

**U.S. District Court
Middle District of Tennessee (Nashville)
CIVIL DOCKET FOR CASE #: 3:08-cv-00187**

Friedmann v. Bredeesen et al
Assigned to: Senior Judge Thomas Wiseman
Referred to: Magistrate Judge Juliet E. Griffin
Case in other court: 6CCA, 08-06377
Cause: 28:1332 Diversity-Declaratory Judgment

Date Filed: 02/25/2008
Date Terminated: 11/10/2008
Jury Demand: Defendant
Nature of Suit: 441 Civil Rights: Voting
Jurisdiction: Federal Question

Plaintiff

Terrence Johnson
TERMINATED: 09/22/2008

represented by **Laughlin McDonald**
American Civil Liberties Union
Foundation, Inc.
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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LEAD ATTORNEY
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LEAD ATTORNEY
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Tricia Herzfeld
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LEAD ATTORNEY
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Charles K. Grant
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TERMINATED: 07/17/2008

Plaintiff

Jim Harris

TERMINATED: 09/22/2008

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LEAD ATTORNEY
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Nancy G. Abudu
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LEAD ATTORNEY
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Neil Bradley
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LEAD ATTORNEY
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Tricia Herzfeld
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Charles K. Grant
(See above for address)
TERMINATED: 07/17/2008

Plaintiff

Alexander Friedman

TERMINATED: 04/11/2008

represented by **Laughlin McDonald**
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LEAD ATTORNEY
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Nancy G. Abudu
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Tricia Herzfeld
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Charles K. Grant
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TERMINATED: 07/17/2008

Plaintiff

Alexander Friedmann

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Nancy G. Abudu
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Charles K. Grant
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TERMINATED: 07/17/2008

Plaintiff

Joshua Roberts
TERMINATED: 09/23/2008

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Neil Bradley
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Tricia Herzfeld
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V.

Defendant

Phil Bredeesen
Governor of the State of Tennessee

represented by **William N. Helou**
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Defendant

Brook Thompson
Coordinator of Elections

represented by **William N. Helou**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Riley Darnell
Secretary of State of Tennessee

represented by **William N. Helou**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

James Johnson
Administrator of Elections for Shelby County

represented by **Danny Presley**
Shelby County Attorney's Office
Deputy County Attorney

TERMINATED: 09/22/2008

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ATTORNEY TO BE NOTICED

Defendant

Kim Buckley
*Administrator of Elections for Madison
County*
TERMINATED: 09/22/2008

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TERMINATED: 05/21/2008

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Defendant

Ray Barrett
*Administrator of Elections for Davidson
County, in their Official capacities*

