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**U.S. District Court**  
**District of Idaho (LIVE Database)Version 6.1.2 (Boise – Southern)**  
**CIVIL DOCKET FOR CASE #: 1:81-cv-01165-BLW**

Balla v. Idaho, State of  
Assigned to: Judge B. Lynn Winmill  
Referred to: Judge David O. Carter (Settlement)  
Demand: \$0  
Case in other court: 02-36092

Date Filed: 05/15/1981  
Jury Demand: None  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

Ninth Circuit Court of Appeals, 10-35413  
Ninth Circuit Court of Appeals, 12-35541  
9CCA, 15-35996  
9CCA, 18-35151

Cause: 42:1983 Prisoner Civil Rights

**Special Master**

**Marc Stern**  
*Dr*

**Special Master**

**Amanda Ruiz**  
*Dr*

**Special Master**

**Susie Boring-Headlee**  
*TERMINATED: 12/21/2015*

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Date Filed	#	Docket Text
07/27/1995	326	MOTION by dft to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 (wm) (Entered: 07/22/1996)
07/27/1995	327	MEMORANDUM by dfts in support of motion to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 [326-1] (wm) (Entered: 07/22/1996)
07/27/1995	328	AFFIDAVIT of James Spalding in support of dfts motion to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 [326-1] (wm) (Entered: 07/22/1996)
08/03/1995	329	NOTICE by plas concerning class representation and request for temporary assignment of class representation (wm) (Entered: 07/22/1996)
08/08/1995	330	REQUEST by pla for entry of contempt (wm) (Entered: 07/22/1996)
08/11/1995	331	NOTICE OF ATTORNEY APPEARANCE for pla by Stephen L Pevar (wm) (Entered: 07/22/1996)
08/11/1995	332	OJBECTION by pla to motion to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 [326-1] (wm) (Entered: 07/22/1996)
08/16/1995	333	REQUEST by pla for leave to file additional affidavit for request for entry of contempt (wm) (Entered: 07/22/1996)
08/16/1995	334	NOTICE OF HEARING motion to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 [326-1] 9:30 9/5/95 before EJM in Boise (cc: all counsel) (wm) (Entered: 07/22/1996)

08/22/1995	335	NOTICE OF ATTORNEY APPEARANCE for pla by George C Patterson (wm) (Entered: 07/22/1996)
08/22/1995	336	OBJECTION by dft to motion for entry of contempt [330-1] (wm) (Entered: 07/22/1996)
08/22/1995	337	AFFIDAVIT of Arvon Arave regarding motion response [336-1] (wm) (Entered: 07/22/1996)
08/24/1995	338	REPLY by dft to response to motion to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 [326-1] (wm) (Entered: 07/22/1996)
08/28/1995	339	ORDER OF TRANSPORT by Honorable Edward J. Lodge (cc: all counsel) (wm) (Entered: 07/22/1996)
08/28/1995	340	REPLY by pla to response to motion for entry of contempt [330-1] (wm) (Entered: 07/22/1996)
09/05/1995	341	MINUTES OF HEARING ON MOTION TO MODIFY – motion to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 [326-1] ; hearing held 9:30 9/5/95, matter continued, date not set., EJJ (wm) (Entered: 07/22/1996)
09/05/1995	342	ORDER, from the 9th Circuit, no motions for reconsideration, rehearing, clarification stay of the mandate, or any other submissions shall be filed or entertained in this closed docket (cc: all counsel) (wm) (Entered: 07/22/1996)
10/20/1995	343	REQUEST by pla to have terms of settlement agreement enrolled as the final order of the court (wm) (Entered: 07/22/1996)
10/31/1995	344	RESPONSE by dft re: request [343-1] (wm) (Entered: 07/22/1996)
10/31/1995	345	SETTLEMENT AGREEMENT AND STIPULATION for dismissal (wm) (Entered: 07/22/1996)
11/17/1995	350	APPLICATION by pla for order to show cause why a contempt citation should not issue (wm) (Entered: 07/22/1996)
11/24/1995	346	ORDER by Honorable Edward J. Lodge dismissing the motion for entry of contempt [330-1], dismissing the motion to modify the orders of 32/5/87 and 8/23/90 and 3/5/91 [326-1] and the memorandum of 10/12/95 are adopted herein as the terms upon which the parties have agreed to dismissal (cc: all counsel) (wm) (Entered: 07/22/1996)
11/28/1995	347	APPLICATION by pla to intervene as of right (wm) (Entered: 07/22/1996)
11/28/1995	348	REQUEST by pla for contempt (wm) (Entered: 07/22/1996)
12/17/1995	349	SECOND OBJECTION by dft to motion for contempt [348-1], motion to intervene as of right [347-1] (wm) (Entered: 07/22/1996)
12/18/1995	351	MOTION by pla for order to show cause why dfts should not be held in contempt (wm) (Entered: 07/22/1996)
12/28/1995	352	REQUEST by intervenor to withdraw motion for intervention (wm) (Entered: 07/22/1996)
01/11/1996	353	ORDER by Honorable Edward J. Lodge granting motion to withdraw motion for intervention [352-1], finding the for contempt [348-1] moot, finding the motion to intervene as of right [347-1] moot (cc: all counsel) (wm) (Entered: 07/22/1996)
01/31/1996	354	RESPONSE by dft to motion for order to show cause why dfts should not be held in contempt [351-1], motion for order to show cause why a contempt citation should not issue [350-1] (wm) (Entered: 07/22/1996)
02/05/1996	355	MOTION by pla for contempt (wm) (Entered: 07/22/1996)
02/05/1996	356	APPLICATION by pla Alan Lee Brandt to intervene (wm) (Entered: 07/22/1996)
02/20/1996	357	OBJECTION by dft to Brandt's motion to intervene [356-1], motion for contempt [355-1] (wm) (Entered: 07/22/1996)



04/26/1996	358	MOTION by pla for summary judgment (wm) (Entered: 07/22/1996)
04/26/1996	359	BRIEF by pla in support re: motion for summary judgment [358-1] (wm) (Entered: 07/22/1996)
04/26/1996	360	STATEMENT OF MATERIAL FACTS by pla in support of motion for summary judgment [358-1] (wm) (Entered: 07/22/1996)
05/10/1996	361	BRIEF by dfts in opposition re: motion for summary judgment [358-1] (wm) (Entered: 07/22/1996)
05/10/1996	362	AFFIDAVIT of Brian D. Nicholas regarding brief [361-1] (wm) (Entered: 07/22/1996)
05/10/1996	363	AFFIDAVIT of Joe Klauser regarding brief [361-1] (wm) (Entered: 07/22/1996)
05/29/1996	364	REPLY BRIEF by pla to response to motion for summary judgment [358-1] (wm) (Entered: 07/22/1996)
05/31/1996	365	NOTICE OF HEARING motion for summary judgment [358-1] 3:30 6/10/96 before EJM in Boise (cc: all counsel) (wm) (Entered: 07/22/1996)
06/10/1996	366	MINUTES OF MOTION HEARING – taking under advisement on 6/10/96 the motion for summary judgment [358-1] EJM (wm) (Entered: 07/22/1996)
07/24/1996	367	MEMORANDUM, DECISION, AND ORDER: by Honorable Edward J. Lodge denying motion to intervene [356-1], denying motion for contempt [355-1] (cc: all counsel) (wm) (Entered: 07/25/1996)
07/24/1996	368	ORDER by Honorable Edward J. Lodge denying as moot motion for order to show cause why dfts should not be held in contempt [351-1] (cc: all counsel) (wm) (Entered: 07/25/1996)
11/01/1996	369	MEMORANDUM, DECISION, AND ORDER: by Honorable Edward J. Lodge denying motion for summary judgment [358-1] (cc: all counsel) (wm) (Entered: 11/04/1996)
12/05/1996	370	NOTICE OF ATTORNEY SUBSTITUTION: terminating attorney Robert R Gates and Timothy R McNeese for Idaho, State of and substituting attorney Michaelina Murphy (wm) (Entered: 12/06/1996)
01/06/1997	371	NOTICE by plas atty of change of address to 1888 Sherman St #380, Denver CO, 80203, (303) 839-5752 (wm) (Entered: 01/07/1997)
05/15/1997	372	ORDER by Honorable Edward J. Lodge ; Status report ddl set for 8/1/97 (cc: all counsel) (wm) (Entered: 05/16/1997)
08/01/1997	373	STATUS REPORT by dft (wm) (Entered: 08/05/1997)
08/01/1997	374	ANSWER by dft to first amended complaint (wm) (Entered: 08/05/1997)
08/04/1997	375	STATUS REPORT by pla (wm) (Entered: 08/05/1997)
08/15/1997	376	MOTION by dft for summary judgment (wm) Modified on 10/15/1998 (Entered: 08/18/1997)
08/15/1997	377	MEMORANDUM by dft in support of motion for summary judgment [376-1] (wm) (Entered: 08/18/1997)
08/15/1997	378	AFFIDAVIT of Lisa Fluck Cates regarding motion for summary judgment [376-1] (wm) (Entered: 08/18/1997)
08/15/1997	379	AFFIDAVIT of John L. Braese regarding motion for summary judgment [376-1] (wm) (Entered: 08/18/1997)
08/15/1997	380	AFFIDAVIT of Captain Shannon S. Cluney regarding motion for summary judgment [376-1] (wm) (Entered: 08/18/1997)
08/15/1997	421	AFFIDAVIT of Timothy R. McNeese (wm) (Entered: 10/29/1998)

09/09/1997	381	NOTICE OF PAST DUE RESPONSE TO MOTION re motion for summary judgment [376-1] ; Response to motion ddl extended to 9/16/97 (wm)
09/12/1997	382	PARTIAL REPLY by pla to motion for summary judgment [376-1] (wm)
09/12/1997	382	MOTION by pla for relief under rule 56(f) (wm)
09/12/1997	383	AFFIDAVIT of Stephen L. Pevar regarding motion for relief under rule 56(f) [382-1], regarding motion response [382-1] (wm)
09/15/1997	384	NOTICE OF MOTION DETERMINATION PROCEDURE – motion for summary judgment [376-1] will be decided on written submissions (cc: all counsel) (wm) (Entered: 09/17/1997)
09/29/1997	385	REPLY by dft to response to motion for summary judgment [376-1] (wm) (Entered: 09/30/1997)
10/03/1997	386	MOTION by pla to amend reply brief (wm) (Entered: 10/06/1997)
10/04/1997	387	NOTICE OF PAST DUE RESPONSE TO MOTION re motion for relief under rule 56(f) [382-1] ; Response to motion ddl extended to 10/14/97 (wm) (Entered: 10/06/1997)
10/09/1997	388	BRIEF by dft in opposition re: motion for relief under rule 56(f) [382-1] (wm) (Entered: 10/10/1997)
10/16/1997	389	NOTICE OF MOTION DETERMINATION PROCEDURE – motion for relief under rule 56(f) [382-1] will be decided on written submissions (cc: all counsel) (wm) (Entered: 10/17/1997)
10/24/1997	390	REPLY by pla to response to motion for relief under rule 56(f) [382-1] (wm)
11/03/1997	391	NOTICE OF MOTION DETERMINATION PROCEDURE – motion to amend reply brief [386-1] will be decided on written submissions (cc: all counsel) (wm)
02/26/1998	392	ORDER by Honorable Edward J. Lodge denying motion for summary judgment [376-1], granting motion for relief under rule 56(f) [382-1], granting motion to amend reply brief [386-1] ; Discovery ddl set for 5/1/98 ; Motion Filing ddl 6/1/98 ; Trial set for 8/18/98 at 9:30 (cc: all counsel) (wm) (Entered: 02/27/1998)
04/06/1998	393	MOTION by pla to compel discovery , and for sanctions , and to vacate trial set for 8/18/98 , and to extend discovery (wm)
04/20/1998	394	RESPONSE by dft to motion to compel discovery [393-1], motion for sanctions [393-2], motion to vacate trial set for 8/18/98 [393-3], motion to extend discovery [393-4] (wm) (Entered: 04/21/1998)
04/20/1998	395	AFFIDAVIT of Fred C. Goodenough in support of motion response [394-1] (wm) (Entered: 04/21/1998)
04/20/1998	396	MOTION by dft to strike unsworn testimony (wm) (Entered: 04/21/1998)
04/20/1998	397	AFFIDAVIT of Fred C. Goodenough in support of motion to strike unsworn testimony [396-1] (wm) (Entered: 04/21/1998)
04/27/1998	398	AMENDED AFFIDAVIT of Fred C. Goodenough in support of motion to strike unsworn testimony [396-1] (wm) (Entered: 04/28/1998)
05/04/1998	399	REPLY by pla to response to motion to compel discovery [393-1], motion for sanctions [393-2], motion to vacate trial set for 8/18/98 [393-3], motion to extend discovery [393-4] (wm) (Entered: 05/05/1998)
05/15/1998	400	SECOND MOTION by pla to compel dft to answer discovery (wm) Modified on 05/15/1998
05/15/1998		FILE DIVISION – File # 9 begins with document # 401 (wm) (Entered: 05/20/1998)
05/29/1998	401	REPLY by dft to motion to compel dft to answer discovery [400-1] (wm) (Entered: 06/01/1998)

05/29/1998	402	AFFIDAVIT of Fred C. Goodenough regarding motion response [401-1], in accordian file (wm) (Entered: 06/01/1998)
06/01/1998	403	RENEWAL by dft of motion for summary judgment [376-1] (wm) (Entered: 06/02/1998)
06/19/1998	404	REPLY BRIEF by pla to response to motion to compel dft to answer discovery [400-1] (wm)
06/19/1998	405	RESPONSE by pla to renewed motion for summary judgment [376-1] (wm)
06/19/1998	405	MOTION by pla for rule 56(f) relief (wm)
07/06/1998	406	REPLY by def to response to motion for summary judgment [376-1] (dkh) (Entered: 07/07/1998)
07/06/1998	406	RESPONSE by def to motion to compel dft to answer discovery [400-1] (dkh) (Entered: 07/07/1998)
07/07/1998	407	REPLY by defs to response to motion for summary judgment [376-1] (dkh) (Entered: 07/08/1998)
07/07/1998	407	RESPONSE by defs to motion to compel dft to answer discovery [400-1] (dkh) (Entered: 07/08/1998)
08/06/1998	408	NOTICE OF TRIAL ; Trial set for 8/18/98 is reset for 11/9/98 at 9:30 before EJL in Boise (cc: all counsel) (wm) (Entered: 08/07/1998)
08/24/1998	409	NOTICE by dft of change of address (wm) (Entered: 08/25/1998)
09/03/1998	410	RENEWED MOTION by pla to vacate trial set for 11/9/98 (wm)
09/16/1998	411	RESPONSE by dft to renewed motion to vacate trial set for 11/9/98 [410-1] (wm) (Entered: 09/17/1998)
09/16/1998	412	MOTION by dft to strike unsworn testimony in plas renewed motion to vacated trial (wm) (Entered: 09/17/1998)
09/16/1998	413	MEMORANDUM by dft in support of motion to strike unsworn testimony in plas renewed motion to vacated trial [412-1] (wm) (Entered: 09/17/1998)
09/16/1998	414	AFFIDAVIT of Paul Panther regarding motion to strike unsworn testimony in plas renewed motion to vacated trial [412-1], in accordian file (wm) (Entered: 09/17/1998)
10/05/1998	415	RESPONSE by pla to motion to strike unsworn testimony in plas renewed motion to vacated trial [412-1] (wm)
10/05/1998	416	REPLY by pla to response to motion to vacate trial set for 11/9/98 [410-1] (wm)
10/16/1998	417	MOTION by dft to vacate trial set for 11/9/98 (wm) (Entered: 10/19/1998)
10/16/1998	418	MEMORANDUM by dft in support of motion to vacate trial set for 11/9/98 [417-1], of motion for summary judgment [376-1] (wm) (Entered: 10/19/1998)
10/16/1998	419	AFFIDAVIT of Paul R. Panther regarding motion to vacate trial set for 11/9/98 [417-1] (wm) (Entered: 10/19/1998)
10/16/1998	420	MOTION by dft to shorten time for hearing on motion to vacate trial (wm) Modified on 10/20/1998 (Entered: 10/19/1998)
10/28/1998	422	ORDER by Honorable Edward J. Lodge granting in part and denying in part motion for summary judgment [376-1] finding moot the motion for rule 56(f) relief [405-1], finding moot the motion to compel discovery [393-1], finding moot the motion to vacate trial set for 8/18/98 [393-3], finding moot the motion to extend discovery [393-4], denying motion for sanctions [393-2], granting motion to compel dft to answer discovery [400-1], denying motion to strike unsworn testimony [396-1], denying motion to strike unsworn testimony in plas renewed motion to vacated trial [412-1], granting motion to vacate trial set for 11/9/98 [410-1], granting motion to vacate trial set for 11/9/98 [417-1], finding moot the motion to shorten time for hearing on motion to vacate trial [420-1] ; Discovery ddl set for 2/1/99 ; Trial set for

		11/9/98 is reset for 3/8/99 at 9:30 (cc: all counsel) (wm) (Entered: 10/29/1998)
11/09/1998	423	RESPONSE by pla re: motion to vacate trial set for 11/9/98 [417-1] (wm)
12/31/1998	424	STIPULATION AND ORDER by Honorable Edward J. Lodge : dismissing case per settlement agreement (cc: all counsel) (wm) (Entered: 01/08/1999)
12/31/1998	425	SETTLEMENT AGREEMENT, filed under seal (wm) (Entered: 01/08/1999)
09/12/2002	<u>426</u>	MOTION by William Lightner to reopen the case (wm) (Entered: 09/13/2002)
09/27/2002	<u>427</u>	MOTION by Ramon L Smith to substitute pla in this case (wm)
10/04/2002	<u>428</u>	OBJECTION by def to William Lightner's request to reopen Balla v. State of Idaho and Objection to Ramon Smith's Petition to substitute pla to inforce [sic] Federal Court Order already in law [427-1][426-1] (ja) (Entered: 10/07/2002)
10/09/2002	<u>429</u>	MOTION by William Lightner for hearing (wm)
10/23/2002	<u>430</u>	RESPONSE by Ramon L Smith re: motion response [428-1] (wm) (Entered: 10/24/2002)
10/23/2002	<u>431</u>	REPLY by William Lightner to response to motion to reopen the case [426-1] (wm) (Entered: 10/24/2002)
10/31/2002	<u>432</u>	MOTION by William Lightner to separate (wm)
11/04/2002	<u>433</u>	ORDER by Honorable Edward J. Lodge denying motion to reopen the case [426-1], denying motion to substitute pla in this case [427-1], denying motion for hearing [429-1], finding moot the motion to separate [432-1], that no other pleadings shall be filed in 81-1165, petitioners may open their own cases and pay \$150 filing fee (cc: all counsel) (wm)
11/29/2002	<u>434</u>	NOTICE OF APPEAL by William Lightner from Dist. Court decision [433-1] (Receipt # Fees Not Paid) (rr) (Entered: 12/02/2002)
12/13/2002		NOTIFICATION by 9CCA re [434-1] of Appellate Docket Number 02-36092 (rr)
12/13/2002	<u>435</u>	CIRCUIT TIME SCHEDULE ORDER re [434-1] (rr)
01/06/2003	<u>436</u>	ORDER of the 9th Circuit that within 21 days the appellant shall: (1) file a motion to proceed IFP; (2) pay the \$105.00 filing fee to the District Court; or (3) show cause why this appeal shall not be dismissed. (rr) (Entered: 01/07/2003)
01/21/2003	<u>437</u>	ORDER of the 9th Circuit denying appellants motion to proceed IFP. Within 21 days of entry of this order appellant shall pay the \$105.00 filing fee along with proof of payment. Failure to pay fees will result in automatic dismissal (rr) (Entered: 01/22/2003)
02/24/2003	<u>438</u>	MANDATE from Circuit Court of Appeals dismissing the appeal [434-1] (rr)
11/13/2003	<u>439</u>	MOTION by def to terminate prospective relief (wm)
11/13/2003	<u>440</u>	MEMORANDUM by def in support of motion to terminate prospective relief [439-1] (wm)
11/13/2003	<u>441</u>	AFFIDAVIT of Captain Jeff Henry regarding motion to terminate prospective relief [439-1] (wm)
11/24/2003	<u>442</u>	NOTICE OF CLARIFICATION by pla's former counsel (wm)
11/24/2003		FILE DIVISION - File # 10 begins with document # 442 (wm) (Entered: 03/20/2004)
12/01/2003	<u>443</u>	OBJECTION by Law Browning to motion to terminate prospective relief [439-1] (wm)
12/03/2003	<u>444</u>	RESPONSE by defendant to notice of clarification [442-1] (wm) (Entered: 12/04/2003)
12/04/2003	<u>445</u>	RESPONSE by Kelly A Repp to motion to terminate prospective relief [439-1] (wm) (Entered: 12/05/2003)

12/05/2003	<u>446</u>	RESPONSE by Gregory J Nelson to motion to terminate prospective relief [439-1] (wm)
12/05/2003	<u>447</u>	RESPONSE by Alan Lee Brandt to motion to terminate prospective relief [439-1] (wm)
12/05/2003	<u>448</u>	MEMORANDUM by Alan Lee Brandt in support of motion response [447-1] (wm)
12/05/2003	<u>449</u>	RESPONSE by Stephen Floyd Ullrich to motion to terminate prospective relief [439-1] (wm)
12/05/2003	<u>450</u>	OPPOSITION OF INMATE AND FRIEND OF THE COURT by Stephen Floyd Ullrich (wm)
12/05/2003	<u>451</u>	MOTION by Stephen Floyd Ullrich for consortium (wm)
12/05/2003	<u>452</u>	MEMORANDUM by Stephen Floyd Ullrich in support of motion for consortium [451-1] (wm)
12/05/2003	<u>453</u>	MOTION by Stephen Floyd Ullrich to modify (wm)
12/09/2003	<u>454</u>	RESPONSE by Jack Ward (wm) (Entered: 12/10/2003)
12/11/2003	<u>455</u>	MOTION by def to extend time until 1/6/04 to file reply (wm) (Entered: 12/12/2003)
12/11/2003	<u>456</u>	RESPONSE by Rauland J Grube re: motion to terminate prospective relief [439-1] (wm) (Entered: 12/12/2003)
12/23/2003	<u>457</u>	OBJECTION by E Gene Dionne to motion to terminate prosepctive relief [439-1] prospective relief [439-1] (wm) (Entered: 12/24/2003)
12/26/2003	<u>458</u>	AFFIDAVIT of Dennis Orr in support of objection to motion to terminate prospective relief filed on 12/1/03 [443-1] (ja)
01/06/2004	<u>459</u>	ORDER by Honorable Edward J. Lodge, any objections to appointment of firm Stoel Rives for plas shall be filed in 20 days of this order, denying motion for consortium [451-1], denying motion to modify [453-1], granting motion to extend time until 1/6/04 to file reply [455-1] (cc: all counsel) (wm)
01/08/2004	<u>460</u>	MOTION by Barry Searcy for appointment of class counsel (wm)
01/08/2004	<u>461</u>	MEMORANDUM by Barry Searcy in support of motion for appointment of class counsel [460-1] (wm)
01/08/2004	<u>462</u>	MOTION by Barry Searcy to quash insufficient process of service (wm)
01/08/2004	<u>463</u>	MEMORANDUM by Barry Searcy in support of motion to quash insufficient process of service [462-1] (wm)
01/08/2004	<u>464</u>	MOTION by Barry Searcy to recognize the entire pla class (wm)
01/08/2004	<u>465</u>	MEMORANDUM by Barry Searcy in support of motion to recognize the entire pla class [464-1] (wm)
01/08/2004	<u>466</u>	MOTION by Barry Searcy for additional discovery (wm)
01/08/2004	<u>467</u>	BRIEF by Barry Searcy in support re: motion for additional discovery [466-1] (wm)
01/08/2004	<u>468</u>	FIRST AFFIDAVIT of Barry Searcy (wm)
01/08/2004	<u>469</u>	SECOND AFFIDAVIT of Barry Searcy (wm)
01/08/2004	<u>470</u>	AFFIDAVIT of Chris Goodsell (wm)
01/08/2004	<u>471</u>	AFFIDAVIT of Reuben E. Rich (wm)
01/08/2004	<u>472</u>	AFFIDAVIT of Darin Milburn (wm)
01/08/2004	<u>473</u>	AFFIDAVIT of Billy Brady (wm)
01/08/2004	<u>474</u>	AFFIDAVIT of Daniel Bush (wm)



01/08/2004	<u>475</u>	AFFIDAVIT of Derrick Current (wm)
01/08/2004	<u>476</u>	AFFIDAVIT of Rick Welker (wm)
01/08/2004	<u>477</u>	AFFIDAVIT of Paul Ybarra (wm)
01/08/2004	<u>478</u>	AFFIDAVIT of Albert Martinez (wm)
01/08/2004	<u>479</u>	AFFIDAVIT of Jeffrey T. Frederick (wm)
01/08/2004	<u>480</u>	AFFIDAVIT of Jeffrey Lizee (wm)
01/08/2004	<u>481</u>	AFFIDAVIT of Lawrence Archuleta (wm)
01/26/2004	<u>482</u>	OBJECTIONS by Barry Searcy to appointment of pla class counsel (wm) (Entered: 01/27/2004)
01/26/2004	<u>483</u>	THIRD AFFIDAVIT of Barry Searcy regarding objection [482-1] (wm) (Entered: 01/27/2004)
01/26/2004	<u>484</u>	AFFIDAVIT of Alan Lee Brandt regarding objection [482-1] (wm) (Entered: 01/27/2004)
02/10/2004	<u>485</u>	ORDER by Honorable Edward J. Lodge, confirming appointment of Stoel Rives as counsel for plas class, finding moot the motion for appointment of class counsel [460-1], denying motion to quash insufficient process of service [462-1], denying motion to recognize the entire pla class [464-1], denying motion for additional discovery [466-1] (cc: all counsel) (wm)
02/12/2004	<u>486</u>	NOTICE by Dennis A Orr of change of address (wm)
03/18/2004	<u>487</u>	NOTICE by defs re prison population issues and intent to double cell inmates in ISCI unites units 9,10,11, and 13 (wm) (Entered: 03/19/2004)
03/18/2004	<u>488</u>	AFFIDAVIT of Rod Leonard regarding notice [487-1] (wm) (Entered: 03/19/2004)
04/07/2004	<u>489</u>	ORDER by Honorable Edward J. Lodge ; Case Mgmt ddl set for 5/1/04 for plas counsel to designate the inmate class representative motion to terminate prospective relief [439-1] ddl extended until 6/4/04 (cc: all counsel) (wm)
04/13/2004	<u>490</u>	MOTION by plas to appoint class representative and grant representative entitlements (wm) (Entered: 04/14/2004)
04/13/2004	<u>491</u>	AFFIDAVIT of J. Walter Sinclair regarding motion to appoint class representative and grant representative entitlements [490-1] (wm) (Entered: 04/14/2004)
04/19/2004	<u>492</u>	MOTION by pla for discovery , and to vacate briefing schedule (wm) (Entered: 04/20/2004)
04/19/2004	<u>493</u>	MEMORANDUM by pla in support of motion for discovery [492-1], of motion to vacate briefing schedule [492-2] (wm) (Entered: 04/20/2004)
04/19/2004	<u>494</u>	MOTION by pla to appoint experts (wm) (Entered: 04/20/2004)
04/19/2004	<u>495</u>	MEMORANDUM by pla in support of motion to appoint experts [494-1] (wm) (Entered: 04/20/2004)
04/19/2004	<u>496</u>	MOTION by pla to enjoin dfts from retaliating against representatives and class plas (wm) (Entered: 04/20/2004)
04/19/2004	<u>497</u>	MEMORANDUM by pla in support of motion to enjoin dfts from retaliating against representatives and class plas [496-1] (wm) (Entered: 04/20/2004)
04/19/2004	<u>498</u>	AFFIDAVIT of Jack L. Ward regarding motion to enjoin dfts from retaliating against representatives and class plas [496-1] (wm) (Entered: 04/20/2004)
04/19/2004	<u>499</u>	AFFIDAVIT of Alan Lee Brandt regarding motion to enjoin dfts from retaliating against representatives and class plas [496-1] (wm) (Entered: 04/20/2004)
04/19/2004	<u>500</u>	AFFIDAVIT of Barry Searcy regarding motion to enjoin dfts from retaliating against representatives and class plas [496-1] (wm) (Entered: 04/20/2004)

05/07/2004	<u>501</u>	AFFIDAVIT of Captain Shannon Cluney (wm) (Entered: 05/10/2004)
05/07/2004	<u>502</u>	RESPONSE by def to motion to appoint class representative and grant representative entitlements [490-1] (wm) (Entered: 05/10/2004)
05/07/2004	<u>503</u>	RESPONSE by def to motion to vacate briefing schedule [492-2] (wm) (Entered: 05/10/2004)
05/07/2004	<u>504</u>	RESPONSE by def to motion to appoint experts [494-1] (wm) (Entered: 05/10/2004)
05/07/2004	<u>505</u>	RESPONSE by def to motion to enjoin dfts from retaliating against representatives and class plas [496-1] (wm) (Entered: 05/10/2004)
05/07/2004	<u>506</u>	AFFIDAVIT of Kevin Burnett (wm) Modified on 11/14/2017 to seal per Order dkt 1213 (jp). (Entered: 05/10/2004)
05/07/2004	<u>507</u>	AFFIDAVIT of Gloria Council (wm) (Entered: 05/10/2004)
05/07/2004	<u>508</u>	AFFIDAVIT of John Hofland (wm) (Entered: 05/10/2004)
05/27/2004	<u>509</u>	MOTION by def Idaho, State of to dismiss based upon failure to exhaust administrative remedies (dkh) (Entered: 05/28/2004)
05/27/2004	<u>510</u>	MEMORANDUM by def in support of motion to dismiss based upon failure to exhaust administrative remedies [509-1] (dkh) (Entered: 05/28/2004)
05/27/2004		FILE DIVISION – File # 11 begins with document # 511 (dkh) (Entered: 06/08/2004)
06/02/2004	<u>511</u>	ORDER by Honorable Edward J. Lodge granting motion to terminate prospective relief [439-1] granting motion to appoint class representative and grant representative entitlements [490-1] granting motion for discovery [492-1], granting motion to vacate briefing schedule [492-2] denying without prejudice the motion to appoint experts [494-1] (cc: all counsel) (dkh)
06/04/2004	<u>512</u>	AFFIDAVIT of Nicole C Hancock regarding motion to appoint class representative and grant representative entitlements [490-1] (dkh)
06/16/2004	<u>513</u>	MOTION by pla for reconsideration and clarification of Court's 6/2/04 Order re: Temporary termination of prospective relief (ja) (Entered: 06/17/2004)
06/16/2004	<u>514</u>	MEMORANDUM by pla in support of motion for reconsideration and clarification of Court's 6/2/04 Order re: Temporary termination of prospective relief [513-1] (ja) (Entered: 06/17/2004)
06/16/2004	<u>515</u>	AFFIDAVIT of Nicole C. Hancock in support of motion for reconsideration and clarification of Court's 6/2/04 Order re: Temporary termination of prospective relief [513-1] (ja) (Entered: 06/17/2004)
06/16/2004	<u>516</u>	RESPONSE by pla to defs' motion to dismiss based upon failure to exhaust administrative remedies [509-1] (ja) (Entered: 06/17/2004)
06/18/2004	<u>517</u>	MOTION by defs for partial reconsideration of order of 6/2/04 (dkt #511) (ja) (Entered: 06/21/2004)
06/18/2004	<u>518</u>	MEMORANDUM by defs in support of motion for partial reconsideration of order of 6/2/04 (dkt #511) [517-1] (ja) (Entered: 06/21/2004)
06/25/2004	<u>519</u>	AMENDED MEMORANDUM by def in support of motion for partial reconsideration of order of 6/2/04 (dkt #511) to include missing pages 14-18 (dkt 518) [517-1] (ja) (Entered: 06/29/2004)
06/28/2004	<u>520</u>	AFFIDAVIT of Dennis Abbott (ja) (Entered: 06/29/2004)
06/30/2004	<u>521</u>	MOTION by defendant for enlargement of time to comply with Court s order of 6/2/04 which required briefing (ja) (Entered: 07/01/2004)
07/01/2004	<u>522</u>	AFFIDAVIT of Paul Panther in support of motion for enlargement of time to comply with Court s order of 6/2/04 which required briefing [521-1] (ja)
07/02/2004	<u>523</u>	STIPULATED MOTION by pla to extend time to file litigation plan (wm)

