

U.S. District Court
United States District Court for the District of Connecticut (New Haven)
CIVIL DOCKET FOR CASE #: 3:12-cv-01652-AWT

USA v. East Haven et al
Assigned to: Judge Alvin W. Thompson
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 11/20/2012
Date Terminated: 12/21/2012
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

USA

represented by **Aaron S Fleisher**
U.S. Department of Justice—Civil Rights
Special Lit. Sec., Civil Rights Div.
950 Pennsylvania Avenue NW
Washington, DC 20035-6400
202-307-6457
Fax: 202-514-0212
Email: aaron.fleisher@usdoj.gov
TERMINATED: 06/27/2013
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Anika Gzifa
U.S. Department of Justice—Civil Rights
Civil Rights Division
601 D Street NW Room 5504
Washington, DC 20004
202-305-3216
Email: anika.gzifa@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John B. Hughes
U.S. Attorney's Office—NH
157 Church St., 23rd floor
New Haven, CT 06510
203-821-3802
Fax: 203-773-5373
Email: john.hughes@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michelle Lynn McConaghy
U.S. Attorney's Office—NH
157 Church St., 23rd floor
New Haven, CT 06510
203-821-3700
Fax: 203-773-5373
Email: michelle.mcconaghy@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Town of East Haven

represented by **Lawrence C. Sgrignari**
Gesmonde Pietresimone & Sgrignari, LLC
3127 Whitney Ave.
Hamden, CT 06518
203-407-4200 x323

Fax: 203-407-4210
 Email: lsgnari@gpsp.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sheila J. Hall
 Gesmonde, Pietresimone, Sgrignari,
 Pinkus & Sachs
 3127-3129 Whitney Ave.
 Hamden, CT 06518
 203-407-4200
 Fax: 203-407-4210
 Email: shall@gpsp.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**East Haven BD of Police Comm**

represented by **Lawrence C. Sgrignari**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sheila J. Hall
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/20/2012	<u>1</u>	COMPLAINT against All Defendants, filed by USA. (Attachments: # <u>1</u> Exhibit A)(Hughes, John) (Entered: 11/20/2012)
11/20/2012		Judge Alvin W. Thompson added. (Oliver, T.) (Entered: 11/20/2012)
11/20/2012	<u>2</u>	Joint MOTION for Entry of Settlement Agreement Order by USA. (Attachments: # <u>1</u> Proposed Settlement Agreement)(Hughes, John) (Entered: 11/20/2012)
11/20/2012	<u>3</u>	Order on Pretrial Deadlines: Motions to Dismiss due on 2/20/13. Amended Pleadings due by 1/19/2013 Discovery due by 5/22/2013 Dispositive Motions due by 6/21/2013. Signed by Clerk on 11/20/12. (Ferguson, L.) (Entered: 11/20/2012)
11/20/2012	<u>4</u>	ELECTRONIC FILING ORDER – PLEASE ENSURE COMPLIANCE WITH COURTESY COPY REQUIREMENTS IN THIS ORDER. Signed by Judge Alvin W. Thompson on 11/20/12. (Ferguson, L.) (Entered: 11/20/2012)
11/20/2012	<u>5</u>	NOTICE TO COUNSEL: Counsel initiating or removing this action is responsible for serving all parties with attached documents and copies of <u>2</u> Joint MOTION for Entry of Settlement Agreement Order filed by USA, <u>4</u> Electronic Filing Order, <u>1</u> Complaint filed by USA, <u>3</u> Order on Pretrial Deadlines. Signed by Clerk on 11/20/12. (Ferguson, L.) (Entered: 11/20/2012)
11/20/2012	<u>6</u>	NOTICE of Appearance by Sheila J. Hall on behalf of Town of East Haven, East Haven BD of Police Comm (Hall, Sheila) (Entered: 11/20/2012)
11/26/2012	<u>7</u>	NOTICE of Appearance by Anika Gzifa on behalf of USA (Gzifa, Anika) (Entered: 11/26/2012)
11/27/2012	<u>8</u>	NOTICE of Appearance by Lawrence C. Sgrignari on behalf of Town of East Haven, East Haven BD of Police Comm (Sgrignari, Lawrence) (Entered: 11/27/2012)
12/07/2012	<u>9</u>	NOTICE of Appearance by Aaron S Fleisher on behalf of USA (Fleisher, Aaron) (Entered: 12/07/2012)
12/21/2012	10	ORDER: The Joint Motion for Entry of the Parties Agreement on Constitutional and Effective Policing as an Order and For Conditional Dismissal (Doc. No. <u>2</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 12/21/2012.