represented by **Allison L. Bussell**
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Date Filed	#	Docket Text
02/25/2008	<u>1</u>	COMPLAINT against Phil Bredesen, Brook Thompson, Riley Darnell, James Johnson, Kim Buckley, Ray Barrett, filed by Alexander Friedman, Terrence Johnson, Jim Harris. Filing fee paid \$350. Summons issued. (Attachments: # <u>1</u> summons)(eh) (Entered: 02/26/2008)
02/25/2008	<u>2</u>	NOTICE from USDC Clerk regarding Corporate Disclosure Statement requirement (eh) (Entered: 02/26/2008)
02/25/2008	<u>3</u>	NOTICE of Initial Case Management Conference set for Monday 4/7/2008 at 10:00 AM in Courtroom 764 before Magistrate Judge Juliet E. Griffin. (eh) (Entered: 02/26/2008)
02/26/2008	<u>4</u>	MOTION for attorney Nancy G. Abudu to Appear Pro Hac Vice by Alexander Friedman, Terrence Johnson, Jim Harris. (PHV fee paid) (Grant, Charles) Modified on 2/27/2008 (km). (Entered: 02/26/2008)
02/26/2008	<u>5</u>	CERTIFICATE OF GOOD STANDING of Attorney Nancy G. Abudu from the United States District Court for the Middle District of Georgia filed by Alexander Friedman, Terrence Johnson, Jim Harris. (Grant, Charles) (Entered: 02/26/2008)
02/26/2008	<u>6</u>	MOTION for attorney Moffatt Laughlin McDonald to Appear Pro Hac Vice by Alexander Friedman, Terrence Johnson, Jim Harris. (PHV fee paid)(Grant, Charles) Modified on 2/27/2008 (km). (Entered: 02/26/2008)
02/26/2008	<u>7</u>	CERTIFICATE OF GOOD STANDING of Attorney Moffatt Laughlin McDonald from the United States District Court for the Northern of Georgia filed by Alexander Friedman, Terrence Johnson, Jim Harris. (Grant, Charles) (Entered: 02/26/2008)
02/26/2008	<u>8</u>	MOTION for attorney Neil T. Bradley to Appear Pro Hac Vice by Alexander Friedman, Terrence Johnson, Jim Harris. (PHV fee paid) (Grant, Charles) Modified on 2/27/2008 (km). (Entered: 02/26/2008)
02/26/2008	<u>9</u>	CERTIFICATE OF GOOD STANDING of Attorney Neil T. Bradley from the United States District Court for the Northern of Georgia filed by Alexander Friedman, Terrence Johnson, Jim Harris. (Grant, Charles) (Entered: 02/26/2008)
02/26/2008	<u>10</u>	RECEIPT #34675-1502 in the amount of \$150.00 posted for Moffatt Laughlin McDonald and Neil T. Bradley by Alexander Friedman, Terrence Johnson, Jim Harris re <u>6</u> and <u>8</u> Motions to Appear Pro Hac Vice. (km) (Entered: 02/27/2008)
02/26/2008	<u>11</u>	RECEIPT #34675-1501 in the amount of \$75.00 posted for Nancy Abdu by Alexander Friedman, Terrence Johnson, Jim Harris re <u>4</u> Motion to Appear Pro Hac Vice. (km) (Entered: 02/27/2008)
02/28/2008	<u>12</u>	ORDER: Motions for Nancy G. Abudu, Moffatt Laughlin McDonald and Neil T. Bradley to Appear Pro Hac Vice <u>4</u> , <u>6</u> and <u>8</u> are granted. As provided in the notice issued contemporaneously with the filing of the complaint in this case, the ICMC is set for 4/7/08 at 10:00 a.m. Signed by Judge Juliet E. Griffin on 2/28/08. (km) (Entered: 02/28/2008)
02/28/2008		Docket Annotation: Notification by email sent to pro hac vice attorney Nancy G. Abudu, Moffatt Laughlin McDonald and Neil T. Bradley regarding mandatory registration for a CM/ECF account. (km) Modified text on 2/29/2008 (km). (Entered: 02/28/2008)
02/28/2008	<u>13</u>	SUMMONS returned executed by Alexander Friedman, Terrence Johnson, Jim Harris. Phil Bredesen served on 2/28/2008. (Grant, Charles) (Entered: 02/28/2008)
02/28/2008	<u>14</u>	SUMMONS returned executed by Alexander Friedman, Terrence Johnson, Jim Harris. Riley Darnell served on 2/28/2008. (Grant, Charles) (Entered: 02/28/2008)
02/28/2008	<u>15</u>	SUMMONS returned executed by Alexander Friedman, Terrence Johnson, Jim Harris. Brook Thompson served on 2/28/2008. (Grant, Charles) (Entered: 02/28/2008)

