

**U.S. District Court
DISTRICT OF KANSAS (Kansas City)
CIVIL DOCKET FOR CASE #: 2:17-cv-02320-JAR-JPO**

Huff et al v. CoreCivic, Inc. et al
Assigned to: Chief District Judge Julie A Robinson
Referred to: Magistrate Judge James P. O'Hara
Cause: 18: 2511 Interception and Disclosure of Wire, Oral or
Electronic Communications

Date Filed: 06/01/2017
Jury Demand: Both
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: Federal Question

Plaintiff

Ashley Huff
*individually and on behalf of all others
similarly situated*

represented by **Brian Christopher McCart**
Law Offices of Brian Timothy Meyers
1044 Main Street
Ste 400
Kansas City, MO 64105
816-842-0006
Fax: 816-842-6623
Email: bmccart@btm-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brian Timothy Meyers
The Law Offices of Brian Timothy Meyers
1044 Main Street, Suite 400
Kansas City, MO 64105
816-842-0006
Fax: 816-842-6623
Email: btmeyers@btm-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joseph A. Kronawitter
Horn, Aylward & Bandy LLC
2600 Grand Boulevard, Suite 1100
Kansas City, MO 64108
816-421-0700
Fax: 816-421-0899
Email: jkronawitter@hab-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert A. Horn
Horn, Aylward & Bandy LLC
2600 Grand Boulevard, Suite 1100
Kansas City, MO 64108
816-421-0700
Fax: 816-421-0899
Email: rhorn@hab-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Gregory L. Rapp
*individually and on behalf of all others
similarly situated*

represented by **Brian Christopher McCart**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Brian Timothy Meyers
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joseph A. Kronawitter
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert A. Horn
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

CoreCivic, Inc.
formerly known as
Corrections Corporation of America

represented by **Amy D. Fitts**
Polsinelli PC – 48th Street
900 W. 48th Place, Suite 900
Kansas City, MO 64112–1895
816–218–1255
Email: afitts@polsinelli.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Hal D. Meltzer
Baker, Sterchi, Cowden & Rice, LLC – OP
51 Corporate Woods
9393 W. 110th Street, Suite 500
Overland Park, KS 66210
816–471–2121
Fax: 816–472–0288
Email: meltzer@bscr-law.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lauren E. Tucker McCubbin
Polsinelli PC – 48th Street
900 W. 48th Place, Suite 900
Kansas City, MO 64112–1895
816–753–1000
Fax: 816–753–1536
Email: ltucker@polsinelli.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Thomas G. Kokoruda
Polsinelli PC – 48th Street
900 W. 48th Place, Suite 900
Kansas City, MO 64112–1895
816–374–0513
Fax: 816–753–1536
Email: tkokoruda@polsinelli.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Securus Technologies, Inc.

represented by **Joshua P. Martin**
Securus Technologies, Inc.
4000 International Parkway
Carrollton, TX 75007
972–277–0335
Fax: 972–277–0699
Email: joshuamartin@securustechnologies.com
LEAD ATTORNEY

*PRO HAC VICE
ATTORNEY TO BE NOTICED*

Robert Ryan Harding
Husch Blackwell LLP–Jefferson City
235 East High Street
PO Box 1251
Jefferson City, MO 65102
573–635–9118
Fax: 573–634–7854
Email: ryan.harding@huschblackwell.com
*LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED*

Taylor Brooke Concannon
Husch Blackwell LLP – 4801 Main
4801 Main Street, Suite 1000
Kansas City, MO 64112
816–983–8000
Fax: 816–983–8080
Email: taylor.concannon@huschblackwell.com
*TERMINATED: 09/10/2018
LEAD ATTORNEY*

Tessa K. Jacob
Husch Blackwell LLP – 4801 Main
4801 Main Street, Suite 1000
Kansas City, MO 64112
816–983–8233
Fax: 816–983–8080
Email: tessa.jacob@huschblackwell.com
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Movant

Tywan A. Poole
TERMINATED: 02/23/2018

represented by **Tywan A. Poole**
25194–045
PHOENIX – FCI
Federal Correctional Institution
Inmate Mail/Parcels
37910 N 45th Avenue
Phoenix, AZ 85086
PRO SE

