12/30/2008)
01/08/2009	<u>83</u>	SEALED ORDER re <u>59</u> Sealed Document – Defts' Notice of Filing. This list shall be maintained under seal. Signed by District Judge William J. Haynes, Jr on 1/8/09. (tmw) (Entered: 01/08/2009)
01/12/2009	<u>84</u>	ANSWER to <u>73</u> Intervenor Complaint by David Goetz, Darin Gordon.(Cooper, Charles) (Entered: 01/12/2009)
01/22/2009	<u>85</u>	DECLARATION of Michael Craig Chisholm filed by Michael Chisholm re: <u>79</u> MOTION for Preliminary Injunction. (Evans, Kathryn) (Entered: 01/22/2009)
01/22/2009	<u>86</u>	DECLARATION of Barbara Turner filed by Pamela Goodin re: <u>79</u> MOTION for Preliminary Injunction. (Evans, Kathryn) (Entered: 01/22/2009)
01/22/2009	<u>87</u>	DECLARATION of Lola Scott filed by David Scott re: <u>79</u> MOTION for Preliminary Injunction. (Evans, Kathryn) (Entered: 01/22/2009)
01/22/2009	<u>88</u>	DECLARATION of Judy McGuire filed by Anna Swindle re: <u>79</u> MOTION for Preliminary Injunction. (Evans, Kathryn) (Entered: 01/22/2009)
01/22/2009	<u>89</u>	CERTIFICATE of service for <u>85</u> , <u>86</u> , <u>87</u> & <u>88</u> , filed by Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Evans, Kathryn) Modified text on 1/27/2009 (tmw). (Entered: 01/22/2009)
01/22/2009	<u>90</u>	Second MOTION to Intervene by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry. (Evans, Kathryn) (Entered: 01/22/2009)
01/22/2009	<u>91</u>	Second Intervenor COMPLAINT, filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry. (Attachments: # <u>1</u> Exhibit Declaration of Brenda Daniels (Rachel Clayton), # <u>2</u> Exhibit Declaration of Virginia Brannum (Geneva Cope), # <u>3</u> Exhibit Declaration of Sandra York (Alex Earls), # <u>4</u> Exhibit Declaration of Christina Fullington, # <u>5</u> Exhibit Declaration of James Hill, # <u>6</u> Exhibit Declaration of Giacomo Lijoi, # <u>7</u> Exhibit Declaration of Gatlin McPherson, # <u>8</u> Exhibit Declaration of Mack Moody (Alan Moody), # <u>9</u> Exhibit Declaration of Helen Moon, # <u>10</u> Exhibit Declaration of Diane Garner (Joseph Mullins), # <u>11</u> Exhibit Declaration of Angie Walker (Vivian Neal), # <u>12</u> Exhibit Declaration of Catherine Perkins, # <u>13</u> Exhibit Declaration of Frances Purvis, # <u>14</u> Exhibit Declaration of Robert Terry (Jordan Terry), # <u>15</u> Exhibit Declaration of Peter VanDyk, # <u>16</u> Exhibit Declaration of Diane Whitfield (Allison Wilkerson), # <u>17</u> Exhibit Declaration of Marilyn Burke (Larry

		Burke))(Evans, Kathryn) (Entered: 01/22/2009)
01/22/2009	<u>92</u>	Second MOTION for Preliminary Injunction by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry. (Evans, Kathryn) (Entered: 01/22/2009)
01/22/2009		Note to filer re <u>91</u> : Affidavits/declarations should be filed as separate events rather than attachments to other pleadings. It is not necessary to re-file these documents unless otherwise directed by the Court. (tmw) (Entered: 01/27/2009)
01/23/2009	<u>93</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>79</u> MOTION for Preliminary Injunction, <u>92</u> Second MOTION for Preliminary Injunction by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 01/23/2009)
02/05/2009	<u>94</u>	RESPONSE in Opposition re <u>79</u> MOTION for Preliminary Injunction filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 02/05/2009)
02/10/2009	<u>95</u>	Joint MOTION for Case Management Order by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Proposed Order for Case Management)(Cooper, Charles) Modified text on 2/12/2009 (tmw). (Entered: 02/10/2009)
