

**U.S. District Court
District of New Jersey [LIVE] (Newark)
CIVIL DOCKET FOR CASE #: 2:08-cv-00426-FSH-PS**

LIMA v. NEWARK POLICE DEPARTMENT et al
Assigned to: Judge Faith S. Hochberg
Referred to: Magistrate Judge Patty Shwartz
Case in other court: Third Circuit, 10-01743
Third Circuit, 10-01832
Cause: 42:1983 Civil Rights Act

Date Filed: 01/23/2008
Date Terminated: 02/22/2010
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Mediator

JOHN W. BISSELL
TERMINATED: 08/20/2009

represented by **JOHN W. BISSELL**
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TERMINATED: 08/20/2009
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ATTORNEY TO BE NOTICED

Plaintiff

ROBERTO LIMA

represented by **BAHER AZMY**
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V.

Defendant

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Defendant

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LEAD ATTORNEY
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GARY S. LIPSHUTZ
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Defendant

SAMUEL DEMAIO

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Defendant

LYDELL JAMES

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MONICA Y. CHO
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ATTORNEY TO BE NOTICED

Defendant

JOHN DOE
an employee of the Newark Police
Department, City of Newark, N.J.
TERMINATED: 09/11/2008

Defendant

JOSE ALICEA

represented by **RONALD J. RICCI**
RICCI &FAVA L.L.C.
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Defendant

Lieutenant MICHAEL LATORRE

represented by **RONALD J. RICCI**
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ATTORNEY TO BE NOTICED

Defendant

Detective Marquis Carter
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
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MACNEILL & STRAUCHLER, PA
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Defendant

Lieutenant JOHN BREWINGTON
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**Assistant Prosecutor ROMESH
SUKHDEO**
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**Assistant Prosecutor ROGER J.
IMHOF**
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cross Claimant

Lieutenant MICHAEL LATORRE

represented by **RONALD J. RICCI**
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V.

Cross Defendant

NEWARK POLICE DEPARTMENT

represented by **DIEGO F. NAVAS**
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TERMINATED: 09/15/2009
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

GARY S. LIPSHUTZ
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cross Claimant

SAMUEL DEMAIO

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LEAD ATTORNEY
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MONICA Y. CHO
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Cross Claimant

LYDELL JAMES

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MONICA Y. CHO
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V.

Cross Defendant

NEWARK POLICE DEPARTMENT

represented by **DIEGO F. NAVAS**
(See above for address)
TERMINATED: 09/15/2009
LEAD ATTORNEY
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GARY S. LIPSHUTZ
(See above for address)
LEAD ATTORNEY
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Cross Claimant

Detective Marquis Carter
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cross Claimant

Lieutenant JOHN BREWINGTON
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
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LEAD ATTORNEY
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Cross Claimant

Assistant Prosecutor ROMESH SUKHDEO
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Cross Claimant

Assistant Prosecutor ROGER J. IMHOF
TERMINATED: 09/28/2009

represented by **FREDERICK BENNO POLAK**
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ATTORNEY TO BE NOTICED

V.

Cross Defendant

Lieutenant MICHAEL LATORRE

represented by **RONALD J. RICCI**
(See above for address)

*LEAD ATTORNEY
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Cross Defendant

NEWARK POLICE DEPARTMENT

represented by **DIEGO F. NAVAS**
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TERMINATED: 09/15/2009
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GARY S. LIPSHUTZ
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Cross Defendant

SAMUEL DEMAIO

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Cross Defendant

LYDELL JAMES

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TERMINATED: 01/26/2009
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RAVINDER S. BHALLA
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MONICA Y. CHO
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Cross Defendant

GARRY MCCARTHY

represented by **DIEGO F. NAVAS**
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LEAD ATTORNEY
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GARY S. LIPSHUTZ
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LEAD ATTORNEY
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Cross Defendant

JOSE ALICEA

represented by **RONALD J. RICCI**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
01/23/2008	<u>1</u>	COMPLAINT against NEWARK POLICE DEPARTMENT, GARRY MCCARTHY, SAMUEL DEMAIO, LYDELL JAMES, JOHN DOE (Filing fee \$ 350 receipt number 1828192.), filed by ROBERTO LIMA. (Attachments: # <u>1</u> CIV COV SHT)(dr,) (Entered: 01/25/2008)
01/25/2008	<u>2</u>	Summons Issued as to NEWARK POLICE DEPARTMENT, GARRY MCCARTHY, SAMUEL DEMAIO, LYDELL JAMES. Days Due – 20. (dr,) (Entered: 01/25/2008)
02/29/2008	<u>3</u>	ANSWER to Complaint by NEWARK POLICE DEPARTMENT. (Attachments: # <u>1</u> cover letter)(NAVAS, DIEGO) (Entered: 02/29/2008)
03/13/2008	<u>4</u>	SCHEDULING ORDER, (Scheduling Conference set for 5/16/2008 12:00 PM in Newark – Courtroom 10 before Magistrate Judge Patty Shwartz.) Signed by Magistrate Judge Patty Shwartz on 3/13/08. (aa,) (Entered: 03/14/2008)
03/31/2008	<u>5</u>	ANSWER to Complaint by GARRY MCCARTHY. (Attachments: # <u>1</u> Cover letter)(NAVAS, DIEGO) (Entered: 03/31/2008)
04/02/2008	<u>6</u>	ANSWER to Complaint by SAMUEL DEMAIO. (Attachments: # <u>1</u> cover letter)(NAVAS, DIEGO) (Entered: 04/02/2008)
04/02/2008	<u>7</u>	ANSWER to Complaint by LYDELL JAMES. (Attachments: # <u>1</u> cover letter)(NAVAS, DIEGO) (Entered: 04/02/2008)
05/12/2008	<u>8</u>	STATUS REPORT <i>Joint Discovery Plan</i> by ROBERTO LIMA, NEWARK POLICE DEPARTMENT, GARRY MCCARTHY, SAMUEL DEMAIO, LYDELL JAMES, JOHN DOE. (AZMY, BAHER) (Entered: 05/12/2008)
05/16/2008	<u>9</u>	PRETRIAL SCHEDULING ORDER: Settlement Conference set for 6/25/2008 11:00 AM before Magistrate Judge Patty Shwartz. Final Pretrial Conference set for 2/3/2009 01:00 PM before Magistrate Judge Patty Shwartz. Fact Discovery due by 11/11/2008; etc.. Signed by Magistrate Judge Patty Shwartz on 5/16/08. (sr,) (Entered: 05/19/2008)
05/16/2008		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Scheduling Conference held on 5/16/2008. (aa,) (Entered: 05/28/2008)
06/16/2008		TEXTORDER, (The settlement conference scheduled for June 25, 2008 has been rescheduled for 8/11/2008 01:00 PM before Magistrate Judge Patty Shwartz. Trial counsel and clients with full settlement authority are required to attend.)ORDERED by Magistrate Judge Patty Shwartz on 6/16/08. (Liriano, I) (Entered: 06/16/2008)
08/11/2008	<u>10</u>	NOTICE of Appearance by EMILY B. GOLDBERG on behalf of ROBERTO LIMA (GOLDBERG, EMILY) (Entered: 08/11/2008)
08/11/2008		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Settlement Conference held on 8/11/2008. (aa,) (Entered: 08/25/2008)
08/12/2008	<u>11</u>	ORDER ON INFORMAL APPL. & AMENDED PRETRIAL SCHEDULING ORDER, (Amended Pleadings due by 9/26/2008., Discovery due by 11/11/2008., Pretrial Order due by 1/27/2009., Final Pretrial Conference set for 2/3/2009 01:00 PM before Magistrate Judge Patty Shwartz., Status Conference set for 10/21/2008 01:00 PM before Magistrate Judge Patty Shwartz.); etc.. Signed by Magistrate Judge Patty Shwartz on 8/11/08. (DD,) (Entered: 08/12/2008)
09/04/2008	<u>12</u>	Letter from Emily B. Goldberg re: Unresolved Discovery Disputes. (Attachments: # <u>1</u> Affidavit of Emily B. Goldberg)(GOLDBERG, EMILY) (Entered: 09/04/2008)
09/05/2008	<u>13</u>	Exhibit to <u>12</u> Letter by ROBERTO LIMA. (GOLDBERG, EMILY) (Entered: 09/05/2008)

