

**U.S. District Court  
Eastern District of Michigan (Detroit)  
CIVIL DOCKET FOR CASE #: 2:15-cv-11222-SFC-DRG**

McBride et al v. Michigan Department of Corrections et al  
Assigned to: District Judge Sean F. Cox  
Referred to: Magistrate Judge David R. Grand  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 03/31/2015  
Date Terminated: 03/29/2019  
Jury Demand: None  
Nature of Suit: 446 Civil Rights:  
Americans with Disabilities – Other  
Jurisdiction: Federal Question

**Plaintiff**

**Mary Ann McBride**

represented by **Abraham Singer**  
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**Plaintiff**

**Brian Stanley Wittman**

represented by **Abraham Singer**  
(See above for address)  
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**Andrew D. Lazerow**  
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**Stephen Curtis Bartenstein**  
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**Chris E. Davis**  
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**Plaintiff**

**Ralph Williams**

represented by **Abraham Singer**  
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**Andrew D. Lazerow**  
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**Stephen Curtis Bartenstein**  
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**Chris E. Davis**  
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V.

**Defendant**

**Michigan Department of Corrections**

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**Defendant**

**Daniel H Heyns**  
*in his official capacity as Director of the  
Michigan Department of Corrections*

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

**A. Peter Govorchin**  
(See above for address)  
*TERMINATED: 06/06/2019*  
*ATTORNEY TO BE NOTICED*

**Allan J. Soros**  
(See above for address)  
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*ATTORNEY TO BE NOTICED*

**Gary L. Grant**  
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**James E. Long**  
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*TERMINATED: 09/25/2018*  
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**Jeanmarie Miller**  
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**Jennifer A. Foster**  
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*ATTORNEY TO BE NOTICED*

**Robert J. Jenkins**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**Thomas Finco**  
*in his official capacity as Deputy Director*  
*of the Correctional Facilities*  
*Administration*

represented by **Scott A. Mertens**  
(See above for address)  
*LEAD ATTORNEY*  
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**A. Peter Govorchin**  
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**Allan J. Soros**  
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**Gary L. Grant**  
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**James E. Long**  
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**Jeanmarie Miller**  
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**Jennifer A. Foster**  
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*ATTORNEY TO BE NOTICED*

**Robert J. Jenkins**  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**Randall Treacher**  
*in his official capacity as Chief Deputy*  
*Director of the Michigan Department of*  
*Corrections*

represented by **Scott A. Mertens**  
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*LEAD ATTORNEY*  
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**A. Peter Govorchin**  
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**Allan J. Soros**  
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**Gary L. Grant**  
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**James E. Long**  
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**Defendant**

**Anthony Stewart**  
*in his official capacity as Warden of the*  
*Women's Huron Valley Correctional*  
*Facility*

represented by **Scott A. Mertens**  
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**James E. Long**  
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**Jeanmarie Miller**  
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**Defendant**

**Jeffrey Woods**

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Chippewa Correctional Facility*

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**A. Peter Govorchin**  
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**Robert J. Jenkins**  
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**Defendant**

**Cathleen Stoddard**

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Carson City Correctional Facility*

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**ATTORNEY TO BE NOTICED**

**A. Peter Govorchin**  
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**Interested Party**

**Edward Burley**

represented by **Edward Burley**  
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PRO SE

**Interested Party**

**Brandon Resch**

represented by **Brandon Resch**  
304507  
CARSON CITY CORRECTIONAL  
FACILITY  
10274 BOYER ROAD  
CARSON CITY, MI 48811  
PRO SE

Date Filed	#	Docket Text
03/31/2015	<u>1</u>	COMPLAINT <i>CLASS ACTION REQUEST FOR DECLARATORY AND INJUNCTIVE RELIEF</i> filed by All Plaintiffs against All Defendants. <a href="#">Plaintiff requests summons issued</a> . Receipt No: 0645-5095800 - Fee: \$ 400. <a href="#">County of 1st Plaintiff: Washtenaw - County Where Action Arose: Washtenaw - County of 1st Defendant: Ingham</a> . [ <a href="#">Previously dismissed case: No</a> ] [ <a href="#">Possible companion case(s): None</a> ] (Davis, Chris) (Entered: 03/31/2015)
04/01/2015	<u>2</u>	SUMMONS Issued for *Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods* (DAll) (Entered: 04/01/2015)
04/06/2015	<u>3</u>	CERTIFICATE of Service/Summons Returned Executed. Michigan Department of Corrections served on 4/3/2015, answer due 4/24/2015. (Davis, Chris) (Entered: 04/06/2015)
04/06/2015	<u>4</u>	CERTIFICATE of Service/Summons Returned Executed. Randall Treacher served on 4/3/2015, answer due 4/24/2015. (Davis, Chris) (Entered: 04/06/2015)
04/06/2015	<u>5</u>	CERTIFICATE of Service/Summons Returned Executed. Daniel H Heyns served on 4/3/2015, answer due 4/24/2015. (Davis, Chris) (Entered: 04/06/2015)
04/06/2015	<u>6</u>	CERTIFICATE of Service/Summons Returned Executed. Thomas Finco served on 4/2/2015, answer due 4/23/2015. (Davis, Chris) (Entered: 04/06/2015)
04/07/2015	<u>7</u>	CERTIFICATE of Service/Summons Returned Executed. Anthony Stewart served on 4/2/2015, answer due 4/23/2015. (Davis, Chris) (Entered: 04/07/2015)
04/16/2015	<u>8</u>	ATTORNEY APPEARANCE: A. Peter Govorchin appearing on behalf of Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods (Govorchin, A.) (Entered: 04/16/2015)



04/16/2015	<u>9</u>	ATTORNEY APPEARANCE: Allan J. Soros appearing on behalf of Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods (Soros, Allan) (Entered: 04/16/2015)
04/16/2015	<u>10</u>	ATTORNEY APPEARANCE: Robert J. Jenkins appearing on behalf of Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods (Jenkins, Robert) (Entered: 04/16/2015)
04/21/2015	<u>11</u>	CERTIFICATE of Service/Summons Returned Executed. Jeffrey Woods served on 4/10/2015, answer due 5/1/2015. (Davis, Chris) (Entered: 04/21/2015)
04/22/2015	<u>12</u>	STIPULATION AND ORDER Extending Time for Defendants to Respond re <u>1</u> Complaint. ( <b>Responsive Pleading due by 5/1/2015</b> ) Signed by District Judge Sean F. Cox. (JMcC) (Entered: 04/22/2015)
04/28/2015	<u>13</u>	ATTORNEY APPEARANCE: Abraham Singer appearing on behalf of All Plaintiffs (Singer, Abraham) (Entered: 04/28/2015)
04/30/2015	<u>14</u>	CERTIFICATE of Service/Summons Returned Executed. Cathleen Stoddard served on 4/13/2015, answer due 5/4/2015. (Davis, Chris) (Entered: 04/30/2015)
05/01/2015	<u>15</u>	MOTION for Summary Judgment by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, McBride Step III Grievance Report, # <u>3</u> Exhibit B, Wittman Step III Grievance Report, # <u>4</u> Exhibit C, Williams Step III Grievance Report, # <u>5</u> Exhibit D, MDOC PD 03.02.130, # <u>6</u> Exhibit E, Burnett v. Howard) (Govorchin, A.) (Entered: 05/01/2015)
05/07/2015	<u>16</u>	NOTICE by All Plaintiffs <i>OF CORRECTION</i> (Davis, Chris) (Entered: 05/07/2015)
05/14/2015	<u>17</u>	ORDER Referring Pretrial Matters to Magistrate Judge David R. Grand, including <u>15</u> Motion for Summary Judgment. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 05/14/2015)
05/15/2015	<u>18</u>	ATTORNEY APPEARANCE: James E. Long appearing on behalf of Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods <i>w/certificate of service</i> (Long, James) (Entered: 05/15/2015)
05/15/2015	<u>19</u>	ATTORNEY APPEARANCE: Jeanmarie Miller appearing on behalf of Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods <i>w/certificate of service</i> (Miller, Jeanmarie) (Entered: 05/15/2015)
05/15/2015	<u>20</u>	ATTORNEY APPEARANCE: Gary L. Grant appearing on behalf of Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods <i>w/certificate of service</i> (Grant, Gary) (Entered: 05/15/2015)
05/19/2015	<u>21</u>	NOTICE of Appearance by Stephen Curtis Bartenstein on behalf of All Plaintiffs. (Bartenstein, Stephen) (Entered: 05/19/2015)
05/19/2015	<u>22</u>	NOTICE of Appearance by Andrew D. Lazerow on behalf of All Plaintiffs. (Lazerow, Andrew) (Entered: 05/19/2015)
05/22/2015	<u>23</u>	RESPONSE to <u>15</u> MOTION for Summary Judgment filed by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F) (Lazerow, Andrew) (Entered: 05/22/2015)
06/16/2015	<u>24</u>	MOTION for Withdrawal of Attorney A. Peter Govorchin by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Govorchin, A.) (Entered: 06/16/2015)
07/23/2015	<u>25</u>	ORDER granting <u>24</u> Motion to Withdraw as Attorney.. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 07/23/2015)
07/31/2015	<u>26</u>	NOTICE OF HEARING on <u>15</u> MOTION for Summary Judgment . <b>Motion Hearing set for 9/17/2015 10:00 AM before Magistrate Judge David R. Grand</b> (EBut) (Entered: 07/31/2015)

