

CLOSED,ECF,MAGCONSENT,PLRA,PRO-SE

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:11-cv-00176-JLC**

Medina et al v. Fischer et al
Assigned to: Magistrate Judge James L. Cott
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 01/04/2011
Date Terminated: 07/22/2014
Jury Demand: Defendant
Nature of Suit: 555 Prisoner: Prison
Condition
Jurisdiction: Federal Question

Plaintiff

Anthony Medina

99-A-2999
Wende Correctional Facility
P.O. Box 1187
Alden, NY 12733
*and on behalf of all others similarly
situated*

represented by **Asad Ismail Kudiya**
Paul, Weiss, Rifkind, Wharton &Garrison
LLP (NY)
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TERMINATED: 02/14/2013

Daniel Jonathan Kramer

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ATTORNEY TO BE NOTICED

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John Boston

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Veronica Vela
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Email: vvela@legal-aid.org
ATTORNEY TO BE NOTICED

Plaintiff

Peter Lopez
*and on behalf of all others similarly
situated*

represented by **Asad Ismail Kudiya**
(See above for address)
TERMINATED: 02/14/2013

Daniel Jonathan Kramer
(See above for address)
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Eric Alan Stone
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ATTORNEY TO BE NOTICED

John Boston
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ATTORNEY TO BE NOTICED

Katherine Kelly Fell
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ATTORNEY TO BE NOTICED

Marisa H Lenok
(See above for address)
ATTORNEY TO BE NOTICED

Milton Zelermyer
(See above for address)

Veronica Vela
(See above for address)

Plaintiff

Ling Loet
*and on behalf of all others similarly
situated*
TERMINATED: 03/09/2011

represented by **Ling Loet**
PRO SE

Plaintiff

Paul Ford
*and on behalf of all others similarly
situated*
TERMINATED: 04/30/2012

represented by **Paul Ford**
PRO SE

Plaintiff

Kelvin Curran

represented by **Asad Ismail Kudiya**
(See above for address)
TERMINATED: 02/14/2013

Daniel Jonathan Kramer
(See above for address)
ATTORNEY TO BE NOTICED

Eric Alan Stone
(See above for address)
ATTORNEY TO BE NOTICED

John Boston
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ATTORNEY TO BE NOTICED

Katherine Kelly Fell
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ATTORNEY TO BE NOTICED

Marisa H Lenok
(See above for address)
ATTORNEY TO BE NOTICED

Milton Zelermyer
(See above for address)

Veronica Vela
(See above for address)

Plaintiff

James Colantuono
*and on behalf of all others similarly
situated*
TERMINATED: 06/18/2014

represented by **Daniel Jonathan Kramer**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Eric Alan Stone
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Asad Ismail Kudiya
(See above for address)
TERMINATED: 02/14/2013

John Boston
(See above for address)
ATTORNEY TO BE NOTICED

Marisa H Lenok
(See above for address)
ATTORNEY TO BE NOTICED

Milton Zelermyer
(See above for address)

ATTORNEY TO BE NOTICED

Veronica Vela
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Darrius Reid
*and on behalf of all others similarly
situated*
TERMINATED: 04/30/2012

represented by **Darrius Reid**
PRO SE

Plaintiff

Kevin Jones

represented by **Kevin Jones**
PRO SE

Asad Ismail Kudiya
(See above for address)
TERMINATED: 02/14/2013

Daniel Jonathan Kramer
(See above for address)
TERMINATED: 04/21/2014

Eric Alan Stone
(See above for address)
TERMINATED: 04/21/2014

John Boston
(See above for address)
TERMINATED: 04/21/2014

Marisa H Lenok
(See above for address)
TERMINATED: 04/21/2014

Milton Zelermyer
(See above for address)
TERMINATED: 04/21/2014

Veronica Vela
(See above for address)
TERMINATED: 04/21/2014

Plaintiff

Ben Rawls
*and on behalf of all others similarly
situated*
TERMINATED: 03/09/2011

represented by **Ben Rawls**
PRO SE

Plaintiff

Warren Davis
*and on behalf of all others similarly
situated*

represented by **Asad Ismail Kudiya**
(See above for address)
TERMINATED: 02/14/2013

Daniel Jonathan Kramer
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ATTORNEY TO BE NOTICED

Eric Alan Stone
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ATTORNEY TO BE NOTICED

John Boston
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ATTORNEY TO BE NOTICED

Katherine Kelly Fell
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Marisa H Lenok
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ATTORNEY TO BE NOTICED

Milton Zelermyer
(See above for address)

Veronica Vela
(See above for address)

Plaintiff

Christopher Morrishaw
*and on behalf of all others similarly
situated*
TERMINATED: 06/19/2014

represented by **Asad Ismail Kudiya**
(See above for address)
TERMINATED: 02/14/2013

Daniel Jonathan Kramer
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Eric Alan Stone
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John Boston
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Milton Zelermyer
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ATTORNEY TO BE NOTICED

Veronica Vela
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Michael Smith
*and on behalf of all others similarly
situated*

represented by **Asad Ismail Kudiya**
(See above for address)
TERMINATED: 02/14/2013

Daniel Jonathan Kramer
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Eric Alan Stone
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John Boston
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Katherine Kelly Fell
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ATTORNEY TO BE NOTICED

Marisa H Lenok
(See above for address)
ATTORNEY TO BE NOTICED

Milton Zelermyer
(See above for address)

Veronica Vela
(See above for address)

V.

Movant

Martin Hodge

V.

Defendant

Brian Fischer

*Commissioner of the New York State
Department of Corrections and
Community Services*

represented by **Frederick Hongyee Wen**
Attorney General of the State of New
York
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New York, NY 10271
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Email: daniel.schulze@ag.ny.gov
ATTORNEY TO BE NOTICED

Defendant

Brian Fischer

*Commissioner; and on behalf of all others
similarly situated*
TERMINATED: 04/30/2012

Defendant

Lester L. Wright, MD.

*Chief Medical Officer/Deputy
Commissioner; Individually*
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Lester L. Wright, MD.

*Chief Medical Officer/Deputy
Commissioner; In his official capacity*
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Carl J. Koenigsmann, MD
*Chief Medical Officer/Deputy
Commissioner; Individually
TERMINATED: 04/30/2012*

represented by **Frederick Hongyee Wen**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Carl J. Koenigsmann, MD
*Chief Medical Officer/Deputy
Commissioner; In his official capacity
TERMINATED: 04/30/2012*

represented by **Frederick Hongyee Wen**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Lucy Buther
*ADA Coordinator of the New York State
Department of Corrections and
Community Services*

represented by **Frederick Hongyee Wen**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Daniel A. Schulze
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Lucy Buther
*American's with Disabilities Act
Coordinator; in her official capacity
TERMINATED: 04/30/2012*

Defendant

Robert Raymond
*American's with Disabilities Act
Coordinator; individually
TERMINATED: 04/30/2012*

Defendant

Robert Raymond
*American's with Disabilities Act
Coordinator; in his official capacity
TERMINATED: 04/30/2012*

Defendant

Kenneth S. Perlman
*Deputy Commissioner for Programs;
individually
TERMINATED: 04/30/2012*

represented by **Frederick Hongyee Wen**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Kenneth S. Perlman
*Deputy Commissioner for Programs; in
his official capacity
TERMINATED: 04/30/2012*

represented by **Frederick Hongyee Wen**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

James Walsh
*Superintendent; individually
TERMINATED: 04/30/2012*

represented by **Frederick Hongyee Wen**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

James Walsh
Superintendent; in his official capacity
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Leslie Malin
Deputy Superintendent for Programs; in
individually
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Leslie Malin
Deputy Superintendent for Programs; in
her official capacity
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Lynn J. Lilley
Deputy Superintendent for
Administration; individually
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Lynn J. Lilley
Deputy Superintendent for
Administration; in her official capacity
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Lisa Chenel
Senior Correction Counselor/Sensorial
Disabled Program Supervisor;
individually
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Lisa Chenel
Senior Correction Counselor/Sensorial
Disabled Program Supervisor; in her
official capacity
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Peter Cohen
Social Studies Teacher/Seniorial Disabled
Program Instructor/Teacher; individually
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Peter Cohen
Social Studies Teacher/Seniorial Disabled
Program Instructor/Teacher; in his
official capacity
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

June Yvette Gatewood
Correction Counselor/Sensorial Disabled

represented by **Frederick Hongyee Wen**
(See above for address)

Unit Counselor; individually
TERMINATED: 04/30/2012

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

June Yvette Gatewood
Correction Counselor/Sensorial Disabled
Unit Counselor; in her official capacity
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Wladyslaw Sidorowicz, MD
Facility Health Service Director;
individually
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Wladyslaw Sidorowicz, MD
Facility Health Service Director; in her
official capacity
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Brian Villegas
Correction Officer/Law Library
Supervisor; individually
TERMINATED: 03/10/2011

Defendant

Brian Villegas
Correction Officer/Law Library
Supervisor; in his official capacity
TERMINATED: 03/10/2011

Defendant

New York Department of Correctional Services
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

New York State Office of Mental Health
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

New York State Division of Parole
TERMINATED: 04/30/2012

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

The New York State Department of Corrections and Community Services

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel A. Schulze
(See above for address)

ATTORNEY TO BE NOTICED

Defendant

Patrick J. Griffin
Superintendent of Sullivan Correctional Facility

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel A. Schulze
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Darrowd Cunningham
Deputy Superintendent of Programs for Sullivan Correctional Facility

represented by **Frederick Hongyee Wen**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel A. Schulze
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Christopher Karson
Assistant Deputy Superintendent of Programs for Sullivan Correctional Facility

represented by **Frederick Hongyee Wen**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel A. Schulze
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Dale Artus
Superintendent of Wende Correctional Facility

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel A. Schulze
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Karen Crowley
Deputy Superintendent of Programs for Wende Correctional Facility

represented by **Frederick Hongyee Wen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel A. Schulze
(See above for address)
ATTORNEY TO BE NOTICED

Miscellaneous

Daphne Ford
guardian ad litem for plaintiff, Paul Ford, for the limited purpose of making decisions

Date Filed	#	Docket Text
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01/04/2011	<u>1</u>	COMPLAINT against Lucy Buther(American's with Disabilities Act Coordinator; in her official capacity), Lucy Buther(American's with Disabilities Act Coordinator; individually), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; in his official capacity), Brian Fischer(Commissioner; and on behalf of all others similarly situated), Brian Fischer(Commissioner; Individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity), Carl J. Koenigsmann, MD, Carl J. Koenigsmann, MD, Lynn J. Lilley(Deputy Superintendent for Administration; individually), Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity), Leslie Malin(Deputy Superintendent for Programs; individually), Leslie Malin(Deputy Superintendent for Programs; in her official capacity), New York Department of Correctional Services, New York State Division of Parole, New York State Office of Mental Health, Kenneth S. Perlman(Deputy Commissioner for Programs; in his official capacity), Kenneth S. Perlman(Deputy Commissioner for Programs; individually), Robert Raymond(American's with Disabilities Act Coordinator; individually), Robert Raymond(American's with Disabilities Act Coordinator; in his official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; in her official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; individually), Brian Villegas(Correction Officer/Law Library Supervisor; in his official capacity), Brian Villegas(Correction Officer/Law Library Supervisor; individually), James Walsh(Superintendent; in his official capacity), James Walsh(Superintendent; individually), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; In his official capacity), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; Individually). Reply required under Prison Litigation Reform Act Section 7(2)(g)(2). Document filed by Darrius Reid, Peter Lopez, Anthony Medina, Warren Davis, Christopher Morrishaw, James Colantuono, Ling Loet, Ben Rawls, Michael Smith, Kevin Jones, Paul Ford, Kelvin Corran. (Attachments: # <u>1</u> part 2, # <u>2</u> part 3)(mro) (Entered: 01/14/2011)
01/04/2011		Case Designated PLRA purs. to Prison Litigation Reform Act Section 7(2)(g)(2). (mro) (Entered: 01/14/2011)
01/04/2011	<u>2</u>	MOTION to Proceed In forma Pauperis and supporting affirmation .Document filed by Peter Lopez.(mro) Modified on 1/19/2011 (mro). (Entered: 01/19/2011)
01/04/2011	<u>3</u>	MOTION to Proceed In forma Pauperis and supporting affirmation .Document filed by James Colantuono.(mro) Modified on 1/19/2011 (mro). (Entered: 01/19/2011)
01/04/2011	<u>5</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Anthony Medina.(mro) (Entered: 01/19/2011)
01/04/2011	<u>6</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Kelvin Corran.(mro) (Entered: 01/19/2011)
01/04/2011	<u>7</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Warren Davis.(mro) (Entered: 01/19/2011)
01/04/2011	<u>8</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Michael Smith.(mro) (Entered: 01/19/2011)
01/04/2011	<u>9</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Kevin Jones.(mro) (Entered: 01/19/2011)
01/04/2011	<u>10</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Darrius Reid.(mro) (Entered: 01/19/2011)
01/04/2011	<u>11</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Christopher Morrishaw.(mro) (Entered: 01/19/2011)
01/04/2011	<u>12</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Ling Loet.(mro) (Entered: 01/19/2011)

