

CLOSED

**United States District Court  
District of Massachusetts (Boston)  
CIVIL DOCKET FOR CASE #: 1:73-cv-01083-JLT**

Stone et al v. Boone  
Assigned to: Judge Joseph L. Tauro  
Cause: JS 44 Sec. IV – no matching citation currently in  
database

Date Filed: 12/14/2006  
Date Terminated: 12/14/2006  
Jury Demand: None  
Nature of Suit: 190 Contract: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Julian T. Stone**  
*Deceased, 1999.*  
*TERMINATED: 02/23/2009*

represented by **Julian T. Stone**  
PRO SE

**Plaintiff**

**Andrew W. Kilburn**

represented by **Andrew W. Kilburn**  
M.C.I. Cedar Junction  
2405 N. Main Street  
P.O. Box 100  
Walpole, MA 02071  
PRO SE

**Plaintiff**

**Charles E. Caine**

represented by **Charles E. Caine**  
W-34359  
MCI Cedar Junction  
P.O. Box 100  
South Walpole, MA 02071  
PRO SE

V.

**Defendant**

**John O. Boone**  
*TERMINATED: 02/23/2009*

**Defendant**

**Commissioner Kathleen M. Dennehy**

represented by **David J. Rentsch**  
Commonwealth of Massachusetts,  
Department of Correction  
70 Franklin Street  
Suite 600  
Boston, MA 02110  
617-727-3300 ext.142  
Fax: 617-727-7403  
Email: [david.rentsch@massmail.state.ma.us](mailto:david.rentsch@massmail.state.ma.us)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Harold W. Clarke**

**Defendant**

**Commissioner Luis Spencer**  
Department of Correction  
50 Maple Street  
Suite 3  
Milford, MA 01757

represented by **David J. Rentsch**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
12/14/2006	<u>1</u>	MOTION for Contempt For the Defendants Violation of the "Consent Decree" Ordered by this Court on 10/10/1974 by Andrew W. Kilburn. (Attachments: # <u>1</u> Exhibit)(Abaid, Kim) (Entered: 12/20/2006)
12/14/2006		Civil Case Terminated. (Abaid, Kim) (Entered: 01/18/2007)
03/06/2007	<u>2</u>	Judge Joseph L. Tauro : PROCEDURAL ORDER entered. The clerk shall serve the defendants by mailing a copy of Kilburn's motion, by first class mail, to (1) Attorney General Martha Coakley, McCormack Building, One Ashburton Place, Boston, MA 02108; and (2) Nancy White, General Counsel, Department of Correction Legal Division, 70 Franklin Street, 6th Floor, Boston, MA 02110. The Commonwealth shall file a reply and/or opposition within fourteen days of the service of Kilburn's motion.(PSSA, 4) (Entered: 03/07/2007)
03/21/2007	<u>3</u>	NOTICE of Appearance by David J. Rentsch on behalf of Kathleen M. Dennehy (Rentsch, David) (Entered: 03/21/2007)
03/21/2007	<u>4</u>	MOTION for exemption from LR 7.1(A)(2) by Kathleen M. Dennehy.(Rentsch, David) (Entered: 03/21/2007)
03/21/2007	<u>5</u>	MOTION for Extension of Time to 04/13/2007 to File Response/Reply as to <u>1</u> MOTION for Contempt by Kathleen M. Dennehy.(Rentsch, David) (Entered: 03/21/2007)
03/29/2007		Judge Joseph L. Tauro : Electronic ORDER entered granting <u>4</u> Motion for Exemption from LR 7.1(A)(2). <u>5</u> Motion for Extension of Time to File Response/Reply re <u>1</u> MOTION for Contempt Responses due by 4/13/2007. NO FURTHER CONTINUANCES WILL BE ALLOWED. (Abaid, Kim) (Entered: 03/29/2007)
04/05/2007	<u>6</u>	MEMORANDUM in Opposition re <u>1</u> MOTION for Contempt filed by Kathleen M. Dennehy. (Rentsch, David) (Entered: 04/05/2007)
04/05/2007	<u>7</u>	AFFIDAVIT of Beverly Veglas re <u>6</u> Memorandum in Opposition to Motion by Kathleen M. Dennehy. (Attachments: # <u>1</u> Exhibit 1, pt. I# <u>2</u> Exhibit 1, pt. II# <u>3</u> Exhibit 2)(Rentsch, David) Modified on 4/6/2007 (Abaid, Kim). (Entered: 04/05/2007)
04/10/2007	<u>8</u>	Judge Joseph L. Tauro : ORDER entered <u>1</u> Motion for Contempt is DENIED. (Abaid, Kim) (Entered: 04/10/2007)
04/20/2007	<u>9</u>	MOTION for Extension of Time to May 2007 to Respond to the Defendant's Opposition, MOTION for Reconsideration re <u>8</u> Order on Motion for Contempt by Julian T. Stone. (Attachments: # <u>1</u> Exhibit)(Abaid, Kim) (Entered: 04/20/2007)
05/09/2007		Judge Joseph L. Tauro : Electronic ORDER entered denying <u>9</u> Motion for Extension of Time, denying <u>9</u> Motion for Reconsideration (Abaid, Kimberly) (Entered: 05/09/2007)
09/10/2008	<u>10</u>	MOTION to Substitute Parties by Charles E. Caine.(Abaid, Kimberly) (Entered: 09/10/2008)
09/10/2008	<u>11</u>	COMPLAINT for Enforcement of Consent Decree against Harold W. Clarke, John O. Boone, filed by Charles E. Caine. (Attachments: # <u>1</u> Exhibits A-V)(Abaid, Kimberly) (Entered: 09/10/2008)
09/10/2008	<u>12</u>	AFFIDAVIT by Charles E. Caine. (Abaid, Kimberly) (Entered: 09/10/2008)
09/22/2008	<u>13</u>	Letter requesting docket sheet from Charles E. Caine, Jr.. (Abaid, Kimberly) (Entered: 09/22/2008)
09/23/2008		ELECTRONIC NOTICE – All documents filed with the US District Court on 9/10/2008 must be served on the Defendant before they will be considered by the Court for ruling. (Abaid, Kimberly) (Entered: 09/23/2008)
09/24/2008		DOCKET SHEET sent to Charles Caine, Jr. (Abaid, Kimberly) (Entered: 09/24/2008)