07/06/2004	<u>524</u>	REPLY by def to response to motion to dismiss based upon failure to exhaust administrative remedies [509-1] (wm) (Entered: 07/07/2004)
07/06/2004	<u>525</u>	NOTICE re orders of 7/11/85 and 8/18/86 by def (wm) (Entered: 07/07/2004)
07/06/2004	<u>526</u>	ORDER by Honorable Edward J. Lodge granting motion for enlargement of time to comply with Court s order of 6/2/04 which required briefing [521-1] (cc: all counsel) (dkh) (Entered: 07/07/2004)
07/09/2004	<u>527</u>	RESPONSE by def Idaho, State of re: order Re: Additional briefing on double ceiling issues [511-1] (dkh) (Entered: 07/12/2004)
07/09/2004	<u>528</u>	AFFIDAVIT of Thomas Hadlow (dkh) (Entered: 07/12/2004)
07/09/2004	<u>529</u>	AFFIDAVIT of Kevin Burnett (dkh) (Entered: 07/12/2004)
07/12/2004	<u>530</u>	RESPONSE by def to motion for reconsideration and clarification of Court's 6/2/04 Order re: Temporary termination of prospective relief [513-1] (dkh) (Entered: 07/13/2004)
07/19/2004	<u>531</u>	RESPONSE by plas to motion for partial reconsideration of order of 6/2/04 (dkt #511) [517-1] (dkh) (Entered: 07/20/2004)
07/21/2004	<u>532</u>	MOTION by def Idaho, State of for protective order (dkh) (Entered: 07/22/2004)
07/21/2004	<u>533</u>	MEMORANDUM by def in support of motion for protective order [532-1] (dkh) (Entered: 07/22/2004)
07/21/2004	<u>534</u>	AFFIDAVIT of Paul R Panther regarding motion for protective order [532-1] (dkh) (Entered: 07/22/2004)
07/29/2004	<u>535</u>	REPLY by plas to response to motion for reconsideration and clarification of Court's 6/2/04 Order re: Temporary termination of prospective relief [513-1] (dkh) (Entered: 07/30/2004)
08/02/2004	<u>536</u>	NOTICE of change of address of Dennis A. Orr (not party in case) (wm)
08/04/2004	<u>537</u>	REPLY by defendant to response to motion for partial reconsideration of order of 6/2/04 (dkt #511) [517-1] (wm) (Entered: 08/05/2004)
08/06/2004	<u>538</u>	ORDER by Honorable Edward J. Lodge granting motion to extend time to file litigation plan [523-1] (cc: all counsel) (dkh) (Entered: 08/09/2004)
08/16/2004	<u>539</u>	MEMORANDUM by pla in opposition re: motion for protective order [532-1] (dkh) (Entered: 08/17/2004)
09/02/2004	<u>540</u>	REPLY by defs to response to motion for protective order [532-1] (dkh) (Entered: 09/03/2004)
09/09/2004	<u>541</u>	ORDER by Honorable Edward J. Lodge Settlement conference referred to Honorable David O. Carter ; ; Settlement conference set for 10/18/04 8:30 Boise (cc: all counsel) (dkh)
10/07/2004	<u>542</u>	NOTICE OF CHANGE OF LOCATION FOR SETTLEMENT CONFERENCE ; Settlement conference set for 10/18/04 8:39 ISCI (cc: all counsel) (dkh)
10/13/2004	<u>543</u>	ORDER by Honorable B. Lynn Winmill denying motion to enjoin dfts from retaliating against representatives and class plas [496-1] denying motion to dismiss based upon failure to exhaust administrative remedies [509-1] granting in part and denying in part motion for reconsideration and clarification of Court's 6/2/04 Order re: Temporary termination of prospective relief [513-1] granting in part and denying in part motion for partial reconsideration of order of 6/2/04 (dkt #511) [517-1] denying motion for protective order [532-1] without prejudice to refileing it (cc: all counsel) (dkh)
10/27/2004	<u>544</u>	MOTION by def Idaho, State of to vacate order of 8/6/04 (Doc #538) , and to extend time to submit litigation plan (dkh) (Entered: 10/28/2004)
11/04/2004	<u>545</u>	ORDER by Honorable Edward J. Lodge granting motion to vacate order of 8/6/04 (Doc #538) [544-1], granting motion to extend time to submit litigation plan [544-2] (cc: all counsel) (dkh)



11/05/2004	<u>546</u>	STIPULATION and notice of intent to appoint a court expert (dkh) (Entered: 11/12/2004)
11/12/2004	<u>547</u>	ORDER by Honorable Edward J. Lodge confirming Chase Riveland as the Court's Federal Rule of Evidence 706 expert (cc: all counsel) (dkh) (Entered: 11/15/2004)
11/19/2004	<u>548</u>	AFFIDAVIT of Michael D Whiteley (dkh)
12/02/2004	<u>549</u>	JOINT RESPONSE by defendant re: order [547-1] (wm) (Entered: 12/06/2004)
01/03/2005	<u>550</u>	MOTION for Attorney Fees <i>and Interim Costs</i> by Walter D Balla. Responses due by 1/27/2005 (Hancock, Nicole)
01/03/2005	<u>551</u>	MEMORANDUM in Support re <u>550</u> MOTION for Attorney Fees <i>and Interim Costs</i> filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit of Nicole Hancock# <u>2</u> Exhibit Exhibits A-E to Affidavit of Nicole Hancock# <u>3</u> Affidavit of Janelle Finfrock)(Hancock, Nicole)
01/14/2005	<u>552</u>	ORDER adopting the parties' joint directive and summary of the Eighth Amendment standard for the joint expert, Chase Riveland; The parties shall notify the Court's ADR Program Director whether they have chosen to attend a settlement conference with Judge David Carter on 2/18/05. Signed by Judge Edward J. Lodge. (dkh, )
01/18/2005	<u>553</u>	MOTION for Extension of Time to File Response/Reply as to <u>550</u> MOTION for Attorney Fees <i>and Interim Costs</i> by Idaho, State of. Responses due by 2/11/2005 (Panther, Paul)
01/25/2005	<u>554</u>	RESPONSE to Motion re <u>550</u> MOTION for Attorney Fees <i>and Interim Costs</i> filed by Idaho, State of. (Attachments: # <u>1</u> Affidavit Affidavit of Kevin Burnett# <u>2</u> Affidavit Affidavit of Paul R. Panther)(Panther, Paul)
01/25/2005		Mail Returned as Undeliverable. Mail sent to George C Patterson (dkh, )
02/01/2005	<u>555</u>	ORDER REFERRING CASE to Mediation; a judicially-supervised conference set for 2/18/05 9:00 a.m. at the Idaho State Correctional Institution, Boise, Idaho before Judge David O. Carter.. Signed by Judge Edward J. Lodge. (dkh, )
02/02/2005		RETURN MAIL undelivered as to Stephen L. Pevar re: <u>552</u> Order, (dkh, )
02/02/2005	<u>556</u>	ORDER to Transport ; IDOC to take appropriate measures to transport Jack L. Ward to Idaho State Correctional Institution in Boise, ID on 2/18/05 beginning at 9:00 a.m.. Signed by Judge Edward J. Lodge. (dkh, ) Modified on 2/2/2005 to indicate who will transport (dkh, ).
02/10/2005	<u>557</u>	STIPULATION re <u>551</u> Memorandum in Support of Motion, <i>to Enlarge Time for Plaintiffs to Reply to Defendant's Response to Plaintiffs Motion for Interim Costs and Attorney Fees</i> by Walter D Balla. (Hancock, Nicole)
02/11/2005	<u>558</u>	NOTICE by Idaho, State of <i>Prison Population Issues, Funding Request and Potential Out-of-State Move of Prisoners</i> (Panther, Paul)
02/11/2005	<u>559</u>	AFFIDAVIT of Dennis Dean re <u>558</u> Notice (Other) filed by Idaho, State of. (Panther, Paul)
02/18/2005	<u>560</u>	MEMORANDUM in Support re <u>550</u> MOTION for Attorney Fees <i>and Interim Costs</i> filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit of J. Walter Sinclair# <u>2</u> Affidavit of Janelle Finfrock)(Sinclair, J)
02/18/2005		<b>CORRECTIVE ENTRY – The entry docket number <u>560</u> Memorandum in Support of Motion filed by Walter D Balla, was filed incorrectly in this case. This should have been docketed as a reply to the response to the motion for attorney fees. There will be no need to refile however bear in mind for next time this type of filing is done.</b> (dkh, ) (Entered: 02/22/2005)
02/18/2005	561	<b>Minute Entry for proceedings held before Judge David O. Carter : Settlement Conference held on 2/18/2005. Case did not settle at this time. (Court Reporter no.) (lc, )</b> (Entered: 02/22/2005)
03/03/2005	<u>562</u>	STIPULATION <i>Re Briefing Schedule and Oral Argument Re Defendants' Motion to Terminate Prospective Relief</i> by Idaho, State of. (Panther, Paul)

03/07/2005	<u>563</u>	AFFIDAVIT in Support re <u>550</u> MOTION for Attorney Fees <i>and Interim Costs Supplemental Affidavit of Nicole C. Hancock in Support of Motion for Interim Costs and Attorney Fees</i> filed by Walter D Balla. (Hancock, Nicole)
03/17/2005	<u>564</u>	Statement Declaration of Plaintiffs' Class Representative Barry Searcy of Personal Out-of-Pocket Expenditures on Behalf of the Class Between November 13, 2003 through December 31, 2004 re <u>550</u> MOTION for Attorney Fees <i>and Interim Costs</i> filed by Walter D Balla. (Hancock, Nicole)
03/30/2005	<u>565</u>	ORDER granting <u>562</u> Stipulation Re: Briefing schedule and oral argument on dft's motion to terminate prospective relief filed by Idaho, State of, . Signed by Judge Edward J. Lodge. (dkh, )
04/20/2005	<u>566</u>	MEMORANDUM in Opposition re <u>439</u> Motion for Miscellaneous Relief <i>Memorandum in Opposition to Defendants' Motion to Terminate Prospective Relief</i> filed by Walter D Balla. (Hancock, Nicole)
04/20/2005	<u>567</u>	AFFIDAVIT in Opposition by Nicole C. Hancock re <u>439</u> Motion for Miscellaneous Relief <i>Affidavit in Support of Plaintiffs' Memorandum in Opposition to Defendants' Motion to Terminate Prospective Relief</i> filed by Walter D Balla. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> )(Hancock, Nicole)
04/20/2005	<u>568</u>	INITIAL Brief in response to Court's Order of 3/30/05 (Doc #565) to Motion re <u>439</u> Motion to terminate prospective relief filed by Idaho, State of. (Attachments: # <u>1</u> Affidavit Richard David Haas# <u>2</u> Affidavit Bruce Wells-Moore# <u>3</u> Affidavit Henry Atencio# <u>4</u> Affidavit Todd Mahoney# <u>5</u> Affidavit Darrell Taylor# <u>6</u> Affidavit Randy Blades# <u>7</u> Affidavit Greg Wren# <u>8</u> Affidavit George Miller# <u>9</u> Affidavit Terry Knapp# <u>10</u> Affidavit Paul Panther# <u>11</u> Affidavit Don Drum)(dkh, ) (Entered: 04/21/2005)
04/20/2005	<u>569</u>	AFFIDAVIT of Keith Yorby filed by Idaho, State of to motion to terminate prospective relief. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit)(dkh, ) (Entered: 04/21/2005)
04/20/2005	<u>570</u>	AFFIDAVIT of Terrie Rosenthal filed by Idaho, State of to motion to terminate prospective relief (Coc #439). (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit)(dkh, ) (Entered: 04/21/2005)
04/20/2005	<u>571</u>	AFFIDAVIT of Katie Ball filed by Idaho, State of motion to terminate prospective relief (Doc #439). (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit)(dkh, ) (Entered: 04/21/2005)
05/03/2005	<u>572</u>	STIPULATION re <u>565</u> Order <i>Stipulation to Exceed Response Page Limit</i> by Walter D Balla. (Hancock, Nicole)
05/06/2005	<u>573</u>	MOTION to Strike <u>567</u> Affidavit in Opposition to Motion, <i>Motion to Strike Exhibits to Dkt. 567</i> by Idaho, State of. Responses due by 5/31/2005 (Attachments: # <u>1</u> )(Panther, Paul)
05/06/2005	<u>574</u>	REPLY to Response to Motion re <u>439</u> Motion for Miscellaneous Relief <i>Response to Plaintiff's Memorandum in Opposition to Motion to Terminate Prospective Relief</i> filed by Idaho, State of. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> )(Panther, Paul)
05/06/2005	<u>575</u>	RESPONSE to Motion re <u>439</u> Motion for Miscellaneous Relief <i>Response to Defendants' Initial Brief in Response to Court's Order of March 30, 2005, Filed 4/20/2005</i> filed by Walter D Balla. (Hancock, Nicole)
05/06/2005	<u>576</u>	AFFIDAVIT in Opposition by Nicole C. Hancock re <u>439</u> Motion for Miscellaneous Relief <i>Second Affidavit of Nicole Hancock in Support of Response to Defendants' Initial Brief in Response to Court's Order of March 30, 2005, Filed 4/20/2005</i> filed by Walter D Balla. (Hancock, Nicole)
05/09/2005	<u>577</u>	ORDER granting <u>572</u> Stipulation to exceed response page limit filed by Walter D Balla, . Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, ) (Entered: 05/10/2005)
05/16/2005	<u>578</u>	AFFIDAVIT of Jack Ward claiming dfts have retaliated against him. (dkh, )

05/19/2005	<u>579</u>	ORDER granting <u>553</u> MOTION for Extension of Time to File Response/Reply as to <u>550</u> MOTION for Attorney Fees <i>and Interim Costs</i> filed by Idaho, State of., Dfts motion to terminate injunctive order and pla's motion for attorney fees shall be held on 6/8/05 10:00 a.m. in Boise. Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )
05/27/2005	<u>580</u>	RESPONSE to Motion re <u>573</u> MOTION to Strike <u>567</u> Affidavit in Opposition to Motion, <i>Motion to Strike Exhibits to Dkt. 567</i> filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit of Barry Searcy# <u>2</u> Affidavit of Alan Brandt# <u>3</u> Affidavit of Stephen Ullrich# <u>4</u> Affidavit of Rauland Grube# <u>5</u> Affidavit of Robert Bailey# <u>6</u> Affidavit of Thomas Sanger# <u>7</u> Affidavit of Darrell McCabe# <u>8</u> Affidavit of Michael Asbury# <u>9</u> Affidavit of Daniel Campbell# <u>10</u> Affidavit of Daniel Bush# <u>11</u> Affidavit of Thomas Raudebaugh# <u>12</u> Affidavit of David McCabe# <u>13</u> Affidavit of Ken Quinlan# <u>14</u> Affidavit of Rex Wynn# <u>15</u> Affidavit of Paul Wilson# <u>16</u> Affidavit of Daniel Rodgers# <u>17</u> Affidavit of Rick Welker# <u>18</u> Affidavit of Rueben Rich# <u>19</u> Affidavit of Lance Wood# <u>20</u> Affidavit of Kelly Repp# <u>21</u> Affidavit of Kent Ellis# <u>22</u> Affidavit of Mark Hassard# <u>23</u> Affidavit of Gregory Nelson# <u>24</u> Affidavit of Ronnie Beals# <u>25</u> Affidavit of Thomas Boone# <u>26</u> Affidavit of Edwin Clawson# <u>27</u> Affidavit of Tyson Buss# <u>28</u> Affidavit of Thomas Brewer# <u>29</u> Affidavit of Daniel Rambow# <u>30</u> Affidavit of Moroni Fox# <u>31</u> Affidavit of Rodney Bernal# <u>32</u> Affidavit of Timothy Fox# <u>33</u> Affidavit of Lyle Goodsell# <u>34</u> Affidavit of Chris Goodsell# <u>35</u> Affidavit of Brad Thomasson# <u>36</u> Affidavit of Barry Searcy #2# <u>37</u> Affidavit of Dennis Orr# <u>38</u> Affidavit of David Isham# <u>39</u> Affidavit of Albert Adermann# <u>40</u> Affidavit of Jim White# <u>41</u> Affidavit of Daniel Torres# <u>42</u> Affidavit of Dave Kirkland# <u>43</u> Affidavit of Robert Hall# <u>44</u> Affidavit of Leon Murray# <u>45</u> Affidavit of Charles Tribe# <u>46</u> Affidavit of Kim Taylor# <u>47</u> Affidavit of Edward Hathaway# <u>48</u> Affidavit of James Walp# <u>49</u> Affidavit of Shaun Savell# <u>50</u> Affidavit of Dennis Slaughter# <u>51</u> Affidavit of Jorge Barajas# <u>52</u> Affidavit of Aaron Hunter# <u>53</u> Affidavit of Kenneth Harrold# <u>54</u> Affidavit of Frank Bedke# <u>55</u> Affidavit of Nicholas Loivier# <u>56</u> Affidavit of Lloyd Harrod# <u>57</u> Affidavit of Mark Coburn# <u>58</u> Affidavit of Jerry Castaneda# <u>59</u> Affidavit of Kelly Wilson# <u>60</u> Affidavit of Michael Hadcock# <u>61</u> Affidavit of Laurice Thompson# <u>62</u> Affidavit of Travis McNally# <u>63</u> Affidavit of Weston Ballard# <u>64</u> Affidavit of David Hawkins# <u>65</u> Affidavit of Theodore Johnson# <u>66</u> Affidavit of Leo Lavertu# <u>67</u> Affidavit of Larry Parrott)(Sinclair, J)
06/07/2005	<u>581</u>	ORDER to Transport ; IDOC to take appropriate measures to transport Alan Brandt, Barry Searcy, and Rauland Grube to Boise on 6/8/05 beginning at 10:00 a.m.. Signed by Judge James M. Fitzgerald. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )
06/07/2005	<u>582</u>	MOTION to Seal Document <i>Affidavit of Olivia Craven</i> by Idaho, State of. Responses due by 7/1/2005 (Panther, Paul)
06/07/2005		<b>CORRECTIVE ENTRY – The entry docket number <u>582</u> MOTION to Seal Document <i>Affidavit of Olivia Craven</i> filed by Idaho, State of, was filed incorrectly in this case. The filing party shall re-submit their correct filing in the correct case. (dkh, )</b>
06/08/2005	<u>583</u>	Minute Entry for proceedings held before Judge James M. Fitzgerald : Motion Hearing held on 6/8/2005 re <u>550</u> MOTION for Attorney Fees <i>and Interim Costs</i> filed by Walter D Balla., <u>573</u> MOTION to Strike <u>567</u> Affidavit in Opposition to Motion, <i>Motion to Strike Exhibits to Dkt. 567</i> filed by Idaho, State of., Matters taken under advisement. (Court Reporter Vicky Jones.) (mp, )
06/10/2005	<u>584</u>	REPLY to Response to Motion re <u>573</u> MOTION to Strike <u>567</u> Affidavit in Opposition to Motion, <i>Motion to Strike Exhibits to Dkt. 567</i> filed by Idaho, State of. (Panther, Paul)
09/26/2005	<u>585</u>	MEMORANDUM DECISION AND ORDER tentatively granting <u>550</u> Motion for Attorney Fees, finding as moot <u>573</u> Motion to Strike, denying Motion to terminate [439 and 568–1] . Signed by Judge James M. Fitzgerald. (Attachments: # <u>1</u> Appendix A) (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )
09/29/2005	<u>586</u>	NOTICE by Walter D Balla ( <i>Proposed</i> ) <i>Final Judgment</i> (Hancock, Nicole)

10/04/2005	<u>587</u>	AFFIDAVIT of Nicole C. Hancock filed by Walter D Balla <i>In Support of Final Costs and Attorney Fees.</i> (Attachments: # <u>1</u> # <u>2</u> )(Hancock, Nicole)
10/07/2005	<u>588</u>	MOTION for Reconsideration re <u>585</u> Order on Motion for Attorney Fees., Order on Motion to Strike, by Idaho, State of. Responses due by 10/31/2005 (Attachments: # <u>1</u> Memorandum in Support)(Panther, Paul)
10/10/2005	<u>589</u>	AMENDED DOCUMENT by Walter D Balla. Amendment to <u>587</u> Affidavit. (Attachments: # <u>1</u> # <u>2</u> )(Hancock, Nicole)
10/12/2005	590	NOTICE OF HEARING -- Please be advised that a Telephonic Hearing shall be conducted in this matter on Thursday, October 13, 2005 at 4:00 p.m. (Boise time), which is 2:00 p.m. Alaska time. The Honorable James M. Fitzgerald shall conduct the hearing on Plaintiffs' Motion for Attorneys Fees (Docket No. 550). Counsel for defense shall place the call to (907) 677-6211, with all counsel on the line. Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
10/13/2005	<u>591</u>	NOTICE by Walter D Balla re <u>586</u> Notice (Other) ( <i>Amended Proposed</i> ) <i>Final Judgment</i> (Hancock, Nicole)
10/14/2005	<u>592</u>	ORDER Re: Response to <u>588</u> MOTION for Reconsideration ddl 10/20/05 <u>585</u> Order on Motion for Attorney Fees., Order on Motion to Strike, filed by Idaho, State of, ; Additionally, the dft shall file a response to the Hancock affidavit (Doc #587) by 10/20/05. Signed by Judge James M. Fitzgerald. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )
10/20/2005	<u>593</u>	RESPONSE to Motion re <u>588</u> MOTION for Reconsideration re <u>585</u> Order on Motion for Attorney Fees., Order on Motion to Strike, filed by Walter D Balla. (Hancock, Nicole)
10/20/2005	<u>594</u>	RESPONSE to Motion re <u>550</u> MOTION for Attorney Fees and Interim Costs <i>Response to Motion for Final Fees and Costs Per Order of October 14, 2005</i> filed by Idaho, State of. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> )(Panther, Paul)
10/24/2005	<u>595</u>	NOTICE by Idaho, State of re <u>591</u> Notice (Other) <i>Objection to Amended Proposed Final Judgment</i> (Panther, Paul)
10/27/2005	<u>596</u>	REPLY to Response to Motion re <u>588</u> MOTION for Reconsideration re <u>585</u> Order on Motion for Attorney Fees., Order on Motion to Strike, filed by Idaho, State of. (Panther, Paul)
11/04/2005	<u>597</u>	REPLY to Response to Motion re <u>550</u> MOTION for Attorney Fees and Interim Costs <i>Plaintiff's Opposition to Defendant's Response to Plaintiffs' Motion for Attorneys' Fees and Costs Filed 10/20/2005</i> filed by Walter D Balla. (Hancock, Nicole)
11/04/2005	<u>598</u>	AFFIDAVIT in Support by Nicole C. Hancock re <u>550</u> MOTION for Attorney Fees and Interim Costs <i>Affidavit in Support of Nicole C. Hancock in Support of Plaintiffs' Opposition to Defendants' Response to Plaintiffs' Motion for Attorneys' Fees and Costs Filed 10/20/05</i> filed by Walter D Balla. (Hancock, Nicole)
11/04/2005	<u>599</u>	AFFIDAVIT in Support by Wade L. Woodard re <u>550</u> MOTION for Attorney Fees and Interim Costs <i>Affidavit of Wade L. Woodard in Support of Plaintiffs' Opposition to Defendants' Response to Plaintiffs' Motion for Attorneys' Fees and Costs Filed 10/20/2005</i> filed by Walter D Balla. (Hancock, Nicole)
12/13/2005	<u>600</u>	ORDER denying <u>588</u> Motion for Reconsideration; The population cap in Unit 9 is clarified as set forth in the order; granting <u>550</u> Motion for attorney fees and costs; Pla's counsel shall be awarded \$150,054.15 in attorney fees and \$5,804.53 in costs . Signed by Judge James M. Fitzgerald. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )
12/13/2005	<u>601</u>	JUDGMENT denying <u>439</u> and [568-1] Motion to terminate; granting <u>550</u> Motion for attorney fees and costs; Pla's are entitled to costs in an amount of \$5,804.53 and attorney fees in an amount of \$150,054.15. The attorney fees and costs shall be paid within 20 days of this orders date . Signed by Judge James M. Fitzgerald. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )



01/17/2006	<u>602</u>	MOTION to Withdraw as Attorney <i>as Plaintiffs' Counsel</i> by Walter D Balla. Responses due by 2/10/2006 (Hancock, Nicole)
01/19/2006	<u>603</u>	ORDER granting <u>602</u> Motion to Withdraw as Attorney. Attorney J Walter Sinclair terminated for plas . Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )
01/20/2006	<u>604</u>	MOTION for Temporary Restraining Order, MOTION for Order to Show Cause by plas Responses due by 2/13/2006 (dkh, ) (Entered: 01/23/2006)
01/20/2006	<u>605</u>	MOTION for Preliminary Injunction by plas. Responses due by 2/13/2006 (dkh, ) (Entered: 01/23/2006)
01/20/2006	<u>606</u>	MEMORANDUM in Support re <u>605</u> MOTION for Preliminary Injunction, <u>604</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit Barry Searcy# <u>2</u> Affidavit Rauland Grube)(dkh, ) (Entered: 01/23/2006)
01/20/2006	<u>607</u>	MOTION for finding of contempt, MOTION for Sanctions by Walter D Balla. Responses due by 2/13/2006 (Attachments: # <u>1</u> Memorandum in Support # <u>2</u> Affidavit Barry Searcy# <u>3</u> Declaration of Reuben Parks# <u>4</u> Declaration of Gary Paul Gunderson)(dkh, ) (Entered: 01/23/2006)
01/20/2006	<u>608</u>	MOTION to Appoint Counsel by plas. Responses due by 2/13/2006 (Attachments: # <u>1</u> Memorandum in Support # <u>2</u> Affidavit Barry Searcy)(dkh, ) (Entered: 01/23/2006)
01/20/2006	<u>609</u>	MOTION for additional Discovery by plas. Responses due by 2/13/2006 (Attachments: # <u>1</u> Memorandum in Support)(dkh, ) (Entered: 01/23/2006)
02/02/2006	<u>610</u>	RESPONSE to Motion re <u>605</u> MOTION for Preliminary Injunction, <u>604</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause filed by Idaho, State of. Replies due by 2/16/2006. (Attachments: # <u>1</u> Affidavit of Keith Yorody# <u>2</u> Affidavit of Pat Donaldson)(Loomis, William)
02/02/2006	<u>611</u>	MOTION to Strike <u>605</u> MOTION for Preliminary Injunction, <u>604</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause <i>affidavit of Barry Searcy in support of Preliminary Injunction and Temporary Restraining Order</i> by Idaho, State of. Responses due by 2/27/2006 (Attachments: # <u>1</u> Memorandum in Support)(Loomis, William)
02/13/2006	<u>612</u>	RESPONSE to Motion re <u>607</u> MOTION for finding of contempt MOTION for Sanctions MOTION for Sanctions, <u>609</u> MOTION for Discovery, <u>608</u> MOTION to Appoint Counsel filed by Idaho, State of. Replies due by 2/28/2006. (Attachments: # <u>1</u> Affidavit Debbie Shields# <u>2</u> Affidavit Rodney W. Schlien)(dkh, ) (Entered: 02/14/2006)
02/13/2006	<u>613</u>	AFFIDAVIT of Keith Yorody re <u>607</u> MOTION for finding of contempt MOTION for Sanctions MOTION for Sanctions filed by Idaho, State of. (dkh, ) (Entered: 02/14/2006)
02/16/2006	<u>614</u>	RESPONSE to Motion re <u>611</u> MOTION to Strike <u>605</u> MOTION for Preliminary Injunction, <u>604</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause <i>affidavit of Barry Searcy in support of Preliminary Injunction and Temporary Restraining Order</i> filed by Walter D Balla. Replies due by 3/3/2006. (dkh, )
02/16/2006	<u>615</u>	REPLY to Response to Motion re <u>605</u> MOTION for Preliminary Injunction, <u>604</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause filed by Walter D Balla. (dkh, )
02/28/2006	<u>616</u>	MOTION to Strike defendants' filed documents due to lack of service by plaintiffs. Responses due by 3/24/2006 (Attachments: # <u>1</u> Memorandum in Support # <u>2</u> Affidavit of Rauland Grube)(ja, ) (Entered: 03/01/2006)
03/01/2006	<u>617</u>	REPLY to defs' Response to plaintiffs Motions for finding of contemp, for appointment of counsele, and for additional discovery re <u>609</u> <u>607</u> <u>608</u> filed by plaintiffs. (ja, )

03/08/2006	<u>618</u>	MOTION to file supplemental complaint by plas. Responses due by 4/3/2006 (Attachments: # <u>1</u> Memorandum in Support)(wm, )
03/15/2006	<u>619</u>	RESPONSE to Motion re <u>616</u> MOTION to Strike filed by Idaho, State of. Replies due by 3/29/2006. (Loomis, William)
03/20/2006	<u>620</u>	RESPONSE to Motion re <u>618</u> MOTION to Amend/Correct filed by Idaho, State of. Replies due by 4/3/2006. (Loomis, William)
04/03/2006	<u>621</u>	REPLY to Response to Motion re <u>616</u> MOTION to Strike filed by Barry Searcy. (dkh, )
04/04/2006	<u>622</u>	REPLY to Response to Motion re <u>618</u> MOTION to file supplemental complaint filed by Barry Searcy. (dkh, )
04/18/2006	<u>623</u>	NOTICE by Walter D Balla re <u>605</u> MOTION for Preliminary Injunction (Attachments: # <u>1</u> Cont'd# <u>2</u> Cont'd)(dkh, )
04/27/2006	<u>624</u>	Letter from Signature unledgable (dkh, ) (Entered: 04/28/2006)
05/01/2006	<u>625</u>	ORDER that the supplemental briefing as requested shall be submitted within 10 days of this order's date. Pla may file a reply to the supplemental briefing 10 days of receiving the dft's supplemental briefing . Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dkh, )
05/08/2006	<u>626</u>	RESPONSE to Motion re <u>605</u> MOTION for Preliminary Injunction, <u>604</u> MOTION for Temporary Restraining Order MOTION for Order to Show Cause <i>SUPPLEMENTAL RESPONSE</i> filed by Idaho, State of. Replies due by 5/22/2006. (Attachments: # <u>1</u> Affidavit of Patrick Donaldson)(Loomis, William)
05/12/2006	<u>627</u>	NOTICE by Barry Searcy of lack of receipt of the Court's order re <u>625</u> Order (Attachments: # <u>1</u> Affidavit Barry Searcy)(dkh, )
05/18/2006		NOTICE TO COURT that counsel Michaelina Murphy, Fred C. Goodenough, Robert R. Gates, Timothy R. McNeese wishes to no longer be noticed electronically on this case as of the date of this notice. (Panther, Paul)
05/23/2006	<u>628</u>	RESPONSE to dfts' supplemental briefing re: <u>605</u> MOTION for Preliminary Injunction filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit Barry Searcy)(dks, ) (Entered: 05/24/2006)
06/01/2006	<u>629</u>	MOTION for class representative entitlements by Barry Searcy. Responses due by 6/26/2006 (Attachments: # <u>1</u> Memorandum in Support # <u>2</u> Affidavit Barry Searcy)(dks, )
06/16/2006	<u>630</u>	RESPONSE to Motion re <u>629</u> MOTION for class representative entitlements filed by Idaho, State of. Replies due by 6/30/2006. (Attachments: # <u>1</u> Affidavit)(Loomis, William)
06/28/2006	<u>631</u>	MEMORANDUM ORDER denying <u>604</u> Motion for TRO, denying <u>604</u> Motion for Order to Show Cause, denying <u>605</u> Motion for Preliminary Injunction, denying <u>607</u> Motion for contempt, denying <u>607</u> Motion for Sanctions, denying <u>608</u> Motion to Appoint Counsel, denying <u>609</u> Motion for Discovery, denying <u>611</u> Motion to Strike, denying <u>616</u> Motion to Strike, denying <u>618</u> Motion to Amend/Correct, denying <u>629</u> Motion for Class Representative Entitlements . Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks, )
06/30/2006	<u>632</u>	REPLY to Response to Motion re <u>629</u> MOTION for class representative entitlements filed by Walter D Balla. (dks, )
07/10/2006	<u>633</u>	Letter from Travis Darrel Gentry (dks, )
10/17/2006	<u>634</u>	NOTICE of lack of receipt of the Court's order dated 6/28/06 by pla (Attachments: # <u>1</u> Affidavit Barry Searcy)(dks, )
02/16/2007	<u>635</u>	MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, by Idaho, State of. Responses due by 3/12/2007 (Attachments: # <u>1</u> Memorandum in Support motion to terminate# <u>2</u> Affidavit Randy

