

CLOSED, SuppressAnsRpt

**U.S. District Court
District of Kansas (Leavenworth)
CIVIL DOCKET FOR CASE #: 3:77-cv-03045-RDR**

Arney, et al v. Hayden, et al
Assigned to: Senior Judge Richard D. Rogers
Demand: \$0
Case in other court: USCA, 10th Cir, 91-03235
USCA, 10th Cir, 91-03237
USCA 10th Cir, 91-03295
□ ç1, :96- -03252
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 02/23/1977
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil
Rights
Jurisdiction: Federal Question

Plaintiff

Jouett Edgar Arney
TERMINATED: 05/17/1991

represented by **Jouett Edgar Arney**
20538
LANSING , Lansing Correctional
Facility
PO Box 2
Lansing, KS 66043
PRO SE

Roger M. Theis
Hinkle Elkouri Law Firm, L.L.C.- Epic
Center
2000 Epic Center
301 North Main Street
Wichita, KS 67202-4820
316-267-2000
Fax: 316-264-1556
Email: rtheis@hinklaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Leslie Keith Kimball

represented by **Dwight A. Corrin**
928 S Broadway
Wichita, KS 67211
316-303-1411
Fax: 316-265-7568
Email: dcorrin@paulhoganllc.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
American Civil Liberties Union, of

Kansas & Western Missouri
3601 Main Street
Kansas City, MO 64111
816-756-3113
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Roger M. Theis
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
3360 S.W. Harrison
Topeka, KS 66611
785-266-5922
Fax: 785-267-6384
Email: swk@twinlakeslaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
Washburn University School of Law
17th & MacVicar
Topeka, KS 66604
785-231-1010
Fax: 785-232-8087
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Rickey Ray Redford

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

Robert (nmi) DeMass

represented by **Dwight A. Corrin**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Lisa Nathanson
(See above for address)
*TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Stephen W. Kessler
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

William J. Rich
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

Richard (nmi) Snell
TERMINATED: 07/11/1991

represented by **Dwight A. Corrin**
(See above for address)
*TERMINATED: 07/11/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Lisa Nathanson
(See above for address)
*TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Stephen W. Kessler
(See above for address)
*TERMINATED: 07/11/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

William J. Rich
(See above for address)
*TERMINATED: 07/11/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff**Thomas H Porter**

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**Dennis (nmi) House**

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**Robert Francis Smith, Jr.**

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Lyle C Sanders

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Donald E Alexander

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Anthony R Palocioz

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Joseph F Edwards

represented by **Dwight A. Corrin**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lisa Nathanson
(See above for address)
TERMINATED: 05/21/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Stephen W. Kessler
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William J. Rich

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

Plaintiff

Randall William Murphy

V.

Defendant

Mike Hayden

Governor

TERMINATED: 04/08/1991

represented by **Carol R. Bonebrake**
Goodell, Stratton, Edmonds & Palmer
515 South Kansas Avenue
Topeka, KS 66603-3999
785-233-0593
Fax: 785-233-8870
Email:
cbonebrake@goodellstrattonlaw.com
TERMINATED: 04/08/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charles E. Simmons
Kansas Department of Corrections-
Jackson St
Legal Department
900 SW Jackson
Topeka, KS 66612-1284
785-296-0187
Fax: 785-296-0014
TERMINATED: 04/08/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Timothy G. Madden
Kansas Department of Corrections-
Landon State
Landon State Office Bldg.-4th Floor
900 S.W. Jackson
Topeka, KS 66612
785-296-4508
Fax: 785-296-0014
Email: timm@kdoc.dc.state.ks.us
TERMINATED: 04/08/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Wayne T. Stratton
Goodell, Stratton, Edmonds & Palmer
515 South Kansas Avenue

Topeka, KS 66603-3999
785-233-0593
Fax: 785-233-8870
Email:
wstratton@goodellstrattonlaw.com
TERMINATED: 04/08/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Steven J Davies
TERMINATED: 07/11/1991

represented by **Carol R. Bonebrake**
(See above for address)
TERMINATED: 07/11/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charles E. Simmons
(See above for address)
TERMINATED: 07/11/1991
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Raymond Roberts

represented by **Carol R. Bonebrake**
(See above for address)
TERMINATED: 01/20/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charles E. Simmons
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Gary Stotts
TERMINATED: 05/01/1995

represented by **Carol R. Bonebrake**
(See above for address)
TERMINATED: 01/20/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charles E. Simmons
(See above for address)
TERMINATED: 05/01/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Joan Finney
TERMINATED: 05/01/1995

represented by **Carol R. Bonebrake**
(See above for address)

TERMINATED: 01/20/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John J. Knoll
Office of City Attorney -- Topeka
215 SE 7th Street, Room 260
Topeka, KS 66603
785-368-3910
Fax: 785-368-3104
TERMINATED: 12/16/1994
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin D. Case
Case & Roberts, PC
Two Pershing Square
2300 Main St.-Ste. 900
Kansas City, MO 64108
816-448-3707x3389
Fax: 816-448-3101
Email: kevin.case@caseroberts.com
TERMINATED: 05/01/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Timothy G. Madden
(See above for address)
TERMINATED: 05/01/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Movant

Thomas Odell Kelly

represented by **Thomas Odell Kelly**
67042
EL DORADO , El Dorado Correctional
Facility
PO Box 311
El Dorado, KS 67042
PRO SE

Movant

Kenneth Jackson

represented by **Kenneth Jackson**
2508 North 83rd Lane
Kansas City, KS 66109
PRO SE

Defendant

Charles E Simmons

represented by **Kevin D. Case**
(See above for address)

TERMINATED: 06/19/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Timothy G. Madden
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Bill Graves

represented by **Kevin D. Case**
 (See above for address)
TERMINATED: 06/19/1995
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lawrence J. Logback
 Holbrook & Osborn, PA -- Overland
 Park
 7400 West 110th Street, Suite 600
 Overland Park, KS 66210
 913-342-2500
 Fax: 913-342-0603
 Email: llogback@holbrookosborn.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Timothy G. Madden
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/18/1991	319	MOTION by defendant to enlarge operating capacities established by the order entered 4/13/89 (ICMSUSER) (Entered: 04/04/1991)
03/18/1991	320	MEMORANDUM in support by defendant re: motion to enlarge operating capacities established by the order entered 4/13/89 [319-1] (ICMSUSER) (Entered: 04/04/1991)
03/28/1991	325	MOTION by plaintiff to terminate case (DO) (Entered: 04/04/1991)
03/29/1991	322	MOTION by plaintiff to withdraw as litigating plaintiff and class representative. (DO) (Entered: 04/04/1991)
03/29/1991	323	MOTION by plaintiff for temporary restraining order , and order to show cause for a preliminary injunction (DO) (Entered: 04/04/1991)
03/29/1991	324	NOTICE of address to court conditions of confinement by plaintiff (DO) (Entered: 04/04/1991)

04/05/1991	326	RESPONSE by plaintiff to deft's motion to modify operating capacities established by the order entered 4/13/89 [319-1] (ICMSUSER) (Entered: 04/08/1991)
04/08/1991	327	NOTICE by plaintiff of termination of attorneys (ICMSUSER) (Entered: 04/10/1991)
04/08/1991	328	MOTION by plaintiff to substitute parties--as defts Joan Finney, Steven Davies, Ray Roberts; as plths Leslie Kimball, Rickey Ray Redford, Robert DeMass, Richard Snell, Thomas Porter, Dennis House, Robert Smith, Lyle C. Sanders, Donald E. Alexander, Anthony R. Palocioz, Joseph F. Edwards (ICMSUSER) (Entered: 04/10/1991)
04/08/1991	329	MOTION by plaintiff to substitute parties--as plths Lyle C. Sanders, Donald E. Alexander, Anthony R. Palocioz, Joseph F. Edwards (ICMSUSER) Modified on 04/11/1991 (Entered: 04/10/1991)
04/08/1991	330	MINUTE SHEET: Topeka, KS - re defts' motion to enlarge operating capacities established by 4/13/89 order [319-1]; re plths' motion for substitution of parties [328-1]; re plths' motion for substitution of parties [329-1] (ICMSUSER) (Entered: 04/11/1991)
04/08/1991	331	ORDER ENTERED: by Senior Judge Richard D. Rogers re: defts' motion to enlarge operating capacities established by the order entered 4/13/89 [319-1]. This order is considered tentative for purpose of providing notice to class of inmates represented; parties directed to post notice of this tentative order for 14 days. Objections will be considered if filed in writing w/clerk of court by 4/23/91. Final order will issue after that date. (cc: all counsel) (ICMSUSER) (Entered: 04/11/1991)
04/08/1991	332	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to substitute parties [329-1]; substituting party Mike Hayden and adding Joan (nmi) Finney, Steven J Davies, Raymond (nmi) Roberts as defts, & Leslie Kimball, Rickey Ray Redford, Robert (nmi) DeMass, Richard (nmi) Snell, Thomas H Porter, Dennis (nmi) House, Robert Francis Smith Jr., Lyle C Sanders, Donald E Alexander, Anthony R Palocioz, Joseph F Edwards as plths; granting motion to substitute parties [328-1] (cc: all counsel) (ICMSUSER) (Entered: 04/11/1991)
04/09/1991	333	MOTION by Wayne T Stratton to withdraw as attorney for defts (ICMSUSER) (Entered: 04/11/1991)
04/11/1991	334	ORDER ENTERED: by Senior Judge Richard D. Rogers granting Wayne T Stratton's motion to withdraw as attorney for defts [333-1] (cc: all counsel) (ICMSUSER) (Entered: 04/11/1991)
04/17/1991	335	OBJECTIONS by plaintiffs re: 4/8/91 order [331-1] (ICMSUSER) (Entered: 04/17/1991)
04/23/1991	336	NOTICE setting hearing on tentative order [331-1] at 9:30 a.m. on 5/7/91 (cc: all counsel) (ICMSUSER) (Entered: 04/23/1991)
04/23/1991	337	ORDER ENTERED: by Senior Judge Richard D. Rogers. Clerk to issue writ of habeas corpus ad testificandum for Jouett Edgar Arney to appear