Date Filed	#	Docket Text
06/01/2017	<u>1</u>	COMPLAINT with trial location of Kansas City (Filing fee \$400, Internet Payment Receipt Number AKSDC–4186726.), filed by Ashley Huff, Gregory L. Rapp. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Kronawitter, Joseph) (Entered: 06/01/2017)
06/01/2017	<u>2</u>	CIVIL COVER SHEET by Plaintiffs Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 06/01/2017)
06/01/2017		NOTICE OF JUDGE ASSIGNMENT: Case assigned to Chief District Judge Julie A Robinson and Magistrate Judge James P. O'Hara for all proceedings. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (cv) (Entered: 06/02/2017)
06/02/2017	<u>3</u>	DESIGNATION OF PLACE OF TRIAL filed by Plaintiffs Ashley Huff, Gregory L. Rapp – trial to be held in Kansas City. (Kronawitter, Joseph) (Entered: 06/02/2017)

06/06/2017		SUMMONS ISSUED as to CoreCivic, Inc., Securus Technologies, Inc. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry) (cv) (Entered: 06/06/2017)
06/21/2017	<u>4</u>	SUMMONS RETURNED EXECUTED -- Personal Service by Ashley Huff, Gregory L. Rapp upon CoreCivic, Inc. served on 6/15/2017, answer due 7/6/2017 (Kronawitter, Joseph) (Entered: 06/21/2017)
06/21/2017	<u>5</u>	SUMMONS RETURNED EXECUTED -- Personal Service by Ashley Huff, Gregory L. Rapp upon Securus Technologies, Inc. served on 6/15/2017, answer due 7/6/2017 (Kronawitter, Joseph) (Entered: 06/21/2017)
07/05/2017	<u>6</u>	ENTRY OF APPEARANCE by Taylor Brooke Concannon on behalf of Securus Technologies, Inc.. (Concannon, Taylor) (Entered: 07/05/2017)
07/05/2017	<u>7</u>	CORPORATE DISCLOSURE STATEMENT by Securus Technologies, Inc. . (Concannon, Taylor) (Entered: 07/05/2017)
07/05/2017	<u>8</u>	<i>Securus's</i> ANSWER to Complaint by Securus Technologies, Inc..(Concannon, Taylor) (Entered: 07/05/2017)
07/06/2017	<u>9</u>	<i>Separate</i> ANSWER to Complaint of <i>CoreCivic, Inc. f/k/a Corrections Corporation of America</i> by CoreCivic, Inc..(Meltzer, Hal) (Entered: 07/06/2017)
07/10/2017	<u>10</u>	INITIAL ORDER SETTING SCHEDULING CONFERENCE: Scheduling Conference set for <u>9/18/2017 at 9:00 AM</u> in KC Courtroom 223 (JPO) before Magistrate Judge James P. O'Hara. Report of Parties Planning Meeting deadline 9/8/2017. Rule 26 Initial Disclosures Deadline set for 9/8/2017. Signed by Magistrate Judge James P. O'Hara on 7/10/17. (ss) (Entered: 07/10/2017)
08/03/2017	<u>11</u>	CORPORATE DISCLOSURE STATEMENT by CoreCivic, Inc. identifying None as corporate parent . (Meltzer, Hal) (Entered: 08/03/2017)
08/08/2017	<u>12</u>	ENTRY OF APPEARANCE by Tessa K. Jacob on behalf of Securus Technologies, Inc. (Jacob, Tessa) (Entered: 08/08/2017)
09/05/2017	<u>13</u>	NOTICE of Hearing CHANGE: THIS IS AN OFFICIAL NOTICE FOR THIS HEARING (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) By agreement of the parties, the Scheduling Conference is set for <u>9/26/2017 at 2:00 PM</u> in KC Courtroom 223 (JPO) before Magistrate Judge James P. O'Hara. The planning report will remain due on 9/8/17.(ss) (Entered: 09/05/2017)
09/08/2017	<u>14</u>	MOTION for attorney Robert Ryan Harding to appear pro hac vice (Pro hac vice fee \$50, Internet Payment Receipt Number AKSDC-4270751.) by Defendant Securus Technologies, Inc. (referred to Magistrate Judge James P. O'Hara) (Attachments: # <u>1</u> ECF Registration Form, # <u>2</u> Affidavit)(Concannon, Taylor) (Entered: 09/08/2017)
09/08/2017	<u>15</u>	ORDER granting <u>14</u> Motion to Appear Pro Hac Vice of Robert Ryan Harding for Securus Technologies, Inc. pursuant to D. Kan. Rule 83.5.4 for purposes of this case only. Unless already registered, pro hac vice counsel should register for electronic notification pursuant to the court's Administrative Procedures by completing a CM/ECF Electronic Filing Registration Form at http://www.ksd.uscourts.gov/ . Signed by Magistrate Judge James P. O'Hara on 9/8/17. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (hw) (Entered: 09/08/2017)
09/08/2017	<u>16</u>	CERTIFICATE OF SERVICE of Initial Disclosures by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 09/08/2017)
09/11/2017	<u>17</u>	NOTICE OF SERVICE by CoreCivic, Inc. <i>Initial Disclosures</i> (Meltzer, Hal) (Entered: 09/11/2017)
09/25/2017	<u>18</u>	Joint MOTION for Order <i>JOINT MOTION FOR ENTRY OF STIPULATED DOCUMENT PRODUCTION PROTOCOL</i> by Defendant Securus Technologies, Inc. (referred to Magistrate Judge James P. O'Hara) (Attachments: # <u>1</u> Exhibit Ex. A)(Concannon, Taylor) (Entered: 09/25/2017)
09/26/2017	<u>19</u>	DOCUMENT PRODUCTION PROTOCOL and ORDER granting <u>18</u> joint motion for entry of order governing document production between plaintiffs and defendant Securus Technologies, Inc. Signed by Magistrate Judge James P. O'Hara on 9/26/2017.