09/15/2015	<u>27</u>	STIPULATED SCHEDULING ORDER. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 09/15/2015)
09/18/2015		Minute Entry for proceedings before Magistrate Judge David R. Grand: Motion Hearing held on 9/17/2015 re <u>15</u> MOTION for Summary Judgment filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco Disposition: #15 taken under advisement(Court Reporter Digitally Recorded) (EBut) (Entered: 09/18/2015)
10/30/2015	<u>28</u>	REPORT AND RECOMMENDATION to Deny Defendants' <u>15</u> MOTION for Partial Summary Judgment filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco – Signed by Magistrate Judge David R. Grand. (FMos) (Entered: 10/30/2015)
11/13/2015	<u>29</u>	OBJECTION to <u>28</u> Report and Recommendation <i>with Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A – McQueen v Woods, Warden, et al. Order) (Miller, Jeanmarie) (Entered: 11/13/2015)
11/18/2015	<u>30</u>	STIPULATION AND ORDER EXTENDING PLAINTIFFS' DEADLINE TO RESPOND TO <u>28</u> REPORT AND RECOMMENDATION re <u>15</u> MOTION for Summary Judgment filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco, <u>29</u> Objection to Report and Recommendation, ( <b>Response due by 12/4/2015.</b> ) Signed by District Judge Sean F. Cox. (KWin) (Entered: 11/18/2015)
12/04/2015	<u>31</u>	RESPONSE to <u>29</u> Objection to Report and Recommendation, by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A) (Lazerow, Andrew) (Entered: 12/04/2015)
02/16/2016	<u>32</u>	STIPULATION AND AMENDED SCHEDULING ORDER. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 02/16/2016)
03/04/2016	<u>33</u>	MOTION to Compel <i>Production of Documents</i> by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K, # <u>13</u> Exhibit L, # <u>14</u> Exhibit M, # <u>15</u> Exhibit N, # <u>16</u> Exhibit O, # <u>17</u> Exhibit P, # <u>18</u> Exhibit Q, # <u>19</u> Exhibit R, # <u>20</u> Exhibit S, # <u>21</u> Exhibit T, # <u>22</u> Exhibit U, # <u>23</u> Exhibit V) (Lazerow, Andrew) (Entered: 03/04/2016)
03/10/2016	<u>34</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>Request for Permission to Enter on MDOC Facilities to Inspect and Photograph</i> (Davis, Chris) (Entered: 03/10/2016)
03/18/2016	<u>35</u>	RESPONSE to <u>33</u> MOTION to Compel <i>Production of Documents with Certificate of Service</i> filed by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Miller, Jeanmarie) (Entered: 03/18/2016)
03/24/2016	<u>36</u>	ORDER Adopting <u>28</u> Report and Recommendation for Denying <u>15</u> Motion for Summary Judgment, filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 03/24/2016)
03/24/2016	<u>37</u>	ORDER Referring Pretrial Matters to Magistrate Judge David R. Grand, including <u>33</u> Motion to Compel. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 03/24/2016)
03/25/2016	<u>38</u>	NOTICE OF HEARING BY TELEPHONE on <u>33</u> MOTION to Compel <i>Production of Documents</i> . <b>Motion Hearing set for 4/14/2016 10:00 AM before Magistrate Judge David R. Grand</b> (EBut) (Entered: 03/25/2016)
04/01/2016	<u>39</u>	CERTIFICATE OF SERVICE by All Plaintiffs (Davis, Chris) (Entered: 04/01/2016)
04/12/2016	<u>40</u>	NOTICE of Appearance by Megan E. Gerking on behalf of All Plaintiffs. (Gerking, Megan) (Entered: 04/12/2016)
04/14/2016		Minute Entry for proceedings before Magistrate Judge David R. Grand: Telephonic Motion Hearing held on 4/14/2016 re <u>33</u> MOTION to Compel <i>Production of</i>