09/08/2008		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on 9/8/2008. (aa,) (Entered: 09/09/2008)
09/10/2008	<u>14</u>	ORDER ON INFORMAL APPL. that, no later than 9/15/08, the defts. shall produce the statistics subm. to the Atty. Gen. that reflect cmps. that members of the Police Dept. arrested a person w/out probable cause; that, no later than 9/10/08, the pltf. file his Amended Cmp. that substitutes the "John Doe" for the individual he believes participated in his arrest; that any consent order or motion for leave to file a Second Amended Cmp. shall be fld. no later than 10/13/08; that all other deadlines remain unchanged.. Signed by Magistrate Judge Patty Shwartz on 9/8/08. (DD,) (Entered: 09/10/2008)
09/10/2008	<u>15</u>	AMENDED COMPLAINT against all defendants all defendants., filed by ROBERTO LIMA.(GOLDBERG, EMILY) (Entered: 09/10/2008)
09/11/2008	<u>16</u>	Request for Summons to be Issued by ROBERTO LIMA as to JOSE ALICEA. (GOLDBERG, EMILY) (Entered: 09/11/2008)
09/12/2008	<u>17</u>	SUMMONS ON AMENDED CMP. Issued as to JOSE ALICEA. Days Due – 20. [mailed to counsel] (DD,) (Entered: 09/12/2008)
10/08/2008	<u>18</u>	Letter from Plaintiff requesting enlargement of discovery deadlines. (GOLDBERG, EMILY) (Entered: 10/08/2008)
10/09/2008	<u>19</u>	Letter request from plaintiff extending time to amend complt. and complete discovery. (mn,) (Entered: 10/09/2008)
10/14/2008	<u>20</u>	ORDER ON INFORMAL APPL. &SECOND AMENDED PRETRIAL SCHEDULING ORDER, (Amended Pleadings due by 11/13/2008., Discovery due by 12/15/2009., Joinder of Parties due by 11/13/2008., Pretrial Order due by 1/27/2009., Final Pretrial Conference set for 2/3/2009 01:00 PM before Magistrate Judge Patty Shwartz., Telephone/Status Conference set for 10/21/2008 01:00 PM before Magistrate Judge Patty Shwartz.); etc.. Signed by Magistrate Judge Patty Shwartz on 10/10/08. (DD,) (Entered: 10/14/2008)
10/15/2008		TEXT ORDER, (The telephone conference scheduled for 10/21/08 has been rescheduled for 11/7/2008 at 09:30 AM before Magistrate Judge Patty Shwartz. Plaintiff shall initiate the telephone call.)ORDERED by Magistrate Judge Patty Shwartz on 10/15/08. (Liriano, I) (Entered: 10/15/2008)
10/16/2008	<u>21</u>	TRANSCRIPT of Proceedings held on September 8, 2008 before Judge Shwartz. Court Reporter/Recorder: King Transcription Services. PLEASE NOTE: The complete transcript of these proceedings is maintained in paper format on file in the Clerks Office. To request copies of this transcript, contact the Official Court Reporter or Transcription Service who prepared the transcript. (ji,) (Entered: 10/16/2008)
10/31/2008	<u>22</u>	Letter from Emily B. Goldberg re: deposition dispute. (Attachments: # <u>1</u> Exhibit A)(GOLDBERG, EMILY) (Entered: 10/31/2008)
11/03/2008	<u>23</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 11/03/2008)
11/05/2008		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on the record on 11/5/2008. (CD #S08-22.) (aa,) (Entered: 11/30/2008)
11/07/2008		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on 11/7/2008. (aa,) (Entered: 11/30/2008)
11/10/2008	<u>24</u>	Letter from Emily B. Goldberg (defendants' positions by Diego Navas) re: disputes. (Attachments: # <u>1</u> Exhibit)(GOLDBERG, EMILY) (Entered: 11/10/2008)
11/12/2008	<u>25</u>	ORDER ON INFORMAL APPL. that the parties shall present the joint letter setting for disc. disputes for which court-intervention is needed no later than 11/10/08 @ 4:00 p.m.; that no later than 11/10/08, the parties shall provide the Court w/the dates on which the remaining deposition shall be taken; etc.. Signed by Magistrate Judge Patty Shwartz on 11/7/08. (DD,) (Entered: 11/12/2008)

11/13/2008	<u>26</u>	ORDER ON INFORMAL APPL. that the deposition of Detective James shall take place on 11/19/08; that no later than 11/17/08, defts. shall provide a date for the deposition of Officer Alicea; granting request to reopen the deposition of Officer Silva; granting request to extend the deadline to join parties; etc.. Signed by Magistrate Judge Patty Shwartz on 11/11/08. (DD,) (Entered: 11/13/2008)
11/17/2008	<u>27</u>	Letter from Emily B. Goldberg, Esq.. (GOLDBERG, EMILY) (Entered: 11/17/2008)
12/02/2008	<u>28</u>	Letter from Diego Navas. (Attachments: # <u>1</u> Exhibit)(NAVAS, DIEGO) (Entered: 12/02/2008)
12/02/2008	<u>29</u>	Letter from Emily B. Goldberg providing plaintiff's response to defendants' unilateral letter re <u>28</u> Letter. (GOLDBERG, EMILY) (Entered: 12/02/2008)
12/02/2008	<u>30</u>	MOTION to Amend/Correct <u>15</u> Amended Complaint by ROBERTO LIMA. (Attachments: # <u>1</u> Brief in support of motion to amend complaint, # <u>2</u> Certification of Emily B. Goldberg, with exhibits attached, # <u>3</u> Proposed Second Amended Complaint, # <u>4</u> Text of Proposed Order, # <u>5</u> Certificate of Service)(GOLDBERG, EMILY) (Entered: 12/02/2008)
12/02/2008	<u>31</u>	Letter from Emily B. Goldberg requesting Protective Order re: Immigration Status inquiries. (GOLDBERG, EMILY) (Entered: 12/02/2008)
12/03/2008	<u>32</u>	ORDER ON INFORMAL APPL. that the request for court-intervention concerning the disputes set forth in the letter dated 12/2/08 is denied w/out prejudice; that if defts. intend to ask a deponent about his or her immigration status, then the parties shall contact Chmbrs. from the deposition for a ruling before the question is asked; etc.. Signed by Magistrate Judge Patty Shwartz on 12/2/08. (DD,) (Entered: 12/03/2008)
12/04/2008	<u>33</u>	ORDER ON INFORMAL APPL. that the request for a protective order is denied at this time &the dispute shall be raised as set forth in the Order dated 12/2/08.. Signed by Magistrate Judge Patty Shwartz on 12/3/08. (DD,) (Entered: 12/04/2008)
12/04/2008	<u>34</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 12/04/2008)
12/04/2008		Set Deadlines as to <u>30</u> MOTION to Amend/Correct <u>15</u> Amended Complaint MOTION to Amend/Correct <u>15</u> Amended Complaint. Motion set for 1/5/2009 before Judge Faith S. Hochberg. The motion will be decided on the papers. No appearances required unless notified by the court. (DD,) (Entered: 12/04/2008)
12/05/2008	<u>35</u>	ORDER ON INFORMAL APPL. that the defts' opposition to motion for leave to file an Amended Cmp. shall be subm. no later than 12/17/08 &the reply shall be subm. no later than 12/23/08. The motion will be deemed fully subm. on 12/23/08.. Signed by Magistrate Judge Patty Shwartz on 12/4/08. (DD,) (Entered: 12/05/2008)
12/05/2008	<u>36</u>	Letter from Emily B. Goldberg re <u>32</u> Order on Oral Motion,. (GOLDBERG, EMILY) (Entered: 12/05/2008)
12/08/2008	<u>37</u>	ORDER granting pltf's request that the defts notify pltf's counsel of the specific caselaw upon which they will rely, no later than 10:00 a.m. on 12/9/08, etc. Signed by Magistrate Judge Patty Shwartz on 12/5/08. (jd,) (Entered: 12/08/2008)
12/08/2008	<u>38</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 12/08/2008)
12/09/2008	<u>39</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 12/09/2008)
12/09/2008	<u>40</u>	Letter from Emily B. Goldberg re: Depositions to be held on 12/10/08 re <u>39</u> Letter. (GOLDBERG, EMILY) (Entered: 12/09/2008)
12/09/2008	<u>41</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 12/09/2008)
12/11/2008	<u>42</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 12/11/2008)
12/11/2008	<u>43</u>	Letter from Emily B. Goldberg re: urgent need to remove defendants' 12/9/08 letter from ECF re <u>40</u> Letter, <u>39</u> Letter. (GOLDBERG, EMILY) (Entered: 12/11/2008)

