

**U.S. District Court
Northern District of Ohio (Cleveland)
CIVIL DOCKET FOR CASE #: 1:78-cv-01680-DDD**

Register, et al v. Denton, et al
Assigned to: Judge David D. Dowd, Jr
Demand: \$0
Case in other court: USDC NDO, C75-289A
USDC NDO, C78-127

Date Filed: 12/12/1978
Date Terminated: 07/23/1996
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Cause: 28:1331 Federal Question: Other Civil Rights

Plaintiff

Thomas Register

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Plaintiff

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V.

Defendant

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Defendant

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Defendant

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Defendant

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Date Filed	#	Docket Text
11/24/1975		COMPLAINT (filed orig in C75-289 A) (H,C M) (Entered: 08/19/1991)
01/07/1976		ANSWER to Complaint by defendants [filed in C75-289 A] (H,C M) (Entered: 08/19/1991)
01/07/1976		RETURN OF SERVICE executed upon defendants George F Denton, Patterson, Gray & Wheeler [defts named in orig complt & later subst in amended complt] cert mail on 12/5/75; fees: \$16.00 [filed in C75-289 A] (H,C M) Modified on 08/19/1991 (Entered: 08/19/1991)
08/26/1976		AMENDED ANSWER by defendants [filed in C75-289 A] (H,C M) (Entered: 08/19/1991)
02/06/1978		AMENDED COMPLAINT by plaintiffs (subst defts Canney & Kette for Wheeler & Patterson; adding defts Moritz & Verneulen) [filed in C75-289 A] (H,C M) (Entered: 08/19/1991)
03/24/1978		Case transferred to Toledo office & assigned to Judge Don J Young; assigned Toledo case no C78-127 (H,C M) (Entered: 08/19/1991)
05/04/1978		2 RETURNS OF SERVICE executed upon defendant Timothy B Moritz & defendant John Verneulen w/no date noted [filed in C78-127] (H,C M) (Entered: 08/19/1991)
12/12/1978		ORIGINAL file, certified copy of transfer order of Judge Young and docket sheet received from USDC Northern Dist Ohio, Western Division (Toledo) & assigned new case no C78-1680 (H,C M) (Entered: 08/19/1991)