		before Judge Rogers 5/7/91 at 1:30 p.m. (cc: all counsel) (ICMSUSER) (Entered: 04/23/1991)
04/23/1991		WRIT of habeas corpus ad testificandum issued by Clerk. Jouett Edgar Arney to appear before Judge Rogers on 5/7/91 at 1:30 p.m. (cc: Warden, KSP; Dept of Corrections) (ICMSUSER) Modified on 04/26/1991 (Entered: 04/23/1991)
04/23/1991	339	MOTION by plaintiff Jouett Edgar Arney to intervene (ICMSUSER) (Entered: 04/24/1991)
04/24/1991	338	NOTICE setting hearing on tentative order [331-1] at 1:30 p.m. on 5/7/91 (cc: all counsel) (ICMSUSER) (Entered: 04/24/1991)
05/07/1991		Text not available. (Entered: 05/08/1991)
05/07/1991	340	MINUTE SHEET: Topeka, KS - taking under advisement the tentative order [331-1]; taking under advisement pltf's motion to withdraw as litigating plaintiff and class representative [322-1]. Court to issue order. (ICMSUSER) (Entered: 05/08/1991)
05/08/1991	341	MOTION by Daniel Joseph Kirwan to intervene , and for investigation & foreclosure (ICMSUSER) (Entered: 05/08/1991)
05/10/1991	342	RESPONSE by defendants to pltf's hearing memorandum (ICMSUSER) (Entered: 05/10/1991)
05/13/1991	343	REQUEST by plaintiffs for order to cease & desist (ICMSUSER) (Entered: 05/13/1991)
05/15/1991	344	NOTICE by plaintiff to certify the questions to US Supreme Court (ICMSUSER) (Entered: 05/15/1991)
05/15/1991	345	ADDITIONAL AUTHORITIES by plaintiff in support of res judicata (ICMSUSER) (Entered: 05/15/1991)
05/15/1991	346	MEMORANDUM by plaintiff of attorneys' violations of Kansas Supreme Court disciplinary rules relating to attorneys (ICMSUSER) (Entered: 05/15/1991)
05/15/1991	347	MOTION by plaintiff for temporary restraining order , and/or for preliminary injunction (ICMSUSER) (Entered: 05/15/1991)
05/15/1991	348	BRIEF in support by plaintiff re: motion for temporary restraining order [347-1], re: motion for preliminary injunction [347-2] (ICMSUSER) (Entered: 05/15/1991)
05/15/1991	349	MOTION by plaintiff for hearing (ICMSUSER) (Entered: 05/15/1991)
05/17/1991	350	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers granting in part & denying in part as stated in this order, the motion to enlarge operating capacities established by the order entered 4/13/89 [319-1]; denying motion for temporary restraining order [323-1]; denying motion order to show cause for a preliminary injunction [323-2]; denying motion for temporary restraining order [347-1]; denying motion for

		preliminary injunction [347-2]; denying motion hearing [349-1]; denying motion to terminate case [325-1]; denying notice [327-1]; denying motion to intervene [339-1]; denying motion to intervene [341-1]; denying motion for investigation & foreclosure [341-2]; denying notice [344-1]; granting Arney's motion to withdraw as litigating plaintiff and class representative [322-1]; finding the motion for order to cease & desist [343-1] moot. terminating party Jouett Edgar Arney 16 pages (cc: all counsel) (ICMSUSER) (Entered: 05/17/1991)
05/17/1991	351	MOTION by Lisa (nmi) Nathanson to withdraw as attorney for plaintiffs (ICMSUSER) (Entered: 05/20/1991)
05/21/1991	352	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to withdraw as attorney for plaintiffs [351-1] attorney Lisa Nathanson for pltf's Joseph F Edwards, Anthony R Palocioz, Donald E Alexander, Lyle C Sanders, Robert Francis Smith Jr., Dennis (nmi) House, Thomas H Porter, Richard (nmi) Snell, Robert (nmi) DeMass, Rickey Ray Redford, Leslie Keith Kimball (cc: all counsel) (ICMSUSER) (Entered: 05/21/1991)
05/24/1991	353	MOTION by Randall William Murphy for designation as class representative (ICMSUSER) (Entered: 05/24/1991)
05/30/1991	354	MOTION by defendants to clarify court's order of 5/17/91 (ICMSUSER) (Entered: 05/30/1991)
06/10/1991	355	ORDER ENTERED: by Senior Judge Richard D. Rogers granting defts' motion to clarify court's order of 5/17/91 [354-1]; clarified as stated in this order (cc: all counsel) (ICMSUSER) (Entered: 06/10/1991)
06/10/1991	356	APPLICATION & PETITION by plaintiff Jouett Edgar Arney for order of doctrine of res judicata, to terminate court appointment of attys, to substitute class members (ICMSUSER) (Entered: 06/10/1991)
06/10/1991	357	QUESTIONS FOR THE COURT TO DECIDE filed by plaintiff Jouett Edgar Arney re: application & petition for order of doctrine of res judicata, to terminate court appointment of attys, to substitute class members [356-1] (ICMSUSER) (Entered: 06/10/1991)
06/10/1991	361	NOTICE OF APPEAL by plaintiff Jouett Edgar Arney from Dist. Court decision re: 5/17/91 memorandum & order [350-2]. (Pleadings #356 & #357 treated as a notice of appeal per 6/28/91 memorandum & order) (cc: Mr. Arney; all counsel; 10CCA) (ICMSUSER) Modified on 07/01/1991 (Entered: 07/01/1991)
06/20/1991	358	MOTION by Randall William Murphy & plaintiff Jouett Edgar Arney for permission to file out of time notice of appeal (ICMSUSER) (Entered: 06/20/1991)
06/24/1991	359	NOTICE OF APPEAL by plaintiff Jouett Edgar Arney from Dist. Court decision re: 6/10/91 order [355-1] (cc: Jouett E Arney; all counsel; 10CCA) (ICMSUSER) Modified on 06/28/1991 (Entered: 06/28/1991)
06/24/1991		APPEAL FEE STATUS: \$105.00 appeal filing fee pending before this

		court (re: appeal #359) (ICMSUSER) Modified on 07/01/1991 (Entered: 07/01/1991)
06/28/1991	360	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers treating pleadings [356-1] & [357-1] as a notice of appeal; granting motion for permission to file out of time notice of appeal [358-1]. Denying request of movants to certify that the order of the court on any issue other than intervention is proper for interlocutory appeal. 3 pages (cc: Jouett E Arney; Randall William Murphy; all counsel) (ICMSUSER) Modified on 07/01/1991 (Entered: 06/28/1991)
06/28/1991		APPEAL FEE STATUS: \$105.00 appeal filing fee pending before this court (re: appeal #361) (ICMSUSER) (Entered: 07/01/1991)
06/28/1991	362	NOTICE OF APPEAL by plaintiff Jouett Edgar Arney from Dist. Court decision re: 5/17/91 memorandum & order [350-2]. (See pldg. #360) (cc: Mr. Arney; all counsel; 10CCA) (ICMSUSER) (Entered: 07/01/1991)
06/28/1991		APPEAL FEE STATUS: \$105.00 appeal filing fee pending before this court (re: appeal #362) (ICMSUSER) (Entered: 07/01/1991)
07/02/1991	363	STATUS REPORT by defendants (ICMSUSER) (Entered: 07/02/1991)
07/03/1991	364	ORDER ENTERED: by Senior Judge Richard D. Rogers re appeals [362-1], [359-1], [361-1]; appellants to either pay filing fee or complete financial affidavits & return to court for consideration of in forma pauperis status (cc: Mr. Arney; Mr. Murphy; all counsel; USCA) (ICMSUSER) (Entered: 07/03/1991)
07/10/1991	365	NOTICE by defendants of exceeding operating capacity (ICMSUSER) (Entered: 07/11/1991)
07/10/1991	366	MOTION by plaintiffs to substitute parties--Gary Stotts for deft Steven J Davies; withdraw pltf Richard Snell; allow Randall Murphy to intervene as a named class representative (ICMSUSER) (Entered: 07/11/1991)
07/11/1991	367	ORDER ENTERED: by Senior Judge Richard D. Rogers granting pltf's motion to substitute parties--Gary Stotts for deft Steven J Davies; withdraw pltf Richard Snell; allow Randall Murphy intervene as a named class representative [366-1]; substituting party Steven J Davies and adding Gary Stotts & Randall William Murphy; finding the motion for designation class representative [353-1] moot. terminating party Richard (nmi) Snell (cc: all counsel) (ICMSUSER) (Entered: 07/11/1991)
07/11/1991	368	APPLICATION & petition by pltf's Jouett Edgar Arney & Randall William Murphy for order of contempt of court (ICMSUSER) (Entered: 07/12/1991)
07/11/1991	369	MEMORANDUM of law & evidence in support by Jouett Edgar Arney, Randall William Murphy re: motion for order of contempt of court [368-1] (ICMSUSER) (Entered: 07/12/1991)
07/15/1991	370	RESPONSE (financial affidavit) by plaintiff Jouett Edgar Arney re: 7/3/91 order [364-1] (ICMSUSER) (Entered: 07/15/1991)

