

12BK, CLOSED, SCHEDO

**U.S. District Court
District of New Jersey [LIVE] (Newark)
CIVIL DOCKET FOR CASE #: 2:90-cv-01850-WGB**

HAIRSTON, et al v. FAUVER, et al
Assigned to: Judge William G. Bassler
Demand: \$0
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 05/11/1990
Jury Demand: Both
Nature of Suit: 550 Prisoner: Civil
Rights
Jurisdiction: Federal Question

Movant**TONY BARNES****Plaintiff**

EUGENE P. HAIRSTON
(*PRISONER REPRESENTATIVE*)

represented by **EUGENE P. HAIRSTON**
c/o SULEDIN I. SISULU
16 MARSHAL ST.
APT 7U
IRVINGTON, NJ 07111
PRO SE

BERNARD K. FREAMON
SETON HALL LAW SCHOOL
CLINICAL PROGRAMS
1111 RAYMOND BLVD.
NEWARK, NJ 07102
(973)642-8700
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LAWRENCE S. LUSTBERG
GIBBONS, DEL DEO, DOLAN,
GRIFFINGER & VECCHIONE, PC
ONE RIVERFRONT PLAZA
NEWARK, NJ 07102-5496
(973) 596-4731
Email: llustberg@gibbonslaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

GREGORY PERRY
(*PARA-LEGAL*) & (*PRISONER*
REPRESENTATIVE),

represented by **GREGORY PERRY**
#204667
NORTHERN STATE PRISON
NEWARK, NJ 07114
PRO SE

BERNARD K. FREAMON
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LAWRENCE S. LUSTBERG
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

WALTER TILLERY
(*CHAIRMAN-PRISONER*
REPRESENTATIVE)

represented by **WALTER TILLERY**
#68216
NORTHERN STATE PRISON
NEWARK, NJ 07114
PRO SE

BERNARD K. FREAMON
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LAWRENCE S. LUSTBERG
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

NAIM SHABAZZ
(*CO-CHAIRMAN PRISONER*
REPRESENTATIVE)

represented by **NAIM SHABAZZ**
#68458
NORTHERN STATE PRISON
NEWARK, NJ 07114
PRO SE

BERNARD K. FREAMON
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LAWRENCE S. LUSTBERG
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

DANIEL PILUSO
(*PRISONER*)

represented by **DANIEL PILUSO**
#210314
NORTHERN STATE PRISON
NEWARK, NJ 07114

PRO SE

BERNARD K. FREAMON
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LAWRENCE S. LUSTBERG
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

TARIQ WATSON
(PRISONER REPRESENTATIVE
WING-A); ET ALS.,

represented by **TARIQ WATSON**
#218788
NORTHERN STATE PRISON
NEWARK, NJ 07114
PRO SE

BERNARD K. FREAMON
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LAWRENCE S. LUSTBERG
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

THOMAS RODGERS

represented by **BERNARD K. FREAMON**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LAWRENCE S. LUSTBERG
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

WILLIAM H. FAUVER
COMMISSIONER OF CORRECTIONS;

represented by **CATHERINE M. BROWN**
60 WASHINGTON STREET
PO BOX 9058
MORRISTOWN, NJ 07963-9058

(973) 984-9300
 Fax: (973) 984-6590
 Email: cmb.certcivatty@allvantage.com

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

GARY HILTON
ASST. COMMISSIONER;

represented by **CATHERINE M. BROWN**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

JOHN J. RAFFERTY
DIRECTOR OF FIELD OPERATIONS;

represented by **CATHERINE M. BROWN**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

ROBERT E. STEPHENS
SUPERINTENDENT OF NORTHERN
STATE PRISON, DEPARTMENT OF
CORRECTIONS FOR NEW JERSEY.