01/04/2011	<u>13</u>	MOTION to Proceed In forma Pauperis and supporting affirmation. Document filed by Paul Ford.(mro) (Entered: 01/19/2011)
01/19/2011	<u>4</u>	ORDER DIRECTING PAYMENT OF FEE OR IFP APPLICATION & PRISONER AUTHORIZATION: Plaintiffs are directed to render payment of the filing fee or each submit an IFP application & Prisoner Authorization to this Court's <i>Pro Se</i> Office within thirty (30) days of the date of this Order. The Clerk of Court is directed to assign this matter to my docket. The Clerk of Court is directed to mail to each Plaintiff a copy of this Order. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from this Order would not be taken in good faith, and therefore <i>in forma pauperis</i> status is denied for the purpose of an appeal. See <u>Coppedge v. United States</u> , 369 U.S. 438, 444-45 (1962). Filing Fee due by 2/18/2011. In Forma Pauperis (IFP) Application due by 2/18/2011. Prisoner Authorization Form due by 2/18/2011. (Signed by Judge Loretta A. Preska on 1/19/2011) (Attachments: # <u>1</u> IFP, # <u>2</u> Prisoner Authorization)(ees). (Entered: 01/19/2011)
01/19/2011		NOTICE OF CASE ASSIGNMENT – SUA SPONTE to Judge Loretta A. Preska. Judge Unassigned is no longer assigned to the case. (ees) (Entered: 01/19/2011)
01/20/2011		Order Mailed with IFP Application and PLRA Form: Order mailed with IFP Application and PLRA Form on 01/20/2011 by Pro se Office. (vj) (Entered: 01/20/2011)
01/25/2011		Order and IFP Application Mailed with PLRA Form: Order and IFP Application mailed with PLRA Form on 01/25/2011 to Plaintiffs Peter Lopez, Ling Loet, Paul Ford, James Colantuono, Darrius Reid, Ben Rawls, Warren Davis, Christopher Morrishaw, Kevin Jones and Michael Smith. (vj) (Entered: 01/25/2011)
02/02/2011	<u>15</u>	ORDER DIRECTING PRISONER AUTHORIZATION: Plaintiffs are directed to pay the \$350.00 filin fee or, in the alternative, to each submit a completed and signed Prisoner Authorization Form to this Court's <i>Pro Se</i> Office within thirty (30) days of the date of this Order. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from this Order would not be taken in good faith, and therefore <i>in forma pauperis</i> status is denied for the purpose of an appeal. See <u>Coppedge v. United States</u> , 369 U.S. 438, 444-45 (1962). Prisoner Authorization Form due by 3/4/2011. (Signed by Judge Loretta A. Preska on 2/2/2011) (Attachments: # <u>1</u> Prisoner Authorization)(ees) (Entered: 02/02/2011)
02/04/2011		Order and PLRA Form Mailed: Order and PLRA Form mailed on 02/04/2011 to plaintiff by Pro se Office. (vj) (Entered: 02/04/2011)
02/09/2011	<u>17</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Kevin Jones.(mbe) (Entered: 02/09/2011)
02/09/2011	<u>18</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Michael Smith.(mbe) (Entered: 02/09/2011)
02/09/2011	<u>19</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Christopher Morrishaw.(mbe) (Entered: 02/09/2011)
02/09/2011	<u>20</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Warren Davis.(mbe) (Entered: 02/09/2011)
02/09/2011	<u>21</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Darrius Reid.(mbe) (Entered: 02/09/2011)
02/09/2011	<u>22</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Peter Lopez.(mbe) (Entered: 02/09/2011)
02/09/2011	<u>23</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Paul Ford.(mbe) (Entered: 02/09/2011)
02/09/2011	<u>24</u>	DECLARATION of Ling Loet. Document filed by Ling Loet. (mbe) (Entered: 02/10/2011)
02/09/2011	<u>28</u>	DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Anthony Medina.(mro) (Entered: 02/17/2011)

02/09/2011	<u>29</u>	DECLARATION of Ben Rawls. Document filed by Ben Rawls. (mro) (Entered: 02/17/2011)
02/09/2011	<u>30</u>	DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Anthony Medina.(mro) (Entered: 02/24/2011)
02/14/2011	<u>26</u>	PLRA form received by the Pro Se office on February 16, 2011. Document filed by James Colantuono. (jnm) (Entered: 02/16/2011)
02/15/2011	<u>27</u>	PLRA form received by the Pro Se office on February 15, 2011. Document filed by Kelvin Corran. (jnm) (Entered: 02/16/2011)
02/22/2011	<u>33</u>	AFFIDAVIT of Ben Rawls. Document filed by Ben Rawls. (mro) (Entered: 03/02/2011)
03/01/2011	<u>31</u>	MEMO ENDORSEMENT on re: <u>30</u> Declaration in Support of I.F.P. ENDORSEMENT: Granted. So Ordered. (Signed by Judge Loretta A. Preska on 3/1/2011) (jfe) (Entered: 03/01/2011)
03/09/2011	<u>34</u>	ORDER granting <u>2</u> Motion to Proceed In forma Pauperis ; granting <u>3</u> Motion to Proceed In forma Pauperis ; granting <u>6</u> Motion to Proceed In forma Pauperis ; granting <u>7</u> Motion to Proceed In forma Pauperis ; granting <u>8</u> Motion to Proceed In forma Pauperis ; granting <u>9</u> Motion to Proceed In forma Pauperis ; granting <u>10</u> Motion to Proceed In forma Pauperis ; granting <u>11</u> Motion to Proceed In forma Pauperis ; withdrawing <u>12</u> Motion ; granting <u>13</u> Motion to Proceed In forma Pauperis. The Court grants Plaintiffs Ling Loet's and Ben Rawls's request to withdraw from this action pursuant to Rule 41(a) of the Federal Rules of Civil Procedure. The Clerk of Court is directed not to charge Plaintiffs Ling Loet and Ben Rawls any portion of the \$350.00 filing fee for this action, and the Warden or Superintendent having custody of Plaintiffs Ling Loet and Ben Rawls is directed to suspend any previously authorized monetary deduction from Plaintiff Ling Loet's and Ben Rawls's prison trust accounts for this lawsuit. Furthermore, this action as it pertains to Plaintiffs Anthony Medina, Peter Lopez, Paul Ford, Kevin Corran, James Colantuono, Darrius Reid, Kevin Jones, Warren Davis, Christopher Morrishaw and Michael Smith shall proceed. The Court grants Plaintiffs' request to proceed in forma pauperis and directs the Clerk of Court to reassign this case to a district judge in accordance with the procedures of the Clerk's Office. The Court certifies, pursuant to 28 U.S.C. 1915(a)(3), that any appeal from this Order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. (Signed by Judge Loretta A. Preska on 3/9/2011) (mro) (Entered: 03/10/2011)
03/09/2011		Transmission to Case Assignment Clerk. Transmitted re: <u>34</u> Order on Motion for Miscellaneous Relief to the Case Assignment Clerk for preparation of notice of case assignment/reassignment. (mro) (Entered: 03/10/2011)
03/10/2011	<u>35</u>	NOTICE OF CASE REASSIGNMENT to Judge Loretta A. Preska. Judge Loretta A. Preska is no longer assigned to the case. (sjo) (Entered: 03/11/2011)
03/10/2011		Magistrate Judge James L. Cott is so designated. (sjo) (Entered: 03/11/2011)
03/10/2011	<u>37</u>	AMENDED COMPLAINT amending <u>1</u> PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint against Lucy Buther(American's with Disabilities Act Coordinator; in her official capacity), Lucy Buther(American's with Disabilities Act Coordinator; individually), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; in his official capacity), Brian Fischer(Commissioner; and on behalf of all others similarly situated), Brian Fischer(Commissioner; Individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity), Carl J. Koenigmann, MD, Carl J.

		Koenigsmann, MD, Lynn J. Lilley(Deputy Superintendent for Administration; individually), Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity), Leslie Malin(Deputy Superintendent for Programs; individually), Leslie Malin(Deputy Superintendent for Programs; in her official capacity), New York Department of Correctional Services, New York State Division of Parole, New York State Office of Mental Health, Kenneth S. Perlman(Deputy Commissioner for Programs; in his official capacity), Kenneth S. Perlman(Deputy Commissioner for Programs; individually), Robert Raymond(American's with Disabilities Act Coordinator; individually), Robert Raymond(American's with Disabilities Act Coordinator; in his official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; in her official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; individually), James Walsh(Superintendent; in his official capacity), James Walsh(Superintendent; individually), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; In his official capacity), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; Individually). Document filed by Darius Reid, Peter Lopez, Anthony Medina, Warren Davis, Christopher Morrishaw, James Colantuono, Michael Smith, Kevin Jones, Paul Ford, Kelvin Corran. Related document: <u>1</u> PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint filed by Kelvin Corran, Darius Reid, Christopher Morrishaw, James Colantuono, Paul Ford, Ling Loet, Peter Lopez, Michael Smith, Ben Rawls, Warren Davis, Anthony Medina, Kevin Jones. (Attachments: # <u>1</u> part 2, # <u>2</u> part 3)(mro) (Entered: 03/14/2011)
03/11/2011		Mailed notice re: <u>35</u> Notice of Case Assignment/Reassignment to the attorney(s) of record. (sjo) (Entered: 03/11/2011)
03/16/2011	<u>40</u>	UNSIGNED ORDER TO SHOW CAUSE and TEMPORARY RESTRAINING ORDER filed by the plaintiffs.(mro) (Entered: 03/24/2011)
03/21/2011	<u>39</u>	ORDER: The Clerk of Court is directed to issue a Summons in this action and prepare and forward the necessary papers to the United States Marshal for service of the Summons and Amended Complaint upon the Defendants. The United States Marshal is also directed to serve a courtesy copy of the Summons and Amended Complaint on the Attorney General of the State of New York. The Clerk shall also serve a copy of this Order on Plaintiffs. (Signed by Judge Loretta A. Preska on 3/21/2011) (jar) (Entered: 03/21/2011)
03/25/2011		SUMMONS ISSUED as to Lucy Buther(American's with Disabilities Act Coordinator; in her official capacity), Lucy Buther(American's with Disabilities Act Coordinator; individually), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; in his official capacity), Brian Fischer(Commissioner; and on behalf of all others similarly situated), Brian Fischer(Commissioner; Individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity), Carl J. Koenigsmann, MD, Carl J. Koenigsmann, MD, Lynn J. Lilley(Deputy Superintendent for Administration; individually), Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity), Leslie Malin(Deputy Superintendent for Programs; individually), Leslie Malin(Deputy Superintendent for Programs; in her official capacity), New York Department of Correctional Services, New York State Division of Parole, New York State Office of Mental Health, Kenneth S. Perlman(Deputy Commissioner for Programs; in his official capacity), Kenneth S. Perlman(Deputy Commissioner for Programs; individually), Robert Raymond(American's with Disabilities Act Coordinator; individually), Robert Raymond(American's with Disabilities Act Coordinator; in his official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; in her official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; individually), James

		Walsh(Superintendent; in his official capacity), James Walsh(Superintendent; individually), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; In his official capacity), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; Individually). (vj) (Entered: 03/25/2011)
03/25/2011		FRCP 4 Service Package Hand Delivered to U.S.M.: Package hand delivered to U.S.M. on 3/25/2011 per the instructions of Judge Loretta A. Preska. See <u>39</u> Order,. (vj) (Entered: 03/25/2011)
03/29/2011		***DELETED DOCUMENT. Deleted document number 41 PRO SE MEMORANDUM. The document was incorrectly filed in this case. (tro) (Entered: 04/19/2011)
03/29/2011		***DELETED DOCUMENT. Deleted document number 42 PRO SE MEMORANDUM. The document was incorrectly filed in this case. (tro) (Entered: 04/19/2011)
04/27/2011	<u>56</u>	MOTION for an order permitting the Plaintiffs to communicate with each other, and directing the Defendants to provide Plaintiff Medina with access to auxiliary devices and services. Document filed by James Colantuono.(ae) (Entered: 06/08/2011)
05/05/2011	42	NOTICE OF APPEARANCE by Frederick Hongyee Wen on behalf of Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; in his official capacity), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity), Carl J. Koenigsmann, MD, Carl J. Koenigsmann, MD, Lynn J. Lilley(Deputy Superintendent for Administration; individually), Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity), Leslie Malin(Deputy Superintendent for Programs; individually), Leslie Malin(Deputy Superintendent for Programs; in her official capacity), New York Department of Correctional Services, New York State Division of Parole, New York State Office of Mental Health, Kenneth S. Perlman(Deputy Commissioner for Programs; in his official capacity), Kenneth S. Perlman(Deputy Commissioner for Programs; individually), Wladyslaw Sidorowicz, MD(Facility Health Service Director; in her official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; individually), James Walsh(Superintendent; in his official capacity), James Walsh(Superintendent; individually), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; In his official capacity), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; Individually) (mbe) (Entered: 05/06/2011)
05/10/2011	<u>43</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Frederick H. Wen dated 5/4/2011 re: Counsel respectfully request a 90 day extension to respond to the amended complaint by answer or motion until 8/5/11. ENDORSEMENT: So Ordered. (Signed by Judge Loretta A. Preska on 5/10/2011) Copies mailed by Chambers. (jfe) Modified on 5/13/2011 (jfe). (Entered: 05/10/2011)
05/12/2011	44	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; In his official capacity) served on 4/26/2011, answer due 5/17/2011; Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; Individually) served on 4/26/2011, answer due 5/17/2011. Service was accepted by MAIL. Document filed by Darrius Reid; Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Ling Loet; Ben Rawls; Michael Smith; Kevin Jones; Paul Ford; Kelvin Corran. (js) (Entered: 05/19/2011)
05/12/2011	45	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. James Walsh(Superintendent; in his official capacity) served on 4/29/2011, answer due 5/20/2011; James Walsh(Superintendent; individually) served on 4/29/2011, answer due 5/20/2011. Service was accepted by MAIL. Document filed by Darrius Reid; Peter Lopez;

		Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Ling Loet; Ben Rawls; Michael Smith; Kevin Jones; Paul Ford; Kelvin Corran. (js) (Entered: 05/19/2011)
05/12/2011	46	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; individually) served on 4/13/2011, answer due 5/4/2011; June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity) served on 4/13/2011, answer due 5/4/2011. Service was accepted by MAIL. Document filed by Darrius Reid; Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Ling Loet; Ben Rawls; Michael Smith; Kevin Jones; Paul Ford; Kelvin Corran. (js) (Entered: 05/19/2011)
05/12/2011	47	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Leslie Malin(Deputy Superintendent for Programs; individually) served on 4/13/2011, answer due 5/4/2011; Leslie Malin(Deputy Superintendent for Programs; in her official capacity) served on 4/13/2011, answer due 5/4/2011. Service was accepted by MAIL. Document filed by Darrius Reid; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Ling Loet; Ben Rawls; Michael Smith; Kevin Jones; Paul Ford; Kelvin Corran. (js) (Entered: 05/19/2011)
05/12/2011	48	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Peter Cohen(Social Studies Teacher/Senorial Disabled Program Instructor/Teacher; individually) served on 4/13/2011, answer due 5/4/2011; Peter Cohen(Social Studies Teacher/Senorial Disabled Program Instructor/Teacher; in his official capacity) served on 4/13/2011, answer due 5/4/2011. Service was accepted by MAIL. Document filed by Darrius Reid; Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Ling Loet; Ben Rawls; Michael Smith; Kevin Jones; Paul Ford; Kelvin Corran. (js) (Entered: 05/19/2011)
05/12/2011	49	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Wladyslaw Sidorowicz, MD(Facility Health Service Director; in her official capacity) served on 4/14/2011, answer due 5/5/2011; Wladyslaw Sidorowicz, MD(Facility Health Service Director; individually) served on 4/14/2011, answer due 5/5/2011. Service was accepted by MAIL. Document filed by Darrius Reid; Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Ling Loet; Ben Rawls; Michael Smith; Kevin Jones; Paul Ford; Kelvin Corran. (js) (Entered: 05/19/2011)
05/12/2011	50	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity) served on 4/15/2011, answer due 5/6/2011; Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually) served on 4/15/2011, answer due 5/6/2011. Service was accepted by MAIL. Document filed by Darrius Reid; Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Ling Loet; Ben Rawls; Michael Smith; Kevin Jones; Paul Ford; Kelvin Corran. (js) (Entered: 05/19/2011)
05/12/2011	51	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. New York Department of Correctional Services served on 4/26/2011, answer due 5/17/2011. Service was made by MAIL. (js) (Entered: 06/06/2011)
05/12/2011	53	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Carl J. Koenigsmann, MD served on 4/12/2011, answer due 5/3/2011; Carl J. Koenigsmann, MD served on 4/12/2011, answer due 5/3/2011. Service was made by MAIL. (js) (Entered: 06/06/2011)
05/12/2011	54	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Brian Fischer(Commissioner; and on behalf of all others similarly situated) served on 4/18/2011, answer due

