

U.S. DISTRICT COURT
U.S. District Court, Western District of New York (Rochester)
CIVIL DOCKET FOR CASE #: 6:04-cv-06621-CJS-JWF

Shariff v. Goord et al
Assigned to: Hon. Charles J. Siragusa
Referred to: Hon. Jonathan W. Feldman
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 12/22/2004
Date Terminated: 01/08/2013
Jury Demand: Both
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Abdul Shariff
*on behalf of himself and all others
similarly situated*

represented by **Alexander A. Reinert**
Koob & Magoolaghan
221 Devoe Avenue
Yonkers, NY 10705
212-406-3095
Fax: 212-349-4658
Email: aar@kmlaw-ny.com
TERMINATED: 10/22/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth L. Koob
Koob & Magoolaghan
221 Devoe Avenue
Yonkers, NY 10705
212-406-3095
Fax: 212-349-4658
Email: elk@kmlaw-ny.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Joan M. Magoolaghan
Koob & Magoolaghan
221 Devoe Avenue
Yonkers, NY 10705
914-964-8888
Fax: 914-964-8801
Email: jm@kmlaw-ny.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Glenn Goord
*Commissioner of the New York State
Department of Correctional Services,
Individually and in his official capacity*

represented by **Gary M. Levine**
New York State Office of the Attorney
General
144 Exchange Boulevard
Suite 200
Rochester, NY 14614
585-327-3223
Fax: 585-546-7514
Email: gary.levine@oag.state.ny.us
ATTORNEY TO BE NOTICED

Defendant

Lester N. Wright, M.D.
*M.P.H., Associate Commissioner/Chief
Medical Officer of the New York State*

represented by **Gary M. Levine**
(See above for address)
ATTORNEY TO BE NOTICED

Department of Correctional Services,
Individually and in his official capacity

Defendant

Thomas Poole
Superintendent of Five Points
Correctional , Individually and in his
official capacity

represented by **Gary M. Levine**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Peter Gregoire
M.D. Medical Director of Five Points
Correctional Facility, Individually and in
his official capacity

represented by **Gary M. Levine**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Correction Officer B Williams

represented by **Gary M. Levine**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**New York State Department of
Correctional Services**

represented by **Gary M. Levine**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/20/2004	<u>1</u>	COMPLAINT against Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services (Filing fee \$ 150 receipt number 67124.), filed by Abdul Shariff.(TO,) (Entered: 12/22/2004)
12/22/2004		Summons Issued as to Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services. (TO,) (Entered: 12/22/2004)
02/25/2005	<u>2</u>	SUMMONS Returned Executed by Abdul Shariff. New York State Department of Correctional Services served on 1/31/2005, answer due 2/22/2005. (Reinert, Alexander) (Entered: 02/25/2005)
02/25/2005	<u>3</u>	SUMMONS Returned Executed by Abdul Shariff. Glenn Goord served on 1/31/2005, answer due 2/22/2005. (Reinert, Alexander) (Entered: 02/25/2005)
02/25/2005	<u>4</u>	SUMMONS Returned Executed by Abdul Shariff. Lester N. Wright, MD served on 1/31/2005, answer due 2/22/2005. (Reinert, Alexander) (Entered: 02/25/2005)
02/25/2005	<u>5</u>	SUMMONS Returned Executed by Abdul Shariff. Peter Gregoire served on 2/8/2005, answer due 2/28/2005. (Reinert, Alexander) (Entered: 02/25/2005)
02/25/2005	<u>6</u>	SUMMONS Returned Executed by Abdul Shariff. Thomas Poole served on 2/8/2005, answer due 2/28/2005. (Reinert, Alexander) (Entered: 02/25/2005)
02/25/2005	<u>7</u>	SUMMONS Returned Executed by Abdul Shariff. Correction Officer B Williams served on 2/8/2005, answer due 2/28/2005. (Reinert, Alexander) (Entered: 02/25/2005)
03/14/2005		CALENDAR CALL NOTICE FOR TUESDAY, MARCH 22, 2005 AT 9:00 A.M. IN COURTROOM NUMBER 1, 100 STATE STREET, ROCHESTER, NY 14614.The purpose of this calendar call is to ascertain status. Specific information as to case status must be provided. Someone with knowledge of the case and attorneys' schedules must appear. (KAR,) (Entered: 03/14/2005)
03/22/2005	<u>8</u>	MOTION to Dismiss <i>12(b) Notice of Motion</i> by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York