		Blades# <u>3</u> Declaration of Robert Verdeyen)(Kubinski, Mark)
02/27/2007	<u>636</u>	Letter from William Berg (dks, )
02/27/2007	<u>637</u>	Letter from Michael A. Asbury (dks, )
02/27/2007	<u>638</u>	Letter from Jeffrey W. Lizee (dks, )
02/27/2007	<u>639</u>	Letter from Reube E Rich (dks, )
02/27/2007	<u>640</u>	Letter from Mark Coburn (dks, )
02/27/2007	<u>641</u>	Letter from Michael G. Vermaat (dks, )
02/27/2007	<u>642</u>	Letter from Kenneth W. Quinlan (dks, )
02/27/2007	<u>643</u>	Letter from Franklin Johnson (dks, )
02/28/2007	<u>644</u>	Letter from Rex B. Wynn (dks, )
02/28/2007	<u>645</u>	Letter from Kenneth Workman (dks, )
02/28/2007	<u>646</u>	Letter from Dennis A. Orr (dks, )
02/28/2007	<u>647</u>	Letter from Dennis R. Slaughter (dks, )
02/28/2007	<u>648</u>	Letter from Robert Hall (dks, )
02/28/2007	<u>649</u>	NOTICE by Idaho, State of <i>re notice to inmate population</i> (Attachments: # <u>1</u> Attached Notice)(Kubinski, Mark)
03/01/2007	<u>650</u>	Letter from Ronald J. Ames (dks, )
03/01/2007	<u>651</u>	Letter from James S. Tipton (dks, )
03/02/2007	<u>652</u>	MOTION for Extension of Time to File Response as to <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike, by Class Member Raymond A. Roles. Responses due by 3/26/2007 (dks, )
03/02/2007	<u>653</u>	Letter from Darrell McCabe (dks, )
03/02/2007	<u>654</u>	Letter from Daniel Edward Rodgers (dks, )
03/02/2007	<u>655</u>	MOTION for order requiring dft's to notify Balla Class and provide documents i.e. motion to terminate prospective relief by Walter D Balla. Responses due by 3/26/2007 (Attachments: # <u>1</u> Memorandum in Support # <u>2</u> Affidavit Barry Searcy)(dks, )
03/06/2007	<u>656</u>	RESPONSE to Motion re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., filed by Alan Lee Brandt. Replies due by 3/20/2007. (Attachments: # <u>1</u> Affidavit Alan Lee Brandt# <u>2</u> Declaration of Christopher Martin)(dks, )
03/06/2007	<u>657</u>	MOTION to Appoint Counsel by Alan Lee Brandt Responses due by 3/30/2007 (dks, )
03/06/2007	<u>658</u>	Letter from Jerry Palmer (dks, )
03/06/2007	<u>659</u>	NOTICE by Walter D Balla of partial withdrawal of <u>655</u> MOTION for order requiring dft's to notify Balla Class and provide documents i.e. motion to terminate prospective relief (dks, )
03/06/2007	<u>660</u>	Letter from Jess Aguilar (dks, )
03/06/2007	<u>661</u>	AFFIDAVIT of Robert Hollifield, Antonio Torrez-Ford, Kevin Scheer, Daniel Jackson, Kimber Marston, Justin Leveque re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., filed by Walter D Balla. (dks, )

03/06/2007	<u>662</u>	MOTION to postpone effective date of automatic stay by Walter D Balla. Responses due by 3/30/2007 (Attachments: # <u>1</u> Memorandum in Support)(dks, )
03/08/2007	<u>663</u>	Letter from Waldimar G. Witt (dks, )
03/08/2007	<u>664</u>	MOTION for Rule 11 Relief by Walter D Balla. Responses due by 4/2/2007 (dks, )
03/09/2007	<u>665</u>	OBJECTION to Motion re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. Replies due by 3/23/2007. (dks, )
03/09/2007	<u>666</u>	DECLARATION of Michael D. Newsom re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/09/2007	<u>667</u>	DECLARATION of Jason R. McDermott re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/09/2007	<u>668</u>	DECLARATION of William Lightner re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/09/2007	<u>669</u>	DECLARATION of Jeffrey W. Lizee re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/09/2007	<u>670</u>	DECLARATION of Ronald W. Blong, Sr. re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/09/2007	<u>671</u>	DECLARATION of Kenneth Workman re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/09/2007	<u>672</u>	Statement of Stephen Floyd Ullrich re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/13/2007	<u>673</u>	AFFIDAVIT Randall Dean Davis re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (Attachments: # <u>1</u> Cont'd# <u>2</u> Affidavit Cont'd# <u>3</u> Affidavit #14 House# <u>4</u> Affidavit Cont'd# <u>5</u> Declaratin of Kenneth W. Quinlan# <u>6</u> Affidavit David J.M. Kirkland# <u>7</u> Declaration of Melvin Luther Cox# <u>8</u> Declaration of Ronald O. Nipper# <u>9</u> Affidavit Philip A. Turney# <u>10</u> Declaration of Mark Coburn)(dks, )
03/13/2007	<u>674</u>	OBJECTION to Motion re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Lawny Browning Replies due by 3/27/2007. (dks, )
03/13/2007	<u>675</u>	MOTION to Appoint Class Counsel by Walter D Balla. Responses due by 4/6/2007 (Attachments: # <u>1</u> Memorandum in Support)(dks, )
03/13/2007	<u>676</u>	MOTION for Discovery by plas. Responses due by 4/6/2007 (Attachments: # <u>1</u> Memorandum in Support)(dks, )
03/13/2007	<u>677</u>	DECLARATION of Barry Searcy re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION



		termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike. (dks, )
03/13/2007	<u>678</u>	MOTION for Extension of Time to File statements of current and ongoing constitutional violators by Roy Burstein Responses due by 4/6/2007 (dks, )
03/14/2007	<u>679</u>	DECLARATION of Rodney L. Plant re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/14/2007	<u>680</u>	DECLARATION of David Hoskins re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/14/2007	<u>681</u>	DECLARATION of David L. Santistevan re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Walter D Balla. (dks, )
03/14/2007	<u>682</u>	MOTION to be appointed as a class representative by Dennis R. Slaughter. Responses due by 4/9/2007 (dks, )
03/14/2007	<u>683</u>	OBJECTION to Motion re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, filed by Dennis R. Slaughter Replies due by 3/28/2007. (Attachments: # <u>1</u> Affidavit Dennis R. Slaughter)(dks, )
03/14/2007	<u>684</u>	MOTION for Preliminary Injunction by Dennis R. Slaughter. Responses due by 4/9/2007 (Attachments: # <u>1</u> Memorandum in Support # <u>2</u> Certificate of Service)(dks, )
03/15/2007	<u>685</u>	DOCKET ENTRY ORDER REASSIGNING CASE: This court deems itself disqualified to sit in judgment in the above-captioned case and the court believes that its recusal would be in the best interest of justice. Therefore, IT IS HEREBY ORDERED that this case be reassigned to Judge B. Lynn Winmill for all further proceedings. The case number will be changed to CV81-1165-S-BLW which the parties are directed to use on all future filings. Signed by Judge Edward J. Lodge. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dmc, )
03/16/2007	<u>686</u>	REQUEST by Plas for hearing (dks, )
03/16/2007	<u>687</u>	AFFIDAVIT of Michael D. Whiteley re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike,, MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike, (dks, )
03/16/2007	<u>688</u>	EXHIBIT 1-Inmate Handbook by Michael D. Whiteley. (Attachments: # <u>1</u> Exhibit 2-Medical Issues# <u>2</u> Exhibit 3-Food Allergys# <u>3</u> Exhibit 4-Diseases, Infections# <u>4</u> Exhibit 5-Shower Issues# <u>5</u> Exhibit 5-Cont'd)(dks, )
03/16/2007	<u>689</u>	ORDER AND ORDER TO SHOW CAUSE granting <u>652</u> Motion for Extension of Time to File Response ; granting <u>655</u> Motion for order to provide documents ; granting <u>657</u> Motion to Appoint Counsel ; granting <u>662</u> Motion to postpone automatic stay; The automatic stay shall not take effect prior to 5/17/07 ; denying without prejudice <u>664</u> Motion for Rule 11 Relief; granting <u>675</u> Motion to Appoint Counsel ; denying <u>676</u> Motion for Discovery; granting <u>678</u> Motion for Extension of Time to File. Dfts shall respond to the orders to show cause as set forth above on or before 3/30/07 and a hearing on these orders shall be held on or before 4/13/07. If the parties request a hearing, they shall contact the Pro Se Unit at 334-1172. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks, )
03/20/2007	<u>690</u>	ORDER that gives notice of intent to appoint Stoel Rives as counsel for the plas; No further inmate filings shall be accepted in this case, with the exception of objections to appointment of counsel from only the class representatives; The objections shall be

		filed on or before 3/30/07. In–Person Status Conference set for 4/6/2007 01:00 PM in Boise, ID before Honorable B. Lynn Winmill.. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks, )Copy of order e–mailed to Mr. Sinclair by dks 3/20/07
03/26/2007	<u>691</u>	NOTICE by Idaho, State of re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., <i>Notice of partial withdrawal</i> (Kubinski, Mark)
03/30/2007	<u>692</u>	RESPONSE re <u>690</u> Set Hearings, Order,,,,, filed by Walter D Balla <i>Plaintiffs' Non–Objection to the Court's Appointment of Stoel Rives LLP as Class Counsel.</i> (Prince, Jason)
03/30/2007	<u>693</u>	RESPONSE re <u>690</u> to the Court's appointment of Stoel Rives LLP as Class counsel filed by Barry Searcy. (dks, )
03/30/2007	<u>694</u>	RESPONSE TO ORDER TO SHOW CAUSE by Idaho, State of. (Kubinski, Mark)
04/05/2007	<u>695</u>	MEMORANDUM/BRIEF re <u>689</u> Order on Motion for Extension of Time to File Response/Reply, Order on Motion for Miscellaneous Relief, Order on Motion to Appoint Counsel., Order on Motion for Relief., Order on Motion for Discovery,,,,,,,,,,,,,,,,,,,,, filed by Walter D Balla, Alan Lee Brandt, Barry Searcy. (Dixon, Bradley)
04/05/2007	<u>696</u>	NOTICE of Appearance by Bradley J Dixon on behalf of Walter D Balla, Alan Lee Brandt, Barry Searcy (Dixon, Bradley)
04/05/2007	<u>697</u>	NOTICE of Appearance by Jason Emerson Prince on behalf of Walter D Balla, Alan Lee Brandt, Barry Searcy (Prince, Jason)
04/06/2007	<u>698</u>	<b>Minute Entry for proceedings held before Judge B. Lynn Winmill : Status Conference held on 4/6/2007. (Court Reporter Lisa Yant.) (mp, )</b>
04/09/2007	<u>699</u>	NOTICE by Idaho, State of re <u>635</u> MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., MOTION termination of prospective relief re <u>585</u> Order on Motion for Attorney Fees, Order on Motion to Strike., <i>Notice of Withdrawal</i> (Kubinski, Mark)
04/11/2007	700	DOCKET ENTRY ORDER – Based on the IDOC Defendants' Notice of Withdrawal of the Motion to Terminate Prospective Relief <u>699</u> , Plaintiffs' Motion to be Appointed as a Class Representative <u>682</u> and Plaintiffs' Motion for Preliminary Injunction <u>684</u> are now MOOT. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
04/11/2007	<u>701</u>	Letter from Phillip P. Curzon (dks, ) (Entered: 04/12/2007)
06/15/2007	<u>702</u>	TRANSCRIPT of Proceedings (Status Conference) held on 4/6/07 before Judge B. Lynn Winmill. Court Reporter: Lisa Yant. This transcript is not available to the general public and as such is sealed. (dks, )
07/20/2007	<u>703</u>	NOTICE of allegation of direct violation of policy by Randall Dean Davis (dks, )
08/14/2007	<u>704</u>	NOTICE by Idaho, State of re <u>699</u> Notice (Other), Notice (Other) <i>Supplement</i> (Kubinski, Mark)
09/05/2007	<u>705</u>	NOTICE by Walter D Balla <i>Petition to Appoint Class Representatives</i> (Prince, Jason)
09/05/2007	<u>706</u>	AFFIDAVIT of J. Walter Sinclair re <u>705</u> Notice (Other) filed by Walter D Balla <i>Affidavit of J. Walter Sinclair in Support of Petition to Appoint Class Representatives.</i> (Prince, Jason)
09/06/2007		<b>CORRECTIVE ENTRY – The entry docket number <u>705</u> Notice (Other) filed by Walter D Balla, <u>706</u> Affidavit filed by Walter D Balla was filed incorrectly in this case. This appears to be a motion and thus should be filed as one with a miscellaneous relief and then as an attachment, attach the affidavit. The filing party shall re–submit their correct filing. (dks, )</b>

09/06/2007	<u>707</u>	MOTION to Appoint Class Representatives by Walter D Balla. Responses due by 10/1/2007 (Attachments: # <u>1</u> Affidavit of J. Walter Sinclair in Support of Motion to Appoint Class Representatives)(Prince, Jason ).
09/14/2007	<u>708</u>	NOTICE of grievances by Randall Dean Davis (dks, )
09/28/2007	<u>709</u>	MEMORANDUM in Opposition re <u>707</u> MOTION Petition to Appoint Class Representatives <i>Petition to Appoint Class Representatives</i> filed by Idaho, State of. Replies due by 10/18/2007. (Attachments: # <u>1</u> Affidavit)(Panther, Paul)
10/04/2007	<u>710</u>	NOTICE of property results of storage and disposition by Randall Dean Davis (dks, )
10/04/2007	<u>711</u>	MOTION by Randall Dean Davis. Responses due by 10/29/2007 (Attachments: # <u>1</u> Cont'd)(dks, )
10/15/2007	<u>712</u>	REPLY to Response to Motion re <u>707</u> MOTION Petition to Appoint Class Representatives <i>Petition to Appoint Class Representatives</i> filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit Affidavit of Bradley J. Dixon in Support of Petition to Appoint Class Representatives)(Prince, Jason)
10/17/2007	713	DOCKET ENTRY ORDER – This case is hereby ordered reopened. Signed by Judge B. Lynn Winmill. (sbh)
10/22/2007	<u>714</u>	MOTION for Attorney Fees <i>Petition for The Award of Interim Costs and Attorney Fees</i> by Walter D Balla. Responses due by 11/16/2007 (Attachments: # <u>1</u> Memorandum in Support # <u>2</u> Affidavit)(Dixon, Bradley)
10/24/2007	715	DOCKET ENTRY NOTICE of Hearing on Motion <u>707</u> MOTION Petition to Appoint Class Representatives <i>Petition to Appoint Class Representatives</i> : Motion Hearing set for 12/10/2007 10:00 AM in Boise, ID before Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by lg, ) Modified on 10/25/2007 (lg, ).
10/25/2007	716	DOCKET ENTRY NOTICE of Hearing on Motion <u>714</u> MOTION for Attorney Fees <i>Petition for The Award of Interim Costs and Attorney Fees</i> : Motion Hearing set for 12/10/2007 10:00 AM in Boise, ID before Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by lg, )
11/09/2007	<u>717</u>	NOTICE of Appearance by Michael S Gilmore on behalf of all defendants (Gilmore, Michael)
11/16/2007	<u>718</u>	RESPONSE to Motion re <u>714</u> MOTION for Attorney Fees <i>Petition for The Award of Interim Costs and Attorney Fees</i> filed by Idaho, State of. Replies due by 12/6/2007. (Attachments: # <u>1</u> Affidavit Brent Reinke)(Kubinski, Mark)
11/19/2007	<u>719</u>	RESPONSE to Motion re <u>707</u> MOTION Petition to Appoint Class Representatives <i>Petition to Appoint Class Representatives</i> filed by Alan Lee Brandt. Replies due by 12/7/2007. (Attachments: # <u>1</u> Affidavit Alan Lee Brandt)(dks, )
11/26/2007	<u>720</u>	NOTICE for request of appearance by Alan Lee Brandt (dks, )
12/05/2007	<u>721</u>	REPLY to Response to Motion re <u>714</u> MOTION for Attorney Fees <i>Petition for The Award of Interim Costs and Attorney Fees</i> filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit of Barry Searcy# <u>2</u> Affidavit Dennis R. Slaughter# <u>3</u> Affidavit of Franklin Burton Johnson)(Dixon, Bradley)
12/05/2007	<u>722</u>	ERRATA by Plaintiff Walter D Balla re <u>721</u> Reply to Response to Motion, <i>Amended Affidavit of Barry Searcy with Exhibits 1 – 4</i> . (Dixon, Bradley) Modified on 12/5/2007 to link to <u>707</u> Motion to Appoint Class Representatives (jlg, ).
12/10/2007	<u>723</u>	Minute Entry for proceedings held before Judge B. Lynn Winmill : Motion Hearing held on 12/10/2007 Both Motions Taken UNDER ADVISEMENT re <u>707</u> MOTION Petition to Appoint Class Representatives <i>Petition to Appoint Class Representatives</i> filed by Walter D Balla, <u>714</u> MOTION for Attorney Fees <i>Petition for The Award of Interim Costs and Attorney Fees</i> filed by Walter D Balla. (Court Reporter Patty Terry.) (so, )

12/18/2007	<u>724</u>	ORDER granting <u>707</u> Motion to appoint Class Representatives ; denying <u>711</u> Motion and petition ; granting <u>714</u> Motion for Attorney Fees and costs; and Allen Brandt's request for appearance is denied. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks, )
12/20/2007	<u>725</u>	RETURN MAIL undelivered as to Allan Lee Brandt re: <u>724</u> Order on Motion for Miscellaneous Relief,, Order on Motion for Attorney Fees,,, (dks, )
01/31/2008	<u>726</u>	SUPPLEMENT by Plaintiff Walter D Balla re <u>724</u> Order on Motion for Miscellaneous Relief,, Order on Motion for Attorney Fees,,, <i>Supplemental Affidavit of Bradley J. Dixon in Support of Petition for the Award of Interim Attorney Fees.</i> (Dixon, Bradley)
01/31/2008	<u>727</u>	AFFIDAVIT of Barry Searcy re <u>724</u> Order on Motion for Miscellaneous Relief,, Order on Motion for Attorney Fees,,, filed by Walter D Balla re <i>Out of Pocket Expenses Incurred on Behalf of Balla Class Between February 16 2007 and March 29 2007.</i> (Dixon, Bradley)
01/31/2008	<u>728</u>	AFFIDAVIT of Barry Searcy re <u>724</u> Order on Motion for Miscellaneous Relief,, Order on Motion for Attorney Fees,,, filed by Walter D Balla re <i>Out of Pocket Expenses Incurred on Behalf of Balla Class Between March 30 2007 and December 31 2007.</i> (Dixon, Bradley)
06/23/2008	<u>729</u>	MOTION to Clarify <i>the Court's December 18, 2007 Order (Dkt. 724)</i> Bradley J Dixon appearing for Plaintiff Walter D Balla. Responses due by 7/17/2008 (Attachments: # <u>1</u> Memorandum in Support)(Dixon, Bradley)
07/17/2008	<u>730</u>	RESPONSE to Motion re <u>729</u> MOTION to Clarify <i>the Court's December 18, 2007 Order (Dkt. 724)</i> filed by Idaho, State of. Replies due by 8/4/2008. (Attachments: # <u>1</u> Affidavit Kevin Burnett)(Gilmore, Michael)
08/04/2008	<u>731</u>	EXHIBIT J by Randall Dean Davis.. (dks)
08/04/2008	<u>732</u>	REPLY to Response to Motion re <u>729</u> MOTION to Clarify <i>the Court's December 18, 2007 Order (Dkt. 724)</i> filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit Bradley J. Dixon)(Prince, Jason)
10/21/2008	<u>733</u>	ORDER awarding additional attorney fees incurred by Stoel Rives in the amount of \$4,776.65 and costs to Mr. Searcy in the amount of \$63.60. Payment of these amounts shall be made withing 30 days of the date of this order. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
12/04/2008	<u>734</u>	ORDER tentatively granting <u>729</u> Motion to Clarify order (Doc #729). In the event the dfts object to the tentative ruling, their counsel shall notify the Court's Pro Se Unit within 5 days and request a hearing on the motion. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
12/12/2008	735	DOCKET ENTRY NOTICE of Hearing on (doc 729) Motion to clarify Court's December 18, 2007 Order (doc 724). Motion Hearing set for 2/18/2009 09:00 AM in Boise, ID before Judge B. Lynn Winmill. (lg)
12/17/2008	<u>736</u>	RETURN MAIL undelivered as to Alan Lee Brandt re: 735 Notice of Hearing on Motion (dks)
01/05/2009	<u>737</u>	RETURN MAIL undelivered as to Alan Lee Brandt re: <u>734</u> Order on Motion to Clarify, (dks)
01/14/2009	<u>738</u>	Letter from Phillip V. Cook(dks) (Entered: 01/15/2009)
01/15/2009	739	DOCKET ENTRY ORDER – Counsel have informed the Court that the plaintiffs intend to file a motion for contempt in this matter, and plaintiffs' counsel seek an expedited hearing on the motion. Accordingly, IT IS HEREBY ORDERED that the motion shall be filed on or before January 16, 2009. Defendants' response shall be filed on or before January 21, 2009. No reply shall be filed. A hearing is set for January 23, 2009, at 4:00 p.m. at the James A. McClure Federal Building and United States Courthouse in Boise. Given time constraints, the scope of the hearing shall be



		limited to whether the defendants are in contempt of the Court's injunctive orders related to the overcrowding of certain units at ISCI. Additionally, the parties shall contact In-Court Deputy LaDonna Garcia at 334-9021 to notify the Court of the names of the witnesses each side intends to call at the January 23, 2009 hearing. The Court will reset the currently scheduled February 18, 2009 hearing on its December 4, 2008 Tentative Ruling to an earlier date, if one becomes available. Signed by Judge B. Lynn Winmill. (sbh)
01/15/2009		Set/Reset Hearings: The scope of the hearing shall be limited to whether the defendants are in contempt of the Court's injunctive orders related to the overcrowding of certain units at ISCI. In Court Hearing set for 1/23/2009 04:00 AM in Boise, ID before Judge B. Lynn Winmill. (dks)
01/16/2009		Set/Reset Hearings: The scope of the hearing shall be limited to whether the defendants are in contempt of the Court's injunctive orders related to the overcrowding of certain units at ISCI. In Court Hearing reset for 1/23/2009 04:00 PM in Boise, ID before Judge B. Lynn Winmill. (dks)
01/16/2009	<u>740</u>	MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> Jason Emerson Prince appearing for Plaintiff Walter D Balla. Responses due by 2/9/2009 (Attachments: # <u>1</u> Memorandum in Support Motion for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> , # <u>2</u> Affidavit of J. Walter Sinclair, # <u>3</u> Exhibit A Through M Declaration of J. Walter Sinclair)(Prince, Jason)
01/21/2009	<u>741</u>	MEMORANDUM in Opposition re <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> filed by Idaho, State of. Replies due by 2/9/2009.(Gilmore, Michael)
01/21/2009	<u>742</u>	Witness List (sealed) by Idaho, State of. (Kubinski, Mark)
01/22/2009	743	DOCKET ENTRY NOTICE of Hearing on Motion <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> : Motion Hearing set for 1/23/2009 AT 4:00 PM HAS BEEN MOVED TO 03:00 PM in Boise, ID before Judge B. Lynn Winmill. PLEASE NOTE: ONLY THE TIME HAS CHANGED.(lg)
01/22/2009	<u>744</u>	ORDER to transport. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks) (Copy faxed to parties and given to USMS by dks) (Entered: 01/23/2009)
01/23/2009	<u>745</u>	Exhibit List by Idaho, State of.. (Attachments: # <u>1</u> Exhibit 2001-2004)(Kubinski, Mark)
01/23/2009	746	DOCKET ENTRY ORDER – The hearing on Plaintiffs' Motion for Order to Show Cause, scheduled for January 23, 2009, is vacated and reset for February 18, 2009, at 9:00 a.m. at the James A. McClure Federal Building and United States Courthouse in Boise, Idaho. On that same date, the Court shall also take up argument related to the Court's December 4, 2008 Tentative Ruling. The parties shall contact In-Court Deputy LaDonna Garcia at 334-9021, and file any witness and exhibit lists, no later than February 16, 2009 to notify the Court of the evidence that each side intends to present at the hearing. Signed by Judge B. Lynn Winmill. (sbh)
01/23/2009		Set/Reset Hearings: Show Cause Hearing set for 2/18/2009 09:00 AM in Boise, ID before Judge B. Lynn Winmill. (dks) (Entered: 01/26/2009)
01/26/2009	747	DOCKET ENTRY ORDER – Docket Entry Order 746 is amended as follows: Counsel only need to file their witness and exhibit lists, along with a summary of the evidence that each side intends to present at the hearing. They should not call the Court with this type of information. Signed by Judge B. Lynn Winmill. (sbh)
01/30/2009	<u>748</u>	RESPONSE to Motion re <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court Supplemental</i> filed by Idaho, State of. Replies due by 2/17/2009.(Kubinski, Mark)
02/12/2009	<u>749</u>	Exhibit List <i>Supplemental</i> by Idaho, State of.. (Attachments: # <u>1</u> Exhibit 2005-2006)(Kubinski, Mark)

02/13/2009	<u>750</u>	Witness List (sealed) by Walter D Balla. (Prince, Jason)
02/13/2009	<u>751</u>	SUPPLEMENT by Plaintiff Walter D Balla re <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> . (Attachments: # <u>1</u> Declaration of Cary Roberts)(Prince, Jason)
02/16/2009	<u>753</u>	ORDER to Transport ; IDOC to take appropriate measures to transport Barry Searcy and Dennis Slaughter to Courtroom #3 in Boise on 2/18/09 beginning at 9:00 a.m. (Notice sent to USMS). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks) (Copy of Doc #752 and Doc #753 faxed according to order and copy given to USMS by dks). (Entered: 02/17/2009)
02/17/2009	<u>752</u>	ORDER to Transport ; IDOC to take appropriate measures to transport George T. Collins and Cary Roberts to Courtroom #3 in Boise on 2/18/09 beginning at 9:00 a.m. (Notice sent to USMS). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
02/17/2009	<u>754</u>	Exhibit List by Walter D Balla.. (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, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Errata K, # <u>12</u> Exhibit L)(Prince, Jason)
02/18/2009	<u>755</u>	Minute Entry for proceedings held before Judge B. Lynn Winmill: Day one Motion Hearing held on 2/18/2009 re <u>729</u> MOTION to Clarify the Court's December 18, 2007 Order (Dkt. 724) filed by Walter D Balla, <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> filed by Walter D Balla. Set Hearing as to <u>729</u> MOTION to Clarify the Court's December 18, 2007 Order (Dkt. 724) <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> :( Motion Hearing to resume on 2/20/2009 03:00 PM in Boise, ID before Judge B. Lynn Winmill.). (Court Reporter Tammy Hohenleitner.) (lg)
02/19/2009	<u>756</u>	TRANSPORT ORDER for inmates Barry Searcy, Dennis Slaughter, George Collins, Jr. and Cary Roberts. Signed by Judge B. Lynn Winmill. (Copy sent out as indicated on the order by dks)(caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
02/20/2009	<u>757</u>	Minute Entry for proceedings held before Judge B. Lynn Winmill: Motion Hearing held on 2/20/2009 re <u>729</u> MOTION to Clarify the Court's December 18, 2007 Order (Dkt. 724) filed by Walter D Balla, <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> filed by Walter D Balla. Matters deemed UNDER ADVISEMENT. (Court Reporter Tammy Hohenleitner.) (lg)
02/24/2009		Remark – Exhibits from Evidentiary hearing on 2/18/09 and 2/20/09 are with Law Clerk, Craig Durham. Exhibits will be returned to counsel following the courts decision. (lg)
02/26/2009	758	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED that on or before March 12, 2009, the court reporter shall prepare and file a transcript of the evidentiary hearing held in this matter on February 18 and 20, 2009. Because a transcript of this hearing is necessary for briefing and a resolution of the issues before the Court, and because the Plaintiffs are indigent and proceeding with pro bono counsel, the original shall be prepared at Court expense. IT IS FURTHER ORDERED that no later than 21 days after the transcript is filed, each party shall submit a supplemental brief, no longer than 35 pages, addressing (1) the Plaintiffs' Motion for Order to Show Cause <i>Why Defendants Should Not Be Held in Contempt</i> , and (2) the Court's December 4, 2008 Notice of Tentative Ruling and Proposed Order. No replies shall be filed unless the Court requests them. Signed by Judge B. Lynn Winmill. (sbh)
03/11/2009	<u>759</u>	Transcript of Proceedings (Order to Show Cause Hearing) held on 2/18/09 & 2/20/09 before Judge B. Lynn Winmill. Court Reporter/Transcriber Tamara I. Hohenleitner, Telephone number (208) 334–1500. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 4/6/2009. Redacted Transcript Deadline set for 4/14/2009. Release of Transcript Restriction set for 6/12/2009.(dks) (Entered: 03/12/2009)