		(amh) (Entered: 09/26/2017)
09/26/2017	<u>20</u>	CERTIFICATE OF SERVICE of Initial Rule 26 Disclosures by Securus Technologies, Inc. (Concannon, Taylor) (Entered: 09/26/2017)
09/27/2017	21	MINUTE ENTRY for proceedings held before Magistrate Judge James P. O'Hara: SCHEDULING CONFERENCE held on 9/27/2017. Joseph Kronawitter, Robert Horn, and Brian McCart appear for plaintiff. Hal Meltzer appears for CoreCivic. Tessa Jacob and Taylor Concannon appear for Securus Technologies. (FTR: 2:03.) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (ss) (Entered: 09/27/2017)
09/27/2017	<u>22</u>	SCHEDULING ORDER: Discovery deadline re class certification 8/3/2018. Dispositive motion deadline 10/13/2017. See order for further deadlines. Signed by Magistrate Judge James P. O'Hara on 9/27/17. (ss) (Entered: 09/27/2017)
09/27/2017	<u>23</u>	ENTRY OF APPEARANCE by Robert A. Horn on behalf of Ashley Huff, Gregory L. Rapp. (Horn, Robert) (Entered: 09/27/2017)
10/02/2017	<u>24</u>	CERTIFICATE OF SERVICE of Rule 26 Disclosures Documents by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 10/02/2017)
10/02/2017	<u>25</u>	CERTIFICATE OF SERVICE of Certificate of Service by Securus Technologies, Inc. (Concannon, Taylor) (Entered: 10/02/2017)
10/03/2017	<u>26</u>	CERTIFICATE OF SERVICE of Documents Identified in Initial Disclosures by CoreCivic, Inc.. (Meltzer, Hal) (Entered: 10/03/2017)
10/04/2017	<u>27</u>	ENTRY OF APPEARANCE by Brian Christopher McCart on behalf of All Plaintiffs (McCart, Brian) (Entered: 10/04/2017)
10/06/2017	<u>28</u>	Joint NOTICE of Adoption of Document Production Protocol by Ashley Huff, Gregory L. Rapp (Kronawitter, Joseph) (Entered: 10/06/2017)
10/13/2017	<u>29</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendant CoreCivic, Inc. (Meltzer, Hal) (Entered: 10/13/2017)
10/13/2017	<u>30</u>	MEMORANDUM IN SUPPORT of <u>29</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendant CoreCivic, Inc. (Attachments: # <u>1</u> Exhibit A)(Meltzer, Hal) (Entered: 10/13/2017)
10/13/2017	<u>31</u>	MOTION to Dismiss <i>Plaintiffs' Complaint Pursuant to Rule 12(b)(6)</i> by Defendant Securus Technologies, Inc. (Concannon, Taylor) (Entered: 10/13/2017)
10/13/2017	<u>32</u>	MEMORANDUM IN SUPPORT of <u>31</u> MOTION to Dismiss <i>Plaintiffs' Complaint Pursuant to Rule 12(b)(6)</i> by Defendant Securus Technologies, Inc.(Concannon, Taylor) (Entered: 10/13/2017)
10/16/2017	<u>33</u>	Joint MOTION for Discovery <i>JOINT MOTION FOR ENTRY OF PROPOSED FED. R. EVID. 502(d) ORDER</i> by Defendant Securus Technologies, Inc. (referred to Magistrate Judge James P. O'Hara) (Attachments: # <u>1</u> Exhibit A)(Concannon, Taylor) (Entered: 10/16/2017)
10/16/2017	<u>34</u>	Joint MOTION for Protective Order <i>JOINT MOTION FOR ENTRY OF STIPULATED PROTECTIVE ORDER</i> by Defendant Securus Technologies, Inc. (referred to Magistrate Judge James P. O'Hara) (Attachments: # <u>1</u> Exhibit A)(Concannon, Taylor) (Entered: 10/16/2017)
10/16/2017	<u>35</u>	RESPONSE by Plaintiffs Ashley Huff, Gregory L. Rapp re <u>33</u> Joint MOTION for Discovery <i>JOINT MOTION FOR ENTRY OF PROPOSED FED. R. EVID. 502(d) ORDER</i> (Kronawitter, Joseph) (Entered: 10/16/2017)
10/17/2017	36	ORDER regarding <u>33</u> motion for entry of a Fed. R. Evid. 502(d) order. The court requests supplemental briefing. By October 20, 2017, the parties are directed to file a joint brief, limited to five double-spaced pages, more fully explaining their respective positions as to why, or why not, this case should be distinguished from <i>Rajala v. McGuire Woods, LLP</i> , No. 08-2638, in which U.S. Magistrate Judge David J. Waxse entered a Rule 502(d) order over the plaintiff's objections. See 2010 WL 2949582 (D. Kan. July 22, 2010) and 2013 WL 50200 (D. Kan. Jan. 3, 2013). Defendants shall not