		5/9/2011; Brian Fischer(Commissioner; Individually) served on 4/18/2011, answer due 5/9/2011. Service was made by MAIL. (js) (Entered: 06/06/2011)
05/12/2011	55	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. New York State Division of Parole served on 4/20/2011, answer due 5/11/2011. Service was made by MAIL. (js) (Entered: 06/06/2011)
05/12/2011	57	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Lynn J. Lilley(Deputy Superintendent for Administration; individually) served on 4/14/2011, answer due 5/5/2011; Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity) served on 4/14/2011, answer due 5/5/2011. Service was made by MAIL. (js) (Entered: 06/10/2011)
05/22/2011	52	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint,,,,,,,,,,,,, served. Kenneth S. Perlman(Deputy Commissioner for Programs; in his official capacity) served on 4/26/2011, answer due 5/17/2011; Kenneth S. Perlman(Deputy Commissioner for Programs; individually) served on 4/26/2011, answer due 5/17/2011. Service was made by MAIL. (js) (Entered: 06/06/2011)
06/07/2011		FRCP 4 (Information Package Mailed) to plaintiff at the address noted on the complaint/court's docket on 6/7/2011 via Federal Express AIRBILL # 874803493080. The service package included: a copy of the summons, a copy of the (IFP), change of address postcards, instructions on how to file a motion and opposition, instructions on filing an amended complaint, application for counsel, a consent to proceed before a Magistrate Judge, and affirmation of service forms. (vj) (Entered: 06/07/2011)
06/21/2011	58	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint, PLRA Sec. 7(2)(g)(2) Complaint served. New York State Office of Mental Health served on 4/29/2011, answer due 5/20/2011. Service was accepted by mail. Document filed by Anthony Medina. (pl) (Entered: 06/27/2011)
06/30/2011	<u>59</u>	ORDER, the Clerk of Court is directed to serve a copy of the letter and motion on the Attorney General of the State of New York. The Attorney General of the State of New York is directed to respond to Plaintiff Medina's letter and motion to address the issues raised by August 5,2011. (Signed by Judge Loretta A. Preska on 6/30/11) Copies Mailed By Chambers. (pl) (Entered: 07/01/2011)
06/30/2011		Transmission to Docket Assistant Clerk. Transmitted re: <u>59</u> Order, Set Deadlines, to the Docket Assistant Clerk for case processing. (pl) (Entered: 07/01/2011)
06/30/2011		Mailed a copy of <u>56</u> MOTION, 41 Letter to Attorney General of the State of NY Eric T. Schneiderman by Certified Mail # 7001 2510 0008 7682 4988 with Return Receipt Requested. (eef) (Entered: 07/01/2011)
08/08/2011	<u>60</u>	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial (includes scheduling, discovery, non-dispositive pretrial motions, and settlement). Referred to Magistrate Judge James L. Cott. Motions referred to James L. Cott. (Signed by Judge Loretta A. Preska on 8/5/11) (rjm) (Entered: 08/08/2011)
08/08/2011	<u>61</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Frederick H. Wen dated 8/5/11 re: I respectfully request a brief three-day extension to respond to the amended complaint and to plaintiff Medina's motion until August 10, 2011. ENDORSEMENT: Application granted. So ordered. Lisa Chenel (Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity) answer due 8/10/2011; Lisa Chenel (Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually) answer due 8/10/2011; Peter Cohen(Social Studies Teacher/Senorial Disabled Program

		Instructor/Teacher; individually) answer due 8/10/2011; Peter Cohen (Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; in his official capacity) answer due 8/10/2011; June Yvette Gatewood (Correction Counselor/Sensorial Disabled Unit Counselor; individually) answer due 8/10/2011; June Yvette Gatewood (Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity) answer due 8/10/2011; Carl J. Koenignmann, MD answer due 8/10/2011; Carl J. Koenigsmann, MD answer due 8/10/2011; Lynn J. Lilley (Deputy Superintendent for Administration; individually) answer due 8/10/2011; Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity) answer due 8/10/2011; Leslie Malin (Deputy Superintendent for Programs; individually) answer due 8/10/2011; Leslie Malin (Deputy Superintendent for Programs; in her official capacity) answer due 8/10/2011; New York Department of Correctional Services answer due 8/10/2011; New York State Division of Parole answer due 8/10/2011; New York State Office of Mental Health answer due 8/10/2011; Kenneth S. Perlman (Deputy Commissioner for Programs; in his official capacity) answer due 8/10/2011; Wladyslaw Sidorowicz, MD (Facility Health Service Director; in her official capacity) answer due 8/10/2011; Wladyslaw Sidorowicz, MD (Facility Health Service Director; individually) answer due 8/10/2011; James Walsh (Superintendent; in his official capacity) answer due 8/10/2011; James Walsh (Superintendent; individually) answer due 8/10/2011; Lester L. Wright, MD (Chief Medical Officer/Deputy Commissioner; In his official capacity) answer due 8/10/2011; Lester L. Wright, MD (Chief Medical Officer/Deputy Commissioner; Individually) answer due 8/10/2011. (Responses due by 8/10/2011). (Signed by Judge William H. Pauley, III on 8/8/11) (rjm) (Entered: 08/08/2011)
08/10/2011	62	NOTICE OF DEFENDANTS' MOTION TO DISMISS THE AMENDED COMPLAINT. Document filed by Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; in his official capacity), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity), Carl J. Koenignmann, MD, Carl J. Koenigsmann, MD, Lynn J. Lilley(Deputy Superintendent for Administration; individually), Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity), Leslie Malin(Deputy Superintendent for Programs; individually), Leslie Malin(Deputy Superintendent for Programs; in her official capacity), New York Department of Correctional Services, New York State Division of Parole, New York State Office of Mental Health, Kenneth S. Perlman(Deputy Commissioner for Programs; in his official capacity), Kenneth S. Perlman(Deputy Commissioner for Programs; individually), Wladyslaw Sidorowicz, MD(Facility Health Service Director; in her official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; individually), James Walsh(Superintendent; in his official capacity), James Walsh(Superintendent; individually), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; In his official capacity), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; Individually).(lmb) (Entered: 08/11/2011)
08/10/2011	63	DECLARATION of Frederick H. Wen in Support re: 62 NOTICE OF DEFENDANTS' MOTION TO DISMISS THE AMENDED COMPLAINT. (lmb) (Entered: 08/11/2011)
08/10/2011	64	MEMORANDUM OF LAW in Support re: 62 NOTICE OF DEFENDANTS' MOTION TO DISMISS THE AMENDED COMPLAINT. Document filed by Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; in her official capacity), Lisa Chenel(Senior Correction Counselor/Sensorial Disabled Program Supervisor; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; individually), Peter Cohen(Social Studies Teacher/Seniorial Disabled Program Instructor/Teacher; in his official capacity), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; individually), June Yvette Gatewood(Correction Counselor/Sensorial Disabled Unit Counselor; in her official capacity), Carl J. Koenignmann, MD, Carl J.

		Koenigsmann, MD, Lynn J. Lilley(Deputy Superintendent for Administration; individually), Lynn J. Lilley (Deputy Superintendent for Administration; in her official capacity), Leslie Malin(Deputy Superintendent for Programs; individually), Leslie Malin(Deputy Superintendent for Programs; in her official capacity), New York Department of Correctional Services, New York State Division of Parole, New York State Office of Mental Health, Kenneth S. Perlman(Deputy Commissioner for Programs; in his official capacity), Kenneth S. Perlman(Deputy Commissioner for Programs; individually), Wladyslaw Sidorowicz, MD(Facility Health Service Director; in her official capacity), Wladyslaw Sidorowicz, MD(Facility Health Service Director; individually), James Walsh(Superintendent; in his official capacity), James Walsh(Superintendent; individually), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; In his official capacity), Lester L. Wright, MD(Chief Medical Officer/Deputy Commissioner; Individually). (lmb) (Entered: 08/11/2011)
08/19/2011	<u>65</u>	ORDER: On April 27, 2011, Plaintiff Anthony Medina submitted a letter and motion to the Court seeking placement in the Sensorially Disabled Unit at Wende Correctional Facility, access to auxiliary devices and services while in segregation, and permission to communicate in writing with co-Plaintiffs in this action. Defendants submitted a letter response to the Honorable Loretta A. Preska on August 11, 2011. Plaintiffs are hereby directed to submit a reply to the Court no later than September 12, 2011. Plaintiffs are advised to submit all filings and correspondence to the Pro Se Office at the United States Courthouse, 500 Pearl Street, Room 230, New York, New York 10007 (Telephone: (212) 805-0175). (Signed by Magistrate Judge James L. Cott on 8/19/2011) Copies Mailed By Chambers. (jfe) (Entered: 08/19/2011)
09/01/2011	<u>66</u>	Letter addressed to Judge Loretta A. Preska from Frederick H. Wen dated 8/10/11 re: Counsel for the defendants requests that plaintiff Medina's letter and motion seeking injunctive relief should be dismissed as moot, with respect to his request for reasonable accommodations and SDU transfer request because he is expected to be moved to the block for disabled inmates at Wende, and denied as premature or meritless because he has yet to exhaust his available administrative remedies via Directive #4422, with respect to his request for permission to communicate with his co-plaintiffs.(mro) (Entered: 09/02/2011)
09/01/2011	<u>67</u>	Letter addressed to Judge Loretta A. Preska from Anthony Medina dated 8/8/11 re: Plaintiff is in receipt of defense counsel's 8/5/11 letter to the court in which an extension is requested to respond to the complaint and respond to this motion. He is unable to challenge counsel's request because he was served by ordinary first class mail. Document filed by Anthony Medina.(mro) (Entered: 09/02/2011)
09/16/2011	<u>68</u>	ORDER: Plaintiffs' time to respond to the pending motion to dismiss is adjourned to December 16,2011. Mr. Boston shall inform the Court prior thereto as to whether the Legal Aid Society will undertake representation of plaintiffs. (Set Deadlines/Hearing as to 62 MOTION to Dismiss. :(Responses due by 12/16/2011) (Signed by Judge Loretta A. Preska on 9/16/2011) Copies Mailed By Chambers. (jfe) (Entered: 09/16/2011)
09/27/2011		Received Return Receipt of <u>56</u> MOTION, 41 Letter as to Attorney General of the State of NY Eric T. Schneiderman, which was served by Certified Mail # 7001 2510 0008 7682 4988, on 7/5/2011. (eef) (Entered: 09/27/2011)
10/05/2011	<u>73</u>	MOTION to enlarge the print on all documents remitted to him by the Court and defendants. Document filed by Anthony Medina.(mro) (Entered: 10/17/2011)
10/14/2011	<u>71</u>	ORDER: On October 3, 2011, the Court received Plaintiffs' undated "Motion to Enlarge the Print on All Documents Remitted to Him by the Court and Defendants." Plaintiffs have not submitted any proof of service such as an affirmation or affidavit of service verifying that the motion was served on Defendants. The Pro Se Office is directed to send the motion to Defendants.Plaintiffs are reminded that they must serve all submissions to the Court on Defendants, and proof of service must accompany any such submissions to the Court. Plaintiffs are also advised to submit all filings and correspondence to the Pro Se Office at the United States Courthouse, 500 Pearl Street, Room 230, New York, New York 10007 (Telephone: (212) 805-0175). (copy forwarded to the

		Pro Se Office) (Signed by Magistrate Judge James L. Cott on 10/14/2011) Copies Mailed By Chambers. (cd) (Entered: 10/14/2011)
11/07/2011	<u>75</u>	MOTION for Preliminary Injunction. Document filed by Anthony Medina.(msa) (Entered: 11/08/2011)
11/29/2011	<u>76</u>	ORDER: Plaintiffs' time to respond to the Defendant's motion to dismiss is extended until January 16, 2012, subject to further extension, if required. Defendants shall show cause in writing no later than December 16, in papers in 32 font or 28 bold font, 1) why Plaintiffs should not receive all papers from Defendants in that size print, 2) why Plaintiffs should not have daily access to the Resource Room or to devices similar to those described by Plaintiff Medina in his Declaration dated November 2, 2011 [dkt. no. 75] to assist in reading and communicating, and 3) why Plaintiffs should not be permitted to communicate with each other in writing about this action. Plaintiffs' reply papers shall be served no later than January 16, 2012. (Responses due by 1/16/2012) (Signed by Judge Loretta A. Preska on 11/29/2011) Copies Mailed By Chambers To Plaintiff. (ab) (Entered: 11/29/2011)
12/05/2011	<u>77</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from John Boston dated 12/2/2011 re: Counsel writes to inform the Court of the status of this matter pursuant to the Court's order of September 16, 2011. ENDORSEMENT: The Court has extended the time for plaintiffs to respond to the motion but expects a decision from the legal aid society before December 16, as counsel requested. Copies Mailed By Chambers. (Signed by Judge Loretta A. Preska on 12/5/2011) (jfe) Modified on 12/21/2011 (jfe). (Entered: 12/06/2011)
12/06/2011	<u>78</u>	ORDER: it is ordered that the Attorney General shall ascertain the addresses where these Defendants maybe served. The Attorney General shall provide this information to Plaintiffs and the Court no later than January 6, 2012 or, if they are employed by DOCS (or another state entity), to accept service on their behalf. Once the information is provided to the Court, the Clerk of Court is directed to issue a new Summons in this action and prepare and forward the necessary papers to the United States Marshal for service of the new Summons and Amended Complaint upon Defendants Buther and Raymond unless the Attorney General's Office accepts service. The Clerk shall serve a copy of this Order on Plaintiffs. (Signed by Judge Loretta A. Preska on 12/6/2011) Copies Mailed By Chambers. (pl) Modified on 12/6/2011 (pl). Modified on 1/31/2012 (pl). (Entered: 12/06/2011)
12/08/2011	<u>79</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Frederick H. Wien dated 12/8/2011 re: counsel for plaintiff writes in response to the Court's december 6, 2011 Order, defendants Lucy Buther and Robert Raymond can be served at the addresses that are set forth in this Letter. ENDORSEMENT: Accordingly, as set out in the December 6 order, the Clerk of the Court shall issue a new summons and prepare and forward the necessary, papers for service to the United States Marshal. (Signed by Judge Loretta A. Preska on 12/8/2011) (pl) Modified on 12/8/2011 (pl). copies mailed to plaintiff by chambers (Entered: 12/08/2011)
12/16/2011	80	MEMORANDUM OF LAW in Opposition re: <u>75</u> MOTION for Preliminary Injunction. Document filed by Brian Fischer(Commissioner; and on behalf of all others similarly situated) et al. (cd) (Entered: 12/19/2011)
12/16/2011	81	DECLARATION of Frederick H Wien in Opposition re: <u>75</u> MOTION for Preliminary Injunction. Document filed by Brian Fischer(Commissioner; and on behalf of all others similarly situated) et al. (cd) (Entered: 12/19/2011)
12/16/2011	82	DECLARATION of Lisa Chenel in Opposition re: <u>75</u> MOTION for Preliminary Injunction. Document filed by Brian Fischer(Commissioner; and on behalf of all others similarly situated) et al. (cd) (Entered: 12/19/2011)
12/16/2011	83	DECLARATION of Karen Crowley in Opposition re: <u>75</u> MOTION for Preliminary Injunction. Document filed by Brian Fischer(Commissioner; and on behalf of all others similarly situated) et al. (cd) (Entered: 12/19/2011)
12/23/2011		AMENDED SUMMONS ISSUED as to Lucy Buther(American's with Disabilities Act Coordinator; in her official capacity), Robert Raymond(American's with