		<i>Documents</i> filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman Disposition: Held and continued to 5/10/16 at 10:00a.m. (EBut) (Entered: 04/15/2016)
04/15/2016	<u>41</u>	NOTICE OF HEARING BY TELEPHONE on <u>33</u> MOTION to Compel <i>Production of Documents</i> . <b>Motion Hearing set for 5/10/2016 10:00 AM before Magistrate Judge David R. Grand</b> (EBut) (Entered: 04/15/2016)
04/15/2016	<u>42</u>	STIPULATION AND [PROPOSED] FURTHER AMENDED SCHEDULING ORDER. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 04/15/2016)
04/21/2016	<u>43</u>	ANSWER to Complaint with Affirmative Defenses <i>and Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Miller, Jeanmarie) (Entered: 04/21/2016)
05/02/2016	<u>44</u>	MOTION for Protective Order <i>with Brief in Support and Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Index of Exhibits A–D, # <u>2</u> Exhibit A – Plaintiffs' Notice of Deposition of Heidi Washington, # <u>3</u> Exhibit B – Jackson v. City of Detroit, # <u>4</u> Exhibit C – Nykoriak v City of Hamtramck, # <u>5</u> Exhibit D – Jameson v Oakland County) (Soros, Allan) (Entered: 05/02/2016)
05/10/2016		Minute Entry for proceedings before Magistrate Judge David R. Grand: Telephonic Motion Hearing held on 5/10/2016 re <u>33</u> MOTION to Compel <i>Production of Documents</i> filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman. Disposition: Plaintiffs may have until 5/24/16 to either file their reply brief or withdraw the motion to compel. (EBut) (Entered: 05/10/2016)
05/12/2016	<u>45</u>	CERTIFICATE OF SERVICE by All Plaintiffs (Davis, Chris) (Entered: 05/12/2016)
05/13/2016	<u>46</u>	STIPULATED ORDER TO EXTEND TIME TO FILE RESPONSE TO MOTION. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 05/13/2016)
05/23/2016	<u>47</u>	RESPONSE to <u>44</u> MOTION for Protective Order <i>with Brief in Support and Certificate of Service</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits Index of Exhibits, # <u>2</u> Exhibit Exhibit A, # <u>3</u> Exhibit Exhibit B, # <u>4</u> Exhibit Exhibit C, # <u>5</u> Exhibit Exhibit D, # <u>6</u> Exhibit Exhibit E, # <u>7</u> Exhibit Exhibit F, # <u>8</u> Exhibit Exhibit G, # <u>9</u> Exhibit Exhibit H, # <u>10</u> Exhibit Exhibit I, # <u>11</u> Exhibit Exhibit J) (Davis, Chris) (Entered: 05/23/2016)
05/24/2016	<u>48</u>	NOTICE by All Plaintiffs of withdrawal of <u>33</u> MOTION to Compel <i>Production of Documents</i> . (Gerking, Megan) (Entered: 05/24/2016)
05/31/2016	<u>49</u>	REPLY to Response re <u>44</u> MOTION for Protective Order <i>with Brief in Support and Certificate of Service</i> filed by All Defendants. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A – Dep of Craig Czinder, # <u>3</u> Exhibit B – Dep of Richard Harbaugh, # <u>4</u> Exhibit C – Dep of Warden Brewer, # <u>5</u> Exhibit D – Dep of Warden Stewart, # <u>6</u> Exhibit E – Dep of Warden Campbell) (Soros, Allan) (Entered: 05/31/2016)
06/22/2016	<u>50</u>	NOTICE of Appearance by Philip J. Levitz on behalf of All Plaintiffs. (Levitz, Philip) (Entered: 06/22/2016)
06/23/2016	<u>51</u>	ORDER granting <u>44</u> Motion for Protective Order. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 06/23/2016)
07/18/2016	<u>52</u>	AMENDED SCHEDULING ORDER. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 07/18/2016)
08/01/2016	<u>53</u>	NOTICE of interested party by Edward Burley (DWor) (Entered: 08/02/2016)
08/22/2016	<u>54</u>	ORDER DENYING REQUEST FOR ORDER BY "INTERERSTED PARTY" <u>53</u> . Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 08/22/2016)
08/24/2016		TEXT–ONLY CERTIFICATE OF SERVICE re <u>54</u> Order on Edward Burley Pris. No. 502426 at 9625 PIERCE RD., FREELAND, MI 48623. (EBut) (Entered: 08/24/2016)
09/06/2016	<u>55</u>	OBJECTION to <u>54</u> Order by Edward Burley. (ATee) (Entered: 09/09/2016)

10/24/2016	<u>56</u>	ORDER Overruling <u>55</u> Objection filed by Edward Burley and Adopting <u>54</u> Order. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 10/24/2016)
11/21/2016	<u>57</u>	STIPULATION AND ORDER TO EXTEND DEADLINE FOR DEPOSITION OF PLAINTIFFS EXPERTS AND DEFENDANTS RULE 26(a)(c) EXPERT DISCLOSURES. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 11/21/2016)
11/21/2016		TEXT-ONLY CERTIFICATE OF SERVICE re <u>57</u> Stipulation and Order on Edward Burley Pris. No. 502426 at 9625 PIERCE ROAD, FREELAND, MI 48623. (EBut) (Entered: 11/21/2016)
12/08/2016	<u>58</u>	MOTION TO EXTEND Time for the Production of Expert Report <i>with Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Miller, Jeanmarie) (Entered: 12/08/2016)
12/22/2016	<u>59</u>	RESPONSE to <u>58</u> MOTION TO EXTEND Time for the Production of Expert Report <i>with Certificate of Service</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 1) (Levitz, Philip) (Entered: 12/22/2016)
12/27/2016	<u>60</u>	AMENDED SCHEDULING ORDER. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 12/27/2016)
12/27/2016		TEXT-ONLY CERTIFICATE OF SERVICE re <u>60</u> Order on Edward Burley Pris. No. 502426 at 9625 PIERCE ROAD, FREELAND, MI 48623. (EBut) (Entered: 12/27/2016)
02/10/2017	<u>61</u>	MOTION to Certify Class by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K, # <u>13</u> Exhibit L, # <u>14</u> Exhibit M, # <u>15</u> Exhibit N, # <u>16</u> Exhibit O, # <u>17</u> Exhibit P, # <u>18</u> Exhibit Q, # <u>19</u> Exhibit R, # <u>20</u> Exhibit S, # <u>21</u> Exhibit T, # <u>22</u> Exhibit U, # <u>23</u> Exhibit V, # <u>24</u> Exhibit W, # <u>25</u> Exhibit X, # <u>26</u> Exhibit Y, # <u>27</u> Exhibit Z, # <u>28</u> Exhibit AA, # <u>29</u> Exhibit BB, # <u>30</u> Exhibit CC, # <u>31</u> Exhibit DD, # <u>32</u> Exhibit EE, # <u>33</u> Exhibit FF, # <u>34</u> Exhibit GG, # <u>35</u> Exhibit HH, # <u>36</u> Exhibit II, # <u>37</u> Exhibit JJ, # <u>38</u> Exhibit KK, # <u>39</u> Exhibit LL, # <u>40</u> Exhibit MM, # <u>41</u> Exhibit NN) (Lazerow, Andrew) (Entered: 02/10/2017)
02/10/2017	<u>62</u>	DECLARATION by Philip J. Levitz re <u>61</u> MOTION to Certify Class filed by All Plaintiffs (Attachments: # <u>1</u> Exhibit 1) (Lazerow, Andrew) (Entered: 02/10/2017)
02/10/2017	<u>63</u>	DECLARATION by Chris E. Davis re <u>61</u> MOTION to Certify Class filed by All Plaintiffs (Lazerow, Andrew) (Entered: 02/10/2017)
02/10/2017	<u>64</u>	DECLARATION by Elliot M. Mincberg re <u>61</u> MOTION to Certify Class filed by All Plaintiffs (Lazerow, Andrew) (Entered: 02/10/2017)
02/10/2017	<u>65</u>	DECLARATION by Abraham Singer re <u>61</u> MOTION to Certify Class filed by All Plaintiffs (Lazerow, Andrew) (Entered: 02/10/2017)
02/13/2017	<u>66</u>	NOTICE OF HEARING on <u>61</u> MOTION to Certify Class . <b>Motion Hearing set for 4/27/2017 10:00 AM before Magistrate Judge David R. Grand</b> (EBut) (Entered: 02/13/2017)
02/13/2017		TEXT-ONLY CERTIFICATE OF SERVICE re <u>66</u> Notice of Hearing on Motion on Edward Burley Pris. No. 502426 at 9625 PIERCE ROAD, FREELAND, MI 48623. (EBut) (Entered: 02/13/2017)
02/24/2017	<u>67</u>	COPY of <u>66</u> Notice of hearing mailed to Edward Burley and returned as undeliverable. (DPer) (Entered: 02/27/2017)
02/27/2017	<u>68</u>	STIPULATION AND ORDER TO EXTEND DEADLINE FOR DEFENDANTS RESPONSE TO CLASS CERTIFICATION MOTION AND PLAINTIFFS REPLY BRIEF. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 02/27/2017)
02/27/2017		TEXT-ONLY CERTIFICATE OF SERVICE re <u>68</u> Stipulation and Order on Edward Burley Pris. No. 502426 at 9625 PIERCE ROAD, FREELAND, MI 48623. (EBut) (Entered: 02/27/2017)