02/28/2008	<u>16</u>	SUMMONS returned executed by Alexander Friedman, Terrence Johnson, Jim Harris. Ray Barrett served on 2/28/2008. (Grant, Charles) (Entered: 02/28/2008)
03/19/2008	<u>17</u>	<i>State Defendants'</i> ANSWER to Complaint by Phil Bredesen, Brook Thompson, Riley Darnell.(Helou, William) (Entered: 03/19/2008)
03/20/2008		Note to Filer re DE #17: Pursuant to court policy and procedure, Certificates of Service must include the names and full addresses for all persons served (whether served electronically or by other means), what was served, method of service and date of service. (See Local Rule 5.01.). This document does not need to be re-filed unless otherwise directed by the Court. (km) (Entered: 03/20/2008)
03/20/2008	<u>18</u>	MOTION to Dismiss <i>and Memorandum of Law</i> by Ray Barrett. (Bussell, Allison) (Entered: 03/20/2008)
04/02/2008	<u>19</u>	RESPONSE in Opposition re <u>18</u> MOTION to Dismiss <i>and Memorandum of Law</i> filed by Alexander Friedman, Terrence Johnson, Jim Harris. (McDonald, Laughlin) (Entered: 04/02/2008)
04/02/2008	<u>20</u>	PROPOSED CASE MANAGEMENT ORDER filed by Alexander Friedman, Phil Bredesen, Brook Thompson, Riley Darnell, Ray Barrett, Terrence Johnson, Jim Harris. (McDonald, Laughlin) (Entered: 04/02/2008)
04/04/2008	<u>21</u>	NOTICE of Appearance by John L. Ryder on behalf of James Johnson (Ryder, John) (Entered: 04/04/2008)
04/07/2008		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Initial Case Management Conference held on 4/7/2008; ORDER to enter. (Tape #G2008-059.) (jwc) (Entered: 04/07/2008)
04/11/2008	<u>22</u>	CASE MANAGEMENT ORDER: Written discovery to be completed by 7/18/2008; dispositive motions to be filed by 11/14/08. Case Management Conference set for 7/25/2008 at 01:00 PM. Signed by Magistrate Judge Juliet E. Griffin on 4/11/08. (gi) (Entered: 04/11/2008)
04/11/2008	<u>23</u>	ORDER: The Court has approved and entered parties' proposed case management, with slight modifications. The correct surname for Alexander Friedman is "Friedmann". Clerk is directed to terminate Alexander Friedman as a pltf and to substitute therefor Alexander Friedmann. Defts Buckley and Johnson have until 4/23/08 to file responses to the complaint. Motions to amend the pleadings to be filed by 7/18/08. The case management conference is set for 7/25/08 at 1:00 PM. At the parties' option, the conference will be held in courtroom 764 or by telephone. Clerk is directed to forward the case file to Judge Wiseman for his consideration of the mtn to dismiss <u>18</u> . Clerk is directed to enter Jerome C. Teel, Jr. as counsel for deft Buckley. Signed by Magistrate Judge Juliet E. Griffin on 4/11/08. (gi) (Entered: 04/11/2008)
04/15/2008	<u>24</u>	Letter from Clerk to Jerome C. Teel, Jr. re compliance with Local Rule 83.01. (km) (Entered: 04/15/2008)
04/17/2008	<u>25</u>	SUMMONS returned executed by Terrence Johnson, Jim Harris, Alexander Friedmann. Kim Buckley served on 4/2/2008. (McDonald, Laughlin) (Entered: 04/17/2008)
04/17/2008	<u>26</u>	SUMMONS returned executed by James Johnson. James Johnson served on 4/2/2008. (McDonald, Laughlin) (Entered: 04/17/2008)
04/21/2008	<u>27</u>	NOTICE of Appearance by James I. Pentecost on behalf of Kim Buckley (Pentecost, James) (Entered: 04/21/2008)
04/21/2008	<u>28</u>	NOTICE of Appearance by Jon A. York on behalf of Kim Buckley (York, Jon) (Entered: 04/21/2008)
04/22/2008	<u>29</u>	MOTION to Dismiss by Kim Buckley. (Pentecost, James) (Entered: 04/22/2008)
04/22/2008	<u>30</u>	MEMORANDUM in Support of <u>29</u> MOTION to Dismiss filed by Kim Buckley. (Pentecost, James) (Entered: 04/22/2008)