07/15/1991	371	ORDER ENTERED: by Senior Judge Richard D. Rogers re order [364-1]; re appeals [359-1], [361-1], & [362-1]. Mr. Arney permitted to proceed with his appeal of this court's order denying intervention, without payment of a filing fee (cc: Mr. Arney; all counsel) (ICMSUSER) (Entered: 07/15/1991)
07/15/1991	372	MOTION by movant Robert A Bookless for contempt charges (ICMSUSER) (Entered: 07/16/1991)
07/15/1991	373	AFFIDAVIT of Robert A. Bookless in support of motion for contempt charges [372-1] (ICMSUSER) (Entered: 07/16/1991)
07/16/1991	374	RESPONSE (financial affidavit) by plaintiff Randall William Murphy re: order [364-1] (ICMSUSER) (Entered: 07/16/1991)
07/22/1991	375	RECEIPT FROM USCA of preliminary record on appeal re: appeal [361-1] & appeal [362-1]. (Per phone conversation with USCA, appeals #361 & #362 treated as one appeal.) (ICMSUSER) (Entered: 07/25/1991)
07/23/1991	376	ORDER ENTERED: by Senior Judge Richard D. Rogers re order [364-1], re appeal [362-1]; granting Mr. Murphy in forma pauperis status to proceed with the appeal (cc: Mr. Murphy; all counsel; USCA) (ICMSUSER) (Entered: 07/23/1991)
07/24/1991	377	RECEIPT FROM USCA of preliminary record on appeal re: appeal [359-1] (ICMSUSER) (Entered: 07/25/1991)
07/24/1991	378	APPEAL DOCKETED in 10th Circuit on 7/19/91 (re: appeals #361 & #362) and assigned Dkt No. 91-3235. (Per phone conversation with USCA, appeals #361 & #362 treated as one appeal.) (ICMSUSER) (Entered: 07/25/1991)
07/24/1991	379	APPEAL DOCKETED in 10th Circuit on 7/22/91 re: appeal #359 and assigned Dkt No. 91-3237 (ICMSUSER) (Entered: 07/25/1991)
08/01/1991	380	MOTION by pltf's Jouett Edgar Arney, Randall William Murphy for hearing on pltf's application & petition for order of contempt of court, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 08/01/1991)
08/01/1991	381	RECEIPT FROM USCA for Record on Appeal, Volumes 1-12 (10, 11 & 12 are original records) re: appeals [362-1], [359-1] & [361-1] (ICMSUSER) (Entered: 08/01/1991)
08/09/1991	382	SUPPLEMENTAL AFFIDAVIT of Robert A Bookless re: motion for contempt charges [372-1] (ICMSUSER) (Entered: 08/09/1991)
08/21/1991	383	ORDER ENTERED: by Senior Judge Richard D. Rogers denying motion for hearing on pltf's application & petition for order of contempt of court [380-1]; denying motion for contempt charges [372-1]; denying motion for order of contempt of court [368-1] (cc: Mr. Arney; Mr. Murphy; Mr. Bookless; all counsel) (ICMSUSER) (Entered: 08/21/1991)
09/10/1991	384	MOTION by plaintiff Jouett Edgar Arney for order to show cause,

		referred to Senior Judge Richard D. Rogers. [STRICKEN FROM RECORD PER 11/4/91 MEMO & ORDER #402] (ICMSUSER) Modified on 11/05/1991 (Entered: 09/10/1991)
09/10/1991	385	AFFIDAVIT of Jouett E Arney re: motion for order to show cause, referred to Senior Judge Richard D. Rogers [384-1]. [STRICKEN FROM RECORD PER 11/4/91 MEMO & ORDER #402] (ICMSUSER) Modified on 11/05/1991 (Entered: 09/10/1991)
09/10/1991	386	PETITION by plaintiff Jouett Edgar Arney for order of payment of witness fees, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 09/10/1991)
09/10/1991	387	NOTICE OF APPEAL by pltfs Jouett Edgar Arney & Randall William Murphy from Dist. Court decision re: 8/21/91 order [383-1] (cc: Mr. Arney; Mr. Murphy; all counsel; 10CCA) (ICMSUSER) (Entered: 09/10/1991)
09/10/1991		APPEAL FEE STATUS: in forma pauperis status previously granted to Mr. Arney & Mr. Murphy (see doc. 371 & 376) (ICMSUSER) Modified on 09/11/1991 (Entered: 09/11/1991)
09/11/1991	388	LETTER to court from Timothy G Madden re: appeals #359, #361, #362; requesting supplement to record on appeal for USCA No. 91-3235 & 91-3237 (ICMSUSER) Modified on 09/13/1991 (Entered: 09/13/1991)
09/13/1991		Preliminary record on appeal (re: appeal #387 filed 9/10/91) sent to USCA (cc: Mr. Arney; Mr. Murphy; all counsel) (ICMSUSER) (Entered: 09/13/1991)
09/16/1991		Supplemental Vol. I sent to USCA per Mr. Madden's request, consisting of pldgs. #6,#69,#351,#388 (re: appeals #359, #361 & #362) (USCA #91-3235 & 91-3237) cc: Mr. Arney; Mr. Murphy; all counsel (ICMSUSER) Modified on 09/17/1991 (Entered: 09/16/1991)
09/26/1991	389	RECEIPT FROM USCA of preliminary record on appeal re: appeal [387-1] (ICMSUSER) (Entered: 09/26/1991)
09/26/1991	390	APPEAL DOCKETED in 10th Circuit on 9/23/91 re: appeal [#387] and assigned Dkt No. 91-3295 (ICMSUSER) (Entered: 09/26/1991)
09/26/1991		RECORD ON APPEAL transmitted to 10th Circuit; Supplemental Vol. Two (see appeal no. 91-3235 & 91-3237 for Vol. One & Supplemental Vol. One); appeal [387-1] (cc: Mr. Arney; Mr. Murphy; all counsel w/summary of record) (ICMSUSER) (Entered: 09/26/1991)
09/26/1991	391	NOTICE by defendants of operating capacity adjustment (ICMSUSER) (Entered: 09/27/1991)
10/03/1991	392	AFFIDAVIT of Joseph Kirwan (DO) (Entered: 10/03/1991)
10/07/1991	393	RECEIPT FROM USCA of record re: appeal [387-1] (DO) (Entered: 10/07/1991)
10/09/1991	394	MOTION by plaintiff Jouett Edgar Arney & movant Charles O Owens to

		consolidate cases (88-3125-S & 87-3292-S, with 77-3045-R) referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 10/09/1991)
10/16/1991	395	RECEIPT FROM USCA of Supplemental Vol. One re: appeal [359-1], re: appeal [361-1], re: appeal [362-1] (USCA No. 91-3235 & 91-3237) (ICMSUSER) (Entered: 10/16/1991)
10/16/1991	396	COMPLAINT. [STRICKEN FROM RECORD PER 11/4/91 MEMO & ORDER #402] (ICMSUSER) Modified on 11/05/1991 (Entered: 10/16/1991)
10/16/1991	397	PETITION by plaintiff Jouett Edgar Arney to certify class action referred to Senior Judge Richard D. Rogers. [STRICKEN FROM RECORD PER 11/4/91 MEMO & ORDER #402] (ICMSUSER) Modified on 11/05/1991 (Entered: 10/16/1991)
10/16/1991	398	MOTION by plaintiff Jouett Edgar Arney for preliminary injunction referred to Senior Judge Richard D. Rogers. [STRICKEN FROM RECORD PER 11/4/91 MEMO & ORDER #402] (ICMSUSER) Modified on 11/05/1991 (Entered: 10/16/1991)
10/22/1991	399	AMENDED COMPLAINT [396-1] by plaintiff Jouett Edgar Arney & movant Eric Owen Moore. [STRICKEN FROM RECORD PER 11/4/91 MEMO & ORDER #402] (ICMSUSER) Modified on 11/05/1991 (Entered: 10/22/1991)
11/01/1991	400	REQUEST by plaintiff Jouett Edgar Arney for subpoenas to produce witnesses at trial (36) (ICMSUSER) Modified on 11/01/1991 (Entered: 11/01/1991)
11/01/1991	401	REQUEST by plaintiff Jouett Edgar Arney for subpoenas duces tecum (18) (ICMSUSER) (Entered: 11/01/1991)
11/04/1991	402	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers striking motion for order to show cause [384-1]; striking affidavit [385-1]; striking complaint [396-1]; striking motion to certify class action [397-1]; striking motion for preliminary injunction [398-1]; striking complaint [399-1]; denying request [400-1]; Ruling on motion for order of payment of witness fees [386-1] is deferred--defts to respond to #386 w/in 15 days of this order. 5 pages (cc: Mr. Arney; all counsel) (ICMSUSER) (Entered: 11/04/1991)
11/05/1991		Pleadings #396, 397, 398 & 399 sent to class counsel per 11/4/91 memo & order (#402). Pleading #386 sent to counsel 11/4/91 with copy of order. (ICMSUSER) Modified on 11/05/1991 (Entered: 11/05/1991)
11/08/1991	403	MOTION by plaintiff Jouett Edgar Arney to withdraw motion to consolidate (#394), referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 11/08/1991)
11/15/1991	404	RESPONSE by all defendants to motion for order of payment of witness fees, referred to Senior Judge Richard D. Rogers [386-1] (ICMSUSER) (Entered: 11/15/1991)

11/26/1991	405	NOTICE by defendants of exceeding operating capacity (ICMSUSER) (Entered: 11/26/1991)
12/03/1991	406	MOTION by plaintiffs for temporary restraining order & injunctive relief, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 12/03/1991)
12/03/1991	407	MEMORANDUM in support by plaintiffs re: motion for temporary restraining order & injunctive relief, referred Senior Judge Richard D. Rogers [406-1] (ICMSUSER) (Entered: 12/03/1991)
12/03/1991	408	NOTICE by plaintiffs of hearing on motion for temporary restraining order & injunctive relief, referred to Senior Judge Richard D. Rogers [406-1]; set for 1:30 p.m. on 12/5/91 (ICMSUSER) (Entered: 12/03/1991)
12/05/1991	409	MEMORANDUM in opposition by defendants re: motion for temporary restraining order & injunctive relief, referred to Senior Judge Richard D. Rogers [406-1] (ICMSUSER) (Entered: 12/05/1991)
12/05/1991	410	MINUTE SHEET: Topeka, KS - taking under advisement pltf's motion for temporary restraining order & injunctive relief, referred to Senior Judge Richard D. Rogers [406-1]; court to issue order. (EXHIBITS) (ICMSUSER) (Entered: 12/05/1991)
12/09/1991	411	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers denying pltf's motion for temporary restraining order & injunctive relief [406-1]. 5 pages (cc: all counsel) (ICMSUSER) (Entered: 12/09/1991)
12/30/1991	412	MOTION by Stephen W Kessler, atty for plaintiffs, for attorney fees, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 12/30/1991)
01/07/1992	413	MOTION by defendants to extend time to respond to pltf's motion for atty fees; referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 01/08/1992)
01/08/1992	414	AFFIDAVIT of Daniel Joseph Kirwan (ICMSUSER) (Entered: 01/08/1992)
01/08/1992	415	MOTION by Daniel Joseph Kirwan for minute order returning Kirwan to Lansing Correctional Facility; referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 01/08/1992)
01/08/1992	416	MOTION by Dwight A. Corrin & Roger M. Theis for attorney fees; referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 01/09/1992)
01/08/1992	417	MEMORANDUM in support by Dwight A. Corrin & Roger M. Theis re: motion for attorney fees; referred to Senior Judge Richard D. Rogers [416-1] (ICMSUSER) (Entered: 01/09/1992)
01/08/1992	418	AFFIDAVIT of Dwight A. Corrin re: motion for attorney fees; referred to Senior Judge Richard D. Rogers [416-1] (ICMSUSER) (Entered: 01/09/1992)