		State Department of Correctional Services.(Levine, Gary) (Entered: 03/22/2005)
03/22/2005	<u>9</u>	MEMORANDUM/BRIEF re <u>8</u> MOTION to Dismiss <i>12(b) Notice of Motion</i> by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services. (Attachments: # <u>1</u> Exhibit A)(Levine, Gary) (Entered: 03/22/2005)
04/01/2005	<u>10</u>	MOTION SCHEDULING ORDER re <u>8</u> MOTION to Dismiss <i>12(b) Notice of Motion</i> filed by New York State Department of Correctional Services., Lester N. Wright, M.D., Glenn Goord., Peter Gregoire., Thomas Poole., Correction Officer B Williams, Responses due by 5/13/2005 Oral Argument set for 7/14/2005 03:00 PM before Hon. Charles J. Siragusa.. Signed by Hon. Charles J. Siragusa on 4/1/05. (KAR,) (Entered: 04/01/2005)
05/12/2005	<u>11</u>	MEMORANDUM in Opposition re <u>8</u> MOTION to Dismiss <i>12(b) Notice of Motion</i> filed by Abdul Shariff. (Attachments: # <u>1</u> Exhibit # <u>2</u> Certificate of Service)(Reinert, Alexander) (Entered: 05/12/2005)
07/14/2005	12	Minute Entry for proceedings held before Judge Charles J. Siragusa : Appearances: Alexander Reineret appears for the plaintiff. Gary Levine appears for the defendant.Matter on for oral argument on defendant motion to dismiss (#8). Court denies motion and will issue a written decision. Defendant has 30 days to file answer and parties have 30 days to submit a status report as to settlement. (Court Reporter Karen Winter.) (MSH,) (Entered: 07/15/2005)
07/21/2005	<u>13</u>	ANSWER to Complaint with Jury Demand by New York State Department of Correctional Services.(Levine, Gary) (Entered: 07/21/2005)
07/21/2005	<u>14</u>	ANSWER to Complaint with Jury Demand by Glenn Goord.(Levine, Gary) (Entered: 07/21/2005)
07/21/2005	<u>15</u>	ANSWER to Complaint with Jury Demand by Peter Gregoire.(Levine, Gary) (Entered: 07/21/2005)
07/21/2005	<u>16</u>	ANSWER to Complaint with Jury Demand by Thomas Poole.(Levine, Gary) (Entered: 07/21/2005)
07/21/2005	<u>17</u>	ANSWER to Complaint with Jury Demand by Correction Officer B Williams.(Levine, Gary) (Entered: 07/21/2005)
07/21/2005	<u>18</u>	ANSWER to Complaint with Jury Demand by Lester N. Wright, MD.(Levine, Gary) (Entered: 07/21/2005)
07/27/2005	<u>19</u>	DECISION AND ORDER granting in part and denying in part <u>8</u> Motion to Dismiss Defendants' motion to dismiss is granted with respect to the second and sixth causes of action, and otherwise denied. Signed by Judge Charles J. Siragusa on 7/27/05. (KAR,) (Entered: 07/27/2005)
07/27/2005	<u>20</u>	ORDER REFERRING CASE to Magistrate Judge Jonathan W. Feldman . Signed by Hon. Charles J. Siragusa on 7/27/05. (MSH,) (Entered: 07/28/2005)
08/01/2005	<u>21</u>	ORDER Scheduling Conference set for 9/7/2005 at 03:30 PM before Hon. Jonathan W. Feldman. Signed by Hon. Jonathan W. Feldman on 8/1/2005. (RO) (Entered: 08/01/2005)
08/04/2005	<u>22</u>	AMENDED DECISION AND ORDER re <u>19</u> Order on Motion to Dismiss. Signed by Hon. Charles J. Siragusa on 8/2/05. AMENDED DECISION FILED TO CORRECT TYPOGRAPHICAL ERRORS.(KAR,) (Entered: 08/04/2005)
09/06/2005	<u>23</u>	DISCOVERY PLAN by Abdul Shariff. (Attachments: # <u>1</u> Letter to Magistrate Judge Feldman re: Proposed Discovery Plan)(Reinert, Alexander) (Entered: 09/06/2005)
09/07/2005		E-Filing Error: FILED IN ERROR – proposed order to be directly emailed or mailed to the judge for approval <u>23</u> DISCOVERY PLAN by Abdul Shariff. (Attachments: # <u>1</u> Letter to Magistrate Judge Feldman re: Proposed Discovery Plan)(Reinert, Alexander) (TO,) (Entered: 09/07/2005)