		Disabilities Act Coordinator; individually). (vj) (Entered: 12/23/2011)
12/23/2011		FRCP 4 Service Package Hand Delivered to U.S.M.: Package hand delivered to U.S.M. on 12/23/2011 per the instructions of Judge Loretta A. Preska. See <u>78</u> Order,,,. (vj) (Entered: 12/23/2011)
01/10/2012	85	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE UNEXECUTED as to Lucy Buther(American's with Disabilities Act Coordinator; in her official capacity), Lucy Buther(American's with Disabilities Act Coordinator; individually). Attempted Service of Summons and Amended Complaint,,,,,,,,,,,,,. Service was attempted on 8/11/2011. Document filed by Anthony Medina. 3/29/2011 Sent out for mail service, no response. 7/20/2011 Set up for Per/Service. 8/11/2011 Does not work at this address Legal would not accept (js) (Entered: 01/17/2012)
01/11/2012	<u>84</u>	ORDER: By letter dated December 16, 2011, the Legal Aid Society informed the Court that they intend to offer to represent the Plaintiffs in this action. Pursuant to the attached letter from Plaintiff Anthony Medina, dated January 3, 2012, the Court extends both Plaintiffs' time to respond to the pending motion to dismiss [dkt. 62] and Plaintiffs' time to reply to the motion for a preliminary injunction [dkt. 75]. Accordingly, Plaintiffs time to respond is extended until February 16, 2012. The Clerk shall serve a copy of this Order on Plaintiffs. Set Deadlines/Hearing as to 62 MOTION to Dismiss. <u>75</u> MOTION for Preliminary Injunction. (Responses due by 2/16/2012) (Signed by Judge Loretta A. Preska on 1/11/2011) The Clerks Office Has Mailed Copies. (cd) (Entered: 01/11/2012)
01/11/2012		Transmission to Docket Assistant Clerk. Transmitted re: <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to the Docket Assistant Clerk for case processing. (cd) (Entered: 01/11/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to James Colantuono 03-A-3490 Wende Corr. Facility P.O. Box 1187 Alden, NY 14004 by Certified Mail # 7003 0500 0000 0277 3743 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Anthony Medina 99-A-2999 Wende Correctional Facility P.O. Box 1187 Alden, NY 12733 by Certified Mail # 7003 0500 0000 0277 3736 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Peter Lopez 95-B-2608 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg, New York 12733- by Certified Mail # 7003 0500 0000 0277 3774 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Paul Ford 81-B-1297 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg, New York 12733- by Certified Mail # 7003 0500 0000 0277 3781 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Kelvin Curran 93-B-2003 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg, New York 12733- by Certified Mail # 7003 0500 0000 0277 3798 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Darius Reid 09-A-4744 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg, New York 12733 by Certified Mail # 7003 0500 0000 0277 3804 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Kevin Jones 06-A-2567 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg, New York 12733 by Certified Mail # 7003 0500 0000 0277 3811 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Warren Davis OB-A-4535 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg, New York 12733 by Certified Mail # 7003 0500 0000 0277 3828

		with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Christopher Morrishaw 07-A-0433 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg. New York 12733 by Certified Mail # 7003 0500 0000 0277 4207 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/11/2012		Mailed a copy of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, to Michael Smith 00-A-4365 Sullivan Correctional Facility 325 Riverside Drive P.O. Box 116 Fallsburg. New York 12733 by Certified Mail # 7003 0500 0000 0277 4214 with Return Receipt Requested. (eef) (Entered: 01/17/2012)
01/17/2012	86	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE UNEXECUTED as to Robert Raymond(American's with Disabilities Act Coordinator; individually), Robert Raymond(American's with Disabilities Act Coordinator; in his official capacity). Attempted Service of Summons and Amended Complaint,,,,,,,,,,,,,. Service was attempted on 8/11/2011. Document filed by Anthony Medina. 3/29/2011 Sent out for mail service/no reply. 7/20/2011 Set up for Per/Service. 8/11/2011 does not work at this address. (Legal would not accept) (js) (Entered: 01/17/2012)
01/23/2012		Received Return Receipt of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, as to Christopher Morrishaw (07-A-0433), Sullivan Correctional Facility 325 Riverside Drive, P.O. Box 116, Fallsburg, New York 12733, which was served by Certified Mail # 7003-0500-0000-0277-4207, on 1/23/2012. (bw) (Entered: 02/21/2012)
02/07/2012		Received returned mail: Order dated 1/11/12. Mail was addressed to Darrius Reid (09-A-4744) at Sullivan Corr. Faciliy, 325 Riverside Dr., Fallsburg, NY 12733 and was returned for the following reason(s): Undeliverable as addressed. (mro) (Entered: 02/09/2012)
02/21/2012		Received Return Receipt of <u>84</u> Order, Set Motion and RRDeadlines/Hearings,,,,,, as to James Colantuono (03-A-3490), Wende Corr. Facility, P.O. Box 1187, Alden, NY 14004, which was served by Certified Mail # 7003-0500-0000-0277-3743, on 1/23/2012. (bw) (Entered: 02/21/2012)
02/21/2012		Received Return Receipt of <u>84</u> Order as to Kelvin Coran (93-B-2003), which was served by Certified Mail # 7003 0500 0000 0277 3798, on 1/23/2012. (ab) (Entered: 02/28/2012)
02/22/2012		Received Return Receipt of Mail Order by Certified Mail, as to Warren Davis, which was served by Certified Mail # 7003 0500 0000 0277 3828, on 1/23/2012. (msa) (Entered: 02/22/2012)
02/22/2012		Received Return Receipt of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, as to Michael Smith, which was served by Certified Mail # 7003 0500 0000 0277 4214. (lmb) (Entered: 02/22/2012)
02/29/2012		Received Return Receipt of <u>84</u> Order, Set Motion and RRDeadlines/Hearings, as to Paul Ford, which was served by Certified Mail # 7003 0500 0000 0277 43781, on 1/20/12. (mro) (Entered: 02/29/2012)
03/01/2012		Received Return Receipt of Mail Order by Certified Mail, as to Kevin Jones (06-A-2567), which was served by Certified Mail # 7003 0500 0000 0277 3811, on 1/23/2012. (ft) (Entered: 03/01/2012)
03/01/2012		Received Return Receipt of Mail Order by Certified Mail, as to Darrius Reid (09-A-4744), which was served by Certified Mail # 7003 0500 0000 0277 3804, on 1/23/2012. (ft) (Entered: 03/01/2012)
03/19/2012	<u>87</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Milton Zelermyer dated 2/14/2012 re: I write to inform the Court of the progress of our investigation, and to seek the Court's assistance with regard to certain scheduling matters, including an extension of the February 16, 2012 deadline for plaintiffs to respond to defendants' motion to dismiss. ENDORSEMENT: Counsel may file a Second Amended Complaint no later than April 23 and need not respond to the pending motion to dismiss. (Signed by Judge Loretta A. Preska on 3/19/2012) (lmb) (Entered: 03/19/2012)

03/19/2012		Set/Reset Deadlines: Amended Pleadings due by 4/23/2012. (lmb) (Entered: 03/19/2012)
03/29/2012	89	NOTICE OF APPEARANCE by Asad Ismail Kudiya on behalf of Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith (mro) (Entered: 03/30/2012)
03/29/2012	90	NOTICE OF APPEARANCE by Daniel Jonathan Kramer on behalf of Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith (mro) (Entered: 03/30/2012)
03/30/2012	<u>91</u>	ORDER dismissing <u>56</u> Motion; dismissing <u>75</u> Motion for Preliminary Injunction: Based on the attached letter from Plaintiffs' counsel [dkt. no. 87], and in order to facilitate the anticipated filing of an omnibus motion by Plaintiffs' counsel, the Court dismisses Plaintiffs' motions [dkt. nos. 56, 75] without prejudice and with permission to re-file. (Signed by Judge Loretta A. Preska on 3/30/2012) (djc) (Entered: 03/30/2012)
03/30/2012	92	NOTICE OF APPEARANCE by Milton Zelermyer on behalf of Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith (mro) (Entered: 04/03/2012)
03/30/2012	93	NOTICE OF APPEARANCE by Veronica Vela on behalf of Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith (mro) (Entered: 04/03/2012)
03/30/2012	94	AFFIDAVIT OF SERVICE of Notice of Appearance on behalf of plaintiffs Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith served on Frederick Wen, Darius Reid, James Colantuona, Paul Ford on 3/28/12. Service was made by First Class Mail. Document filed by Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith. (mro) (Entered: 04/03/2012)
04/04/2012	99	NOTICE OF APPEARANCE by Eric Alan Stone on behalf of Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith. (lmb) (Entered: 04/10/2012)
04/05/2012	<u>95</u>	NOTICE OF CHANGE OF ADDRESS by Veronica Vela on behalf of Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith. New Address: The Legal Aid Society, 199 Water Street, Sixth Floor, New York, New York, United States 10038, 212-577-3530. (Vela, Veronica) (Entered: 04/05/2012)
04/05/2012	<u>96</u>	ORDER: On March 29 and 30, 2012, Notices of Appearance were filed on behalf of Anthony Medina, Peter Lopez, Kelvin Corran, Kevin Jones, Warren Davis, Christopher Morrishaw and Michael Smith. It is hereby ORDERED that the Clerk of Court shall designate this case as an Electronic Case Filing matter. (Signed by Judge Loretta A. Preska on 4/4/2012) (lmb) (Entered: 04/05/2012)
04/05/2012		Case Designated ECF. (lmb) (Entered: 04/05/2012)
04/06/2012	<u>97</u>	NOTICE OF APPEARANCE by Veronica Vela on behalf of James Colantuono (Vela, Veronica) (Entered: 04/06/2012)
04/06/2012	<u>98</u>	NOTICE OF APPEARANCE by Milton Zelermyer on behalf of James Colantuono (Zelermyer, Milton) (Entered: 04/06/2012)
04/10/2012	<u>100</u>	NOTICE OF CHANGE OF ADDRESS by Milton Zelermyer on behalf of James Colantuono, Kelvin Corran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith. New Address: The Legal Aid Society, 199 Water Street, 6th Floor, New York, NY, 10038, 212-577-3530. (Zelermyer, Milton) (Entered: 04/10/2012)
04/11/2012	<u>101</u>	NOTICE OF APPEARANCE by Daniel Jonathan Kramer on behalf of James Colantuono (Attachments: # <u>1</u> Affidavit of Service)(Kramer, Daniel) (Entered: 04/11/2012)

04/11/2012	<u>102</u>	NOTICE OF APPEARANCE by Eric Alan Stone on behalf of James Colantuono (Attachments: # <u>1</u> Affidavit of Service)(Stone, Eric) (Entered: 04/11/2012)
04/11/2012	<u>103</u>	NOTICE OF APPEARANCE by Asad Ismail Kudiya on behalf of James Colantuono (Attachments: # <u>1</u> Affidavit of Service)(Kudiya, Asad) (Entered: 04/11/2012)
04/19/2012	104	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint served. Robert Raymond(American's with Disabilities Act Coordinator; individually) served on 3/1/2012, answer due 3/22/2012; Robert Raymond(American's with Disabilities Act Coordinator; in his official capacity) served on 3/1/2012, answer due 3/22/2012. Service was accepted by Robert Ray USA. Document filed by Anthony Medina. (mro) (Entered: 04/20/2012)
04/19/2012	105	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and Amended Complaint served. Lucy Buther(American's with Disabilities Act Coordinator; in her official capacity) served on 3/2/2012, answer due 3/23/2012; Lucy Buther(American's with Disabilities Act Coordinator; individually) served on 3/2/2012, answer due 3/23/2012. Service was made by Herman Reinhold, Counsels office. Document filed by Anthony Medina. (mro) (Entered: 04/20/2012)
04/20/2012	<u>106</u>	ENDORSED LETTER addressed to Judge Loretta A Preska from Asad I Kudiya dated 4/19/2012 re: Request to extend time to file Second Amended Complaint from 4/23 to 4/30/2012. ENDORSEMENT: Application granted. (Amended Pleadings due by 4/30/2012.) (Signed by Judge P. Kevin Castel on 4/20/2012) (cd) (Entered: 04/23/2012)
04/30/2012	<u>107</u>	SECOND AMENDED COMPLAINT amending <u>37</u> Amended Complaint against Lucy Buther, Brian Fischer, The New York State Department of Corrections and Community Services, Patrick J. Griffin, Darrowd Cunningham, Christopher Karson, Dale Artus, Karen Crowley.Document filed by Peter Lopez, Anthony Medina, Warren Davis, Christopher Morrishaw, James Colantuono, Michael Smith, Kevin Jones, Kelvin Curran. Related document: <u>37</u> Amended Complaint filed by Kelvin Corran, Darrius Reid, Christopher Morrishaw, James Colantuono, Paul Ford, Peter Lopez, Michael Smith, Warren Davis, Anthony Medina, Kevin Jones.(lmb) Modified on 5/7/2012 (lmb). (Entered: 05/07/2012)
05/23/2012	<u>108</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. The New York State Department of Corrections and Community Services served on 5/3/2012, answer due 5/24/2012. Service was made by Mail. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)
05/23/2012	<u>109</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services) served on 5/3/2012, answer due 5/24/2012. Service was made by Mail. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)
05/23/2012	<u>110</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services) served on 5/3/2012, answer due 5/24/2012. Service was made by Mail. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)
05/23/2012	<u>111</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. Patrick J. Griffin served on 5/7/2012, answer due 5/29/2012. Service was accepted by M. Cassidy, Correctional Officer. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)

