

D. Conn.
20-cv-534
Arterton, J.

United States Court of Appeals

FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 19th day of March, two thousand twenty-one.

Present:

Dennis Jacobs,
Rosemary S. Pooler,
Michael H. Park,
Circuit Judges.

Tre McPherson, on behalf of themselves and all others similarly situated, et al.,

Plaintiffs-Appellees,

v.

20-2949(L)

Ned Lamont, in their individual capacities,
Rollin Cook, in their individual capacities,

Defendants-Appellees,

v.

Michael A. Young, Derrick Taylor,

*Movants-Appellants.*¹

Appellant Michael A. Young, pro se, moves for leave to proceed in forma pauperis, for free transcripts, and for “color of law” relief. This Court has determined, nostra sponte, that it lacks jurisdiction over this appeal because it is moot. *Tann v. Bennett*, 807 F.3d 51, 52 (2d Cir. 2015) (per curiam) (“A case is moot when the issues presented are no longer live or the parties lack a legally cognizable interest in the outcome.” (internal quotation marks omitted)). The settlement

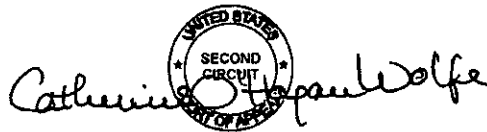
¹ The Clerk of the Court is directed to amend the caption as above.

agreement from which Young appealed expired on December 31, 2020. D. Conn. 20-cv-534, doc. 272. "In order to satisfy the [Constitution's] case-or-controversy requirement, a party must, at all stages of the litigation, have an actual injury which is likely to be redressed by a favorable judicial decision." *United States v. Williams*, 475 F.3d 468, 478–79 (2d Cir. 2007) (quotation marks omitted). Thus, "if an event occurs during the course of the proceedings or on appeal that makes it impossible for the court to grant any effectual relief whatever to a prevailing party, [this Court] must dismiss the case." Id. at 479 (quotation marks omitted).

Upon due consideration, it is hereby ORDERED that the appeal is DISMISSED for lack of jurisdiction. The termination of the settlement agreement, Young is no longer affected by its terms, such that there is no longer an actual injury that can be redressed. *See, e.g., Nat'l Org. for Marriage, Inc. v. Walsh*, 714 F.3d 682, 692 (2d Cir. 2013) ("Federal courts have no constitutional power to consider a moot case, which does not present a live controversy."). It is further ORDERED that Appellant's remaining motions are DENIED as moot.

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk of Court

The signature of Catherine O'Hagan Wolfe is written in cursive over a circular seal. The seal contains the text "UNITED STATES", "SECOND CIRCUIT", and "COURT OF APPEALS".

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APPEAL,CLOSED,EFILE,HABEAS,REFCNF,REFDIS,WIG

**U.S. District Court
District of Connecticut (New Haven)
CIVIL DOCKET FOR CASE #: 3:20-cv-00534-JBA**

McPherson et al v. Lamont et al
Assigned to: Judge Janet Bond Arterton
Referred to: Judge William I. Garfinkel (Settlement)
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/20/2020
Date Terminated: 07/21/2020
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Tre McPherson
*on behalf of themselves and all others
similarly situated*

represented by **Dan Barrett**
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Plaintiff

Pattikate Williams-Void

*on behalf of themselves and all others
similarly situated*

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Gabrielle Naomi Piper
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Jenna Newmark
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Plaintiff

John Doe

*on behalf of themselves and all others
similarly situated*

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Plaintiff

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similarly situated

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V.

Defendant

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in their individual capacities

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Defendant

Rollin Cook
in their individual capacities

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Janelle Medeiros
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Steven R. Strom

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Terrence M. O'Neill
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Movant

Rupert A Thompson

Movant

Derrick Taylor

represented by **Derrick Taylor**
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CORRECTIONAL INSTITUTION
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Suffield, CT 06080
PRO SE

Movant

Glen Sharkany

Movant

Michael A. Young

represented by **Michael A. Young**
232802
CARL ROBINSON CORRECTIONAL
INSTITUTION
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Enfield, CT 06083-1400
PRO SE

Movant

Peter J. Gilhooly

Movant

Shawn Milner

Movant

Anthony Torres

Movant

David Taylor

Movant

James Walsh

Movant**Chad J. Petitpas****Movant****John Smith****Movant****Dean Henton****Movant****Philip Amato****Movant****Christopher Silva****Movant****Eric Chyung****Movant****Christopher M. Darazs****Movant****Joseph Michael Carilli****Movant****Jeremy Louis Barney****Movant****Russell Wallace****Movant****Randy Brenton**

Date Filed	#	Docket Text
04/20/2020	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$400 receipt number ACTDC-5812389.), filed by John Roe, Tre McPherson, John Doe, Pattikate Williams-Void, Thomas Caves. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Barrett, Dan) (Entered: 04/20/2020)
04/20/2020	<u>2</u>	NOTICE of Appearance by Dan Barrett on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Barrett, Dan) (Entered: 04/20/2020)
04/20/2020	<u>3</u>	MOTION to Proceed in Fictitious Name by John Doe, John Roe. (Barrett, Dan) (Entered: 04/20/2020)
04/20/2020		Judge Charles S. Haight, Jr added. (Oliver, T.) (Entered: 04/21/2020)
04/20/2020	<u>4</u>	Order on Pretrial Deadlines: Amended Pleadings due by 6/19/2020 Discovery due by 10/20/2020 Dispositive Motions due by 11/24/2020