03/09/2017	<u>69</u>	STIPULATION AND ORDER TO EXTEND DEADLINES FOR RULE 56 MOTIONS. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 03/09/2017)
03/10/2017	<u>70</u>	RESPONSE to <u>61</u> MOTION to Certify Class filed by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Index of Exhibits Exhibit List, # <u>2</u> Exhibit 1. McBride Answers to Defendants Interrogatories, # <u>3</u> Exhibit 2. Williams Answers to Defendants Interrogatories, # <u>4</u> Exhibit 3. Wittman OTIS Profile, # <u>5</u> Exhibit 4. Medical Service Advisory Committee Guidelines, # <u>6</u> Exhibit 5. MDOC Hearing Impaired Prisoner Spreadsheet, # <u>7</u> Exhibit 6. MDOC Census, February, 2017, # <u>8</u> Exhibit 7. Defendants Answers, # <u>9</u> Exhibit 8. Deposition of Robin Gilbert, # <u>10</u> Exhibit 9. Healthcare Grid, # <u>11</u> Exhibit 10. Paul Slagter Declaration, # <u>12</u> Exhibit 11. McBride OTIS Profile, # <u>13</u> Exhibit 12. Williams OTIS Profile, # <u>14</u> Exhibit 13. Emergency Procedures Operating Procedures, # <u>15</u> Exhibit 14. Step III Grievance List) (Miller, Jeanmarie) (Entered: 03/10/2017)
03/15/2017	<u>71</u>	STIPULATION AND ORDER TO SEAL EXHIBIT 5 OF DEFENDANTS' RESPONSE IN OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION. Signed by Magistrate Judge David R. Grand. (LHos) (Entered: 03/15/2017)
03/15/2017	<u>72</u>	Ex Parte MOTION for Leave to File Excess Pages <i>with Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Miller, Jeanmarie) (Entered: 03/15/2017)
03/15/2017		TEXT-ONLY ORDER GRANTING <u>72</u> Ex Parte MOTION for Leave to File Excess Pages <i>with Certificate of Service</i> filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco. Entered by Magistrate Judge David R. Grand. (EBut) (Entered: 03/15/2017)
03/17/2017	<u>73</u>	NOTICE by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods <i>Defendants' Notice of Filing Documents Under Seal with Certificate of Service</i> (Miller, Jeanmarie) (Entered: 03/17/2017)
03/17/2017	<u>74</u>	MOTION for Summary Judgment <i>with Brief in Support and Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Index of Exhibits 1 – 24, # <u>2</u> Exhibit 1 – McBride Answers to Defendants' Interrogatories, # <u>3</u> Exhibit 2 – Williams Answers to Defendants' Interrogatories, # <u>4</u> Exhibit 3 – Wittman OTIS Profile, # <u>5</u> Exhibit 4 – MDOC Census, # <u>6</u> Exhibit 5 – Hearing Impaired Prisoner List (Redacted per HIPPA), # <u>7</u> Exhibit 6 – Affidavit of Richard Harbaugh, # <u>8</u> Exhibit 7 – Deposition of Richard Harbaugh (excerpts), # <u>9</u> Exhibit 8 – Healthcare Grid, # <u>10</u> Exhibit 9 – Deposition of Robin Gilbert (excerpts), # <u>11</u> Exhibit 10 – Affidavit of Paul Slagter, # <u>12</u> Exhibit 11 – Wittman Answers to Defendants' Interrogatories, # <u>13</u> Exhibit 12 – cover page of McBride Medical Records (filed under seal), # <u>14</u> Exhibit 13 – Prisoner Telephone Use Operating Procedures for DRF, JCF, SMT, SRF, and WHV, # <u>15</u> Exhibit 14 – cover page of Williams Medical Records (filed under seal), # <u>16</u> Exhibit 15 – Page Alert Broadcast System Operating Procedures for DRF, JCF, SMT, SRF, and WHV, # <u>17</u> Exhibit 16 – Fire Control and Emergency Evac. Operating Proc. for DRF, JCF, SMT, SRF, and WHV, # <u>18</u> Exhibit 17 – Deposition of Paul Slagter (excerpts), # <u>19</u> Exhibit 18 – April 20, 2015 email regarding ASL Interpreters, # <u>20</u> Exhibit 19 – June 1, 2015 letter to Linguistica Intern. from Dir. Heyns, # <u>21</u> Exhibit 20 – July 20, 2015 Memo from Kenneth McKee, # <u>22</u> Exhibit 21 – Translation Services Spreadsheet, # <u>23</u> Exhibit 22 – Deposition of Kenneth McKee (excerpts), # <u>24</u> Exhibit 23 – Part I – Translation Purchase Orders, # <u>25</u> Exhibit 23 – Part II – Translation Purchase Orders, # <u>26</u> Exhibit 24 – 30(b)(6) Deposition of Paul Slagter (excerpts)) (Miller, Jeanmarie) (Entered: 03/17/2017)
03/17/2017	<u>75</u>	<b>SEALED</b> EXHIBIT 12 and 14 re <u>73</u> Notice (Other), <u>74</u> MOTION for Summary Judgment <i>with Brief in Support and Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Exhibit 14) (Miller, Jeanmarie)