represented by **CATHERINE M. BROWN**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/11/1990	1	COMPLAINT W/JURY DEMAND filed; (femp) (Entered: 05/16/1990)
05/11/1990	2	NOTICE of Allocation and Assignment filed. Magistrate G. DONALD HANEKE (femp) (Entered: 05/16/1990)
05/11/1990	3	ORDER, granting to proceed in forma pauperis filed (signed by Judge Alfred M. Wolin) (femp) Modified on 05/16/1990 (Entered: 05/16/1990)
05/11/1990	4	Notice of MOTION for order to show cause, by EUGENE P. HAIRSTON, GREGORY PERRY, WALTER TILLERY, NAIM SHABAZZ, DANIEL PILUSO, TARIQ WATSON ret'ble date to be set (brief sub) Cert of Serv., Motion hearing filed. (femp) Modified on 05/17/1990 (Entered: 05/16/1990)
06/05/1990	6	Letter of pltf. addressing Judge Wolin's letter of 5-24-90 with verified certifications of Eugene P. Hairston, Walter Tillery, Gregory Perry and Daniel Piluso. (femp) (Entered: 06/13/1990)
06/06/1990	5	ORDER TO SHOW CAUSE: directing dfts., Fauver, Hilton, Rafferty & Stephen to appear & show why an order should not be entered directing dfts. not to continue to install double bunks in the single cells at Northern State Prison etc. Show Cause Hearing set for 6/25/90 (signed by Judge Alfred M. Wolin) (cs) (Entered: 06/07/1990)

06/14/1990	7	Notice of MOTION by EUGENE P. HAIRSTON, GREGORY PERRY, WALTER TILLERY, NAIM SHABAZZ, DANIEL PILUSO, TARIQ WATSON for appointment of counsel and proof of svc. (Brief sub. , Motion hearing set for 7/9/90 on [7-1] motion . (cs) (Entered: 06/19/1990)
06/20/1990	8	ORDER, vacating [5-1] order to Show Cause , terminated deadlines , to show cause , reset show cause hearing for 2:00 7/9/90 (signed by Judge Alfred M. Wolin) (cs) (Entered: 06/20/1990)
06/20/1990		SUMMONS(ES) issued for WILLIAM H. FAUVER, GARY HILTON, JOHN J. RAFFERTY, ROBERT E. STEPHENS (20) days (USM BOX) (femp) (Entered: 06/20/1990)
07/02/1990	9	Notice of CROSS MOTION by ROBERT E. STEPHENS, WILLIAM H. FAUVER, GARY HILTON, JOHN J. RAFFERTY for summary judgment , Motion hearing set for 7/9/90 on [9-1] cross motion proof of serv. (brief sub.) (pv) (Entered: 07/10/1990)
07/10/1990	10	CERTIFICATE OF SERVICE by TARIQ WATSON, DANIEL PILUSO, NAIM SHABAZZ, WALTER TILLERY, GREGORY PERRY, EUGENE P. HAIRSTON of letter brief in opposition etc. (pv) (Entered: 07/12/1990)
07/10/1990	11	AFFIDAVIT by ROBERT E. STEPHENS w/cert. of svc. (cs) (Entered: 07/19/1990)
07/13/1990	12	NOTICE of attorney appearance for pltfs., TARIQ WATSON, DANIEL PILUSO, NAIM SHABAZZ, WALTER TILLERY, GREGORY PERRY, EUGENE P. HAIRSTON by BERNARD K. FREAMON,ESQ. (cs) (Entered: 07/19/1990)
07/16/1990	13	ORDER denying [7-1] motion for appointment of counsel and proof of svc. (Brief sub. (signed by Judge Alfred M. Wolin) (cs) (Entered: 07/20/1990)
07/25/1990	14	RETURN OF SERVICE executed as to WILLIAM H. FAUVER, GARY HILTON, JOHN J. RAFFERTY 6/22/90 Answer due on 7/12/90 for JOHN J. RAFFERTY, for GARY HILTON, for WILLIAM H. FAUVER (cs) (Entered: 07/25/1990)
07/25/1990	15	Return of service unexecuted as to ROBERT E. STEPHENS (cs) (Entered: 07/25/1990)
07/25/1990	16	RETURN OF SERVICE executed as to dft., ROBERT E. STEPHENS 6/22/90 Answer due on 7/12/90 for ROBERT E. STEPHENS (cs) (Entered: 07/26/1990)
08/31/1990	17	Notice of MOTION by TARIQ WATSON, DANIEL PILUSO, NAIM SHABAZZ, WALTER TILLERY, GREGORY PERRY, EUGENE P. HAIRSTON for preliminary injunction , to certify class action , for Thomas Rodgers to intervene as party pltf. Motion hearing set for 9/24/90 on [17-1] motion, set for 9/24/90 on [17-2] motion, set for 9/24/90 on [17-3] motion cert of svc. (Brief sub) . (cs) (Entered: 08/31/1990)