12/11/2008	<u>44</u>	ORDER ON INFORMAL APPL. that no later than 12/16/08, the pltf. shall provide the defts. w/addresses &telephone #'s for Messr. Blanco &Quodomine &the names of their counsel or certify that he does not have an address or telephone # for them other than their work addresses; that the request to seal Docket #39 is denied; etc.. Signed by Magistrate Judge Patty Shwartz on 12/10/08. (DD,) (Entered: 12/11/2008)
12/15/2008	<u>45</u>	ORDER ON INFORMAL APPL. that the request to seal the defts' 12/9/08 letter is DENIED.. Signed by Magistrate Judge Patty Shwartz on 12/11/08. (DD,) (Entered: 12/15/2008)
12/15/2008	<u>46</u>	ORDER ON INFORMAL APPL. that the request to adjourning depositions pending resolution of the motion for leave to file an Amended Cmp. is DENIED; that all depositions shall be completed no later than 1/15/09; that all deadlines shall remain unchanged, except that the deadlines assoc. w/motion for summary judgment are vacated &will be set at the Final Pretrial Cnf.. Signed by Magistrate Judge Patty Shwartz on 12/11/08. (DD,) (Entered: 12/15/2008)
12/17/2008	<u>47</u>	RESPONSE to Motion re <u>30</u> MOTION to Amend/Correct <u>15</u> Amended Complaint MOTION to Amend/Correct <u>15</u> Amended Complaint filed by NEWARK POLICE DEPARTMENT, GARRY MCCARTHY, JOSE ALICEA, SAMUEL DEMAIO, LYDELL JAMES. (Attachments: # <u>1</u> Certification, # <u>2</u> Exhibit, # <u>3</u> Certificate of Service, # <u>4</u> filing cover letter)(NAVAS, DIEGO) (Entered: 12/17/2008)
12/19/2008	<u>48</u>	Letter from Emily B. Goldberg re: failure to produce defendant Demaio for deposition. (Attachments: # <u>1</u> Exhibit December 10, 2008 Order by Judge Shwartz)(GOLDBERG, EMILY) (Entered: 12/19/2008)
12/22/2008		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on the record on 12/22/2008. (CD #S08-28.) (aa,) (Entered: 01/08/2009)
12/23/2008	<u>49</u>	RESPONSE in Support re <u>30</u> MOTION to Amend/Correct <u>15</u> Amended Complaint MOTION to Amend/Correct <u>15</u> Amended Complaint filed by ROBERTO LIMA. (Attachments: # <u>1</u> Affidavit of Emily B. Goldberg, # <u>2</u> Certificate of Service)(GOLDBERG, EMILY) (Entered: 12/23/2008)
12/23/2008	<u>50</u>	Letter re <u>49</u> Response in Support of Motion. (GOLDBERG, EMILY) (Entered: 12/23/2008)
12/24/2008	<u>51</u>	ORDER ON INFORMAL APPL. &THIRD AMENDED PRETRIAL SCHEDULING ORDER, (Fact Discovery due by 1/29/2009., Proposed Pretrial Order due by 3/24/2009., Final Pretrial Conference set for 4/2/2009 01:00 PM before Magistrate Judge Patty Shwartz.); etc.. Signed by Magistrate Judge Patty Shwartz on 12/22/08. (DD,) (Entered: 12/24/2008)
12/24/2008	<u>52</u>	RESPONSE in Support re <u>30</u> MOTION to Amend/Correct <u>15</u> Amended Complaint MOTION to Amend/Correct <u>15</u> Amended Complaint <i>Correction Version with Exhibits</i> filed by ROBERTO LIMA. (Attachments: # <u>1</u> Affidavit (Corrected, filed with exhibits), # <u>2</u> Exhibit F, # <u>3</u> Exhibit G, # <u>4</u> Exhibit H, # <u>5</u> Exhibit I, # <u>6</u> Exhibit J, # <u>7</u> Exhibit K, # <u>8</u> Index L, # <u>9</u> Exhibit Exhibit M, # <u>10</u> Exhibit N, # <u>11</u> Exhibit O, # <u>12</u> Exhibit P, # <u>13</u> Exhibit Q, # <u>14</u> Exhibit R)(GOLDBERG, EMILY) (Entered: 12/24/2008)
12/24/2008	<u>53</u>	Certification of Certification of Service for Corrected Reply brief on behalf of ROBERTO LIMA Re <u>52</u> Response in Support of Motion,. (GOLDBERG, EMILY) (Entered: 12/24/2008)
12/30/2008	<u>54</u>	ORDER granting <u>30</u> Motion to Amend/Correct Cmp., no later than 1/6/09; that Rule 26 disclosures &doc. demands shall be served upon deft., Latorre by 1/15/09 &def., Monell no later than 1/9/09; etc.. Signed by Magistrate Judge Patty Shwartz on 12/24/08. (DD,) (Entered: 12/30/2008)
01/05/2009	<u>55</u>	AMENDED COMPLAINT (<i>Second</i>) against all defendants all defendants., filed by ROBERTO LIMA.(GOLDBERG, EMILY) (Entered: 01/05/2009)
01/06/2009	<u>56</u>	Request for Summons to be Issued by ROBERTO LIMA as to MICHAEL LATORRE. (GOLDBERG, EMILY) (Entered: 01/06/2009)