		(Trachtenberg, L) (Entered: 12/21/2012)
12/21/2012	<u>11</u>	Agreement for Effective and Constitutional Policing. Signed by Judge Alvin W. Thompson on 12/21/12. (Ferguson, L.) (Entered: 12/21/2012)
12/21/2012	<u>12</u>	ORDER: This case is hereby conditionally dismissed. The Clerk shall close the case. It is so ordered. Signed by Judge Alvin W. Thompson on 12/21/2012. (Trachtenberg, L) (Entered: 12/21/2012)
12/21/2012		JUDICIAL PROCEEDINGS SURVEY: The following link to the confidential survey requires you to log into CM/ECF for SECURITY purposes. Once in CM/ECF you will be prompted for the case number. Although you are receiving this survey through CM/ECF, it is hosted on an independent website called SurveyMonkey. Once in SurveyMonkey, the survey is located in a secure account. The survey is not docketed and it is not sent directly to the judge. To ensure anonymity, completed surveys are held up to 90 days before they are sent to the judge for review. We hope you will take this opportunity to participate, please click on this link: https://ecf.ctd.uscourts.gov/cgi-bin/Dispatch.pl?survey (Ferguson, L.) (Entered: 12/21/2012)
02/19/2013	<u>13</u>	Joint NOTICE by Town of East Haven, East Haven BD of Police Comm, USA re <u>11</u> Order on Selection of Joint Compliance Expert (Hughes, John) (Entered: 02/19/2013)
02/25/2013	14	ORDER: The Joint Notice of Selection of Joint Compliance Expert (Doc. No. <u>13</u>) is hereby APPROVED. It is so ordered. Signed by Judge Alvin W. Thompson on 02/22/2013.(Trachtenberg, L) (Entered: 02/25/2013)
06/25/2013	<u>15</u>	MOTION for Aaron Fleisher to Withdraw as Attorney by USA. (Fleisher, Aaron) (Entered: 06/25/2013)
06/27/2013	16	ORDER: The Motion to Withdraw (Doc. No. <u>15</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 06/26/2013. (Trachtenberg, L) (Entered: 06/27/2013)
06/28/2013	<u>17</u>	Joint STATUS REPORT by USA, Town of East Haven, East Haven Bd of Police Comm . (Hughes, John) Modified on 7/1/2013 to include additional filers (Ferguson, L.). (Entered: 06/28/2013)
07/01/2013		Docket Entry Correction re <u>17</u> Joint Status Report: modified to include additional filers (defendants) (Ferguson, L.) (Entered: 07/01/2013)
07/17/2013	<u>18</u>	NOTICE of Appearance by Michelle Lynn McConaghy on behalf of USA (McConaghy, Michelle) (Entered: 07/17/2013)
07/17/2013	<u>19</u>	Joint MOTION to Modify Certain Provisions of the Agreement for Effective and Constitutional Policing re <u>11</u> Order by Town of East Haven, East Haven BD of Police Comm, USA.Responses due by 8/7/2013 (McConaghy, Michelle) (Entered: 07/17/2013)
07/19/2013	<u>20</u>	NOTICE by Town of East Haven, East Haven BD of Police Comm, USA of filing of Joint Compliance Expert Semi-Annual Report (Attachments: # <u>1</u> Report of Joint Compliance Expert)(Hughes, John) (Entered: 07/19/2013)
11/18/2013	21	ORDER: The Motion to Modify Certain Provisions of the Agreement for Effective and Constitutional Policing (Doc. No. <u>19</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 11/18/2013. (Bowers, J.) (Entered: 11/18/2013)
12/03/2013	<u>22</u>	Joint MOTION to Amend/Correct <u>11</u> Order Agreement For Effective And Constitutional Policing by Town of East Haven, East Haven BD of Police Comm, USA.Responses due by 12/24/2013 (Hughes, John) (Entered: 12/03/2013)
12/10/2013	23	ORDER: The Motion to Amend/Correct the Agreement for Effective and Constitutional Policing (Doc. No. <u>22</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 12/10/2013. (Bowers, J.) (Entered: 12/10/2013)
12/23/2013	<u>24</u>	Joint NOTICE by Town of East Haven, East Haven BD of Police Comm, USA of Filing of Modified Settlement Agreement (Attachments: # <u>1</u> Modified Settlement Agreement)(McConaghy, Michelle) (Entered: 12/23/2013)