		Signed by Clerk on 04/20/2020.(Nuzzi, Tiffany) (Entered: 04/21/2020)
04/20/2020	<u>5</u>	ELECTRONIC FILING ORDER FOR COUNSEL - PLEASE ENSURE COMPLIANCE WITH COURTESY COPY REQUIREMENTS IN THIS ORDER Signed by Judge Charles S. Haight, Jr on 04/20/2020.(Nuzzi, Tiffany) (Entered: 04/21/2020)
04/21/2020		Request for Clerk to issue summons as to All Defendants. (Barrett, Dan) (Entered: 04/21/2020)
04/21/2020	<u>6</u>	NOTICE TO COUNSEL/SELF-REPRESENTED PARTIES : Counsel or self-represented parties initiating or removing this action are responsible for serving all parties with attached documents and copies of <u>2</u> Notice of Appearance filed by Pattikate Williams-Void, Tre McPherson, John Doe, John Roe, Thomas Caves, <u>5</u> Electronic Filing Order, <u>1</u> Complaint, filed by Pattikate Williams-Void, Tre McPherson, John Doe, John Roe, Thomas Caves, <u>4</u> Order on Pretrial Deadlines, <u>3</u> MOTION to Proceed in Fictitious Name filed by John Doe, John Roe Signed by Clerk on 04/21/2020.(Nuzzi, Tiffany) (Entered: 04/21/2020)
04/21/2020	<u>7</u>	ELECTRONIC SUMMONS ISSUED in accordance with Fed. R. Civ. P. 4 and LR 4 as to *Rollin Cook, Ned Lamont* with answer to complaint due within *21* days. Attorney *Dan Barrett* *Dan Barrett American Civil Liberties Union - CT* *765 Asylum Ave., 1st Floor* *Hartford, CT 06105*. (Nuzzi, Tiffany) (Entered: 04/21/2020)
04/23/2020	<u>8</u>	NOTICE of Appearance by Elana Spungen Bildner on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Bildner, Elana) (Entered: 04/23/2020)
04/23/2020	<u>9</u>	MOTION for Attorney(s) Will Saches, Jonathan Tam, Jenna Newmark, and Gabrielle Piper to be Admitted Pro Hac Vice (paid \$300 PHV fee; receipt number ACTDC-5819903) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Barrett, Dan) (Entered: 04/23/2020)
04/23/2020	<u>10</u>	NOTICE of Related Case by All Plaintiffs (Attachments: # <u>1</u> Exhibit 1)(Barrett, Dan) (Entered: 04/23/2020)
04/23/2020	<u>11</u>	SUMMONS Returned Executed by John Roe, Tre McPherson, John Doe, Pattikate Williams-Void, Thomas Caves. Rollin Cook served on 4/22/2020, answer due 5/13/2020; Ned Lamont served on 4/22/2020, answer due 5/13/2020. (Barrett, Dan) (Entered: 04/23/2020)
04/24/2020	12	ORDER granting <u>9</u> Motion to Appear Pro Hac Vice for Will Saches, Jonathan Tam, Jenna Newmark, and Gabrielle Piper. Certificate of Good Standing due by 6/23/2020. Signed by Clerk on 04/24/2020. (Nuzzi, Tiffany) (Entered: 04/24/2020)
04/27/2020	13	ORDER OF TRANSFER. Case reassigned to Judge Janet Bond Arterton who is presiding over a related case: 3:20-cv-00528-JBA Lowery v. Cook. Signed by Judge Charles S. Haight, Jr on 04/27/20. (Barry, Donna) (Entered: 04/27/2020)
04/27/2020	14	NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.

		Telephonic Status Conference set for 4/29/2020 at 11:00 a.m. before Judge Janet Bond Arterton. Parties shall call 1-877-402-9753 and use access code 3535720# to participate in the call. (Barry, Donna) (Entered: 04/27/2020)
04/27/2020	<u>15</u>	MOTION for Temporary Restraining Order by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Exhibit V, # <u>23</u> Exhibit W, # <u>24</u> Exhibit X, # <u>25</u> Exhibit Y, # <u>26</u> Exhibit Z, # <u>27</u> Exhibit AA, # <u>28</u> Exhibit BB)(Barrett, Dan) (Entered: 04/27/2020)
04/27/2020	<u>16</u>	NOTICE by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void re <u>15</u> MOTION for Temporary Restraining Order of <i>Fed. R. Civ. P. 65(b)(1) compliance</i> (Barrett, Dan) (Entered: 04/27/2020)
04/27/2020	<u>17</u>	MOTION to Seal portions of ECF # 15-2 by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 04/28/2020)
04/28/2020	<u>18</u>	NOTICE of Appearance by Terrence M. O'Neill on behalf of Rollin Cook, Ned Lamont <i>in their official capacities</i> (O'Neill, Terrence) (Entered: 04/28/2020)
04/28/2020	<u>19</u>	NOTICE of Appearance by Steven R. Strom on behalf of Rollin Cook, Ned Lamont <i>in their official capacities</i> (Strom, Steven) (Entered: 04/28/2020)
04/28/2020	<u>20</u>	NOTICE of Appearance by James Michael Belforti on behalf of Rollin Cook, Ned Lamont <i>in their official capacities</i> (Belforti, James) (Entered: 04/28/2020)
04/28/2020	<u>21</u>	NOTICE of Appearance by James W. Donohue on behalf of Rollin Cook, Ned Lamont <i>in their official capacities</i> (Donohue, James) (Entered: 04/28/2020)
04/29/2020	22	ORDER: As set forth during the April 29, 2020 telephonic status conference, the Court has made findings that the interests of privacy significantly outweigh public's interest in the identities of John Doe and John Roe. The Court thus grants <u>3</u> Motion to Proceed in Fictitious Name and <u>17</u> Motion to Seal, on consent of Defendants. Signed by Judge Janet Bond Arterton on 4/29/2020. (Gutierrez, A.) (Entered: 04/29/2020)
04/29/2020	23	As set forth at the telephonic conference held on April 29, 2020, Defendants shall file their response to Plaintiffs' <u>15</u> Motion for Temporary Restraining Order by 5:00 p.m. on May 1, 2020. Plaintiffs shall file its Reply to Defendant's Response by 12:00 p.m. on May 3, 2020. Petitioner Thaddeus Lowery in related case Lowery v. Cook, 20-cv-00528-JBA, shall also be permitted to submit a reply by 12:00 p.m. on May 3, 2020. Oral Argument will be held May 4, 2020, at 3:30pm via Zoom video conference. A notice containing the information for the Zoom conference shall follow. Signed by Judge Janet Bond Arterton on 4/29/2020. (Gutierrez, A.) Modified text on 4/29/2020 (Barry, Donna). (Entered: 04/29/2020)
04/29/2020		Docket Entry Correction re 23 Order - date of oral argument updated to May 4, 2020. (Barry, Donna) (Entered: 04/29/2020)
04/29/2020		NOTICE regarding hearing via Zoom The oral argument scheduled for 05/04/20 at 3:30 p.m. will be conducted via Zoom. Video Link: https://www.zoomgov.com/j/1605525871?pwd=al_gxaTQvSGFpcUpUaTR6dm5qeEhSQTO9