03/12/2009	<u>760</u>	Notice of Filing of Official Transcript (dks)
04/02/2009	<u>761</u>	SUPPLEMENT by Defendant Idaho, State of re <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> , <u>734</u> Order on Motion to Clarify,. (Kubinski, Mark)
04/02/2009	<u>762</u>	SUPPLEMENT by Plaintiff Walter D Balla re <u>740</u> MOTION for Order to Show Cause <i>Why Defendants Should Not Be Held In Contempt of Court</i> , <u>734</u> Order on Motion to Clarify, <i>PLaintiffs' Closing Argument in Support of Motion for Order to Show Cause Why Defendants Should not Be Held In Contempt and Supplemental Memorandum in Support of Motion for Clarification</i> . (Attachments: # <u>1</u> Affidavit Of Jason Prince)(Prince, Jason)
04/07/2009	763	DOCKET ENTRY ORDER – The Court's previous order setting a post–hearing briefing schedule 758 is amended as follows. Each party may file a reply to the opposing party's supplemental brief on or before April 14, 2009. Replies shall be no longer than ten pages. Signed by Judge B. Lynn Winmill. (sbh)
04/14/2009	<u>764</u>	SUPPLEMENT by Plaintiff Walter D Balla re <u>734</u> Order on Motion to Clarify, <i>Plaintiffs' Second Supplemental Memorandum in Support of Motion for Clarification of the Court's December 18, 2007 Order</i> . (Attachments: # <u>1</u> Affidavit of Jason Prince, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K, # <u>13</u> Exhibit L, # <u>14</u> Exhibit M, # <u>15</u> Exhibit N, # <u>16</u> Exhibit O, # <u>17</u> Errata P, # <u>18</u> Exhibit Q, # <u>19</u> Exhibit R, # <u>20</u> Exhibit S, # <u>21</u> Exhibit T, # <u>22</u> Exhibit U)(Prince, Jason)
04/14/2009	<u>765</u>	SUPPLEMENT by Defendant Idaho, State of re <u>762</u> Supplement, <i>Reply to Plaintiffs' Supplement</i> . (Attachments: # <u>1</u> Affidavit Lt. Clark, # <u>2</u> Exhibit photograph 1, # <u>3</u> Exhibit photograph 2, # <u>4</u> Exhibit photograph 3, # <u>5</u> Exhibit photograph 3, # <u>6</u> Exhibit photograph 5, # <u>7</u> Exhibit photograph 6, # <u>8</u> Exhibit photograph 7)(Kubinski, Mark)
04/22/2009	<u>766</u>	NOTICE by Idaho, State of re <u>764</u> Supplement,, <i>Objection to Prince Affidavit</i> (Kubinski, Mark)
05/28/2009	<u>767</u>	MEMORANDUM DECISION AND ORDER denying <u>740</u> Motion for Order to Show Cause. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
05/28/2009	<u>768</u>	MEMORANDUM DECISION AND ORDER granting <u>729</u> Motion for clarification of the Court's order of 12/18/07. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
06/23/2009	<u>769</u>	MOTION for Attorney Fees <i>And Costs</i> Jason Emerson Prince appearing for Plaintiff Walter D Balla. Responses due by 7/17/2009 (Attachments: # <u>1</u> Memorandum in Support of Petition for the Award of Interim Attorney Fees and Costs, # <u>2</u> Affidavit of J. Walter Sinclair in Support of Petition for the Award of Interim Attorney fees and Costs)(Prince, Jason)
07/16/2009	<u>770</u>	MOTION for Extension of Time to File Response/Reply as to <u>769</u> MOTION for Attorney Fees <i>And Costs</i> Paul R Panther appearing for Defendant Idaho, State of. Responses due by 8/10/2009 (Attachments: # <u>1</u> Affidavit)(Panther, Paul)
07/21/2009	<u>771</u>	SUPPLEMENT by Plaintiff Walter D Balla re <u>769</u> MOTION for Attorney Fees <i>And Costs</i> . (Prince, Jason)
07/24/2009	772	DOCKET ENTRY ORDER – Pending before the the Court is Defendants' unopposed Motion for an Extension of Time to Respond to Plaintiff's Motion for Attorney Fees <u>769</u> . Plaintiff's motion was filed on June 23, 2009 and Defendants' response is due on July 17, 2009. Defendants request an extension of time until July 31, 2009. The Court having considered the pleadings shall grant the motion. IT IS HEREBY ORDERED THAT the Response shall be filed no later than July 31, 2009. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by sbh)
07/24/2009		Set/Reset Deadlines as to <u>769</u> MOTION for Attorney Fees <i>And Costs</i> . Responses due by 7/31/2009 (dks) (Entered: 07/27/2009)

07/30/2009	<u>773</u>	RESPONSE to Motion re <u>769</u> MOTION for Attorney Fees <i>And Costs</i> filed by Idaho, State of. Replies due by 8/17/2009. (Attachments: # <u>1</u> Affidavit Kevin Burnett, # <u>2</u> Exhibit A)(Kubinski, Mark)
08/17/2009	<u>774</u>	REPLY to Response to Motion re <u>769</u> MOTION for Attorney Fees <i>And Costs</i> filed by Walter D Balla. (Attachments: # <u>1</u> Affidavit of Jason E. Prince, # <u>2</u> Declaration of Barry Searcy)(Prince, Jason)
03/30/2010	<u>775</u>	ORDER granting in part and denying in part <u>769</u> Motion for Attorney Fees. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks) (Entered: 03/31/2010)
04/29/2010	<u>776</u>	NOTICE OF APPEAL as to <u>775</u> Order on Motion for Attorney Fees by Idaho, State of. Filing fee \$ 455, receipt number 0976-600609. (Notice sent to Court Reporter & 9th Cir) (Kubinski, Mark) (Main Document 776 replaced on 4/29/2010 with the 2 page Notice of Appeal) (jm). (Additional attachment(s) added on 4/29/2010: # <u>1</u> Attachments to Notice of Appeal (dkt 776)) (jm).
04/29/2010	<u>777</u>	MOTION to Stay re <u>775</u> Order on Motion for Attorney Fees Mark A Kubinski appearing for Defendant Idaho, State of. Responses due by 5/24/2010 (Attachments: # <u>1</u> Memorandum in Support of motion to stay execution of order)(Kubinski, Mark)
04/30/2010	<u>778</u>	USCA Case Number 10-35413 for <u>776</u> Notice of Appeal, filed by Idaho, State of. (dks)
04/30/2010	<u>779</u>	USCA Time Scheduling Order as to <u>776</u> Notice of Appeal, filed by Idaho, State of. (Notice sent by e-mail to Court Reporter) (dks)
05/19/2010	<u>780</u>	NOTICE OF PRELIMINARY CASE MANAGMENT ORDER. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
05/24/2010	<u>781</u>	RESPONSE to Motion re <u>777</u> MOTION to Stay re <u>775</u> Order on Motion for Attorney Fees filed by Walter D Balla. Replies due by 6/10/2010. (Attachments: # <u>1</u> Declaration)(Prince, Jason)
06/04/2010	782	DOCKET ENTRY NOTICE of Hearing – A hearing on the Preliminary Case Management Order <u>780</u> is scheduled for Monday, July 19, 2010 at 2:00 pm in Boise, ID before Judge B. Lynn Winmill. (jlg)
06/04/2010		Set Hearings: In Court Hearing re Preliminary Case Management Order <u>780</u> set for 7/19/2010 at 2:00 PM in Boise, ID before Judge B. Lynn Winmill. (jlg)
06/10/2010	<u>783</u>	REPLY to Response to Motion re <u>777</u> MOTION to Stay re <u>775</u> Order on Motion for Attorney Fees filed by Idaho, State of.(Kubinski, Mark)
06/18/2010	<u>784</u>	STATUS REPORT <i>In Response to Preliminary Case Management Order DKT. 780</i> by Walter D Balla. (Attachments: # <u>1</u> Declaration of Ralph Heckard, # <u>2</u> Declaration of Richard Carlin, # <u>3</u> Sealed Declaration of Michael Asbury, # <u>4</u> Declaration of Richard Kelly, # <u>5</u> Declaration of Albert Martinez)(Prince, Jason) Modified on 6/21/2010 to seal attachment #3 due to medical records (dks).
07/14/2010	<u>785</u>	ORDER to Transport ; IDOC to take appropriate measures to transport Barry Searcy and Lance Wood to Courtroom #3 in Boise on 7/19/10 beginning at 1:30 PM (Notice sent to USMS). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks) Modified on 7/14/2010 copy of order emailed to parties pursuant to order (dks).
07/14/2010	<u>786</u>	RESPONSE re <u>784</u> Status Report, <u>780</u> Order filed by Idaho, State of. (Panther, Paul)
07/19/2010	<u>787</u>	Minute Entry for proceedings held before Judge B. Lynn Winmill: Argument on Preliminary Case Management Order held on 7/19/2010. (Court Reporter/ESR THohenleitner.) (td) Modified on 7/20/2010 to create a relationship to Doc #780 (dks).
07/28/2010	<u>788</u>	MEMORANDUM DECISION AND ORDER denying <u>777</u> Motion to Stay Execution of Order Pending Appeal. With 14 days of the date of this order, dfts shall pay the



		fees and costs awarded to plas by the Court's March 30, 2010 order (Doc #775, pp. 11-12), or post a supersedeas bond to obtain a stay in accordance with Rule 62(d) of the Federal Rules of Civil Procedure. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by dks)
08/11/2010	<u>789</u>	NOTICE by Idaho, State of <i>Notice of Supersedeas bond</i> (Attachments: # <u>1</u> Supersedeas bond)(Kubinski, Mark)
08/24/2010	790	DOCKET ENTRY ORDER. The Court is considering whether to appoint a special master in this case under 18 U.S.C. §3626(f) and Rule 53 of the Federal Rules of Civil Procedure. Defendants previously requested an opportunity to brief this issue before the Court makes a final decision. Accordingly, on or before September 17, 2010, Defendants shall file a supplemental response to Plaintiffs Status Report (Dkt. 784), addressing whether the appointment of a special master is appropriate under the circumstances of this case. Plaintiffs may file a reply within 10 days of receiving Defendants supplemental response. Signed by Judge B. Lynn Winmill. (cd)
09/16/2010	<u>791</u>	RESPONSE re <u>786</u> Response(generic), <u>784</u> Status Report, Status Report, 790 Order, Order, Order filed by Idaho, State of. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Affidavit, # <u>3</u> Affidavit, # <u>4</u> Affidavit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit)(Panther, Paul)
09/27/2010	<u>792</u>	REPLY re <u>784</u> Status Report, Status Report filed by Walter D Balla. (Prince, Jason)
01/06/2011	<u>793</u>	ORDER. On or before 2/7/2011, the parties shall submit the names of no more than 5 candidates who are qualified to serve as special masters given the facts and circumstances in this case. By 3/4/2011, the parties may strike up to 3 candidates from the opposing side's list. Also by 3/4/2011, the parties shall submit to the Court propped instructions for the Court to give the special master. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm) (Entered: 01/07/2011)
01/11/2011	<u>794</u>	NOTICE by Walter D Balla <i>Notice of Withdrawal as Counsel</i> (Pevar, Stephen)
02/04/2011	<u>795</u>	MOTION for Extension of Time to File <i>Defendants' Motion for Extension of Time to Submit Potential Special Master Candidates Re Dkt. 793</i> Paul R Panther appearing for Defendant Idaho, State of. Responses due by 2/28/2011 (Panther, Paul)
02/04/2011	<u>796</u>	NOTICE by Walter D Balla re <u>795</u> MOTION for Extension of Time to File <i>Defendants' Motion for Extension of Time to Submit Potential Special Master Candidates Re Dkt. 793 Of Non-Opposition</i> (Dixon, Bradley)
02/04/2011	797	DOCKET ENTRY ORDER. Defendants' Motion for Enlargement of Time <u>795</u> is granted. The parties' current deadline for the submission of names of potential special masters is extended to February 17, 2011. The deadline for each party to respond to the other party's submission, and to provide proposed instructions for the special master, is extended to March 17, 2010. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cd)
02/17/2011	<u>798</u>	RESPONSE re <u>793</u> Order, Order, Order filed by Idaho, State of. (Attachments: # <u>1</u> McGovern CV, # <u>2</u> Schilling CV, # <u>3</u> Clark CV, # <u>4</u> Clark training, # <u>5</u> Clark lectures)(Kubinski, Mark)
02/17/2011	<u>799</u>	RESPONSE re <u>793</u> Order, Order, Order filed by Walter D Balla <i>Plaintiffs' Five Proposed Special Master Candidates</i> . (Prince, Jason)
02/24/2011	<u>800</u>	Transmitted Record on Appeal to US Court of Appeals re <u>776</u> Notice of Appeal. Sent sealed documents from our Court and requested 6 boxes from Archives. (Attachments: # <u>1</u> Sealed archive request forms)(cjm)
03/17/2011	<u>801</u>	RESPONSE re <u>798</u> Response(generic) filed by Walter D Balla <i>to Defendants' List of Proposed Special Master Canidates</i> . (Prince, Jason)
03/17/2011	<u>802</u>	NOTICE by Walter D Balla re <u>793</u> Order, Order, Order <i>Plaintiffs' Proposed Special Master Instructions</i> (Prince, Jason)

03/18/2011	<u>803</u>	RESPONSE re <u>793</u> Order, Order, Order filed by Idaho, State of <i>Second Response</i> . (Kubinski, Mark)
06/01/2011	<u>804</u>	ORDER. The Court gives notice of its intent to appoint Dr. Marc F. Stern to serve as special master in this case under the authority of Rule 53 of the Federal Rules of Civil Procedure and 18 USC § 3626(f). The Clerk shall notify Dr. Stern by sending a copy of this Order, together with the Court's Order at docket <u>793</u> , by mail and email. Within 21 days of the date of this Order, Dr. Stern shall file an affidavit attesting to his availability to serve. IF such a ground for potential disqualification is disclosed, the parties may choose to waive any objection by filing a notice with the Court within 10 days of receiving the affidavit. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)(emailed and mailed to Dr. Stern by cjm) (Additional attachment(s) added on 6/2/2011: # <u>1</u> email to Dr. Stern) (cjm). (Entered: 06/02/2011)
06/15/2011	<u>805</u>	AFFIDAVIT of Marc F. Stern in Response to Order dkt <u>804</u> Order (jm) (Entered: 06/17/2011)
07/20/2011	<u>806</u>	ORDER APPOINTING SPECIAL MASTER. Dr Marc F Stern is appointed as a special master in this case under Rule 53 of the FRCP and 18 USC § 3626(f). The Clerk shall send a copy of this Order to Dr Stern at his email address marcster@live.com. No later than six months from the date of this Order, Dr Stern shall submit to the Court and the parties a written report. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
09/30/2011	<u>807</u>	Letter requesting two modifications of <u>806</u> Order from Dr Marc Stern (Attachments: # <u>1</u> Curriculum Vitae of Dr Ruiz)(cjm) (Entered: 10/03/2011)
10/17/2011	<u>808</u>	ORDER re <u>806</u> Order Referring Case to Special Master. The Court's Order Appointing Special Master is amended to appoint Dr Amanda Ruiz as a deputy or assistant special master. The Clerk of Court shall send a copy of this Order by email to Dr Stern and to Dr Ruiz. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cjm)
01/20/2012	<u>809</u>	MOTION for Extension of Time to File Status Report re: <u>806</u> Order Appointing Special Master by Special Master Marc Stern. Responses due by 2/13/2012 (cjm)
01/24/2012	810	DOCKET ENTRY ORDER. Good cause appearing, the Special Master's request for an extension of time to file his report <u>809</u> is granted. The report shall be filed on or before February 3, 2012. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by cd)
02/03/2012	<u>811</u>	Sealed Document in Response to <u>806</u> Order Referring Case to Special Master. (Attachments: # <u>1</u> Report conintued pages 25 – 48, # <u>2</u> Report continued pages 49 – 71, # <u>3</u> Report continued pages 72 – 94, # <u>4</u> Affidavit of Marc F Stern)(cjm)
02/06/2012	812	DOCKET ENTRY ORDER. The Special Master's report <u>811</u> has been filed under seal initially because it appears to contain confidential medical information about individuals who could reasonably be identified. However, the parties are ordered to confer and to attempt to reach an agreement as to a copy that may be filed publicly with redactions, if necessary. Accordingly, on or before February 17, 2012, the parties shall submit, under seal, either a joint stipulation as to possible redactions or each side shall submit its own proposed redactions. The Special Master's report shall not be released to the inmate class or to third parties until a copy has been unsealed. Signed by Judge B. Lynn Winmill.(cd)
02/09/2012	<u>813</u>	NOTICE of Appearance by Colleen D Zahn on behalf of Idaho, State of (Zahn, Colleen)
02/14/2012	814	DOCKET ENTRY ORDER. The deadline for filing objections or motions to modify or adopt the Special Master's report under Rule 53(f)(2) of the Federal Rules of Civil Procedure is stayed until further order of the Court. A status conference to discuss further proceedings in this matter is set for Thursday, March 8, 2012, at 3:30 p.m. in front of Chief Judge B. Lynn Winmill. Signed by Judge B. Lynn Winmill. (cd)

02/15/2012		Set Hearings pursuant to Order #814: Status Conference set for 3/8/2012 at 3:30 PM in Boise – Courtroom 3 before Judge B. Lynn Winmill. (jlg)
02/17/2012	<u>815</u>	STIPULATION re 812 Order, Order, Order <i>Joint Stipulation Re Order Dkt. 812</i> by Walter D Balla. (Prince, Jason)
02/23/2012	<u>816</u>	MOTION to Seal Document <u>811</u> Sealed Document Colleen D Zahn appearing for Defendant Idaho, State of. Responses due by 3/19/2012 (Attachments: # <u>1</u> Memorandum in Support)(Zahn, Colleen)
03/05/2012	<u>817</u>	RESPONSE to Motion re <u>816</u> MOTION to Seal Document <u>811</u> Sealed Document filed by Walter D Balla. Replies due by 3/22/2012.(Blackman, Allison)
03/07/2012	<u>818</u>	REPLY to Response to Motion re <u>816</u> MOTION to Seal Document <u>811</u> Sealed Document filed by Idaho, State of.(Kubinski, Mark)
03/08/2012	<u>819</u>	<i>Minute Entry for proceedings held before Judge B. Lynn Winmill: Motion Hearing/Status Conference held on 3/8/2012 re <u>816</u> Motion to Continue Sealing of Special Master's Report. Court Denied the motion. Parties shall adhere to the following deadlines: 1) Proposed language for the unsealing of the Special Master's Report due by 3/16/2012; 2) Case Management Plan and status regarding willingness to participate in mediation due by 3/23/2012; and 3) Response to the Special Master's Report due by 3/30/2012. (ESR Keith Bryan.) (jlg)THESE MINUTES SHALL STAND AS THE ORDER OF THE COURT (Entered: 03/09/2012)</i>
03/16/2012	<u>820</u>	STIPULATION <i>Regarding Watermark for Special Master's Report (Dkt. No. 811)</i> by Idaho, State of. (Zahn, Colleen)
03/19/2012	<u>821</u>	ORDER adopting <u>820</u> Joint Stipulation Re Court Order. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
03/19/2012	<u>822</u>	SPECIAL MASTER'S REPORT/Unsealed Redacted filed per <u>821</u> Order (Attachments: # <u>1</u> Report continued, # <u>2</u> Report continued, # <u>3</u> Report continued, # <u>4</u> Affidavit of Marc F Stern)(cjm)
03/20/2012	823	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT this matter shall be referred to The Honorable David O.Carter, United States District Judge for the Central District of California, sitting by special designation; and Susie Headlee, the Court's ADR Director, for the purpose of conducting a co-mediated Settlement Conference. The Settlement Conference is part of the Ninth Circuit's ADR Settlement Week, and shall be conducted on Tuesday, April 3, 2012 at 10:30 a.m., and Wednesday, April 4, 2012 at 9:30 a.m. at the James A. McClure Federal Building and U.S. Courthouse in Boise, Idaho. The Settlement Conference shall be held each day in Courtroom #7 on the 5th Floor, which is Judge Bush's Courtroom. An Inmate Order of Transport and mediation questionnaire will be issued separately. Signed by Judge B. Lynn Winmill (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by the Court) (sbh).
03/21/2012		Set Hearings: Settlement Conference set for 4/3/2012 10:30 AM in Boise – Courtroom 7 before Judge David O. Carter. Per Order dkt #823. (cjm)
03/22/2012	824	DOCKET ENTRY ORDER. The Court's previous order setting deadlines in this matter <u>819</u> is amended, as follows. The parties have notified the Court of their availability to participate in a settlement conference, and the Court finds good cause for extending the deadline for the submission of proposed case management plans until April 11, 2012. The March 30, 2012, deadline for the filing of responses to the Special Master's Report is unchanged by this Order. Signed by Judge B. Lynn Winmill. ((cd)
03/26/2012	<u>825</u>	ORDER to Transport ; IDOC to take appropriate measures to transport Barry Searcy, Lance Wood, and Jessie Ibarra to Courtroom #7 on 4/3/12 and 4/4/12 beginning at 9:00 a.m. for Settlement Conference to be conducted by The Honorable David O. Carter. (Notice sent to USMS). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jm) (paper copy to USMS, emailed to M. Thorusen and D. Bromley and USMS)

03/30/2012	<u>826</u>	RESPONSE re <u>822</u> Status Report filed by Idaho, State of <i>Response to Special Master's Report.</i> (Kubinski, Mark)
03/30/2012	<u>827</u>	RESPONSE re <u>822</u> Status Report filed by Walter D Balla . (Blackman, Allison)
04/03/2012	833	DOCKET TEXT Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 4/3/2012 Continued to 4/4/2012 at 9:30 a.m. (Court Reporter/ESR not recorded.) (so) (Entered: 04/24/2012)
04/04/2012	834	DOCKET TEXT Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 4/4/2012 Continued to 4/5/2012. (Court Reporter/ESR not recorded.) (so) (Entered: 04/24/2012)
04/05/2012	<u>828</u>	ORDER to Transport Prisoner; IDOC to take appropriate measures to transport Barry Search #27413, Lance Wood #31919, and Jesse Ibarra #68605 to 5th Floor in Boise on 4/5/2012 beginning at 8:00 (Notice sent to USMS) for Settlement Conference before Judge David O. Carter. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
04/05/2012	835	Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 4/5/2012 Continued to 4/6/2012. (Court Reporter/ESR not recorded.) (so) (Entered: 04/24/2012)
04/06/2012	836	Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 4/6/2012 Continued to a date to be determined. (Court Reporter/ESR not recorded.) (so) (Entered: 04/24/2012)
04/17/2012	<u>829</u>	OPINION of USCA as to <u>776</u> Notice of Appeal, filed by Idaho, State of. AFFIRMED. (cjm)
04/18/2012	830	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT a second settlement conference shall be conducted in this matter on Tuesday, May 1, 2012, at 8:30 a.m. with The Honorable David O.Carter, United States District Judge for the Central District of California, sitting by special designation; and Susie Headlee. It shall be held at the James A. McClure Federal Building and U.S. Courthouse in Boise, Idaho, Courtroom #1 on the 6th Floor. An Inmate Order of Transport will be issued separately. Signed by Judge B. Lynn Winmill (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by the Court) (sbh).
04/18/2012		Set Deadlines/Hearings: Per Order dkt 830, Settlement Conference set for 5/1/2012 08:30 AM in Boise – Courtroom 1 before Judge David O. Carter. (jm)
04/18/2012	831	DOCKET ENTRY NOTICE AMENDING Hearing (LOCATION ONLY): Settlement Conference set for 5/1/2012 08:30 AM in Boise – Courtroom 3 before Judge David O. Carter. (so)
04/24/2012	<u>832</u>	ORDER to Transport Prisoners; IDOC to take appropriate measures to transport Barry Searcy #27413, Lance Wood #31919, Jesse Ibarra #68605 to Courtroom #3 in Boise on 5/1/2012 beginning at 8:30 AM (Notice sent to USMS). Second Settlement Conference set for 5/1/2012 08:30 AM in Boise – Courtroom 3 before Judge David O. Carter. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)(Emailed to dbromley and mdoan at IDOC by cjm.)
04/24/2012	<u>837</u>	NOTICE of Appearance by Allison M Blackman on behalf of Walter D Balla (Blackman, Allison)
05/01/2012	838	Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 5/1/2012 Continued, ( Settlement Conference set for 5/15/2012 08:30 AM in Boise – Courtroom 1 before Judge David O. Carter.). (Court Reporter/ESR not recorded.) (so) (Entered: 05/02/2012)
05/06/2012	<u>839</u>	ORDER to Transport Prisoners; IDOC to take appropriate measures to transport Barry Searcy #27413, Lance Wood #31919, Jesse Ibarra #68605 to Courtroom #1 in Boise on 5/15/2012 beginning at 8:30 am (Notice sent to USMS). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)(Emailed to dbromley and mdoan at



		IDOC by cjm.) (Entered: 05/07/2012)
05/09/2012	<u>840</u>	MANDATE of USCA as to <u>776</u> Notice of Appeal, filed by Idaho, State of re <u>829</u> Opinion of USCA. (cjm) (Entered: 05/10/2012)
05/11/2012	<u>841</u>	MOTION to Intervene by Movant Michael A Lake. Responses due by 6/4/2012 (cjm)
05/15/2012	<u>842</u>	STIPULATION <i>Stipulated Motion to Modify Injunctive Relief</i> by Walter D Balla. (Prince, Jason)
05/15/2012	<u>843</u>	Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 5/15/2012 Stipulated Motion to Modify Injunctive Relief entered. (Court Reporter/ESR Darlene Smith.) (so) (Entered: 05/18/2012)
05/15/2012	<u>845</u>	Minute Entry for proceedings held before Judge David O. Carter: AMENDING MINUTES: to reflect correct Case Caption <u>843</u> . (Court Reporter/ESR Darlene Smith.) (so) (Entered: 05/22/2012)
05/22/2012	<u>844</u>	REQUEST by Movant Michael Sheridan for Settlement Agreement(cjm)(Mailed Docket Sheet to Mr. Sheridan for case 1:10-cv-00359-EJL by cjm.)
06/04/2012	<u>846</u>	RESPONSE to Motion re <u>841</u> MOTION to Intervene filed by Walter D Balla. Replies due by 6/21/2012.(Blackman, Allison)
06/04/2012	<u>847</u>	Transcript of Proceedings held on 5/15/2012 (Settlement Conference) before Judge David O. Carter. Court Reporter/Transcriber NW Transcripts, LLC, Telephone number 208-989-3455. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 6/28/2012. Redacted Transcript Deadline set for 7/9/2012. Release of Transcript Restriction set for 9/7/2012.(cjm)
06/04/2012	<u>848</u>	Notice of Filing of Official Transcript (cjm)
06/11/2012	<u>849</u>	ORDER granting in the form <u>842</u> Stipulated Motion to Modify Injunctive Relief filed by Walter D Balla. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (dks)
06/13/2012	<u>850</u>	STIPULATION <i>to Appoint Class Representatives</i> by Walter D Balla. (Blackman, Allison) Modified on 6/13/2012 to edit text per filing party and NEF regenerated (cjm).
06/15/2012	<u>851</u>	DOCKET ENTRY ORDER – As agreed upon by the parties, IT IS HEREBY ORDERED THAT a site visit will be held on Monday, July 30, 2012 at Idaho State Correctional Institution (ISCI). Attending will be The Honorable David O. Carter, United States District Court for the Central District of California, and Susie Headlee, the Court's ADR/Pro Bono Director. The site visit will begin at 9:00 a.m. at ISCI. Signed by Judge David O. Carter (sbh).
06/15/2012	<u>852</u>	NOTICE of Interlocutory Appeal by Movant Michael A Lake re <u>849</u> Order re <u>842</u> Stipulated Motion to Modify Injunctive Relief (Attachments: # <u>1</u> Motion for Appointment of Counsel, # <u>2</u> Affidavit of Santisteven, # <u>3</u> Affidavit of Kruger, # <u>4</u> Affidavit of Lake, # <u>5</u> Affidavit of Wolf, # <u>6</u> Exhibit 1, # <u>7</u> Exhibit 2)(cjm)
06/15/2012	<u>854</u>	NOTICE OF INTERLOCUTORY APPEAL as to <u>849</u> Order, by Michael A Lake. (Notice sent to Court Reporter & 9th Cir) (Attachments: # <u>1</u> Motion for Appointment of Counsel, # <u>2</u> Affidavit of David Santistevan, # <u>3</u> Affidavit of R. Hans Kruger, # <u>4</u> Affidavit of Michael Lake, # <u>5</u> Affidavit of J.J. Wolf, # <u>6</u> Exhibit 1, # <u>7</u> Exhibit 2)(krb)(12-35541) (Entered: 06/28/2012)
06/28/2012	<u>853</u>	ORDER denying <u>841</u> Motion to Intervene, denying <u>852</u> Motion to Stay. The Clerk of Court shall re-docket Michael A. Lakes Interlocutory Appeal and Motion to Stay (Dkt. 852) as a Notice of Appeal such that the Court of Appeals for the Ninth Circuit shall receive notice of this document. The filing date of the Notice shall be June 15, 2012.. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (krb)

06/29/2012	<u>855</u>	USCA Case Number 12-35541 for <u>854</u> Notice of Interlocutory Appeal, filed by Michael A Lake. (cjm) (Entered: 07/02/2012)
07/02/2012	<u>856</u>	USCA Scheduling Order as to <u>854</u> Notice of Interlocutory Appeal, filed by Michael A Lake. (Notice sent by e-mail to Court Reporter) (cjm)
07/05/2012	<u>857</u>	MOTION for Attorney Fees Allison M Blackman appearing for Plaintiff Walter D Balla. Responses due by 7/30/2012 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Affidavit Declaration of Jason Prince, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J)(Blackman, Allison)
07/19/2012	<u>858</u>	ORDER adopting <u>850</u> Stipulation to Appoint Class Representatives. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
07/20/2012	<u>859</u>	STIPULATION <i>Stipulated Motion to Appoint Class Representatives</i> by Walter D Balla. (Blackman, Allison)
07/25/2012	<u>860</u>	ORDER APPOINTING CLASS REPRESENTATIVES granting <u>859</u> Stipulation. Keith Brown (inmate number 18291), John Maynard (inmate number 54248), and Albert Pete Veenstra (inmate number 21864) shall join current class representatives Barry Searcy (inmate number 27413) and Lance Wood (inmate number 31919) in serving as class representatives in this case. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
07/30/2012	<u>861</u>	RESPONSE to Motion re <u>857</u> MOTION for Attorney Fees filed by Idaho, State of. Replies due by 8/16/2012. (Attachments: # <u>1</u> Affidavit Kevin Burnett)(Kubinski, Mark)
08/13/2012	<u>862</u>	REPLY to Response to Motion re <u>857</u> MOTION for Attorney Fees filed by Walter D Balla. (Attachments: # <u>1</u> Second Declaration of Jason E. Prince, # <u>2</u> Exhibit A)(Blackman, Allison)
11/16/2012	<u>863</u>	STIPULATION re <u>842</u> Stipulation <i>Stipulation to Extend Deadline re Dkt. 842</i> by Walter D Balla. (Blackman, Allison)
11/20/2012	<u>864</u>	DOCKET ENTRY ORDER granting the parties' Stipulation to Extend Deadline Re: Dkt. 842. <u>863</u> The new deadline for execution of Addenda A and B is February 13, 2013. Signed by Judge B. Lynn Winmill. (cd)
12/13/2012	<u>865</u>	ORDER of USCA as to <u>854</u> Notice of Interlocutory Appeal, filed by Michael A Lake (krb) (Entered: 12/17/2012)
01/07/2013	<u>866</u>	MANDATE of USCA as to <u>854</u> Notice of Interlocutory Appeal, filed by Michael A Lake (krb) (Entered: 01/08/2013)
02/08/2013	<u>867</u>	MEMORANDUM DECISION AND ORDER granting in part and denying in part <u>857</u> Motion for Attorney Fees. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (krb)
02/13/2013	<u>868</u>	STIPULATION re 864 Order <i>Stipulation to Extend Deadline Re Dkt. 864</i> by Walter D Balla. (Prince, Jason)
02/14/2013	<u>869</u>	DOCKET ENTRY ORDER granting the parties' Stipulation to Extend Deadline Re: Dkt. 864. <u>868</u> The new deadline for execution of Addenda A and B is April 15, 2013. Signed by Judge B. Lynn Winmill. (cd)
03/22/2013	<u>870</u>	MOTION Remove Class Representative ( <i>Unopposed</i> ) Jason Emerson Prince appearing for Plaintiff Walter D Balla. Responses due by 4/15/2013 (Prince, Jason)
04/15/2013	<u>871</u>	STIPULATION re 869 Order <i>Third Stipulation to Extend Deadline</i> by Walter D Balla. (Blackman, Allison)
04/16/2013	<u>872</u>	ORDER granting <u>870</u> Motion Unopposed Motion to Remove Class Representative Lance Wood, granting <u>871</u> Third Stipulation to Extend Deadline. The new deadline for execution of Addenda A and B is May 8, 2013. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the