05/23/2012	<u>112</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. Darrowd Cunningham served on 5/7/2012, answer due 5/29/2012. Service was accepted by M. Cassidy, Correctional Officer. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)
05/23/2012	<u>113</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. Christopher Karson served on 5/7/2012, answer due 5/29/2012. Service was accepted by M. Cassidy, Correctional Officer. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)
05/23/2012	<u>114</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. Dale Artus served on 5/3/2012, answer due 5/24/2012. Service was made by Mail. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)
05/23/2012	<u>115</u>	SUMMONS RETURNED EXECUTED Summons and Amended Complaint,, served. Karen Crowley served on 5/3/2012, answer due 5/24/2012. Service was made by Mail. Document filed by Peter Lopez; Anthony Medina ; Warren Davis; Christopher Morrishaw; James Colantuono; Michael Smith; Kevin Jones; Kelvin Curran. (Stone, Eric) (Entered: 05/23/2012)
05/23/2012	<u>116</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Frederick H. Wen dated 5/22/2012 re: Request for extension of time for defendants to respond to second amended class action complaint. ENDORSEMENT: So ordered. Dale Artus answer due 7/24/2012; Lucy Buther ADA Coordinator of the New York State Department of Corrections and Community Services) answer due 7/24/2012; Karen Crowley answer due 7/24/2012; Darrowd Cunningham answer due 7/24/2012; Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services) answer due 7/24/2012; Patrick J. Griffin answer due 7/24/2012; Christopher Karson answer due 7/24/2012; The New York State Department of Corrections and Community Services answer due 7/24/2012. (Signed by Judge Loretta A. Preska on 5/23/2012) (rjm) (Entered: 06/01/2012)
05/30/2012		Received Return Receipt of Mail Order by Certified Mail as to Anthony Medina, which was served by Certified Mail # 7003 0500 0000 0277 3736, on 1/23/2012. (ft) (Entered: 05/30/2012)
05/30/2012		Received Return Receipt of Mail Order by Certified Mail, as to Peter Lopez, which was served by Certified Mail # 7003 0500 0000 0277 3774, on 1/23/2012. (ft) (Entered: 05/30/2012)
07/24/2012	<u>117</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Frederick H. Wen dated 7/24/12 re: Counsel writes to request an extension for the defendants to respond to the second amended class action complaint from 7/24 to 7/27/12. ENDORSEMENT: So ordered. Dale Artus answer due 7/27/2012; Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services) answer due 7/27/2012; Karen Crowley answer due 7/27/2012; Darrowd Cunningham answer due 7/27/2012; Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services) answer due 7/27/2012; Patrick J. Griffin answer due 7/27/2012; Christopher Karson answer due 7/27/2012; The New York State Department of Corrections and Community Services answer due 7/27/2012. (Signed by Judge Loretta A. Preska on 7/24/2012) (mro) (Entered: 07/24/2012)
07/27/2012	<u>118</u>	ANSWER to <u>107</u> Amended Complaint,, with JURY DEMAND. Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services.(Wen, Frederick) (Entered: 07/27/2012)
08/03/2012	<u>119</u>	ORDER FOR CONFERENCE PURSUANT TO RULE 16: Judge Preska referred this case to me for general pretrial on August 8, 2011. (Dkt. No. 60). As

		Defendants have now filed an Answer (Dkt. No. 118) to Plaintiffs' Second Amended Class Action Complaint (Dkt. No. 107), this case is scheduled for an initial case management conference in accordance with Fed. R. Civ. P. 16(a), on August 22, 2012 at 2:30 p.m. in Courtroom 18-A, United States Courthouse, 500 Pearl Street, New York, New York. All parties must appear at this conference and should arrive prior to the scheduled time so that the conference may begin promptly. (Case Management Conference set for 8/22/2012 at 02:30 PM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 8/3/2012) (mro) (Entered: 08/03/2012)
08/03/2012	<u>120</u>	MOTION for Conference <i>Adjournment</i> . Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services.(Wen, Frederick) (Entered: 08/03/2012)
08/03/2012	<u>121</u>	DECLARATION of Frederick H. Wen in Support re: <u>120</u> MOTION for Conference <i>Adjournment</i> .. Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services. (Wen, Frederick) (Entered: 08/03/2012)
08/13/2012	122	ORDER granting <u>120</u> Motion for Conference re: <u>119</u> Order, Set Hearings,,,,, Case Management Conference set for 9/6/2012 at 02:30 PM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott. (HEREBY ORDERED by Magistrate Judge James L. Cott)(Text Only Order) (Cott, James) (Entered: 08/13/2012)
08/29/2012	<u>123</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Daphne Ford dated 8/8/2012 re: Please consider this letter as a request to appoint me as guardian for my 50-year-old son, Paul Ford, for the limited purpose of making decisions regarding his being a plaintiff in the original Medina v. Fischer complaint. ENDORSEMENT: Ms. Ford is appointed guardian ad litem for her son, Paul Ford, in connection with the above action. (Signed by Judge Loretta A. Preska on 8/29/2012) (lmb) (Entered: 08/29/2012)
09/06/2012		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Status Conference held on 9/6/2012. (jfe) (Entered: 09/12/2012)
09/24/2012	<u>124</u>	INTERIM SCHEDULING ORDER: IT IS HEREBY ORDERED that: The Parties' proposed scheduling order is held in abeyance; The Parties are directed to engage in a targeted course of discovery as further specified in this order, to be completed prior to January 17, 2013. The Parties shall appear before the Court on January 17, 2013 at 10:00 a.m. for a status conference to report on their progress. If the parties and the Court believe it is appropriate, a settlement conference will be scheduled approximately thirty days following the status conference, and as further set forth. (Discovery due by 1/17/2013. Status Conference set for 1/17/2013 at 10:00 AM before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 9/24/2012) (rjm) (Entered: 09/24/2012)
10/24/2012	<u>125</u>	Letter addressed to Judge Loretta A. Preska from Paul Ford dated 10/9/2012 re: Please find plaintiffs motion for assignment of a guardian. Plaintiff have served all the proper parties, please see enclosed affirmation of service. Document filed by Paul Ford.(lmb) (Entered: 10/24/2012)
10/24/2012	<u>126</u>	ORDER: The Court has received an October 9, 2012 application from Paul Ford for the appointment of a guardian ad litem. (Dkt. No. 125). Judge Preska appointed Paul Ford's mother, Daphne Ford, as his guardian ad litem on August 29, 2012. (Dkt. No. 123). Therefore, the Court is inclined to think that Mr. Ford's October 9 application is moot. However, Ms. Ford and counsel for the parties should advise the Court by letter as to their positions regarding Mr. Ford's October 9 application by November 9, 2012. (Signed by Magistrate Judge James L. Cott on 10/24/2012)

		Copies Mailed By Chambers. (lmb) (Entered: 10/24/2012)
11/16/2012	<u>127</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott from Asad Kudiya dated 11/8/2012 re: We represent Anthony Medina, James Colantuono, Kevin Curran, Warren Davis, Kevin Jones, Peter Lopez, Christopher Morrishaw and Michael Smith in the above-captioned action and write in regard to your Honor's October 24, 2012 Order directing the parties to provide their respective positions regarding Paul Ford's October 9, 2012 pro se Motion for appointment of a guardian ad litem. We agree with the Court that, in light of Judge Preska's August 29, 2012 appointment of Ms. Daphne Ford as guardian ad litem for Mr. Ford, Mr. Ford's October 9 application is moot. ENDORSEMENT: Counsel is directed to provide the Court with an update regarding Mr. Ford's status by November 27, 2012. The Court would appreciate counsel's views regarding Mr. Ford's expressed concerns about whether his mother will be able to adequately represent his interests in her capacity as guardian ad litem. Ms. Ford is also welcome to make any submissions she believes is appropriate by November 27. (Signed by Magistrate Judge James L. Cott on 11/16/2012) (lmb) Modified on 11/19/2012 (lmb). (Entered: 11/16/2012)
11/21/2012	<u>128</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott from Asad Kudiya dated 11/8/2012 re: Plaintiffs anticipate being able to provide an update to the Court on 11/23/2012. ENDORSEMENT: So ordered. (Signed by Judge Loretta A. Preska on 11/21/2012) (cd) (Entered: 11/21/2012)
11/30/2012	<u>129</u>	ORDER: Therefore, to assist the Court in acting on Mr. Ford's request in an efficient manner, the parties and Ms. Ford are directed to provide the Court with the following information: 1. Status of Daphne Ford as Guardian Ad Litem: Ms. Ford should send a letter to the Court by December 10, 2012, advising the Court as to whether she would like to withdraw as guardian ad litem for Mr. Ford. To be clear, it has been the Court's expectation that Ms. Ford, in her capacity as guardian ad litem, would agree to have legal counsel—either Paul Weiss or other attorneys—represent Mr. Ford's interests in this case. 2. Legal Representation of Paul Ford: Paul Weiss and the Legal Aid Society should advise the Court by December 10, 2012 whether they will represent Mr. Ford, assuming he has a guardian ad litem to act on his behalf (whether it is Ms. Ford, or a new guardian ad litem to be appointed by the Court). 3. Status of Paul Ford's Claims: If Paul Weiss and the Legal Aid Society do not intend to represent Mr. Ford, counsel for both sides should inform the Court by December 17, 2012 of their views—supported by appropriate legal authority—as to how Mr. Ford's claims should proceed once his request for a guardian ad litem has been resolved—i.e., whether Mr. Ford's claims should proceed alongside the other Plaintiffs' claims, or in some other fashion. (Signed by Magistrate Judge James L. Cott on 11/30/2012) Copies Mailed By Chambers. (lmb) (Entered: 11/30/2012)
12/07/2012	<u>130</u>	ORDER: It is hereby ordered that: 1. The deadline for Ms. Ford to submit a letter advising the Court whether she wants to withdraw as guardian ad litem for her son is extended until December 17, 2012. 2. The deadline for Paul Weiss and the Legal Aid Society to advise the Court as to whether they will represent Mr. Ford, assuming he has a guardian ad litem to act on his behalf, is also extended to December 17, 2012. 3. The deadline for the parties to inform the Court of their views as to how Mr. Ford's claims should proceed if Paul Weiss and the Legal Aid Society do not represent him is extended to December 28, 2012. (Signed by Magistrate Judge James L. Cott on 12/6/2012) Copies Mailed By Chambers (djc) Modified on 12/7/2012 (djc). Modified on 12/11/2012 (djc). (Entered: 12/07/2012)
12/21/2012	<u>132</u>	Letter addressed to Magistrate Judge James L. Cott from Daphne Ford dated 12/14/2012 re: This letter is my confirmation that I, Daphne Ford, intend to remain as the Guardian Ad Litem for my son Paul Ford. (rjm) (Entered: 12/21/2012)
01/07/2013	<u>133</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott from Frederick H. Wen dated 12/21/2012 re: This letter is respectfully submitted by defendants to request an adjournment of the status conference scheduled for January 17, 2013 before Your Honor until February 21, 2013, at 2 pm, and to extend the targeted discovery deadline to that date. ENDORSEMENT: The request to adjourn the conference until 2/21/2013 at 2:00 p.m. is granted. So ordered. (Signed by Magistrate Judge James L. Cott on 1/7/2013) (js) (Entered: 01/07/2013)

01/08/2013	<u>134</u>	MEMORANDUM ORDER: Accordingly, Hodge's motion to file a supplemental complaint on behalf of Ford is denied. Finally, Hodge has filed a motion on his own behalf seeking: (1) to be added to the case as a plaintiff on the basis that he is a similarly-situated, visually-impaired prisoner entitled to the full range of reasonable accommodations from DOCCS, which the Court construes as a motion to intervene under Fed. R. Civ. P. 24; and (2) permission to file a supplemental complaint alleging, among other things, retaliation by officials at the Sullivan Correctional Facility stemming from assistance he has provided to Plaintiffs Ford and Curran in connection with this case. The parties have not responded to this motion; therefore, the Court reserves decision and directs the parties to file any papers in response by January 25, 2013. If the parties oppose Hodge's motion to intervene, Hodge may file papers in reply, not to exceed five pages, by February 15, 2013. (Signed by Magistrate Judge James L. Cott on 1/8/2013) Copies Mailed By Chambers. (js) (Entered: 01/09/2013)
01/08/2013		Set/Reset Deadlines: Responses due by 1/25/2013 Replies due by 2/15/2013. (js) (Entered: 01/09/2013)
01/09/2013	<u>135</u>	MOTION to file Supplemental Complaint. Document filed by Martin Hodge.(js) (Entered: 01/09/2013)
01/09/2013	<u>136</u>	MOTION Permission to file a supplemental complaint, poor persons status, and assignment of counsel for consideration before Your Honor with this matter. Document filed by Martin Hodge.(mt) (Entered: 01/14/2013)
01/23/2013	<u>137</u>	Letter addressed to L. Manning, from LeshiAnn M. Manning, dated 12/10/2012, re: Sending Your Honor an affirmation for the court to see what abuse that many inmates that are disabled are subjected to at Sullivan Correctional and request an investigation to be conducted into the wide spread abuse of the Sullivan Correctional staff for inmates making complaints. (ja) (Entered: 01/24/2013)
01/23/2013	<u>138</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott, from Asad Kudiya, dated 1/23/2013, re: request a brief extension of the deadline to respond to Martin Hodge's motion to intervene in this action. The deadline is currently January 25, 2013. We request an adjournment until next Wednesday, January 30, 2013. ENDORSEMENT: The request for an extension until January 30 is GRANTED and the Court will docket the letters from the non-parties. (Responses due by 1/30/2013) (Signed by Magistrate Judge James L. Cott on 1/23/2013) (ja) Modified on 1/28/2013 (ja). (Entered: 01/24/2013)
01/28/2013	<u>139</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott from Asad Kudiya dated 1/28/2013 re: Request for extension of deadline to respond to Martin Hodge's motion to intervene in this action until 2/1/2013. ENDORSEMENT: The request is granted. So ordered. (Responses due by 2/1/2013). (Signed by Magistrate Judge James L. Cott on 1/28/2013) (rjm) (Entered: 01/29/2013)
01/31/2013	<u>140</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott from Asad Kudiya dated 01/18/2013 re: We represent plaintiffs Anthony Medina, James Colantuono, Kevin Curran, Warren Davis, Kevin Jones, Peter Lopez, Christopher Morrishaw, and Michael Smith in the above-referenced action, and write in response to the Court's January 8, 2013 Order that we consult with Ms. Daphne Ford regarding representation of her son, Paul Ford, in this action. ENDORSEMENT: The Court has reviewed this letter, but wishes to hear from Ms. Ford directly. Accordingly, Ms. Ford is directed to attend the conference scheduled for February 21 at 2 p.m. If personal attendance is a hardship, Ms. Ford may participate by phone. Counsel for plaintiff is directed to provide Ms. Ford with a copy of this Order and to arrange for her participation by phone, if necessary. (Signed by Magistrate Judge James L. Cott on 01/31/2013) (jcs) Modified on 2/4/2013 (jcs). (Entered: 01/31/2013)
02/01/2013	<u>141</u>	NOTICE OF APPEARANCE by Daniel A. Schulze on behalf of Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services (Schulze, Daniel) (Entered: 02/01/2013)