		09/07/1990)
08/31/1990	18	AFFIDAVIT by THOMAS RODGERS Re: [17-1] motion for preliminary injunction, [17-2] motion to certify class action, [17-3] motion to intervene as party pltf. (cs) (Entered: 09/07/1990)
08/31/1990	19	CERTIFICATION by EUGENE P. HAIRSTON Re: [17-1] motion for preliminary injunction, [17-2] motion to certify class action, [17-3] motion to intervene as party pltf. (cs) (Entered: 09/07/1990)
08/31/1990	20	CERTIFICATION OF BERNARD K. FREAMON, COUNSEL FOR PLTFS. (cs) (Entered: 09/07/1990)
08/31/1990	21	AMENDED COMPLAINT by TARIQ WATSON, DANIEL PILUSO, NAIM SHABAZZ, WALTER TILLERY, GREGORY PERRY, EUGENE P. HAIRSTON, THOMAS RODGERS , (Answer due 9/10/90 for JOHN J. RAFFERTY, for GARY HILTON, for WILLIAM H. FAUVER, for ROBERT E. STEPHENS) amending [1-1] complaint (cs) (Entered: 09/10/1990)
09/11/1990	22	RETURN OF SERVICE executed as to dfts., ROBERT E. STEPHENS, WILLIAM H. FAUVER, GARY HILTON, JOHN J. RAFFERTY 6/22/90 Answer due on 7/12/90 for JOHN J. RAFFERTY, for GARY HILTON, for WILLIAM H. FAUVER, for ROBERT E. STEPHENS (cs) (Entered: 09/17/1990)
09/24/1990	23	AFFIDAVIT by GARY HILTON. (cs) (Entered: 09/26/1990)
09/24/1990	24	AFFIDAVIT of JOHN FORKER. (cs) (Entered: 09/26/1990)
09/24/1990	25	AFFIDAVIT of STANLEY REPKO. (cs) (Entered: 09/26/1990)
10/02/1990	26	AFFIDAVIT of Albert Pinkney (ac) (Entered: 10/03/1990)
10/09/1990	27	Minute entry: Proceedings recorded by Ct-Reporter: Charles McGuire; (Wolin) Minutes of: 10/9/90; The following actions were taken, denying [17-1] motion for preliminary injunction granting [17-2] motion to certify class action granting [17-3] motion to intervene as party pltf. (cs) (Entered: 10/10/1990)
10/10/1990	28	ORDER granting [17-3] motion for Thomas Rodgers to intervene as party pltf.and directing defts to file an ans to 2nd amended complt. etc. (signed by Judge Alfred M. Wolin) N/M (ac) (Entered: 10/17/1990)
10/19/1990	29	SECOND AMENDED COMPLAINT by TARIQ WATSON, DANIEL PILUSO, NAIM SHABAZZ, WALTER TILLERY, GREGORY PERRY, EUGENE P. HAIRSTON, THOMAS RODGERS, THOMAS RODGERS , (Answer due 10/29/90 for JOHN J. RAFFERTY, for GARY HILTON, for WILLIAM H. FAUVER, for ROBERT E. STEPHENS) amending [1-1] complaint w/proof of mailing attached (no summonses p/atty) (ac) (Entered: 10/23/1990)
11/01/1990	30	NOTICE of attorney appearance for pltfs., THOMAS RODGERS, THOMAS RODGERS, TARIQ WATSON, DANIEL PILUSO, NAIM