04/23/2008	<u>31</u>	MOTION to Dismiss by James Johnson. (Ryder, John) (Entered: 04/23/2008)
04/23/2008	<u>32</u>	MEMORANDUM in Support of <u>31</u> MOTION to Dismiss filed by James Johnson. (Ryder, John) (Entered: 04/23/2008)
05/05/2008	<u>33</u>	RESPONSE in Opposition re <u>29</u> MOTION to Dismiss filed by Terrence Johnson, Jim Harris, Alexander Friedmann. (McDonald, Laughlin) (Entered: 05/05/2008)
05/05/2008	<u>34</u>	RESPONSE in Opposition re <u>31</u> MOTION to Dismiss filed by Terrence Johnson, Jim Harris, Alexander Friedmann. (McDonald, Laughlin) (Entered: 05/05/2008)
05/05/2008	<u>35</u>	MOTION for attorney Danny Presley to Appear Pro Hac Vice I> by James Johnson. (PHV FEE PAID) (Attachments: # <u>1</u> Exhibit–Certificate of Good Standing # <u>2</u> Proposed Order to Motion for Admission Pro Hac Vice)(Ryder, John) Modified on 5/9/2008 (gi). Modified text on 6/3/2008 (km). (Entered: 05/05/2008)
05/12/2008	<u>36</u>	CERTIFICATE of Compliance filed by Kim Buckley. (Pentecost, James) (Entered: 05/12/2008)
05/19/2008	<u>37</u>	NOTICE by James Johnson (<i>Notice of Compliance</i>) (Ryder, John) (Entered: 05/19/2008)
05/21/2008	<u>38</u>	ORDER: Clerk is directed to terminate Mr. Jerome Teel as counsel for deft Buckley, and to mail him a copy of this order. Pending before the Court is the motion for admission pro hac vice of Danny Presley <u>35</u> . That motion cannot be granted until the \$75.00 pro hac vice admission fee has been paid. Signed by Magistrate Judge Juliet E. Griffin on 5/21/08. (cc: Jerome Teel)(km) (Entered: 05/21/2008)
06/02/2008	<u>39</u>	RECEIPT #34675–2762 in the amount of \$75.00 posted for Danny A. Presley by James Johnson re <u>35</u> Motion to Appear Pro Hac Vice. (km) (Entered: 06/03/2008)
06/04/2008	<u>40</u>	ORDER granting <u>35</u> Motion for Danny Presley to Appear Pro Hac Vice. Signed by Magistrate Judge Juliet E. Griffin on 6/4/08. (km) (Entered: 06/05/2008)
06/05/2008		Docket Annotation: Notification by email sent to pro hac vice attorney Danny Presley regarding mandatory registration for a CM/ECF account. (km) (Entered: 06/05/2008)
06/09/2008	<u>41</u>	NOTICE by Terrence Johnson, Jim Harris, Alexander Friedmann (Abudu, Nancy) (Entered: 06/09/2008)
06/10/2008	<u>42</u>	CERTIFICATE of service re <u>41</u> filed by Terrence Johnson, Jim Harris, Alexander Friedmann. (Abudu, Nancy) Modified text to add linkage on 6/11/2008 (km). (Entered: 06/10/2008)
06/23/2008	<u>43</u>	MOTION and MEMORANDUM to Stay Discovery pending resolution of <u>31</u> MOTION to Dismiss by James Johnson. (Ryder, John) Modified text on 6/23/2008 (km). (Entered: 06/23/2008)
06/23/2008	<u>44</u>	MEMORANDUM OPINION. Signed by Senior Judge Thomas Wiseman on 6/23/08. (km) (Entered: 06/24/2008)
06/23/2008	<u>45</u>	ORDER: For the reasons stated in the accompanying Memorandum Opinion, the County Officials Motions to Dismiss <u>18</u> , <u>29</u> , and <u>31</u> are denied. The matter is referred to the Magistrate Judge for further case management as necessary and appropriate. Signed by Senior Judge Thomas Wiseman on 6/23/08. (km) (Entered: 06/24/2008)
06/24/2008	<u>46</u>	ORDER Deft Johnson's <u>43</u> Motion to Stay is DENIED. The Defts shall have until 07/11/08 to file answers to the complaint. The 07/25/08, case management conference remains scheduled at 1:00 pm to be held, at counsel's option, either in Courtroom 764, U.S. Courthouse, or telephonically, to be initiated by Pltf's counsel. Signed by Magistrate Judge Juliet E. Griffin on 06/24/08. (ab) (Entered: 06/24/2008)
06/30/2008	<u>47</u>	ANSWER to <u>1</u> Complaint by Kim Buckley.(York, Jon) (Entered: 06/30/2008)
06/30/2008	<u>48</u>	ANSWER to <u>1</u> Complaint by Ray Barrett.(Bussell, Allison) (Entered: 06/30/2008)