		Notice of Electronic Filing (NEF) by (krb)
04/17/2013	873	DOCKET TEXT ORDER. IT IS ORDERED that, pursuant to the parties' Third Stipulation to Extend Deadline (Dkt. 871), the new deadline for execution of Addenda A and B will be extended to June 17, 2013, superseding the deadline set in Dkt. 872. Signed by Judge B. Lynn Winmill. (jd)
04/30/2013	874	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT a continuation of the settlement conference previously held shall be conducted on Wednesday, May 8, 2013 at the James A. McClure Federal Building and U.S. Courthouse in Boise, Idaho. The settlement conference shall be held on the 6th Floor, Courtroom #1, to determine the unresolved aspects of Appendices A and B of the modified compliance plan. An order of transport will be issued separately. Signed by Judge David O. Carter (sbh).
05/01/2013		Set Hearings: Settlement Conference set for 5/8/2013 08:30 AM in Boise – Courtroom 1 before Judge David O. Carter. Per Order dkt #874.(cjm)
05/01/2013	<u>875</u>	ORDER TO TRANSPORT PRISONERS. IDOC shall take appropriate measures to transport Barry Searcy, John Maynard, Albert (Pete) Veenstra III, and Keith Brown to Courtroom #1 on the 6th Floor, Boise, ID on 5/8/2013 beginning at 8:30 a.m. (Notice sent to USMS). The Clerk of Court shall provide notice to the following additional individuals by email and to the U.S. Marshals Service. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
05/01/2013	<u>876</u>	CERTIFICATE OF SERVICE by Clerk of Court of emailing <u>875</u> Order to Transport Prisoners to vbates, sthompso, and jcash. Hard copy to USM. (cjm)
05/08/2013	878	DOCKET TEXT Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 5/8/2013. Settlement Conference Continued. Time in Court 6 hrs 30 min. (Court Reporter/ESR Tiffany Fisher.) (so) (Entered: 05/28/2013)
05/16/2013	<u>877</u>	NOTICE by Walter D Balla <i>Notice of Withdrawal of Attorney Allison Blackman</i> (Blackman, Allison)
05/16/2013		NOTICE TO COURT that counsel Allison Blackman wishes to no longer be noticed electronically on this case as of the date of this notice. (Blackman, Allison)
05/28/2013		NOTICE TO COURT that counsel Bradley J. Dixon wishes to no longer be noticed electronically on this case as of the date of this notice. (Dixon, Bradley)
05/28/2013	<u>879</u>	SEALED ORDER re Settlement Stipulation. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
06/19/2013	<u>880</u>	STIPULATION re 873 Order, <i>Fourth Stipulation to Extend Deadline re Dkt. 873</i> by Walter D Balla. (Prince, Jason)
07/09/2013	<u>881</u>	STIPULATION <i>For Protective Order</i> by Walter D Balla. (Watkins, Elijah)
07/12/2013	<u>882</u>	PROTECTIVE ORDER granting <u>881</u> Stipulation for Protective Order. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
07/12/2013	<u>883</u>	ORDER re <u>880</u> Stipulation. The new deadline for execution of Addenda A and B will be extended to 9/20/2013. (Case Management Deadline set.). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
07/12/2013	884	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT a continuation of the settlement conference previously held on May 8, 2013 shall be conducted on Tuesday, August 6, 2013 at 8:30 a.m. at the James A. McClure Federal Building and U.S. Courthouse in Boise, Idaho. The settlement conference shall be held on the 6th Floor, Courtroom #1, to finalize the unresolved aspects of Appendices A and B of the modified compliance plan as well as to discuss the issue on Continuing Care. An order of transport will be issued separately. Signed by Judge David O. Carter (sbh).
07/15/2013		Reset Hearings: re: 884 DOCKET ENTRY ORDER Settlement Conference set for 8/6/2013 08:30 AM in Boise – Courtroom 1 before Judge David O. Carter. (krb)

07/16/2013	<u>885</u>	MOTION Unopposed Motion to Remove Class Representative Barry Searcy and Appoint a Class Representative Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 8/9/2013 (Watkins, Elijah)
07/16/2013	<u>886</u>	ORDER to Transport ; IDOC to take appropriate measures to transport John Maynard, Albert Veenstra and Keith Brown to Courtroom #1 on 8/6/2013 beginning at 8:00 a.m. (Notice sent to USMS). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (krb) (Entered: 07/19/2013)
07/22/2013	<u>887</u>	MOTION for Reinstatement of Class Representative. Responses due by 8/15/2013 (Attachments: # <u>1</u> Cover Sheet, # <u>2</u> Affidavit of Alan Brandt)(krb) (Entered: 07/23/2013)
07/22/2013	<u>888</u>	NOTICE for Hearing and Transport by Alan Lee Brandt (krb) (Entered: 07/23/2013)
07/26/2013	<u>889</u>	ORDER to Transport ; IDOC to take appropriate measures to transport John Maynard, Albert (Pete) Veenstra, Keith Brown, Kent Ellis and Barry Searcy to Courtroom #1 on 8/6/2013 beginning at 7:30 am (Notice sent to USMS). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (krb)
08/06/2013	<u>890</u>	ORDER granting in part and denying in part <u>885</u> Motion to Remove Class Representative Barry Searcy and Appoint a Class Representative for Reinstatement as a Class Representative; denying <u>887</u> Motion to Remove Calss Representative Barry Searcy and Appoint a Class Representative for Reinstatement as a Class Representative. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (krb)
08/06/2013	<u>892</u>	<a href="#">Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference/In-Court Hearing held on 8/6/2013. Hearing held to finalize unresolved aspects of Appendices A and B of the modified compliance plan and to discusee the issue on Continuing Care. Second in person hearing will be held Thursday, 8/8/2013, to discuss issue of Unit 16. Time in Court 5 hours 20 minutes. (Court Reporter/ESR Christine Rhodes.) (cjm) (Entered: 08/14/2013)</a>
08/08/2013	891	DOCKET ENTRY NOTICE of Hearing: In-person Conference set for 8/8/2013 12:00 PM in Boise – Courtroom 1 before Judge David O. Carter. (so)
08/08/2013		NOTICE TO COURT that counsel Jason Prince wishes to no longer be noticed electronically on this case as of the date of this notice. (Prince, Jason)
08/08/2013		NOTICE TO COURT that counsel Bradley J. Dixon wishes to no longer be noticed electronically on this case as of the date of this notice. (Dixon, Bradley)
08/08/2013	<u>894</u>	<a href="#">Minute Entry for proceedings held before Judge David O. Carter: Status Conference held on 8/8/2013. (Court Reporter/ESR Christie Valcich.) (krb) (Entered: 09/11/2013)</a>
08/22/2013	<u>893</u>	Letter from Alan Brandt (docket sheet sent to Mr. Brandt)(krb)
09/26/2013	<u>895</u>	STIPULATION re <u>883</u> Order, Set Deadlines/Hearings,, <i>Fifth Stipulation to Extend Deadline</i> by Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. (Watkins, Elijah)
10/03/2013	<u>896</u>	Letter from John Warren (copy of dkt 788 mailed to Mr Warren)(jp) (Entered: 10/04/2013)
10/15/2013	<u>897</u>	MEMORANDUM DECISION AND ORDER (SEALED), The Court's rulings leave a few loose ends that should be resolved in the update that the parties must file within ten days of this Order. The parties should include the revised Addenda A & B in that update, either in final form or a draft if the revisions are not yet complete. ( Case Management deadline set for 10/25/2013) Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) Modified on 10/15/2013 to seal (jp).
10/18/2013	<u>898</u>	Interim MOTION for Attorney Fees <i>and Costs</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla, Personal Representatives Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. Responses due by 11/12/2013 (Watkins, Elijah)



10/22/2013	<u>899</u>	NOTICE by Walter D Balla <i>Notice of Withdrawal of Jason E. Prince</i> (Prince, Jason)
10/24/2013	<u>900</u>	NOTICE by Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III re <u>849</u> Order, <u>842</u> Stipulation, <u>897</u> Memorandum Decision, <i>of Disaffirmance and Proceeding Under Protest Re: Court's Ordered Addenda A and B Injunctive Relief</i> (Watkins, Elijah) Modified on 10/24/2013 to seal at the filer's request (jp).
10/24/2013	<u>901</u>	ERRATA by Plaintiff Walter D Balla, Personal Representatives Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III re <u>900</u> Notice (Other), <i>Amended Certificate of Service of Document 900</i> . (Watkins, Elijah)
10/25/2013	<u>902</u>	Sealed Document Re: <u>897</u> Memorandum Decision, Set Deadlines/Hearings,,, <i>Joint</i> . (Attachments: # <u>1</u> Exhibit Exhibit 1–Addendum A, # <u>2</u> Exhibit Exhibit 2–Addendum B)(Kubinski, Mark)
10/25/2013	<u>903</u>	NOTICE by Idaho, State of re <u>902</u> Sealed Document <i>Certificate of Service</i> (Kubinski, Mark)
11/01/2013	<u>904</u>	ORDER TO RESPONSE FOR FILING, re <u>897</u> Memorandum Decision and Order, and <u>900</u> Notice. The Court ORDERS IDOC to respond to the Notice on or before November 5, 2013. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
11/05/2013	<u>905</u>	RESPONSE re <u>900</u> Notice (Other), filed by Idaho, State of . (Attachments: # <u>1</u> Affidavit Zahn Affidavit Supporting Response, # <u>2</u> Exhibit Exhibits A through F to Zahn Affidavit)(Zahn, Colleen)
11/07/2013	<u>906</u>	MOTION for Extension of Time to File Response/Reply as to <u>898</u> Interim MOTION for Attorney Fees <i>and Costs Unopposed</i> Mark Alan Kubinski appearing for Defendant Idaho, State of. Responses due by 12/2/2013 (Kubinski, Mark)
11/07/2013	<u>907</u>	SUPPLEMENT by Plaintiff Walter D Balla, Personal Representatives Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III re <u>900</u> Notice (Other), <u>905</u> Response(generic) to <i>Plaintiffs' Notice of Disaffirmance and Proceeding Under Protest Re: Court's Ordered Addenda A and B Injunctive Relief</i> . (Watkins, Elijah)
11/08/2013	908	DOCKET ENTRY ORDER – Pending before the Court is Defendant's unopposed Motion <u>906</u> for an Extension of Time to respond to Plaintiff's interim fee request. The Court having considered the pleadings shall grant the Motion. NOW THEREFORE, IT IS HEREBY ORDERED THAT the response shall be filed on or before December 3, 2013. Signed by Judge B. Lynn Winmill (sbh).
11/13/2013	<u>909</u>	NOTICE of Appearance by William C Pooser on behalf of Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III (Pooser, William)
11/26/2013	<u>910</u>	STIPULATION re <u>898</u> Interim MOTION for Attorney Fees <i>and Costs Joint Stipulation</i> by Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. (Watkins, Elijah)
11/26/2013	<u>911</u>	SEALED Transcript of Proceedings held on 8/6/2013 (Settlement Conference) before Judge David O. Carter. Court Reporter/Transcriber Tucker & Associates, Telephone number 208–345–3704. This transcript is not available to the general public and as such is sealed.(cjm) (Entered: 11/27/2013)
11/26/2013	<u>913</u>	SEALED Transcript of Proceedings held on 8/8/2013 (Settlement Conference) before Judge David O. Carter. Court Reporter/Transcriber Tucker & Associates, Telephone number 208–345–3704. This transcript is not available to the general public and as such is sealed.(cjm) (Entered: 11/27/2013)
11/27/2013	912	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT the Minutes <u>892</u> <u>894</u> of the closed settlement conference conducted on August 6 and 8, 2013, should reflect that the Transcripts in this case shall be placed under seal and remain sealed unless instructed otherwise by Order of the Court. Signed by Judge David O. Carter (sbh).

11/27/2013	<u>914</u>	Notice of Filing of Official Transcript (cjm)
12/06/2013	<u>915</u>	SEALED REVISED Transcript of Proceedings held on 8/6/13 before Judge David O. Carter. Court Reporter/Transcriber Christine E. Rhodes, Telephone number (208) 345-3704. (re <u>911</u> )(jp)
12/09/2013	<u>916</u>	MOTION for Relief <i>Partial Relief from October 15, 2013 Memorandum Decision and Order</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla, Personal Representatives Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. Responses due by 1/2/2014 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration of Barry Searcy, # <u>3</u> Exhibit D to Searcy Declaration, # <u>4</u> Exhibit E to Searcy Declaration, # <u>5</u> Exhibit F to Searcy Declaration)(Watkins, Elijah)
12/10/2013	<u>917</u>	ORDER GRANTING JOINT STIPULATION RE PLAINTIFFS REQUEST FOR INTERIM ATTORNEYS FEES AND COSTS granting <u>898</u> Joint Stipulation for Plaintiff's Request for Interim Attorneys' Fees. IT IS HEREBY ORDERED that Plaintiffs be awarded \$64,115.59 in costs and fees, to be paid no later than 30 days from the date of the Order. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
01/02/2014	<u>918</u>	RESPONSE to Motion re <u>916</u> MOTION for Relief <i>Partial Relief from October 15, 2013 Memorandum Decision and Order</i> filed by Idaho, State of. Replies due by 1/21/2014. (Attachments: # <u>1</u> Affidavit of Mark Kubinski, # <u>2</u> Exhibit Exhibits A – D to Affidavit of Mark Kubinski)(Zahn, Colleen)
01/09/2014	<u>919</u>	NOTICE by Walter D Balla <i>Of Withdrawal of Attorney J. Walter Sinclair</i> (Sinclair, J)
01/09/2014		NOTICE TO COURT that counsel J. Walter Sinclair wishes to no longer be noticed electronically on this case as of the date of this notice. (Sinclair, J)
01/21/2014	<u>920</u>	REPLY to Response to Motion re <u>916</u> MOTION for Relief <i>Partial Relief from October 15, 2013 Memorandum Decision and Order</i> filed by Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D)(Watkins, Elijah)
03/27/2014	921	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT an in-person status conference shall be held with counsel only on Tuesday, April 1, 2014 at 1:30 p.m., Courtroom #2, 6th Floor of the James A. McClure Federal Building and U.S. Courthouse in Boise, Idaho. Signed by Judge David O. Carter (sbh).
03/27/2014		Set/Reset Hearings: Per Order dkt 921, Status Conference set for 4/1/2014 01:30 PM in Boise – Courtroom 2 before Judge David O. Carter. (jp)
03/28/2014	<u>922</u>	ORDER OF REFERRAL Plaintiff's Motion for Partial Relief from the 10/15/13 Order (Dkt. <u>916</u> ) is REFERRED to The Honorable David O. Carter, United States District Judge for the Central District of California, sitting by special designation. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
04/01/2014	<u>923</u>	SEALED Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 4/1/2014 Time in Court 1 hour, 20 minutes. (jp) (Entered: 04/07/2014)
04/07/2014	<u>924</u>	SEALED ORDER. Signed by Judge David O. Carter. (jp)
05/27/2014	925	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT a continuation of the Settlement Conference shall be held in this matter on Thursday, June 5, 2014 at 9:00 a.m. at the Idaho State Correctional Institute (ISCI) in Boise, Idaho. A separate sealed order will be issued outlining discussion topics. Signed by Judge David O. Carter (sbh).
05/27/2014	<u>926</u>	MOTION to Seal Document <i>Confidential Modified Compliance Plan Documents Pursuant to Stipulation</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla, Personal Representatives Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. Responses due by 6/20/2014 (Watkins, Elijah)

05/27/2014	<u>927</u>	NOTICE by Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III re <u>849</u> Order, <u>842</u> Stipulation of Execution and Filing of Modified Compliance Plans (Watkins, Elijah) (1 sealed binder & disk/ 1 public binder & disk received– on shelf in Clerk's office–jp).
06/05/2014	<u>928</u>	ORDER ON MOTION FOR PARTIAL RELIEF from October 15, 2013 Memorandum Decision, re <u>916</u> Motion for Relief. The Court hereby STRIKES from the October 15, 2013 Order any order that the monitoring period begin. The monitoring period specified in the Stipulated Motion shall begin on the date that the presiding Court enters an order incorporating the Addenda into the June 11, 2012, Order. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (Entered: 06/06/2014)
06/05/2014	<u>929</u>	Minute Entry for proceedings held before Judge David O. Carter: Settlement Conference held on 6/5/2014. Time in Court 7 hours 50 minutes. Stipulated proposed orders are to be provided to the Court on June 6, 2014. (jp) (Entered: 06/06/2014)
06/06/2014	<u>930</u>	ORDER RE NOTICE OF EXECUTIONS OF MODIFIED COMPLIANCE PLANS, re <u>849</u> Order, <u>842</u> Stipulation. The parties' Notice of Execution is GRANTED and the Modified Compliance Plans are hereby expressly incorporated into this Court's June 11, 2012 Order (Dkt. <u>849</u> ) pursuant to §§ 4.1(a)(4), (b)(3) of the Stipulated Motion. (Dkt. <u>842</u> at §§ 4.1(a)(4), (b)(3).) Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
06/10/2014	<u>931</u>	MOTION to Amend/Correct <u>926</u> MOTION to Seal Document <i>Confidential Modified Compliance Plan Documents Pursuant to Stipulation Exhibit A to DKT 926</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla, Personal Representatives Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. Responses due by 7/7/2014 (Watkins, Elijah)
06/10/2014	<u>932</u>	Joint MOTION to Amend/Correct <u>927</u> Notice (Other), Colleen D Zahn appearing for Defendant Idaho, State of. Responses due by 7/7/2014 (Zahn, Colleen)
06/10/2014	<u>933</u>	RESPONSE to Motion re <u>931</u> MOTION to Amend/Correct <u>926</u> MOTION to Seal Document <i>Confidential Modified Compliance Plan Documents Pursuant to Stipulation Exhibit A to DKT 926</i> , <u>926</u> MOTION to Seal Document <i>Confidential Modified Compliance Plan Documents Pursuant to Stipulation</i> filed by Idaho, State of. Replies due by 6/27/2014.(Zahn, Colleen)
06/12/2014	<u>934</u>	ORDER Plaintiffs' Motions (Dkts. <u>926</u> and <u>931</u> ) are GRANTED. The documents referenced herein on Exhibit A hereto are SEALED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
06/12/2014	<u>935</u>	ORDER the Parties' Motion <u>927</u> is GRANTED and that the Court's June 6, 2014 Order (Dkt. <u>930</u> ) incorporating the Modified Compliance Plans into this Court's June 11, 2012 Order Dkt. <u>849</u> ) is hereby amended to remove certain documents from the MCPs. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
06/13/2014	<u>936</u>	Letter from Alan Brandt (dkt sheet from dkt 894 to present mailed to Mr. Brandt)(jp)
08/22/2014	<u>937</u>	STIPULATION re <u>867</u> Order on Motion for Attorney Fees, <i>Joint Stipulation for Plaintiff's Requested Interim Attorneys Fees and Costs</i> by Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. (Watkins, Elijah)
09/09/2014	<u>938</u>	ORDER APPROVING JOINT STIPULATION FOR PLAINTIFFS REQUESTED INTERIM ATTORNEYSFEES AND COSTS re <u>937</u> Stipulation. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjm)
10/09/2014	939	DOCKET ENTRY ORDER – Pending before the Court is the Joint Motion to Amend/Correct <u>932</u> filed June 10, 2014. With the filing of this Court's Order <u>935</u> filed June 12, 2014, the pending Motion <u>932</u> is deemed moot. Signed by Judge B. Lynn Winmill (sbh).

11/25/2014	940	DOCKET ENTRY ORDER – IT IS HEREBY ORDERED THAT a continuation of the Settlement Conference shall be held in this matter on Thursday, January 29, 2015 at 10:00 a.m. at the Idaho State Correctional Institute (ISCI) in Boise, Idaho. Signed by Judge David O. Carter (sbh).
11/26/2014		Set/Reset Hearings: Per Order dkt 940, a continuation of the Settlement Conference set for 1/29/2015 10:00 AM in Other (ISCI) before Judge David O. Carter. (jp)
01/28/2015	<u>941</u>	STIPULATION re <u>849</u> Order, <i>Joint Stipulation to Remove Class Representative Veenstra and Appoint Class Representative</i> by Walter D Balla, Keith A Brown, Kent Ellis, John Maynard, Barry Searcy, Albert Pete Veenstra, III. (Watkins, Elijah)
01/29/2015	<u>942</u>	ORDER Granting Joint Stipulation to Remove Class Representative Albert Pete Veenstra and Appoint Class Representatives, re <u>941</u> Stipulation. David Johnson (inmate number 82887) will replace Alberta Pete Veenstra as Class Representative and that Kenneth Workman (inmate number 61342) is appointed as the sixth Class Representative. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
01/29/2015	<u>943</u>	<b>SEALED Minute Entry for sealed proceedings held before Judge David O. Carter held on 1/29/2015. Time in Court 6 hours, 9 minutes, Document sealed. (Court Reporter/ESR Susie Boring–Headlee.) (jp) (Main Document 943 replaced on 2/5/2015 to correct date of hearing) (so). (Entered: 02/02/2015)</b>
03/13/2015	<u>944</u>	STIPULATION <i>for appointment of special master</i> by Idaho, State of. (Kubinski, Mark)
03/13/2015	<u>945</u>	AFFIDAVIT of Susie Headlee to the Stipulation filed by the Parties, re <u>944</u> . (jp)
03/13/2015	<u>946</u>	CERTIFICATE OF SERVICE re <u>945</u> Affidavit of Susie Headlee (jp)
03/25/2015	<u>947</u>	ORDER re <u>944</u> Stipulation for Special Master. The Stipulation (docket no. 944) is APPROVED, and Susie Boring–Headlee is appointed as a special master in this case. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
04/14/2015	<u>948</u>	STIPULATION re <u>943</u> Settlement Conference, Document Sealed,, <i>Joint Stipulation Outlining the Parties' Agreements from the January 29, 2015 Hearing</i> by Walter D Balla. (Watkins, Elijah)
04/14/2015	<u>949</u>	Sealed Document Re: <u>948</u> <i>Stipulation Areas of Discussion during Judge Carter's January 29, 2015 Visit to ISCI.</i> (Watkins, Elijah)
04/23/2015	<u>950</u>	ORDER Granting Joint Stipulation Outlining the Parties' Agreements from the January 29, 2015 Hearing, re <u>948</u> Stipulation. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
05/08/2015	<u>951</u>	<b>Minute Entry for proceedings held before Judge David O. Carter: Status Conference held on 5/8/2015, ( Evidentiary Hearing set for 7/22/2015 09:00 AM in Boise – Courtroom 1 before Judge David O. Carter., Evidentiary Hearing set for 7/23/2015 09:00 AM in Boise – Courtroom 1 before Judge David O. Carter.) (jp) Modified on 5/11/2015 to indicate evidentiary hearing (jp). (Entered: 05/11/2015)</b>
05/08/2015		Set Deadlines/Hearings: Per Minutes dkt 951, Plaintiffs will file its opening brief on 6/22/15: Case Management deadline set for 6/22/2015. (jp) (Entered: 05/11/2015)
05/19/2015	<u>952</u>	<b>WITHDRAWN</b> – NOTICE by Walter D Balla <i>Plaintiff's Notice of Deposition of Brian Farris</i> (Watkins, Elijah) Withdrawn on 5/20/2015 per Dkt. <u>954</u> (cjs).
05/19/2015	<u>953</u>	<b>WITHDRAWN</b> – WITHDRAWAL OF DOCUMENT re: <u>952</u> Notice (Other) filed by Walter D Balla. (Watkins, Elijah) Withdrawn on 5/20/2015 per Dkt. <u>954</u> (cjs).
05/20/2015		<b>CORRECTIVE ENTRY</b> – The entry docket number <u>953</u> <b>Withdrawal of a document filed by Walter D Balla was filed incorrectly in this case as a duplicate document of Docket 952 was filed instead of a withdrawal document. The filing party shall re-submit their correct filing.</b> (cjs)



05/20/2015	<u>954</u>	WITHDRAWAL OF DOCUMENT re: <u>953</u> Withdrawal of a document filed by Walter D Balla, <u>952</u> Notice (Other) filed by Walter D Balla. (Watkins, Elijah)
06/22/2015	<u>955</u>	MOTION for Leave to File <i>Plaintiffs' Motion for Leave to File Overlength Brief</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 7/16/2015 (Watkins, Elijah)
06/22/2015	<u>956</u>	MOTION for Sanctions <i>Plaintiffs' Motion for Sanctions or, In the Alternative, Contempt</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 7/16/2015 (Attachments: # <u>1</u> Memorandum in Support Plaintiffs' Memorandum in Support of Motion for Sanctions or, In the Alternative, Contempt, # <u>2</u> Affidavit Declaration of Elijah M. Watkins in Support of Motion for Sanctions or, In the Alternative, Contempt, # <u>3</u> Exhibit Exhibit A to Watkins Declaration, # <u>4</u> Exhibit Exhibit B to Watkins Declaration, # <u>5</u> Exhibit Exhibit C to Watkins Declaration, # <u>6</u> Exhibit Exhibit D to Watkins Declaration, # <u>7</u> Exhibit Exhibit E to Watkins Declaration, # <u>8</u> Exhibit Exhibit F to Watkins Declaration, # <u>9</u> Exhibit Exhibit G to Watkins Declaration, # <u>10</u> Exhibit Exhibit H to Watkins Declaration, # <u>11</u> Exhibit Exhibit I to Watkins Declaration, # <u>12</u> Exhibit Exhibit J to Watkins Declaration, # <u>13</u> Exhibit Exhibit K to Watkins Declaration, # <u>14</u> Exhibit Exhibit L to Watkins Declaration, # <u>15</u> Exhibit Exhibit M to Watkins Declaration, # <u>16</u> Exhibit Exhibit N to Watkins Declaration, # <u>17</u> Exhibit Exhibit O to Watkins Declaration, # <u>18</u> Exhibit Exhibit P to Watkins Declaration)(Watkins, Elijah)
06/22/2015	<u>957</u>	MOTION to Take Judicial Notice <i>Plaintiffs' Request for Judicial Notice</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 7/16/2015 (Attachments: # <u>1</u> Exhibit Exhibit 1 to Plaintiffs' Request for Judicial Notice, # <u>2</u> Exhibit Exhibit 2 to Plaintiffs' Request for Judicial Notice, # <u>3</u> Exhibit Exhibit 3 to Plaintiffs' Request for Judicial Notice, # <u>4</u> Exhibit Exhibit 4 to Plaintiffs' Request for Judicial Notice, # <u>5</u> Exhibit Exhibit 5 to Plaintiffs' Request for Judicial Notice)(Watkins, Elijah)
07/02/2015	958	DOCKET ENTRY ORDER granting <u>955</u> Motion for Leave to File. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (dm)
07/06/2015	<u>959</u>	ERRATA by Plaintiff Walter D Balla re <u>956</u> MOTION for Sanctions <i>Plaintiffs' Motion for Sanctions or, In the Alternative, Contempt</i> . (Attachments: # <u>1</u> Errata)(Watkins, Elijah)
07/07/2015	<u>960</u>	ORDER to Transport ; IDOC to take appropriate measures to transport Barry Searcy, David Johnson, Ken Ellis, Keith Brown, John Maynard, and Kenneth Workman to Courtroom #1 on 7/22/15 and 7/23/15 beginning at 8:30 a.m. (Notice sent to USMS). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)(cc: mdoan@idoc.idaho.gov, vbates@idoc.gov, S Booth, H Moore, P Thompson, D Simpson by jp)
07/13/2015	<u>961</u>	ORDER of Transport for Inmate David Johnson; IDOC to take appropriate measures to transport David Johnson to Courtroom 1 on 7/23/15 beginning immediately following the end of his parole hearing at ISCI (Notice sent to USMS). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (cc: mdoan@idoc.idaho.gov, vbates@idoc.gov, S Booth, H Moore, P Thompson, D Simpson by jp)
07/13/2015	<u>962</u>	RESPONSE to Motion re <u>956</u> MOTION for Sanctions <i>Plaintiffs' Motion for Sanctions or, In the Alternative, Contempt</i> filed by Idaho, State of. Replies due by 7/30/2015. (Attachments: # <u>1</u> Affidavit Affidavit of Colleen D. Zahn, # <u>2</u> Exhibit A to Affidavit of Colleen D. Zahn, # <u>3</u> Exhibit Exhibit B to Affidavit of Colleen D. Zahn, # <u>4</u> Affidavit Affidavit of Mark A. Kubinski, # <u>5</u> Exhibit Exhibit A to Affidavit of Mark A. Kubinski, # <u>6</u> Affidavit Affidavit of Kristy Bobish–Thompson, # <u>7</u> Affidavit Affidavit of Dr. Richard Craig, # <u>8</u> Exhibit Exhibit A to Affidavit of Dr. Richard Craig, # <u>9</u> Affidavit Affidavit of Shell Wamble–Fisher, # <u>10</u> Exhibit Exhibit A to Affidavit of Shell Wamble–Fisher)(Zahn, Colleen)
07/13/2015	<u>963</u>	Sealed Document Re: <u>962</u> Response to Motion,, <i>Exhibit B to Affidavit of Shell Wamble–Fisher</i> . (Attachments: # <u>1</u> Exhibit Exhibit C to Affidavit of Shell