02/12/2009	<u>96</u>	ORDER denying as moot <u>93</u> Agreed Motion for Extension of Time to Respond to Motion for Preliminary Injunction. Signed by District Judge William J. Haynes, Jr on 2/12/09. (tmw) (Entered: 02/12/2009)
02/12/2009	<u>97</u>	ORDER granting <u>95</u> Joint Motion for Entry of Agreed CMO. Signed by District Judge William J. Haynes, Jr on 2/12/09. (tmw) (Entered: 02/12/2009)
02/12/2009	<u>98</u>	AGREED CASE MANAGEMENT ORDER: Pltf-Intervener David Scott shall file an amended complaint by 2/20/09. Cross Motions due by 4/17/2009. Further litigation of the claims presented by all of the other pltfs, interveners, and proposed interveners shall be held in abeyance pending the outcome of Mr. Scott's case. Signed by District Judge William J. Haynes, Jr on 2/12/09. (tmw) (Entered: 02/12/2009)
02/18/2009	<u>99</u>	Third MOTION to Intervene by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>100</u>	Third Intervenor COMPLAINT, filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry.(Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>101</u>	DECLARATION of Teresa Alston filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>102</u>	DECLARATION of Linda Cagle (Billy Cagle) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin,

		Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>103</u>	DECLARATION of Katrice Brown (Shirley Edmiston) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>104</u>	DECLARATION of Candie Ferrell (William Ferrell, III) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>105</u>	DECLARATION of Priscilla Hewgley (Ashley Self) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>106</u>	DECLARATION of Lisa Sexton (Erik Sexton) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>107</u>	DECLARATION of Bonnie Smiley filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>108</u>	DECLARATION of Belinda Johnson (Darrell Johnson) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/18/2009	<u>109</u>	DECLARATION of Tara Wilborn (Jeremy Wilborn) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)

02/18/2009	<u>110</u>	DECLARATION of Robbie Bostic (Rachel Bostic and Rebecca Bostic) filed by Joel DeHaas, Margaret Connelly, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry re: <u>100</u> Intervenor Complaint,. (Evans, Kathryn) (Entered: 02/18/2009)
02/20/2009	<u>111</u>	AMENDED COMPLAINT of <i>Intervener David Scott</i> against all defendants, filed by David Scott.(Evans, Kathryn) (Entered: 02/20/2009)
03/12/2009	<u>112</u>	ANSWER to <u>111</u> Amended Complaint by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit 1 -- Initial Order, # <u>2</u> Exhibit 2 -- Final Administrative Order)(Cooper, Charles) (Entered: 03/12/2009)
03/30/2009	<u>113</u>	Third MOTION for Preliminary Injunction for <i>plaintiffs-intervenors</i> by David Scott. (Croce, Lenny) (Entered: 03/30/2009)
03/30/2009	<u>114</u>	DECLARATION of Perkins, Catherine filed by David Scott re: <u>113</u> Third MOTION for Preliminary Injunction for <i>plaintiffs-intervenors</i> . (Croce, Lenny) (Entered: 03/30/2009)
03/30/2009	<u>115</u>	DECLARATION of Breeding, Sherry filed by David Scott. (Croce, Lenny) (Entered: 03/30/2009)
03/30/2009	<u>116</u>	DECLARATION of Bunch, Kim filed by David Scott. (Croce, Lenny) (Entered: 03/30/2009)
03/30/2009	<u>117</u>	DECLARATION of Schulz, Virginia filed by David Scott. (Croce, Lenny) (Entered: 03/30/2009)