01/06/2009	<u>57</u>	Request for Summons to be Issued by ROBERTO LIMA as to Marquis Carter. (GOLDBERG, EMILY) (Entered: 01/06/2009)
01/06/2009	<u>58</u>	Request for Summons to be Issued by ROBERTO LIMA as to JOHN BREWINGTON. (GOLDBERG, EMILY) (Entered: 01/06/2009)
01/06/2009	<u>59</u>	Request for Summons to be Issued by ROBERTO LIMA as to ROMESH SUKHDEO. (GOLDBERG, EMILY) (Entered: 01/06/2009)
01/06/2009	<u>60</u>	Request for Summons to be Issued by ROBERTO LIMA as to ROGER J. IMHOF. (GOLDBERG, EMILY) (Entered: 01/06/2009)
01/08/2009	<u>61</u>	SUMMONS ON AMENDED CMP. [SECOND]Issued as to MICHAEL LATORRE, Marquis Carter, JOHN BREWINGTON, ROMESH SUKHDEO, ROGER J. IMHOF. Days Due – 20 [mailed to counsel] (DD,) (Entered: 01/08/2009)
01/15/2009	<u>62</u>	Notice of Pro Bono Appearance by STEVEN M. GABOR on behalf of ROBERTO LIMA (GABOR, STEVEN) (Entered: 01/15/2009)
01/15/2009	<u>63</u>	Letter from Emily B. Goldberg. (GOLDBERG, EMILY) (Entered: 01/15/2009)
01/19/2009	<u>64</u>	NOTICE of Appearance by MONICA Y. CHO on behalf of SAMUEL DEMAIO, LYDELL JAMES (CHO, MONICA) (Entered: 01/19/2009)
01/20/2009	<u>65</u>	ORDER ON INFORMAL APPL. &FOURTH AMENDED PRETRIAL SCHEDULING ORDER, (Fact Discovery due by 2/10/2009., Dispositive Motions due by 2/20/2009., Pretrial Order due by 3/24/2009., Final Pretrial Conference set for 4/2/2009 10:00 AM before Magistrate Judge Patty Shwartz.); etc.. Signed by Magistrate Judge Patty Shwartz on 1/16/09. (DD,) (Entered: 01/20/2009)
01/21/2009	<u>66</u>	Letter from Emily B. Goldberg requesting clarification of 12/24/08 Order. (GOLDBERG, EMILY) (Entered: 01/21/2009)
01/21/2009	<u>67</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 01/21/2009)
01/23/2009	<u>68</u>	ORDER ON INFORMAL APPL. that the request for "clarification" of the 12/24/08 Order is DENIED.. Signed by Magistrate Judge Patty Shwartz on 1/22/09. (DD,) (Entered: 01/23/2009)
01/26/2009	<u>69</u>	Substitution of Attorney – Attorney RAVINDER S. BHALLA and MONICA Y. CHO for SAMUEL DEMAIO and LYDELL JAMES added. Attorney DIEGO F. NAVAS terminated.. (CHO, MONICA) (Entered: 01/26/2009)
01/29/2009	<u>70</u>	Letter from Monica Y. Cho, Esq. Counsel for Samuel DeMaio and Lydell James. (CHO, MONICA) (Entered: 01/29/2009)
01/30/2009	<u>71</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 01/30/2009)
02/02/2009	<u>72</u>	ANSWER to Complaint with Jury Demand <i>Separate Defenses</i> , CROSSCLAIM against NEWARK POLICE DEPARTMENT by MICHAEL LATORRE.(RICCI, RONALD) (Entered: 02/02/2009)
02/03/2009		TEXT ORDER, (There shall be a telephone conference set for 2/6/2009 at 01:15 PM before Magistrate Judge Patty Shwartz. Mr. Navas shall initiate the call.)ORDERED by Magistrate Judge Patty Shwartz on 2/3/09. (drc,) (Entered: 02/03/2009)
02/03/2009	<u>73</u>	ORDER granting defts., CITY OF NEWARK &GARRY MCCARTHY's request for a 5 day extension of the date to respond to pltf's doc. demands until 2/5/09; all other deadlines remain unchanged.. Signed by Magistrate Judge Patty Shwartz on 1/30/09. (DD,) (Entered: 02/03/2009)
02/04/2009	<u>74</u>	Letter from Ronald J. Ricci. (RICCI, RONALD) (Entered: 02/04/2009)
02/04/2009	<u>75</u>	Substitution of Attorney – Attorney RONALD J. RICCI and RONALD J. RICCI for MICHAEL LATORRE and JOSE ALICEA added.. (RICCI, RONALD) (Entered: 02/04/2009)

02/13/2009	<u>76</u>	ANSWER to Amended Complaint, CROSSCLAIM against NEWARK POLICE DEPARTMENT by SAMUEL DEMAIO, LYDELL JAMES.(CHO, MONICA) (Entered: 02/13/2009)
02/13/2009		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on the record on 2/13/2009. (CD #S09-4.) (aa,) (Entered: 02/17/2009)
02/17/2009	<u>77</u>	Letter from Steven M. Gabor. (GABOR, STEVEN) (Entered: 02/17/2009)
02/17/2009	<u>78</u>	ORDER ON INFORMAL APPL. &FIFTH AMENDED PRETRIAL SCHEDULING ORDER, (Fact Discovery due by 4/10/2009., Dispositive Motions due by 4/24/2009., Pretrial Order due by 5/19/2009., Final Pretrial Conference set for 5/28/2009 10:00 AM before Magistrate Judge Patty Shwartz.); etc.. Signed by Magistrate Judge Patty Shwartz on 2/13/09. (DD,) (Entered: 02/17/2009)
02/27/2009	<u>79</u>	First MOTION for Default Judgment as to <i>Roger Imhof, Romesh Sukhdeo, John Brewington and Marquis Carter</i> by ROBERTO LIMA. (GABOR, STEVEN) (Entered: 02/27/2009)
03/01/2009		Set Deadlines as to <u>79</u> First MOTION for Default Judgment as to <i>Roger Imhof, Romesh Sukhdeo, John Brewington and Marquis Carter</i> . Motion set for 4/6/2009 before Judge Faith S. Hochberg. The motion will be decided on the papers. No appearances required unless notified by the court. (DD,) (Entered: 03/01/2009)
03/03/2009	<u>80</u>	ORDER terminating <u>79</u> Motion for Default Judgment; Pltf. subm. a proper request for the entry of Default by 3/13/09 then Pltf. may resubm. its Motion for Default Judgment.. Signed by Judge Faith S. Hochberg on 3/3/09. (DD,) (Entered: 03/03/2009)
03/06/2009	<u>81</u>	NOTICE of Appearance by FREDERICK BENNO POLAK on behalf of Marquis Carter, JOHN BREWINGTON, ROMESH SUKHDEO, ROGER J. IMHOF (POLAK, FREDERICK) (Entered: 03/06/2009)
03/06/2009	<u>82</u>	Letter from Frederick B. Polak, Esq.. (POLAK, FREDERICK) (Entered: 03/06/2009)
03/12/2009		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on 3/12/2009. (aa,) (Entered: 03/31/2009)
03/13/2009	<u>83</u>	ORDER ON INFORMAL APPLICATION &SIXTH AMENDED PRETRIAL SCHEDULING ORDER: Final Pretrial Conference set for 9/14/2009 01:00 PM before Magistrate Judge Patty Shwartz., Discovery due by 6/19/2009; etc. Signed by Magistrate Judge Patty Shwartz on 3/12/09. (sr,) (Entered: 03/13/2009)
03/13/2009	<u>84</u>	Letter from Emily B. Goldberg. (GOLDBERG, EMILY) (Entered: 03/13/2009)
03/13/2009	<u>85</u>	Letter from Frederick B. Polak, Esq. re <u>84</u> Letter. (POLAK, FREDERICK) (Entered: 03/13/2009)
03/17/2009	<u>86</u>	ORDER ON INFORMAL APPL. that the pltf. shall make available his entire file of disc., pleadings &correspondence, regardless of the source, &a copy machine for use by the Essex County defts. on 3/18/09 so they may obtain copies of the materials exchanged in this case; that all other terms of the order dated 3/12/09 shall remain in full force &effect.. Signed by Magistrate Judge Patty Shwartz on 3/13/09. (DD,) (Entered: 03/17/2009)
03/23/2009	<u>87</u>	Letter from Emily B. Goldberg, Esq.. (Attachments: # <u>1</u> Certification of Emily B. Goldberg, Esq., # <u>2</u> Exhibit A-D, # <u>3</u> Certificate of Service)(GOLDBERG, EMILY) (Entered: 03/23/2009)
03/25/2009	<u>88</u>	ANSWER to Complaint with Jury Demand <i>Separate Defenses, Answer to Cross-claims</i> , CROSSCLAIM against MICHAEL LATORRE, NEWARK POLICE DEPARTMENT, SAMUEL DEMAIO, LYDELL JAMES, GARRY MCCARTHY, JOSE ALICEA by Marquis Carter, JOHN BREWINGTON, ROMESH SUKHDEO, ROGER J. IMHOF.(POLAK, FREDERICK) (Entered: 03/25/2009)