09/28/1982		ORDER: Stip for final consent decree entered as judgment of Court; Court retains jurisdiction (issued on 9/29/82) Judge Frank J. Battisti (H,C M) (Entered: 08/19/1991)
05/08/1991		MINUTES of proceedings: before Judge Frank J. Battisti; Court reporter: none; status conf held 5/8/91; Counsel to work on final entry; status conf set 8/6/91 at 10:00 a.m. (1 pg) (H,C M) (Entered: 08/19/1991)
08/01/1991		NOTICE ; pretrial 8/22/91 at 10:00 a.m. (issued on 8/1/91) (1 pg) (H,C M) (Entered: 08/19/1991)
09/20/1991		NOTICE of pretrial conference for 2:00 p.m. on 10/2/91 (issued on 9/20/91) (1p) (R,J M M) (Entered: 09/20/1991)
09/30/1991		MOTION by pltf's to conduct post-judg discovery w/memo in supp (6 pgs) (R,J M M) (Entered: 09/30/1991)
10/01/1991		MOTION by defts' to terminate case based upon mootness w/memo & afdt in supp (6 pgs) (R,J M M) (Entered: 10/01/1991)
10/02/1991		MARGINAL ENTRY ORDER: granting pltf's 90 days to conduct post-judg discovery [0-1] (issued on 10/3/91) Judge Frank J. Battisti (H,C M) (Entered: 10/03/1991)
10/03/1991		NOTICE ; pretrial set 10/9/91 at 10:45 a.m. in Rm 302 (issued on 10/3/91) (1 pg) (H,C M) (Entered: 10/03/1991)
10/04/1991		MOTION by defts' for order allowing filing of original afdt of Greg Trout (3 pgs) (R,J M M) Modified on 10/09/1991 (Entered: 10/04/1991)
10/09/1991		MARGINAL ENTRY ORDER: granting motion for order allowing filing of original afdt of Greg Trout [0-1] (issued on 10/9/91) Judge Frank J. Battisti (R,J M M) (Entered: 10/09/1991)
10/09/1991		MINUTES of proceedings: before Judge Frank J. Battisti; Court reporter: none; conf held 10/9/91; mot for leave to file orig afdt granted; counsel exploring settl (1 pg) (H,C M) (Entered: 10/10/1991)
11/18/1991		REQUEST (1st Post-judg) by pltf's for prodctn of docmts (2 pgs) (R,J M M) (Entered: 11/18/1991)
11/18/1991		INTERROGATORIES (Post-Judg, 2nd set) by pltf's directed to Dept of Mental Health Director Michael Hogan (5 pgs) (R,J M M) (Entered: 11/18/1991)
11/18/1991		INTERROGATORIES (1st set, Post-judg) by pltf's directed to Warden Dennis Baker and/or Director Reginal Wilkinson of the OH Dept of Rehab & Correction (13 pgs) (R,J M M) (Entered: 11/18/1991)
12/27/1991		ATTORNEY SUBSTITUTION: terminating attorney Lisa A. Sotos and substituting attorney Jack W. Decker (2 pgs) (M,J) (Entered: 12/30/1991)
05/01/1992		MOTION by pltf's for leave to to file mot for ord enforcing compliance with consent decree instanter (mot attach) (2 pgs) (R,J M M) (Entered: 05/01/1992)
05/01/1992		ATTORNEY APPEARANCE on behalf of pltf's by atty William M. Saks (2 pgs) (R,J M M) (Entered: 05/01/1992)
05/04/1992		MARGINAL ENTRY ORDER: granting motion for leave to to file mot for ord enforcing compliance with consent decree instanter [0-1] (issued on 5/4/92) Judge Frank J. Battisti (R,J M M) (Entered: 05/05/1992)
05/04/1992		MOTION by pltf's to enforce compliance with consent decree w/oral argu req w/memo in supp (12+exh pgs) (R,J M M) (Entered: 05/05/1992)
05/26/1992		MOTION by defts' to extend time to reply to pltf's mot for ord enforcing compliance with consent decree w/memo in supp (3 pgs) (R,J M M) (Entered: 05/26/1992)
05/29/1992		MARGINAL ENTRY ORDER: granting motion to extend time to reply to pltf's mot for ord enforcing compliance with consent decree until 6/8/92 [0-1] (issued on 5/29/92) Judge Frank J. Battisti (R,J M M) (Entered: 05/29/1992)
06/08/1992		RESPONSE (rply) by defendant to motion to enforce compliance with consent decree w/oral argu req [0-1] (16pgs+exh) (S,R) Modified on 04/30/1993 (Entered: 06/08/1992)