03/30/2009	<u>118</u>	DECLARATION of Lim, Robert filed by David Scott. (Croce, Lenny) (Entered: 03/30/2009)
03/30/2009	<u>119</u>	MEMORANDUM in Support of <u>113</u> Third MOTION for Preliminary Injunction for <i>plaintiffs-intervenors</i> filed by David Scott. (Croce, Lenny) (Entered: 03/30/2009)
04/10/2009	<u>120</u>	Joint MOTION for Entry of Agreed Amendment to Case Management Order by David Scott. (Attachments: # <u>1</u> Exhibit A: [Proposed] Agreed Amended Case Management Order)(Evans, Kathryn) (Entered: 04/10/2009)
04/14/2009	<u>121</u>	ORDER granting <u>120</u> Motion for Entry of Agreed Amendment to Case Mgt Order. Signed by District Judge William J. Haynes, Jr on 4/14/09. (tmw) (Entered: 04/14/2009)
04/14/2009	<u>122</u>	AGREED AMENDED CASE MANAGEMENT ORDER. Signed by District Judge William J. Haynes, Jr on 4/14/09. (tmw) (Entered: 04/14/2009)
04/17/2009	<u>123</u>	Pltfs' SUGGESTION OF DEATH of Plaintiff James Hill. (Rambsy, Phillis) Modified text on 4/20/2009 (tmw). (Entered: 04/17/2009)
04/17/2009	<u>124</u>	Pltfs' SUGGESTION OF DEATH of Plaintiff Odell Owens. (Rambsy, Phillis) Modified text on 4/20/2009 (tmw). (Entered: 04/17/2009)
04/20/2009	<u>125</u>	MOTION for Temporary Restraining Order on behalf of <i>Plaintiff-Intervenors</i> by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Evans, Kathryn) (Entered: 04/20/2009)
04/20/2009	<u>126</u>	MEMORANDUM in Support of <u>125</u> MOTION for Temporary Restraining Order on behalf of <i>Plaintiff-Intervenors</i> filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Evans, Kathryn) (Entered: 04/20/2009)
04/20/2009	<u>127</u>	DECLARATION of Belinda Johnson (Darrell Johnson) filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>126</u> Memorandum in Support. (Evans, Kathryn) (Entered: 04/20/2009)

04/20/2009	<u>128</u>	DECLARATION of Bonnie Smiley filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>126</u> Memorandum in Support. (Evans, Kathryn) (Entered: 04/20/2009)
04/20/2009	<u>129</u>	DECLARATION of Sewana Collins (Bonnie Smiley) filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>126</u> Memorandum in Support. (Evans, Kathryn) (Entered: 04/20/2009)
04/20/2009	<u>130</u>	DECLARATION of Tammarra Baker (Rachel and Rebecca Bostic) filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>126</u> Memorandum in Support. (Evans, Kathryn) (Entered: 04/20/2009)
04/20/2009	<u>131</u>	DECLARATION of Dr. Ben Kerny (Rachel and Rebecca Bostic) filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>126</u> Memorandum in Support. (Evans, Kathryn) (Entered: 04/20/2009)
04/20/2009	<u>132</u>	DECLARATION of Dianne Whitfield (Allison Wilkerson) filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>126</u> Memorandum in Support. (Evans, Kathryn) (Entered: 04/20/2009)
04/24/2009	<u>133</u>	ORDER: This <u>125</u> MOTION for Temporary Restraining Order on behalf of Plaintiff-Interveners is set for 5/4/2009 at 9:00 AM. Signed by District Judge William J. Haynes, Jr on 4/24/09. (dt) (Entered: 04/24/2009)
04/27/2009	<u>134</u>	DECLARATION of Marta Wayt, D.O. filed by David Scott re: <u>125</u> MOTION for Temporary Restraining Order <i>on behalf of Plaintiff-Interveners</i> . (Croce, Lenny) (Entered: 04/27/2009)
05/01/2009	<u>135</u>	MOTION for Leave to File Document Under Seal <i>Defendants' Response to Proposed Interveners' Motion for a Temporary Restraining Order and Supporting Declarations</i> by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 05/01/2009)