		<p>Call In Number: 646-828-7666 Meeting ID: 160 552 5871 Meeting Password: 433095</p> <p>Please note: Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, screenshots, streaming, and rebroadcasting in any form, of court proceedings. The Judicial Conference of the United States, which governs the practices of the federal courts, has prohibited it. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Barry, Donna) (Entered: 04/30/2020)</p>
04/29/2020		Set/Reset Deadlines as to <u>15</u> MOTION for Temporary Restraining Order - Responses due by 5:00 p.m. on 5/1/2020 (Barry, Donna) (Entered: 05/01/2020)
04/30/2020	<u>24</u>	MOTION for Attorney(s) Brandon Buskey to be Admitted Pro Hac Vice (paid \$75 PHV fee; receipt number ACTDC-5832419) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit Declaration of Brandon Buskey)(Barrett, Dan) (Entered: 04/30/2020)
05/01/2020	<u>25</u>	ORDER granting <u>24</u> Motion to Appear Pro Hac Vice for Brandon Buskey. Certificate of Good Standing due by 6/30/2020. Signed by Clerk on 05/1/2020. (Nuzzi, Tiffany) (Entered: 05/01/2020)
05/01/2020	<u>26</u>	MOTION to Dismiss for Lack of Jurisdiction by Rollin Cook, Ned Lamont. Responses due by 5/22/2020 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit CCDLA docket and Decision, # <u>3</u> Exhibit Atty. Barrett email, # <u>4</u> Exhibit DeVeau Declaration, # <u>5</u> Exhibit Stackpole Declaration, # <u>6</u> Exhibit Cristiano Declaration, # <u>7</u> Exhibit Robert Day docket and Decision, # <u>8</u> Exhibit Greer Decision and Order, # <u>9</u> Exhibit Grimes docket, # <u>10</u> Exhibit Boyd, Murphy, Nunn dockets, # <u>11</u> Exhibit State court dockets May 1, 2020, # <u>12</u> Exhibit Admin. Dir. 9.6, # <u>13</u> Exhibit King Decl. re: Caves, # <u>14</u> Exhibit Hambrecht Decl. re: Williams-Void, # <u>15</u> Exhibit Bennet Decl. re: John Doe, # <u>16</u> Exhibit Cotta, Basley-Motley Decl. re: John Roe, # <u>17</u> Exhibit Acus Declaration)(Strom, Steven) (Entered: 05/01/2020)
05/02/2020	<u>27</u>	NOTICE by Rollin Cook, Ned Lamont re <u>26</u> MOTION to Dismiss for Lack of Jurisdiction <i>NOTICE OF CORRECTION TO MEMORANDUM ECF Doc. #26-1</i> (Strom, Steven) (Entered: 05/02/2020)
05/02/2020	<u>28</u>	NOTICE by Rollin Cook, Ned Lamont re <u>26</u> MOTION to Dismiss for Lack of Jurisdiction <i>NOTICE OF TABLE OF CONTENTS RE: MOTION TO DISMISS, MEMORANDUM AND SUPPORTING EXHIBITS</i> (Strom, Steven) (Entered: 05/02/2020)
05/02/2020	<u>29</u>	NOTICE of Appearance by Friedrich-Wilhelm Wolfgang Sachse on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Sachse, Friedrich-Wilhelm) (Entered: 05/02/2020)
05/02/2020	<u>30</u>	MOTION to Appoint Counsel <i>as amicus curiae</i> by Thomas Caves, John Doe, Tre McPherson, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit Proposed Brief of Amicus Curiae)(Erwin, Daniel) (Entered: 05/02/2020)