		01/09/1992)
01/08/1992	419	AFFIDAVIT of Roger M. Theis re: motion for attorney fees; referred to Senior Judge Richard D. Rogers [416-1] (ICMSUSER) (Entered: 01/09/1992)
01/10/1992	420	ORDER ENTERED: by Senior Judge Richard D. Rogers granting defts' motion to extend time to respond to pltfs' motion for atty fees [413-1]; granted to 1/17/92 (cc: all counsel) (ICMSUSER) (Entered: 01/10/1992)
01/17/1992	421	SECOND MOTION by defendants to extend time to respond to plaintiffs' motion for attorney fees; referred to Senior Judge Richard D. Rogers (DO) (Entered: 01/21/1992)
01/22/1992	422	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to extend time to respond to plaintiffs' motion for attorney fees [421-1]; granted to 1/24/92 (cc: all counsel) (ICMSUSER) (Entered: 01/22/1992)
01/22/1992	423	AFFIDAVIT of Daniel Joseph Kirwan (ICMSUSER) (Entered: 01/22/1992)
01/22/1992	424	LETTER to court by Daniel Joseph Kirwan (ICMSUSER) (Entered: 01/22/1992)
01/22/1992	425	ORDER ENTERED: by Senior Judge Richard D. Rogers denying affidavit of Kirwan [414-1]; denying Daniel Joseph Kirwan's motion for minute order returning Kirwan to Lansing Correctional Facility [415-1]; denying Kirwan's affidavit [423-1]; denying Kirwan's letter [424-1]. Copies of Kirwan's pleadings to be sent to counsel for pltfs. (cc: Daniel Joseph Kirwan; all counsel) (ICMSUSER) (Entered: 01/22/1992)
01/22/1992	426	MOTION by Jeffery D. Howell to enforce compliance with court order; referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 01/22/1992)
01/22/1992	427	ORDER ENTERED: by Senior Judge Richard D. Rogers denying Jeffery D. Howell's motion to enforce compliance with court order [426-1]. Copy of document #426 to counsel for pltfs. (cc: Mr. Howell; all counsel) (ICMSUSER) (Entered: 01/22/1992)
01/24/1992	428	RESPONSE ("motion for partial denial of atty fees") by defendants to pltfs' motion for attorney fees, referred to Senior Judge Richard D. Rogers [412-1], & to pltfs' motion for attorney fees; referred to Senior Judge Richard D. Rogers [416-1] (ICMSUSER) (Entered: 01/27/1992)
01/24/1992	429	MEMORANDUM in support by defendants re: motion response [428-1] (ICMSUSER) (Entered: 01/27/1992)
02/03/1992	430	ORDER ENTERED: by Senior Judge Richard D. Rogers. Copy of affidavit from Daniel Joseph Kirwan rec'd 1/29/92, to be sent to pltfs' counsel (cc: all counsel) (ICMSUSER) (Entered: 02/03/1992)
02/03/1992	431	REPLY by Stephen W. Kessler to defts' response to motion for attorney fees, referred to Senior Judge Richard D. Rogers [412-1] & to motion for

		attorney fees, referred to Senior Judge Richard D. Rogers [416-1] (ICMSUSER) (Entered: 02/03/1992)
02/12/1992	432	REPLY to opposition to motion for attorney fees; referred to Senior Judge Richard D. Rogers [416-1] & to motion for attorney fees, referred to Senior Judge Richard D. Rogers [412-1] (ICMSUSER) (Entered: 02/13/1992)
03/23/1992	433	AFFIDAVIT of Daniel Joseph Kirwan (ICMSUSER) (Entered: 03/23/1992)
03/23/1992	434	ORDER ENTERED: by Senior Judge Richard D. Rogers directing a copy of affidavit from Daniel Joseph Kirwan [433-1] be sent to pltfs' counsel (cc: all counsel) (ICMSUSER) (Entered: 03/23/1992)
05/04/1992	435	AMENDED MOTION by Stephen W. Kessler, atty for plaintiffs for attorney fees, referred to Senior Judge Richard D. Rogers [412-1] (ICMSUSER) (Entered: 05/04/1992)
05/08/1992	436	NOTICE of hearing ; Hearing on all pending motions set for 5/14/92 at 2:00 p.m. (cc: all counsel) (ICMSUSER) (Entered: 05/08/1992)
05/14/1992	437	PETITION by Danny L. Kirkpatrick for the inclusion of Danny L. Kirkpatrick by name to the above captioned case (ICMSUSER) (Entered: 05/14/1992)
05/14/1992	438	MOTION by William Rich, atty for plaintiffs, for approval of expenses & fees, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 05/15/1992)
05/14/1992	439	2d AMENDED MOTION by Stephen W. Kessler, atty for plaintiffs, for attorney fees, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 05/15/1992)
05/14/1992	440	MINUTE SHEET: Topeka, KS - Status conference (ICMSUSER) (Entered: 05/15/1992)
05/14/1992	441	ORDER ENTERED: by Senior Judge Richard D. Rogers granting William Rich's motion for approval of expenses & fees [438-1]; debts to pay William Rich, co-counsel for pltfs, \$37,076.96 for fees & expenses (cc: all counsel) (ICMSUSER) (Entered: 05/15/1992)
05/14/1992	442	ORDER ENTERED: by Senior Judge Richard D. Rogers granting Stephen Kessler's motion for attorney fees [439-1]; debts to pay Stephen Kessler, co-counsel for pltfs, \$20,174.35 for fees & expenses (cc: all counsel) (ICMSUSER) (Entered: 05/15/1992)
05/14/1992	443	ORDER ENTERED: by Senior Judge Richard D. Rogers re motion for atty fees [416-1]; debts to pay Dwight Corrin, co-counsel for pltfs, \$12,466.83 for fees & expenses (cc: all counsel) (ICMSUSER) (Entered: 05/15/1992)
05/19/1992	444	MOTION by defendant to make permanent increase in operating capacity at Ellsworth Correctional Facility; referred to Senior Judge Richard D.

		Rogers (ICMSUSER) (Entered: 05/19/1992)
05/19/1992	445	MEMORANDUM in support by defendants re: motion to make permanent increase in operating capacity at Ellsworth Correctional Facility; referred to Senior Judge Richard D. Rogers [444-1] (ICMSUSER) (Entered: 05/19/1992)
05/20/1992	446	ORDER ENTERED: by Senior Judge Richard D. Rogers re petition for inclusion of Danny L Kirkpatrick in lawsuit [437-1]. Mr. Kirkpatrick is already a member of pltfs' class; no action needs to be taken to include Mr. Kirkpatrick in this litigation. (cc: all counsel) (ICMSUSER) (Entered: 05/20/1992)
05/26/1992	447	ORDER ENTERED: by Senior Judge Richard D. Rogers granting Roger Theis' motion for attorney fees [416-1]. Defts to pay Roger Theis, co-counsel for pltfs, \$10,894.16 for fees & expenses (cc: all counsel) (ICMSUSER) (Entered: 05/26/1992)
06/01/1992	448	MOTION by plaintiff to extend time to respond to defts' motion to permanently increase operating capacity at Ellsworth Corr Facility, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 06/03/1992)
06/03/1992	449	ORDER ENTERED: by Senior Judge Richard D. Rogers granting pltfs' motion to extend time to respond to defts' motion to permanently increase operating capacity at Ellsworth Corr Facility [448-1]; granted to 6/19/92 (cc: all counsel) (ICMSUSER) (Entered: 06/03/1992)
06/03/1992	450	NOTICE by defendants of exceeding operating capacity (ICMSUSER) (Entered: 06/03/1992)
06/23/1992	451	ORDER ENTERED: by Senior Judge Richard D. Rogers sustaining defts' motion to make permanent increase in operating capacity at Ellsworth Correctional Facility - set at 584 inmates. This operating capacity shall be permanent in nature but shall continue to be subject to the 3 conditions previously imposed by the court [444-1] (cc: all counsel) (CAM) (Entered: 06/24/1992)
06/30/1992	452	AFFIDAVIT of Daniel Joseph Kirwan (ICMSUSER) (Entered: 06/30/1992)
07/13/1992	453	MANDATE, 10CCA: dismissing the appeal USCA No. 91-3295 [387-1]; affirming the decision of the District Court USCA No. 91-3235 [362-1] & [361-1]; dismissing the appeal USCA No. 91-3237 [359-1] (cc: all counsel) (ICMSUSER) (Entered: 07/14/1992)
07/29/1992	454	MOTION by defendants for order approving DEFTS' LONG TERM PLAN RE PROTECTIVE CUSTODY INMATES as being in compliance w/requirements of 6/11/90 order; referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 07/29/1992)
07/30/1992	455	ORDER ENTERED: by Senior Judge Richard D. Rogers granting defts' motion for order approving DEFTS' LONG TERM PLAN RE PROTECTIVE CUSTODY INMATES as being in compliance