		file a separate reply in support of the motion. Signed by Magistrate Judge James P. O'Hara on 10/17/2017. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (amh) (Entered: 10/17/2017)
10/18/2017	<u>37</u>	TRANSCRIPT of Initial Scheduling Conference held September 26, 2017 before Judge James P. O'Hara, Court Reporter Kim Greiner, 913-735-2314, kim_greiner@ksd.uscourts.gov. Transcript purchased by: Horn, Aylward & Bandy. NOTICE RE REDACTION OF TRANSCRIPTS: Within 7 calendar days of this filing, each party shall inform the Court, by filing a Notice of Intent to Redact, of the party's intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at www.ksd.uscourts.gov. Please read this policy carefully. If no Notice of Intent to Redact is filed within the allotted time, this transcript will be made electronically available on the date set forth below. 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. Release of Transcript Restriction set for 1/16/2018. (kg) (Entered: 10/18/2017)
10/20/2017	<u>38</u>	Proposed MOTION for Order <i>Proposed Stipulate Motion for Entry of Proposed Fed. R. Evid. 502(d) Order</i> by Defendant Securus Technologies, Inc. (referred to Magistrate Judge James P. O'Hara) (Concannon, Taylor) (Entered: 10/20/2017)
10/23/2017	<u>39</u>	STIPULATED FED. R. EVID. 502(d) ORDER and ORDER granting <u>38</u> stipulated motion for entry of proposed Fed. R. Evid. 502(d) order. The court has received the parties' proposed stipulated Fed. R. Evid. 502(d) order, referenced as Exhibit A (but unattached) to the parties' stipulated motion (ECF No. 38), and finds good cause to enter the proposed order. Defendants' joint motion for entry of proposed Fed. R. Evid. 502(d) order <u>33</u> is denied as moot. Signed by Magistrate Judge James P. O'Hara on 10/23/2017. (srj) (Entered: 10/23/2017)
10/23/2017	<u>40</u>	STIPULATED PROTECTIVE ORDER and ORDER granting <u>34</u> joint motion for protective order. The court finds good cause to enter the order submitted by the parties. Signed by Magistrate Judge James P. O'Hara on 10/23/2017. (srj) (Entered: 10/23/2017)
11/01/2017	<u>41</u>	STATUS REPORT -- <i>Joint</i> by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 11/01/2017)
11/02/2017	<u>42</u>	Unopposed MOTION for Extension of Time to File Response as to <u>29</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <u>31</u> MOTION to Dismiss <i>Plaintiffs' Complaint Pursuant to Rule 12(b)(6)</i> by Plaintiffs Ashley Huff, Gregory L. Rapp (Kronawitter, Joseph) (Entered: 11/02/2017)
11/02/2017		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>42</u> Unopposed MOTION for Extension of Time to File Response as to <u>29</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <u>31</u> MOTION to Dismiss <i>Plaintiffs' Complaint Pursuant to Rule 12(b)(6)</i> . The motion will be resolved by the District Judge.(ss) (Entered: 11/02/2017)
11/03/2017	<u>43</u>	ORDER granting <u>42</u> Plaintiffs' Unopposed Motion for Extension of Time. Plaintiffs move for an extension of time to respond to Defendants' motions to dismiss. For good cause, the Court grants the motion and extends Plaintiffs' deadline to respond to Defendants' motions through November 13, 2017. Signed by Chief District Judge Julie A Robinson on 11/3/2017. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (gt) (Entered: 11/03/2017)
11/13/2017	<u>44</u>	RESPONSE by Plaintiffs Ashley Huff, Gregory L. Rapp re <u>31</u> MOTION to Dismiss <i>Plaintiffs' Complaint Pursuant to Rule 12(b)(6)</i> (Kronawitter, Joseph) (Entered: 11/13/2017)
11/13/2017	<u>45</u>	RESPONSE by Plaintiffs Ashley Huff, Gregory L. Rapp re <u>29</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM (Kronawitter, Joseph) (Entered: 11/13/2017)