		06/09/1992)
06/12/1992		MOTION by pltf's' to extend time to reply to defts' response (fld as rply) to mot for ord enforcing compliance with consent decree (2 pgs) (R,J M M) (Entered: 06/12/1992)
06/15/1992		MOTION by defts' for leave to file original afdt of Margaret A. Bagley previously incorporated in defts' reply fld on 6/8/92 (original afdt attach) (2 pgs) (R,J M M) (Entered: 06/15/1992)
06/16/1992		MARGINAL ENTRY ORDER: granting motion to extend time to reply to defts' response (fld as rply) to mot for ord enforcing compliance with consent decree until 6/22/92 [0-1] (issued on 6/16/92) Judge Frank J. Battisti (R,J M M) (Entered: 06/16/1992)
06/16/1992		MARGINAL ENTRY ORDER: granting motion for leave to file original afdt of Margaret A. Bagley previously incorporated in defts' reply fld on 6/8/92 [0-1] (issued on 6/16/92) Judge Frank J. Battisti (R,J M M) (Entered: 06/16/1992)
06/16/1992		AFFIDAVIT of Margaret A. Bagley in supp of defts' reply (resp) to mot to enforce compliance with consent decree [1-1] (2 pgs) (R,J M M) (Entered: 06/16/1992)
06/22/1992		REPLY by plaintiffs to resp of dfts to plas' motion for order enforcing compliance with consent decree re [0-1] (17 pgs + exh) (E,E) Modified on 06/23/1992 (Entered: 06/23/1992)
11/20/1992		NOTICE of hearing in room: 300, before: Judge Battisti on pltf's' motion to enforce compliance with consent decree [0-1] & defts' motion to terminate case upon mootness [0-1] at 2:00 p.m. on 12/8/92 (issued on 11/20/92) (1 pg) (S,J) (Entered: 11/23/1992)
12/16/1992		NOTICE of hearing in room: 300, before: Judge Battisti on motion to enforce compliance with consent decree [0-1] & motion to terminate case based upon mootness [0-1] at 2:30 p.m. on 1/18/93 (issued on 12/16/92) (1 pg) (S,J) (Entered: 12/16/1992)
04/05/1993		NOTICE of hearing in room: 300, before: Judge Frank Battisti ; hearing set for 10:00 a.m. on 5/3/93 (issued on 4/6/93) (1 pg) (B,BA A) Modified on 04/24/1996 (Entered: 04/06/1993)
04/06/1993		NOTICE by defts counsel of change of address (2 pgs) (B,BA A) Modified on 04/30/1993 (Entered: 04/06/1993)
04/29/1993		NOTICE of hearing in room: 300, before: Judge Frank J. Battisti on motion to enforce compliance with consent decree [0-1] & on motion to terminate case based upon mootness [0-1] at 10:00 on 5/17/93 (issued on 4/30/93) (1 pgs) (P,Sue) (Entered: 04/30/1993)
05/03/1993		MINUTES of proceedings: before Judge Frank J. Battisti ; Court reporter none status hearing held on 5/3/93 , Pending mots discussed prior to hrg; parties are trying to work out an agreement; parties are to retn to court on 6/1/93 at 10:00 a.m. to inform the court whether the case has been settl or proceed with the hrg on the mots at that time (1 pg) (S,J) (Entered: 05/03/1993)
05/19/1993		MOTION by defts Timothy B Moritz & John Verneulen to continue hrg set for 6/1/93 w/memo in supp. (3 pgs) (S,J) (Entered: 05/19/1993)
05/21/1993		RESPONSE by pltf's to defts Timothy Moritz & John Verneulen's motion to continue hrg set for 6/1/93 [0-1] (9 pgs) (S,J) (Entered: 05/21/1993)
05/24/1993		MARGINAL ENTRY ORDER granting defts Timothy Moritz & John Verneulen's motion to continue hrg set for 6/1/93 [0-1] hrg is sched for 10:00 a.m. on 7/15/93. The parties are expected to proceed to resolution of these matters as discussed on 5/3 in chambers (issued on 6/1/93) Judge Frank J. Battisti (S,J) (Entered: 06/02/1993)
05/25/1993		ATTORNEY SUBSTITUTION: terminating attorney Steven William Ritz for John Verneulen, for Timothy B Moritz, for Neil Kette, John Canney, George F. Denton F Denton, John Canney, Neil Kette, Timothy B Moritz, John Verneulen and substituting attorney Joseph Mancini (2 (S,J) (Entered: 05/26/1993)