		(Entered: 03/17/2017)
03/17/2017	<u>76</u>	MOTION for Summary Judgment <i>on Counts I &amp; II of the Complaint</i> by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Exhibit W, # <u>23</u> Exhibit X, # <u>24</u> Exhibit Y, # <u>25</u> Exhibit Z, # <u>26</u> Exhibit AA, # <u>27</u> Exhibit BB, # <u>28</u> Exhibit CC, # <u>29</u> Exhibit DD, # <u>30</u> Exhibit FF, # <u>31</u> Exhibit KK, # <u>32</u> Exhibit LL, # <u>33</u> Exhibit SS, # <u>34</u> Exhibit TT, # <u>35</u> Exhibit UU, # <u>36</u> Exhibit VV, # <u>37</u> Exhibit WW, # <u>38</u> Exhibit XX, # <u>39</u> Exhibit YY, # <u>40</u> Exhibit ZZ, # <u>41</u> Exhibit AAA, # <u>42</u> Exhibit BBB, # <u>43</u> Exhibit CCC, # <u>44</u> Exhibit DDD, # <u>45</u> Exhibit EEE, # <u>46</u> Exhibit FFF, # <u>47</u> Exhibit GGG, # <u>48</u> Exhibit HHH, # <u>49</u> Exhibit III, # <u>50</u> Exhibit JJJ) (Lazerow, Andrew) (Entered: 03/17/2017)
03/17/2017	<u>77</u>	<b>SEALED</b> EXHIBIT re <u>76</u> MOTION for Summary Judgment <i>on Counts I &amp; II of the Complaint</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit V, # <u>2</u> Exhibit EE, # <u>3</u> Exhibit GG, # <u>4</u> Exhibit HH, # <u>5</u> Exhibit II, # <u>6</u> Exhibit JJ, # <u>7</u> Exhibit MM, # <u>8</u> Exhibit NN, # <u>9</u> Exhibit OO, # <u>10</u> Exhibit PP, # <u>11</u> Exhibit QQ, # <u>12</u> Exhibit RR) (Lazerow, Andrew) (Entered: 03/17/2017)
03/17/2017	<u>78</u>	STATEMENT of of Material Facts Not in Dispute re Motion for Summary Judgment on Counts I & II of the Complaint <u>76</u> by All Plaintiffs (Lazerow, Andrew) (Entered: 03/17/2017)
03/17/2017	<u>79</u>	NOTICE by All Plaintiffs re <u>77</u> Sealed Exhibit, (Lazerow, Andrew) (Entered: 03/17/2017)
03/31/2017	<u>80</u>	REPLY to Response re <u>61</u> MOTION to Certify Class filed by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit OO – Gooch v. Life Invs Ins. Co. of Am., 672 F.3d 402 (6th Cir. 2012), # <u>3</u> Exhibit PP – Holmes v. Godinez, 311 F.R.D. 177 (N.D. Ill. 2015), # <u>4</u> Exhibit QQ – Grievance URF–14–06–1931–17a) (Lazerow, Andrew) (Entered: 03/31/2017)
03/31/2017	<u>81</u>	<b>SEALED</b> EXHIBIT RR re <u>80</u> Reply to Response to Motion, by All Plaintiffs. (Lazerow, Andrew) (Entered: 03/31/2017)
03/31/2017	<u>82</u>	NOTICE by All Plaintiffs re <u>81</u> Sealed Exhibit RR (Lazerow, Andrew) (Entered: 03/31/2017)
04/14/2017	<u>83</u>	RESPONSE to <u>74</u> MOTION for Summary Judgment <i>with Brief in Support and Certificate of Service</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit MMM, # <u>3</u> Exhibit OOO, # <u>4</u> Exhibit PPP, # <u>5</u> Exhibit QQQ, # <u>6</u> Exhibit RRR, # <u>7</u> Exhibit SSS, # <u>8</u> Exhibit TTT, # <u>9</u> Exhibit UUU, # <u>10</u> Exhibit VVV, # <u>11</u> Exhibit WWW, # <u>12</u> Exhibit XXX, # <u>13</u> Exhibit YYY, # <u>14</u> Exhibit ZZZ) (Lazerow, Andrew) (Entered: 04/14/2017)
04/14/2017	<u>84</u>	<b>SEALED</b> EXHIBIT KKK re <u>83</u> Response to Motion, by All Plaintiffs. (Attachments: # <u>1</u> Exhibit LLL, # <u>2</u> Exhibit NNN) (Lazerow, Andrew) (Entered: 04/14/2017)
04/14/2017	<u>85</u>	RESPONSE to <u>76</u> MOTION for Summary Judgment <i>on Counts I &amp; II of the Complaint with Certificate of Service</i> filed by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Index of Exhibits 1–6, # <u>2</u> Exhibit 1 – Updike v Clackamas Cnty, # <u>3</u> Exhibit 2 – Excerpts of deposition of transcript of Dennis Cokely, Ph.D., # <u>4</u> Exhibit 3 – Affidavit of Paul Slagter, # <u>5</u> Exhibit 4 – Excerpts of deposition transcript of Paul Slagter dated April 11, 2016, # <u>6</u> Exhibit 5 – Excerpts of deposition of transcript of Paul Slagter dated October 13, 2016, # <u>7</u> Exhibit 6 – Excerpts of deposition of transcript of Craig A. Czinder) (Miller, Jeanmarie) (Entered: 04/14/2017)
04/14/2017	<u>86</u>	NOTICE by All Plaintiffs re <u>84</u> Sealed Exhibit (Lazerow, Andrew) (Entered: 04/14/2017)
04/19/2017		TEXT–ONLY NOTICE: Hearing on 4/27/17 at 10:00a.m. before Magistrate Judge Grand is Cancelled. (EBut) (Entered: 04/19/2017)

04/19/2017	<u>87</u>	NOTICE OF HEARING on <u>61</u> MOTION to Certify Class , <u>76</u> MOTION for Summary Judgment <i>on Counts I &amp; II of the Complaint</i> , <u>74</u> MOTION for Summary Judgment <i>with Brief in Support and Certificate of Service</i> . <b>Motion Hearing set for 6/13/2017 09:30 AM before Magistrate Judge David R. Grand</b> (EBut) (Entered: 04/19/2017)
04/19/2017		TEXT-ONLY CERTIFICATE OF SERVICE re <u>87</u> Notice of Hearing on Motion, on Edward Burley Pris. No. 502426 at 9625 PIERCE ROAD, FREELAND, MI 48623. (EBut) (Entered: 04/19/2017)
05/05/2017	<u>88</u>	REPLY to Response re <u>74</u> MOTION for Summary Judgment <i>with Brief in Support and Certificate of Service</i> filed by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Miller, Jeanmarie) (Entered: 05/05/2017)
05/05/2017	<u>89</u>	REPLY to Response re <u>76</u> MOTION for Summary Judgment <i>on Counts I &amp; II of the Complaint</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit AAAA, # <u>3</u> Exhibit BBBB, # <u>4</u> Exhibit CCCC, # <u>5</u> Exhibit DDDD, # <u>6</u> Exhibit EEEE, # <u>7</u> Exhibit FFFF, # <u>8</u> Exhibit GGGG, # <u>9</u> Exhibit IIII, # <u>10</u> Exhibit JJJJ, # <u>11</u> Exhibit KKKK) (Lazerow, Andrew) (Entered: 05/05/2017)
05/05/2017	<u>90</u>	<b>SEALED</b> EXHIBIT <i>HHHH</i> re <u>89</u> Reply to Response to Motion, by All Plaintiffs. (Lazerow, Andrew) (Entered: 05/05/2017)
05/05/2017	<u>91</u>	NOTICE by All Plaintiffs re <u>90</u> Sealed Exhibit (Lazerow, Andrew) (Entered: 05/05/2017)
05/12/2017	<u>92</u>	Mail Returned as Undeliverable. re <u>87</u> Notice of Hearing on Motion, [No name on envelope] (Ahmed, N) (Entered: 05/15/2017)
05/16/2017		TEXT-ONLY CERTIFICATE OF SERVICE re <u>87</u> Notice of Hearing on Motion, on Edward Burley Pris. No. 502426 at 9625 PIERCE ROAD, FREELAND, MI 48623. (EBut) (Entered: 05/16/2017)
05/30/2017	<u>93</u>	COPY of <u>87</u> Notice mailed to Edward Burley and returned as undeliverable. (DPer) (Entered: 05/30/2017)
06/13/2017		Minute Entry for proceedings before Magistrate Judge David R. Grand: Motion Hearing held on 6/13/2017 re <u>76</u> MOTION for Summary Judgment <i>on Counts I &amp; II of the Complaint</i> filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman, <u>74</u> MOTION for Summary Judgment <i>with Brief in Support and Certificate of Service</i> filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco. Disposition: Motion taken under advisement (Court Reporter: Digitally Recorded) (EBut) (Entered: 06/13/2017)
06/30/2017	<u>94</u>	REPORT AND RECOMMENDATION re <u>61</u> MOTION to Certify Class filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 06/30/2017)
06/30/2017		TEXT-ONLY CERTIFICATE OF SERVICE re <u>94</u> REPORT AND RECOMMENDATION re <u>61</u> MOTION to Certify Class filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman on Edward Burley Pris. No. 502426 at 9625 PIERCE RAOD, FREELAND, MI 48623. (EBut) (Entered: 06/30/2017)
07/20/2017	<u>95</u>	ORDER Adopting <u>94</u> Report and Recommendation for Granting <u>61</u> MOTION to Certify Class by All Plaintiffs. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 07/20/2017)
02/08/2018	<u>96</u>	REPORT AND RECOMMENDATION re <u>76</u> MOTION for Summary Judgment <i>on Counts I &amp; II of the Complaint</i> filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman, <u>74</u> MOTION for Summary Judgment <i>with Brief in Support and Certificate of Service</i> filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 02/08/2018)
02/22/2018	<u>97</u>	OBJECTION to <u>96</u> Report and Recommendation <i>with Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Miller, Jeanmarie) (Entered: 02/22/2018)