06/30/2008	<u>49</u>	NOTICE of Appearance by Keli J. Oliver on behalf of Ray Barrett (Oliver, Keli) (Entered: 06/30/2008)
07/02/2008	<u>50</u>	ANSWER to <u>1</u> Complaint of Defendant James Johnson, Administrator of Elections for Shelby County, Tennessee by James Johnson.(Ryder, John) (Entered: 07/02/2008)
07/15/2008	<u>51</u>	(DISREGARD- See DE #52)ANSWER to Interrogatories from James Johnson by James Johnson.(Ryder, John) Modified on 7/15/2008 (km). (Entered: 07/15/2008)
07/15/2008	<u>52</u>	NOTICE by James Johnson of Service of Answers to Interrogatories (Ryder, John) (Entered: 07/15/2008)
07/15/2008	<u>53</u>	MOTION to Withdraw as Attorney for Plaintiffs by Terrence Johnson, Jim Harris, Alexander Friedmann. (Grant, Charles) (Entered: 07/15/2008)
07/17/2008	<u>54</u>	ORDER granting <u>53</u> Motion to Withdraw as Attorney. Attorney Charles K. Grant terminated. Signed by Senior Judge Thomas Wiseman on 7/17/08. (km) (Entered: 07/17/2008)
07/17/2008	<u>55</u>	MOTION to Amend/Correct Complaint by Terrence Johnson, Jim Harris, Alexander Friedmann. (Attachments: # <u>1</u> Amended Complaint)(Abudu, Nancy) (Entered: 07/17/2008)
07/25/2008		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Telephone Conference held on 7/25/2008; ORDER to enter. (jwc) (Entered: 07/25/2008)
07/28/2008	<u>56</u>	ORDER: <u>55</u> Motion for leave to file an amended complaint is granted. Clerk is directed to file the pltf's amended complaint attached to the motion (Docket Entry No. [55-1]). Defts shall have until 8/8/08, to file answers to the amended complaint. The State defts shall have until 8/1/08, to file a motion for judgment on the pleadings. Any response and cross-motion shall be filed by the pltf's within 21 days of the filing of the motion or by 8/22/08, if the motion is filed on 8/1/08. The trial and pretrial conference will be set by separately entered order. Signed by Magistrate Judge Juliet E. Griffin on 7/28/08. (km) (Entered: 07/28/2008)
07/28/2008	<u>57</u>	AMENDED COMPLAINT against Phil Bredesen, Brook Thompson, Riley Darnell, James Johnson, Kim Buckley, Ray Barrett, filed by Joshua Roberts, Terrence Johnson, Jim Harris, Alexander Friedmann.(km) (Entered: 07/28/2008)
08/01/2008	<u>58</u>	MOTION for Judgment on the Pleadings by Phil Bredesen, Brook Thompson, Riley Darnell. (Helou, William) (Entered: 08/01/2008)
08/01/2008	<u>59</u>	MEMORANDUM in Support of <u>58</u> MOTION for Judgment on the Pleadings filed by Phil Bredesen, Brook Thompson, Riley Darnell. (Helou, William) (Entered: 08/01/2008)
08/04/2008	<u>60</u>	ORDER: Telephone conference call held on 7/25/08. In consultation with the office of Judge Wiseman, Jr., a Bench Trial set for 3/17/2009 at 10:00 AM. Final Pretrial Conference set for 3/6/2009 at 10:00 AM before Senior Judge Thomas Wiseman. The parties' obligations prior to the pretrial conference will set forth by separately entered order. The Clerk is directed to forward the file in this case to Judge Wiseman for his consideration of the pending motion for judgment on the pleadings and accompanying memorandum in support filed by the State defendants <u>58</u> - <u>59</u> , the plaintiffs' response to be filed by 8/22/08, along with any cross-motion, the State defendants' reply, if necessary, and response to the plaintiffs' anticipated cross-motion to be filed no later than 8/25/08, along with any response by the County defendants to the plaintiffs' cross-motion to be filed no later than 9/5/08, and any reply, if necessary, to be filed by the plaintiffs no later than 9/10/08. Signed by Magistrate Judge Juliet E. Griffin on 8/4/08. (dt) (Entered: 08/04/2008)
08/05/2008	<u>61</u>	ANSWER to <u>57</u> Amended Complaint by Ray Barrett.(Bussell, Allison) (Entered: 08/05/2008)
08/06/2008	<u>62</u>	ANSWER to <u>57</u> Amended Complaint by Kim Buckley.(York, Jon) (Entered: 08/06/2008)

