

MICHIGAN COURT OF APPEALS

COA Case Number: 256506

SCt Case Number: 130863

NICOLE ANDERSON V DEPT OF CORRECTIONS

<p>1 ANDERSON NICOLE/ALL OTHERS SIMILARLY SITUATED Oral Argument: Y Timely: Y</p>	<p>PL-AE RET</p>	<p>(31595) LABELLE DEBORAH A 221 NORTH MAIN ST SUITE 300 ANN ARBOR MI 48104 734-996-5620</p>
<p>2 CORRECTIONS DEPT OF Oral Argument: Y Timely: Y</p>	<p>DF-AT AG</p>	<p>(36693) MONTICELLO FRANK J 525 W OTTAWA STREET PO BOX 30217 LANSING MI 48909 517-335-7021</p>
	<p>CO</p>	<p>(43702) SOROS ALLAN J 525 W OTTAWA STREET PO BOX 30217 LANSING MI 48909 517-335-7021</p>
<p>3 CARUSO PATRICIA DIRECTOR DEPT OF CORRECTIONS</p>	<p>DF-AT SAM</p>	
<p>4 OVERTON WILLIAM</p>	<p>DF-AT SAM</p>	
<p>5 MCGINNIS KENNETH</p>	<p>DF-AT SAM</p>	

Status: Case Concluded; File Archived **SCT Status:** CLOSE

Case Flags: Expedited Appeal

Remarks: RELATED CASES 253543

Consolidations:

253543 TRACY NEAL V DEPT OF CORRECTIONS (Case Concluded; File Archived)

07/01/2004	1	<p>App For Leave to Appeal - Civil Proof Of Service Date: 7/1/2004 Answer Due: 7/22/2004 Fee Code: STATE Immediate Consideration: Y Attorney:36693 - MONTICELLO FRANK J</p>
06/11/2004	2	<p>Order Appealed From From: COURT OF CLAIMS Case Number: 03-000162-MZ Trial Court Judge: 31762 CONNORS TIMOTHY P <i>Nature of Case:</i> Class Action Certification Granted</p>
07/14/2004	3	<p>Answer - Application Proof Of Service Date: 7/13/2004 Event No: 1 App For Leave to Appeal - Civil For Party: 1 ANDERSON NICOLE/ALL OTHERS SIMILARLY SITUATED PL-AE</p>

- Filed By Attorney: 31595 - LABELLE DEBORAH A
Comments: ALSO ANS TO MTN FOR I/C
- 07/20/2004 6 Submitted On Special Motion Docket**
Event: 1 App For Leave to Appeal - Civil
District: L Item #: 3
- 07/23/2004 7 Order: Application - Grant**
Event: 1 App For Leave to Appeal - Civil
Panel: PMM,RAG,SLB
Immediate Consideration Granted
Attorney: 36693 - MONTICELLO FRANK J
Comments: APPEAL EXPEDITED PER CT OF APPEALS;STAY IN 253543 IN FORCE-REDUCED BRF SCHED-THIS CASE STAY PER COA
- 07/23/2004 8 Verbal Order To Parties-Phone**
- 07/23/2004 9 Order: Consolidate - Administrative**
Panel: PMM,RAG,SLB
Comments: Consl: 256506 253543
- 08/10/2004 13 Other**
Date: 8/10/2004
For Party: 2 CORRECTIONS DEPT OF DF-AT
Attorney: 36693 - MONTICELLO FRANK J
Comments: LC register of action for 253543 - need LC register of action for 256506
- 08/12/2004 14 Telephone Contact**
For Party: 2 CORRECTIONS DEPT OF DF-AT
Attorney: 36693 - MONTICELLO FRANK J
Comments: Requested copy Court of Claims register of action as per D/F ltr of 7/16/04
- 08/17/2004 15 Other**
Date: 8/17/2004
For Party: 2 CORRECTIONS DEPT OF DF-AT
Attorney: 36693 - MONTICELLO FRANK J
Comments: Copy LC register of action
- 08/19/2004 16 Brief: Appellant**
Proof Of Service Date: 8/19/2004
Oral Argument Requested: Y Timely Filed: Y
Filed By Attorney: 36693 - MONTICELLO FRANK J
For Party: 2 CORRECTIONS DEPT OF DF-AT
- 09/09/2004 17 Brief: Appellee**
Proof Of Service Date: 9/9/2004
Oral Argument Requested: Y Timely Filed: Y
Filed By Attorney: 31595 - LABELLE DEBORAH A
For Party: 1 ANDERSON NICOLE/ALL OTHERS SIMILARLY SITUATED PL-AE
- 09/13/2004 18 Noticed**
Record: REQST Mail Date: 9/14/2004
- 09/14/2004 19 Invol Dismissal Warning - No Dkt Stmt**
Attorney: 36693 - MONTICELLO FRANK J
Due Date: 10/5/2004
- 09/14/2004 20 Motion: Extend Time - Reply Brief**
Proof Of Service Date: 9/14/2004
Filed By Attorney: 36693 - MONTICELLO FRANK J
For Party: 2 CORRECTIONS DEPT OF DF-AT
Fee Code: STATE
Requested Extension: 9/23/2004