05/01/2009	<u>136</u>	Sealed Document <i>Defendants' Response to Proposed Interveners' Motion for a Temporary Restraining Order</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A -- Unpublished Cases)(Cooper, Charles) (Entered: 05/01/2009)
05/01/2009	<u>137</u>	Sealed Document <i>Declaration of Darin Gordon</i> filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 05/01/2009)
05/01/2009	<u>138</u>	Sealed Document <i>Declaration of Patti Killingsworth</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A -- Bostic AAD Record Excerpts)(Cooper, Charles) (Entered: 05/01/2009)
05/01/2009	<u>139</u>	Sealed Document <i>Declaration of Dr. Wendy Long</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A -- Wilkerson Medical Record Excerpts, # <u>2</u> Exhibit B -- Bostic Medical Record Excerpts, # <u>3</u> Exhibit C -- Smiley Medical Record Excerpts, # <u>4</u> Exhibit D -- Johnson Medical Record Excerpts)(Cooper, Charles) (Entered: 05/01/2009)
05/01/2009	<u>140</u>	NOTICE of Filing by David Scott (Attachments: # <u>1</u> Exhibit Excerpt from the State of Tennessee's Budget for Fiscal Year 2009-2010)(Evans, Kathryn) (Entered: 05/01/2009)
05/04/2009	<u>141</u>	ORDER granting <u>135</u> Unopposed Motion for Leave to File Response Under Seal. Signed by District Judge William J. Haynes, Jr on 5/1/09. (tmw) (Entered: 05/04/2009)
05/05/2009	<u>142</u>	ORDER granting <u>90</u> Second Motion to Intervene. Signed by District Judge William J. Haynes, Jr on 5/5/09. (tmw) (Entered: 05/05/2009)
05/05/2009	<u>143</u>	ORDER granting <u>99</u> Third Motion to Intervene. Signed by District Judge William J. Haynes, Jr on 5/5/09. (tmw) (Entered: 05/05/2009)
05/05/2009	<u>144</u>	Transcript filed for date of 5/4/09, before Judge Haynes. Court Reporter/Transcriber: Peggy G. Turner, Telephone number: (615) 726-4893, E-Mail Address: Peggy_Turner@tnmd.uscourts.gov. 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. Intent to Request Transcript Redaction due 5/14/2009. Redaction Request due 5/26/2009. Redacted Transcript Deadline set for 6/2/2009. Release of Transcript Restriction set for 7/31/2009. (tmw) (Entered: 05/05/2009)
05/06/2009	<u>145</u>	Minute Entry for proceedings held before District Judge William J. Haynes, Jr: Temporary Restraining Order and Preliminary Injunction Hearing held on 5/4/2009. (Court Reporter Peggy Turner.) (tmw) (Entered: 05/06/2009)
05/06/2009	<u>146</u>	WITNESS/EXHIBIT LIST prepared by Courtroom Deputy, re: <u>145</u> Temporary Restraining Order and Preliminary Injunction Hearing.(tmw) (Entered: 05/06/2009)
05/13/2009	<u>147</u>	*DISREGARD per <u>148</u> Notice* MOTION for Leave to File Excess Pages by David Scott. (Evans, Kathryn) Modified text on 5/14/2009 (tmw). (Entered: 05/13/2009)
05/13/2009	<u>148</u>	NOTICE to Withdraw <u>147</u> MOTION for Leave to File Excess Pages by David Scott. (Abelow, Michael) Modified text on 5/14/2009 (tmw). (Entered: 05/13/2009)
05/13/2009	<u>149</u>	Joint MOTION for Leave to File Excess Pages by David Goetz, Darin Gordon, David Scott. (Abelow, Michael) (Entered: 05/13/2009)