09/07/2005	<u>24</u>	RULE 26 DISCLOSURE by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services.(Levine, Gary) (Entered: 09/07/2005)
09/07/2005		NOTICE of MANUAL FILING by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services re <u>24 Exhibits A through C are being filed manually due to volume and confidentiality</u> (Levine, Gary) (Entered: 09/07/2005)
09/07/2005	25	Minute Entry for proceedings held before Judge Jonathan W. Feldman : Scheduling Conference held on 9/7/2005. (RO) (Entered: 09/07/2005)
09/08/2005	<u>26</u>	SCHEDULING ORDER: Mandatory disclosure due by 9/21/2005. Discovery due by 3/31/2006. Expert reports due by 5/12/2006. Rebuttal expert reports due by 5/26/2006. Join Parties/Amend Pleadings due by 11/11/2005. Motions due by 6/23/2006. Signed by Hon. Jonathan W. Feldman on 9/8/2005. (RO) (Entered: 09/08/2005)
10/04/2005	<u>27</u>	MOTION to Certify Class by Abdul Shariff. (Attachments: # <u>1</u> Certificate of Service # <u>2</u> Memorandum in Support # <u>3</u> Certificate of Service)(Reinert, Alexander) (Entered: 10/04/2005)
01/04/2006	<u>28</u>	NOTICE to Take Deposition of Abdul Shariff (plaintiff) by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services.(Levine, Gary) (Entered: 01/04/2006)
01/18/2006	<u>29</u>	MOTION SCHEDULING ORDER re <u>27</u> MOTION to Certify Class filed by Abdul Shariff. Signed by Hon. Charles J. Siragusa on 1/17/06. (KAR,) (Entered: 01/18/2006)
01/18/2006		Set Deadlines/Hearings: Responses due by 2/17/2006 Motion Hearing set for 3/30/2006 03:00 PM before Hon. Charles J. Siragusa. (KAR,) (Entered: 01/18/2006)
02/14/2006	<u>30</u>	LETTER ORDER re <u>27</u> MOTION to Certify Class filed by Abdul Shariff, Responses due by 3/17/2006. Signed by Hon. Charles J. Siragusa on 2/14/06. (KAR,) (Entered: 02/14/2006)
03/17/2006	<u>31</u>	DECLARATION signed by Gary M. Levine filed by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services. (Levine, Gary) (Entered: 03/17/2006)
03/17/2006	<u>32</u>	MEMORANDUM IN OPPOSITION re <u>27</u> MOTION to Certify Class by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services. (Levine, Gary) (Entered: 03/17/2006)
03/22/2006	<u>33</u>	Joint MOTION for Extension of Time to Complete Discovery by Abdul Shariff.(Reinert, Alexander) (Entered: 03/22/2006)
03/23/2006		E-Filing Notification: E-FILED LETTERS ARE NOT ACCEPTED PLEASE SUBMIT LETTER IN PAPER FORM TO THE JUDGE <u>33</u> Joint MOTION for Extension of Time to Complete Discovery (TO,) (Entered: 03/23/2006)
03/24/2006	<u>34</u>	AMENDED SCHEDULING ORDER: Discovery due by 5/31/2006. Expert reports due by 7/14/2006. Rebuttal expert reports due by 7/28/2006. Motions due by 8/25/2006. Signed by Hon. Jonathan W. Feldman on 3/24/2006. (RO) (Entered: 03/24/2006)
03/27/2006	<u>35</u>	REPLY to Response to Motion re <u>27</u> MOTION to Certify Class filed by Abdul Shariff. (Attachments: # <u>1</u> Certificate of Service)(Reinert, Alexander) (Entered: 03/27/2006)
03/30/2006	36	Minute Entry for proceedings held before Judge Charles J. Siragusa : Motion Hearing held on 3/30/2006 re <u>27</u> MOTION to Certify Class filed by Abdul Shariff,. (Court Reporter Frank Leogrande.) (MSH,) (Entered: 03/31/2006)