02/01/2013	<u>142</u>	MEMORANDUM OF LAW in Opposition re: <u>136</u> MOTION Permission to file a supplemental complaint, poor persons status, and assignment of counsel for consideration before Your Honor with this matter... Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services. (Schulze, Daniel) (Entered: 02/01/2013)
02/01/2013	<u>143</u>	MEMORANDUM OF LAW in Opposition re: <u>136</u> MOTION Permission to file a supplemental complaint, poor persons status, and assignment of counsel for consideration before Your Honor with this matter... Document filed by James Colantuono, Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith. (Attachments: # <u>1</u> Affidavit of Service)(Stone, Eric) (Entered: 02/01/2013)
02/11/2013	<u>144</u>	ORDER GRANTING LEAVE FOR THE TAKING OF THE DEPOSITIONS OF THE INCARCERATED PLAINTIFFS LOPEZ AND DAVIS. It is hereby: ORDERED that, pursuant to Federal Rule of Civil Procedure 30(a)(2)(B) and the Interim Scheduling Order, signed September 24, 2012, and extended on January 7, 2013, and upon the notices given by defendants to the plaintiffs' counsel, defendants, through their attorneys, may take the depositions of the plaintiffs Peter Lopez, DIN 95-B-2608, and Warren Davis, DIN 08-A-4535, both currently incarcerated at Sullivan Correctional Facility, at a conference room at Sullivan C.F. in Fallsburg, New York, on Friday, February 15, 2013, or such other day as may be noticed in advance to plaintiffs' counsel. (Signed by Magistrate Judge James L. Cott on 2/11/2013). (rjm) (Entered: 02/11/2013)
02/13/2013	<u>147</u>	RESPONSE TO OPPOSITION TO MOTION TO FILE SUPPLEMENTAL COMPLAINT re: <u>142</u> Memorandum of Law in Opposition to Motion, <u>143</u> Memorandum of Law in Opposition to Motion. Document filed by Martin Hodge. (sc) (Entered: 02/15/2013)
02/14/2013	<u>146</u>	NOTICE OF WITHDRAWAL OF COUNSEL: PLEASE TAKE NOTICE that, due to my departure from the law firm of Paul, Weiss, Rifkind Wharton & Garrison LLP, I hereby withdraw as counsel for plaintiffs Anthony Medina, James Colantuono, Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Christopher Morrishaw, and Michael Smith in the above-captioned matter. The plaintiffs will continue to be represented by Daniel J. Kramer and Eric Alan Stone of Paul, Weiss, Rifkind, Wharton & Garrison LLP along with John Boston, Milton Zelermyer, and Veronica Vela of The Legal Aid Society. (Signed by Judge Loretta A. Preska on 2/13/2013) (djc) (Entered: 02/14/2013)
02/20/2013	<u>149</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott from Eric Alan Stone dated 2/19/2013 re: We represent the plaintiffs in the above-captioned action and write to request a rescheduling of our upcoming court conference, set to take place on February 21, 2013 at 2:00 pm. We respectfully request that Your Honor move the conference to February 25, 2013 at 11:00 am. We have spoken to the Attorney General's Office and Daphne Ford., and they consent to this request. Ms. Ford also noted that she prefers to participate in the conference by telephone. ENDORSEMENT: The request is GRANTED. The conference will be held in courtroom 6A. SO ORDERED., (Status Conference set for 2/25/2013 at 11:00 AM in Courtroom 6A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 2/20/2013) (ama) Modified on 2/21/2013 (ama). (Entered: 02/20/2013)
02/22/2013	<u>150</u>	NOTICE OF APPEARANCE by Marisa R. Harris on behalf of James Colantuono, Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith (Harris, Marisa) (Entered: 02/22/2013)
02/25/2013	<u>151</u>	ORDER: The Court held a conference today, at which it heard from Daphne Ford, Paul Ford's mother and guardian ad litem, and counsel for both sides regarding Paul Ford's status in this lawsuit. For the reasons stated at the conference, as well as in Paul Weiss's letter to the Court dated January 18, 2013 (Dkt. No. 140), Paul Ford will not be added as a named plaintiff in the Second Amended Complaint ("SAC"). As the docket currently reflects that Paul Ford is a "terminated" plaintiff

		(as a result of the filing of the SAC), no further action is necessary to reflect this disposition. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 2/25/2013) Copies Mailed By Chambers. (ama) (Entered: 02/25/2013)
02/25/2013	<u>152</u>	ORDER: As set forth at the conference today, a settlement conference is scheduled for June 14, 2013 at 9:30 a.m. in Courtroom 18A, United States Courthouse, 500 Pearl Street, New York, New York. The Court will hold a telephone conference on May 31 at 11 :00 a.m. to discuss the status of the parties' negotiations and what submissions should be made to the Court in preparation for the June 14 conference. SO ORDERED.(Settlement Conference set for 6/14/2013 at 09:30 AM in Courtroom 18A, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott., Telephone Conference set for 5/31/2013 at 11:00 AM before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 2/25/2013) (ama) (Entered: 02/25/2013)
02/25/2013		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Status Conference held on 2/25/2013. (js) (Entered: 03/01/2013)
03/28/2013	<u>153</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 2/25/2013 before Magistrate Judge James L. Cott. Court Reporter/Transcriber: Bridget Lombardozzi, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 4/22/2013. Redacted Transcript Deadline set for 5/2/2013. Release of Transcript Restriction set for 7/1/2013.(Rodriguez, Somari) (Entered: 03/28/2013)
03/28/2013	<u>154</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 2/25/13 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...(Rodriguez, Somari) (Entered: 03/28/2013)
03/29/2013	<u>155</u>	REPORT AND RECOMMENDATION: For the foregoing reasons, I recommend that Hodge's Motion be denied without prejudice to his right to pursue any individual claims he may have in a separate action. Objections to RRdue by 4/15/2013 (Signed by Magistrate Judge James L. Cott on 3/29/2013) Copies Mailed By Chambers. (ama) (Entered: 03/29/2013)
04/24/2013	<u>156</u>	ENDORSED LETTER addressed to Magistrate Judge James L. Cott from Frederick H. Wen dated 4/24/2013 re: This letter is respectfully submitted by defendants' counsel to request a brief extension of the defendants' deadline to respond to plaintiffs' settlement proposal from April 25 until May 2, 2013. ENDORSEMENT: The request is Granted. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 4/24/2013) (ama) (Entered: 04/24/2013)
05/23/2013	<u>157</u>	ORDER: Having received the parties' letters of today's date, the Court directs the parties to meet and confer (in person if feasible) in advance of the telephone conference with the Court on May 31 to discuss all of the various proposals in plaintiffs' March 25th submission in order to ascertain where there is common ground between the parties and where there is not. While no additional written response is required from defendants in advance of the May 31st conference given the shortness of time (and counsel for defendants' recent leave), the Court directs that the parties discuss all topics in order to determine how best to narrow the issues for further settlement discussions with the Court. (Signed by Magistrate Judge James L. Cott on 5/23/2013) (tro) (Entered: 05/24/2013)
05/31/2013	<u>158</u>	ORDER: As discussed during the telephone conference with the Court today, the settlement conference previously set for June 14 is rescheduled to August 6, at 9:30 a.m. in Courtroom 21-D, United States Courthouse, 500 Pearl Street, New York, New York. The Court will hold a telephone conference on July 24 at 5:00 p.m. to discuss the status of the parties' negotiations and what submissions should be made to the Court in preparation for the August 6 conference. Discovery remains stayed except as discussed during the telephone conference. SO ORDERED.(Settlement Conference set for 8/6/2013 at 09:30 AM in Courtroom 21D, 500 Pearl Street, New

		York, NY 10007 before Magistrate Judge James L. Cott., Telephone Conference set for 7/24/2013 at 05:00 PM before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 5/31/2013) (ama) (Entered: 05/31/2013)
06/24/2013	<u>159</u>	ORDER for <u>155</u> Report and Recommendations, <u>136</u> Motion for Miscellaneous Relief filed by Martin Hodge. On March 29, 2013, Magistrate Judge Cott issued a Report and Recommendation denying non-party Martin Hodge's ("Hodge") motion to intervene [dkt no, 136]. Objections to that Report and Recommendation were due on April 12, 2013. Having received no objections and finding Judge Cott's decision to be correct and appropriate upon de novo review, see Fed. R. Civ. P. 72(b), his Report and Recommendation is hereby ADOPTED. (See Order). (Signed by Judge Loretta A. Preska on 6/13/2013) (ja) (Entered: 06/24/2013)
07/09/2013	160	MOTION for Temporary Restraining Order and MOTION for Preliminary Injunction to direct defendants to provide me with needed and previously approved accomodating devices as set forth herein. Document filed by Anthony Medina.(djc) (Entered: 07/17/2013)
07/09/2013	161	LETTER addressed to Judge Loretta A. Preska from Anthony Medina dated 7/5/2013 re: requests the Court's immediate intervention to stop the retaliatory deprivations pursuant to previously Motion for a temporary restraining order and preliminary order. Document filed by Anthony Medina.(djc) (Entered: 07/17/2013)
07/17/2013	<u>162</u>	ENDORSED LETTER addressed to Judge Loretta A. Preska from Eric Alan Stone dated 7/15/2013 re: We represent plaintiffs in the above-captioned action. I write regarding Mr. Medina's June 30 and July 5 submissions to the Court. Mr. Medina has authorized me to represent to the Court that (i) he wishes to withdraw both submissions without prejudice, and (ii) he will submit any further requests to the Court only through counsel. ENDORSEMENT: Docket numbers 160 &161 are withdrawn. (Signed by Judge Loretta A. Preska on 7/16/2013) (djc) (Entered: 07/17/2013)
07/24/2013		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Telephone Conference held on 7/24/2013. (rjm) (Entered: 08/08/2013)
08/06/2013		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Settlement Conference held on 8/6/2013. (Tam, David) (Entered: 08/15/2013)
08/07/2013	<u>163</u>	ORDER: The Court shall hold a continued settlement conference on September 17, 2013 at 9:30 a.m., in Courtroom 21-D, United States Courthouse, 500 Pearl Street, New York, New York. Discovery remains stayed until further order of the Court. SO ORDERED.(Settlement Conference set for 9/17/2013 at 09:30 AM in Courtroom 21D, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 8/07/2013) (ama) (Entered: 08/07/2013)
09/06/2013	<u>164</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 9/6/2012 before Magistrate Judge James L. Cott. Court Reporter/Transcriber: Denise Richards, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/30/2013. Redacted Transcript Deadline set for 10/10/2013. Release of Transcript Restriction set for 12/9/2013.(Rodriguez, Somari) (Entered: 09/06/2013)
09/06/2013	<u>165</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 9/6/12 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...(Rodriguez, Somari) (Entered: 09/06/2013)
09/17/2013		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Settlement Conference held on 9/17/2013. (Tam, David) (Entered: 09/18/2013)

09/18/2013	<u>166</u>	ORDER: The Court shall hold a continued settlement conference on November 8, 2013 at 9:30 a.m., in Courtroom 21-D, United States Courthouse, 500 Pearl Street, New York, New York. As discussed on at the conference on September 17, 2013, the parties shall make a submission to the Court by November 4, 2013. SO ORDERED. (Settlement Conference set for 11/8/2013 at 09:30 AM in Courtroom 21D, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 9/18/2013) (ama) (Entered: 09/18/2013)
11/08/2013		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Continued Settlement Conference held on 11/8/2013. (Tam, David) (Entered: 11/12/2013)
11/12/2013	<u>167</u>	ORDER: The Court shall hold a continued settlement conference on November 22, 2013 at 9:30 a.m., in Courtroom 21-D, United States Courthouse, 500 Pearl Street, New York, New York. As discussed on at the conference on November 8, 2013, the parties shall make a further submission to the Court by 5:00 p.m. on November 21, 2013. SO ORDERED. (Settlement Conference set for 11/22/2013 at 09:30 AM in Courtroom 21D, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 11/12/2013) (ama) (Entered: 11/12/2013)
11/22/2013		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Continued Settlement Conference held on 11/22/2013. (Tam, David) (Entered: 11/25/2013)
11/25/2013	<u>168</u>	ORDER: Settlement Conference set for 12/11/2013 at 09:30 AM in Courtroom 21D, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott. As discussed at the conference on November 22, 2013, the parties shall make a further submission to the Court by 5:00 p.m. on December 10, 2013. (Signed by Magistrate Judge James L. Cott on 11/25/2013) (cd) (Entered: 11/25/2013)
12/11/2013		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Settlement Conference held on 12/11/2013. (Tam, David) (Entered: 12/11/2013)
12/20/2013	<u>169</u>	LETTER addressed to Magistrate Judge James L. Cott from Eric Alan Stone dated December 20, 2013 re: Joint Proposed Schedule. Document filed by James Colantuono, Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Christopher Morrishaw, Michael Smith.(Stone, Eric) (Entered: 12/20/2013)
12/20/2013	<u>170</u>	MEMO ENDORSEMENT on re: <u>169</u> Letter, filed by Christopher Morrishaw, James Colantuono, Peter Lopez, Michael Smith, Warren Davis, Anthony Medina, Kevin Jones, Kelvin Curran. ENDORSEMENT: The proposed schedule is approved. SO ORDERED. (Fairness Hearing set for 4/21/2014 at 10:00 AM before Magistrate Judge James L. Cott.), (Motions due by 2/28/2014.) (Signed by Magistrate Judge James L. Cott on 12/20/2013) (ja) (Entered: 12/23/2013)
02/14/2014	<u>171</u>	STIPULATION AND SCHEDULING ORDER: NOW THEREFORE, the parties hereby STIPULATE and AGREE as follows: The deadline for execution of the settlement agreement shall be, and hereby is, extended to February 28, 2014. The other deadlines in the Scheduling Order entered December 20, 2013 will remain the same. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 2/14/2014) (ama) (Entered: 02/14/2014)
02/19/2014	<u>172</u>	LETTER addressed to Magistrate Judge James L. Cott, from Anthony Medina, dated 2/12/2014, re: I am the lead plaintiff in the above referenced action. The parties have agreed to settle the case and are now waiting for this Court to approve the settlement... I request that Your Honor intervene in the aforementioned light problem. Your Honor's time and attention is appreciated. Document filed by Anthony Medina.(ja) Modified on 2/20/2014 (ja). (Entered: 02/20/2014)
02/19/2014	<u>173</u>	ORDER re: <u>172</u> Letter, filed by Anthony Medina. The Court has received a letter dated February 12, 2014 from plaintiff Anthony Medina seeking the Court's intervention with respect to certain conditions of his confinement at the Eastern Correctional Facility. It does not appear from the letter that counsel for either plaintiffs or defendants were copied on this correspondence. Accordingly, the Court will docket the letter so that it is immediately available to counsel. Counsel