08/06/2008	<u>63</u>	ANSWER to <u>57</u> Amended Complaint by James Johnson.(Ryder, John) (Entered: 08/06/2008)
08/07/2008	<u>64</u>	Joint MOTION for Extension of Time to Complete Discovery <i>to Disclose Experts</i> by Phil Bredesen, Brook Thompson, Joshua Roberts, Riley Darnell, Terrence Johnson, Jim Harris, Alexander Friedmann. (Abudu, Nancy) (Entered: 08/07/2008)
08/08/2008	<u>65</u>	ORDER: <u>64</u> Motion for Extension of Time to Disclose Experts is granted. The 8/8/08, deadline for the parties to disclose experts, as provided in the order entered 4/11/08, is extended to 9/5/08, for the pltf's to serve expert disclosures in accord with Rule 26(a)(2) of the Federal Rules of Civil Procedure. The 8/29/08, deadline for disclosire of rebuttal experts is extended to 9/26/08, for the defts to serve Rule 26(a)(2) disclosures for rebuttal experts. Signed by Magistrate Judge Juliet E. Griffin on 8/8/08. (km) (Entered: 08/08/2008)
08/15/2008	<u>66</u>	ORDER: Bench Trial set for 3/17/2009 10:00 AM before Senior Judge Thomas Wiseman. Exhibit List due by 3/4/2009. Expert Witness List due by 3/4/2009. Pretrial Conference set for 3/6/2009 10:00 AM before Senior Judge Thomas Wiseman. Proposed Pretrial Order due by 3/4/2009. Signed by Senior Judge Thomas Wiseman on 8/15/08. (km) (Entered: 08/15/2008)
08/22/2008	<u>67</u>	RESPONSE in Opposition re <u>58</u> MOTION for Judgment on the Pleadings filed by Joshua Roberts, Terrence Johnson, Jim Harris, Alexander Friedmann. (Abudu, Nancy) (Entered: 08/22/2008)
08/22/2008	<u>68</u>	MOTION for Judgment on the Pleadings <i>or in the alternative</i> , MOTION for Partial Summary Judgment () by Joshua Roberts, Terrence Johnson, Jim Harris, Alexander Friedmann. (Abudu, Nancy) Modified text on 8/25/2008 (km). (Entered: 08/22/2008)
08/22/2008	<u>69</u>	MEMORANDUM in Support of MOTION for Partial Summary Judgment by Joshua Roberts, Terrence Johnson, Jim Harris, Alexander Friedmann. (Attachments: # <u>1</u> Statement of Material Facts, # <u>2</u> Declaration of Joshua Roberts, # <u>3</u> Declaration of Terrence Johnson)(Abudu, Nancy) Modified text on 8/25/2008 (km). (Entered: 08/22/2008)
08/25/2008	<u>70</u>	REPLY to Response to Motion re <u>58</u> MOTION for Judgment on the Pleadings filed by Phil Bredesen, Brook Thompson, Riley Darnell. (Helou, William) (Entered: 08/25/2008)
08/25/2008	<u>71</u>	RESPONSE to Motion re <u>68</u> MOTION for Judgment on the Pleadings <i>or in the alternative</i> MOTION for Partial Summary Judgment filed by Phil Bredesen, Brook Thompson, Riley Darnell. (Helou, William) (Entered: 08/25/2008)
09/02/2008	<u>72</u>	REPLY to Response to Motion re <u>68</u> MOTION for Judgment on the Pleadings <i>or in the alternative</i> MOTION for Partial Summary Judgment filed by Joshua Roberts, Terrence Johnson, Jim Harris, Alexander Friedmann. (Abudu, Nancy) (Entered: 09/02/2008)
09/03/2008	<u>73</u>	NOTICE of Hearing: Hearing re Pltf's Motion for Judgment on the Pleadings or in the alternative Motion for Partial Summary Judgment <u>68</u> set for 9/15/2008 01:00 PM before Senior Judge Thomas Wiseman. (km) (Entered: 09/03/2008)
09/03/2008	<u>74</u>	NOTICE: Hearing re Defts Motion for Judgment on the pleadings <u>58</u> set for 9/15/2008 at 1:00 PM before Senior Judge Thomas Wiseman. (km) (Entered: 09/03/2008)
09/03/2008	<u>75</u>	RESPONSE in Opposition re <u>68</u> MOTION for Judgment on the Pleadings <i>or in the alternative</i> MOTION for Partial Summary Judgment filed by Kim Buckley. (York, Jon) (Entered: 09/03/2008)
09/03/2008	<u>76</u>	MOTION for Summary Judgment by Kim Buckley. (Attachments: # <u>1</u> Exhibit 1 – Buckley's Response to Interrogatories and RFP, # <u>2</u> Exhibit 2 – Harris' Response to Interrogatories and RFP)(York, Jon) (Entered: 09/03/2008)
09/03/2008	<u>77</u>	MEMORANDUM in Support of <u>76</u> MOTION for Summary Judgment filed by Kim Buckley. (York, Jon) (Entered: 09/03/2008)