03/08/2018	<u>98</u>	RESPONSE to <u>97</u> Objection to Report and Recommendation by All Plaintiffs. (Lazerow, Andrew) (Entered: 03/08/2018)
03/09/2018	<u>99</u>	ORDER Adopting Report and Recommendation for Granting in Part and Denying in Part <u>76</u> Motion for Summary Judgment, filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman; and Denying <u>74</u> Motion for Summary Judgment, filed by Daniel H Heyns, Cathleen Stoddard, Jeffrey Woods, Anthony Stewart, Michigan Department of Corrections, Randall Treacher, Thomas Finco. Signed by District Judge Sean F. Cox. (JMCC) (Entered: 03/09/2018)
03/22/2018	<u>100</u>	Letter from Edward Burley (DWor) (Entered: 03/23/2018)
04/16/2018	<u>101</u>	Letter from Edward Burley. (NAhm) (Entered: 04/17/2018)
05/08/2018	<u>102</u>	MOTION for the Convening of a Settlement Conference by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A – Proposed Consent Order) (Lazerow, Andrew) (Entered: 05/08/2018)
05/09/2018	<u>103</u>	ORDER REFERRING OTHER MATTERS to Magistrate Judge Grand: Settlement Conference. Signed by District Judge Sean F. Cox. (JMCC) (Entered: 05/09/2018)
05/10/2018	<u>104</u>	NOTICE TO APPEAR: <b>Settlement Conference set for 6/4/2018 10:00 AM before Magistrate Judge David R. Grand</b> (EBut) (Entered: 05/10/2018)
06/04/2018		Minute Entry for proceedings before Magistrate Judge David R. Grand: Settlement Conference held on 6/4/2018 Disposition: Settlement conference held on June 4, 2018. The parties shall exchange information as discussed at the conclusion of the settlement conference and shall work cooperatively to resolve any remaining issues. The Court will hold a telephonic conference with counsel on July 10, 2018, at 10:00 a.m. to discuss the potential need for another settlement conference. (EBut) (Entered: 06/05/2018)
08/13/2018		Minute Entry for proceedings before Magistrate Judge David R. Grand: Telephonic Status Conference held on 8/13/2018.Disposition: Conference held and continued to 9/6/18 at 3:30p.m. (EBut) (Entered: 08/13/2018)
08/14/2018	<u>105</u>	LETTER from Edward Burley re noticing (DPer) (Entered: 08/15/2018)
08/17/2018	<u>106</u>	NOTICE of pivity by Edward Burley (DPer) (Entered: 08/17/2018)
08/23/2018	<u>107</u>	MOTION for Withdrawal of Attorney Megan Gerking by All Plaintiffs. (Bartenstein, Stephen) (Entered: 08/23/2018)
09/06/2018		Minute Entry for proceedings before Magistrate Judge David R. Grand: Telephonic Status Conference held on 9/6/2018.Disposition: Conference held and continued to 9/14/18 at 3:30p.m. (EBut) (Entered: 09/06/2018)
09/17/2018	<u>108</u>	ORDER GRANTING PLAINTIFFS COUNSEL MEGAN GERKINGS MOTION TO WITHDRAW <u>107</u> . Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 09/17/2018)
09/17/2018		TEXT-ONLY CERTIFICATE OF SERVICE re <u>108</u> Order on Motion to Withdraw as Attorney on Edward Burley Pris. No. 502426 at 9625 PIERCE ROAD, FREELAND, MI 48623. (EBut) (Entered: 09/17/2018)
09/25/2018	<u>109</u>	ORDER for substitution of attorneys. Signed by Magistrate Judge David R. Grand. (DPer) (Entered: 09/25/2018)
09/26/2018	<u>110</u>	COPY of <u>108</u> Order mailed to Edward Burley and returned as undeliverable. (DPer) (Entered: 09/26/2018)
09/28/2018	<u>111</u>	Joint MOTION for Preliminary Approval of Class Action Settlement by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit B-1, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D) (Lazerow, Andrew) (Entered: 09/28/2018)
10/01/2018	<u>112</u>	NOTICE by All Plaintiffs re <u>111</u> Joint MOTION for Preliminary Approval of Class Action Settlement <i>attaching Executed Settlement Agreement</i> (Lazerow, Andrew) (Entered: 10/01/2018)



10/11/2018	<u>113</u>	NOTICE OF HEARING on <u>111</u> Joint MOTION for Preliminary Approval of Class Action Settlement. <b>Motion Hearing set for 1/11/2019 at 03:00 PM before District Judge Sean F. Cox</b> (JMcC) (Entered: 10/11/2018)
10/11/2018	<u>114</u>	NOTICE OF RESCHEDULED HEARING on <u>111</u> Joint MOTION for Preliminary Approval of Class Action Settlement. <b>Motion Hearing set for 1/10/2019 AT 03:00 PM before District Judge Sean F. Cox</b> (JMcC) (Entered: 10/11/2018)
01/07/2019	<u>115</u>	NOTICE of Change of Address/Contact Information by Edward Burley. (DPer) (Entered: 01/08/2019)
01/10/2019		Minute Entry for proceedings before District Judge Sean F. Cox: Motion Hearing held on 1/10/2019 re <u>111</u> Joint MOTION for Preliminary Approval of Class Action Settlement filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman Disposition: Motion granted (Court Reporter: Ronald DiBartolomeo) (JMcC) (Entered: 01/10/2019)
01/15/2019	<u>116</u>	ORDER GRANTING <u>111</u> Joint MOTION for Preliminary Approval of Class Action Settlement filed by Mary Ann McBride, Ralph Williams, Brian Stanley Wittman. <b>(Fairness Hearing set for 3/21/2019 at 10:00 AM before District Judge Sean F. Cox)</b> Signed by District Judge Sean F. Cox. (JMcC) (Entered: 01/15/2019)
01/29/2019	<u>117</u>	LETTER from Edward Burley objecting to settlement agreement (DPer) (Entered: 02/01/2019)
03/14/2019	<u>118</u>	Joint MOTION for Final Approval of Class Action Settlement by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A – Settlement Agreement, # <u>3</u> Exhibit B – Objections, # <u>4</u> Exhibit C – Bartenstein Declaration, # <u>5</u> Exhibit D – Building Services Local 47 v. Grandview Raceway, # <u>6</u> Exhibit E – Int'l Union, United Auto., Aerospace, & Agr. Implement Workers of Am. v. Gen. Motors Corp.) (Lazerow, Andrew) (Entered: 03/14/2019)
03/20/2019	<u>119</u>	NOTICE TO APPEAR: <b>Rescheduled Fairness Hearing set for 3/28/2019 at 03:30 PM before District Judge Sean F. Cox.</b> (JMcC) (Entered: 03/20/2019)
03/28/2019		Minute Entry for proceedings before District Judge Sean F. Cox: Fairness Hearing held on 3/28/2019. Disposition: Granted (Court Reporter: Darlene May) (MacKay, K) (Entered: 03/29/2019)
03/29/2019	<u>120</u>	ORDER Granting the Parties' Joint Motion for Final Approval of Class Action Settlement <u>118</u> . Signed by District Judge Sean F. Cox. (MacKay, K) (Entered: 03/29/2019)
04/25/2019	<u>121</u>	NOTICE of hearing by Edward Burley; with attached letter (DPer) (Entered: 04/25/2019)
04/25/2019	<u>122</u>	MOTION for service of <u>120</u> Order by Edward Burley. (DPer) (Entered: 04/25/2019)
05/28/2019		TEXT-ONLY ORDER GRANTING <u>122</u> MOTION for Service of <u>120</u> Order on Motion filed by Edward Burley. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 05/28/2019)
05/28/2019		TEXT-ONLY CERTIFICATE OF SERVICE re Text-Only Order and <u>120</u> Order on Motion on Edward Burley, Pris No. 502426, OAKS CORRECTIONAL FACILITY, 1500 CABERFAE HIGHWAY, MANISTEE, MI 49660. (JMcC) (Entered: 05/28/2019)
06/06/2019	<u>123</u>	STIPULATION AND ORDER for substitution of counsel. Signed by District Judge Sean F. Cox. (DPer) (Entered: 06/06/2019)
08/12/2019	<u>124</u>	MOTION to enforce compliance with settlement agreement by Brandon Resch. (DPer) (Entered: 08/12/2019)
08/12/2019	<u>125</u>	Prisoner Trust Fund Account Statement by Brandon Resch (DPer) (Entered: 08/12/2019)
09/09/2019	<u>126</u>	ORDER Requiring Response to <u>124</u> Motion to enforce compliance with settlement agreement. <b>Response due by 9/20/2019</b> Signed by District Judge Sean F. Cox. (JMcC) (Entered: 09/09/2019)