07/14/1993	MINUTES of proceedings: before Judge Frank J. Battisti ; Court reporter none telephone conference held 7/14/93 , the 7/15/ hrg is cancelled; joint stat rpt to be fld by 7/29/93; hrg or mtg may be set after reviewing that rpt (1 pg) (S,J) (Entered: 07/15/1993)
07/27/1993	STATUS Report (jt) by pltfs & defts. (3 pgs) (S,J) (Entered: 07/28/1993)
02/03/1994	ATTORNEY APPEARANCE on behalf of pltfs by atty Alphonse Adam Gerhardstein (2 pgs) (S,J) (Entered: 02/04/1994)
07/15/1994	MOTION (jt) by pltfs & defts to stay action until parties submit a jt stat report w/memo in supp. (6+exh pgs) (S,J) (Entered: 07/15/1994)
08/17/1994	MARGINAL ENTRY ORDER granting Jt mot of ptys to stay action until parties submit a jt stat report [0-1] (issued) Judge Frank J. Battisti (M,J A A) (Entered: 08/18/1994)
11/01/1994	GENERAL ORDER 94-29 transferring this case to Sen. Circuit Judge Robert B. Krupansky . By Chief Judge Thomas D. Lambros. 1pg. (issued). (S,J) (Entered: 11/02/1994)
01/03/1995	MOTION by pltfs & defts to extend stay of procdgs until 7/3/95 AND (13 pgs) (S,J) (Entered: 01/04/1995)
01/03/1995	STATUS Report by pltfs & defts. (13 pgs) (S,J) (Entered: 01/04/1995)
01/10/1995	MARGINAL ENTRY ORDER: granting joint motion to extend stay of procdgs until 7/3/95 [0-1] (issued on 1/10/95) Sen. Circuit Judge Robert B. Krupansky (B,BA A) (Entered: 01/10/1995)
06/19/1995	ATTORNEY SUBSTITUTION for defts John Verneulen, Timothy B Moritz, Neil Kette, John Canney, George F Denton substituting atty Joseph Mancini. (2 pgs) (S,J) (Entered: 06/22/1995)
06/27/1995	MOTION (jt) by pltfs & defts to extend stay of procdgs until 1/3/96 AND. (5+exh pgs) (S,J) (Entered: 06/27/1995)
06/27/1995	STATUS Report (jt) by pltfs & defts. (5+exh pgs) (S,J) (Entered: 06/27/1995)
07/03/1995	ORDER granting jt motion to extend stay of procdgs until 1/3/96 [0-1] (issued) (1 pg) Sen. Circuit Judge Robert B. Krupansky (S,J) (Entered: 07/05/1995)
10/25/1995	MOTION by pltfs to withdraw attorney Gordon J. Beggs w/memo in supp. (3 pgs) (S,J) (Entered: 10/25/1995)
10/30/1995	MARGINAL ENTRY ORDER: granting pltfs' motion to withdraw attorney Gordon J. Beggs [0-1] attorney Gordon J. Beggs for Ronald Baylor, attorney Gordon J. Beggs for Thomas Register, attorney Gordon J. Beggs for Samuel Bryan (issued on 10/30/95) Sen. Circuit Judge Robert B. Krupansky (K,V) (Entered: 10/31/1995)
01/03/1996	JOINT MOTION by parties to extend stay and joint status report (4 pgs) (S,R) Modified on 01/11/1996 (Entered: 01/04/1996)
01/08/1996	MARGINAL ENTRY ORDER granting jt motion to extend stay until 1/5/96 and joint status report [0-1] (issued on 1/8/96) Sen. Circuit Judge Robert B. Krupansky (S,J) (Entered: 01/11/1996)
01/16/1996	THIRD MOTION (joint) by parties to stay procdgs (4 pgs) (K,V) (Entered: 01/16/1996)
01/23/1996	MARGINAL ENTRY ORDER: granting jt motion to ext stay of procdgs [0-1] (issued on 1/23/96) Sen. Circuit Judge Robert B. Krupansky (K,V) (Entered: 01/24/1996)
02/14/1996	ATTORNEY SUBSTITUTION: terminating atty William M. Saks by pltfs and substituting atty Joan M. Englund (2 pgs) (H,D) Modified on 02/15/1996 (Entered: 02/15/1996)
02/14/1996	FOOURTH JOINT MOTION by ptys to ext stay until 4/15/96 (3 pgs) (M,J A A) (Entered: 02/15/1996)