		w/requirements of 6/11/90 order [454-1]. Defts may make amendments to plan as long as it continues to meet requirements of 6/11/90 order; such amendments shall not require approval of the court; defts to inform pltf's counsel of significant changes. (cc: all counsel) (ICMSUSER) (Entered: 07/30/1992)
10/13/1992	456	AFFIDAVIT of Daniel Joseph Kirwan (DO) (Entered: 10/14/1992)
10/13/1992	457	MOTION by Daniel Joseph Kirwan to intervene (ICMSUSER) Modified on 10/14/1992 (Entered: 10/14/1992)
10/28/1992	458	ORDER ENTERED: by Senior Judge Richard D. Rogers denying Jouett E Arney's motion for order of payment of witness fees [386-1] (cc: all counsel) (ICMSUSER) (Entered: 10/28/1992)
10/28/1992	459	ORDER ENTERED: by Senior Judge Richard D. Rogers granting Jouett Arney's motion to withdraw motion to consolidate (#394) [403-1]; finding the motion to consolidate cases (88-3125-S & 87-3292-S, with 77-3045-R) [394-1] moot. (cc: all counsel) (ICMSUSER) (Entered: 10/28/1992)
11/10/1992	460	AFFIDAVIT of Daniel Joseph Kirwan (DO) (Entered: 11/10/1992)
12/01/1992	461	ORDER ENTERED: by Senior Judge Richard D. Rogers denying relief requested in Daniel Joseph Kirwan's affidavit [456-1] & motion to intervene [457-1] without prejudice; copies of affidavit & motion to be sent to pltf's counsel (cc: all counsel) (ICMSUSER) (Entered: 12/01/1992)
12/28/1992	462	COMPLIANCE REPORT by defendants re: 4/13/89 Order (ICMSUSER) (Entered: 12/28/1992)
12/28/1992	463	LONG-TERM PLAN FOR ADMINISTRATIVE SECREGATION INMATES by defendants & request for court's approval (ICMSUSER) (Entered: 12/28/1992)
01/04/1993	464	ORDER ENTERED: by Senior Judge Richard D. Rogers granting request [463-1]; approving defts' long term plan re administrative segregation inmates as being in compliance with 6/11/90 order; defts may make amendments to the plan without approval of the court as long as the plan continues to meet requirements of 6/11/90 order. (cc: all counsel) (ICMSUSER) (Entered: 01/04/1993)
01/05/1993	465	ORDER ENTERED: by Senior Judge Richard D. Rogers. Affidavit of Daniel Joseph Kirwan shall be filed & copy sent to counsel for pltf's (cc: all counsel) (ICMSUSER) (Entered: 01/05/1993)
01/05/1993	466	AFFIDAVIT of Daniel Joseph Kirwan (ICMSUSER) (Entered: 01/05/1993)
01/08/1993	467	RESPONSE by plaintiff re: defts' compliance report [463-1] (ICMSUSER) (Entered: 01/08/1993)
01/14/1993	468	NOTICE by defendants of modification of operating capacity

		(ICMSUSER) (Entered: 01/14/1993)
02/16/1993	469	MOTION by Daniel Joseph Kirwan for condemnation, referred to Senior Judge Richard D. Rogers (ICMSUSER) (Entered: 02/17/1993)
02/24/1993	470	ORDER ENTERED: by Senior Judge Richard D. Rogers denying Daniel Joseph Kirwan's motion for condemnation [469-1]; copies of affidavit & motion to be forwarded to counsel for pltfs (cc: all counsel; Mr. Kirwan) (ICMSUSER) (Entered: 02/24/1993)
07/07/1993	471	COMPLIANCE REPORT by defendants re: 4/13/89 order & subsequent orders (ICMSUSER) (Entered: 07/08/1993)
07/21/1993	472	NOTICE by defendant of exceeding operating capacity (LAK) (Entered: 07/21/1993)
08/20/1993	473	ORDER ENTERED: by Senior Judge Richard D. Rogers. Affidavits to be placed on left side of file & copies to be sent to pltfs' counsel (cc: all counsel) (LAK) (Entered: 08/23/1993)
08/26/1993	474	ORDER ENTERED: by Senior Judge Richard D. Rogers. Court directs affidavits received from inmates at El Dorado Corr Facility be placed on left side of file & that copies be mailed to pltfs' counsel (cc: all counsel) (LAK) (Entered: 08/27/1993)
09/21/1993	475	ORDER ENTERED: by Senior Judge Richard D. Rogers. Clerk directed to transmit a copy of letter by Jouett Arney to pltfs' counsel (cc: all counsel) (LAK) (Entered: 09/21/1993)
10/15/1993	476	MOTION by Stephen W. Kessley, counsel for plaintiffs, for attorney fees referred to Senior Judge Richard D. Rogers (DO) (Entered: 10/18/1993)
10/15/1993	477	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by Stephen Kessler for attorney fees [476-1] (cc: all counsel) (DO) (Entered: 10/18/1993)
10/21/1993	478	MOTION by plaintiff for attorney fees; referred to Senior Judge Richard D. Rogers (LAK) (Entered: 10/25/1993)
10/21/1993	479	MEMORANDUM in support by plaintiffs re: motion for attorney fees; referred to Senior Judge Richard D. Rogers [478-1] (LAK) (Entered: 10/25/1993)
10/29/1993	480	ORDER FOR PAYMENT OF ATTORNEY FEES AND EXPENSES FOR DWIGHT A. CORRIN-ENTERED: by Senior Judge Richard D. Rogers - Defendants shall make payment for the expenses and fees incurred by Dwight A. Corrin, co-counsel for plaintiffs, in the amount of \$6,641.51. (cc: all counsel) (DO) (Entered: 10/29/1993)
10/29/1993	481	ORDER FOR PAYMENT OF ATTORNEY FEES AND EXPENSES FOR ROGER M. THEIS-ENTERED: by Senior Judge Richard D. Rogers - Defendants shall make payment for fees to Roger Theis, co-counsel for plaintiffs, in the amount of \$2,310.00. (cc: all counsel) (DO) (Entered: 10/29/1993)

01/03/1994	482	NOTICE OF MODIFICATION OF OPERATING CAPACITY by defendants (ICMSUSER) (Entered: 01/04/1994)
01/12/1994	483	NOTICE of status conference on 02/01/94 at 1:30 pm before Hon. Richard D. Rogers (cc: all counsel) (CEL) (Entered: 01/12/1994)
01/31/1994	484	COMPLIANCE REPORT by defendant Joan Finney (LAK) (Entered: 01/31/1994)
01/31/1994	485	ATTORNEY APPEARANCE for defendant Joan Finney by John J. Knoll (LAK) (Entered: 02/01/1994)
02/01/1994	486	STATUS CONFERENCE REPORT by plaintiffs (CEL) (Entered: 02/01/1994)
02/01/1994	487	MINUTE SHEET: Topeka, KS - Status Conference held before Honorable Judge Richard D. Rogers (CEL) (Entered: 02/01/1994)
02/02/1994	488	ORDER ENTERED: by Senior Judge Richard D. Rogers. If issues re indoor recreational facilities at Lansing & administrative segregation plan at El Dorado cannot be resolved by agreement, hearing will be held 4/4/94 at 1:30 pm. Briefs on issues due 3/24/94; reply briefs due 5 days after original briefs. At hearing, evidence & argument re recreational facilities issues to be presented. Arguments regarding "clarification" of administrative segregation plan to be presented. If "clarification" of plan does not resolve issue, a later hearing will be conducted for evidence (cc: all counsel) (LAK) (Entered: 02/02/1994)
02/24/1994	489	NOTICE by plaintiffs of taking deposition of David R. McKune on 3/14/94 (ICMSUSER) (Entered: 02/28/1994)
03/21/1994	490	ORDER ENTERED: by Senior Judge Richard D. Rogers re 2/2/94 order [488-2]. 4/4/94 hearing shall be limited to matter re inmates in segregation at El Dorado; briefing schedule for this matter remains unchanged. Evidentiary hrg, if necessary, on gymnasium question at Lansing set for 4/7/94 at 1:30 p.m.; briefs on this issue due from both sides 4/5/94 (cc: all counsel) (ICMSUSER) (Entered: 03/21/1994)
03/24/1994	491	MEMORANDUM FILED by plaintiff re long-term plan for administrative segregation inmates (CAM) (Entered: 03/24/1994)
03/24/1994	492	BRIEF of defendants re compliance w/long-term plan for administratively segregated inmates (ICMSUSER) (Entered: 03/25/1994)
03/30/1994	493	REPLY BRIEF by plaintiffs re: defts' long-term plan for administrative segregation inmates [492-1] (ICMSUSER) (Entered: 03/31/1994)
03/30/1994	494	REPLY BRIEF by defendants re: pltf's memorandum re long-term plan for administrative segregation inmates [491-1] (ICMSUSER) (Entered: 03/31/1994)
03/31/1994		RECEIVED ORIGINAL APPEAL RECORD FROM USCA, Volumes I thru XII and Supplemental I, II. (SAL) (Entered: 04/04/1994)
04/04/1994	495	MINUTE SHEET of Hrg, 4/4/94 before RDR at Topeka, KS. Pltfs'

		motion to enforce & interpret long-term plan for administrative segregation inmates -- under advisement. Court to issue order. (Lyon, CSR) (ICMSUSER) (Entered: 04/05/1994)
05/02/1994	496	CERTIFICATE of svc by dfts of modification of operating capacity of Lansing Corr Facility (MS) (Entered: 05/02/1994)
06/10/1994	497	SUPPLEMENTAL MEMORANDUM by dfts re compliance with long-term plan for administrative segregation inmates (supplement to [492-1], brief) (MS) (Entered: 06/10/1994)
06/13/1994	498	SUPPLEMENT/NOTICE of compliance w/long-term plan for mentally ill inmates by defendants re: brief [492-1] (CEL) (Entered: 06/13/1994)
06/21/1994	499	MOTION by Ronald Weinlood, Victor D. White, Russel L. Geis, Richard Beck, James T. McGee, John C. Lazos, Richard A. Miller & Kenneth Freel to amend & enforce referred to Senior Judge Richard D. Rogers (pleading stricken from record purs Order filed 6/28/94) (CAM) Modified on 06/28/1994 (Entered: 06/24/1994)
06/21/1994	500	MOTION by Ronald Weinlood, Victor D. White, Russel L. Geis, Richard Beck, James T. McGee, John C. Lazos, Richard A. Miller & Kenneth Freel for temporary restraining order referred to Senior Judge Richard D. Rogers (pleading stricken from case purs Order filed 6/28/94) (CAM) Modified on 06/28/1994 (Entered: 06/24/1994)
06/22/1994	501	LETTER to court from James T. McGee & Richard Arlen Miller wishing to be removed from motion to amend & enforce (CAM) (Entered: 06/24/1994)
06/22/1994	502	RESPONSE by plaintiffs re: supplemental memorandum regarding administrative segregation inmates [497-1] (CAM) (Entered: 06/24/1994)
06/23/1994	503	NOTICE by defendants of modification of operating capacity (CAM) (Entered: 06/24/1994)
06/28/1994	504	ORDER ENTERED: by Senior Judge Richard D. Rogers striking motion for temporary restraining order [500-1] & striking motion to amend & enforce [499-1] (cc: all counsel) (CAM) (Entered: 06/28/1994)
06/28/1994	505	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers: Because of ruling in this Memorandum & Order & defts' notice of compliance w/long-term plan for mentally ill inmates (doc. no. 498), court believes status conference would be helpful. Court's scheduling clerk will be in contact w/counsel to schedule status conf in the near future 9 pages (cc: all counsel) (CAM) (Entered: 06/28/1994)
07/06/1994	506	NOTICE by defendants of increase in operating capacity (MB) (Entered: 07/07/1994)
07/08/1994	507	NOTICE of hearing: Status Conference set 7/28/94 @ 2:00 p.m. before Hon. RDR (cc: all counsel) (CAM) (Entered: 07/11/1994)
07/11/1994	508	NOTICE by plaintiffs of modification of operating capacity (CAM)