09/03/2008	<u>78</u>	STATEMENT of facts filed by Kim Buckley in support of <u>76</u> Motion for Summary Judgment. (York, Jon) (Entered: 09/03/2008)
09/03/2008	<u>79</u>	MOTION oral argument on Motion for Summary Judgment re <u>76</u> MOTION for Summary Judgment by Kim Buckley. (York, Jon) (Entered: 09/03/2008)
09/05/2008	<u>80</u>	RESPONSE to Motion re <u>68</u> MOTION for Judgment on the Pleadings <i>or in the alternative</i> MOTION for Partial Summary Judgment and Joinder in Motion of Defendants on the Judgment on the Pleadings filed by James Johnson. (Ryder, John) Modified text on 9/8/2008 (km). (Entered: 09/05/2008)
09/08/2008	<u>81</u>	ORDER: <u>79</u> Motion for oral argument is denied to the extent the Court will not hear oral argument on Deft Kim Buckley's Motion for Summary Judgment on 9/15/08. Signed by Senior Judge Thomas Wiseman on 9/8/08. (km) (Entered: 09/08/2008)
09/08/2008	<u>82</u>	REPLY to Response to Motion re <u>68</u> MOTION for Judgment on the Pleadings <i>or in the alternative</i> MOTION for Partial Summary Judgment <i>Defendant Johnson Response</i> filed by Joshua Roberts, Terrence Johnson, Jim Harris, Alexander Friedmann. (Abudu, Nancy) (Entered: 09/08/2008)
09/08/2008	<u>83</u>	REPLY to Response to Motion re <u>68</u> MOTION for Judgment on the Pleadings <i>or in the alternative</i> MOTION for Partial Summary Judgment <i>Defendant Buckley Response</i> filed by Joshua Roberts, Terrence Johnson, Jim Harris, Alexander Friedmann. (Abudu, Nancy) (Entered: 09/08/2008)
09/15/2008	<u>84</u>	Minute Entry for proceedings held before Senior Judge Thomas Wiseman: Hearing held on 9/15/2008 re Defts Phil Bredesen, Brook Thompson and Riley Darnell's Motion for Judgment on the pleadings <u>58</u> and Pltfs' Motion for Judgment on the pleadings or in the alternative Motion for partial summary judgment <u>68</u> . The Court hears argument and takes the matter UNDER ADVISEMENT. (Court Reporter Brian Ratekin.) (km) Modified text on 9/22/2008 (km). (Entered: 09/16/2008)
09/22/2008	<u>85</u>	MEMORANDUM OPINION. Signed by Senior Judge Thomas Wiseman on 9/22/08. (dt) (Entered: 09/23/2008)
09/22/2008	<u>86</u>	ORDER: Parties presented oral argument on their motions at a hearing conducted on 9/15/08. For the reasons set forth in the accompanying Memorandum Opinion, the Court finds that the State Officials' motion for judgment <u>58</u> is meritorious and that the defendants are entitled to judgment in their favor as a matter of law as to Counts One through Five of the Amended Complaint. Accordingly, the State Officials' motion is hereby GRANTED and Counts One through Five of the Amended Complaint are DISMISSED, leaving for adjudication only plaintiff Alexander Friedmann's due process claims under the United States and Tennessee Constitutions, set forth in Count Six of the Amended Complaint. Plaintiffs' Motion for Judgment <u>68</u> is hereby DENIED. Further, because all claims brought by plaintiff Jim Harris, the only plaintiff who is a resident of Madison County, have been dismissed, the motion for summary judgment <u>76</u> filed by defendant Kim Buckley in her official capacity as Administrator of Elections for Madison County, is hereby GRANTED. Likewise, because all claims brought by plaintiff Terrence Johnson, a Shelby County resident, have been dismissed, defendant James Johnson in his official capacity as Administrator of Elections for Shelby County is entitled to judgment in his favor as a matter of law. Accordingly, the claims against defendant Johnson are hereby DISMISSED. This matter is remanded to Magistrate Judge Griffin for such further case management as may be necessary. Signed by Senior Judge Thomas Wiseman on 9/22/08. (dt) (Entered: 09/23/2008)