		are directed to meet and confer about the request set forth in the letter to see whether it can be resolved and then to provide the Court with a response to the letter by February 28, 2014. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 2/19/2014) Copies Sent By Chambers. (ja) (Entered: 02/20/2014)
02/28/2014	<u>174</u>	DOCUMENT REFERRED TO JUDGE FOR APPROVAL – STIPULATION OF VOLUNTARY DISMISSAL It is hereby stipulated and agreed by and between the parties and/or their respective counsel(s) that the above-captioned action is voluntarily dismissed, with prejudice against the defendant(s) All Defendants pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. Document filed by Christopher Morrishaw.(Stone, Eric) Modified on 3/3/2014 (jno). (Entered: 02/28/2014)
02/28/2014	<u>175</u>	JOINT MOTION to Certify Class <i>in Connection with Settlement, Appointment of Class Representatives and Class Counsel, Preliminary Approval of the Parties' Private Settlement Agreement, and Approval of Notice to Class Members.</i> Document filed by Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Michael Smith.(Stone, Eric) (Entered: 02/28/2014)
02/28/2014	<u>176</u>	DECLARATION of Eric Alan Stone in Support re: <u>175</u> JOINT MOTION to Certify Class <i>in Connection with Settlement, Appointment of Class Representatives and Class Counsel, Preliminary Approval of the Parties' Private Settlement Agreement, and Approval of Notice to Class Members.</i> . Document filed by Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Michael Smith. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11)(Stone, Eric) (Entered: 02/28/2014)
02/28/2014	<u>177</u>	DECLARATION of Daniel J. Kramer in Support re: <u>175</u> JOINT MOTION to Certify Class <i>in Connection with Settlement, Appointment of Class Representatives and Class Counsel, Preliminary Approval of the Parties' Private Settlement Agreement, and Approval of Notice to Class Members.</i> . Document filed by Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Michael Smith. (Stone, Eric) (Entered: 02/28/2014)
02/28/2014	<u>178</u>	DECLARATION of John Boston in Support re: <u>175</u> JOINT MOTION to Certify Class <i>in Connection with Settlement, Appointment of Class Representatives and Class Counsel, Preliminary Approval of the Parties' Private Settlement Agreement, and Approval of Notice to Class Members.</i> . Document filed by Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Michael Smith. (Stone, Eric) (Entered: 02/28/2014)
02/28/2014	<u>179</u>	MEMORANDUM OF LAW in Support re: <u>175</u> JOINT MOTION to Certify Class <i>in Connection with Settlement, Appointment of Class Representatives and Class Counsel, Preliminary Approval of the Parties' Private Settlement Agreement, and Approval of Notice to Class Members.</i> . Document filed by Kelvin Curran, Warren Davis, Kevin Jones, Peter Lopez, Anthony Medina, Michael Smith. (Stone, Eric) (Entered: 02/28/2014)
02/28/2014	<u>180</u>	MEMORANDUM OF LAW in Support re: <u>175</u> JOINT MOTION to Certify Class <i>in Connection with Settlement, Appointment of Class Representatives and Class Counsel, Preliminary Approval of the Parties' Private Settlement Agreement, and Approval of Notice to Class Members.</i> . Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services. (Wen, Frederick) (Entered: 02/28/2014)
03/03/2014		***NOTE TO ATTORNEY – DOCUMENT REFERRED TO JUDGE FOR APPROVAL. Note to Attorney Eric Stone Document <u>174</u> Stipulation of Voluntary Dismissal, was referred to Judge Loretta A. Preska for approval. (jno) (Entered: 03/03/2014)
03/04/2014	<u>181</u>	LETTER addressed to Magistrate Judge James L. Cott from Eric Alan Stone dated 2/28/2014 re: I am pleased to report, on behalf of all parties, that we have executed

		the parties' Private Settlement Agreement and agreed upon papers in support of class certification. (ama) (Entered: 03/04/2014)
03/04/2014	<u>182</u>	ORDER CERTIFYING SETTLEMENT CLASS, APPOINTING CLASS REPRESENTATIVES AND CLASS COUNSEL, PRELIMINARILY APPROVING THE PARTIES' PRIVATE SETTLEMENT AGREEMENT, AND PROVIDING FOR NOTICE TO CLASS MEMBERS: re: <u>175</u> JOINT MOTION to Certify Class in Connection with Settlement, Appointment of Class Representatives and Class Counsel, Preliminary Approval of the Parties' Private Settlement Agreement, and Approval of Notice to Class Members filed by Michael Smith, Warren Davis, Anthony Medina, Kelvin Curran, Kevin Jones, Peter Lopez. NOW THEREFORE, IT IS HEREBY ORDERED: The Court hereby certifies the Action as a class action pursuant to Rules 23(a) and 23(b)(2) of the Federal Rules of Civil Procedure, for the purposes of the settlement set forth in the proposed Private Settlement Agreement and for no other purpose. The Court hereby certifies the Class consisting of all Legally Blind and Severely Visually Impaired prisoners who are incarcerated at Sullivan or Wende or who become incarcerated at Sullivan or Wende during the duration of the Private Settlement Agreement. The foregoing Class is certified for the purposes of the settlement set forth in the proposed Private Settlement Agreement and for no other purpose. The Court appoints Plaintiffs' Counsel as counsel for the Class pursuant to Rule 23(g) of the Federal Rules of Civil Procedure. The Court will hold a Fairness Hearing on April 21, 2014 at 10:00 a.m. at the United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York, in Courtroom 21-D. In determining whether the settlement is fair, reasonable, and adequate, the Court will consider any objections sent before April 8, 2014. The parties will have until April 15, 2014 to submit any additional papers in support of final approval of the Private Settlement Agreement, and/or in response to any objections that may be submitted to the Court. In light of this Order, the Clerk is directed to close the Joint Motion (Dkt. No. 175). SO ORDERED., (Fairness Hearing set for 4/21/2014 at 10:00 AM in Courtroom 21D, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James L. Cott.) (Signed by Magistrate Judge James L. Cott on 3/04/2014) (ama) (Entered: 03/04/2014)
03/14/2014	<u>183</u>	LETTER addressed to Magistrate Judge James L. Cott from Anthony Medina dated 3/5/2014 re: Your Honor's help in ensuring that plaintiff's disability accommodations are fully restored, namely the dimming of the cell's light, is greatly appreciated. Document filed by Anthony Medina. (tn) (Entered: 03/14/2014)
03/14/2014	<u>184</u>	ORDER: Accordingly, the Court will docket the letter so that it is immediately available to counsel. Counsel are directed to meet and confer about the issue set forth in the March 5 letter to see whether it can be resolved and then to provide the Court with a response to the letter as well as to the February 12 letter by March 28, 2014. (Signed by Magistrate Judge James L. Cott on 3/14/2014) Copies Mailed By Chambers. (tn) (Entered: 03/14/2014)
03/19/2014	<u>185</u>	CONSENT TO JURISDICTION BY A US MAGISTRATE JUDGE by Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Kelvin Curran, Warren Davis, Patrick J. Griffin, Kevin Jones, Christopher Karson, Peter Lopez, Anthony Medina, Michael Smith, The New York State Department of Corrections and Community Services. (Case No Longer Referred to Magistrate Judge) CASE ASSIGNED to Magistrate Judge James L. Cott. (Signed by Judge Loretta A. Preska on 3/12/2014) (djc) (Entered: 03/19/2014)
03/20/2014	<u>186</u>	ORDER REFERRING A CIVIL ACTION TO UNITED STATES MAGISTRATE JUDGE JAMES L. COTT: IT IS ORDERED: This case is referred to United States Magistrate Judge James L Cott to conduct the fairness hearing in the above-captioned action, currently scheduled for April 21, 2014; for all steps necessary to certify the class and to effectuate the Private Settlement Agreement, including entering a final judgment and order of dismissal with prejudice; and for any mediation proceedings pursuant to the parties' proposed Private Settlement Agreement. (Signed by Judge Loretta A. Preska on 3/6/2014) (ft) (Entered: 03/20/2014)

03/20/2014	<u>187</u>	ORDER REFERRING CASE TO MAGISTRATE JUDGE. Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for Consent under 28 U.S.C. 636(c) for all purposes (including trial). Referred to James L. Cott. (Signed by Judge Loretta A. Preska on 3/19/2014) (tro) (Entered: 03/20/2014)
04/01/2014	<u>188</u>	LETTER addressed to Magistrate Judge James L. Cott from Kevin Jones, dated 3/24/2014, re: response to the private agreement settlement that's pending before your court. Document filed by Kevin Jones.(ja) (Entered: 04/01/2014)
04/01/2014	<u>189</u>	ORDER: The Court has received a letter dated March 24, 2014 from plaintiff Kevin Jones lodging objections to the proposed settlement of this lawsuit. It is not clear whether counsel for the parties received a copy of Mr. Jones' letter. Accordingly, the Court is docketing Mr. Jones' letter so that it is immediately available to counsel. Per the Court's March 4 Order (Dkt. No. 182), the parties have until April 15 to respond to any objections made to the proposed settlement. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 4/1/2014) Copies Sent By Chambers. (ja) (Entered: 04/01/2014)
04/04/2014	<u>190</u>	LETTER addressed to Magistrate Judge James L. Cott from Eric Alan Stone dated April 4, 2014 re: March 14, 2014 Order. Document filed by Anthony Medina.(Stone, Eric) (Entered: 04/04/2014)
04/08/2014	<u>191</u>	LETTER addressed to Magistrate Judge James L. Cott from Mr. Charles Washington, dated 4/2/2014, re: Response to Settlement Agreement. (ja) (Entered: 04/08/2014)
04/08/2014	<u>192</u>	LETTER addressed to Magistrate Judge James L. Cott from Anthony Medina, dated 4/1/2014, re: The Parties have reached a settlement agreement, subject to the Court's approval. Document filed by Anthony Medina.(ja) (Entered: 04/08/2014)
04/10/2014	<u>193</u>	LETTER addressed to Magistrate Judge James L. Cott, from Jabbar Campbell, dated 4/6/2014, re: Response to Settlement Agreement – Formal Response. (ja) (Entered: 04/10/2014)
04/10/2014	<u>194</u>	LETTER addressed to Magistrate Judge James L. Cott, from Christopher R. Paga'n, dated 4/3/2014, re: Reasons for objection(s) within the Interest of Justice to "Private Settlement Agreement" 11 Civ. 176 (LAP)(JLC). (ja) "As per Chambers, only one page of letter received from sender." Modified on 4/11/2014 (ja). (Entered: 04/11/2014)
04/10/2014	<u>195</u>	LETTER addressed to Magistrate Judge James L. Cott from Mr. Charles Washington, dated 4/7/2014, re: writing to you once again to request that you give us more time to respond to you with our concerns about the Settlement Agreement. (ja) (Entered: 04/11/2014)
04/10/2014	<u>202</u>	LETTER addressed to Magistrate Judge James L. Cott from Leroy Johnson dated 4/3/2014 re: specific objections to proposed settlement agreement. Document filed by Kevin Jones.(tn) (Entered: 04/17/2014)
04/15/2014	<u>196</u>	ORDER REGARDING SUPPLEMENTAL NOTICE TO THE CLASS: NOW THEREFORE, IT IS HEREBY ORDERED: As promptly as possible and in any event not later than seven (7) calendar days after the entry of this Order, the New York State Department of Corrections and Community Supervision ("DOCCS") shall provide each class member housed at Wende with a copy of Exhibit A to this Order, outlining the procedure for requesting an extension of the April 8 deadline and submitting their objection. Any class member at Wende who was not able to meet the deadline of April 8, 2014 for sending objections to the Private Settlement Agreement shall send a letter to the Court in accordance with the procedures outlined in Exhibit A (a) explaining why he could not contact the Court within the prescribed time period set forth in the Court's March 4 Order and (b) setting forth any such objections. Such class member shall postmark that letter not later than the date entered by the Court in Exhibit A, which shall be fourteen (14) calendar days after the entry of this Order. If any class Member at Wende needs assistance reading Exhibit A because of his visual disability, DOCCS shall provide such class member with reasonable accommodations sufficient to allow that class member to understand the document not later than eight (8) calendar days after the entry of this Order. The Court shall consider the reason(s) set forth in any such letter as to why the class member was not able to contact the Court within the prescribed

		period of time and if the Court determines, in its discretion, that an extension to the April 8, 2014 deadline is warranted as to that class member, the Court shall consider such class member's objection to the Private Settlement Agreement. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 4/15/2014) (ja) (Entered: 04/15/2014)
04/15/2014	<u>197</u>	LETTER addressed to Magistrate Judge James L. Cott from Eric Alan Stone dated April 15, 2014 re: Response to Objections and in Further Support of the Parties Private Settlement Agreement. Document filed by Anthony Medina.(Stone, Eric) (Entered: 04/15/2014)
04/15/2014	<u>198</u>	OPPOSITION BRIEF re: <u>188</u> Letter, <u>195</u> Letter, <u>194</u> Letter, <u>191</u> Letter, <u>193</u> Letter to Class Member Objections. Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services.(Wen, Frederick) (Entered: 04/15/2014)
04/15/2014	<u>199</u>	DECLARATION of Frederick H. Wen in Support re: <u>198</u> Opposition Brief,, Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services. (Wen, Frederick) (Entered: 04/15/2014)
04/16/2014	<u>200</u>	LETTER addressed to Magistrate Judge James L. Cott from Daniel Schulze dated April 16, 2014 re: Provision of Notice to US Attorney General Pursuant to 28 USC 1715. Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services.(Schulze, Daniel) (Entered: 04/16/2014)
04/16/2014	<u>201</u>	NOTICE of Service of Proposed Class Action Settlement Upon U.S. Attorney General Pursuant to 28 USC 1715. Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Schulze, Daniel) (Entered: 04/16/2014)
04/18/2014	<u>203</u>	NOTICE OF APPEARANCE by Katherine Dolores Kelly on behalf of Kelvin Curran, Warren Davis, Peter Lopez, Anthony Medina, Michael Smith. (Kelly, Katherine) (Entered: 04/18/2014)
04/21/2014		Minute Entry for proceedings held before Magistrate Judge James L. Cott: Fairness Hearing held on 4/21/2014. (Tam, David) (Entered: 04/21/2014)
04/21/2014	<u>204</u>	NOTICE OF WITHDRAWAL OF COUNSEL: PLEASE TAKE NOTICE that Daniel J. Kramer, Eric Alan Stone, John Boston, Veronica Vela and Milton Zelermyer hereby withdraw as counsel for Kevin Jones in the above-captioned matter. Attached is my declaration, in accordance with Rule 1.4 of the Local Civil Rules of the United States District Court for the Southern District of New York. Document filed by Kevin Jones. (kgo) (Entered: 04/21/2014)
04/21/2014	<u>205</u>	ORDER TO RELIEVE COUNSEL re: <u>204</u> Notice filed by Kevin Jones. It is hereby ORDERED that, effective immediately, Paul, Weiss, Rifkind, Wharton & Garrison LLP and The Legal Aid Society are relieved as counsel to plaintiff Kevin Jones in the above-captioned case. SO ORDERED. ***Attorney Marisa H Lenok; Eric Alan Stone; Veronica Vela; Milton Zelermyer; John Boston and Daniel Jonathan Kramer terminated.*** (Signed by Magistrate Judge James L. Cott on 4/21/2014) (kgo) Modified on 4/21/2014 (kgo). (Entered: 04/21/2014)