		Wamble–Fisher, # <u>2</u> Exhibit Exhibit D to the Affidavit of Shell Wamble–Fisher)(Zahn, Colleen)
07/13/2015	<u>964</u>	Sealed Document Re: <u>962</u> Response to Motion,,, <i>Affidavit of Ryan Valley</i> . (Zahn, Colleen)
07/13/2015	<u>965</u>	Sealed Document Re: <u>964</u> Sealed Document <i>Exh A–1 to Valley Aff.</i> (Attachments: # <u>1</u> Exhibit Exh A–2 to Valley Aff, # <u>2</u> Exhibit Exh A–3 to Valley Aff)(Zahn, Colleen) (Entered: 07/14/2015)
07/13/2015	<u>969</u>	ORDER CHANGING TIME OF EVIDENTIARY HEARING AND REVISED ORDER OF TRANSPORT re <u>951</u> ( Evidentiary Hearing <b>RESET</b> for 7/22/2015 08:00 AM in Boise – Courtroom 1 before Judge David O. Carter., Evidentiary Hearing <b>RESET</b> for 7/23/2015 08:00 AM in Boise – Courtroom 1 before Judge B. Lynn Winmill). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) cc: mdoan@idoc.idaho.gov, vbates@idoc.gov, S Booth, H Moore, P Thompson, D Simpson by jp) (Entered: 07/14/2015)
07/14/2015	<u>966</u>	Sealed Document Re: <u>964</u> Sealed Document <i>Exh B to Valley Aff.</i> (Zahn, Colleen)
07/14/2015	<u>967</u>	Sealed Document Re: <u>964</u> Sealed Document <i>Exh C–1 to Valley Aff.</i> (Attachments: # <u>1</u> Exhibit Exh C–2 to Valley Aff, # <u>2</u> Exhibit Exh C–3 to Valley Aff)(Zahn, Colleen)
07/14/2015	<u>968</u>	Sealed Document Re: <u>964</u> Sealed Document <i>Exh D–1 to Valley Aff.</i> (Attachments: # <u>1</u> Exhibit Exh D–2 to Valley Aff, # <u>2</u> Exhibit Exh D–3 to Valley Aff)(Zahn, Colleen)
07/14/2015	<u>970</u>	<b>Minute Entry for proceedings held before Judge David O. Carter: Telephonic Status Conference held on 7/14/2015. (jp)</b>
07/16/2015	<u>971</u>	ORDER REFERRING MOTIONS TO JUDGE DAVID O. CARTER, Sitting by Designation. Plaintiffs' Motion for Sanctions (Dkt. <u>956</u> ) and Motion to Take Judicial Notice (Dkt. <u>957</u> ) are hereby referred to the Honorable David O. Carter, United States District Judge for the Central District of California, sitting by designation. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
07/20/2015		Set Hearings pursuant to Order <u>969</u> : Evidentiary Hearing reset for 7/22/2015 at 8:00 AM in Boise – Courtroom 1 before Judge David O. Carter. Evidentiary Hearing reset for 7/23/2015 at 8:00 AM in Boise – Courtroom 1 before Judge David O. Carter. (jlg)
07/21/2015	<u>972</u>	ORDER to Transport ; IDOC to take appropriate measures to transport Inmates Jerry Anthony Romero (aka Mona Lisa Romero), David Hochstetler and Lee Ridgley to Courtroom #1 on 7/22/15 beginning at 7:45 (Notice sent to USMS). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)cc: mdoan@idoc.idaho.gov, vbates@idoc.idaho.gov, sbheadlee@gmail.com S Booth, H Moore, P Thompson, D Simpson by jp Modified on 7/21/2015 (jp).
07/21/2015	<u>973</u>	DECLARATION of Elijah M. Watkins filed by Walter D Balla, Keith A Brown, Kent Ellis, David Johnson, John Maynard, Barry Searcy, Kenneth Workman <i>Regarding Bill Arnold, Ph.D. ABPP.</i> (Watkins, Elijah)
07/22/2015	<u>974</u>	<b>Minute Entry for proceedings held before Judge David O. Carter: Evidentiary Hearing Day 1 held on 7/22/2015. Hearing continued until 8:00a.m. on 7/23/2015. (Court Reporter Brooke Bohr.) (wm)THESE MINUTES SHALL STAND AS THE ORDER OF THE COURT</b> (Main Document 974 replaced on 7/29/2015 to reflect class representatives present at hearing) (wm). (Entered: 07/27/2015)
07/23/2015	<u>975</u>	<b>Minute Entry for proceedings held before Judge David O. Carter: Evidentiary Hearing Final Day 2 held on 7/23/2015. Matter taken under Advisement. (Court Reporter Brooke Bohr.) (wm)THESE MINUTES SHALL STAND AS THE ORDER OF THE COURT</b> (Main Document 975 replaced on 7/29/2015 to reflect class representatives present at hearing) (wm). (Entered: 07/27/2015)
07/27/2015	<u>976</u>	Transcript of Proceedings held on 7/22/2015 (Evidentiary Hearing) before Judge David O. Carter. Court Reporter/Transcriber David Cromwell, Telephone number 208–345–3704 ext. 301. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 8/20/2015. Redacted Transcript Deadline set for 8/31/2015. Release of Transcript Restriction set for 10/29/2015.(cjs) (Entered: 07/28/2015)
07/28/2015	<u>977</u>	Notice of Filing of Official Transcript (cjs)
07/29/2015	<u>978</u>	Transcript of Proceedings held on July 23, 2015 before Judge David O. Carter. Court Reporter/Transcriber Brooke R. Bohr, Telephone number 208-345-3704. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/3/2015. Release of Transcript Restriction set for 10/30/2015.(jp) (Entered: 07/30/2015)
07/30/2015	<u>979</u>	REVISED Transcript of Proceedings held on July 23, 2015 before Judge David O. Carter. Court Reporter/Transcriber Brooke R. Bohr, Telephone number 208-345-3704. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 8/24/2015. Redacted Transcript Deadline set for 9/3/2015. Release of Transcript Restriction set for 11/2/2015.(jp)
07/30/2015	<u>980</u>	Notice of Filing of Official Transcript (jp) (dkt 978 & 979)
08/04/2015	<u>981</u>	NOTICE by Walter D Balla <i>Plaintiffs' Notice of Intent to Redact Court Transcripts</i> (Pooser, William)
08/06/2015	<u>982</u>	NOTICE by Walter D Balla re <u>979</u> Transcript,, <u>980</u> Notice of Filing of Official Transcript <i>Plaintiffs' Notice of Intent to Request to Redact Court Transcripts</i> (Pooser, William)
08/11/2015	<u>983</u>	ORDER Granting in part <u>956</u> Motion for Sanctions. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
08/14/2015	<u>984</u>	ORDER SETTING BRIEFING SCHEDULE RE: ATTORNEY'S FEES, (1) Plaintiffs shall submit their application for attorneys fees and costs and any supporting exhibits, such as billing records, to the Court on or before 9/15/15. (2) Defendant may file an opposition, if any, on or before 10/1/15. (3) Plaintiff may file a reply brief, if any, on or before 10/15/15. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
08/20/2015	<u>985</u>	MOTION to Seal <i>Motion to Seal Stipulated Motion to Redact Inmates' Names from Hearing Transcripts</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 9/14/2015 (Pooser, William)
08/20/2015	<u>986</u>	SEALED MOTION <i>Stipulated Motion to Redact Inmates' Names from Hearing Transcripts</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 9/14/2015 (Pooser, William)
08/20/2015	<u>987</u>	MOTION to Seal <i>Stipulated Motion to Seal Certain Hearing Exhibits</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 9/14/2015 (Pooser, William)
09/02/2015	<u>988</u>	MOTION for Attorney Fees <i>Joint Stipulation for Plaintiffs' Requested Interim Attorneys' Fees and Costs</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 9/28/2015 (Watkins, Elijah)
09/02/2015	<u>989</u>	RESPONSE to Motion re <u>985</u> MOTION to Seal <i>Motion to Seal Stipulated Motion to Redact Inmates' Names from Hearing Transcripts</i> filed by Idaho, State of. Replies due by 9/21/2015.(Zahn, Colleen)

09/02/2015	<u>990</u>	ORDER Granting <u>985</u> Motion to Seal Stipulated Motion to Redact Inmates' Names from Hearing Transcripts (Dkt. <u>985</u> ); and Extending Deadline for Redactions to be Completed. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
09/02/2015	<u>991</u>	ORDER re <u>986</u> Sealed Motion. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
09/02/2015	<u>992</u>	ORDER Granting <u>987</u> Stipulated Motion to Seal Certain Hearing Exhibits. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
09/02/2015		Set Deadlines/Hearings: Per Order dkt 990 the deadline for the redactions to be completed is extended from September 3, 2015 to Friday, September 18, 2015 : Case Management deadline set for 9/18/2015. (jp)
09/09/2015	993	DOCKET ENTRY AMENDED ORDER re <u>991</u> Order Granting Stipulated Motion to Redact Inmate's Names from Hearing Transcripts. IT IS HEREBY ORDERED that the Clerk shall provide Exhibit 2 from the Stipulated Motion (Dkt. 986) to the court reporter and they are to prepare the redacted transcripts and file with the Court on or before Friday, September 25, 2015. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (wm) Order and Exhibit 2 sent to court reporter 9/9/2015 (wm).
09/15/2015	<u>994</u>	MOTION for Attorney Fees <i>and Costs</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 10/9/2015 (Attachments: # <u>1</u> Memorandum in Support Plaintiff's Memorandum in Support of Motion for Attorney Fees and Costs, # <u>2</u> Affidavit Declaration of W. Christopher Pooser ISO Motion for Attorney Fees and Costs, # <u>3</u> Exhibit Exhibit A to Pooser Declaration, # <u>4</u> Exhibit Exhibit B to Pooser Declaration, # <u>5</u> Exhibit Exhibit C, Part 1 to Pooser Declaration, # <u>6</u> Exhibit Exhibit C, Part 2 to Pooser Declaration, # <u>7</u> Exhibit Exhibit C, Part 3 to Pooser Declaration, # <u>8</u> Exhibit Exhibit D to Pooser Declaration, # <u>9</u> Affidavit Declaration of Elijah M. Watkins ISO Motion for Attorney Fees and Costs, # <u>10</u> Affidavit Declaration of Andrea W. Reynolds ISO Motion for Attorney Fees and Costs, # <u>11</u> Affidavit Declaration of Jacqueline Franolich, # <u>12</u> Affidavit Declaration of Darin S. Frost ISO Motion for Attorney Fees and Costs, # <u>13</u> Affidavit Declaration of J. Walter Sinclair ISO Motion for Attorney Fees and Costs, # <u>14</u> Affidavit Declaration of Howard A. Belodoff ISO Motion for Attorney Fees and Costs)(Pooser, William)
09/25/2015	<u>995</u>	Redaction of <u>976</u> Transcript, Transcript of Proceedings held on 7/22/2015 (Evidentiary Hearing) before Judge David O. Carter. Court Reporter/Transcriber Brooke Bohr, Telephone number 208-345-3704 ext. 301.) (jp) Volume 1
09/25/2015	<u>996</u>	Redaction of <u>978</u> Transcript, <u>979</u> Revised Transcript. Proceedings held on July 23, 2015 before Judge David O. Carter. Court Reporter/Transcriber Brooke R. Bohr, Telephone number 208-345-3704. Volume 2 (jp)
10/01/2015	<u>997</u>	RESPONSE to Motion re <u>994</u> MOTION for Attorney Fees <i>and Costs</i> filed by Idaho, State of. Replies due by 10/19/2015. (Attachments: # <u>1</u> Affidavit of Colleen D. Zahn, # <u>2</u> Exhibit Exh A to Zahn Aff, # <u>3</u> Affidavit of Cindy McMackin, # <u>4</u> Exhibit Exh A to McMackin Aff)(Zahn, Colleen)
10/15/2015	<u>998</u>	MOTION for Leave to File Excess Pages <i>Plaintiffs' Motion for Leave to File Overlength Brief</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 11/9/2015 (Pooser, William)
10/15/2015	<u>999</u>	REPLY to Response to Motion re <u>994</u> MOTION for Attorney Fees <i>and Costs Reply Memorandum in Support of Plaintiffs' Motion for Attorney Fees and Costs</i> filed by Walter D Balla. (Attachments: # <u>1</u> Exhibit Second Declaration of W. Christopher Pooser ISO Plaintiffs' Motion for Attorney Fees and Costs, # <u>2</u> Exhibit Second Declaration of Elijah M. Watkins ISO Plaintiffs' Motion for Attorney Fees and Costs)(Pooser, William)
10/15/2015	<u>1000</u>	MOTION to Supplement <i>Supplement to Plaintiffs' Motion for Attorney Fees and Costs</i> re: <u>994</u> MOTION for Attorney Fees <i>and Costs</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 11/9/2015 (Attachments: # <u>1</u> Exhibit

		Pooser Declaration ISO Supplement to Plaintiffs' Motion for Attorney Fees and Costs, # <u>2</u> Exhibit Exhibit A to Pooser Declaration, # <u>3</u> Exhibit Exhibit B to Pooser Declaration)(Pooser, William)
10/16/2015	<u>1001</u>	ORDER GRANTING PLAINTIFFS' MOTION TO FILE AN OVERLENGTH REPLY MEMORANDUM granting <u>998</u> Motion for Leave to File Excess Pages. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (st)
11/09/2015	<u>1002</u>	MEMORANDUM in Opposition re <u>1000</u> MOTION to Supplement <i>Supplement to Plaintiffs' Motion for Attorney Fees and Costs</i> re: <u>994</u> MOTION for Attorney Fees and Costs filed by Idaho, State of. Replies due by 11/27/2015.(Zahn, Colleen)
11/20/2015	<u>1003</u>	ORDER Granting Plaintiffs' Motion for Attorney's Fees and Costs, ( <u>994</u> , <u>1000</u> ). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
12/11/2015	<u>1004</u>	ORDER RE: STATUS CONFERENCE. IT IS ORDERED that the attorneys for the parties shall appear for an in-person conference with the presiding judge to discuss the status of this case on 12/18/2015, from 1:00 p.m. to 3:00 p.m., at the James A. McClure Federal Building and United States Courthouse, 550 West Fort Street, Boise, Idaho, 6th Floor, Chambers of Chief United States District Judge B. Lynn Winmill.(Status Conference set for 12/18/2015 01:00 PM in Boise – Courtroom 3 before Judge B. Lynn Winmill.). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (st)
12/17/2015	<u>1005</u>	DOCKET ENTRY ORDER The earlier Order of the Court <u>1004</u> stated that the hearing on December 18, 2015, would be conducted in Chambers. To clarify, the hearing will be held in Courtroom 3, rather than in Chambers. The hearing will be open to the public, and will be reported by a Court Reporter. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (dm)
12/18/2015	<u>1006</u>	NOTICE OF APPEAL as to <u>1003</u> Order on Motion for Attorney Fees, Order on Motion to Supplement,, by Idaho, State of. Filing fee \$ 505, receipt number 0976-1385767. (Notice sent to Court Reporter & 9th Cir) (Kubinski, Mark) (15-35996)
12/18/2015	<u>1007</u>	NOTICE by Idaho, State of re <u>1006</u> Notice of Appeal <i>Representation statement</i> (Kubinski, Mark)
12/18/2015	<u>1008</u>	MOTION to Amend/Correct <i>Plaintiffs' Motion to Correct Order Granting Plaintiffs' Motion for Attorney's Fees and Costs (Dkt. 1003)</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 1/11/2016 (Pooser, William)
12/18/2015	<u>1010</u>	<b>Minute Entry for proceedings held before Judge B. Lynn Winmill: An In Person Status Conference was held on 12/18/2015. The next Status Conference is set for 1/8/2016 at 10:00 AM in Boise – Courtroom 3 before Judge B. Lynn Winmill. (Court Reporter Tammy Hohenleitner.) (jlb) (Entered: 12/22/2015)</b>
12/21/2015	<u>1009</u>	ORDER It is hereby ORDERED that the referral to The Honorable David O. Carter, United States District Judge for the Central District of California (docket no. 823 ) is hereby WITHDRAWN. It is further ORDERED, that the appointment of Susie Boring-Headlee as a Special Master (docket no. <u>947</u> ) is hereby TERMINATED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
12/29/2015	<u>1011</u>	USCA Case Number 15-35996 for <u>1006</u> Notice of Appeal filed by Idaho, State of. (jp)
12/29/2015	<u>1012</u>	USCA Time Schedule Order as to <u>1006</u> Notice of Appeal filed by Idaho, State of. (Notice sent by e-mail to Court Reporter) (jp)
01/05/2016	<u>1013</u>	ORDER. NOW THEREFORE IT IS HEREBY ORDERED, that this matter shall be referred to the Honorable David O. Carter, United States District Judge for the Central District of California, sitting by special designation for the purpose of continuing work on the implementation of the parties Settlement Agreement. Signed by Judge B.



		Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
01/06/2016	1014	DOCKET ENTRY ORDER – The hearing set for January 8, 2016, before Judge Winmill is VACATED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (dm)
01/11/2016	<u>1015</u>	RESPONSE to Motion re <u>1008</u> MOTION to Amend/Correct <i>Plaintiffs' Motion to Correct Order Granting Plaintiffs' Motion for Attorney's Fees and Costs (Dkt. 1003) Non–Opposition</i> filed by Idaho, State of. Replies due by 1/28/2016.(Kubinski, Mark)
01/19/2016	<u>1016</u>	Transcript of Proceedings held on 7/19/10 (Motion Hearing) before Judge B. Lynn Winmill. Court Reporter/Transcriber Tamara I. Hohenleitner, Telephone number 208–334–1500. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 2/12/2016. Redacted Transcript Deadline set for 2/22/2016. Release of Transcript Restriction set for 4/21/2016.(jp) (Entered: 01/20/2016)
01/19/2016	<u>1017</u>	Transcript of Proceedings held on 12/18/15 (Status Conference) before Judge B. Lynn Winmill. Court Reporter/Transcriber Tamara I. Hohenleitner, Telephone number 208–334–1500. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 2/12/2016. Redacted Transcript Deadline set for 2/22/2016. Release of Transcript Restriction set for 4/21/2016.(jp) (Entered: 01/20/2016)
01/20/2016	<u>1018</u>	Notice of Filing of Official Transcript (jp)
01/29/2016	<u>1019</u>	ORDER of USCA as to <u>1006</u> Notice of Appeal filed by Idaho, State of. Within 7 days after the district courts ruling on the pending motion, appellants shall notify this court in writing of the ruling and shall advise whether appellants intend to prosecute this appeal. (jp)
02/01/2016	<u>1020</u>	AMENDED ORDER GRANTING PLAINTIFFS' MOTION FOR ATTORNEY'S FEES AND COSTS [994, 1000]. re <u>1003</u> Order. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
03/02/2016	<u>1021</u>	AMENDED NOTICE OF APPEAL as to <u>1020</u> Order, Terminate Motions,, by Idaho, State of. (Notice sent to Court Reporter & 9th Cir) (Kubinski, Mark)
04/01/2016	<u>1023</u>	MOTION to Intervene by Intervenor Evin DeVan. Responses due by 4/25/2016 (Attachments: # <u>1</u> letter request, # <u>2</u> envelope with address)(jp) (Entered: 04/05/2016)
04/04/2016	<u>1022</u>	ORDER granting <u>988</u> Joint Stipulation for Plaintiffs' Requested Interim Attorneys' Fees and Costs. It is hereby ORDERED Plaintiffs be awarded \$49,279.93 in costs and fees, plus \$98.26 in costs to be reimbursed to certain class representatives directly, including \$38.26 to Inmate David Johnson, \$20.00 to Inmate Kent Ellis, and \$40.00 to Inmate Pete Veenstra. All costs and fees are to be paid no later than 30 days from the date of this Order. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
04/20/2016	<u>1024</u>	MINUTE ORDER, the Court ORDERS Plaintiffs to respond to the IDOCs letter dated October 9, 2015 and the attached Deviations from Modified Compliance Plans on or before April 27, 2016 at 4:00 p.m. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (so)
04/27/2016	<u>1025</u>	NOTICE by Walter D Balla <i>Notice of Compliance with Court Order</i> (Pooser, William)
04/29/2016	<u>1026</u>	RESPONSE to Motion re <u>1023</u> MOTION to Intervene <i>Plaintiffs' Opposition to Movant Evin DeVan's Motion to Intervene (Dkt. 1023)</i> filed by Walter D Balla.



		Replies due by 5/16/2016.(Pooser, William)
04/29/2016	<u>1027</u>	RESPONSE to Motion re <u>1023</u> MOTION to Intervene <i>Joinder</i> filed by Idaho, State of. Replies due by 5/16/2016.(Kubinski, Mark)
05/09/2016	<u>1028</u>	REQUEST by Intervenor Evin DeVan for copy of dkt 1026 and copy of docket sheet 11/15 to current date. (jp)(mailed to Mr. DeVan by jp) (Entered: 05/10/2016)
05/19/2016	<u>1029</u>	Joint MOTION to Amend/Correct <u>1022</u> Order on Motion for Attorney Fees,, Mark Alan Kubinski appearing for Defendant Idaho, State of. Responses due by 6/13/2016 (Kubinski, Mark)
05/19/2016	<u>1030</u>	ORDER GRANTING JOINT MOTION TO AMEND/CORRECT ORDER ON MOTION FOR ATTORNEY FEES <u>1029</u> . The Court WITHDRAWS its Order Granting Joint Stipulation for Plaintiffs' Requested Interim Attorneys' Fees and Cost issued at Docket <u>1022</u> . It is further ORDERED that Plaintiffs be awarded \$47,226.60 in costs and attorney's fees, plus \$98.26 in separate costs to be reimbursed to certain class representative directly, including \$38.26 to inmate David Johnson, \$20.00 to inmate Kent Ellis, and \$40.00 to inmate Pete Veenstra. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
06/01/2016	<u>1031</u>	MOTION Requesting Ruling Withheld for Movant to Amend Motion to Comply with Local Rules and adequately and properly petition the Court by Intervenor Evin DeVan. Responses due by 6/27/2016 (jp)
06/13/2016	<u>1032</u>	AMENDED MOTION to Intervene and Memorandumby Intervenor Evin DeVan. Responses due by 7/8/2016 (Attachments: # <u>1</u> Memorandum in Support)(jp)
07/08/2016	<u>1033</u>	RESPONSE to Motion re <u>1032</u> MOTION to Intervene <i>Plaintiffs' Response to Intervenor Evin DeVan's Amended Motion to Intervene (Dkt. 1032)</i> filed by Walter D Balla. Replies due by 7/25/2016.(Pooser, William)
07/28/2016	<u>1034</u>	ORDER ON EVIN DeVANS AMENDED MOTION TO INTERVENE (Dkt. 1032) – IT IS ORDERED: 1. Evin DeVans Amended Motion to Intervene (Dkt. <u>1032</u> ) is DENIED. 2. Mr. DeVans initial Motion to Intervene (Dkt. <u>1023</u> ) and his Motion Requesting Ruling Withheld (Dkt. <u>1031</u> ) are DENIED AS MOOT. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
07/29/2016	<u>1035</u>	ORDER FOR CASE MANAGEMENT CONFERENCE – Video Case Management Conference set for 8/15/2016 01:30 PM in Boise – Courtroom 1 before Judge David O. Carter. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
08/15/2016	<u>1036</u>	CASE MANAGEMENT ORDER ( The parties shall submit briefs by August 22, 2016: Case Mgmt Ddl set for 8/22/2016). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (Entered: 08/16/2016)
08/22/2016	<u>1037</u>	MEMORANDUM/BRIEF re <u>1036</u> Order, Set Deadlines/Hearings,, filed by Walter D Balla <i>Brief in Compliance with the Court's Case Management Order re Balla Concern Forms (Dkt. 1036)</i> . (Watkins, Elijah)
08/22/2016	<u>1038</u>	Sealed Document Re: <u>1037</u> Memorandum/Brief (generic) <i>Exhibits A–C to Brief (Dkt. 1037)</i> . (Watkins, Elijah)
08/22/2016	<u>1039</u>	MEMORANDUM/BRIEF re <u>1036</u> Order, Set Deadlines/Hearings,, filed by Idaho, State of <i>Defendants' Brief Pursuant to Case Management Order (Docket No. 1036)</i> . (Attachments: # <u>1</u> Exhibit A)(Zahn, Colleen) Modified on 8/23/2016 (cjs).
08/22/2016	<u>1040</u>	Sealed Document Re: <u>1039</u> Memorandum/Brief (generic) <i>Exhibits B–E (DKT 1039)</i> . (Zahn, Colleen)
08/22/2016	<u>1041</u>	MOTION to Seal Document <u>1040</u> Sealed Document <i>Exhibits B–D</i> Colleen D Zahn appearing for Defendant Idaho, State of. Responses due by 9/15/2016 (Zahn, Colleen)
08/22/2016	<u>1042</u>	Amended MOTION to Seal Document <u>1040</u> Sealed Document <i>Exhibits B–E</i> Colleen D Zahn appearing for Defendant Idaho, State of. Responses due by 9/15/2016

		(Attachments: # <u>1</u> Affidavit)(Zahn, Colleen)
08/23/2016	<u>1043</u>	CERTIFICATE OF SERVICE by Idaho, State of re <u>1040</u> Sealed Document (Zahn, Colleen)
08/23/2016	<u>1044</u>	CERTIFICATE OF SERVICE by Walter D Balla re <u>1038</u> Sealed Document <i>Certificate of Service of Sealed Documents (1038) re Memorandum/Brief (1037)</i> (Watkins, Elijah) Modified on 8/23/2016 to correct linked document (cjs).
08/23/2016	<u>1045</u>	ORDER GRANTING DEFENDANTS' MOTION TO SEAL EXHIBITS B,C,S, AND E TO DEFENDANTS' BRIEF PURSUANT TO CASE MANAGEMENT ORDER (DKT. <u>1036</u> ) REGARDING CONCERN FORMS granting <u>1042</u> Motion to Seal Document <u>1040</u> Sealed Document. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
08/23/2016	<u>1046</u>	SUPPLEMENT by Plaintiff Walter D Balla re <u>1037</u> Memorandum/Brief (generic) <i>Plaintiffs' Notice re Footnote Omission from Motion to Reinstate Balla Concern Form Procedure and to Remove "Attorney's Eyes Only" Designation from Balla Concern Form Responses.</i> (Watkins, Elijah)
08/24/2016	<u>1047</u>	MOTION to Seal Document <u>1038</u> Sealed Document <i>Plaintiffs' Motion to Seal Exhibits A–C to Plaintiffs' Brief in Compliance with the Court's Management Order (Docket 1036) Regarding Concern Forms</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 9/19/2016 (Watkins, Elijah)
08/29/2016	<u>1048</u>	<b>Minute Entry for proceedings held before Judge David O. Carter: Video Status Conference held on 8/29/2016. (Court Reporter/ESR S. O'Larey.) Audio File Location Boise – Courtroom 1. (so)</b>
09/30/2016	<u>1050</u>	STIPULATION <i>Stipulation to Remove Class Representative David Johnson and Appoint Proposed Class Representative Omar Escobedo</i> by Walter D Balla. (Pooser, William)
10/05/2016	<u>1051</u>	ORDER RE: STATUS CONFERENCE – IT IS ORDERED THAT that counsel for the parties shall appear by telephone on Wednesday, October 19, 2016, at 1:30 p.m. (Idaho time)/12:30 p.m. (California time) for a one–hour status conference and be prepared to discuss audit tools for the NCCHC evaluation and any other case management concerns. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
10/12/2016	<u>1052</u>	STIPULATION re <u>849</u> Order, <i>Modified Stipulation to Remove Class Representative David Johnson and Appoint Proposed Class Representative John McElhiney</i> by Walter D Balla. (Watkins, Elijah)
10/17/2016	<u>1053</u>	MOTION Motion for Order Requiring Defendants to Make Class Representatives Present for hearing on Wednesday, October 19th Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 11/10/2016 (Watkins, Elijah)
10/17/2016	<u>1054</u>	ORDER GRANTING PLAINTIFFS' MOTION FOR AN ORDER REQUIRING DEFENDANTS TO MAKE CLASS REPRESENTATIVES PRESENT TELEPHONICALLY – IT IS HEREBY ORDERED that Plaintiff's Motion Requiring Defendants to make the Class Representatives Present Telephonically (Dkt. <u>1053</u> ) is hereby GRANTED. Defendants shall provide access to the class representatives to dial into the hearing at the appointed time. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km) (Entered: 10/18/2016)
10/19/2016	<u>1055</u>	<b>Minute Entry for proceedings held before Judge David O. Carter: Telephone Status Conference held on 10/19/2016. Simultaneous briefing due by 11/02/2016, not to exceed five pages. Counsel to meet with Staff Attorney Janis Dotson on 10/20/2016. (Court Reporter/ESR Tammy Hohenleitner.) (dmc)</b>
10/25/2016	<u>1056</u>	ORDER of USCA (15–35996) as to <u>1006</u> Notice of Appeal and <u>1021</u> Notice of Appeal filed by Idaho. Appellant's motion to dismiss this appeal is granted. (km) (Entered: 10/27/2016)

10/31/2016	<u>1057</u>	ORDER GRANTING MOTION TO SEAL and ORDER APPROVING MODIFIED STIPULATION RE: CLASS REPRESENTATIVES (Dkt. 1047 & 1052) – IT IS ORDERED: 1. Plaintiff's Motion to Seal Exhibits A–C to Plaintiff's Brief in Compliance with the Court's Management Order (Dkt. <u>1047</u> ) is GRANTED. 2. The parties' Modified Stipulation to Remove Class Representative David Johnson and Appoint Proposed Class Representative [John McElhiney] (Dkt. <u>1052</u> ) is APPROVED. David Johnson is hereby REMOVED as Class Representative. John McElhiney is hereby APPOINTED as a Class Representative. Signed by Judge B. Lynn Winmill. Motions terminated: <u>1047</u> MOTION to Seal Document <u>1038</u> Sealed Document <i>Plaintiffs' Motion to Seal Exhibits A–C to Plaintiffs' Brief in Compliance with the Court's Management Order (Docket 1036) Regarding Concern Forms</i> filed by Walter D Balla. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km) Modified on 10/31/2016 to correct docket text (km).
11/03/2016	<u>1059</u>	(SEALED) CASE MANAGEMENT ORDER, Counsel are to meet monthly with the pro se staff attorney to review the progress of this case, as follows: November 16, 2016, 10:00 a.m. to 12:00 p.m.; December 14, 2016, 10:00 a.m. to 12 p.m.; January 18, 2016, 10:00 a.m. to 12 p.m.( If the parties have not agreed to use the 2008 or 2014 NCCHC standards by November 18, 2016, they shall simultaneous briefs of no longer than 5 pages each on that issue by November 21, 2016: Case Mgmt Ddl set for 11/21/2016.) Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) Modified on 11/30/2016 to seal per law clerk (jp). (Entered: 11/04/2016)
11/08/2016	1060	ORDER clarifying re <u>1057</u> Order. The Court's October 31, 2016 Order approving the parties' stipulation as to class representatives shall take effect upon Johnson's release from custody. Signed by Judge B. Lynn Winmill. ((sd)
11/16/2016	<u>1061</u>	NOTICE Re: Violation of Balla and Possible Retaliation Against Me by Keith A Brown (Attachments: # <u>1</u> attachment, # <u>2</u> attachment)(jp) (Entered: 11/17/2016)
11/21/2016	<u>1062</u>	ORDER RE: EXTENSION OF TIME. Pursuant to the stipulation of the parties in the November case management meeting, IT IS SO ORDERED that, if the parties cannot come to an agreement on the 2008 or 2014 NCCHC audit standards issue, they shall file simultaneous briefs of no longer than 5 pages each on that issue by December 9, 2016 ( Case Management deadline set for 12/9/2016.). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
12/02/2016	<u>1063</u>	Transcript of Proceedings held on 10/19/16 before Judge David O. Carter. Court Reporter/Transcriber Tamara I. Hohenleitner, Telephone number 208–334–1500. 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. This transcript is not available to the general public and as such is sealed. Redaction Request due 12/27/2016. Redacted Transcript Deadline set for 1/6/2017. Release of Transcript Restriction set for 3/6/2017.(jp) (Entered: 12/05/2016)
12/05/2016	<u>1064</u>	Notice of Filing of Official Transcript (jp)
12/28/2016	<u>1065</u>	STIPULATION <i>for Plaintiffs' Requested Interim Attorneys' Fees and Costs</i> by Walter D Balla. (Watkins, Elijah)
12/28/2016	<u>1066</u>	MOTION Enforce Stipulation re <u>850</u> Stipulation Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 1/23/2017 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration of Elijah M. Watkins, # <u>3</u> Exhibit A to Watkins Declaration, # <u>4</u> Exhibit B to Watkins Declaration, # <u>5</u> Exhibit C to Watkins Declaration)(Watkins, Elijah)
12/30/2016	<u>1067</u>	ORDER Granting Joint Stipulation for Plaintiffs' Requested Interim Attorneys' Fees and Costs, re <u>1065</u> Stipulation filed by Walter D Balla. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)