03/27/2009	<u>89</u>	ORDER ON INFORMAL APPLICATION RE: discovery; etc. Signed by Magistrate Judge Patty Shwartz on 3/25/09. (sr,) (Entered: 03/27/2009)
04/01/2009	<u>90</u>	NOTICE of Appearance by MICHAEL A. NORWICK on behalf of ROBERTO LIMA (NORWICK, MICHAEL) (Entered: 04/01/2009)
04/07/2009	<u>91</u>	Letter from Emily B. Goldberg. (GOLDBERG, EMILY) (Entered: 04/07/2009)
04/13/2009	<u>92</u>	Letter from Emily B. Goldberg re <u>91</u> Letter. (GOLDBERG, EMILY) (Entered: 04/13/2009)
04/15/2009	<u>93</u>	ORDER granting Pltf's request that the date to raise disc. disputes as to deft., Michael LaTorre is extended to 4/21/09.. Signed by Magistrate Judge Patty Shwartz on 4/13/09. (DD,) (Entered: 04/15/2009)
04/21/2009	<u>94</u>	Letter from Emily B. Goldberg re: Discovery Dispute with defendant LaTorre. (Attachments: # <u>1</u> Exhibit A through E)(GOLDBERG, EMILY) (Entered: 04/21/2009)
04/24/2009	<u>95</u>	Letter from Diego Navas. (NAVAS, DIEGO) (Entered: 04/24/2009)
04/27/2009	<u>96</u>	ORDER ON INFORMAL APPL. that, w/respect to Doc. #12, no later than 5/8/09 the deft., City of Newark shall produce for the period 1/1/02 to 9/6/07, documents reflecting cmps. about Newark Police officers alleging improper treatment of members of the press,; etc.; denying pltf's request for an extension of the disc. end date.. Signed by Magistrate Judge Patty Shwartz on 4/24/09. (DD,) (Entered: 04/27/2009)
04/30/2009	<u>97</u>	Letter from Diego Navas attaching Table of Contents to Safir Rosetti report. (NAVAS, DIEGO) (Entered: 04/30/2009)
05/08/2009	<u>98</u>	NOTICE of Appearance by EDWARD L. BAROCAS on behalf of ROBERTO LIMA (BAROCAS, EDWARD) (Entered: 05/08/2009)
05/08/2009	<u>99</u>	Letter from Plaintiff's counsel seeking stay of discovery to engage in mediation (with consent of all parties). (BAROCAS, EDWARD) (Entered: 05/08/2009)
05/12/2009	<u>100</u>	ORDER ON INFORMAL APPL. &SEVENTH AMENDED PRETRIAL SCHEDULING ORDER granting the request for a stay to participate in mediation, these proceedings shall be stayed from 5/11/09 through 6/15/09,(Fact Discovery due by 8/28/2009., Dispositive Motions due by 9/17/2009., Pretrial Order due by 10/20/2009., Final Pretrial Conference set for 10/26/2009 10:00 AM before Magistrate Judge Patty Shwartz.); etc.. Signed by Magistrate Judge Patty Shwartz on 5/11/09. (DD,) (Entered: 05/12/2009)
05/13/2009	<u>101</u>	Letter from Plaintiff's counsel requesting referral to mediation under LCR 301.1 and appointing former Chief Judge John W. Bissell as mediator. (BAROCAS, EDWARD) (Entered: 05/13/2009)
05/15/2009	<u>102</u>	Order Appointing Mediator,"Referring case to Mediation" JOHN W. BISSELL rep by JOHN W. BISSELL appointed. All proceedings are STAYED from 5/11/09 through 7/22/09.. Signed by Magistrate Judge Patty Shwartz on 5/13/09. (DD,) (Entered: 05/15/2009)
05/15/2009	<u>103</u>	ORDER ON INFORMAL APPL. &EIGHTH AMENDED PRETRIAL SCHEDULING ORDER granting the request for a stay to participate in mediation from 5/11/09 through 7/22/09, (Fact Discovery due by 9/30/2009., Final Pretrial Conference set for 11/19/2009 10:00 AM before Magistrate Judge Patty Shwartz., Dispositive Motions due 10/23/09, Final Pretrial Order due 11/12/09); etc.. Signed by Magistrate Judge Patty Shwartz on 5/13/09. (DD,) (Entered: 05/15/2009)
07/08/2009	<u>104</u>	Letter from Emily B. Goldberg requesting deadline for production of Monell discovery. (GOLDBERG, EMILY) (Entered: 07/08/2009)
07/08/2009	<u>105</u>	Letter from Emily B. Goldberg (CORRECTED) regarding request for deadline for Monell discovery re <u>104</u> Letter. (GOLDBERG, EMILY) (Entered: 07/08/2009)
07/09/2009	<u>106</u>	ORDER ON INFORMAL APPL. re: Interrogatories. Signed by Magistrate Judge Patty Shwartz on 4/24/09. (DD,) (Entered: 07/09/2009)