11/13/2017	<u>46</u>	MOTION TO JOIN by Movant Tywan A. Poole. (referred to Magistrate Judge James P. O'Hara) (Attachments: # <u>1</u> Attachment 1, # <u>2</u> Attachment 2, # <u>3</u> Attachment 3, # <u>4</u> Envelope)(kao) (Entered: 11/17/2017)
11/17/2017	<u>47</u>	REPLY TO RESPONSE TO MOTION by Defendant CoreCivic, Inc. re: <u>29</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM (Meltzer, Hal) (Entered: 11/17/2017)
11/20/2017	48	ORDER denying <u>46</u> motion to join case. The motion and its attachments appear to be based on Mr. Poole's mistaken belief that this case has been certified as a class action. To the contrary, the court has set August 31, 2018, as the deadline for plaintiffs to move for class certification. If the case is eventually certified as a class action, Mr. Poole may have an opportunity to join the class at that time. To the extent Mr. Poole is seeking leave to intervene in this case before that time, he must follow the direction of Federal Rule of Civil Procedure 24. Signed by Magistrate Judge James P. O'Hara on 11/20/2017. Mailed to pro se party by regular mail. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (amh) (Entered: 11/20/2017)
11/21/2017	<u>49</u>	CERTIFICATE OF SERVICE of Plaintiffs' Discovery Requests to Defendants by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 11/21/2017)
12/01/2017	<u>50</u>	MOTION to Amend/Correct for Leave to Amend Answer by Interlineation and Memorandum in Support by Defendant CoreCivic, Inc. (referred to Magistrate Judge James P. O'Hara) (Attachments: # <u>1</u> Exhibit A)(Meltzer, Hal) (Entered: 12/01/2017)
12/01/2017	<u>51</u>	STATUS REPORT –Joint by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 12/01/2017)
12/04/2017	52	ORDER granting <u>50</u> motion for leave to amend answer by interlineation. Counsel has informed the court the motion is unopposed. Defendant CoreCivic, Inc. is directed to file forthwith its amended answer as a separate docket entry. Signed by Magistrate Judge James P. O'Hara on 12/4/2017. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (srj) (Entered: 12/04/2017)
12/04/2017	<u>53</u>	AMENDED ANSWER to Plaintiffs' Complaint by CoreCivic, Inc.. (Meltzer, Hal) (Entered: 12/04/2017)
12/13/2017	<u>54</u>	Unopposed MOTION for extension of time by Defendant CoreCivic, Inc. (referred to Magistrate Judge James P. O'Hara) (Meltzer, Hal) (Entered: 12/13/2017)
12/14/2017	55	ORDER granting <u>54</u> unopposed motion for extension of time until January 18, 2018, for defendant CoreCivic to respond to discovery. For counsel's future reference, the court notes that both Fed. R. Civ. P. 29 and the Scheduling Order (ECF No. 22 at 12) permit the parties to stipulate to extensions of this type without court involvement. Signed by Magistrate Judge James P. O'Hara on 12/14/2017. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (amh) (Entered: 12/14/2017)
12/20/2017	<u>56</u>	Unopposed MOTION for Extension of Time to File Response as to <u>49</u> Certificate of Service of Discovery by Defendant Securus Technologies, Inc. (referred to Magistrate Judge James P. O'Hara) (Concannon, Taylor) (Entered: 12/20/2017)
12/20/2017	57	ORDER granting <u>56</u> unopposed motion for extension of time until January 8, 2018, for defendant Securus Technologies, Inc. to respond to plaintiff's first requests for production of documents and first set of interrogatories. For counsel's future reference, the court notes that both Fed. R. Civ. P. 29 and the Scheduling Order (ECF No. 22 at 12) permit the parties to stipulate to extensions of this type without court involvement (counsel were directed to make efficient use of Rule 29 stipulations during the scheduling conference on September 27, 2017, and reminded again in an order filed just six days ago — the continued filing of motions for extensions when stipulations suffice unnecessarily runs up legal expense and wastes court resources). Signed by Magistrate Judge James P. O'Hara on 12/20/2017. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (srj) (Entered: 12/20/2017)
01/02/2018	<u>58</u>	STATUS REPORT Joint by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 01/02/2018)