09/23/2008	<u>87</u>	ORDER: The Clerk is directed to terminate Joshua Roberts as a Pltf. A Case Management Conference set for 10/3/2008 at 11:00 AM in Courtroom 764 before Magistrate Judge Juliet E. Griffin to address whether all discovery has been completed on the claim of Pltf Friedman in Count Six, the potential for resolution of his claim, whether any further dispositive motion will be filed, and any other matters to be addressed prior to the 03/17/09 trial. Signed by Magistrate Judge Juliet E. Griffin on 09/23/08. (ab) (Entered: 09/23/2008)
09/30/2008	<u>88</u>	Transcript filed for dates of 9/15/08 before Judge Wiseman. Court Reporter/Transcriber: Brian V. Ratekin, Telephone number: 615-726-2737, E-Mail Address: bvratekin@bellsouth.net. 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. Intent to Request Transcript Redaction due 10/9/2008. Redaction Request due 10/20/2008. Redacted Transcript Deadline set for 10/28/2008. Release of Transcript Restriction set for 12/26/2008. (km) (Entered: 09/30/2008)
10/03/2008		Minute Entry for proceedings held before Magistrate Judge Juliet E. Griffin: Case Management Conference held on 10/3/2008; ORDER to enter. (Tape #G2008-107.) (jwc) (Entered: 10/03/2008)
10/06/2008	<u>89</u>	ORDER: Case Management Conference held 10/3/08. Parties shall have until 11/10/08, to file an agreed order or stipulation of dismissal of the claims of pltf Friedmann in Count VI of the amended complaint. Signed by Magistrate Judge Juliet E. Griffin on 10/6/08. (km) (Entered: 10/07/2008)
11/07/2008	<u>90</u>	STIPULATION of Dismissal <i>Count Six of Amended Complaint</i> by Ray Barrett, Alexander Friedmann. (Abudu, Nancy) (Entered: 11/07/2008)
11/10/2008	<u>91</u>	ORDER: Upon the parties' <u>90</u> Stipulation of Dismissal, this action is DISMISSED with prejudice and the Clerk is directed to close this case on the records of the Court. Signed by Magistrate Judge Juliet E. Griffin on 11/10/08. (ab) (Entered: 11/10/2008)
11/10/2008	92	Docket Entry No. 91 is hereby entered on the docket in compliance with Rule 58 and/or Rule 79 (a) of the Federal Rules of Civil Procedure on 11/10/08. (ab) (Entered: 11/10/2008)
11/13/2008	<u>93</u>	NOTICE OF APPEAL as to <u>91</u> Order Dismissing Case by Alexander Friedmann. (Abudu, Nancy) (Entered: 11/13/2008)
11/14/2008		USCA Case Number 08-6377, Case Mgr. Mary Patterson for <u>93</u> Notice of Appeal filed by Alexander Friedmann. (km) (Entered: 11/14/2008)
11/14/2008	<u>94</u>	USCA Appeal Fees received \$ 455 receipt number 34675-4924 re <u>93</u> Notice of Appeal filed by Alexander Friedmann (km) (Entered: 11/14/2008)
11/20/2008	<u>95</u>	DESIGNATION of Record on Appeal by Terrence Johnson, Jim Harris, Alexander Friedmann re <u>93</u> Notice of Appeal (McDonald, Laughlin) (Entered: 11/20/2008)
11/20/2008	<u>96</u>	APPEAL TRANSCRIPT ORDER by Terrence Johnson, Jim Harris, Alexander Friedmann for proceedings held on 9/15/2008 before Judge Thomas A. Wiseman, re <u>93</u> Notice of Appeal (McDonald, Laughlin) (Entered: 11/20/2008)
10/28/2010	<u>97</u>	USCA OPINION/ JUDGMENT as to <u>93</u> Notice of Appeal: The judgment of the district court is AFFIRMED. (Mandate to issue) (Attachments: # <u>1</u> Cover Letter)(ab) (Entered: 10/28/2010)
12/27/2010	<u>98</u>	MANDATE of USCA as to <u>93</u> Notice of Appeal filed by Alexander Friedmann. (Attachments: # <u>1</u> Cover Letter)(ab) (Entered: 12/29/2010)
12/29/2010		Appeal Deadlines Terminated re <u>93</u> Notice of Appeal filed by Alexander Friedmann (ab) (Entered: 12/29/2010)
04/26/2011	<u>99</u>	NOTICE from the U.S. Supreme Court: The petition for a writ of certiorari was filed on March 15, 2011 and placed on the docket March 21, 2011 as No. 10-1149. (ab) (Entered: 04/26/2011)
05/24/2011	<u>100</u>	ORDER of the Supreme Court as to <u>93</u> Notice of Appeal: The Petition for a Writ of Certiorari is DENIED. (af) (Entered: 05/25/2011)