01/27/2014	<u>25</u>	NOTICE by Town of East Haven, East Haven BD of Police Comm, USA re <u>24</u> Notice (Other) (Attachments: # <u>1</u> Exhibit 365 Day Compliance Report by Joint Compliance Expert)(Hughes, John) (Entered: 01/27/2014)
02/06/2014	26	ORDER: The 365–Day Compliance Report (Doc. No. <u>25</u>) is hereby REVIEWED and ACCEPTED. It is so ordered. Signed by Judge Alvin W. Thompson on 02/06/2014. (Bowers, J.) (Entered: 02/06/2014)
04/10/2014	<u>27</u>	Joint MOTION to Amend/Correct <u>11</u> Order, 10 Order on Motion for Order, <u>12</u> Order <i>Motion to Modify Certain Provisions of the Agreement for Effective and Constitutional Policing</i> by Town of East Haven, East Haven BD of Police Comm.Responses due by 5/1/2014 (Sgrignari, Lawrence) (Entered: 04/10/2014)
04/15/2014	28	ORDER: The Motion to Amend/Correct the Agreement for Effective and Constitutional Policing (Doc. No. <u>27</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 04/15/2014. (Bowers, J.) (Entered: 04/15/2014)
08/14/2014	<u>29</u>	Joint NOTICE by USA re 14 Order on <i>Joint Compliance Expert</i> (Hughes, John) (Entered: 08/14/2014)
08/15/2014	30	ORDER: The Joint Notice of Replacement of Independent Joint Compliance Expert (Doc. No. <u>29</u>) is hereby APPROVED. It is so ordered. Signed by Judge Alvin W. Thompson on 08/15/2014. (Bowers, J.) (Entered: 08/15/2014)
08/29/2014	<u>31</u>	NOTICE by USA of <i>Filing of 18–Month Compliance Report</i> (Attachments: # <u>1</u> Agreement for Effective and Constitutional Policing 18–Month Compliance Report)(McConaghy, Michelle) (Entered: 08/29/2014)
10/07/2014	32	ORDER: The 18–month Compliance Report (Doc. No. <u>31</u>) has been REVIEWED and ACCEPTED. It is so ordered. Signed by Judge Alvin W. Thompson on 10/07/2014. (Koehler, S) (Entered: 10/07/2014)
12/16/2014	<u>33</u>	Joint MOTION to Amend/Correct <u>11</u> Order to <i>Modify Certain Provisions of the Agreement for Effective and Constitutional Policing</i> by Town of East Haven, East Haven BD of Police Comm.Responses due by 1/6/2015 (Hall, Sheila) (Entered: 12/16/2014)
12/19/2014	34	ORDER: The Joint Motion to Modify Certain Provisions of the Agreement for Effective and Constitutional Policing (Doc. No. <u>33</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 12/19/2014. (Koehler, S) (Entered: 12/19/2014)
03/24/2015	<u>35</u>	NOTICE by USA (Attachments: # <u>1</u> COMBINED TWO–YEAR COMPREHENSIVE REPORT)(McConaghy, Michelle) (Entered: 03/24/2015)
06/16/2015	36	ORDER: The Notice of Filing of Agreement for Effective and Constitutional Policing Combined Two–Year Comprehensive Report and 24–Month Compliance Report (Doc. No. <u>35</u>) is hereby APPROVED. It is so ordered. Signed by Judge Alvin W. Thompson on 06/16/2015. (Koehler, S) (Entered: 06/16/2015)
09/25/2015	<u>37</u>	NOTICE by USA re <u>11</u> Order <i>Joint Compliance Expert's 30–Month Compliance Report</i> (Attachments: # <u>1</u> Exhibit Joint Compliance Expert's 30–Month Compliance Report)(Hughes, John) (Entered: 09/25/2015)
09/25/2015	<u>38</u>	CERTIFICATE OF SERVICE by USA re <u>37</u> Notice (Other) of <i>Filing of joint Compliance Expert's 30–Month Compliance Report</i> (Hughes, John) (Entered: 09/25/2015)
11/18/2015	39	ORDER: The 30–month Compliance Report (Doc. No. <u>37</u>) has been REVIEWED and ACCEPTED. (The court assumes that in the first full paragraph on page 10 (first line) the reference is to a six percentage point difference.) It is so ordered. Signed by Judge Alvin W. Thompson on 11/18/15. (Mata, E.) (Entered: 11/18/2015)
02/05/2016	<u>40</u>	Joint MOTION to Amend/Correct <u>24</u> Notice (Other) <i>Settlement Agreement</i> by USA.Responses due by 2/26/2016 (Hughes, John) (Entered: 02/05/2016)
02/10/2016	41	ORDER: Joint Motion to Modify Certain Provisions of the Agreement for Effective and Constitutional Policing (Doc. No. <u>40</u>) is hereby GRANTED. It is so ordered. Signed by Judge Alvin W. Thompson on 2/10/2016. (Calle, K) (Entered: 02/10/2016)