04/06/2006	<u>37</u>	DECISION AND ORDER granting <u>27</u> Motion to Certify Class. Signed by Judge Charles J. Siragusa on 4/5/06. (KAR,) (Entered: 04/06/2006)
05/31/2006	<u>38</u>	Consent MOTION to Adjourn Discovery Deadlines <i>in Light of Ongoing Settlement Discussions</i> by Abdul Shariff.(Reinert, Alexander) (Entered: 05/31/2006)
06/01/2006		E-Filing Notification: letters are to be submitted in paper form directly to the judge or file document in proper pleading format (see Rule 10 form of papers in our Local Rules CP) <u>38</u> Consent MOTION to Adjourn Discovery Deadlines <i>in Light of Ongoing Settlement Discussions</i> (TO,) (Entered: 06/01/2006)
06/02/2006	<u>39</u>	ORDER staying discovery deadlines until the parties have exhausted the prospect of settlement. Parties to advise the court in writing the status of settlement negotiations no later than 8/1/2006. Signed by Hon. Jonathan W. Feldman on 6/2/06. (TO,) (Entered: 06/05/2006)
07/20/2006	<u>40</u>	AMENDED DECISION AND ORDER re <u>37</u> Order on Motion to Certify Class. Signed by Hon. Charles J. Siragusa on 7/20/06. (KAR,) (Entered: 07/20/2006)
08/29/2006	41	Minute Entry for proceedings held before Judge Charles J. Siragusa : Settlement Conference held in chambers on 8/29/2006. (MSH,) (Entered: 08/31/2006)
09/01/2006	<u>42</u>	SCHEDULING ORDER Discovery due by 3/1/2007. Motions due by 5/29/2007.. Signed by Hon. Charles J. Siragusa on 8/31/06. (KAR,) (Entered: 09/01/2006)
05/21/2007	<u>43</u>	MEMORANDUM/BRIEF <i>Seeking Stay of Discovery</i> by Abdul Shariff. (Reinert, Alexander) (Entered: 05/21/2007)
05/21/2007		E-Filing Notification: This district does not allow parties to file letters to the Court. Letters are to be submitted in paper form directly to the judge or file document in proper pleading format (see Rule 10 form of papers in our Local Rules CP) <u>43</u> MEMORANDUM/BRIEF <i>Seeking Stay of Discovery</i> by Abdul Shariff. (Reinert, Alexander) (TO,) (Entered: 05/22/2007)
05/23/2007	<u>44</u>	ORDER staying discovery deadlines until the parties have exhausted the prospect of settlement. Council shall advise the court in writing on or before 6/29/2007 the status of settlement, in the event settlement is not achieved, a new scheduling order will be issued.. Signed by Hon. Jonathan W. Feldman on 5/23/07. (TO,) (Entered: 05/23/2007)
06/26/2007	<u>45</u>	STATUS REPORT <i>Letter to Magistrate Judge Feldman</i> by Abdul Shariff. (Reinert, Alexander) (Entered: 06/26/2007)
06/27/2007		E-Filing Notification: ***User name and signature do not match, document to be re-filed for username and signature (user name and password serve as the signature on all electronic documents, see Administrative Procedures Guide pages 6 and 7 g. iii. re: signatures) ***This district does not allow parties to file letters to the Court. Letters are to be submitted in paper form directly to the judge or file document in proper pleading format (see Rule 10 form of papers in our Local Rules CP) RE: <u>45</u> STATUS REPORT <i>Letter to Magistrate Judge Feldman</i> by Abdul Shariff. (Reinert, Alexander) (TO) (Entered: 06/27/2007)
06/27/2007	<u>46</u>	STATUS REPORT <i>Letter to Magistrate Judge</i> by Abdul Shariff. (Reinert, Alexander) (Entered: 06/27/2007)
06/29/2007	<u>47</u>	ORDER staying discovery deadlines until the parties have exhausted the prospect of settlement. Signed by Hon. Jonathan W. Feldman on 6/29/07. (TO) (Entered: 06/29/2007)
07/10/2007	48	Minute Entry for proceedings held before Judge Charles J. Siragusa : Status Conference held on 7/10/2007. Parties will depose the experts. All expert discovery, including depositions and expert reports are to be completed by 11-30-07. Status Conference set for 12/7/2007 02:00 PM before Hon. Charles J. Siragusa. (Court Reporter Joanne Galloway.) (MSH) (Entered: 07/10/2007)
07/12/2007	<u>49</u>	SCHEDULING ORDER Parties are to have all expert discovery, including depositions and expert reports, completed by November 30, 2007. Status Conference is set for 12/7/2007 02:00 PM before Hon. Charles J. Siragusa.. Signed by Hon. Charles J. Siragusa on 7/11/07. (KAR) (Entered: 07/12/2007)