- Answer Due: 9/21/2004
- 09/21/2004 21 Submitted On Administrative Motion Docket**
Event: 20 Extend Time - Reply Brief
District: G
- 09/21/2004 22 Answer - Motion**
Proof Of Service Date: 9/16/2004
Event No: 20 Extend Time - Reply Brief
For Party: 1 ANDERSON NICOLE/ALL OTHERS
SIMILARLY SITUATED PL-AE
Filed By Attorney: 31595 - LABELLE DEBORAH A
- 09/21/2004 24 Brief: Reply**
Proof Of Service Date: 9/21/2004
Oral Argument Requested: Timely Filed:
Filed By Attorney: 36693 - MONTICELLO FRANK J
For Party: 2 CORRECTIONS DEPT OF DF-AT
- 09/22/2004 23 Order: Extend Time - Reply Brief - Grant**
Event: 20 Extend Time - Reply Brief
Panel: MRS
Attorney: 36693 - MONTICELLO FRANK J
Extension Date: 9/29/2004
- 09/28/2004 25 Docketing Statement MCR 7.204H**
For Party: 2 CORRECTIONS DEPT OF DF-AT
Proof Of Service Date: 9/27/2004
- 10/01/2004 27 Motion: Expedite Appeal**
Proof Of Service Date: 9/30/2004
Filed By Attorney: 31595 - LABELLE DEBORAH A
For Party: 1 ANDERSON NICOLE/ALL OTHERS
SIMILARLY SITUATED PL-AE
Fee Code: FP
Answer Due: 10/7/2004
- 10/06/2004 26 Record Request**
Mail Date: 10/6/2004
Agency: COURT OF CLAIMS
- 10/12/2004 28 Submitted On Administrative Motion Docket**
Event: 27 Expedite Appeal
District: G
- 10/13/2004 29 Order: Expedite - Grant**
Event: 27 Expedite Appeal
Panel: MRS
Attorney: 31595 - LABELLE DEBORAH A
Comments: To be placed on first available case call
- 10/20/2004 30 Record Delay Warning To Trl Ct**
- 10/26/2004 31 Record Filed**
Comments: SEE FILE#253543
- 11/16/2004 35 Correspondence Sent**
For Party: 2 CORRECTIONS DEPT OF DF-AT
Attorney: 36693 - MONTICELLO FRANK J
Comments: level 2 letter; 8/16/96 & 1/12/04 & 03-000162-MZ file
- 11/30/2004 37 Correspondence Received**
For Party: 1 ANDERSON NICOLE/ALL OTHERS
SIMILARLY SITUATED PL-AE

- Attorney: 31595 - LABELLE DEBORAH A
Comments: Regarding delays and scheduling of oral argument
- 12/07/2004 39 Correspondence Received**
For Party: 2 CORRECTIONS DEPT OF DF-AT
Attorney: 36693 - MONTICELLO FRANK J
Comments: Reply to Deborah LaBelle's letter regarding delays
- 12/07/2004 40 Material Received by Record Room**
Comments: SEE FILE#253543
- 12/16/2004 50 Appearance - Appellant**
Date: 12/15/2004
For Party: 2 CORRECTIONS DEPT OF DF-AT
Attorney: 43702 - SOROS ALLAN J
- 01/04/2005 51 Transcript Filed**
Comments: SEE FILE#253543
- 01/04/2005 54 Appearance - Appellant**
Date: 1/4/2005
For Party: 2 CORRECTIONS DEPT OF DF-AT
Attorney: 43702 - SOROS ALLAN J
Comments: Amended - Monticello lead counsel, Soros co-counsel
- 01/05/2005 42 Submitted on Case Call**
District: L Item #: 19
Panel: KJ,CMM,PMD
- 01/05/2005 53 Case Call Update Info**
- 01/10/2005 55 Motion: Motion**
Proof Of Service Date: 1/7/2005
Filed By Attorney: 31595 - LABELLE DEBORAH A
For Party: 1 ANDERSON NICOLE/ALL OTHERS SIMILARLY SITUATED PL-AE
Fee Code: FP
Answer Due: 1/14/2005
Comments: Mot to File Portions of Record on Appeal - materials appended to motion
- 01/14/2005 57 Answer - Motion**
Proof Of Service Date: 1/12/2005
Event No: 55 Motion
For Party: 2 CORRECTIONS DEPT OF DF-AT
Filed By Attorney: 36693 - MONTICELLO FRANK J
- 01/18/2005 56 Submitted On Motion Docket Affecting Call**
Event: 55 Motion
District: G
- 01/21/2005 58 Order: Grant - Generic**
[Click here](#) to view document in PDF format.
Event: 55 Motion
Panel: KJ,CMM,PMD
Attorney: 31595 - LABELLE DEBORAH A
Comments: Grant mot to file portions of record on appeal - materials filed w/motion accepted for filing
- 02/10/2005 62 Opinion - Per Curiam - Unpublished**
[Click here](#) to view document in PDF format.
Pages: 15
Panel: KJ,CMM,PMD
Result: Affirmed In Part; Reversed In Part