01/08/2018	<u>59</u>	CERTIFICATE OF SERVICE by Securus Technologies, Inc. re <u>49</u> Certificate of Service (Concannon, Taylor) (Entered: 01/08/2018)
01/10/2018	<u>60</u>	NOTICE OF SERVICE by CoreCivic, Inc. of Responses to Plaintiffs' First Set of Interrogatories and First Request for Production to CoreCivic, Inc. (Meltzer, Hal) (Entered: 01/10/2018)
01/23/2018	<u>61</u>	MOTION to Intervene (Titled "Motion Seeking Leave to Intervene as a Party of Interest") by Movant Tywan A. Poole (referred to Magistrate Judge James P. O'Hara). (Attachments: # <u>1</u> Envelope)(tvn) (Entered: 01/24/2018)
02/01/2018	<u>62</u>	CERTIFICATE OF SERVICE of First Production of Documents in Response to Plaintiffs' First Requests for Production of Documents by Securus Technologies, Inc. (Concannon, Taylor) (Entered: 02/01/2018)
02/01/2018	<u>63</u>	STATUS REPORT <i>Joint</i> by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 02/01/2018)
02/02/2018	<u>64</u>	NOTICE OF SERVICE by CoreCivic, Inc. of First Interrogatories to Plaintiffs, First Request for Production to Plaintiffs, First Requests for Admission to Plaintiffs (Meltzer, Hal) (Entered: 02/02/2018)
02/06/2018	<u>65</u>	MEMORANDUM IN OPPOSITION by Defendant Securus Technologies, Inc. re <u>61</u> MOTION to Intervene (Concannon, Taylor) (Entered: 02/06/2018)
02/08/2018	<u>66</u>	MEMORANDUM IN OPPOSITION by Defendant CoreCivic, Inc. re <u>61</u> MOTION to Intervene (Meltzer, Hal) (Entered: 02/08/2018)
02/20/2018	<u>67</u>	REPLY TO RESPONSE TO MOTION (Titled "Memorandum in Opposition to Defendants CoreCivic and Securus Tech. Motion Opposing Intervention") by Movant Tywan A. Poole re: <u>61</u> MOTION to Intervene. (Attachments: # <u>1</u> Envelope)(tvn) (Entered: 02/22/2018)
02/23/2018	<u>68</u>	ORDER denying <u>61</u> Motion to Intervene. Signed by Magistrate Judge James P. O'Hara on 02/23/2018. Mailed to pro se party Tywan A. Poole by certified mail; Certified Tracking Number: 7014 3490 0002 1092 2194. (tvn) (Entered: 02/23/2018)
02/23/2018	<u>69</u>	SUPPLEMENT to <u>67</u> Reply to Response to Motion (Titled "Addendum Memorandum in Opposition to Defendants Motion to Deny Motion to Intervene.") by Movant Tywan A. Poole. (Attachments: # <u>1</u> Envelope)(tvn) (Entered: 02/26/2018)
02/28/2018	<u>70</u>	Unopposed MOTION to Compel <i>Production of Documents</i> by Plaintiffs Ashley Huff, Gregory L. Rapp (referred to Magistrate Judge James P. O'Hara) (Kronawitter, Joseph) (Entered: 02/28/2018)
03/01/2018	<u>71</u>	ORDER granting <u>70</u> Unopposed Motion to Compel. Signed by Magistrate Judge James P. O'Hara on 3/1/2018. (srj) (Entered: 03/01/2018)
03/01/2018	<u>72</u>	MOTION for extension of time by Plaintiffs Ashley Huff, Gregory L. Rapp. (referred to Magistrate Judge James P. O'Hara) (Kronawitter, Joseph) (Entered: 03/01/2018)
03/01/2018	<u>73</u>	JOINT STATUS REPORT by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 03/01/2018)
03/02/2018	74	ORDER granting <u>72</u> motion for extension of expert-discovery deadlines. Defendants have indicated they do not oppose the motion. The new deadlines are as follows: April 13, 2018, for plaintiffs' expert disclosures; June 15, 2018, for defendants' expert disclosures; July 13, 2018, for plaintiffs' rebuttal expert disclosures. Signed by Magistrate Judge James P. O'Hara on 3/2/2018. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (amh) (Entered: 03/02/2018)
03/05/2018	<u>75</u>	MEMORANDUM AND ORDER granting <u>29</u> Motion to Dismiss Count I of Complaint, or in the Alternative for Summary Judgment; Count I of Plaintiff's Complaint is dismissed with prejudice. IT IS FURTHER ORDERED BY THE COURT that Defendant Securus Technologies' <u>31</u> Motion to Dismiss Plaintiffs' Complaint Pursuant to Rule 12(b)(6) is granted in part and denied in part. Defendant's motion is granted as it relates to Plaintiffs' Count I claim, denied as it relates to Plaintiffs' Counts II and III wiretap interception claims, and granted as it relates to Plaintiffs' Counts II and III wiretap disclosure claims. Signed by Chief District Judge