09/14/2007	<u>50</u>	ORDER that the courts <u>49</u> scheduling Order deadlines are stayed until further order, Joint Status Report due by 11/1/2007.. Signed by Hon. Charles J. Siragusa on 9/14/07. (TO) (Entered: 09/17/2007)
10/19/2007	<u>51</u>	NOTICE of Change of Address by Elizabeth L. Koob (Koob, Elizabeth) (Entered: 10/19/2007)
11/07/2007	<u>52</u>	LETTER ORDER granting defendant's letter application for extension of time to file joint status report.Status Report due by 12/3/2007. Signed by Hon. Charles J. Siragusa on 11/6/07. (KAR) (Entered: 11/07/2007)
11/21/2007	<u>53</u>	AMENDED SCHEDULING ORDER: the stay on expert discovery is vacated; Status Conference set for 3/4/2008 02:00 PM before Hon. Charles J. Siragusa; Discovery completed by 2/28/2008.. Signed by Hon. Charles J. Siragusa on 11/21/07. (TO) (Entered: 11/21/2007)
12/12/2007	<u>54</u>	RESPONSE to Discovery Request from Gary M. Levine (Defendants' Response to Plaintiff's Demand for Expert Disclosure) by Glenn Goord, Lester N. Wright, MD, Thomas Poole, Peter Gregoire, Correction Officer B Williams, New York State Department of Correctional Services.(Levine, Gary) (Entered: 12/12/2007)
02/27/2008	<u>55</u>	LETTER ORDER granting counsel's joint request for adjournment of status conference. Status Conference set for 5/6/2008 03:45 PM before Hon. Charles J. Siragusa. Signed by Hon. Charles J. Siragusa on 2/26/08. (KAP) (Entered: 02/27/2008)
03/27/2008	56	TEXT ORDER in response to Plaintiff's request in a letter dated March 26, 2008, a settlement conference is hereby scheduled for 2:45 p.m. on Friday, April 4, 2008. The conference will be held at Courtroom 1560, U.S. Courthouse, 100 State Street, Rochester, New York, 14614, (585) 613-4050, to discuss Plaintiffs concern about the repaired wheelchair in which he could be transported to outside medical care and his request that the wheelchair be replaced with one that is WC19 compliant. (Settlement Conference set for 4/4/2008 02:45 PM before Hon. Charles J. Siragusa.) Signed by Hon. Charles J. Siragusa on 3/26/08. (KAP) (Entered: 03/27/2008)
10/20/2008		NOTICE of Hearing: Status Conference set for 10/29/2008 03:45 PM before Hon. Charles J. Siragusa. (KAP) (Entered: 10/20/2008)
10/24/2008		NOTICE of Hearing: Status Conference set for 10/29/2008 03:00 PM before Hon. Charles J. Siragusa. PLEASE NOTE TIME CHANGE. DATE REMAINS THE SAME.(KAP) (Entered: 10/24/2008)
10/29/2008	57	Minute Entry for proceedings held before Hon. Charles J. Siragusa. Joan Magoolaghan appearing telephonically on behalf of plaintiffs. Gary Levine appearing on behalf of defendants. Status Conference held on 10/29/2008. Further Status Conference set for 11/7/2008 10:00 AM before Hon. Charles J. Siragusa. (Court Reporter FTR (raz).) (RAZ) (Entered: 10/31/2008)
11/07/2008	58	Minute Entry for proceedings held before Hon. Charles J. Siragusa: Telephone Conference held on 11/7/2008. Plaintiff's counsel to confer with experts and defendants' counsel and report back to court. Appearances: J. Magoolaghan, Esq. via telephone, G. Levine, Esq. (Court Reporter Digital Recording.) (MS) (Entered: 11/07/2008)
10/01/2009		NOTICE of Hearing: Status Conference set for 10/13/2009 03:45 PM before Hon. Charles J. Siragusa. Parties are given permission to appear telephonically. Court will initiate conference call.(KAP) (Entered: 10/01/2009)
10/13/2009	59	Minute Entry for proceedings held before Hon. Charles J. Siragusa: Joan Magoolaghan appearing via telephone on behalf of plaintiff. Gary Levine appearing via telephone on behalf of defendants. Telephone Conference held on 10/13/2009. Defense counsel to inquire about electric wheelchair and report back to court by letter on or before 10/16/09. Court sets control date of 11/20/09 with regard to proposed stipulation. (Court Reporter Karen Bush.) (KJA) (Entered: 10/14/2009)
11/06/2009	<u>60</u>	LETTER ORDER granting defendants' request for extension of time to 12/31/09 to respond to proposed settlement stipulation. Signed by Hon. Charles J. Siragusa on