03/01/1996		ORDER: Pursuant to General Order 96-15 case transferred to the Honorable Judge David D. Dowd Jr. by Chief Judge George W. White (issued 03/01/96) (1 pg). (H,D) Modified on 04/24/1996 (Entered: 03/01/1996)
03/13/1996		ORDER: denying dfts' mot to enforce compliance with consent decree w/oral argu req w/o prej to its being refiled if need be [0-1]; FURTHER, denying dfts' motion to terminate case based upon mootness [0-1]; FURTHER, stat conf sched for 12:00 Noon 3/19/96 ; FURTHER, counsel for all ptys shall attend. (issued on 3/13/96) (2 pgs) Judge David D. Dowd Jr. (M,F) Modified on 04/24/1996 (Entered: 03/13/1996)
03/15/1996		NOTICE OF ATTORNEY APPEARANCE on behalf of defts by attys William J. McGinnis, Janet Arbogast & Joseph Mancini. (2 pgs) (H,D) Modified on 03/20/1996 (Entered: 03/18/1996)
03/18/1996		MOTION by dfts to w/draw atty Steven W. Ritz . (2 pgs) (M,F) Modified on 03/20/1996 (Entered: 03/18/1996)
03/19/1996		MARGINAL ENTRY ORDER granting OH correctional dfts' motion to w/draw atty Steven W. Ritz [4-1]. (issued on 3/19/96) Judge David D. Dowd Jr. (R,J A) (Entered: 03/19/1996)
03/19/1996		LETTER to Judge Dowd from Franklin J. Hickman advising neither Edward Stege nor Charles Delbaum were ever involved in this case. (4 pgs) (R,J A) Modified on 03/20/1996 (Entered: 03/19/1996)
03/19/1996		ORDER: Status hearing held 3/19/96 ; the court gave dfts lv until 4/15/96 to file a mot to terminate the case; plas are given lv to file a resp no later than 5/6/96 & dfts may file a reply no later than 5/13/96. (issued on 3/19/96) (2 pgs) Judge David D. Dowd Jr. (M,F) Modified on 04/24/1996 (Entered: 03/20/1996)
04/10/1996		MOTION by dfts to extend time until 4/22/96 to file mot to terminate (4 pgs) (P,S) Modified on 04/24/1996 (Entered: 04/10/1996)
04/11/1996		MARGINAL ENTRY ORDER granting dfts' motion to extend time until 4/22/96 to file mot to terminate [7-1] (issued on 4/11/96) Judge David D. Dowd Jr. (P,S) (Entered: 04/12/1996)
04/22/1996		MOTION by dfts to dismiss case w/memo & exhs. (206 pgs) (M,F) Modified on 06/14/1996 (Entered: 04/22/1996)
05/06/1996		MOTION by dfts to subst orig afdts of Susan Kenworthy, Nicholas G. Menedis, Brian K. Cain & Margaret A. Bagley to replace copies subm w/dfts' mot to terminate (afdts attach).(24 pgs) (M,F) (Entered: 05/06/1996)
05/08/1996		ORDER: granting motion by dfts to subst orig afdts of Susan Kenworthy, Nicholas G. Menedis, Brian K. Cain & Margaret A. Bagley [0-1]. (issued on 5/9/96) (1 pg) Judge David D. Dowd Jr. (M,F) (Entered: 05/09/1996)
05/10/1996		MOTION by plas for an ext until 6/3/96 to file memo in opp to dfts' mot to terminate w/memo. (6 pgs) (M,F) (Entered: 05/13/1996)
05/13/1996		MARGINAL ENTRY ORDER: granting motion by plas for an ext until 6/3/96 to file memo in opp to dfts' mot to terminate [0-1]. (issued on 5/14/96) Judge David D. Dowd Jr. (M,F) (Entered: 05/14/1996)
05/28/1996		SUPPLEMENTAL MEMORANDUM by dfts in support of dfts' mot to terminate [0-1]. (3 pgs) (M,F) (Entered: 05/28/1996)
05/30/1996		MOTION by plas for an ext until 6/13/96 to file memo in opp to dfts' mot to terminate w/memo. (6 pgs) (M,F) (Entered: 05/30/1996)
05/30/1996		MARGINAL ENTRY ORDER: granting motion by plas for an ext until 6/13/96 to file memo in opp to dfts' mot to terminate [0-1]. Further, last leave per Judge Dowd. (issd on 5/30/96) Judge David D. Dowd Jr. (K,Chr) (Entered: 05/30/1996)
06/13/1996		MOTION by plas to exceed page limitation (brf & exhs attach). (4 pgs) (M,F) (Entered: 06/13/1996)
06/14/1996		MARGINAL ENTRY ORDER: granting motion by plas to exceed page limitation [0-1]. (issued on 6/14/96) Judge David D. Dowd Jr. (M,F) (Entered: 06/14/1996)