05/18/2009	<u>150</u>	MOTION for Summary Judgment by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>151</u>	MOTION for Leave to File Document Under Seal by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>152</u>	Sealed Document <i>Concise Statement of Material Facts</i> filed by David Goetz, Darin Gordon. (Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>153</u>	Sealed Document <i>Memorandum in Support of Defendants' Motion for Summary Judgment</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A --- Dr. Davis Deposition, # <u>2</u> Exhibit B --- Dr. Huddleston Deposition, # <u>3</u> Exhibit C --- Grier Motion, # <u>4</u> Exhibit D --- Grate v. Barnhart)(Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>154</u>	Sealed Document <i>Declaration of Dr. Wendy Long</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A --- HH-PDN Least Costly MCO Training, # <u>2</u> Exhibit B --- Home Health Medical Review Documentation Form, # <u>3</u> Exhibit C --- MCO Notes, # <u>4</u> Exhibit D --- McLerran Letter)(Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>155</u>	Sealed Document <i>Declaration of Patti Killingsworth</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A --- AAAD Case Management Notes, # <u>2</u> Exhibit B --- GAO Report Excerpts, # <u>3</u> Exhibit C --- LA Times Article, # <u>4</u> Exhibit D --- Boston Globe Article)(Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>156</u>	Sealed Document <i>Declaration of Tracy Purcell</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A --- Grier, # <u>2</u> Exhibit B --- Initial Order, # <u>3</u> Exhibit C --- Final Order, # <u>4</u> Exhibit D --- Order Denying Reconsideration Motion)(Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>157</u>	Sealed Document <i>Declaration of Darin Gordon</i> filed by David Goetz, Darin Gordon. (Attachments: # <u>1</u> Exhibit A --- Budget Excerpts, # <u>2</u> Exhibit B --- TennCare Oversight Presentation Slides)(Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>158</u>	DECLARATION of Laurie Lee filed by David Goetz, Darin Gordon re: <u>153</u> Sealed Document,. (Attachments: # <u>1</u> Exhibit A --- State Plan Document, # <u>2</u> Exhibit B --- Local Education Plan Document, # <u>3</u> Exhibit C --- Local Government Plan Document)(Cooper, Charles) (Entered: 05/18/2009)
05/18/2009	<u>159</u>	MOTION for Summary Judgment by David Scott. (Abelow, Michael) (Entered: 05/18/2009)
05/18/2009	<u>160</u>	MEMORANDUM in Support of <u>159</u> MOTION for Summary Judgment filed by David Scott. (Abelow, Michael) (Entered: 05/18/2009)

05/18/2009	<u>161</u>	STATEMENT of facts filed by David Scott in support of <u>159</u> Motion for Summary Judgment. (Abelow, Michael) (Entered: 05/18/2009)
05/18/2009	<u>162</u>	NOTICE of Filing by David Scott re <u>159</u> MOTION for Summary Judgment (Attachments: # <u>1</u> Exhibit David Scott Declaration, # <u>2</u> Exhibit Lola Scott Declaration, # <u>3</u> Exhibit Nursing homes contacted, # <u>4</u> Exhibit Dr. Powers Declaration, # <u>5</u> Exhibit Dr. Powers CV, # <u>6</u> Exhibit Dr. Harrington declaration, # <u>7</u> Exhibit Dr. Harrington CV, # <u>8</u> Exhibit Manning declaration, # <u>9</u> Exhibit Hunter letter, # <u>10</u> Exhibit Donovan declaration, # <u>11</u> Exhibit Donovan letter, # <u>12</u> Exhibit Dr. McLerran letter, # <u>13</u> Exhibit McLerran and Smith email, # <u>14</u> Exhibit Dr. McLerran letter, # <u>15</u> Exhibit Dr. McLerran declaration, # <u>16</u> Exhibit Pierce deposition, # <u>17</u> Exhibit Ledbetter deposition, # <u>18</u> Exhibit Warren deposition, # <u>19</u> Exhibit Davis deposition, # <u>20</u> Exhibit Huddleston deposition)(Abelow, Michael) (Entered: 05/18/2009)