05/02/2020	<u>31</u>	NOTICE of Appearance by Jonathan S. Tam on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Tam, Jonathan) (Entered: 05/02/2020)
05/02/2020	<u>32</u>	NOTICE of Appearance by Jenna Newmark on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Newmark, Jenna) (Entered: 05/02/2020)
05/02/2020	<u>33</u>	NOTICE of Appearance by Gabrielle Naomi Piper on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Piper, Gabrielle) (Entered: 05/02/2020)
05/03/2020	<u>34</u>	Memorandum in Opposition re <u>26</u> MOTION to Dismiss for Lack of Jurisdiction filed by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15)(Barrett, Dan) (Entered: 05/03/2020)
05/04/2020	<u>35</u>	NOTICE of Appearance by Brandon Jerel Buskey on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Buskey, Brandon) (Entered: 05/04/2020)
05/04/2020	<u>36</u>	Minute Entry for proceedings held before Judge Janet Bond Arterton: Oral argument held on 5/4/2020 re <u>15</u> MOTION for Temporary Restraining Order filed by Pattikate Williams-Void, Tre McPherson, John Doe, John Roe, Thomas Caves and <u>26</u> MOTION to Dismiss for Lack of Jurisdiction filed by Ned Lamont, Rollin Cook. Both motions were taken under advisement. Total Time: 1 hour and 41 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) Modified text on 5/5/2020 (Barry, Donna). (Entered: 05/05/2020)
05/06/2020	<u>37</u>	ORDER: For the reasons set forth in the attached ruling, Defendants' Motion to Dismiss <u>26</u> is DENIED. The Court will proceed to consider Plaintiffs' Motion for Temporary Restraining Order, as to which a separate schedule will be issued. Signed by Judge Janet Bond Arterton on 5/6/20. (Davis, Caroline) (Entered: 05/06/2020)
05/06/2020	38	SCHEDULING ORDER: Telephonic Status Conference set for 5/6/2020 at 5:00 p.m. before Judge Janet Bond Arterton. Parties shall call 1-877-402-9753 and use access code 3535720# to participate in the call. (Gutierrez, A.) (Entered: 05/06/2020)
05/06/2020	39	NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE. Telephonic Scheduling Conference set for 5/6/2020 at 05:00 PM before Judge Janet Bond Arterton. Parties shall call 1-877-402-9753 and use the access code 3535720# to participate. (Barry, Donna) (Entered: 05/06/2020)
05/06/2020	40	Minute Entry for proceedings held before Judge Janet Bond Arterton: Telephonic Scheduling Conference held on 5/6/2020. Scheduling conference was continued until May 7, 2020 at 1:00 p.m. Parties shall call 1-877-402-9753 and use the access code 3535720# to participate. Total Time: 3 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 05/06/2020)

05/07/2020	<u>41</u>	ORDER REFERRING CASE to Magistrate Judge William I. Garfinkel or the purpose of expediting scheduling and discovery. Signed by Judge Janet Bond Arterton on 5/7/2020. (Reis, Julia) (Entered: 05/07/2020)
05/07/2020	64	Minute Entry for proceedings held before Judge Janet Bond Arterton: Telephonic Scheduling Conference held on 5/7/2020. Total Time: 1 hour (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 05/19/2020)
05/08/2020	42	NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE. Telephonic Scheduling/Discovery Conference set for 5/11/2020 at 11:00 AM before Judge William I. Garfinkel. This case has been referred to expedite scheduling and discovery. The parties will call the Chamber's conference line at the appointed time at: (877) 336-1831; Access Code 49-24-598. (Esposito, A.) (Entered: 05/08/2020)
05/10/2020	<u>43</u>	MOTION for Preliminary Injunction by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. Responses due by 5/31/2020 (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Exhibit V, # <u>23</u> Exhibit W, # <u>24</u> Exhibit X, # <u>25</u> Exhibit Y, # <u>26</u> Exhibit Z, # <u>27</u> Exhibit AA, # <u>28</u> Exhibit BB)(Barrett, Dan) (Entered: 05/10/2020)
05/10/2020	<u>44</u>	MOTION to Seal unredacted declaration by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 05/10/2020)
05/11/2020	<u>45</u>	NOTICE of Appearance by Alexander T. Taubes on behalf of Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void (Taubes, Alexander) (Entered: 05/11/2020)
05/11/2020	46	Minute Entry for proceedings held before Judge William I. Garfinkel: Telephonic Scheduling/Discovery Conference held on 5/11/2020. Total Time: 1 hours and 15 minutes. An Order memorializing the deadlines set during the conference will enter. (Esposito, A.) (Entered: 05/11/2020)
05/11/2020	<u>47</u>	CERTIFICATE OF GOOD STANDING re 24 MOTION for Attorney(s) Brandon Buskey to be Admitted Pro Hac Vice (paid \$75 PHV fee; receipt number ACTDC-5832419) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Buskey, Brandon) (Entered: 05/11/2020)
05/11/2020	48	ORDER. The following interim deadlines were set during a Telephonic Scheduling/Discovery Conference held on May 11, 2020. The parties will engage in a meet and confer to prioritize expedited discovery, including but not limited to, identifying potential expert and fact witnesses and exhibits; stipulate to facts not in dispute; discuss the presentation of evidence by affidavit, video deposition, and/or other methods, to streamline a hearing and minimize live testimony as discussed during the conference call. Any efforts by Plaintiffs to prioritize discovery are without prejudice to requesting further information at a future date. Defendants by cooperating promptly to discovery are not waiving objections.