05/01/2014	<u>206</u>	LETTER addressed to Magistrate Judge James L. Cott from Christopher Ramon Paga'n, dated 4/27/2014, re: Objects/and your help within the Interest of Justice. (ja) (Entered: 05/01/2014)
05/05/2014	<u>207</u>	LETTER addressed to Magistrate Judge James L. Cott, from Anthony Medina, dated 4/29/2014, re: seeking your Honor's intervention in an urgent matter which pertains to my safety and well being and the provisions of the settlement agreement. Document filed by Anthony Medina.(ja) (Main Document 207 replaced on 5/6/2014) (ja). (Entered: 05/05/2014)
05/05/2014	<u>208</u>	ORDER: The Court has received a letter dated April 29, 2014 from plaintiff Anthony Medina seeking the Court's intervention with respect to what Mr. Medina characterizes as "an urgent matter which pertains to [his] safety and well being and the provisions of the settlement agreement." It does not appear that counsel for either plaintiffs or defendants were copied on this correspondence. Accordingly, the Court will docket the letter so that it is immediately available to Counsel are directed to meet and confer about the issues set forth in the April 29 letter and then to provide the Court with a response to the letter by May 16, 2014. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 5/5/2014) Copies Sent By Chambers. (ja) (Entered: 05/05/2014)
05/08/2014	<u>209</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 4/21/2014 before Magistrate Judge James L. Cott. Court Reporter/Transcriber: Colette Cantoni, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 6/2/2014. Redacted Transcript Deadline set for 6/12/2014. Release of Transcript Restriction set for 8/11/2014.(Rodriguez, Somari) (Entered: 05/08/2014)
05/08/2014	<u>210</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 4/21/14 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...(Rodriguez, Somari) (Entered: 05/08/2014)
05/14/2014	<u>211</u>	LETTER addressed to Magistrate Judge James L. Cott from Anthony Medina dated 5/11/2014 re: Plaintiff requests that this Court ensure counsel resolve the deficiencies in the accommodations by returning him to one of the three prisons designated to house blind inmates. Document filed by Anthony Medina.(tn) (Entered: 05/14/2014)
05/16/2014	<u>212</u>	LETTER addressed to Magistrate Judge James L. Cott from Eric Alan Stone dated May 16, 2014 re: Response to the Court's May 5, 2014 Order regarding the April 29, 2014 letter from Anthony Medina. Document filed by Anthony Medina.(Stone, Eric) (Entered: 05/16/2014)
05/22/2014	<u>213</u>	ORDER: The Court has received a letter dated May 16, 2014 from counsel for Anthony Medina providing an update to the Court regarding a number of issues concerning Medina's conditions of confinement following the parties' meet-and-confer. It appears that some accommodations are being made while Medina is incarcerated at the Five Points Correctional Facility, while other issues remain open and unresolved. Accordingly, the Court directs the parties to provide a further update by letter no later than June 5, 2014SO ORDERED. (Signed by Magistrate Judge James L. Cott on 5/22/2014) Copies Sent By Chambers. (ja) (Entered: 05/22/2014)
05/29/2014	<u>214</u>	LETTER addressed to Magistrate Judge James L. Cott from Anthony Medina, dated 5/19/2014, re: in response to my April 29, 2014 letter to this Court requesting Your Honor's intervention with receiving the accommodating device and my eyewear I rely on to see... Document filed by Anthony Medina.(ja) (Entered: 05/29/2014)
06/05/2014	<u>215</u>	LETTER addressed to Magistrate Judge James L. Cott from Frederick H. Wen dated 06/5/2014 re: Meet-and-Confer Update. Document filed by Dale Artus,

		Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services.(Wen, Frederick) (Entered: 06/05/2014)
06/18/2014	<u>216</u>	STIPULATION OF DISMISSAL OF PLAINTIFF COLANTUONO'S CLAIMS: that Colantuono's claims in the above-captioned action are dismissed pursuant to Rule 41(a)(1)(A)(ii); the dismissal of Colantuono's claims provided for in paragraph 1 of this Stipulation is with prejudice provided, however, that if (a) the Private Settlement Agreement is effectuated so as to afford relief or benefits to a class of LB/SVI prisoners housed at Sullivan and/or Wende, (b) Colantuono is once again incarcerated at Sullivan or Wende during a time that class-wide relief or benefits under the Private Settlement Agreement are available to LB/SVI prisoners housed there, and (c) Colantuono meets the requirements for membership in the class of prisoners entitled to relief, then Colantuono shall be entitled to participate in the afforded relief and/or benefits as a member of the class. (Signed by Magistrate Judge James L. Cott on 6/18/2014) (tn) (Entered: 06/18/2014)
06/19/2014	<u>217</u>	STIPULATION OF DISMISSAL OF PLAINTIFF MORRISHAW'S CLAIMS: Morrishaw's claims in the above-captioned action are dismissed pursuant to Rule 41(a)(1)(A)(ii); The dismissal of Morrishaw' s claims provided for in paragraph 1 of this Stipulation is with prejudice provided, however, that if (a) the Private Settlement Agreement is effectuated so as to afford relief or benefits to a class of LB/SVI prisoners housed at Sullivan and/or Wende, (b) Morrishaw is transferred to Sullivan or Wende during a time that class-wide relief or benefits under the Private Settlement Agreement are available to LB/SVI prisoners housed there, and (c) Morrishaw meets the requirements for membership in the class of prisoners entitled to relief, then Morrishaw shall be entitled to participate in the afforded relief and/or benefits as a member of the class. (Signed by Magistrate Judge James L. Cott on 6/19/2014) (tn) (Entered: 06/19/2014)
07/02/2014	<u>218</u>	NOTICE of Substitution of Attorney. Old Attorney: Frederick H. Wen, New Attorney: Daniel Schulze, Address:. Document filed by Dale Artus, Lucy Buther(ADA Coordinator of the New York State Department of Corrections and Community Services), Karen Crowley, Darrowd Cunningham, Brian Fischer(Commissioner of the New York State Department of Corrections and Community Services), Patrick J. Griffin, Christopher Karson, The New York State Department of Corrections and Community Services. (Attachments: # <u>1</u> Affidavit Declaration in Support)(Wen, Frederick) (Entered: 07/02/2014)
07/03/2014	<u>219</u>	MEMO ENDORSEMENT on re: <u>218</u> NOTICE OF SUBSTITUTION OF ATTORNEY, filed by Karen Crowley, The New York State Department of Corrections and Community Services, Christopher Karson, Lucy Buther, Dale Artus, Patrick J. Griffin, Brian Fischer, Darrowd Cunningham. ENDORSEMENT: SO ORDERED. (Signed by Magistrate Judge James L. Cott on 7/3/2014) (ja) (Entered: 07/03/2014)
07/21/2014	<u>220</u>	LETTER addressed to Magistrate Judge James L. Cott from Eric Alan Stone dated July 21, 2014 re: CAFA notice period. Document filed by Anthony Medina.(Stone, Eric) (Entered: 07/21/2014)
07/22/2014	<u>221</u>	ORDER: The Court issued an order on April 15, 2014 giving any class member at Wende Correctional Facility who was not able to meet the original court deadline until April 29, 2014 to submit any objections to the Private Settlement Agreement to the Court. The Court thereafter received objections from one inmate, Christopher Paga'n, in several installments, which have been docketed. Nothing in these submissions alters the Court's conclusion that the Private Settlement Agreement between the parties is, in all respects, fair, reasonable, and adequate. The Court previously addressed many of the issues identified in Mr. Paga'n's submissions, or they otherwise raise individualized concerns that are beyond the scope of the present lawsuit and the Private Settlement Agreement. Counsel for Plaintiffs is directed to provide a copy of this Order to Mr. Paga'n. SO ORDERED. (Signed by Magistrate Judge James L. Cott on 7/22/2014) (kgo) (Entered: 07/22/2014)

07/22/2014	<u>222</u>	LETTER addressed to Magistrate Judge James L. Cott from Christopher R. Paga'n, dated 4/3/2014, re: Reasons for Objection(s) within the Interest of Justice to "Private Settlement Agreement" 11 Civ. 176 (LAP)(JLC) (ja) Modified on 7/23/2014 (ja). (Entered: 07/23/2014)
07/22/2014	<u>223</u>	FINAL JUDGMENT AND ORDER OF DISMISSAL WITH PREJUDICE... the Court having considered all papers filed, including the objections filed following the Fairness Hearing, and good cause having been shown, IT IS HEREBY ORDERED: Defined Terms: For purposes of this Final Judgment and Order of Dismissal with Prejudice, the Court holds that any capitalized terms used herein and not defined should be construed consistent with the definitions set forth in the Private Settlement Agreement. Approval of Settlement: Pursuant to Federal Rule of Civil Procedure 23, the Court approves the settlement set forth in the Private Settlement Agreement and finds that the Private Settlement Agreement is, in all respects, fair, reasonable, and adequate... The Court hereby finds that each element for final certification of the Class is met. The above-captioned Action is dismissed with prejudice. The Parties are to bear their own costs, except as otherwise provided in the Private Settlement Agreement... SO ORDERED. (Signed by Magistrate Judge James L. Cott on 7/22/2014) (Attachments: # <u>1</u> Appendix, # <u>2</u> Appendix)(ja) (Entered: 07/23/2014)
07/22/2014		Terminate Transcript Deadlines (ja) (Entered: 07/23/2014)
09/05/2014	<u>224</u>	LETTER addressed to Magistrate Judge James L. Cott from Anthony Medina dated 9/1/2014 re: I write seeking your Honor's intervention in matters supposedly resolved in the settlement reached by the parties. Document filed by Anthony Medina.(kgo) Modified on 9/8/2014 (kgo). (Entered: 09/08/2014)
09/05/2014	<u>225</u>	ORDER: The Court has received a letter dated September 1, 2014 from plaintiff Anthony Medina seeking the Court's intervention with respect to what Mr. Medina characterizes as "matters supposedly resolved in the settlement reached by the parties." It does not appear that counsel for either plaintiffs or defendants were copied on this correspondence. Accordingly, the Court will docket the letter so that it is immediately available to counsel. Counsel are directed to meet and confer about the issues set forth in the September 1 letter and then to provide the Court with a response to the letter by September 19, 2014. In their response, the parties should also address whether the Court has jurisdiction over Mr. Medina's ongoing concerns about his placement at Five Points Correctional Facility. (Signed by Magistrate Judge James L. Cott on 9/5/2014) Copies Sent By Chambers. (kgo) (Entered: 09/08/2014)
09/19/2014	<u>226</u>	LETTER addressed to Magistrate Judge James L. Cott from Daniel Schulze dated September 19, 2014 re: Report of the Parties' Meet and Confer Regarding Mr. Medina's Sep. 1 Letter. Document filed by The New York State Department of Corrections and Community Services.(Schulze, Daniel) (Entered: 09/19/2014)
09/23/2014	<u>227</u>	ORDER: The Court is in receipt of a letter dated September 19, 2014 from Defendants' counsel on behalf of all parties (Dkt. No. 226), responding to the Court's direction to meet and confer regarding Plaintiff Anthony Medina's September 1, 2014 letter (Dkt. No. 224). The Court expects that it will continue to receive such letters from individuals affected by the PSA who will be seeking various forms of relief from the Court. The Court intends to docket these letters (including Mr. Rivera's) on ECF for the parties' review, given that they may be relevant to any potential claims of non-compliance with the terms of the PSA. The Court will also send a letter to each individual who writes to the Court, explaining that since the case has been resolved, the Court's continuing jurisdiction is limited to conducting the non-binding mediation proceeding provided for in the PSA, and encouraging the individual to seek further remedies through the administrative processes of the prison and, failing that, any legal remedies that they deem appropriate. (Signed by Magistrate Judge James L. Cott on 9/23/2014) Copies Sent By Chambers. (kgo) (Entered: 09/23/2014)
09/23/2014	<u>228</u>	LETTER addressed to Magistrate Judge James L. Cott from John P. Rivera dated 9/13/2014 re: I ask that I be considered for any form of assistance that could bring me some degree of relief so that I for one, may receive that was is afforded to those that suffer from these same conditions, reasonable accommodations. (kgo) (Entered: 09/23/2014)

10/02/2014	<u>229</u>	LETTER addressed to Magistrate Judge James L. Cott from John P. Rivera dated 9/19/2014 re: This is my second letter that I am writing to your chambers regarding the treatment and deliberate indifference that I have been receiving at this facility, Wende CF. (kgo) (Entered: 10/02/2014)
10/02/2014	<u>230</u>	LETTER addressed to Magistrate Judge James L. Cott from Armando Colon dated 9/26/2014 re: This letter is to inform you of the failure by Darrow Cunningham, Deputy Superintendent of Programs at Sullivan Correctional Facility to comply with the Private Settlement Agreement of Medina v. Fischer. (kgo) (Entered: 10/02/2014)
01/16/2015	<u>231</u>	LETTER addressed to Magistrate Judge James L. Cott from Armando Colon dated 1/10/2014 re: Request for investigation of inmate complaint. (ajs) (Entered: 01/16/2015)