07/09/2009	<u>107</u>	ORDER ON INFORMAL APPL. that no action will be taken on the requests set forth in the 7/8/09; that the 5/4/09 deadline set in the 4/24/09 Order shall be extended until 7/22/09; that all deadlines shall remain in full force & effect.. Signed by Magistrate Judge Patty Shwartz on 7/8/09. (DD,) (Entered: 07/09/2009)
07/29/2009	<u>108</u>	MOTION for Leave to Appear Pro Hac Vice <i>L. Danielle Tully, Esq.</i> by ROBERTO LIMA. (Attachments: # <u>1</u> Certification Certification of Baher Azmy, Esq., # <u>2</u> Certification Certification of L. Danielle Tully, Esq., # <u>3</u> Text of Proposed Order Proposed Order)(AZMY, BAHER) (Entered: 07/29/2009)
07/29/2009		Set Deadlines as to <u>108</u> MOTION for Leave to Appear Pro Hac Vice <i>L. Danielle Tully, Esq.</i> . Motion set for 9/8/2009 10:00 AM before Judge Faith S. Hochberg. The motion will be decided on the papers. No appearances required unless notified by the court. (nr,) (Entered: 07/30/2009)
07/30/2009	<u>109</u>	Letter from Frederick B. Polak, Esq. re <u>108</u> MOTION for Leave to Appear Pro Hac Vice <i>L. Danielle Tully, Esq.</i> . (POLAK, FREDERICK) (Entered: 07/30/2009)
08/03/2009	<u>110</u>	Letter from Brooke Bagley, Esq.. (RICCI, RONALD) (Entered: 08/03/2009)
08/04/2009	<u>111</u>	RESPONSE to Motion re <u>108</u> MOTION for Leave to Appear Pro Hac Vice <i>L. Danielle Tully, Esq.</i> filed by SAMUEL DEMAIO, LYDELL JAMES. (CHO, MONICA) (Entered: 08/04/2009)
08/05/2009	<u>112</u>	ORDER granting <u>108</u> Motion for Leave to Appear Pro Hac Vice as to L. DANIELLE TULLY, ESQ.. Signed by Magistrate Judge Patty Shwartz on 8/5/09. (DD,) (Entered: 08/05/2009)
08/06/2009	<u>113</u>	STATUS REPORT ORDER: JOINT Status Report due by 8/20/2009. Signed by Judge Faith S. Hochberg on 8/6/09. (jgb) (Entered: 08/06/2009)
08/11/2009	<u>114</u>	Notice of Request by Pro Hac Vice L. Danielle Tully, Esq. to receive Notices of Electronic Filings. (Pro Hac Vice fee \$ 150 receipt number 0312000000002667363.) (AZMY, BAHER) (Entered: 08/11/2009)
08/13/2009	<u>115</u>	Letter from Plaintiff's Counsel re Adequacy of Def's Monell Production. (GOLDBERG, EMILY) (Entered: 08/13/2009)
08/17/2009	<u>116</u>	ORDER ON INFORMAL APPL. re: Production of Documents.. Signed by Magistrate Judge Patty Shwartz on 8/14/09. (DD,) (Entered: 08/17/2009)
08/19/2009	<u>117</u>	STATEMENT of case status jointly filed by the parties by ROBERTO LIMA. (GOLDBERG, EMILY) (Entered: 08/19/2009)
08/27/2009	<u>118</u>	Certification on behalf of NEWARK POLICE DEPARTMENT. (NAVAS, DIEGO) (Entered: 08/27/2009)
09/15/2009	<u>119</u>	Substitution of Attorney – Attorney GARY S. LIPSHUTZ and GARY S. LIPSHUTZ for NEWARK POLICE DEPARTMENT, GARRY MCCARTHY, NEWARK POLICE DEPARTMENT and GARRY MCCARTHY added. Attorney DIEGO F. NAVAS terminated.. (LIPSHUTZ, GARY) (Entered: 09/15/2009)
09/25/2009	<u>120</u>	Letter from Michael A. Norwick, Esq. to the Hon. Faith S. Hochberg, U.S.D.J. (Attachments: # <u>1</u> Text of Proposed Order)(NORWICK, MICHAEL) (Entered: 09/25/2009)
09/28/2009	<u>121</u>	STIPULATION AND ORDER OF DISMISSAL as to defts., IMHOF, ROMESH SUKHDEO, JOHN BREWINGTON & MARQUIS CARTER, w/prejudice.. Signed by Judge Faith S. Hochberg on 9/28/09. (DD,) (Entered: 09/28/2009)
09/30/2009	<u>122</u>	Letter from Gary Lipshutz requesting discovery extension. (LIPSHUTZ, GARY) (Entered: 09/30/2009)
10/02/2009	<u>123</u>	ORDER ON INFORMAL APPL. & NINTH AMENDED PRETRIAL SCHEDULING ORDER, (Fact Discovery due by 10/30/2009., Dispositive Motions due by 11/13/2009., Pretrial Order due by 11/12/2009., Final Pretrial Conference set for 11/19/2009 10:00 AM before Magistrate Judge Patty Shwartz.); etc.. Signed by Magistrate Judge Patty Shwartz on 10/1/09. (DD,) (Entered: 10/02/2009)

10/09/2009		TEXT ORDER, (There shall be a telephone conference set for 10/13/2009 at 04:15 PM before Magistrate Judge Patty Shwartz. Plaintiff shall initiate the telephone call.)ORDERED by Magistrate Judge Patty Shwartz on 10/9/09. (Liriano, I) (Entered: 10/09/2009)
10/13/2009		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on the record on 10/13/2009. (Court Reporter/Recorder ECR.) (aa,) (Entered: 11/02/2009)
10/14/2009	<u>124</u>	ORDER ON INFORMAL APPL. re: disc. issues. Signed by Magistrate Judge Patty Shwartz on 10/13/09. (DD,) (Entered: 10/14/2009)
10/23/2009	<u>125</u>	NOTICE of Appearance by MONICA Y. CHO on behalf of SAMUEL DEMAIO, LYDELL JAMES (CHO, MONICA) (Entered: 10/23/2009)
10/29/2009	<u>126</u>	Letter from Ronald J. Ricci, Esq., filed jointly with counsel for plaintiff. (RICCI, RONALD) (Entered: 10/29/2009)
11/02/2009		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on the record on 11/2/2009. (Court Reporter/Recorder ECR.) (aa,) (Entered: 11/12/2009)
11/04/2009	<u>127</u>	ORDER ON INFORMAL APPL. that the deposition of the Univision Cameraman shall proceed via telephone & shall be completed no later than 11/15/09; denying w/out prejudice pltf's request that the defts. pay the cost of the court reporter's attendance on 11/2/09.. Signed by Magistrate Judge Patty Shwartz on 11/2/09. (DD,) (Entered: 11/04/2009)
11/04/2009	<u>128</u>	ORDER ON INFORMAL APPL. denying request to compel pltf. to direct Geraldo Carlos to appear at a specific location for a deposition or to take steps to obtain the address not already in his possession; denying the request to extend fact disc. deadlines for the purpose of securing Mr. Carlos' deposition; that all deadlines shall remain unchanged.. Signed by Magistrate Judge Patty Shwartz on 11/2/09. (DD,) (Entered: 11/04/2009)
11/06/2009	<u>129</u>	Letter from Defendant re: defense IME scheduling. (LIPSHUTZ, GARY) (Entered: 11/06/2009)
11/06/2009	<u>130</u>	Letter from Baher Azmy. (GOLDBERG, EMILY) (Entered: 11/06/2009)
11/09/2009	<u>131</u>	ORDER ON INFORMAL APPLICATION: that expert depositions shall be completed no later than 12/22/09, Final Pretrial Conference set for 12/3/2009 02:00 PM before Magistrate Judge Patty Shwartz; etc. Signed by Magistrate Judge Patty Shwartz on 11/09/09. (sr,) (Entered: 11/09/2009)
11/09/2009		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Telephone Conference held on 11/9/2009. (aa,) (Entered: 11/30/2009)
11/18/2009	<u>132</u>	NOTICE of Acceptance with Offer of Judgment by ROBERTO LIMA (Attachments: # <u>1</u> Certificate of Service)(GOLDBERG, EMILY) (Entered: 11/18/2009)
11/18/2009	<u>133</u>	APPLICATION/PETITION for Judgment to be Entered Under Rule 68 for Roberto Lima for. (Attachments: # <u>1</u> Certificate of Service)(GOLDBERG, EMILY) (Entered: 11/18/2009)
11/18/2009	<u>134</u>	Letter re <u>133</u> Application/Petition. (LIPSHUTZ, GARY) (Entered: 11/18/2009)
11/19/2009	<u>135</u>	RESPONSE re <u>134</u> Letter. (GOLDBERG, EMILY) (Entered: 11/19/2009)
11/19/2009	<u>136</u>	TEXT ORDER, Because the defendants' letter dated November 18, 2009 seeking "immediate relief," fails to reveal that there was an effort to confer with the plaintiff to resolve the issue before seeking court-intervention, no action will be taken on the letter. Any request for relief must include a description of efforts taken to resolve the issue and explicitly set forth the relief that is sought. ORDERED by Magistrate Judge Patty Shwartz on 11/19/09. (Liriano, I) (Entered: 11/19/2009)
11/19/2009	<u>137</u>	Letter from Gary Lipshutz. (LIPSHUTZ, GARY) (Entered: 11/19/2009)