		11/6/09. (KAP) (Entered: 11/06/2009)
03/02/2010		NOTICE of Hearing: Settlement Conference set for 3/25/2010 11:15 AM before Hon. Charles J. Siragusa. (KAP) (Entered: 03/02/2010)
03/02/2010		AMENDED NOTICE of Hearing: Settlement Conference set for 3/26/2010 02:45 PM before Hon. Charles J. Siragusa. (KAP) (Entered: 03/02/2010)
03/26/2010	61	Minute Entry for proceedings held before Hon. Charles J. Siragusa: Elizabeth Koob and Joan Magoolaghan appearing on behalf of plaintiff. Gary Levine appearing on behalf of defendants. Settlement Conference held in chambers on 3/26/2010. (Court Reporter Karen Bush.) (KJA) (Entered: 03/31/2010)
03/18/2011	<u>62</u>	*VACATED* ORDER TO SHOW CAUSE issued 3/18/2011 by the Clerk of Court pursuant to Local Rule 41.2 why this case should not be dismissed for failure to prosecute. Show Cause Response due by 4/18/2011.(SMO) Modified on 3/29/2011 (TO). (Entered: 03/18/2011)
03/28/2011	<u>63</u>	LETTER ORDER vacating <u>62</u> Order to Show Cause. Signed by Hon. Charles J. Siragusa on 3/25/11. (KAP) (Entered: 03/28/2011)
10/20/2011	<u>64</u>	STIPULATION AND ORDER OF SETTLEMENT. Signed by Hon. Charles J. Siragusa on 10/19/11. (KAP) (Entered: 10/20/2011)
10/20/2011	<u>65</u>	RULE 41 VOLUNTARY STIPULATION AND ORDER OF PARTIAL DISMISSAL SUBJECT TO CONDITIONS. Signed by Hon. Charles J. Siragusa on 10/19/11. (KAP) (Entered: 10/20/2011)
10/26/2011	<u>66</u>	ORDER. ORDERED, that the Clerk is directed to enter judgment in Shariff v. Poole, No. 05-CV-6504-CJS-JWF and close the Poole case; and it is furtherORDERED, that since Plaintiff has not settled his lawsuit in Shariff v. Goord, No. 05-CV-6504-CJS-JWF (W.D.N.Y.), that case remains open; and it is furtherORDERED, that counsel shall file the joint motion described in the Rule 41 Voluntary Stipulation within thirty days of this Order is docketed; and it is furtherORDERED, that the joint motion be accompanied by a proposed Order granting the same; and it is furtherORDERED, that any extension of time for the filing of a joint motion be made in writing to the Court prior to the expiration of the deadline set forth above pursuant to Federal Rule of Civil Procedure 6; and it is furtherORDERED, that Plaintiffs counsel notify the Court of any