05/18/2009	<u>163</u>	Additional Attachments to Main Document re: <u>162</u> Notice (Other), Notice (Other), Notice (Other), Notice (Other), <u>159</u> MOTION for Summary Judgment. (Attachments: # <u>1</u> Exhibit Administrative Hearing Transcript, # <u>2</u> Exhibit Initial Order, # <u>3</u> Exhibit Final Administrative Order, # <u>4</u> Exhibit Order denying stay and reconsideration, # <u>5</u> Exhibit Amerigroup notice, # <u>6</u> Exhibit Amerigroup notice, # <u>7</u> Exhibit Amerigroup notice, # <u>8</u> Exhibit TennCare notice, # <u>9</u> Exhibit Amerigroup notice, # <u>10</u> Exhibit TennCare notice, # <u>11</u> Exhibit Amerigroup notice, # <u>12</u> Exhibit Amerigroup notice, # <u>13</u> Exhibit TennCare directive notice, # <u>14</u> Exhibit Letter from Darin Gordon to Gordon Bonnyman, # <u>15</u> Exhibit Letter from Darin Gordon to Susan Cuerdan, # <u>16</u> Exhibit Letter from Darin Gordon to Kathleen Ferrell, # <u>17</u> Exhibit Letter from Darin Gordon to Kelly Heilman, # <u>18</u> Exhibit Letter from Kerry Weems to Darin Gordon, # <u>19</u> Exhibit Jackson letter, # <u>20</u> Exhibit Long Freeman email with powerpoint, # <u>21</u> Exhibit Long email to Shelton, # <u>22</u> Exhibit Long Hollis email, # <u>23</u> Exhibit Monthly cost of NF care email, # <u>24</u> Exhibit Long email to Anderson, # <u>25</u> Exhibit Long email to Lang, # <u>26</u> Exhibit New instructions HH PDN email, # <u>27</u> Exhibit, # <u>28</u> Exhibit Scarbrough email to Long, # <u>29</u> Exhibit Killingsworth Hildreth email)(Abelow, Michael) (Entered: 05/18/2009)
05/18/2009	<u>164</u>	Additional Attachments to Main Document re: <u>162</u> Notice (Other), Notice (Other), Notice (Other), Notice (Other), <u>159</u> MOTION for Summary Judgment. (Attachments: # <u>1</u> Exhibit Home health certification and plan of care, # <u>2</u> Exhibit Advanced Neurosciences Institute medical history, # <u>3</u> Exhibit CareAll Supplemental Orders, # <u>4</u> Exhibit Home Health Certification and Plan of Care, # <u>5</u> Exhibit Amerigroup In-Home Assessment, # <u>6</u> Exhibit Home Health Certification and Plan of Care, # <u>7</u> Exhibit Ledbetter Story Assessment Summary, # <u>8</u> Exhibit Referral and Authorization Request, # <u>9</u> Exhibit Home health certification and plan of care, # <u>10</u> Exhibit Prospective UM notes, # <u>11</u> Exhibit Home health medical review documentation form, # <u>12</u> Exhibit PDN cost sheet, # <u>13</u> Exhibit CareAll Supplemental Order, # <u>14</u> Exhibit TennCare Medical Review, # <u>15</u> Exhibit Cookeville Regional Medical Center Medical History, # <u>16</u> Exhibit CareAll Supplemental Order, # <u>17</u> Exhibit Nurse's observations, # <u>18</u> Exhibit Private Duty Nursing Clinical Progress Notes, # <u>19</u> Exhibit Continuous Nursing Care Progress Notes, # <u>20</u> Exhibit David Scott Prescription, # <u>21</u> Exhibit Private Duty Nursing Clinical Progress Notes, # <u>22</u> Exhibit Nurse's observations, # <u>23</u> Exhibit Private Duty Nursing Clinical Progress Note, # <u>24</u> Exhibit Private Duty Nursing Clinical Progress Note, # <u>25</u> Exhibit Continuous Nursing Care Progress Note, # <u>26</u> Exhibit Continuous Nursing Care Progress Note, # <u>27</u> Exhibit Private Duty Nursing Clinical Progress Notes, # <u>28</u> Exhibit PDN Clinical Progress Note, # <u>29</u> Exhibit PDN clinical progress note, # <u>30</u> Exhibit Prospective UM notes and continuation of CNA documentation notes)(Abelow, Michael) (Entered: 05/18/2009)