		<p>The Court directs the parties to be prepared to conduct a preliminary injunction hearing as early as May 22, 2020.</p> <p>The parties will provide a status report by the close of business on May 13, 2020, propose a schedule for discovery and identify any issues that require further discussion or mediation by the Court. The report may be emailed to the law clerk at: Alyssa_Esposito@ctd.uscourts.gov</p> <p>Defendants will provide copies of Plaintiffs' medical records by the close of business on May 15, 2020.</p> <p>Plaintiffs will serve Requests to Admit by May 12, 2020 at 12:00PM.</p> <p>Defendants' response to Plaintiffs' Requests to Admit is due by the close of business on May 13, 2020.</p> <p>Defendants' response to Plaintiffs' Motion for Preliminary Injunction is due May 18, 2010 by 12:00PM.</p> <p>Plaintiffs' reply is due May 20, 2020 by 12:00PM</p> <p>Signed by Judge William I. Garfinkel on 5/11/20.(Esposito, A.) (Entered: 05/11/2020)</p>
05/13/2020	49	<p>NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.Follow-up Telephonic Status Conference set for 5/14/2020 at 01:00 PM before Judge William I. Garfinkel. The parties will call the Chamber's Conference line at the appointed time: (877) 336-1831; Access Code: 49-24-598. (Esposito, A.) (Entered: 05/13/2020)</p>
05/14/2020	50	<p>Hearing on <u>43</u> Motion for Preliminary Injunction will be held 5/22/2020 at 10:00 a.m. via Zoom. The video link is https://www.zoomgov.com/j/1606900012. Meeting ID: 161 9003 0391. Meeting Password: none. Please note: Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, screenshots, streaming, and rebroadcasting in any form, of court proceedings. The Judicial Conference of the United States, which governs the practices of the federal courts, has prohibited it. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Tooker, Aimee) (Entered: 05/14/2020)</p>
05/14/2020	51	<p>Minute Entry for proceedings held before Judge William I. Garfinkel: TelephonicStatus Conference held on 5/14/2020. Total Time: 1 hours and 10 minutes (Esposito, A.) (Entered: 05/14/2020)</p>
05/14/2020	52	<p>SCHEDULING ORDER.</p> <p>The Court orders the following interim deadlines which supplement the deadlines entered on May 11, 2020.</p> <p>The parties are commended on their efforts to expedite the exchange of information. The Court encourages the Parties to communicate frequently to exchange information, stipulate to facts not in dispute, and adopt other methods to streamline the presentation of evidence at the hearing.</p>

		<p>Plaintiffs will provide their list of expert and lay witnesses to Defendants by May 15, 2020 at 10:00AM. As discussed, Plaintiffs are encouraged to do so earlier, if possible. Any extension of this deadline will require a showing of good faith to reach an agreement and necessity.</p> <p>Defendants will provide their list of expert and lay witnesses to Plaintiffs by the close of business on May 15, 2020. As discussed, Defendants are encouraged to do so earlier, if possible. Any extension of this deadline will require a showing of good faith to reach an agreement and necessity.</p> <p>The Parties will exchange exhibit lists by the close of business on May 18, 2020.</p> <p>Plaintiff will file their Proposed Findings of Fact and Conclusions of Law and final Exhibit and Witness Lists on May 20, 2020 at 12:00PM.</p> <p>Defendants will file their Proposed Findings of Fact and Conclusions of Law and final Exhibit and Witness Lists on May 21, 2020 by 12:00PM.</p> <p>The parties will contact the undersigned if any issues arise that may impact these deadlines. Any party seeking to modify these deadlines should immediately email the undersigned for approval. The request may be emailed to the law clerk at: Alyssa_Esposito@ctd.uscourts.gov</p> <p>Counsel for the Defendants indicated during the conference an intention to seek relief of the deadlines entered on May 11 and 14, 2020. The parties are reminded that the deadlines remain in effect unless modified by the District Judge. There is no stay. Signed by Judge William I. Garfinkel on 5/14/20.(Esposito, A.) (Entered: 05/14/2020)</p>
05/15/2020	<u>53</u>	MOTION to Continue <i>and Objection to the Court's Scheduling Orders</i> by Rollin Cook, Ned Lamont. (Attachments: # <u>1</u> Attachments)(O'Neill, Terrence) (Entered: 05/15/2020)
05/15/2020	54	<p>SCHEDULING ORDER.</p> <p>The Scheduling Order dated May 14, 2020, is modified to the extent that Defendants will provide their list of expert and lay witnesses by the close of business on May 18, 2020.</p> <p>Signed by Judge William I. Garfinkel on 5/15/20.(Esposito, A.) (Entered: 05/15/2020)</p>
05/15/2020	55	SCHEDULING ORDER: Telephonic Status Conference set for 5/19/2020 3:30 PM before Judge Janet Bond Arterton. Parties shall call 1-877-402-9753 and use the access code 3535720# to participate. Signed by Judge Janet Bond Arterton on 5/15/20. (Gutierrez, A.) (Entered: 05/15/2020)
05/16/2020	<u>56</u>	ORDER denying <u>53</u> Motion to Continue. Signed by Judge Janet Bond Arterton on 5/16/20. (Gutierrez, A.) (Entered: 05/16/2020)
05/17/2020	<u>57</u>	MOTION to Preclude Testimony of Expert Witness Robert L. Murphy by Rollin Cook, Ned Lamont.Responses due by 6/7/2020 (Attachments: # <u>1</u> Memorandum in Support)(O'Neill, Terrence) (Entered: 05/17/2020)