		(Entered: 07/12/1994)
07/15/1994	509	NOTICE by defendants of relocation of protective custody inmates (CAM) (Entered: 07/18/1994)
07/26/1994	510	COMPLIANCE REPORT by defendants & suggestion that case be closed (CAM) (Entered: 07/27/1994)
07/29/1994	511	ORDER ENTERED: by Senior Judge Richard D. Rogers. Court directs counsel for both sides to submit proposed schedule for conduct of discovery & for evidentiary hrg by 8/5/94. Court will issue schedule for further progress of case after reviewing proposed schedules (cc: all counsel) (LAK) (Entered: 07/29/1994)
07/29/1994	512	MINUTE SHEET: Topeka, KS - Status Conference held 7/28/94; court to issue order (Horenkamp, CSR) (MB) (Entered: 07/29/1994)
07/30/1994	513	ORDER ENTERED: by Senior Judge Richard D. Rogers: Clerk of court to place a copy of Mr. Schlicher's document entitled "Notice & Motion of Objections & Facts Opposite Defendants Collusive "Notice to Relocate Protective Custody" on left side of file, but do not formally "file-stamp" document; mail a copy of document & order to pltfs' counsel; & return original documents & copy of this order to Mr. Schlicher. As a result of this order, court & pltfs' counsel shall have notice of Mr. Schlicher's objections, but court shall not rule upon objections unless they are formally presented by pltfs' counsel (cc: all counsel; Mr. Schlicher) (CAM) (Entered: 07/30/1994)
07/30/1994	514	ORDER ENTERED: by Senior Judge Richard D. Rogers: Clerk directed to place a copy of Ronald Weinlood, et al's document entitled "Memorandum Support Motion to Amend & Enforce" on left side of file, but do not formally "file-stamp" document; mail a copy of document & order to pltfs' counsel; & return original document & copy of this order to Mr. Weinlood. As a result of this order, court & pltfs' counsel shall have notice of Mr. Weinlood's assertions, but court shall not rule upon them unless they are formally presented by pltfs' counsel (cc: all counsel; Mr. Weinlood) (CAM) (Entered: 07/30/1994)
08/04/1994	515	NOTICE by defendants & plaintiffs: Parties' joint proposed schedule (MB) (Entered: 08/05/1994)
08/10/1994	516	NOTICE by defendants of exceeding operating capacity (LAK) (Entered: 08/10/1994)
08/17/1994	517	ORDER ENTERED: by Senior Judge Richard D. Rogers: The court has inspected the proposed schedule and hereby approves it for the disposition of the administrative segregation issue re [515-1] (cc: all counsel) (MB) (Entered: 08/17/1994)
10/14/1994	518	CERTIFICATE of svc of pltfs' 1st set of interrogatories by plaintiff to defts (MB) (Entered: 10/14/1994)
10/25/1994	519	NOTICE of increase in operating capacity by defendants (MB) (Entered: 10/26/1994)

11/01/1994	520	PRELIMINARY WITNESS & EXHIBIT LIST submitted by defendants (MB) (Entered: 11/02/1994)
11/08/1994	521	NOTICE of increase in operating capacity by defendants (MB) (Entered: 11/08/1994)
11/30/1994	522	MOTION by plaintiff to compel defts to answer interrogatories referred to Senior Judge Richard D. Rogers (MB) (Entered: 11/30/1994)
11/30/1994	523	MEMORANDUM in support by plaintiff re: motion to compel defts to answer interrogatories referred to Senior Judge Richard D. Rogers [522-1] (MB) (Entered: 11/30/1994)
12/07/1994	524	MOTION by John Knoll to withdraw as attorney for deft Joan Finney referred to Senior Judge Richard D. Rogers (MB) (Entered: 12/08/1994)
12/14/1994	525	RESPONSE by defendants to plths' motion to compel defts to answer interrogatories referred to Senior Judge Richard D. Rogers [522-1] (MB) (Entered: 12/14/1994)
12/14/1994	526	NOTICE of Modification of operating capacity by defendants (MB) (Entered: 12/14/1994)
12/16/1994	527	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to withdraw as attorney John Knoll for deft Joan Finney referred [524-1] (cc: all counsel) (MB) (Entered: 12/16/1994)
12/27/1994	528	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to compel defts to answer interrogatories [522-1] (cc: all counsel) (CAM) (Entered: 12/27/1994)
01/13/1995	529	MOTION by defendant Joan Finney to withdraw as attorney Carol Bonebrake referred to Senior Judge Richard D. Rogers (MB) (Entered: 01/17/1995)
01/13/1995	529	ATTORNEY APPEARANCE for defendant Joan Finney by Kevin D. Case (MB) (Entered: 01/17/1995)
01/20/1995	530	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to withdraw as attorney Carol Bonebrake [529-1] attorney Carol R. Bonebrake for Joan Finney, Raymond (nmi) Roberts, & Gary Stotts (cc: all counsel) (MB) (Entered: 01/20/1995)
02/09/1995	531	COMPLIANCE REPORT by defendants of facility operating capacities (MB) (Entered: 02/09/1995)
02/13/1995	532	NOTICE by defendant of exceeding operating capacity (MB) (Entered: 02/13/1995)
02/13/1995	533	NOTICE by defendants to exceed operating capacity (MB) (Entered: 02/14/1995)
02/13/1995	534	NOTICE by defendants of increase in operating capacities at Topeka Correctional Facility, Lansing Correctional Facility and Norton Correctional Facility-Ease (Stockton) (MB) (Entered: 02/14/1995)

03/02/1995	535	REVISED PROPOSED SCHEDULE by defendants & plaintiffs (MB) (Entered: 03/02/1995)
03/07/1995	536	ORDER ENTERED: by Senior Judge Richard D. Rogers: The court has inspected a revised proposed schedule for resolution of the remaining issues regarding conditions of confinement in administrative segregation. Upon review, the court shall approve and adopt the schedule (cc: all counsel) (MB) (Entered: 03/07/1995)
03/28/1995	537	NOTICE by Corrections Dept KS of having exceeded population capacity at Topeka Correctional Facility (MB) (Entered: 03/29/1995)
03/28/1995	538	NOTICE by defendants of modification of operating capacity Topeka Correctional Facility-Central Unit (MB) (Entered: 03/29/1995)
03/28/1995	539	NOTICE by defendants of modification of operating capacity Topeka Correctional Facility-Central Unit (MB) (Entered: 03/29/1995)
03/28/1995	540	NOTICE by Corrections Dept KS of capacity modification Lansing Correctional Facility (MB) (Entered: 03/29/1995)
04/09/1995	541	NOTICE of capacity modification at El Dorado Correctional Facility by Corrections Dept KS (MB) (Entered: 04/10/1995)
04/20/1995	542	PRELIMINARY WITNESS & EXHIBIT LIST submitted by plaintiffs (MB) (Entered: 04/20/1995)
04/27/1995	543	MOTION by plaintiffs to substitute parties referred to Senior Judge Richard D. Rogers (MB) (Entered: 04/28/1995)
05/01/1995	544	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to substitute parties [543-1] Substituting Charles E Simmons for Gary Stotts & substituting Bill Graves for Joan Finney (cc: all counsel) (CAM) (Entered: 05/01/1995)
05/18/1995	545	NOTICE by defendants of increase in operating capacity El Dorado Correctional Facility (MB) (Entered: 05/22/1995)
06/12/1995	546	MOTION by Kevin Case attorney for defendant Bill Graves to withdraw as attorney & notice of entry of substituted counsel Lawrence J. Logback referred to Senior Judge Richard D. Rogers (MB) (Entered: 06/13/1995)
06/19/1995	547	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion to withdraw as attorney & notice of entry of substituted counsel Lawrence J. Logback [546-1] attorney Kevin D. Case for Bill Graves, attorney Kevin D. Case for Charles E Simmons (cc: all counsel) (MB) (Entered: 06/19/1995)
07/28/1995	548	JOINT MOTION by atty's for plaintiffs for award of attorney fees & expenses referred to Senior Judge Richard D. Rogers (MB) (Entered: 07/28/1995)
07/28/1995	549	MEMORANDUM in support by plaintiff re: motion for award of attorney fees & expenses referred to Senior Judge Richard D. Rogers [548-1] (MB) (Entered: 07/28/1995)