06/14/1996		BRIEF by plas in opposition to dfts' motion to terminate. [0-1]. (74 pgs) (M,F) Modified on 06/14/1996 (Entered: 06/14/1996)
06/14/1996		EXHIBITS by plas to plas' brf in opp to dfts' mot to terminate. (Vol I) (1 1/2 inch pgs) (M,F) (Entered: 06/14/1996)
06/14/1996		EXHIBITS by plas to plas' brf in opp to dfts' mot to terminate. (Vol II) (1 1/2 inch pgs) (M,F) (Entered: 06/14/1996)
06/20/1996		MOTION by dfts for an ext until 7/18/96 to file reply to plas' brf in opp to dfts' mot to terminate w/afdt. (5 pgs) (M,F) (Entered: 06/20/1996)
06/21/1996		ORDER: denying motion by dfts for an ext until 7/18/96 to file reply to plas' brf in opp to dfts' mot to terminate [0-1]; FURTHER, The court's orig ord gave the dfts 7 days from the filing of the plas' resp brf to file a reply; Dfts state that the resp brf which was filed on June 13 was not recd until June 17; The court grants dfts lv of 7 days from recpt of the brf or until 7/1/96 to file & serve a resp. (issued on 6/21/96) (2 pgs) Judge David D. Dowd Jr. (M,F) (Entered: 06/24/1996)
06/21/1996		ORDER: The court's ord denying the dfts' mot for a 30-day ext to file a reply brf was confusing as to the date the reply brf is now due; The court issues this ord to clarify that dfts have lv until 7/1/96 to file & serve their reply brf. (issued on 6/21/96) (1 pg) Judge David D. Dowd Jr. (M,F) (Entered: 06/24/1996)
07/01/1996		REPLY by defts to pltfs' brief in opp to defts' mot to dismiss case [0-1] (exh & 18 pgs) (H,D) (Entered: 07/01/1996)
07/05/1996		MOTION by plaintiffs for leave to file resp to dfts' reply to plas' brf in opp to dfts' mot to terminate (attached) w/exh. (14 pgs) (R,J A) (Entered: 07/05/1996)
07/16/1996		MOTION by plas' counsel Harold L. Williams to withdraw . (2 pgs) (M,F) (Entered: 07/16/1996)
07/17/1996		MARGINAL ENTRY ORDER: granting motion by plas' counsel Harold L. Williams to withdraw [0-1]. (issued on 7/17/96) Judge David D. Dowd Jr. (M,F) (Entered: 07/17/1996)
07/23/1996		MEMORANDUM OPINION granting dfts' motion to dismiss case [0-1] (issued on 7/23/96) (14 pgs) Judge David D. Dowd Jr. (P,S) (Entered: 07/24/1996)
07/23/1996		JUDGMENT ENTRY dissolving the consent decree and closing case (issued on 7/23/96) (1 pg) Judge David D. Dowd Jr. (P,S) (Entered: 07/24/1996)
08/01/1996		RESPONSE by plaintiffs to dfts' reply to pla's brf in opp to dfts' mot to terminate w/exh. (10 pgs) (R,J A) Modified on 08/02/1996 (Entered: 08/02/1996)
08/01/1996		ORDER granting plas' motion for leave to file resp to dfts' reply to plas' brf in opp to dfts' mot to terminate [0-1]. (issued on 8/1/96) (1 pg) Judge David D. Dowd Jr. (R,J A) (Entered: 08/02/1996)