09/09/2019		TEXT-ONLY CERTIFICATE OF SERVICE re <u>126</u> Order Requiring Responsive Pleading on Brandon Resch Pris. No. 304507, CHIPPEWA CORRECTIONAL FACILITY, 4269 W. M-80, KINCHELOE, MI 49784 (JMCC) (Entered: 09/09/2019)
09/18/2019	<u>127</u>	MOTION to Seal <u>126</u> Order Requiring Responsive Pleading, <u>124</u> MOTION <i>Response to R. 124 Motion, Brief in Support &amp; Certificate of Service</i> by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Attachments: # <u>1</u> Exhibit A: seeking to file the entire document under seal) (Mertens, Scott) (Entered: 09/18/2019)
09/18/2019	<u>128</u>	NOTICE by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods re <u>127</u> MOTION to Seal <u>126</u> Order Requiring Responsive Pleading, <u>124</u> MOTION <i>Response to R. 124 Motion, Brief in Support &amp; Certificate of Service</i> CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(A) (Mertens, Scott) (Entered: 09/18/2019)
09/20/2019	<u>129</u>	RESPONSE to <u>124</u> MOTION ( <i>Redacted</i> ) with <i>Certificate of Service</i> filed by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Mertens, Scott) (Entered: 09/20/2019)
09/24/2019	<u>130</u>	ORDER Granting <u>127</u> Motion to Seal. Signed by District Judge Sean F. Cox. (JMCC) (Entered: 09/24/2019)
09/24/2019		TEXT-ONLY CERTIFICATE OF SERVICE re <u>130</u> Order on Motion to Seal on Brandon Resch Pris. No. 304507, CHIPPEWA CORRECTIONAL FACILITY, 4269 W. M-80, KINCHELOE, MI 49784. (JMCC) (Entered: 09/24/2019)
09/26/2019	<u>131</u>	<b>SEALED</b> RESPONSE re <u>124</u> Motion by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods. (Mertens, Scott) (Entered: 09/26/2019)
09/26/2019	<u>132</u>	CERTIFICATE OF SERVICE re <u>131</u> Sealed Response to Motion by Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods (Mertens, Scott) (Entered: 09/26/2019)
10/07/2019	<u>133</u>	MOTION for Relief from Judgment by Edward Burley. (NAhm) (Entered: 10/08/2019)
10/07/2019	<u>134</u>	REPLY to Defendants' Response by Brandon Resch. (NAhm) (Entered: 10/08/2019)
10/10/2019	<u>135</u>	MOTION to Enforce Compliance with the Settlement Agreement by Edward Burley. (NAhm) (Entered: 10/11/2019)
10/15/2019	<u>136</u>	LETTER from Allen L. Fleetwood (DPer) (Entered: 10/16/2019)
10/22/2019	<u>137</u>	MOTION for Temporary Restraining Order and Preliminary Injunction and Motion for Protection Order by Edward Burley. (SOso) (Entered: 10/23/2019)
10/22/2019	<u>138</u>	DECLARATION of Edward Donald Burley (SOso) (Entered: 10/23/2019)
10/24/2019	<u>139</u>	NOTICE TO APPEAR: <b>Status Conference set for 11/4/2019 at 3:30 PM before District Judge Sean F. Cox</b> (JMCC) (Entered: 10/24/2019)
10/25/2019	<u>140</u>	AMENDED NOTICE TO APPEAR: <b>TELEPHONIC Status Conference set for 11/4/2019 at 03:30 PM before District Judge Sean F. Cox.</b> Counsel for Plaintiffs shall arrange the call and contact the Court at (313) 234-2650 when all counsel are on the line. (JMCC) (Entered: 10/25/2019)
11/04/2019		Set Deadlines/Hearings: <b>Telephonic Status Conference reset for 11/7/2019 at 3:30 PM before District Judge Sean F. Cox</b> (JMCC) (Entered: 11/04/2019)
11/07/2019		Minute Entry for proceedings before District Judge Sean F. Cox: Telephonic Status Conference held on 11/7/2019. (JMCC) (Entered: 11/07/2019)
11/07/2019		TEXT-ONLY ORDER Suspending Briefing <u>135</u> MOTION filed by Edward Burley, <u>137</u> MOTION for Temporary Restraining Order filed by Edward Burley, <u>124</u> MOTION filed by Brandon Resch, and <u>133</u> MOTION filed by Edward Burley. Signed by District Judge Sean F. Cox. (JMCC) (Entered: 11/07/2019)