08/14/1995	550	OBJECTIONS by defendants re: motion for award of attorney fees & expenses [548-1] & motion for attorney fees; referred to Senior Judge Richard D. Rogers [478-1] (MB) (Entered: 08/15/1995)
08/30/1995	551	ORDER ENTERED: by Senior Judge Richard D. Rogers: that defts shall make payment for the expenses and fees incurred by counsel for pltfs in the amounts set out. Granting motions for attorney fees [548-1] & [478-1] (cc: all counsel) (MB) (Entered: 08/30/1995)
08/30/1995	552	NOTICE of hearing hearing on administrative issues set for 10/25/95 @ 9:30 a.m. (cc: all counsel) (MB) (Entered: 08/31/1995)
09/22/1995	553	MOTION by defendants for order to increase the capacity of the Lansing Correctional Facility, K, L, and M Units referred to Senior Judge Richard D. Rogers (MB) (Entered: 09/22/1995)
09/22/1995	554	NOTICE by defendants of increase in capacity at Lansing Correctional Facility and Ellsworth Correctional Facility (MB) (Entered: 09/22/1995)
10/06/1995	555	OBJECTIONS by plaintiffs re: motion by defendants for order to increase the capacity of the Lansing Correctional Facility, K, L, and M Units referred to Senior Judge D. Rogers [553-1] (MB) (Entered: 10/06/1995)
10/13/1995	556	MOTION by defendants for entry of appearance of co-counsel John R. Dowell referred to Senior Judge Richard D. Rogers (MB) (Entered: 10/13/1995)
10/18/1995	557	MOTION by plaintiffs for order for transportation for Randall Murphy for hearing on 10/25/95 @ 9:30 a.m. referred to Senior Judge Richard D. Rogers (MB) (Entered: 10/18/1995)
10/18/1995	558	MOTION by plaintiffs for order for transportation of Maurice Gibson & Carlton Hill for hearing on 10/25/95 @ 9:30 a.m. referred to Senior Judge Richard D. Rogers (MB) Modified on 10/19/1995 (Entered: 10/18/1995)
10/19/1995	559	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by plaintiffs for order for transportation for Randall Murphy for hearing on 10/25/95 @ 9:30 a.m. [557-1] (cc: all counsel) (MB) (Entered: 10/19/1995)
10/19/1995	560	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by plaintiffs for order for transportation of Maurice Gibson & Carlton Hill for hearing on 10/25/95 @ 9:30 a.m. [558-1] (cc: all counsel) (MB) (Entered: 10/19/1995)
10/19/1995	561	ORDER FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM ENTERED: by Senior Judge Richard D. Rogers: Maurice Gibson, confined at El Dorado Correctional Facility to before Honorable Richard D. Rogers on 10/25/95 @ 9:30 a.m. (certified copies of order and writ sent to Timothy Madden, Department of Corrections) (cc: all counsel) (MB) Modified on 10/19/1995 (Entered: 10/19/1995)

10/19/1995	562	ORDER FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM ENTERED: by Senior Judge Richard D. Rogers: Carlton Hill, confined at El Dorado Correctional Facility to appear before Honorable Richard D. Rogers on 10/25/95 @ 9:30 a.m. (Certified copies of order and writ sent to Timothy Madden, Department of Corrections) (cc: all counsel) (MB) Modified on 10/19/1995 (Entered: 10/19/1995)
10/19/1995	563	ORDER FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM ENTERED: by Senior Judge Richard D. Rogers: Randall Murphy, confined at Lansing Correctional Facility to appear before Honorable Richard D. Rogers on 10/25/95 @ 9:30 a.m. (certified copies of order and writ sent to Timothy Madden, Department of Corrections) (cc: all counsel) (MB) Modified on 10/19/1995 (Entered: 10/19/1995)
10/23/1995	564	MEMORANDUM regarding conditions in administrative segregation by plaintiff (MB) (Entered: 10/23/1995)
10/25/1995	565	MINUTE SHEET: Topeka, KS - In-court hearing on Administrative Segregation issues was held 10/25/95 and continued on 10/26/95, 10/27/95 & 10/30 95. Issues were taken under advisement. K, L, M issues - Briefs to be filed in 2 weeks. Administrative Segregation Unit issues - Findings of fact and conclusion briefs to be filed 12/1/95. All court exhibits from hearing to be sealed. Exhibit & witness sheets attached (MB) Modified on 10/31/1995 (Entered: 10/31/1995)
11/03/1995	566	MOTION by plaintiffs to supplement re: minutes (record) of hearing held 10/25-27, 30/95 [565-2] (MB) (Entered: 11/03/1995)
11/07/1995	567	TRANSCRIPT of Randall William Murphy held on 10/26/95 before: Senior Judge Richard D. Rogers Volume: 1 (MB) (Entered: 11/07/1995)
11/07/1995	568	TRANSCRIPT of David McKune & Chuck Simmons held on 10/30/95 before: Senior Judge Richard D. Rogers Volume: 1 (MB) (Entered: 11/07/1995)
11/13/1995	569	MOTION by defts to extend time to file briefs regarding double ceiling at Lansing Correctional Facility referred to Senior Judge Richard D. Rogers (CAM) (Entered: 11/13/1995)
11/14/1995	570	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by defts to extend time to file briefs regarding double ceiling at Lansing Correctional Facility to 11/17/95 [569-1] (cc: all counsel) (LAK) (Entered: 11/14/1995)
11/17/1995	571	MOTION by defts to extend time to file briefs regarding double ceiling at the Lansing Correctional Facility to 11/20/95 referred to Senior Judge Richard D. Rogers (MB) (Entered: 11/17/1995)
11/20/1995	572	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by defts to extend time to file briefs regarding double ceiling at the Lansing Correctional Facility to 11/20/95 [571-1] (cc: all counsel) (MB) (Entered: 11/20/1995)
11/20/1995	573	PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW

		regarding deft's request for approval of double celling a K, L and M units at Lansing Correctional Facility by plaintiffs (MB) (Entered: 11/20/1995)
11/20/1995	574	PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW regarding double celling of K, L, and M units at the Lansing Correctional Facility by defendants (MB) (Entered: 11/21/1995)
11/22/1995	575	TRANSCRIPT of Hearing before Judge Richard held on 10/25/95 Volume: 1 (MB) (Entered: 11/22/1995)
11/22/1995	576	TRANSCRIPT of Hearing held on 10/26/95 before: Senior Judge Richard D. Rogers Volume: 2 (MB) (Entered: 11/22/1995)
11/22/1995	577	TRANSCRIPT of hearing held on 10/27/95 before: Senior Judge Richard D. Rogers Volume: 3 (MB) (Entered: 11/22/1995)
11/22/1995	578	TRANSCRIPT of hearing held on 10/30/95 before: Senior Judge Richard D. Rogers Volume: 4 (MB) (Entered: 11/22/1995)
11/27/1995	579	OBJECTIONS by defendants re: motion by plaintiffs to supplement re: minutes (record) of hearing held 10/25-27, 30/95 [565-2] [566-1] (MB) (Entered: 11/27/1995)
11/27/1995	579	MOTION by defendants to supplement re: minutes/record of hearing held 10/27/95 to 10/31/95 [565-2] (MB) (Entered: 11/27/1995)
12/01/1995	580	JOINT MOTION by plaintiffs & defedants to extend time to file proposed findings of fact & conclusions of law referred to Senior Judge Richard D. Rogers (MB) (Entered: 12/04/1995)
12/07/1995	581	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by plaintiffs & defedants to extend time to file proposed findings of fact & conclusions of law to 1/15/96 [580-1] (cc: all counsel) (MB) (Entered: 12/07/1995)
12/19/1995	582	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers granting motion by defendants to supplement re: minutes/record of hearing held 10/27/95 to 10/31/95 [565-2] [579-1], granting motion by plaintiffs to supplement re: minutes (record) of hearing held 10/25-27, 30/95 [565-2] [566-1], granting motion by defendants for order to increase the capacity of the Lansing Correctional Facility, K, L, and M Units [553-1] 13 pages (cc: all counsel) (MB) (Entered: 12/19/1995)
01/12/1996	583	MOTION by defendants to extend time to file trial briefs to 2/1/96 referred to Senior Judge Richard D. Rogers (MB) (Entered: 01/17/1996)
01/17/1996	584	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by defendants to extend time to file trial briefs to 2/1/96 [583-1] (cc: all counsel) (MB) (Entered: 01/17/1996)
02/01/1996	585	MOTION by defendants to extend time to file post trial briefs to 2/15/96 referred to Senior Judge Richard D. Rogers (MB) (Entered: 02/02/1996)
02/05/1996	586	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by defendants to extend time to file post trial briefs to 2/15/96 [585-1]

		(cc: all counsel) (MS) (Entered: 02/05/1996)
02/14/1996	587	NOTICE of Status Conference set for 2/22/96 @ 1:30 p.m. (cc: all counsel) (MB) (Entered: 02/14/1996)
02/15/1996	588	MOTION by defendants to extend time to file post trial briefs to 3/7/96 referred to Senior Judge Richard D. Rogers (MB) (Entered: 02/16/1996)
02/20/1996	589	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by defendants to extend time to file post trial briefs to 3/7/96 [588-1] (cc: all counsel) (MB) (Entered: 02/20/1996)
02/22/1996	590	MINUTE SHEET: Topeka, KS - Status Conference continued to 3/22/96 @ 1:30 p.m. CSR Nora Lyon (MB) Modified on 02/22/1996 (Entered: 02/22/1996)
03/05/1996	591	NOTICE status conference on 3/22/96 @ 1:30 p.m. (cc: all counsel) (MB) (Entered: 03/05/1996)
03/08/1996	592	MOTION by defedants to extend time to file post trial briefs to 4/5/96 referred to Senior Judge Richard D. Rogers (MB) (Entered: 03/11/1996)
03/12/1996	593	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion by defedants to extend time to file post trial to 4/5/96 [592-1] (cc: all counsel) (MB) (Entered: 03/12/1996)
03/15/1996	594	NOTICE Status Conference reset for 4/5/96 @ 1:30 p.m. (cc: all counsel) (MB) (Entered: 03/18/1996)
04/05/1996	595	SUPPLEMENT by defendant to the long term plan for administrative segregation (MB) (Entered: 04/05/1996)
04/05/1996	596	ORDER ENTERED: by Senior Judge Richard D. Rogers: SEE ORDER FOR DETAILS. Case shall be closed upon the Court's final order (cc: all counsel) (MB) (Entered: 04/05/1996)
04/05/1996	597	MINUTE SHEET: Status Conference held 4/5/96 before Senior Judge Richard D. Rogers at Topeka, KS - Order signed by court. (Kelli Stewart, CSR) (MB) (Entered: 04/08/1996)
05/23/1996	598	NOTICE of Status Conference set for 6/10/96 at 9:30 a.m. (cc: all counsel) (MS) (Entered: 05/24/1996)
05/24/1996	599	ORDER ENTERED: by Senior Judge Richard D. Rogers re: a document received by the court titled "Statement of Facts" from Brandon L. Smith. Individual class members may not file motions and pleadings to be ruled upon by the court. They must rely upon court-appointed counsel to conduct this litigation. (cc: all counsel, Brandon L. Smith) (MS) Modified on 05/24/1996 (Entered: 05/24/1996)
05/24/1996	600	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the "Petition for Intervention and Objections to Tentative Order..." received by the court from Thomas Odell Kelly shall not be treated or docketed as a pleading in this case. The petition shall be treated as an objection to the court's tentative order and maintained with other such objections in the