11/20/2009	<u>138</u>	Letter from Baher Azmy. (AZMY, BAHER) (Entered: 11/20/2009)
11/23/2009	<u>140</u>	ORDER ADMINISTRATIVELY TERMINATING re <u>133</u> Application/Petition for Request for Judgment; that by 12/23/09, Pltf. is granted leave to re-file a Request for Judgment; that by 1/8/2010 Def. may file a Response to Pltf's Brief; that by 1/14/2010 Pltf. may file a Reply to Def's Response; etc.. Signed by Judge Faith S. Hochberg on 11/23/09. (DD,) (Entered: 11/24/2009)
11/24/2009	<u>139</u>	Letter from Defendants. (Attachments: # <u>1</u> Exhibit)(LIPSHUTZ, GARY) (Entered: 11/24/2009)
11/25/2009	<u>141</u>	Letter from Seton Hall School of Law Center for Social Justice Baher Azmy. (AZMY, BAHER) (Entered: 11/25/2009)
12/02/2009	<u>142</u>	ORDER on oral application re: briefing schedule, (Joint Proposed Pretrial Order due by 1/5/2010 at 3:00PM., Pretrial Conference set for 1/15/2010 10:00 AM before Magistrate Judge Patty Shwartz.). Signed by Magistrate Judge Patty Shwartz on 12/1/2009. (mn,) (Entered: 12/02/2009)
12/16/2009	<u>143</u>	Letter from Baher Azmy. (AZMY, BAHER) (Entered: 12/16/2009)
12/17/2009	<u>144</u>	ORDER ON INFORMAL APPL. that the pltf. shall appear for his defense examination on 12/21/09 @ 10:00 a.m.; that the responsive expert report shall be disclosed no later than 12/29/09; that all other deadlines shall remain unchanged.. Signed by Magistrate Judge Patty Shwartz on 12/17/09. (DD,) (Entered: 12/18/2009)
12/23/2009	<u>145</u>	APPLICATION/PETITION for Judgment Under FRCP 68 for by ROBERTO LIMA. (Attachments: # <u>1</u> Brief Memorandum of Law in Support of Plaintiff's Request for Judgment Under FRCP 68, # <u>2</u> Exhibit Exhibits A-C, # <u>3</u> Text of Proposed Order)(AZMY, BAHER) (Entered: 12/23/2009)
01/04/2010	<u>146</u>	Letter from Counsel for Defendants, Samuel DeMaio and Lydell James. (CHO, MONICA) (Entered: 01/04/2010)
01/04/2010	<u>147</u>	ORDER ON INFORMAL APPL. that the request to extend the deadline to subm. the joint proposed final pretrial order is granted; that an original & one copy of the joint proposed final pretrial order shall be subm. to chmbrs. no later than 1/7/2010 @ 3:00 p.m.; Final Pretrial Cnf. shall take place on 1/15/2010 @ 10:00 a.m.. Signed by Magistrate Judge Patty Shwartz on 1/4/2010. (DD,) (Entered: 01/05/2010)
01/06/2010	<u>148</u>	Letter from Plaintiff's Counsel. (AZMY, BAHER) (Entered: 01/06/2010)
01/06/2010	<u>149</u>	ORDER ON INFORMAL APPL. that the request to extend the deadline to subm. the joint proposed final pretrial order is granted; that an original & one copy of the joint proposed final pretrial order shall be subm. to chmbrs. no later than 1/12/2010 @ 3:00 p.m.; Final Pretrial Cnf. shall take place on 1/15/2010 @ 10:00 a.m.. Signed by Magistrate Judge Patty Shwartz on 1/6/2010. (DD,) (Entered: 01/07/2010)
01/08/2010	150	TEXT ORDER, The Final Pretrial Conference scheduled for January 15, 2010 will begin at 10:15 instead of 10:00 a.m. ORDERED by Magistrate Judge Patty Shwartz on 1/8/10. (Liriano, I) (Entered: 01/08/2010)
01/08/2010	<u>151</u>	Letter from Counsel for Defendants DeMaio and James re <u>145</u> Application/Petition,. (Attachments: # <u>1</u> Affidavit Affidavit of M. Cho, Esq.)(CHO, MONICA) (Entered: 01/08/2010)
01/08/2010	<u>152</u>	DECLARATION of Gary Lipshutz re <u>145</u> Application/Petition, by GARRY MCCARTHY, NEWARK POLICE DEPARTMENT. (Attachments: # <u>1</u> Brief, # <u>2</u> Exhibit Exhibit A)(LIPSHUTZ, GARY) (Entered: 01/08/2010)
01/08/2010	<u>153</u>	Letter from Ronald J. Ricci, Esq. re <u>145</u> Application/Petition,. (RICCI, RONALD) (Entered: 01/08/2010)
01/13/2010	<u>154</u>	ORDER that the Final Pretrial Cnf. will be postponed until further notice of the Court.. Signed by Judge Faith S. Hochberg on 1/13/2010. (DD,) (Entered: 01/14/2010)

01/14/2010	<u>155</u>	MOTION to Withdraw as Attorney for <i>Emily B. Goldberg</i> by ROBERTO LIMA. (Attachments: # <u>1</u> Certificate of Service)(GOLDBERG, EMILY) (Entered: 01/14/2010)
01/14/2010	<u>156</u>	APPLICATION/PETITION for by ROBERTO LIMA. (Attachments: # <u>1</u> Certificate of Service)(AZMY, BAHER) (Entered: 01/14/2010)
01/14/2010		CLERK'S TEXT NOTE – PLEASE NOTE PLAINTIFF'S <u>156</u> REPLY MEMORANDUM TO <u>152</u> DECLARATION OF GARY LIPSHUTZ WAS IMPROPERLY FILED USING THE EVENT FOR APPLICATION/PETITION, RE <u>145</u> APPLICATION/PETITION FOR JUDGMENT UNDER FRCP 68. (dc,) (Entered: 01/15/2010)
02/22/2010	<u>157</u>	JUDGMENT in the sum of \$55,000.00 in favor of ROBERTO LIMA against NEWARK POLICE DEPARTMENT, GARRY MCCARTHY, JOSE ALICEA, LYDELL JAMES, MICHAEL LATORRE, SAMUEL DEMAIO ***CIVIL CASE TERMINATED. Signed by Judge Faith S. Hochberg on 2/22/10. (DD,) (Entered: 02/22/2010)
03/09/2010	<u>158</u>	NOTICE by ROBERTO LIMA <i>Notice of Appeal</i> (AZMY, BAHER) (Entered: 03/09/2010)
03/09/2010	<u>159</u>	NOTICE OF APPEAL as to <u>157</u> Judgment, by ROBERTO LIMA. USCA and counsel of record notified of appeal. No filing fee received. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. (ji,) (Entered: 03/12/2010)
03/15/2010	<u>160</u>	USCA Appeal Fees received: \$ 455, receipt number NEW000252 re <u>159</u> Notice of Appeal (USCA), filed by ROBERTO LIMA. (ji,) (Entered: 03/16/2010)
03/22/2010	<u>161</u>	USCA Case Number 10–1743 for <u>159</u> Notice of Appeal (USCA), Notice of Appeal (USCA) filed by ROBERTO LIMA. USCA Case Manager Pamela Batts (Document Restricted – Court Only) (ca3pdb,) (Entered: 03/22/2010)
03/22/2010	<u>162</u>	NOTICE OF CROSS APPEAL as to <u>157</u> Judgment, by GARRY MCCARTHY, NEWARK POLICE DEPARTMENT. Filing fee \$ 455, receipt number 0312–3021712. (LIPSHUTZ, GARY) (Entered: 03/22/2010)
03/23/2010	<u>163</u>	TRANSCRIPT REQUEST by ROBERTO LIMA (AZMY, BAHER) (Entered: 03/23/2010)
03/24/2010		CLERK'S QUALITY CONTROL MESSAGE – The Appeal Transcript Request submitted by B. AZMY on 3/23/20 did not contain a proper electronic signature (s/). PLEASE RESUBMIT THE DOCUMENT WITH THE PROPER ELECTRONIC SIGNATURE (s/ Attorney's Name.) This submission will remain on the docket unless otherwise ordered by the court. (ji,) (Entered: 03/24/2010)
03/24/2010	<u>164</u>	TRANSCRIPT REQUEST by ROBERTO LIMA (AZMY, BAHER) (Entered: 03/24/2010)
03/24/2010	<u>165</u>	TRANSCRIPT REQUEST by GARRY MCCARTHY, NEWARK POLICE DEPARTMENT (LIPSHUTZ, GARY) (Entered: 03/24/2010)
03/29/2010	<u>166</u>	USCA Case Number 10–1832 for <u>162</u> Notice of Cross Appeal filed by NEWARK POLICE DEPARTMENT, GARRY MCCARTHY. USCA Case Manager Pamela Batts (Document Restricted – Court Only) (ca3pdb,) (Entered: 03/29/2010)
03/29/2010	<u>167</u>	NOTICE of Appearance by MONICA Y. CHO on behalf of SAMUEL DEMAIO, LYDELL JAMES (CHO, MONICA) (Entered: 03/29/2010)
03/29/2010	<u>168</u>	TRANSCRIPT REQUEST by SAMUEL DEMAIO, LYDELL JAMES (CHO, MONICA) (Entered: 03/29/2010)
04/12/2010	<u>169</u>	MOTION to Stay <i>February 22, 2010 Judgment</i> by GARRY MCCARTHY, NEWARK POLICE DEPARTMENT. (Attachments: # <u>1</u> Brief, # <u>2</u> Declaration of Gary Lipshutz, # <u>3</u> Exhibit "A", # <u>4</u> Exhibit "B", # <u>5</u> Exhibit "C", # <u>6</u> Exhibit "D")(LIPSHUTZ, GARY) (Entered: 04/12/2010)