01/04/2017	1076	DOCKET TEXT Minute Entry for proceedings held before Judge David O. Carter: Proceedings held on 1/4/2017. (Court Reporter/ESR Not Recorded.). (so) (Entered: 02/02/2017)
01/05/2017	<u>1068</u>	STIPULATION re <u>842</u> Stipulation by Walter D Balla and Idaho, State of. (km)
01/05/2017	1077	DOCKET TEXT Minute Entry for proceedings held before Judge David O. Carter: Proceedings held on 1/5/2017. (Court Reporter/ESR Not Recorded.). (so) (Entered: 02/02/2017)
01/09/2017	<u>1069</u>	ORDER ON MODIFIED COMPLIANCE PLAN DISPUTES AND CASE MANAGEMENT. IT IS SO ORDERED: Plaintiffs' Motion to Enforce the Stipulation to Appoint Class Representatives, to Remove Inmate Keith Brown, and to Appoint Inmate Dennis Slaughter (Dkt. <u>850</u> ), is GRANTED to the extend that, at this time, the Court is permitting Plaintiffs to continue with a sixth class representative, and Dennis Slaughter is appointed to replace Keith Brown. Signed by Judge David O. Carter. Dennis Slaughter added. Keith A Brown terminated. Attorneys Bradley J Dixon, Elijah Martin Watkins, Jason Emerson Prince, and William C Pooser for Dennis Slaughter added. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km) (Entered: 01/10/2017)
01/23/2017	<u>1071</u>	Letter from Alan Brandt (Attachments: # <u>1</u> Envelope) (km) (Entered: 01/31/2017)
01/30/2017	<u>1075</u>	NOTICE and Request for Docket Sheet by Alan Lee Brandt (The requested portion of the docket sheet was mailed to Alan Brandt on 2/1/17) (km) (Entered: 02/01/2017)
01/31/2017	1072	DOCKET ENTRY NOTICE OF HEARING: An Ex Parte Status Conference with Plaintiffs' counsel is set for 3/15/2017 at 9:00 AM in Boise – Courtroom 3 before Judge B. Lynn Winmill. (jlb)
01/31/2017	1073	DOCKET ENTRY NOTICE OF VACATED HEARING: The Ex Parte Status Conference set for 3/15/2017 at 9:00 AM is Vacated. This hearing was entered in error. (jlb)
02/15/2017	<u>1078</u>	SEALED MOTION Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 3/8/2017 (Watkins, Elijah)
02/15/2017	<u>1079</u>	Sealed Document Re: <u>1078</u> SEALED MOTION . (Attachments: # <u>1</u> Addenda A, # <u>2</u> Addenda B, # <u>3</u> Addenda)(Watkins, Elijah)
02/15/2017	<u>1080</u>	Sealed Document Re: <u>1078</u> SEALED MOTION . (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Watkins, Elijah)
02/15/2017	<u>1081</u>	Sealed Document Re: <u>1078</u> SEALED MOTION . (Watkins, Elijah)
02/15/2017	<u>1082</u>	Sealed Document Re: <u>1078</u> SEALED MOTION . (Watkins, Elijah)
02/15/2017	<u>1083</u>	Sealed Document Re: <u>1078</u> SEALED MOTION . (Watkins, Elijah)
02/24/2017	<u>1084</u>	Emergency Request for Court Intervention by Movant Brandon Paul Ferreira. Responses due by 3/17/2017 (Attachments: # <u>1</u> Addendum) (km) (Entered: 02/28/2017)
03/03/2017	<u>1085</u>	CASE MANAGEMENT ORDER. IT IS ORDERED that: 1. No interim audit shall take place. 2. The compliance audit shall occur in May 2017. 3. The follow-up audit, if needed, shall occur in September 2017, or on such date that the NCCHC auditors can accommodate that is reasonably close to September 2017. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
03/08/2017	<u>1086</u>	MOTION to Seal Colleen D Zahn appearing for Defendant Idaho, State of. Responses due by 3/29/2017 (Attachments: # <u>1</u> Memorandum in Support)(Zahn, Colleen)
03/08/2017	<u>1087</u>	SEALED RESPONSE to Motion re <u>1078</u> SEALED MOTION filed by Idaho, State of. Replies due by 3/22/2017. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Exhibit)(Zahn, Colleen)
03/13/2017	<u>1088</u>	RESPONSE to Motion re <u>1084</u> MOTION Emergency Request for Court Intervention filed by Walter D Balla. Replies due by 3/27/2017.(Watkins, Elijah)



03/17/2017	<u>1089</u>	RESPONSE to Motion re <u>1084</u> MOTION Emergency Request for Court Intervention filed by Idaho, State of. Replies due by 3/31/2017.(Zahn, Colleen)
03/20/2017	<u>1090</u>	MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> ( Responses due by 4/10/2017), MOTION for Hearing , MOTION for Sanctions William C Pooser appearing for Plaintiff Walter D Balla. (Attachments: # <u>1</u> Memorandum in Support Memorandum in Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt, # <u>2</u> Declaration of Elijah M. Watkins in Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, Part 1 of 4, # <u>8</u> Exhibit E, Part 2 of 4, # <u>9</u> Exhibit E, Part 3 of 4, # <u>10</u> Exhibit E, Part 4 of 4, # <u>11</u> Exhibit F, Part 1 of 8, # <u>12</u> Exhibit F, Part 2 of 8, # <u>13</u> Exhibit F, Part 3 of 8, # <u>14</u> Exhibit F, Part 4 of 8, # <u>15</u> Exhibit F, Part 5 of 8, # <u>16</u> Exhibit F, Part 6 of 8, # <u>17</u> Exhibit F, Part 7 of 8, # <u>18</u> Exhibit F, Part 8 of 8, # <u>19</u> Exhibit G, # <u>20</u> Exhibit H, # <u>21</u> Exhibit I, # <u>22</u> Exhibit J, # <u>23</u> Exhibit K, Part 1 of 3, # <u>24</u> Exhibit K, Part 2 of 3, # <u>25</u> Exhibit K, Part 3 of 3, # <u>26</u> Exhibit L, # <u>27</u> Exhibit M, # <u>28</u> Exhibit N, # <u>29</u> Exhibit O, # <u>30</u> Exhibit P, # <u>31</u> Exhibit Q, # <u>32</u> Exhibit R, # <u>33</u> Exhibit S, # <u>34</u> Exhibit T)(Pooser, William)
03/20/2017	<u>1091</u>	MOTION to Seal <i>the Sealed Declaration of Elijah M. Watkins in Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt (Dkt. 1090) and Exhibits</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 4/10/2017 (Attachments: # <u>1</u> Memorandum in Support of Plaintiffs' Motion to Seal the Sealed Declaration of Elijah M. Watkins ISO Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt (Dkt. 1090) and Exhibits)(Pooser, William)
03/20/2017	<u>1092</u>	Sealed Document Re: <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions , <u>1091</u> MOTION to Seal <i>the Sealed Declaration of Elijah M. Watkins in Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt (Dkt. 1090) and Exhibits</i> . (Attachments: # <u>1</u> Exhibit Declaration, # <u>2</u> Exhibit Declaration, # <u>3</u> Exhibit Declaration, # <u>4</u> Exhibit Declaration, # <u>5</u> Exhibit Declaration, # <u>6</u> Exhibit Declaration, # <u>7</u> Exhibit Declaration, # <u>8</u> Exhibit Declaration, # <u>9</u> Exhibit Declaration, # <u>10</u> Exhibit Declaration, # <u>11</u> Exhibit Declaration, # <u>12</u> Exhibit Declaration, # <u>13</u> Exhibit Declaration, # <u>14</u> Exhibit Declaration, # <u>15</u> Exhibit Declaration, # <u>16</u> Exhibit Document)(Pooser, William)
03/20/2017	<u>1093</u>	MOTION for Leave to File <i>Overlength Brief</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 4/10/2017 (Pooser, William)
03/21/2017	<u>1094</u>	CERTIFICATE OF SERVICE by Walter D Balla re <u>1092</u> Sealed Document,,, <i>Amendment to Certificate of Service for the SEALED Declaration of Elijah M. Watkins (Dkt. 1092)</i> (Pooser, William)
03/22/2017	<u>1095</u>	SEALED REPLY to Response to Motion re <u>1078</u> SEALED MOTION <i>Reply In Support of Plaintiffs' Motion to Seal</i> filed by Walter D Balla.(Watkins, Elijah)
03/24/2017	<u>1096</u>	STIPULATION re <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions by Idaho, State of. (Zahn, Colleen)
03/24/2017	<u>1097</u>	NOTICE by Walter D Balla re <u>1086</u> MOTION to Seal <i>Plaintiffs' Non–Opposition to Defendant's Motion to Seal (Dkt. 1086)</i> (Pooser, William)
03/24/2017	1098	ORDER. IT IS ORDERED that the parties' Stipulation to Extend the Deadline for Defendants' Response Brief re: Plaintiffs' Motion for Order to Show Cause Why Defendants Should not be Held in Contempt (Dkt. 1096) is GRANTED. Defendants' response shall be filed on or before May 26, 2017. IT IS FURTHER ORDERED that Plaintiffs' Motion for Leave to File Overlength Brief (Dkt. 1093) is GRANTED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by jp)
03/24/2017	<u>1099</u>	Letter from Brandon P. Ferreira (Attachments: # <u>1</u> Addendum Originally attached to docket no. 1084) (km) (Entered: 03/28/2017)
03/29/2017		<b>CORRECTIVE ENTRY – The entry docket number <u>1097</u> Notice (Other) filed by Walter D Balla was filed incorrectly in this case. The filing party shall re–submit their</b>



		filing and use the correct event of Response to Motion, located under Motions and Related Filings, Responses and Replies. (km)
03/29/2017	<u>1100</u>	RESPONSE to Motion re <u>1086</u> MOTION to Seal <i>Plaintiff's Non–Opposition to Defendant's Motion to Seal (Dkt. 1086)</i> filed by Walter D Balla. Replies due by 4/12/2017.(Pooser, William)
03/31/2017	<u>1101</u>	NOTICE of Appearance by Wendy Olson on behalf of Walter D Balla (Olson, Wendy)
04/05/2017	<u>1102</u>	NOTICE of Appearance by Brian V Church on behalf of Idaho, State of (Church, Brian)
04/05/2017	<u>1103</u>	NOTICE of Non–Opposition by Idaho, State of re <u>1091</u> MOTION to Seal <i>the Sealed Declaration of Elijah M. Watkins in Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt (Dkt. 1090) and Exhibits (Zahn, Colleen)</i> Modified on 4/12/2017 to correct document title (km).
04/17/2017	<u>1107</u>	Letter re: Request for Resolution to "Emergency" Request for Court Intervention by Movant Brandon Paul Ferreira re <u>1084</u> MOTION Emergency Request for Court Intervention. (Attachments: # <u>1</u> Attachment 1–4) (km) (Entered: 04/19/2017)
04/18/2017	<u>1104</u>	CASE MANAGEMENT ORDER. IT IS ORDERED: Plaintiffs' Motion to File Overlength Brief (Dkt. <u>1093</u> ) is GRANTED. Plaintiff's Motion to Seal Documents (Dkt. <u>1091</u> ) is GRANTED. On or before May 12, 2017, ISCI prison officials shall post a notice informing class members (1) how to contact class action counsel by mail, (2) that inmates can anticipate that class action counsel may address class members' concerns in writing or in person, and (3) that a copy of public Orders is available for their review in the legal resource center. Prison officials shall work with Plaintiffs' counsel to determine a procedure for class counsel to be able to meet with these members on or before April 21, 2017. Counsel for the parties shall work together to place in the legal resource center, and maintain, copies of public orders in this case, beginning with the Case Management Order at Docket 1085 on or before April 21, 2017. Signed by Judge David O. Carter. Motions terminated: <u>1091</u> MOTION to Seal <i>the Sealed Declaration of Elijah M. Watkins in Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt (Dkt. 1090) and Exhibits</i> filed by Walter D Balla, <u>1093</u> MOTION for Leave to File <i>Overlength Brief</i> filed by Walter D Balla. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
04/18/2017	<u>1105</u>	SEALED ORDER re <u>1078</u> Sealed Motion. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
04/19/2017	<u>1106</u>	MOTION to Appoint Expert <i>Plaintiffs' Motion for Authorization to Retain Expert Witnesses</i> Wendy Olson appearing for Plaintiff Walter D Balla. Responses due by 5/10/2017 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration of Wendy J. Olson In Support of Motion for Authorization to Retain Expert Witnesses, # <u>3</u> Exhibit A to Olson Declaration, # <u>4</u> Exhibit B to Olson Declaration, # <u>5</u> Exhibit C to Olson Declaration, # <u>6</u> Exhibit D to Olson Declaration, # <u>7</u> Exhibit E to Olson Declaration)(Olson, Wendy)
04/25/2017	<u>1108</u>	ORDER ON BRANDON PAUL FERREIRA'S REQUEST FOR COURT INTERVENTION (Dkt. 1084). IT IS ORDERED that Brandon Paul Ferreira's Request for Court Intervention (Dkt. <u>1084</u> ) is DENIED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
04/26/2017	<u>1119</u>	Letter Request from Brandon P. Ferreira for Status Update (I mailed a docket sheet from February 2017 to today's date to Brandon Ferreira) (km) (Entered: 05/02/2017)
04/28/2017	<u>1109</u>	CASE MANAGEMENT ORDER. To ensure that Judge Carter's last order, requiring an audit in May 2017, is effectuated, IT IS HEREBY ORDERED: Counsel for the parties are ordered to meet with the court facilitator on April 28, 2017, beginning at 1:00 p.m., in the Syringa conference room on the fourth floor of the federal courthouse, to attempt to reach an agreement on the parties' suggested change to the audit tools. No later than Monday, May 1, 2017, at 5:00 p.m., the parties shall submit

		simultaneous briefs on their positions on any disagreements as to the audit tools. The Court will then issue an order deciding the disagreements by May 2, near 5:00 p.m., and the parties will be ordered to revise their joint draft audit tools, and provide that, with the Court's Order, to NCCHC no later than 10:00 p.m. on May 2, 2017, or at such other date and time prior to the audit that is acceptable to NCCHC. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
05/01/2017	<u>1110</u>	Exhibits D–O (Exhibit N attached as Main Document) to Memorandum/Brief re <u>1109</u> Order, filed by Idaho, State of . (Attachments: # <u>1</u> Affidavit, # <u>2</u> Exhibit D, # <u>3</u> Exhibit E, # <u>4</u> Exhibit F, # <u>5</u> Exhibit G, # <u>6</u> Exhibit H, # <u>7</u> Exhibit K, # <u>8</u> Exhibit L, # <u>9</u> Exhibit M, # <u>10</u> Exhibit O)(Zahn, Colleen) (Refer to docket no. <u>1115</u> for Memorandum/Brief) Modified on 5/2/2017 to update docket text to reflect the actual documents attached to docket entry (km).
05/01/2017	<u>1111</u>	Sealed Document Re: <u>1110</u> Memorandum/Brief (generic), <i>Affidavit of Colleen Zahn Sealed Exhibits</i> . (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Zahn, Colleen)
05/01/2017	<u>1112</u>	MOTION to Seal Brian V Church appearing for Defendant Idaho, State of. Responses due by 5/22/2017 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration, # <u>3</u> Exhibit A to Declaration)(Church, Brian)
05/01/2017	<u>1113</u>	Sealed Document Re: <u>1111</u> Sealed Document <i>Exh J Aff Colleen Zahn</i> . (Zahn, Colleen)
05/01/2017	<u>1114</u>	MEMORANDUM/BRIEF re <u>1109</u> Order,,,, filed by Walter D Balla <i>Memorandum In Support of Plaintiffs' Proposed NCCHC Audit Tools</i> . (Attachments: # <u>1</u> Declaration of Elijah M. Watkins In Support of Plaintiffs' Memorandum, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit E–1, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G)(Pooser, William)
05/01/2017	<u>1115</u>	MEMORANDUM/BRIEF re <u>1109</u> Order,,,, filed by Idaho, State of . (Zahn, Colleen)
05/01/2017	<u>1116</u>	AMENDED DOCUMENT by Idaho, State of. Amendment to <u>1110</u> Memorandum/Brief (generic), <i>Exhibit I, Exhibit N Aff CDZ</i> . (Attachments: # <u>1</u> Exhibit)(Zahn, Colleen)
05/02/2017		<b>CORRECTIVE ENTRY – Exhibits C, D, E, E–1, and F to docket number <u>1114</u> Memorandum/Brief were sealed by Clerk per phone call from the office of William Pooser. The filing party shall resubmit a corrected certificate of service using Certificate of Service located under Service of Process and link to the docket entry.</b> (km)
05/02/2017	<u>1117</u>	CERTIFICATE OF SERVICE by Walter D Balla re <u>1114</u> Memorandum/Brief (generic), <i>Certificate of Service of Plaintiffs' SEALED Exhibits C–F (Dkt 1114–4 through 8) (Dkt. 1114) to Defendants</i> (Pooser, William)
05/02/2017		<b>CORRECTIVE ENTRY – Please disregard docket number <u>1113</u> Sealed Document, as the wrong PDF document was attached. The filing party will re–submit the document. Docket numbers <u>1110</u> Exhibits D–O and <u>1111</u> Sealed Document, filed by Idaho, State of was filed incorrectly in this case as it pertains to the Certificate of Service only. The filing party shall refer to ECF Procedure 8 and re–submit their correct certificate of service using Certificate of Service located under Service of Process and link to the docket entries.</b> (km)
05/02/2017	<u>1118</u>	SEALED ORDER. Signed by Judge David O. Carter. (km) Modified on 5/2/2017 to seal order (st).
05/02/2017	<u>1120</u>	CERTIFICATE OF SERVICE by Idaho, State of re <u>1110</u> Memorandum/Brief (generic), <i>Certificate of Service of Exhibits D–O to Plaintiffs</i> (Zahn, Colleen)
05/02/2017	<u>1121</u>	CERTIFICATE OF SERVICE by Idaho, State of re <u>1111</u> Sealed Document <i>Certificate of Service of Sealed Exhibits B, C, J to Plaintiffs</i> (Zahn, Colleen)
05/02/2017	<u>1122</u>	Sealed Document <i>Sealed Exhibit A to Affidavit of Colleen Zahn</i> . (Zahn, Colleen)
05/02/2017	<u>1123</u>	CERTIFICATE OF SERVICE by Idaho, State of re <u>1122</u> Sealed Document <i>Certificate of Service of Defendants' Sealed Exhibit A</i> (Zahn, Colleen)

05/03/2017	<u>1124</u>	Sealed Document Re: <u>1111</u> Sealed Document <i>Sealed Amended Exhibit C to Affidavit of Colleen D. Zahn</i> . (Attachments: # <u>1</u> Certificate of Service for Amended Exh. C to Affidavit of CZ)(Zahn, Colleen)
05/05/2017	<u>1125</u>	STIPULATION <i>CONCERNING THE COMPLIANCE AUDIT</i> by Idaho, State of. (Church, Brian)
05/05/2017	<u>1126</u>	ORDER RE: STATUS OF NON-MEDICAL INJUNCTIONS. THEREFORE, IT IS ORDERED that the parties shall contact Jamie Bracke, at jamie_bracke@id.uscourts.gov, to determine an appropriate date and time for the status conference, to be set in August 2017 or later. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (st)
05/08/2017	<u>1127</u>	STIPULATION re <u>1106</u> MOTION to Appoint Expert <i>Plaintiffs' Motion for Authorization to Retain Expert Witnesses</i> by Idaho, State of. (Church, Brian)
05/09/2017	1128	DOCKET ENTRY NOTICE OF HEARING: An In Person Status Conference is set for 8/28/2017 at 11:00 AM in Boise – Courtroom 3 before Judge B. Lynn Winmill. (jlb)
05/11/2017	1129	ORDER. Pursuant to the parties' Stipulation (Dkt. 1127), IT IS ORDERED that the deadline for Defendants to file their response to Plaintiffs' Motion for Authorization to Retain Expert Witnesses (Dkt. 1106) is extended to May 19, 2017. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jd))
05/12/2017	<u>1130</u>	Sealed Document . (Olson, Wendy)
05/19/2017	<u>1131</u>	RESPONSE to Motion re <u>1106</u> MOTION to Appoint Expert <i>Plaintiffs' Motion for Authorization to Retain Expert Witnesses</i> filed by Idaho, State of. Replies due by 6/2/2017.(Church, Brian)
05/26/2017	<u>1132</u>	MEMORANDUM in Opposition re <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions filed by Idaho, State of. Replies due by 6/9/2017. (Attachments: # <u>1</u> Affidavit of Florendo, # <u>2</u> Exhibit A to Florendo Aff, # <u>3</u> Exhibit B to Florendo Aff, # <u>4</u> Affidavit of Hightower, # <u>5</u> Exhibit A to Hightower Aff, # <u>6</u> Exhibit B to Hightower Aff, # <u>7</u> Affidavit of Kinney, # <u>8</u> Exhibit A to Kinney Aff, # <u>9</u> Affidavit of Smock, # <u>10</u> Affidavit of Dowell, # <u>11</u> Exhibit A to Dowell Aff, # <u>12</u> Exhibit B to Dowell Aff, # <u>13</u> Affidavit of Counsel, # <u>14</u> Exhibit A to Counsel Aff, # <u>15</u> Exhibit B to Counsel Aff, # <u>16</u> Exhibit C to Counsel Aff, # <u>17</u> Exhibit D to Counsel Aff, # <u>18</u> Exhibit E to Counsel Aff, # <u>19</u> Exhibit F to Counsel Aff, # <u>20</u> Exhibit G to Counsel Aff, # <u>21</u> Exhibit H to Counsel Aff, # <u>22</u> Exhibit 1 to Counsel Aff, # <u>23</u> Exhibit 2 to Counsel Aff, # <u>24</u> Exhibit 3 to Counsel Aff, # <u>25</u> Exhibit 4 to Counsel Aff, # <u>26</u> Exhibit 5 to Counsel Aff, # <u>27</u> Exhibit 6 to Counsel Aff, # <u>28</u> Exhibit 7 to Counsel Aff, # <u>29</u> Exhibit 8 to Counsel Aff, # <u>30</u> Exhibit 9 to Counsel Aff, # <u>31</u> Exhibit 10 to Counsel Aff, # <u>32</u> Exhibit 11 to Counsel Aff, # <u>33</u> Exhibit 12 to Counsel Aff, # <u>34</u> Exhibit 13 to Counsel Aff, # <u>35</u> Affidavit of Church, # <u>36</u> Exhibit D of Church Aff, # <u>37</u> Exhibit E of Church Aff)(Zahn, Colleen)
05/26/2017	<u>1133</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Exhibit A to Church Aff</i> . (Attachments: # <u>1</u> Exhibit B to Church Aff, # <u>2</u> Exhibit C to Church Aff)(Zahn, Colleen)
05/26/2017	<u>1134</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Brewer</i> . (Attachments: # <u>1</u> Exhibit A to Brewer Aff, # <u>2</u> Exhibit B to Brewer Aff)(Zahn, Colleen) (Entered: 05/27/2017)
05/27/2017	<u>1135</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Campbell</i> . (Attachments: # <u>1</u> Exhibit A to Campbell Aff, # <u>2</u> Exhibit B to Campbell Aff)(Zahn, Colleen)
05/27/2017	<u>1136</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Clark</i> . (Attachments: # <u>1</u> Exhibit A to Clark Aff)(Zahn, Colleen)
05/27/2017	<u>1137</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion, <i>Affidavit of Frashier</i> . (Attachments: # <u>1</u> Exhibit A to Frashier Aff, # <u>2</u> Exhibit B to Frashier Aff, #

		<u>3</u> Exhibit C to Frashier Aff)(Zahn, Colleen) (Modified on 4/9/2018 to UNSEAL the Affidavit ONLY per the Order (Dkt <u>1245</u> ) jp).
05/27/2017	<u>1138</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Grace</i> . (Attachments: # <u>1</u> Exhibit A to Grace Aff, # <u>2</u> Exhibit B to Grace Aff)(Zahn, Colleen)
05/27/2017	<u>1139</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Hofer</i> . (Zahn, Colleen)
05/27/2017	<u>1140</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Kubinski</i> . (Attachments: # <u>1</u> Exhibit A to Kubinski Aff)(Zahn, Colleen)
05/27/2017	<u>1141</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Martin</i> . (Attachments: # <u>1</u> Exhibit A to Martin Aff, # <u>2</u> Exhibit B to Martin Aff)(Zahn, Colleen)
05/27/2017	<u>1142</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Wingert</i> . (Attachments: # <u>1</u> Exhibit A to Wingert Aff)(Zahn, Colleen)
05/27/2017	<u>1143</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Yordy</i> . (Attachments: # <u>1</u> Exhibit A to Yordy Aff, # <u>2</u> Exhibit B to Yordy Aff, # <u>3</u> Exhibit C to Yordy Aff, # <u>4</u> Exhibit D to Yordy Aff, # <u>5</u> Exhibit E to Yordy Aff, # <u>6</u> Exhibit F to Yordy Aff, # <u>7</u> Exhibit G to Yordy Aff, # <u>8</u> Exhibit H to Yordy Aff)(Zahn, Colleen)
05/27/2017	<u>1144</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Siegert</i> . (Attachments: # <u>1</u> Exhibit A to Siegert Aff, # <u>2</u> Exhibit B to Siegert Aff, # <u>3</u> Exhibit C to Siegert Aff, # <u>4</u> Exhibit D to Siegert Aff, # <u>5</u> Exhibit E to Siegert Aff, # <u>6</u> Exhibit F to Siegert Aff, # <u>7</u> Exhibit G to Siegert Aff)(Zahn, Colleen)
05/27/2017	<u>1145</u>	MOTION for Leave to File Excess Pages <i>to File an Overlength Memorandum</i> Brian V Church appearing for Defendant Idaho, State of. Responses due by 6/19/2017 (Church, Brian)
05/27/2017	<u>1146</u>	MOTION to Seal Brian V Church appearing for Defendant Idaho, State of. Responses due by 6/19/2017 (Attachments: # <u>1</u> Memorandum in Support Memorandum in Support of Motion to Seal)(Church, Brian)
05/27/2017	<u>1147</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Osorio</i> . (Attachments: # <u>1</u> Exhibit A to Osorio Aff, # <u>2</u> Exhibit B to Osorio Aff, # <u>3</u> Exhibit C to Osorio Aff, # <u>4</u> Exhibit D to Osorio Aff, # <u>5</u> Exhibit E to Osorio Aff, # <u>6</u> Exhibit F to Osorio Aff, # <u>7</u> Exhibit G to Osorio Aff, # <u>8</u> Exhibit H to Osorio Aff, # <u>9</u> Exhibit I to Osorio Aff, # <u>10</u> Exhibit J to Osorio Aff, # <u>11</u> Exhibit K to Osorio Aff, # <u>12</u> Exhibit L to Osorio Aff, # <u>13</u> Exhibit M to Osorio Aff, # <u>14</u> Exhibit N to Osorio Aff, # <u>15</u> Exhibit O to Osorio Aff)(Zahn, Colleen)
05/27/2017	<u>1148</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Lemons</i> . (Attachments: # <u>1</u> Exhibit A to Lemons Aff, # <u>2</u> Exhibit B to Lemons Aff, # <u>3</u> Exhibit C to Lemons Aff, # <u>4</u> Exhibit D to Lemons Aff, # <u>5</u> Exhibit E to Lemons Aff, # <u>6</u> Exhibit F to Lemons Aff, # <u>7</u> Exhibit G to Lemons Aff, # <u>8</u> Exhibit H to Lemons Aff, # <u>9</u> Exhibit I to Lemons Aff, # <u>10</u> Exhibit J to Lemons Aff, # <u>11</u> Exhibit K to Lemons Aff, # <u>12</u> Exhibit L to Lemons Aff)(Zahn, Colleen)
05/27/2017	<u>1149</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Hansen</i> . (Attachments: # <u>1</u> Exhibit A to Hansen Aff, # <u>2</u> Exhibit B to Hansen Aff, # <u>3</u> Exhibit C to Hansen Aff, # <u>4</u> Exhibit D to Hansen Aff, # <u>5</u> Exhibit E to Hansen Aff, # <u>6</u> Exhibit F to Hansen Aff, # <u>7</u> Exhibit G to Hansen Aff, # <u>8</u> Exhibit H to Hansen Aff, # <u>9</u> Exhibit I to Hansen Aff)(Zahn, Colleen)
05/27/2017	<u>1150</u>	Sealed Document Re: <u>1132</u> Memorandum in Opposition to Motion,,,,, <i>Affidavit of Benton</i> . (Attachments: # <u>1</u> Exhibit A to Benton Aff, # <u>2</u> Exhibit B to Benton Aff, # <u>3</u> Exhibit C to Benton Aff, # <u>4</u> Exhibit D-1 to Benton Aff, # <u>5</u> Exhibit D-2 to Benton Aff, # <u>6</u> Exhibit E to Benton Aff, # <u>7</u> Exhibit F-1 to Benton Aff, # <u>8</u> Exhibit F-2 to Benton Aff, # <u>9</u> Exhibit G to Benton Aff, # <u>10</u> Exhibit H to Benton Aff, # <u>11</u> Exhibit I to Benton Aff, # <u>12</u> Exhibit J-1 to Benton Aff, # <u>13</u> Exhibit J-2 to Benton Aff, # <u>14</u> Exhibit J-3 to Benton Aff, # <u>15</u> Exhibit J-4 to Benton Aff, # <u>16</u> Exhibit K to Benton Aff, # <u>17</u> Exhibit L to Benton Aff, # <u>18</u> Exhibit M to Benton Aff)(Zahn, Colleen)



06/02/2017	<u>1151</u>	REPLY to Response to Motion re <u>1106</u> MOTION to Appoint Expert <i>Plaintiffs' Motion for Authorization to Retain Expert Witnesses</i> filed by Walter D Balla. (Attachments: # <u>1</u> Declaration ISO Reply, # <u>2</u> Exhibit A to Declaration Filed Under Seal, # <u>3</u> Exhibit B to Declaration Filed Under Seal)(Olson, Wendy)
06/02/2017	<u>1152</u>	Sealed Document Re: <u>1151</u> Reply to Response to Motion, <i>SEALED Exhibit A and SEALED Exhibit B to Declaration of Wendy J. Olson ISO Reply to Plaintiffs' Motion for Authorization to Retain Expert Witnesses (Dkt. 1106)</i> . (Attachments: # <u>1</u> Exhibit B)(Olson, Wendy)
06/02/2017	<u>1153</u>	MOTION to Seal <i>Exhibits A and B to Declaration of Wendy J. Olson (Dkt. 1152) In Support of Reply to Plaintiffs' Motion for Authorization to Retain Expert Witnesses (Dkt. 1106)</i> Wendy Olson appearing for Plaintiff Walter D Balla. Responses due by 6/23/2017 (Olson, Wendy)
06/02/2017	<u>1155</u>	REPLY to Response to Motion/Opposition to Defendant's motion of Opposition to re <u>1084</u> Emergency Request for Court Intervention, filed by Brandon Paul Ferreira. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit)(cjs) Modified on 6/6/2017 to correct Date Filed (cjs). (Entered: 06/06/2017)
06/05/2017	<u>1154</u>	MOTION for Hearing re <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions <i>Plaintiffs' Motion re Hearing on Plaintiffs' Motion to Show Cause Why Defendants Should Not Be Held in Contempt and Proposed Case Management</i> Wendy Olson appearing for Plaintiff Walter D Balla. Responses due by 6/26/2017 (Attachments: # <u>1</u> Declaration of Wendy J. Olson ISO Plaintiffs' Motion re Hearing on Plaintiffs' Motion to Show Cause Why Defendants Should Not Be Held in Contempt and Proposed Case Management, # <u>2</u> Exhibit A to Declaration of Wendy J. Olson ISO Plaintiffs' Motion re Hearing on Plaintiffs' Motion to Show Cause Why Defendants Should Not be Held in Contempt and Proposed Case Management)(Olson, Wendy)
06/07/2017	<u>1156</u>	ORDER SETTING HEARING ON CONTEMPT MOTION. IT IS ORDERED as follows: Plaintiffs' Motion for Hearing on Plaintiffs' Motion to Show Cause Why Defendants Should Not Be Held in Contempt and Proposed Case Management (Dkt. <u>1154</u> ) is DENIED. Plaintiffs' optional reply in support of their Motion for Contempt shall be due no later than June 16, 2017. The Court shall hold a hearing on July 27 and 28, 2017. As soon as the Motion is fully briefed, the Court will issue an order explaining the nature and details of the hearing. The parties shall provide the court facilitator with a copy of the NCCHC report as soon as they receive it. Defendants' Motion to File Excess Pages (Dkt. <u>1145</u> ) is GRANTED. Plaintiffs' and Defendants' Motions to Deal (Dkt. 1146 & 1153) are GRANTED. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (km)
06/08/2017	<u>1157</u>	Letter re: Emergency Request for Court Intervention (Dkt. <u>1084</u> ) by Movant Brandon Paul Ferreira. (km) (Additional attachment(s) added on 6/12/2017: # <u>1</u> Supplemental Documentation) (km). (Entered: 06/12/2017)
06/12/2017		Set/Reset Deadlines as to <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions . Motion Hearing set for 7/27/2017 08:30 AM in Boise – Courtroom 1 before Judge David O. Carter. (so)
06/15/2017	<u>1158</u>	MOTION for Sanctions Against State's Counsel for Fraud; MOTION to Disbar State's Counsel for Stating Known Lies to the Court; JUDICIAL NOTICE of Lodging of Class Members Statement, by Movant Faron Raymond Hawkins. Responses due by 7/6/2017. (cjs)
06/16/2017	<u>1159</u>	MEMORANDUM in Support re <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions <i>Reply Memorandum In Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt</i> filed by Walter D Balla. (Attachments: # <u>1</u> Supplemental Declaration, # <u>2</u> Exhibit A to Supplemental Declaration of Elijah M. Watkins)(Pooser, William)