05/18/2020	<u>58</u>	Memorandum in Opposition re <u>57</u> MOTION to Preclude Testimony of Expert Witness Robert L. Murphy filed by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 05/18/2020)
05/18/2020	<u>59</u>	OBJECTION re <u>43</u> MOTION for Preliminary Injunction filed by Rollin Cook, Ned Lamont. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Exhibit V, # <u>23</u> Exhibit W, # <u>24</u> Exhibit X, # <u>25</u> Exhibit Y)(Belforti, James) (Entered: 05/18/2020)
05/18/2020	60	ORDER REFERRING CASE to Magistrate Judge William I. Garfinkel for ruling on <u>57</u> MOTION in Limine to Preclude Undisclosed Expert Testimony of Robert L. Murphy. Signed by Judge Janet Bond Arterton on 5/18/2020. (Gutierrez, A.) (Entered: 05/18/2020)
05/18/2020	61	<p>ORDER denying <u>57</u> Respondents' Motion in Limine to Preclude Undisclosed Expert Testimony of Dr. Robert Murphy.</p> <p>Plaintiffs were ordered to provide a list of expert and lay witnesses by the close of business on May 15, 2020. 52 . On May 15, 2020, Plaintiffs informed Defendants' counsel that they intended to call Dr. Robert L. Murphy as one of their expert witnesses and that the doctor's qualifications, declaration and disclosure would be forthcoming. On Sunday, May 17, Dr. Murphy's declaration was forwarded to defendants. Plaintiffs state that they transmitted the declaration as soon as they had it. Plaintiffs need to substitute a different infectious disease doctor, rather than use a doctor who previously provided a declaration, was driven by exigencies of the current pandemic and the pressing responsibilities of prominent, busy, clinicians. Further, Plaintiffs represent that Dr. Murphy's testimony closely tracks that previously provided by Dr. Golub, as well as that of Plaintiffs' other medical declarants. While the Court understands the demands on Defendants and their counsel, they are not unduly prejudiced. Counsel knew as of last week that Plaintiffs might provide a substitute expert due to the tight scheduling requirements, and that the substitute witness's qualifications and testimony would be consistent with prior declarations filed in support of a TRO and/or preliminary injunction. Nor, are Defendants prejudiced by a lack of an expert report prior to a deposition. As set forth during the conferences on May 11 and 14, the parties are engaging in expedited discovery and there is insufficient time for perfect Rule 26 disclosures. See <u>McPherson v. Lamont</u>, Civ. No. 3:20-cv-00534 (JBA), ECF No. 56, at *1 (D. Conn. May 16, 2020) (quoting <u>In re World Trade Ctr. Disaster Site Litig.</u>, 722 F.3d 483, 487 (2d Cir. 2013) (It is well established that district courts possess the inherent power and responsibility to manage their dockets 'so as to achieve the orderly and expeditious disposition of cases.'). Defendants will have an opportunity to depose Dr. Murphy and inquire into his credentials, experience and basis for his opinion. On this record, the Court finds no surprise or prejudice to Defendants in the substitution of Dr. Murphy as an expert witness. See, <u>id.</u>, at *2 (finding exigent circumstances exist warranting an expedited schedule and noting that Defendants have had notice of Plaintiffs' claims since the case was filed on April 20, 2020, and to review the evidence filed in support of a TRO and Preliminary Injunction since April 27, 2020).</p> <p>The Court remains available to address issues as they arise on an expedited schedule.</p>

		While the parties have a right to be heard on their objections and to develop a record, there is limited time remaining to prepare for a preliminary injunction hearing on May 22, 2020. The parties are strongly encouraged to contact the Court rather than engage in motion practice and delay a ruling. Signed by Judge William I. Garfinkel on 5/18/20. (Esposito, A.) (Entered: 05/18/2020)
05/19/2020	<u>62</u>	NOTICE by Rollin Cook, Ned Lamont <i>NOTICE OF SERVICE OF RESPONDENTS FIRST SET OF REQUESTS FOR ADMISSIONS</i> (Strom, Steven) (Entered: 05/19/2020)
05/19/2020	63	ORDER: In keeping with its 22 April 29, 2020 order granting Plaintiffs' Motion to Proceed in Fictitious Name and Motion to Seal and without objection from Defendants, the Court grants <u>44</u> Plaintiffs' Motion to file the unredacted declaration of Mr. Roe's spouse under seal. Signed by Judge Janet Bond Arterton on 5/19/2020. (Gutierrez, A.) (Entered: 05/19/2020)
05/19/2020	65	Minute Entry for proceedings held before Judge Janet Bond Arterton: Telephonic Status Conference held on 5/19/2020. Total Time: 22 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 05/19/2020)
05/20/2020	<u>66</u>	REPLY to Response to <u>43</u> MOTION for Preliminary Injunction filed by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit 1)(Barrett, Dan) (Entered: 05/20/2020)
05/20/2020		NOTICE regarding hearing via Zoom: The Hearing on <u>43</u> Motion for Preliminary Injunction scheduled for 05/22/20 at 10:00 a.m. will be conducted via Zoom. Video link : https://www.zoomgov.com/j/16190030391 Call in number: 1-646-828-7666 Meeting ID: 161 9003 0391 (no password required) Please note: Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, screenshots, streaming, and rebroadcasting in any form, of court proceedings. The Judicial Conference of the United States, which governs the practices of the federal courts, has prohibited it. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Barry, Donna) (Entered: 05/20/2020)
05/20/2020	<u>67</u>	Sealed Document: declaration by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void re <u>17</u> MOTION to Seal portions of ECF # 15-2 . (Barrett, Dan) (Entered: 05/20/2020)
05/20/2020	68	NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.Telephonic Status Conference set for 5/20/2020 at 01:30 PM before Judge William I. Garfinkel. Please call the Chamber's Conference Line at the appointed time: (877) 336-1831; Access Code: 49-24-598. (Esposito, A.) (Entered: 05/20/2020)
05/20/2020	69	Petitioners' Oral MOTION for Extension of Time until 5/20/20 at 8:00PM to File Proposed Findings of Fact and Conclusions of Law by Tre McPherson. (Esposito, A.) (Entered: 05/20/2020)