meetings convened as a result of paragraph 13 of the Rule 41 Voluntary Stipulation which may extend the time of the Courts supervision of the provisions of the Rule 41 Voluntary Stipulation beyond one year from October 18, 2011 pursuant to the terms of paragraph 16 of the Rule 41 Voluntary Stipulation; and it is furtherORDERED, that this case remain open for one year pursuant to the terms of the Rule 41 Voluntary Stipulation and that on October 19, 2012, this case will be closed by the Clerk without further order of the Court.. Signed by Hon. Charles J. Siragusa on 10/26/11. CLERK OF COURT TO FOLLOW UP.(KAP) (Entered: 10/26/2011)
10/26/2011	<u>67</u>	CORRECTED ORDER. ORDERED, that the Clerk is directed to enter judgment in Shariff v. Poole, No. 05-CV-6504-CJS-JWF and close the Poole case; and it is furtherORDERED, that since Plaintiff has not settled his lawsuit in Shariff v. Goord, No. 04-CV-6621-CJS-JWF (W.D.N.Y.), that case remains open; and it is furtherORDERED, that counsel shall file the joint motion described in the Rule 41 Voluntary Stipulation within thirty days of this Order is docketed; and it is furtherORDERED, that the joint motion be accompanied by a proposed Order granting the same; and it is furtherORDERED, that any extension of time for the filing of a joint motion be made in writing to the Court prior to the expiration of the deadline set forth above pursuant to Federal Rule of Civil Procedure 6; and it is furtherORDERED, that Plaintiffs counsel notify the Court of any meetings convened as a result of paragraph 13 of the Rule 41 Voluntary Stipulation which may extend the time of the Courts supervision of the provisions of the Rule 41 Voluntary Stipulation beyond one year from October 18, 2011 pursuant to the terms of paragraph 16 of the Rule 41 Voluntary Stipulation; and it is furtherORDERED, that this case remain open for one year pursuant to the terms of the Rule 41 Voluntary Stipulation and that on October 19, 2012, this case will be closed by the Clerk without further order of the Court. Signed by Hon. Charles J.

		Siragusa on 10/26/11. (KAP) (Entered: 10/26/2011)
05/21/2012	<u>68</u>	Report pursuant to paragraph 8 of the <u>65</u> Stipulation and Order (TO) (Entered: 05/22/2012)