06/16/2017	<u>1160</u>	MOTION for Leave to File <i>Overlength Brief (Dkt. 1159)</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 7/7/2017 (Pooser, William)
06/16/2017		<b>CORRECTIVE ENTRY – The entry docket number 1159 Memorandum in Support of Motion, filed by Walter D Balla was filed incorrectly in this case as the wrong event was used. The filing party shall re-submit their filing using the correct event of "Reply to Response to Motion" located under Responses and Replies as this event correctly links to the motion and terms the reply deadline.(cjs)</b>
06/16/2017	<u>1161</u>	REPLY to Response to Motion re <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions <i>Reply Memorandum In Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt</i> filed by Walter D Balla. (Attachments: # <u>1</u> Supplemental Declaration of Elijah M. Watkins, # <u>2</u> Exhibit A to Supplemental Declaration of Elijah M. Watkins)(Pooser, William)
06/16/2017	<u>1162</u>	Sealed Document Re: <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions <i>SEALED Supplemental Declaration of Elijah M. Watkins ISO Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> . (Attachments: # <u>1</u> Exhibit 1 ISO Sealed Declaration of Elijah M. Watkins, # <u>2</u> Exhibit 2 ISO Sealed Declaration of Elijah M. Watkins, # <u>3</u> Exhibit 3 ISO Sealed Declaration of Elijah M. Watkins, # <u>4</u> Exhibit 4 ISO Sealed Declaration of Elijah M. Watkins)(Pooser, William) Modified on 7/27/2017 to reflect filed under seal pursuant to Order Dkt. <u>1185</u> (cjs).
06/16/2017	<u>1163</u>	MOTION to Seal <i>SEALED Declaration of Elijah M. Watkins In Support of Plaintiffs' Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 7/7/2017 (Attachments: # <u>1</u> Memorandum in Support)(Pooser, William)
06/21/2017	<u>1164</u>	NOTICE by Walter D Balla <i>Notice of Service of Discovery Document Upon Defendants</i> (Watkins, Elijah)
06/21/2017		<b>CORRECTIVE ENTRY – The entry docket number 1164 Notice (Other) filed by Walter D Balla was filed incorrectly in this case. Pursuant to Local Rule 5.4 Non-Filing of Discovery, discovery documents must be served upon other counsel and parties but must not be filed with the Clerk of Court unless on order of the court or for use in the proceeding.(cjs)</b>
06/29/2017	<u>1165</u>	ORDER – IT IS ORDERED: 1. Plaintiff's Motion for Order to Show Cause Why Defendants Should Not Be Held in Contempt (Dkt. <u>1090</u> ) is REFERRED to the Honorable David O. Carter. 2. Plaintiffs Motion for Authorization to Retain Expert Witnesses (Dkt. <u>1106</u> ) is DENIED without prejudice. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
07/03/2017	<u>1166</u>	ORDER TO SHOW CAUSE– Hearing will begin Thursday, 7/27/17, at 9:00 a.m., and will end Friday 7/28/17, at 12:00 p.m. The hearing will be held at ISCI, if ISCI can accommodate the request to have the hearing at that location. Counsel for Defendants shall report to the Court within three business days whether ISCI can host the hearing. At 1:00 p.m. on Friday, 7/28/17, the Court and counsel shall meet to discuss a potential time frame and other logistics for a final compliance audit, if necessary, and other items pertaining to termination proceedings. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
07/12/2017	<u>1167</u>	PRE-HEARING CASE MANAGEMENT ORDER. The hearing will be held at the federal courthouse on July 27, 2017 at 8:30 a.m. to 4:30 p.m. and July 28, 2017, from 8:30 a.m. to 1:00 p.m. No later than July 17, 2017, the parties shall notify the Court of which inmates need to be transported on which day(s) to the courthouse. A transport order will then be issued. SO ORDERED. Signed by Judge David O. Carter. (km) (Entered: 07/13/2017)
07/13/2017	<u>1168</u>	NOTICE of Lodging Judicial Notice Christopher Pooser, Elijah Watkins, Stoel Rives Firm, does not have authority to use and or represent Faron R. Hawkins and or Leslie Lott for any purpose without written consent, filed by Movant Faron Raymond

		Hawkins. (jp) (Entered: 07/14/2017)
07/19/2017	<u>1169</u>	Sealed Document Re: <u>1150</u> Sealed Document,, <i>Amended Affidavit of Amanda Benton.</i> (Zahn, Colleen)
07/20/2017	<u>1170</u>	ORDER to Transport Prisoners; IDOC to take appropriate measures to transport Barry Searcy, No. 27413, John McElhiney, No. 60799, Kent Ellis, No. 60074, Dennis Slaughter, No. 13568, John Maynard, No. 54248, Kenneth Workman, No. 61342, Timothy Estep, No. 88439, Andy Gallegos, No. 26591, Christopher Weaver, No. 107693 to Courtroom #1, Boise on 7/27/2017 beginning at 8:30 a.m. (arrival time 8:00 a.m.) (Notice sent to IDOC & USMS). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
07/20/2017	<u>1171</u>	PRETRIAL MEMORANDUM by Walter D Balla. (Olson, Wendy)
07/20/2017	<u>1172</u>	Exhibit List <i>Plaintiffs' Exhibit and Witness List for July 27–28, 2017 Hearing re Motion for Contempt</i> by Walter D Balla.. (Olson, Wendy)
07/20/2017	<u>1173</u>	Exhibit List by Idaho, State of.. (Zahn, Colleen)
07/20/2017	<u>1174</u>	Witness List (sealed) by Idaho, State of. (Zahn, Colleen)
07/20/2017	<u>1175</u>	PRETRIAL MEMORANDUM by Idaho, State of. (Church, Brian)
07/21/2017	<u>1176</u>	AMENDED ORDER to Transport Prisoners; IDOC to take appropriate measures to transport Barry Searcy, No. 27413, John McElhiney, No. 60799, Kent Ellis, No. 60074, Dennis Slaughter, No. 13568, John Maynard, No. 54248, Kenneth Workman, No. 61342, Timothy Estep, No. 88439, Christopher Weaver, No. 107693 to Courtroom #1, Boise on 7/27/2017 beginning at 8:30 a.m. (arrival time 8:00 a.m.) (Notice sent to IDOC & USMS). Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
07/24/2017	<u>1177</u>	MOTION in Limine <i>Motion in Limine to Limit Testimony of Dr. Brent Gibson and Defendants' Exhibit 2000</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 8/14/2017 (Attachments: # <u>1</u> Memorandum in Support Memorandum in Support of Motion in Limine to Limit Testimony of Dr. Brent Gibson and Defendants' Exhibit 2000)(Watkins, Elijah)
07/24/2017	<u>1178</u>	Exhibit List <i>Plaintiffs' Supplemental Exhibit List</i> by Walter D Balla.. (Watkins, Elijah)
07/26/2017	<u>1179</u>	MOTION to Supplement <i>Plaintiffs' Motion to Supplement Their Exhibit List for Contempt Hearing</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 8/16/2017 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration of Elijah M. Watkins In Support of Plaintiffs' Motion to Supplement Their Exhibit List for Contempt Hearing)(Watkins, Elijah)
07/26/2017	<u>1180</u>	Sealed Document Re: <u>1179</u> MOTION to Supplement <i>Plaintiffs' Motion to Supplement Their Exhibit List for Contempt Hearing</i> . (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit)(Watkins, Elijah)
07/26/2017	<u>1181</u>	MEMORANDUM in Opposition re <u>1177</u> MOTION in Limine <i>Motion in Limine to Limit Testimony of Dr. Brent Gibson and Defendants' Exhibit 2000</i> filed by Idaho, State of. Replies due by 8/9/2017.(Church, Brian)
07/26/2017	<u>1182</u>	RESPONSE to Motion re <u>1179</u> MOTION to Supplement <i>Plaintiffs' Motion to Supplement Their Exhibit List for Contempt Hearing Objection and Opposition</i> filed by Idaho, State of. Replies due by 8/9/2017. (Attachments: # <u>1</u> Affidavit Declaration, # <u>2</u> Exhibit Exhibit A, # <u>3</u> Exhibit Exhibit B, # <u>4</u> Exhibit Exhibit C)(Church, Brian) Modified on 7/26/2017 to refer to Amended Document (Errata) Dkt. <u>1183</u> (cjs).
07/26/2017		<b>CORRECTIVE ENTRY – The entry docket number <u>1182</u> Response to Motion, filed by Idaho, State of was filed incorrectly in this case. Thsi document is two things in one and is correctly filed as a Response. The filing party shall also submit their filing as a Motion to Strike.(cjs)</b>

07/26/2017	<u>1183</u>	AMENDED DOCUMENT (Errata) by Idaho, State of. Amendment to <u>1182</u> Response to Motion, <u>1179</u> MOTION to Supplement <i>Plaintiffs' Motion to Supplement Their Exhibit List for Contempt Hearing</i> , Corrective Entry, . (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C)(Church, Brian) Modified on 7/26/2017 (cjs).
07/26/2017	<u>1184</u>	DISREGARD – Objection by Defendant Idaho, State of to. Related document: Corrective Entry,. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C)(Church, Brian) Modified on 7/26/2017 pursuant to Corrective Entry (cjs).
07/26/2017		<b>CORRECTIVE ENTRY – The entry docket number <u>1184</u> Objection filed by Idaho, State of was filed incorrectly in this case as it is a duplicate filing of Docket 1183. Disregard docket 1184.</b> (cjs)
07/26/2017		The Response Dkt. <u>1182</u> and the Amended Document (Errata) Dkt. <u>1183</u> are not intended to be a Motion to Strike and therefore will not be filed on the document as a pending motion pursuant to the filing party. (cjs)
07/27/2017	<u>1185</u>	ORDER ON MATTERS PRELIMINARY TO THE EVIDENTIARY HEARING – IT IS ORDERED:1. Plaintiffs Motion to Supplement Exhibits (Dkt. <u>1179</u> ) is GRANTED in part, and CONDITIONALLY GRANTED in part. 2. Plaintiffs Motion in Limine (Dkt. <u>1177</u> ) is DENIED. 3. Plaintiffs Motion to Seal Declaration (Dkt. <u>1163</u> ) is GRANTED. 4. Plaintiffs Motion to File Overlength Brief (Dkt. <u>1160</u> ) is GRANTED. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
07/27/2017	<u>1186</u>	Minute Entry for proceedings held before Judge David O. Carter: Motion Hearing held on 7/27/2017 re <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions filed by Walter D Balla, Evidentiary Hearing held on 7/27/2017. Continued to 8:30 am, 7/28/2017. (Court Reporter/ESR Amy Simmons.) (lc)
07/28/2017	<u>1187</u>	NOTICE of Hearing on Motion <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions : Motion Hearing set for 7/28/2017 08:30 AM in Boise – Courtroom 1 before Judge David O. Carter. (dmc)
07/28/2017	<u>1188</u>	Minute Entry for proceedings held before Judge David O. Carter: Motion Hearing held on 7/28/2017 re <u>1090</u> MOTION Contempt <i>Plaintiffs' Motion for Order To Show Cause Why Defendants Should Not Be Held in Contempt</i> MOTION for Hearing MOTION for Sanctions filed by Walter D Balla. (Court Reporter/ESR Amy Simmons.) (dmc) (Additional attachment(s) added on 8/3/2017: # <u>1</u> Plaintiff's Exhibit List) (km). (Additional attachment(s) added on 8/4/2017: # <u>2</u> Defendant's Exhibit List) (km). Modified on 9/21/2017 to SEAL Attachments pursuant to request from Chambers due to medical conditions referenced (cjs).
08/15/2017	<u>1191</u>	Sealed Transcript of Proceedings held on 7/27/2017 and 7/28/2017 before Judge David O. Carter. Court Reporter/Transcriber Amy E. Simmons, telephone number 208–345–3704. This transcript is not available to the general public and as such is sealed. (Attachments: # <u>1</u> Part 2 of 2)(cjs) Modified on 8/22/2017 to reflect that is is a transcript (km). Modified on 8/23/2017 to indicate sealed per Order, dkt. 1185 (km).
08/18/2017	<u>1192</u>	Sealed Document for the Court. (cjs) (Entered: 08/21/2017)
08/22/2017		Set/Reset Transcript Deadlines re <u>1191</u> Transcript. Redacted Transcript Deadline set for 9/12/2017. Redaction Request due 9/22/2017. Release of Transcript Restriction set for 11/20/2017. (km)
08/24/2017	<u>1193</u>	ORDER – IT IS ORDERED: 1. Brandon Ferreira shall not file anything further in this case unless he is residing at ISCI. 2. The Clerk of Court shall not accept for filing any documents from Brandon Ferreira intended to be filed in this action unless his address shows that he resides at ISCI. 3. Regardless of where he resides, Brandon Ferreira may file his own civil rights action, which shall be separate from this case, at any time. 4. The Emergency Request for Court Intervention (Dkt. <u>1157</u> ) is DENIED. 5. Class Member Faron Raymond Hawkins Motion for Sanctions against States Counsel for Fraud, Motion to Disbar States Counsel for Stating Known Lies to the Court, Motion for Judicial Notice of Lodging of Class Members Statement, and



		Motion to Demand Correction of the Record (Dkt. <u>1158</u> ) are DENIED without prejudice. All such motions must be submitted through class counsel, only. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
08/24/2017		CERTIFICATE OF SERVICE by Clerk of Court of mailing <u>1193</u> ORDER to movant Brandon Paul Ferreira, #105609, SICI, MD 343, PO Box 8509, Boise, ID 83707. (cjs)
08/24/2017	<u>1194</u>	MOTION for Conflict of Counsel by Personal Representative Alan Lee Brandt. Responses due by 9/14/2017. (Attachments: # <u>1</u> Affidavit of Alan Brandt With Evidence Attached, # <u>2</u> Affidavit of Alan Brandt in Support, # <u>3</u> Brief in Support of Brandt's Complaint, # <u>4</u> Exhibit of Evidences)(cjs) Modified on 8/24/2017 to reflect address updated for inmate Brandt per this filing (cjs). Modified on 9/13/2017 to refer to Supplement Dkt. <u>1198</u> (cjs). Modified on 11/14/2017 to seal per Order dkt 1213 (jp).
08/25/2017	1195	AMENDED DOCKET ENTRY NOTICE OF HEARING: Due to the Court's calendar, the in person Status Conference set for 8/28/2017 is rescheduled for 10/19/2017 at 3:30 PM in Boise – Courtroom 3 before Judge B. Lynn Winmill. (jlb)
08/28/2017	1196	ORDER. The Clerk of Court shall provide counsel William Pooser, Wendy Olson, Elijah Watkins, Brian Church, Colleen Zahn, and Mark Kubinski with an electronic copy of the transcript from the hearing held on July 27, 2017, and July 28, 2017. Counsel shall file the Redaction Request by September 18, 2017. The original transcript in this matter, filed on August 15, 2017, shall remain sealed. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jd))
08/28/2017		Reset Transcript Redaction Request Deadline re <u>1191</u> Sealed Transcript per Order, docket no. 1196. Redaction Request due 9/18/2017. (km) (Entered: 08/29/2017)
08/28/2017	<u>1197</u>	RETURN MAIL undelivered as to Brandon Paul Ferreira, #105609 re: <u>1193</u> Order. IDOC indicated "Parole" & "Return to Sender – Gone – Left No Forwarding Address". (cjs) (Entered: 08/30/2017)
09/07/2017	<u>1198</u>	SUPPLEMENT by Personal Representative Alan Lee Brandt re <u>1194</u> MOTION. (Attachments: # <u>1</u> Exhibit)(cjs) (Entered: 09/13/2017)
09/18/2017	<u>1199</u>	SEALED MOTION <i>Sealed Stipulated Motion</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 10/10/2017 (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Pooser, William)
09/19/2017	<u>1200</u>	REQUEST to Take Notice to Remove Aaron Bert Fodge Off as a Class Member, by Movant Aaron Bert Fodge. Responses due by 10/10/2017. (cjs) (Entered: 09/20/2017)
09/20/2017	<u>1201</u>	SEALED MOTION <i>Sealed Stipulated Motion</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 10/11/2017 (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Pooser, William)
09/28/2017	<u>1202</u>	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS MOTION FOR CONTEMPT (Dkt. <u>1090</u> ) – Accordingly, IT IS ORDERED that Plaintiff's Motion for Contempt (Dkt. <u>1090</u> ) is GRANTED IN PART and DENIED IN PART. Plaintiff's request that Defendants be held in contempt is GRANTED as to the period from 6/6/2014 and 7/2016. However, Plaintiff's have not established that any class member suffered harm as a result of any violation; such harm is required for an award of compensatory damages. The Court leaves the determination of the most appropriate remedy to the presiding Idaho judge, to be determined when that Court rules on the upcoming termination motion in this case. Signed by Judge David O. Carter. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs) (Entered: 09/29/2017)
09/29/2017	<u>1203</u>	REQUEST to Take Notice to Remove Rob L Mitchell Off as a Class Member in the Above Case by Movant Rob L Mitchell. Responses due by 10/20/2017. (cjs) (Entered: 10/03/2017)
10/09/2017	<u>1204</u>	MEMORANDUM/BRIEF re <u>1126</u> Order, filed by Walter D Balla <i>Plaintiffs' Pre-Hearing Memorandum Regarding Status Conference on Non-Medical Injunctions (Dkt. 1126)</i> . (Attachments: # <u>1</u> Declaration of W. Christopher Pooser In

		Support of Plaintiffs' Pre-Hearing Memorandum Regarding Status Conference on Non-Medical Injunctions (Dkt. 1126), # <u>2</u> Exhibit A to Declaration of W. Christopher Pooser)(Pooser, William)
10/13/2017	<u>1205</u>	ORDER RE: REMEDIES FOR PAST CONTEMPT and ORDER VACATING OCTOBER 19, 2017 CASE MANAGEMENT CONFERENCE – IT IS ORDERED: 1. No monetary or other relief shall be awarded for Defendants contempt of the June 2014 Order. 2. The case management conference currently scheduled for 10/19/2017, is VACATED.3. Within 28 days after entry of this Order, counsel for the parties shall meet and confer (1) to attempt to negotiate any outstanding issues with respect to the Plaintiffs motion for contempt, and (2) to consider a potential schedule for the litigation of the remainder of this case, including the filing of other motions for contempt or motions to terminate injunctive relief. Any agreements between the parties may be submitted to this Court by joint motion or by stipulation. 4. Any procedural questions regarding this case, as well as any future proposed orders, should be directed to Sarah E. Davis, Staff Attorney with the Courts Prison Litigation Unit. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (cjs)
11/02/2017	<u>1207</u>	STIPULATION re <u>1188</u> Motion Hearing,, <i>Motion to Amend List of Admitted Exhibits</i> by Idaho, State of. (Attachments: # <u>1</u> Declaration Brian V. Church, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D)(Church, Brian)
11/07/2017	<u>1208</u>	MOTION to Seal Document <i>Stipulated Motion to Seal Certain Hearing Exhibits</i> William C Pooser appearing for Plaintiff Walter D Balla. Responses due by 11/28/2017 (Pooser, William)
11/08/2017	<u>1209</u>	Lodging of Class Affidavit of Faron R. Hawkins Showing Clear Proof of Fraud and Perjured Statements by Defendants and Class Counsels Failure Due Diligence to Dispute by Faron Raymond Hawkins (st) (Entered: 11/09/2017)
11/14/2017	<u>1210</u>	ORDER Class member Alan Brandt's Motion for Conflict of Counsel (Dkt. 1194) isDENIED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (cc: Alan Brandt, IDOC No. 16679, ISCI, Unit 11, P.O. Box 14, Boise, Idaho, 83707–jp)
11/14/2017	<u>1211</u>	ORDER Aaron Bert Fodge's motion to opt out of the class (Dkt. <u>1200</u> ) is DENIED. Rob L. Mitchell's motion to opt out of the class (Dkt. <u>1203</u> ) is DENIED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (mailed to Aaron Fodge, 20264, ISCI 11–A–9–A, PO Box 14, Boise ID 83707 and Rob L Mitchell, 35495, ISCI, 11–A–5–A, PO Box 14, Boise, ID 83707– jp).
11/14/2017	<u>1212</u>	ORDER The parties' Stipulated Motion to Seal Certain Hearing Exhibits (Dkt. <u>1208</u> ) is GRANTED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
11/14/2017	<u>1213</u>	SEALED ORDER. Signed by Judge B. Lynn Winmill. (jp)
11/14/2017	<u>1219</u>	REDACTED Version of Docket Nos. 1194, 1194–2, 1194–3, and 1194–4 (filed per Order dkt 1213) (jp) (Entered: 12/20/2017)
11/14/2017	<u>1220</u>	REDACTED Version of Docket No. 506. (filed per Order dkt 1213) (jp) (Entered: 12/20/2017)
11/21/2017	<u>1214</u>	MOTION for Reconsideration re <u>1210</u> Order on Motion,. Responses due by 12/12/2017 (Attachments: # <u>1</u> Brief in Support for Brandt's Motion to Reconsider)(jp) (Entered: 11/24/2017)
11/28/2017	<u>1215</u>	SUPPLEMENTAL BRIEF TO BRANDTS FIRST BRIEF by Alan Lee Brandt re <u>1214</u> MOTION for Reconsideration re <u>1210</u> Order (Attachments: # <u>1</u> Affidavit of Alan Brandt)(jp) (Entered: 11/29/2017)
12/01/2017	<u>1216</u>	Lodging of Declaration of Class Member in Support of Removal of Class Representatives and Class Counsel for Cause and MOTION to set Hearing for the Matter by Movant Faron Raymond Hawkins. Responses due by 12/22/2017 (jp)

		(Entered: 12/05/2017)
12/07/2017	<u>1217</u>	Lodging of Declaration and MOTION for Hearing by Movant Faron Raymond Hawkins. Responses due by 12/28/2017. (cjs) (Entered: 12/08/2017)
12/07/2017	<u>1218</u>	AFFIDAVIT of Alan Brandt in Support re <u>1214</u> MOTION for Reconsideration re <u>1210</u> Order on Motion for Miscellaneous Relief, filed by Alan Lee Brandt. (Attachments: # <u>1</u> Exhibit)(cjs) (Entered: 12/08/2017)
12/21/2017	<u>1221</u>	Lodging of Declaration and MEMORANDUM in Support of Removal of Class Counsel and Class Representatives for Hearing filed by Faron Raymond Hawkins.(jp) (Entered: 12/26/2017)
12/26/2017	<u>1222</u>	STIPULATION for Plaintiffs' Requested Interim Attorneys' Fees and Costs by Walter D Balla. (Olson, Wendy)
12/28/2017	<u>1224</u>	REQUEST for Fairness and Civility by Alan Lee Brandt (jp) (Entered: 01/09/2018)
12/28/2017	<u>1225</u>	MOTION for Hearing on Plaintiff Brandt's Motion to Reconsider, re <u>1214</u> MOTION for Reconsideration re <u>1210</u> Order. Responses due by 1/18/2018 (Attachments: # <u>1</u> Exhibits)(jp) (Entered: 01/09/2018)
01/02/2018	<u>1223</u>	ORDER Granting Joint <u>1222</u> Stipulation for Plaintiffs' Requested Interim Attorneys' Fees and Costs. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
01/09/2018		Notice: Due to a connectivity issue with the ISCI scanner there is a difference between the file date and the actual date docket numbers 1224 and 1225 were placed on the docket. They were received by the Clerk on 1/8/2018 but are considered filed on 12/28/17. (jp)
01/18/2018	<u>1228</u>	DECLARATION of Faron R. Hawkins Regarding Conversation with Barry Searcy, Class Rep, and Memorandum in Support of Removal of Class Representatives, and Stoel and Rives Lodging of Documents of Class Member "Brackett" as Exhibit in Support filed by Faron Raymond Hawkins. (jp) (Entered: 01/25/2018)
01/19/2018	<u>1226</u>	Letter from Richard Paul Meyer(jp) (Entered: 01/23/2018)
01/19/2018	<u>1227</u>	STRICKEN by Order dkt <u>1230</u> – MOTION for Extension / Motion to Compel for Release of Property / Motion for Appointment of Special Investigatorby Movant Richard Paul Meyers. Responses due by 2/9/2018 (jp) Modified on 2/6/2018 to Strike (jp). (Entered: 01/23/2018)
02/06/2018	<u>1229</u>	ORDER Class member Alan Brandt's Motion to Reconsider (Dkt. <u>1214</u> ) is DENIED. Class member Faron Hawkins's Lodge of Declaration of Class Member in Support of Removal of Class Representatives and Class Counsel for Cause and Motion to Set Hearing for the Matter (Dkt. <u>1216</u> ) is DENIED. Mr. Hawkins's Lodging of Declaration and Motion for Hearing (Dkt. <u>1217</u> ) is DENIED. Mr. Brandt's Motion for Hearing on Plaintiff Brandt's Motion to Reconsider (Dkt. <u>1225</u> ) is DENIED. (mailed to Alan Brandt, 16679, ISCI, 11-C-72-A, P.O. Box 14, Boise, Idaho83707; and to Faron Hawkins, #17833, ISCI Unit 9, P.O. Box 14, Boise,Idaho 83707.). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
02/06/2018	<u>1230</u>	ORDER Richard Paul Meyers's "Motion for Extension/Motion to Compel forRelease of Property/Motion for Appointment of Special Investigator" (Dkt. <u>1227</u> ) is DENIED and STRICKEN from the record in this action. (mailed to Richard Paul Meyers, 48342, Idaho Maximum Security Institution, P.O. Box 51, Boise, Idaho 83707). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
02/12/2018	<u>1231</u>	REDACTION of Balla Contempt Hearing Transcript for Day 1 – 7–27–2017 by Walter D Balla. (Watkins, Elijah)
02/12/2018	<u>1232</u>	REDACTION of Balla Contempt Hearing Transcript for Day 2 – 7–28–2017 by Walter D Balla. (Watkins, Elijah)

02/13/2018	<u>1233</u>	Redaction of <u>1191</u> Sealed Transcript. (Redacted transcript was provided to counsel before it was received by the Court and docketed by counsel at dkt. no. 1231) (km)
02/13/2018	<u>1234</u>	Redaction of <u>1191</u> Sealed Transcript. (Redacted transcript was provided to counsel before it was received by the Court and docketed by counsel at dkt. no. 1232) (km)
02/15/2018	<u>1235</u>	NOTICE OF APPEAL as to <u>1229</u> Order by Alan Lee Brandt. (Notice sent to Court Reporter & 9th Cir) (jp) (18-35151). (Entered: 02/20/2018)
02/16/2018	<u>1236</u>	MOTION for Certificate of Appeal Judges Decision to Not Disqualify Himself or Hold a Hearing to Issue Under Section 455 and FRAP Included Exhibits in Support (Notice sent to 9th Cir)by Movant Faron Raymond Hawkins. Responses due by 3/9/2018 (jp) (Entered: 02/20/2018)
02/28/2018	<u>1237</u>	USCA Case Number 18-35151 for <u>1235</u> Notice of Appeal filed by Alan Lee Brandt. (jp) (Entered: 03/01/2018)
02/28/2018	<u>1238</u>	USCA Time Schedule Order as to <u>1235</u> Notice of Appeal filed by Alan Lee Brandt. (Notice sent by e-mail to Court Reporter) (jp) (Entered: 03/01/2018)
03/02/2018	<u>1239</u>	MOTION Appointmennt of Class Representative <i>Motion to Replace Class Representative Slaughter and Remove Class Representative Maynard</i> Elijah Martin Watkins appearing for Plaintiff Walter D Balla. Responses due by 3/23/2018 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Declaration of Elijah Watkins, # <u>3</u> Declaration of Barry Searcy, # <u>4</u> Declaration of John Maynard)(Watkins, Elijah)
03/12/2018	<u>1240</u>	MOTION for Leave to Appeal in forma pauperis by Alan Brandt. Responses due by 4/2/2018 (jp) (Main Document 1240 replaced on 3/13/2018 to fix a bad scan) (jp).
03/23/2018	<u>1241</u>	RESPONSE to Motion re <u>1239</u> MOTION Appointmennt of Class Representative <i>Motion to Replace Class Representative Slaughter and Remove Class Representative Maynard</i> filed by Idaho, State of. Replies due by 4/6/2018.(Kubinski, Mark)
03/23/2018	<u>1242</u>	STIPULATION re <u>1137</u> Sealed Document <i>Joint Stipulation to Unseal Affidavit of Kim Frashier (Dkt. 1137)</i> by Walter D Balla. (Watkins, Elijah)
03/27/2018	<u>1243</u>	STIPULATION <i>for Plaintiffs' Attorney Fees and Costs</i> by Walter D Balla. (Pooser, William)
04/05/2018	<u>1244</u>	REPLY to Response to Motion re <u>1239</u> MOTION Appointmennt of Class Representative <i>Motion to Replace Class Representative Slaughter and Remove Class Representative Maynard Reply In Support of Plaintiffs' Motion to Replace Class Representative Slaughter and Remove Class Representative Maynard (Dkt. 1239)</i> filed by Walter D Balla.(Watkins, Elijah)
04/09/2018	<u>1245</u>	ORDER GRANTING JOINT STIPULATIONS (Dkt <u>1242</u> , <u>1243</u> ) The Clerk of Court is directed to unseal the Affidavit of Kim Frashier, found at Docket No. <u>1137</u> . Plaintiffs are awarded \$168,239.08 in costs and fees, to be paid no later than 30 days from the date of this Order. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
05/01/2018	<u>1246</u>	ORDER ON PENDING CLASS MEMBER MOTIONS Class member Faron R. Hawkins' Motion for Certificate of Appeal of Judge's Decision to Not Disqualify Himself or Hold a Hearing (Dkt. <u>1236</u> ) is DENIED because a Certificate of Appealability is not necessary. Class member Alan Brandt's Request to Proceed in Forma Pauperis onAppeal or Allow Monthly Payments (Dkt. <u>1240</u> ) is DENIED because the Court finds that Brandt's appeal is frivolous. See 28 U.S.C. §§ 1915 & 1915A. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp) (mailed to Alan Brandt, 16679, ISCI, 11-C-72-A, P.O. Box 14, Boise, Idaho83707; and to Faron Hawkins, #17833, ISCI Unit 9, P.O. Box 14, Boise,Idaho 83707 and emailed to 9CCA ).
05/01/2018	<u>1247</u>	ORDER Removing and Appointing Class Representatives- It is ORDERED that Plaintiffs' Motion to Replace Class Representative Slaughter and Remove Class Representative Maynard (Dkt. <u>1239</u> ) is GRANTED. The Court hereby REMOVES Mr. Slaughter and Mr. Maynard as class representatives and APPOINTS David Meister (inmate number 70703) as a class representative. Signed by Judge B. Lynn



		Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
05/01/2018	<u>1248</u>	ORDER of USCA as to <u>1235</u> Notice of Appeal filed by Alan Lee Brandt. Appellant's motion for voluntary dismissal of this appeal is granted. This appeal is dismissed. (jp)
05/09/2018	<u>1249</u>	RESPONSE to Court's Order re <u>1246</u> Order, <u>1247</u> Order, filed by Alan Lee Brandt. (Attachments: # <u>1</u> Exhibit U.S. Court of Appeals Order)(cjs)