05/18/2009	<u>165</u>	Additional Attachments to Main Document re: <u>159</u> MOTION for Summary Judgment, <u>162</u> Notice (Other), Notice (Other), Notice (Other), Notice (Other). (Attachments: # <u>1</u> Exhibit Home Health/PDN changes, # <u>2</u> Exhibit Stimulus Act, # <u>3</u> Exhibit Deposition Exhibit 3, # <u>4</u> Exhibit Application for demonstration waiver, # <u>5</u> Exhibit Newberry Order, # <u>6</u> Exhibit Governor's budget speech)(Abelow, Michael) (Entered: 05/18/2009)
05/28/2009	<u>166</u>	Fourth MOTION to Intervene by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Evans, Kathryn) (Entered: 05/28/2009)

05/28/2009	<u>167</u>	Fourth Intervenor COMPLAINT, filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle.(Evans, Kathryn) (Entered: 05/28/2009)
05/28/2009	<u>168</u>	MOTION for Preliminary Injunction <i>for Fourth Interveners</i> by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Evans, Kathryn) (Entered: 05/28/2009)
05/28/2009	<u>169</u>	MEMORANDUM in Support of <u>168</u> MOTION for Preliminary Injunction <i>for Fourth Interveners</i> filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle. (Evans, Kathryn) (Entered: 05/28/2009)
05/28/2009	<u>170</u>	DECLARATION of Mildred Davis filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>167</u> Intervenor Complaint. (Evans, Kathryn) (Entered: 05/28/2009)
05/28/2009	<u>171</u>	DECLARATION of Sharon Fairburn Velluto (Shawn Fairburn) filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>167</u> Intervenor Complaint. (Evans, Kathryn) (Entered: 05/28/2009)
05/28/2009	<u>172</u>	DECLARATION of Donald Tucker, M.D. filed by John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle re: <u>167</u> Intervenor Complaint. (Evans, Kathryn) (Entered: 05/28/2009)
06/09/2009	<u>173</u>	ORDER granting <u>166</u> Fourth MOTION to Intervene. Mildred A. Davis, and Shawn Fairburn added. Signed by District Judge William J. Haynes, Jr on 6/9/09. (tmw) (Entered: 06/09/2009)
06/09/2009	<u>174</u>	NOTICE of Filing by David Goetz, Darin Gordon (Attachments: # <u>1</u> Exhibit A – Order in Daniels, # <u>2</u> Exhibit B – Notification)(Cooper, Charles) (Entered: 06/09/2009)
06/09/2009	<u>175</u>	Joint MOTION to Amend/Correct <u>122</u> Order, Set Deadlines/Hearings by Joel DeHaas, Margaret Connelly, David Goetz, Darin Gordon, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, Harold Lee Murphey, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Mildred A. Davis, Shawn Fairburn, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Betty Jean Taylor, Delores Baker, Lorrinda Mabry. (Attachments: # <u>1</u> Proposed Order)(Abelow, Michael) (Entered: 06/09/2009)
06/10/2009	<u>176</u>	ORDER granting <u>175</u> Joint Motion to Amend Case Mgmt Order. Signed by District Judge William J. Haynes, Jr on 6/10/09. (tmw) (Entered: 06/10/2009)
06/10/2009	<u>177</u>	AGREED AMENDED CASE MANAGEMENT ORDER. Signed by District Judge William J. Haynes, Jr on 6/10/09. (tmw) (Entered: 06/10/2009)
06/16/2009	<u>178</u>	NOTICE of Filing by David Goetz, Darin Gordon (Attachments: # <u>1</u> Exhibit A – Burgess Notice, # <u>2</u> Exhibit B – Ledbetter Notice, # <u>3</u> Exhibit C – Adams Notice)(Cooper, Charles) (Entered: 06/16/2009)
06/17/2009	<u>179</u>	ORDER granting <u>149</u> Joint Motion for Leave to File Excess Pages. Signed by District Judge William J. Haynes, Jr on 6/17/09. (tmw) (Entered: 06/18/2009)
06/17/2009	<u>180</u>	ORDER granting <u>151</u> Unopposed Motion for Leave to File Documents Under Seal. Signed by District Judge William J. Haynes, Jr on 6/17/09. (tmw) (Entered: 06/18/2009)