05/20/2020	70	<p>ORDER granting 69 Plaintiffs' Oral Motion for Extension of Time to File Proposed Findings of Fact and Conclusions of Law. Both parties have demonstrated good cause for a brief extension. Accordingly, the Scheduling Order is modified as follows:</p> <p>Plaintiffs will file their Proposed Findings of Fact and Conclusions of Law by 8:00PM this evening, 5/20/20.</p> <p>Defendants' Proposed Findings of Fact and Conclusions of Law will be filed by 5:00PM on 5/21/20.</p> <p>Signed by Judge William I. Garfinkel on 5/20/20. (Esposito, A.) (Entered: 05/20/2020)</p>
05/20/2020	71	Minute Entry for proceedings held before Judge William I. Garfinkel: Telephonic Status Conference held on 5/20/2020. 30 minutes. (Esposito, A.) (Entered: 05/20/2020)
05/20/2020	<u>72</u>	Proposed Findings of Fact and Conclusions of Law by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 05/20/2020)
05/20/2020	<u>73</u>	Proposed Findings of Fact and Conclusions of Law by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 05/20/2020)
05/20/2020	<u>74</u>	Proposed Witness List by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 05/20/2020)
05/20/2020	<u>75</u>	MOTION for Attorney(s) Henderson Hill to be Admitted Pro Hac Vice (paid \$75 PHV fee; receipt number ACTDC-5869718) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit 1)(Barrett, Dan) (Entered: 05/20/2020)
05/21/2020	<u>76</u>	OBJECTION TO PETITIONERS LIST OF EXHIBITS filed by Rollin Cook, Ned Lamont. (O'Neill, Terrence) (Entered: 05/21/2020)
05/21/2020	<u>77</u>	Proposed Witness List by Rollin Cook, Ned Lamont. (O'Neill, Terrence) (Entered: 05/21/2020)
05/21/2020	<u>78</u>	NOTICE of Appearance by Janelle Medeiros on behalf of Rollin Cook, Ned Lamont <i>in their official capacities in addition to the appearances already on file for AAG Terrence M. O'Neill, Steven R. Strom, James M. Belforti and James W. Donohue</i> (Medeiros, Janelle) (Entered: 05/21/2020)
05/21/2020	<u>79</u>	NOTICE of Appearance by Edward David Rowley on behalf of Rollin Cook, Ned Lamont <i>in their official capacities in addition to the appearances already on file for AAG Terrence M. O'Neill, Steven R. Strom, James M. Belforti, James W. Donohue and Janelle R. Medeiros</i> (Rowley, Edward) (Entered: 05/21/2020)
05/21/2020	<u>80</u>	MOTION for Leave to File <i>Supplemental Authority</i> by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Barrett, Dan) (Entered: 05/21/2020)
05/21/2020	81	<p>NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.</p> <p><i>TIME CHANGE ONLY</i> - At the request of the parties, the hearing on the Motion for Preliminary Injunction <u>43</u> scheduled for 05/22/20 will now begin at 9:00 a.m. and will</p>

		<p>be conducted via Zoom.</p> <p>Video link : https://www.zoomgov.com/j/16190030391 Call in number: 1-646-828-7666 Meeting ID: 161 9003 0391 (no password required)</p> <p>(Barry, Donna) (Entered: 05/21/2020)</p>
05/21/2020	<u>82</u>	Proposed Findings of Fact and Conclusions of Law by Rollin Cook, Ned Lamont. (O'Neill, Terrence) (Entered: 05/21/2020)
05/21/2020	<u>83</u>	Proposed Findings of Fact and Conclusions of Law by Rollin Cook, Ned Lamont. (O'Neill, Terrence) (Entered: 05/21/2020)
05/21/2020	<u>84</u>	Consent MOTION to Continue <i>preliminary injunction hearing</i> by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 05/21/2020)
05/21/2020	85	ORDER granting <u>80</u> Motion for Leave to File Supplemental Authority. Signed by Judge Janet Bond Arterton on 05/21/20. (Gutierrez, A.) (Entered: 05/21/2020)
05/21/2020	86	ORDER granting <u>84</u> Motion to Continue preliminary injunction hearing scheduled for May 22, 2020 at 9 a.m. The hearing will be continued to June 1, 2020 at 10 a.m. Signed by Judge Janet Bond Arterton on 05/21/20. (Gutierrez, A.) (Entered: 05/21/2020)
05/21/2020	87	<p>NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.</p> <p><i>RESET FROM 05/22/2020</i> - The hearing on the Motion for Preliminary Injunction <u>43</u> is rescheduled for 06/01/20 at 10:00 a.m. before Judge Janet Bond Arterton; it will be conducted via Zoom.</p> <p>Video link : https://www.zoomgov.com/j/16190030391 Call in number: 1-646-828-7666 Meeting ID: 161 9003 0391 (no password required)</p> <p>Please note: Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, screenshots, streaming, and rebroadcasting in any form, of court proceedings. The Judicial Conference of the United States, which governs the practices of the federal courts, has prohibited it. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Barry, Donna) (Entered: 05/22/2020)</p>
05/28/2020	<u>88</u>	Consent MOTION to Continue <i>preliminary injunction hearing</i> by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 05/28/2020)
05/29/2020	89	ORDER granting <u>88</u> Consent Motion to Continue preliminary injunction hearing scheduled for June 1, 2020 at 10 a.m. The hearing will be continued to June 10, 2020 at 10 a.m. Signed by Judge Janet Bond Arterton on 05/29/20. (Gutierrez, A.) (Entered: 05/29/2020)