		case file of this case (cc: all counsel, Thomas Odell Kelly) (MS) Modified on 05/24/1996 (Entered: 05/24/1996)
05/24/1996	601	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the motion for order of contempt and other materials shall not be treated or docketed as a pleading in this case. The motion and supporting documents shall be treated as an objection to the court's tentative order and maintained with other such objections in the case file of this case (cc: all counsel, Robert G. Lile, Richard J. D. Fagan, John Maberry)) (MS) (Entered: 05/24/1996)
06/03/1996	603	STATUS REPORT by defendants (MS) (Entered: 06/05/1996)
06/04/1996	602	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the court orders the motion to intervene and for an order of contempt be filed as an exhibit to this order. The Ct also directs that the order not be filed independently or docketed as a motion in this case. The motion shall be available for examination and consideration by pltf's counsel (cc: all counsel) (MS) (Entered: 06/04/1996)
06/07/1996	604	NOTICE of hearing: Status Conference rescheduled to 6/14/96 at 2:00 p.m. before Hon. RDR (cc: all counsel) (CAM) (Entered: 06/07/1996)
06/14/1996	605	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the motion to enforce by Jerold G. Cauthon shall not be filed. The motion shall be attached as an exhibit to this order. (cc: all counsel) (MS) (Entered: 06/14/1996)
06/14/1996	606	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the Ct has received a number of letters and other documents from members of the class in response to order of 4/2/96. Pltf's counsel reviewed the materials. Clerk is directed to maintain the materials in the case file as an exhibit to this case (cc: all counsel) (MS) (Entered: 06/14/1996)
06/14/1996	607	MINUTE SHEET: Status Conference held at Topeka, KS on 6/14/96 at 2:00 p.m. before Senior Judge Richard D. Rogers; Nora Lyon & Associates, Kelli Stewart CSR (MS) (Entered: 06/17/1996)
07/02/1996	608	ORDER ENTERED: by Senior Judge Richard D. Rogers re: a document submitted by Thomas Odell Kelly; Ct directs document not be docketed, but placed with correspondence in response to court's tentative order to remain available for inspection of pltf's counsel (cc: all counsel, Thomas Odell Kelly) (MS) Modified on 07/02/1996 (Entered: 07/02/1996)
07/22/1996	609	MOTION by Thomas Odell Kelly for reconsideration and objections; referred to Senior Judge Richard D. Rogers (MS) (Entered: 07/22/1996)
07/22/1996	610	ORDER ENTERED: by Senior Judge Richard D. Rogers denying motion by Thomas Odell Kelly for reconsideration and objections to counsel representing pltf's in this case. Ct will continue to consider Mr. Kelly's objections to the tentative order re: the supplement to the long-range plan for administrative segregation of inmates along with the objections of other inmates; [609-1] (cc: all counsel) (MS) (Entered: 07/22/1996)

07/29/1996	611	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the Ct has received a supplement to a motion for reconsideration from Thomas Odell Kelly. Ct directs document be filed. After reviewing the document, Ct shall maintain its position denying Mr. Kelly's motion for reconsideration (cc: all counsel) (MS) (Entered: 07/29/1996)
07/29/1996	612	SUPPLEMENT re: [609-1], motion by Thomas Odell Kelly for reconsideration and objections; referred to Senior Judge Richard D. Rogers (MS) (Entered: 07/29/1996)
07/29/1996	613	NOTICE OF APPEAL by movant Thomas Odell Kelly from Dist. Court decision re: Memorandum & Order [610-1] (cc: all counsel, 10CCA) (CEL) (Entered: 07/30/1996)
07/29/1996		APPEAL FEE STATUS: \$105.00 appeal filing fee waived - in forma pauperis re: appeal [613-1] (CEL) (Entered: 08/01/1996)
08/09/1996	614	RECEIPT FROM USCA of the Preliminary Record on Appeal re: [613-1] appeal (MS) (Entered: 08/12/1996)
08/19/1996	615	Letter from 10CCA stating initial screening has revealed a possible jurisdictional defect in this appeal; re: [613-1] (MS) (Entered: 08/19/1996)
08/21/1996	616	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that Ct received a document from Thomas Odell Kelly titled "Proof of Service" apparently intended to be part of a motion for reconsideration previously ruled upon by the court. Ct directs document be filed and maintains its position denying Mr. Kelly's motion for reconsideration (cc: all counsel) (MS) (Entered: 08/21/1996)
08/21/1996	617	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the Ct received a document titled "Proof of Service" submitted by Thomas Odell Kelly. Ct directs document not be filed but that a copy be placed with the other correspondence received by the court in response to the court's tentative order. (cc: counsel) (MS) (Entered: 08/21/1996)
08/21/1996	618	SUPPLEMENT by movant Thomas Odell Kelly re: [609-1], motion by Thomas Odell Kelly for reconsideration and objections; referred to Senior Judge Richard D. Rogers (MS) (Entered: 08/21/1996)
09/11/1996		RECORD ON APPEAL transmitted to 10th Circuit; one volumes appeal [613-1] (cc: all counsel w/summary of record) (CEL) (Entered: 09/11/1996)
09/18/1996	619	RECEIPT FROM USCA of the Record on Appeal re: [613-1] appeal (MS) (Entered: 09/20/1996)
09/24/1996	620	MOTION by movant Thomas Odell Kelly to supplement the record pursuant to Fed. R. App. P. 10(e); referred to Senior Judge Richard D. Rogers (MS) (Entered: 09/24/1996)
09/24/1996	621	ORDER ENTERED: by Senior Judge Richard D. Rogers denying motion by movant Thomas Odell Kelly to supplement pursuant to Fed. R. App.

		P. 10(e); [620-1] (cc: all counsel) (MS) (Entered: 09/24/1996)
10/04/1996	622	NOTICE of Status Conference scheduled for 10/22/96 at 1:30 p.m. (cc: all counsel) (MS) (Entered: 10/07/1996)
10/11/1996	623	MOTION by movant Thomas Odell Kelly for order requesting and raising the political question & separation of power (2) lack of subject matter jurisdiction over El Dorado & Ellsworth (3) disqualification for personal bias, C.Lee refusal to subject records of appeal; referred to Senior Judge Richard D. Rogers (MS) (Entered: 10/11/1996)
10/11/1996	624	ORDER ENTERED: by Senior Judge Richard D. Rogers stating that the Ct directs that the motion filed by Thomas Odell Kelly (Doc. 623) be filed and transmitted to the Tenth Circuit Court of Appeals. To the extent the motion asks for disqualification or other relief from this court, the motion shall be denied. (cc: all counsel) (MS) (Entered: 10/11/1996)
10/22/1996	625	ORDER ENTERED: by Senior Judge Richard D. Rogers re [596-1], 4/5/96 Tentative Order is hereby made the final order of the Court. IT IS FURTHER ORDERED that neither party is estopped from raising the application of the Prison Litigation Reform Act and the parties may by motion seek any relief provided for by the Prison Litigation Reform Act (cc: all counsel) (MS) (Entered: 10/22/1996)
10/22/1996	626	MINUTE SHEET: Status conference held at Topeka, KS on 10/22/96 before Senior Judge Richard D. Rogers; CSR - Nora Lyon & Assoc. (Nora Lyon) (MS) (Entered: 10/23/1996)
10/22/1996	627	JOINT MOTION by plaintiffs for award of attorney fees and expenses with attached affidavits; referred to Senior Judge Richard D. Rogers (MS) Modified on 10/23/1996 (Entered: 10/23/1996)
10/25/1996	628	NOTICE of svc of First Request for Admission of Documents - mailed 10/6/96 by movant Thomas Odell Kelly (MS) (Entered: 10/28/1996)
11/18/1996	629	ORDER ENTERED: by Senior Judge Richard D. Rogers granting motion for award of attorney fees and expenses incurred from 7/1/94 through 10/22/96 [627-1]. Defts shall make payment for the expenses and fees incurred by counsel for pltf's as set out in the Order. (cc: all counsel) (MS) (Entered: 11/18/1996)
04/24/1997	630	MANDATE, 10CCA: dismissing the appeal for lack of prosecution [613-1] (cc: all counsel) (MS) (Entered: 04/28/1997)
03/09/1999	631	MOTION to reopen the case by Kenneth Jackson; referred to Senior Judge Richard D. Rogers (MS) (Entered: 03/12/1999)
03/09/1999	632	CERTIFICATE OF INTERESTED PARTIES by Kenneth Jackson (MS) (Entered: 03/12/1999)
05/25/1999	633	MEMORANDUM AND ORDER: by Senior Judge Richard D. Rogers denying motion to reopen the case by Kenneth Jackson [631-1] 2 pages (cc: all counsel) (MS) (Entered: 05/25/1999)

02/04/2000	634	ORDER FOR DISPOSAL OF EXHIBITS-ENTERED: by Senior Judge Richard D. Rogers (cc: all counsel) (CAM) (Entered: 02/04/2000)
02/07/2000	635	RECEIPT FOR EXHIBITS RETURNED to attorney for defts (CAM) (Entered: 02/07/2000)
06/14/2001	636	RECEIPT of exhibits returned to plaintiffs (DO) (Entered: 06/14/2001)
11/03/2004	637	MINUTE ORDER FOR DISPOSAL OF EXHIBITS. Signed by deputy clerk on 11/3/04. (meh) (Entered: 11/03/2004)
11/15/2004	638	RECEIPT for exhibits by defendants (smnd) (Entered: 11/16/2004)
04/06/2005	639	NOTICE of Clerk's Certificate of Destruction (ms) (Entered: 04/07/2005)

PACER Service Center			
Transaction Receipt			
07/21/2005 14:53:02			
PACER Login:	hs0328	Client Code:	
Description:	Docket Report	Search Criteria:	3:77-cv-03045-RDR
Billable Pages:	20	Cost:	1.60