		Julie A Robinson on 3/2/18. (kao) (Entered: 03/05/2018)
03/14/2018	<u>76</u>	CERTIFIED MAIL RECEIPT returned re <u>68</u> Order on Motion to Intervene addressed to Tywan A. Poole. (tvn) (Entered: 03/14/2018)
04/02/2018	<u>77</u>	STATUS REPORT <i>Joint</i> by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 04/02/2018)
05/01/2018	<u>78</u>	STATUS REPORT <i>Joint</i> by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 05/01/2018)
05/02/2018	<u>79</u>	MOTION for attorney Joshua P. Martin to appear pro hac vice (Pro hac vice fee \$50, Internet Payment Receipt Number AKSDC-4470493.) by Defendant Securus Technologies, Inc. (referred to Magistrate Judge James P. O'Hara) (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Concannon, Taylor) (Entered: 05/02/2018)
05/03/2018	<u>80</u>	ORDER granting <u>79</u> Motion to Appear Pro Hac Vice of Joshua P. Martin for Securus Technologies, Inc. pursuant to D. Kan. Rule 83.5.4 for purposes of this case only. Unless already registered, pro hac vice counsel should register for electronic notification pursuant to the court's Administrative Procedures by completing a CM/ECF Electronic Filing Registration Form at http://www.ksd.uscourts.gov/ . Signed by Magistrate Judge James P. O'Hara on 05/03/2018. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (tvn) (Entered: 05/03/2018)
06/01/2018	<u>81</u>	STATUS REPORT <i>Joint</i> by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 06/01/2018)
06/07/2018	<u>82</u>	Unopposed MOTION to Amend Scheduling Order <i>and for Extension of Time</i> by Defendant CoreCivic, Inc. (referred to Magistrate Judge James P. O'Hara) (Meltzer, Hal) (Entered: 06/07/2018)
06/07/2018	<u>83</u>	ORDER granting <u>82</u> unopposed motion for extension of time until August 1, 2018, for defendant CoreCivic to designate its expert witnesses regarding class certification. Although not addressed by the parties, extending this deadline forces the extension of other scheduling-order deadlines. The new deadline for rebuttal expert disclosures regarding class certification is August 20, 2018. The new deadline for the completion of discovery regarding class certification is also August 20, 2018. The deadlines for class-certification and Daubert motions, and their related briefings, remain unchanged. Signed by Magistrate Judge James P. O'Hara on 6/7/2018. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (amh) (Entered: 06/07/2018)
06/12/2018	<u>84</u>	Unopposed MOTION for Leave to file /Depose Gregory Rapp by Defendant CoreCivic, Inc. (referred to Magistrate Judge James P. O'Hara) (Meltzer, Hal) (Entered: 06/12/2018)
06/12/2018	<u>85</u>	CERTIFICATE OF SERVICE of Production of Documents by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 06/12/2018)
06/14/2018	<u>86</u>	ORDER granting <u>84</u> unopposed motion for leave to depose Gregory Rapp. Signed by Magistrate Judge James P. O'Hara on 6/14/2018. (srj) (Entered: 06/14/2018)
06/22/2018	<u>87</u>	ENTRY OF APPEARANCE by Thomas G. Kokoruda on behalf of CoreCivic, Inc. (Kokoruda, Thomas) (Entered: 06/22/2018)
06/22/2018	<u>88</u>	ENTRY OF APPEARANCE by Lauren E. Tucker McCubbin on behalf of CoreCivic, Inc.. (Tucker McCubbin, Lauren) (Entered: 06/22/2018)
06/25/2018	<u>89</u>	ENTRY OF APPEARANCE by Amy D. Fitts on behalf of CoreCivic, Inc. (Fitts, Amy) (Entered: 06/25/2018)
07/03/2018	<u>90</u>	STATUS REPORT <i>Joint</i> by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 07/03/2018)
07/11/2018	<u>91</u>	CERTIFICATE OF SERVICE of Supplemental Rule 26(a)(1) Disclosures and Supplemental Responses to First Request for Production by CoreCivic, Inc.. (Meltzer, Hal) (Entered: 07/11/2018)