05/06/2016	<u>42</u>	NOTICE by USA re <u>11</u> Order of Filing of Joint Compliance Expert's 36 Month Compliance Report (Attachments: # <u>1</u> Exhibit JCE 36 Month Compliance Report)(Hughes, John) (Entered: 05/06/2016)
06/21/2016	43	ORDER: The 36-month Compliance Report (Doc. No. <u>42</u>) has been REVIEWED and ACCEPTED. It is so ordered. Signed by Judge Alvin W. Thompson on 6/21/16.(Mata, E.) (Entered: 06/21/2016)
09/26/2016	<u>44</u>	Joint NOTICE by USA of Filing of 42-Month Compliance Report (Attachments: # <u>1</u> 42-Month Compliance Report)(McConaghy, Michelle) (Entered: 09/26/2016)
12/07/2016	45	ORDER: The 42-Month Compliance Report (Doc. No. [44-1]) has been REVIEWED and ACCEPTED. It is ordered. Signed by Judge Alvin W. Thompson on 12/7/16. (Mata, E.) (Entered: 12/07/2016)
04/28/2017	<u>46</u>	Joint NOTICE by USA of Status of 48-Month Report of Joint Compliance Expert (McConaghy, Michelle) (Entered: 04/28/2017)
05/03/2017	47	ORDER: The joint Notice (Doc. No. <u>46</u>) of intention to file the 48 Month Report of the Joint Compliance Expert by May 16, 2017 is hereby APPROVED. Signed by Judge Alvin W. Thompson on 5/3/17. (Mata, E.) (Entered: 05/03/2017)
05/15/2017	<u>48</u>	NOTICE by USA of Filing 48 Month Compliance Report (Attachments: # <u>1</u> Agreement for Effective and Constitutional Policing 48 Month Report)(McConaghy, Michelle) (Entered: 05/15/2017)
07/13/2017	49	ORDER: The 48-Month Compliance Report (Doc. No. <u>48</u> -1) has been REVIEWED and ACCEPTED. Signed by Judge Alvin W. Thompson on 7/13/17. (Mata, E.) (Entered: 07/13/2017)