10/08/2008	<u>14</u>	AFFIDAVIT OF SERVICE Executed by Charles E. Caine. Harold W. Clarke served on 9/19/2008. Acknowledgement filed by Charles E. Caine. (Abaid, Kimberly) (Entered: 10/08/2008)
02/23/2009		Judge Joseph L. Tauro: Electronic ORDER entered <u>10</u> Motion to Substitute Party is ALLOWED WITHOUT OPPOSITION. John O. Boone and Julian T. Stone terminated (Abaid, Kimberly) (Entered: 02/23/2009)
01/31/2014	<u>15</u>	MOTION to Alter Judgment <i>and Terminate Consent Decree</i> by Luis Spencer.(Rentsch, David) (Entered: 01/31/2014)
01/31/2014	<u>16</u>	MEMORANDUM in Support re <u>15</u> MOTION to Alter Judgment <i>and Terminate Consent Decree</i> filed by Luis Spencer. (Attachments: # <u>1</u> Exhibit Consent Decree)(Rentsch, David) (Entered: 01/31/2014)
01/31/2014	<u>17</u>	AFFIDAVIT in Support re <u>15</u> MOTION to Alter Judgment <i>and Terminate Consent Decree</i> filed by Luis Spencer. (Attachments: # <u>1</u> Exhibit 1)(Rentsch, David) (Entered: 01/31/2014)
03/13/2014	<u>18</u>	Judge Joseph L. Tauro: ORDER entered. For the foregoing reasons, the Commissioners Motion to Terminate Consent Decree <u>15</u> is ALLOWED. The consent decree entered on October 10, 1974 is hereby TERMINATED. This case shall remain CLOSED. ( See ORDER for Details ). IT IS SO ORDERED (Geraldino-Karasek, Clarilde) (Entered: 03/13/2014)