08/01/2018	<u>92</u>	JOINT MOTION FOR TEMPORARY STAY by Defendant CoreCivic, Inc. (referred to Magistrate Judge James P. O'Hara) (Tucker McCubbin, Lauren) (Entered: 08/01/2018)
08/01/2018	<u>93</u>	JOINT STATUS REPORT <i>Joint</i> by Ashley Huff, Gregory L. Rapp. (Kronawitter, Joseph) (Entered: 08/01/2018)
08/02/2018	94	ORDER granting <u>92</u> joint motion to temporarily stay the case while the parties attempt to reach a settlement. The deadlines set in the scheduling order (ECF No. 22, as amended by ECF No. 83) are vacated. Should the parties fail to resolve the case by October 1, 2018, they are ordered to submit a jointly proposed amended scheduling order to the undersigned's chambers by that date. Signed by Magistrate Judge James P. O'Hara on 8/2/2018. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (amh) (Entered: 08/02/2018)
09/04/2018	<u>95</u>	NOTICE OF WITHDRAWAL OF APPEARANCE by attorney Taylor Concannon as to Securus Technologies, Inc. (Concannon, Taylor) ** This Notice of Withdrawal is not in compliance with Local Rule 83.5.5(b) and therefore this attorney will not be withdrawn. Counsel may file a Certificate of Service of this Notice upon his actual clients (not attorneys of record) in order to be withdrawn.** (Entered: 09/04/2018)
09/12/2018	<u>96</u>	CERTIFICATE OF SERVICE of Notice of Withdrawal to Securus Technologies, Inc. by Securus Technologies, Inc. re <u>95</u> Notice of Withdrawal of Appearance. (Jacob, Tessa) (Entered: 09/12/2018)
09/24/2018	<u>97</u>	Joint MOTION to Stay Deadlines <i>/Extend the Temporary Stay</i> by Defendant CoreCivic, Inc. (referred to Magistrate Judge James P. O'Hara) (Tucker McCubbin, Lauren) (Entered: 09/24/2018)
09/24/2018	98	ORDER granting <u>97</u> joint motion to extend the temporary stay while the parties continue settlement negotiations. As agreed by the parties, if they do not resolve the case by October 31, 2018, they must submit a jointly proposed amended scheduling order to the undersigned's chambers by that date. Signed by Magistrate Judge James P. O'Hara on 9/24/2018. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (amh) (Entered: 09/24/2018)