- Comments:* Remand
- 02/17/2005 63 Motion: Reconsideration of Opinion**
Proof Of Service Date: 2/17/2005
Filed By Attorney: 36693 - MONTICELLO FRANK J
For Party: 2 CORRECTIONS DEPT OF DF-AT
Fee Code: FP
Answer Due: 3/3/2005
Comments: Fee paid in 253543
- 03/03/2005 64 Answer - Reconsideration**
Proof Of Service Date: 3/2/2005
Event No: 63 Reconsideration of Opinion
For Party: 1 ANDERSON NICOLE/ALL OTHERS
SIMILARLY SITUATED PL-AE
Filed By Attorney: 31595 - LABELLE DEBORAH A
- 03/08/2005 65 Submitted On Reconsideration Docket**
Event: 63 Reconsideration of Opinion
District: C
- 03/17/2005 66 Order: Reconsideration - Deny - Appeal Remains Closed**
[Click here](#) to view document in PDF format.
Event: 63 Reconsideration of Opinion
Panel: KJ,CMM,PMD
Comments: CM Murray concurring
- 04/25/2005 67 SCt: Application for Leave to SCt**
Supreme Court No. 128540
Notice Date: 5/17/2005
Fee: Invoiced Check No.:39635
For Party: 2
Attorney: 36693 - MONTICELLO FRANK J
Comments: Same application 128540 - 128541, all events in 128540; also Ct of Claims 03-162-MZ; AG request #405 + invoice
- 05/04/2005 68 Supreme Court - File & Record Sent To**
File Location: Z
Comments: BOX CASE**15 LCF(TRS INCL);3 TR-SC128540,128541
- 12/27/2005 69 SCt Order: Remand to COA**
[Click here](#) to view document in PDF format.
Comments: remand CA for furth consideration, deny cross-appeal and motions
- 12/28/2005 70 Supreme Court - File Ret`d By - Re-Open**
File Location: L
- 01/04/2006 71 Record Filed**
Comments: 2 BOX CASE**15 LCF(TRS INCL);3 TR-WASHTENAW
- 01/06/2006 72 Motion: Remand**
Proof Of Service Date: 1/6/2006
Filed By Attorney: 31595 - LABELLE DEBORAH A
For Party: 1 ANDERSON NICOLE/ALL OTHERS
SIMILARLY SITUATED PL-AE
Fee Code: FP
Immediate Consideration: Y
Answer Due: 1/27/2006
Comments: Partial Remand As To Issues Unrelated to Matters On Appeal (Pleading in 253543)

- 01/10/2006 73 Answer - Motion**
Proof Of Service Date: 1/10/2006
For Party: 2 CORRECTIONS DEPT OF DF-AT
Filed By Attorney: 43702 - SOROS ALLAN J
- 01/12/2006 74 Re-Submitted Per Supreme Court Remand**
District: L Item #: 0
- 01/31/2006 75 SCt Order: Misc Order - See Notes**
Comments: letter taxing costs of \$395.00 for Df-At
- 02/23/2006 77 Opinion - On Remand SCt - Per Curiam - Unpublished**
[Click here](#) to view document in PDF format.
Pages: 4
Panel: KJ,CMM,PMD
Result: Reversed and Remanded
- 04/05/2006 78 SCt: Application for Leave to SCt**
Supreme Court No. 130862
Notice Date: 5/2/2006
Fee: Invoiced Check No.:39748
For Party: 2
Attorney: 43702 - SOROS ALLAN J
Comments: Same application 130862 - 130863, all events in 130862; also Ct of Claims 03-162-MZ; AG request #570 + invoice
- 04/20/2006 79 Supreme Court - File & Record Sent To**
File Location: Z
Comments: SC#130863 *LC REC IN 253543
- 03/23/2007 80 SCt Order: Deny Application/Complaint**
Comments: and deny cross-application; and grant motion for miscellaneous relief
- 03/23/2007 81 Supreme Court - File Ret`d By - Close Out**
File Location: F

Case Listing Complete