06/23/2009	<u>181</u>	ORDER: Before the Court are Plaintiff–Intervenors' third motion for preliminary injunction <u>113</u> and Plaintiff–Intervenors' motion for temporary restraining order <u>125</u> . For the reasons stated in open court on 5/4/09, these motions are GRANTED as to Plaintiff–Intervenors Darrell Johnson, Bonnie Smiley, Rebecca Bostic, and Rachel Bostic. It is so ORDERED. Signed by District Judge William J. Haynes, Jr on 6/23/09. (tmw) Modified on 6/24/2009 (tmw). (Entered: 06/24/2009)
07/08/2009	<u>182</u>	ORDER: A hearing is set on the motions for preliminary injunction (Docket Entry Nos. <u>79</u> and <u>92</u>) for Monday, 7/27/09, at 9:30 a.m. in Courtroom A859 before District Judge William J. Haynes Jr. Signed by District Judge William J. Haynes, Jr

		on 7/8/09. (tmw) (Entered: 07/08/2009)
07/14/2009	<u>183</u>	Joint MOTION to Clarify re <u>182</u> Order Setting Hearing on Motion, by Joel DeHaas, Margaret Connelly, David Goetz, Darin Gordon, Carl Anders, George Dylan Brown, Sarah Crabtree, Willowdeen Burrows, Hazel S. Graham, John Chadwick, Michael Chisholm, Pamela Goodin, David Scott, Anna Swindle, Larry Scott Ervin, Megan Allen, Jessica W. Pipkin, Florence Adams, Lena Burgess, Wilma F. Stills, Mildred A. Davis, Shawn Fairburn, Odell Owens, Velma Ledbetter, Ellar Lowman, Marvin Ray Berry, Jr, Carol Smith, Delores Baker, Lorrinda Mabry. (Evans, Kathryn) (Entered: 07/14/2009)
07/15/2009	<u>184</u>	ORDER granting <u>183</u> Joint MOTION to Clarify. The July 27th hearing is CANCELLED. The motions <u>79</u> and <u>92</u> are DENIED without prejudice to renew if the parties do not settle their disputes. Signed by District Judge William J. Haynes, Jr on 7/15/09. (tmw) (Entered: 07/15/2009)
08/12/2009	<u>185</u>	NOTICE of Filing by David Goetz, Darin Gordon (Attachments: # <u>1</u> Exhibit A -- Self Notice)(Cooper, Charles) (Entered: 08/12/2009)
09/08/2009	<u>186</u>	ORDER re Pltf-Interveners' <u>168</u> Motion for Preliminary Injunction. Based upon the parties' joint report, this motion is DENIED without prejudice to renew. Signed by District Judge William J. Haynes, Jr on 9/8/09. (tmw) (Entered: 09/08/2009)
09/08/2009	<u>187</u>	ORDER re Defts' <u>150</u> Motion for Summary Judgment. Based upon the parties' joint report, this motion is DENIED without prejudice to renew. Signed by District Judge William J. Haynes, Jr on 9/8/09. (tmw) (Entered: 09/08/2009)
09/08/2009	<u>188</u>	ORDER re Pltf David Scott's <u>159</u> Motion for Summary Judgment. Based upon the parties' joint report, this motion is DENIED without prejudice to renew if this action does not settle. Signed by District Judge William J. Haynes, Jr on 9/8/09. (tmw) (Entered: 09/08/2009)
01/21/2010	<u>189</u>	PROPOSED ORDER OF DISMISSAL filed by all parties. (Abelow, Michael) (Entered: 01/21/2010)
01/22/2010	<u>190</u>	AGREED ORDER OF DISMISSAL. Pursuant to the agreement of the parties, as evidenced by the signatures of counsel below, the parties having informed the Court that they have reached a settlement agreement, it is hereby ORDERED that this action be and hereby is dismissed without prejudice with each party bearing its own attorneys' fees and costs except as set forth in the settlement agreement. Court costs, if any, are taxed to Plaintiffs. It is so ORDERED. Signed by District Judge William J. Haynes, Jr on 1/22/10. (tmw) (Entered: 01/22/2010)
01/22/2010	191	Final judgment is hereby entered for purposes of Rule 58 and/or Rule 79(a) of the Federal Rules of Civil Procedure on 1/22/10, by tmw. (tmw) (Entered: 01/22/2010)