04/13/2010		Set Deadlines as to <u>169</u> MOTION to Stay <i>February 22, 2010 Judgment</i> . Motion set for 5/17/2010 before Judge Faith S. Hochberg. The motion will be decided on the papers. No appearances required unless notified by the court. (DD,) (Entered: 04/13/2010)
05/03/2010	<u>170</u>	MEMORANDUM in Opposition re <u>169</u> MOTION to Stay <i>February 22, 2010 Judgment</i> filed by ROBERTO LIMA. (Attachments: # <u>1</u> Certification Certification of Baher Azmy)(AZMY, BAHER) (Entered: 05/03/2010)
06/24/2010	<u>171</u>	ORDER granting <u>169</u> Motion to Stay the Judgment Pending Appeal. Signed by Judge Faith S. Hochberg on 5/24/10. (DD,) (Entered: 06/24/2010)
10/20/2010	<u>172</u>	ORDER of USCA dismissing case pursuant to Fed. R. App P. 42(b) as to <u>162</u> Notice of Cross Appeal filed by NEWARK POLICE DEPARTMENT, GARRY MCCARTHY (ca3pdb,) (Entered: 10/20/2010)
07/19/2011	<u>173</u>	USCA JUDGMENT as to <u>159</u> Notice of Appeal (USCA), Notice of Appeal (USCA) filed by ROBERTO LIMA (ca3jk,) (Entered: 07/19/2011)
07/19/2011		Pursuant to Local Rule 79.4, notice is hereby given of the Appellate ruling filed on 7/19/11. In the event that the mandate or judgment provides for costs or directs a disposition other than an affirmance, the prevailing party shall prepare and submit an order implementing the mandate or judgment. (tjg,) (Entered: 07/20/2011)
07/20/2011	<u>174</u>	ORDER that should Pltf. seek to file a motion for atty's fees & costs, he is directed to do so by 8/12/11. Signed by Judge Faith S. Hochberg on 7/20/11. (DD,) (Entered: 07/20/2011)
08/04/2011	<u>175</u>	Letter from Gary Lipshutz (joint letter) requesting a settlement conference re <u>174</u> Order. (LIPSHUTZ, GARY) (Entered: 08/04/2011)
08/08/2011	<u>176</u>	ORDER scheduling a settlement conference for 8/22/2011 11:00 AM before Judge Faith S. Hochberg, etc., Signed by Judge Faith S. Hochberg on 8/8/11. (dc,) (Entered: 08/09/2011)
08/10/2011	<u>177</u>	MANDATE of USCA as to <u>159</u> Notice of Appeal (USCA), Notice of Appeal (USCA) filed by ROBERTO LIMA (Attachments: # <u>1</u> Mandate Letter, # <u>2</u> Opinion)(ca3pdb,) (Entered: 08/10/2011)
08/10/2011		Pursuant to Local Rule 79.4, notice is hereby given of the Appellate ruling filed on 8/10/11.. In the event that the mandate or judgment provides for costs or directs a disposition other than an affirmance, the prevailing party shall prepare and submit an order implementing the mandate or judgment. (tjg,) (Entered: 08/11/2011)
08/11/2011		CHAMBER'S NOTATION: The settlement conference scheduled for 8/22/11 at 11:00AM will be held before Magistrate Judge Shwartz. (jgb) (Entered: 08/11/2011)
08/22/2011		Minute Entry for proceedings held before Magistrate Judge Patty Shwartz: Settlement Conference held on 8/22/2011. (aa,) (Entered: 09/07/2011)
09/13/2011	<u>178</u>	Letter from Edward Barocas, Esq.. (Attachments: # <u>1</u> Text of Proposed Order Oder Implementing Mandate)(BAROCAS, EDWARD) (Entered: 09/13/2011)
09/15/2011	<u>179</u>	MOTION for Attorney Fees by ROBERTO LIMA. (Attachments: # <u>1</u> Exhibit Exhibit A – Bill of Costs and Fees, # <u>2</u> Brief in Support of Motion, # <u>3</u> Certification of Edward Barocas with Exhibits, # <u>4</u> Certification of Baher Azmy with Exhibit, # <u>5</u> Certification of Lawrence Lustberg, # <u>6</u> Certification of Frank Corrado, # <u>7</u> Certification of Karen Sacks, # <u>8</u> Text of Proposed Order, # <u>9</u> Certificate of Service, # <u>10</u> Cover letter)(BAROCAS, EDWARD) (Entered: 09/15/2011)
09/16/2011		Set Deadlines as to <u>179</u> MOTION for Attorney Fees. Motion set for 10/17/2011 before Judge Faith S. Hochberg. The motion will be decided on the papers. No appearances required unless notified by the court. (nic,) (Entered: 09/16/2011)
10/13/2011	<u>180</u>	NOTICE of Settlement (<i>Letter from Gary Lipshutz</i>) by GARRY MCCARTHY, NEWARK POLICE DEPARTMENT (LIPSHUTZ, GARY) (Entered: 10/13/2011)

10/24/2011	<u>181</u>	ORDER terminating <u>179</u> Motion for Attorney Fees; this case shall remain Closed. Signed by Judge Faith S. Hochberg on 10/24/11. (jd,) (Entered: 10/24/2011)
10/28/2011	<u>182</u>	Letter from Edward Barocas. (BAROCAS, EDWARD) (Entered: 10/28/2011)
10/31/2011	<u>183</u>	ORDER that the Court's 10/24/11 Order [Doc. #181] is modified that should settlement not be finalized by 1/30/12, Pltf. shall have the right to reinstate his Motion for Attys' Fees. Signed by Judge Faith S. Hochberg on 10/31/11. (DD,) (Entered: 10/31/2011)
10/23/2012	<u>184</u>	SATISFACTION OF JUDGMENT by ROBERTO LIMA. (BAROCAS, EDWARD) (Entered: 10/23/2012)