		SHABAZZ, WALTER TILLERY, GREGORY PERRY, EUGENE P. HAIRSTON by LAWRENCE S LUSTBERG (ac) (Entered: 11/07/1990)
11/07/1990	31	APPLICATION by ROBERT E. STEPHENS, WILLIAM H. FAUVER, GARY HILTON, JOHN J. RAFFERTY and Clerk's Order extending time to answer. Answer due 11/19/90 for JOHN J. RAFFERTY, for GARY HILTON, for WILLIAM H. FAUVER, for ROBERT E. STEPHENS (ac) Modified on 11/07/1990 (Entered: 11/07/1990)
11/19/1990	32	ANSWER to Complaint by defts ROBERT E. STEPHENS, WILLIAM H. FAUVER, GARY HILTON, JOHN J. RAFFERTY; jury demand (ac) (Entered: 11/21/1990)
11/30/1990	33	SCHEDULING LETTER ORDER advising parties that matter will be pretried on submissions; directing all pretrial memoranda to be submitted by 3/1/91 and for pltfs. to advise the Court in writing if any changes in addresses etc. (signed by Magistrate G. D. Haneke) n/m (cs) Modified on 04/08/1991 (Entered: 12/03/1990)
04/08/1991	34	NOTICE of by pltf., EUGENE P. HAIRSTON of change of address. (cs) (Entered: 04/08/1991)
05/24/1991	35	SCHEDULING ORDER setting Discovery cutoff 11/15/91 ; Status conference 11/27/91 ; (signed by Magistrate G. D. Haneke) N/M (ac) (Entered: 05/28/1991)
09/12/1991	36	NOTICE of change of address by pltf EUGENE P. HAIRSTON (ac) (Entered: 09/16/1991)
11/01/1991		clerk's note: deft motion for s/j fld. 7-10-90 was w/drawn by consent per brief submitted on 9-10-90 (gh) (Entered: 11/01/1991)
12/03/1993	37	ORDER of Re-Assignment from Judge Alfred M. Wolin to Judge Alfred J. Lechner, Jr. (signed by Chief Judge John F. Gerry) (DD) (Entered: 12/07/1993)
12/03/1993		CASE reassigned to Judge Alfred J. Lechner, Jr. (DD) (Entered: 12/07/1993)
06/13/1994	38	ORDER, set status conference for 9:00 10/14/94 (signed by Magistrate Dennis M. Cavanaugh) (NM) (jb) (Entered: 06/14/1994)
06/24/1994	39	ORDER re-assigning action from the Hon. Alfred J. Lechner, Jr. to Hon. William G. Bassler (signed by Chief Judge John F. Gerry) (NM) (jb) (Entered: 06/27/1994)
11/04/1994	40	ORDER, dismissing as settled (signed by Judge William G. Bassler) (ej) (Entered: 11/10/1994)
11/10/1994		Case closed (ej) (Entered: 11/10/1994)
11/28/1994	41	ORDER, certifying class action & directing notice of proposed settlement att/thereto (signed by Judge William G. Bassler) (pv) (Entered: 12/01/1994)

12/22/1994	42	ORDER certifying class and directing notice of proposed settlement; Court ot conduct a final hearing to enter the proposed settlement on 4/18/95, etc. (signed by Judge William G. Bassler) n/m (jd) (Entered: 12/23/1994)
05/23/1995	43	ORDER, reset settlement conference for 10:00 6/8/95 (signed by Judge William G. Bassler) (femp) (Entered: 05/25/1995)
06/29/1995	44	Notice of MOTION to file an objection to the proposed settlement concerning the health services provided to prisoners in Northern State Prison by TONY BARNES, Motion hearing set for 7/24/95 on [44-1] motion . (SILB Subm)/certification of service. (femp) (Entered: 07/05/1995)
06/29/1995	45	CERTIFICATION of TONY BARNES Re: [44-1] motion to file an objection to the proposed settlement concerning the health services provided to prisoners in Northern State Prison (femp) (Entered: 07/05/1995)
07/20/1995	46	ORDER (letter from JOHN JACOBI to Judge BASSLER) Re: Judge Bassler's instructions regarding the process for reviewing objections on the proposed settlement. (signed by Judge William G. Bassler) (femp) (Entered: 07/21/1995)
09/28/1995	47	Minute entry: Proceedings recorded by Ct-Reporter: W. PERELLI; Minutes of: 09/28/95; The following actions were taken, Fairness hrg. conducted to approve settlement. Decision reserved. Opinion & Order approving settlement to be filed. By Judge William G. Bassler (femp) (Entered: 10/06/1995)
12/06/1995	48	OPINION (signed by Judge William G. Bassler) (femp) (Entered: 12/07/1995)
12/06/1995	49	ORDER approving proposed Settlement Agreement of all parties filed 11/28/94. (signed by Judge William G. Bassler) (femp) (Entered: 12/07/1995)

PACER Service Center			
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09/16/2005 15:11:58			
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