11/12/2019	<u>141</u>	ATTORNEY APPEARANCE: Jennifer A. Foster appearing on behalf of Thomas Finco, Daniel H Heyns, Michigan Department of Corrections, Anthony Stewart, Cathleen Stoddard, Randall Treacher, Jeffrey Woods <i>as Co-Counsel with Certificate of Service</i> (Foster, Jennifer) (Entered: 11/12/2019)
11/20/2019	<u>142</u>	LETTERS from Edward Burley (DPer) (Entered: 11/20/2019)
11/20/2019	<u>143</u>	LETTER from Edward Burley (DPer) (Entered: 11/20/2019)
12/02/2019	<u>144</u>	MOTION to Enforce Defendants' Compliance with Stipulated Settlement Agreement by Brandon Resch. (SSch) (Entered: 12/03/2019)
12/13/2019	<u>145</u>	MOTION to Waive Payment of Court Fees by Brandon Resch. (SSch) (Entered: 12/16/2019)
01/07/2020	<u>146</u>	NOTICE TO APPEAR: <b>Status Conference set for 1/23/2020 at 03:00 PM before District Judge Sean F. Cox</b> (JMcc) (Entered: 01/07/2020)
01/09/2020	<u>147</u>	ORDER REFERRING MOTIONS to Magistrate Judge David R. Grand: <u>145</u> MOTION to Waive Payment of Court Fees filed by Brandon Resch, <u>135</u> MOTION filed by Edward Burley, <u>124</u> MOTION filed by Brandon Resch, <u>133</u> MOTION filed by Edward Burley, <u>144</u> MOTION to Enforce Defendants' Compliance with Stipulated Settlement Agreement filed by Brandon Resch, and <u>137</u> MOTION for Temporary Restraining Order filed by Edward Burley. Signed by District Judge Sean F. Cox. (JMcc) (Entered: 01/09/2020)
01/09/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>147</u> Order Referring Motions to Magistrate Judge on Brandon Resch #304507, CHIPPEWA CORRECTIONAL FACILITY, 4269 W. M-80, KINCHELOE MI 49784 and Edward Burley #502426, OAKS CORRECTIONAL FACILITY, 1500 CABERFAE HIGHWAY, MANISTEE, MI 49660. (JMcc) (Entered: 01/09/2020)
01/09/2020		TEXT-ONLY NOTICE: Status Conference on 1/23/2020 is Cancelled (JMcc) (Entered: 01/09/2020)
01/14/2020	<u>148</u>	ATTORNEY APPEARANCE: Brian Eugene Kempfer appearing on behalf of Mary Ann McBride, Ralph Williams, Brian Stanley Wittman (Kempfer, Brian) (Entered: 01/14/2020)
01/28/2020	<u>149</u>	COPY of <u>147</u> Order mailed to Brandon Resch and returned as undeliverable (DPer) (Entered: 01/28/2020)
02/20/2020	<u>150</u>	STIPULATED ORDER re Post-Judgment Complaints. Signed by District Judge Sean F. Cox and Magistrate Judge David R. Grand. (JMcc) (Entered: 02/20/2020)
02/20/2020	<u>151</u>	REPORT AND RECOMMENDATION re <u>124</u> MOTION filed by Brandon Resch, <u>144</u> MOTION to Enforce Defendants' Compliance with Stipulated Settlement Agreement filed by Brandon Resch Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 02/20/2020)
02/20/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>151</u> REPORT AND RECOMMENDATION re <u>124</u> MOTION filed by Brandon Resch, <u>144</u> MOTION to Enforce Defendants' Compliance with Stipulated Settlement Agreement filed by Brandon Resch on Brandon Resch Pris. No. 304507 at 4269 W. M-80, KINCHELOE, MI 49784. (EBut) (Entered: 02/20/2020)
02/20/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>151</u> REPORT AND RECOMMENDATION re <u>124</u> MOTION filed by Brandon Resch, <u>144</u> MOTION to Enforce Defendants' Compliance with Stipulated Settlement Agreement filed by Brandon Resch on Brandon Resch Pris. No. 304507 at 10274 BOYER RD., CARSON CITY, MI 48811. (EBut) (Entered: 02/20/2020)
02/20/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>151</u> REPORT AND RECOMMENDATION re <u>124</u> MOTION filed by Brandon Resch, <u>144</u> MOTION to Enforce Defendants' Compliance with Stipulated Settlement Agreement filed by Brandon Resch on Edward Burley Pris. No. 502426 at 1500 CABERFAE HIGHWAY, MANISTEE, MI 49660. (EBut) (Entered: 02/20/2020)

03/03/2020	<u>152</u>	STIPULATED ORDER on Settlement Compliance. Signed by District Judge Sean F. Cox and Magistrate Judge David R. Grand. (JMCC) (Entered: 03/03/2020)
03/06/2020	<u>153</u>	OBJECTIONS to <u>151</u> Report and Recommendation and request that ruling on same be held in abeyance by Brandon Resch. (DPer) (Entered: 03/06/2020)
03/25/2020	<u>154</u>	ORDER Adopting <u>151</u> Report and Recommendation for Denying <u>124</u> Motion filed by Brandon Resch and Denying <u>144</u> Motion filed by Brandon Resch. Signed by District Judge Sean F. Cox. (JMCC) (Entered: 03/25/2020)
03/30/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>154</u> Order Adopting Report and Recommendation on Brandon Resch #304507, CHIPPEWA CORRECTIONAL FACILITY,4269 W. M-80, KINCHELOE, MI 49784 (JMCC) (Entered: 03/30/2020)
04/20/2020	<u>155</u>	REQUEST for enlargement of time to file notice of appeal by Brandon Resch. (DPer) (Entered: 05/07/2020)
05/08/2020	<u>158</u>	NOTICE OF APPEAL by Brandon Resch re <u>154</u> Order Adopting Report and Recommendation. Fee Status: IFP filed. (SOso) . (Entered: 06/04/2020)
05/08/2020	<u>160</u>	Prisoner Trust Fund Account Statement by Brandon Resch (SOso) (Entered: 06/04/2020)
05/26/2020	<u>156</u>	REPORT AND RECOMMENDATION re <u>133</u> MOTION filed by Edward Burley Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 05/26/2020)
05/26/2020	<u>157</u>	REPORT AND RECOMMENDATION re <u>135</u> MOTION filed by Edward Burley, <u>137</u> MOTION for Temporary Restraining Order filed by Edward Burley Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 05/26/2020)
05/26/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>157</u> REPORT AND RECOMMENDATION re <u>135</u> MOTION filed by Edward Burley, <u>137</u> MOTION for Temporary Restraining Order filed by Edward Burley, <u>156</u> REPORT AND RECOMMENDATION re <u>133</u> MOTION filed by Edward Burley on Edward Burley Pris. No. 502426 at 4269 W. M-80, 1500 CABERFAE HIGHWAY. (EBut) (Entered: 05/26/2020)
05/26/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>157</u> REPORT AND RECOMMENDATION re <u>135</u> MOTION filed by Edward Burley, <u>137</u> MOTION for Temporary Restraining Order filed by Edward Burley, <u>156</u> REPORT AND RECOMMENDATION re <u>133</u> MOTION filed by Edward Burley on Brandon Resch Pris. No. 304507 at 1500 CABERFAE HIGHWAY, MANISTEE, MI 49660. (EBut) (Entered: 05/26/2020)
06/04/2020	<u>159</u>	Certificate of Service re <u>158</u> Notice of Appeal. (SOso) (Entered: 06/04/2020)
06/09/2020	<u>162</u>	OBJECTION to <u>156</u> Report and Recommendation by Brandon Resch. (DPer) (Entered: 06/24/2020)
06/12/2020	<u>161</u>	STIPULATION AND ORDER on Settlement Compliance. Signed by District Judge Sean F. Cox. (JMCC) (Entered: 06/12/2020)
06/15/2020	<u>163</u>	APPEAL of settlement monitor's recommendation and motion for relief from judgment under Rule 60(b)(6) by Brandon Resch. (DPer) (Entered: 06/30/2020)
07/06/2020	<u>164</u>	ORDER Striking <u>162</u> Objection; Adopting <u>156</u> Report and Recommendation and <u>157</u> Report and Recommendation; Denying <u>135</u> Motion filed by Edward Burley; Denying <u>133</u> Motion filed by Edward Burley; and Denying <u>137</u> Motion for TRO filed by Edward Burley. Signed by District Judge Sean F. Cox. (JMCC) (Entered: 07/06/2020)
07/07/2020	<u>165</u>	ORDER denying <u>145</u> Motion. Signed by Magistrate Judge David R. Grand. (EBut) (Entered: 07/07/2020)
07/07/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>165</u> Order on Motion – Free on Brandon Resch Pris. No. 304507 at 10274 BOYER RD., CARSON CITY, MI 48811. (EBut) (Entered: 07/07/2020)
07/07/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>165</u> Order on Motion – Free on Edward Burley Pris. No. 502426 at 1500 CABERFAE HIGHWAY, MANISTEE, MI 49660. (EBut) (Entered: 07/07/2020)

07/07/2020		TEXT-ONLY CERTIFICATE OF SERVICE re <u>164</u> Order Striking Objections and Adopting Reports and Recommendations on Edward Burley 502426, OAKS CORRECTIONAL FACILITY, 1500 CABERFAE HIGHWAY, MANISTEE, MI 49660 and Brandon Resch 304507, CARSON CITY CORRECTIONAL FACILITY, 10274 BOYER ROAD, CARSON CITY, MI 48811 (JMCC) (Entered: 07/07/2020)
07/09/2020	<u>166</u>	COPIES of <u>156</u> , <u>157</u> Report and Recommendation mailed to Edward Burley and returned as undeliverable (DPer) (Entered: 07/10/2020)