05/29/2020	90	<p>NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE.</p> <p><i>RESET FROM 06/01/2020</i> - The hearing on the Motion for Preliminary Injunction <u>43</u> is rescheduled for 06/10/20 at 10:00 a.m. before Judge Janet Bond Arterton; it will be conducted via Zoom.</p> <p>Video link : https://www.zoomgov.com/j/16190030391 Call in number: 1-646-828-7666 Meeting ID: 161 9003 0391 (no password required)</p> <p>Please note: Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, screenshots, streaming, and rebroadcasting in any form, of court proceedings. The Judicial Conference of the United States, which governs the practices of the federal courts, has prohibited it. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Barry, Donna) (Entered: 06/01/2020)</p>
05/29/2020	91	<p>ORDER REFERRING CASE to Magistrate Judge William I. Garfinkel for the purpose of conducting a settlement conference.</p> <p>Signed by Judge Janet Bond Arterton on 05/29/20. (Barry, Donna) (Entered: 06/01/2020)</p>
06/01/2020	92	<p>Minute Entry for proceedings held before Judge William I. Garfinkel: Settlement Conference held on 6/1/2020. Total Time: 7 hours (Esposito, A.) (Entered: 06/01/2020)</p>
06/04/2020	95	<p>Minute Entry for proceedings held before Judge William I. Garfinkel: Settlement Conference held on 6/4/2020. Total Time: 2 hours and 10 minutes (Esposito, A.) (Entered: 06/04/2020)</p>
06/05/2020	100	<p>Minute Entry for proceedings held before Judge William I. Garfinkel: Telephonic Settlement Conference held on 6/5/2020. Total Time: 3 hours and 40 minutes (Esposito, A.) Modified on 6/8/2020 to edit file date. (Entered: 06/08/2020)</p>
06/06/2020	<u>101</u>	<p>Minute Entry for proceedings held before Judge William I. Garfinkel: Settlement Conference held on 6/6/2020. Case settled. 26 minutes(Court Reporter M. Cianciullo,.) (Torres, K.) (Entered: 06/08/2020)</p>
06/06/2020	<u>102</u>	<p>Court Exhibit List. (Torres, K.) (Entered: 06/08/2020)</p>
06/09/2020	<u>103</u>	<p>TRANSCRIPT of Proceedings: Type of Hearing: Telephone Settlement Conference. Held on 06/06/2020 before Judge William I. Garfinkel. Court Reporter: Melissa J. Cianciullo. IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: To remove personal identifier information from the transcript, a party must electronically file a Notice of Intent to Request Redaction with the Clerk's Office within seven (7) calendar days of this date. If no such Notice is filed, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available through PACER without redaction 90 days from today's date. The 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. The policy governing the redaction of personal information is located</p>

		on the court website at www.ctd.uscourts.gov. Redaction Request due 6/30/2020. Redacted Transcript Deadline set for 7/10/2020. Release of Transcript Restriction set for 9/7/2020. (Cianciullo, Melissa) (Entered: 06/09/2020)
06/11/2020	<u>104</u>	Joint MOTION to Certify Class by Rollin Cook, Ned Lamont. Responses due by 7/2/2020 (Attachments: # <u>1</u> Memorandum in Support)(Strom, Steven) (Entered: 06/11/2020)
06/12/2020	<u>105</u>	CERTIFICATE OF GOOD STANDING re <u>9</u> MOTION for Attorney(s) Will Saches, Jonathan Tam, Jenna Newmark, and Gabrielle Piper to be Admitted Pro Hac Vice (paid \$300 PHV fee; receipt number ACTDC-5819903) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 06/12/2020)
06/12/2020	<u>106</u>	CERTIFICATE OF GOOD STANDING re <u>9</u> MOTION for Attorney(s) Will Saches, Jonathan Tam, Jenna Newmark, and Gabrielle Piper to be Admitted Pro Hac Vice (paid \$300 PHV fee; receipt number ACTDC-5819903) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 06/12/2020)
06/12/2020	<u>107</u>	CERTIFICATE OF GOOD STANDING re <u>9</u> MOTION for Attorney(s) Will Saches, Jonathan Tam, Jenna Newmark, and Gabrielle Piper to be Admitted Pro Hac Vice (paid \$300 PHV fee; receipt number ACTDC-5819903) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 06/12/2020)
06/12/2020	<u>108</u>	ORDER granting <u>104</u> Joint Motion for Class Certification. The Court adopts the well-reasoned analysis of the parties that Plaintiff Class satisfies the numerosity, commonality, typicality, and adequacy of representation requirements set forth in Fed. R. Civ. P. 23(a). Accordingly, the Court certifies the Plaintiff Class pursuant to Fed. R. Civ. P. 23(b)(2). The class shall be defined as "all persons who were incarcerated in a DOC facility from March 1, 2020, or are incarcerated, or in the future will be so incarcerated, until the termination date of this Agreement, December 31, 2020." Signed by Judge Janet Bond Arterton on 6/12/20. (Gutierrez, A.) (Entered: 06/12/2020)
06/17/2020	<u>109</u>	Joint MOTION for Hearing <i>on Fairness, and For Notice to Plaintiff Class</i> by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Memorandum in Support of Motion, # <u>2</u> Exhibit A)(Barrett, Dan) (Entered: 06/17/2020)
06/17/2020	<u>110</u>	MOTION for Alexander T. Taubes, Esq. to Withdraw as Attorney <i>for Named Plaintiffs and the class</i> by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Taubes, Alexander) (Entered: 06/17/2020)
06/17/2020	<u>111</u>	Joint MOTION for <i>Order</i> Directing Giving Notice to the Class Order by Rollin Cook, Ned Lamont. (Attachments: # <u>1</u> Memorandum in Support of Motion Directing Giving of Notice to the CClass, # <u>2</u> Exhibit A Notice to the Class)(Strom, Steven) (Entered: 06/17/2020)
06/18/2020	<u>112</u>	Joint NOTICE by Rollin Cook, Ned Lamont re <u>109</u> Joint MOTION for Hearing <i>on Fairness, and For Notice to Plaintiff Class with revised EXHIBIT A including July 20, 2020 at 10:00 AM for Fairness Hearing</i> (Strom, Steven) (Entered: 06/18/2020)

06/19/2020	<u>113</u>	ORDER granting <u>109</u> Motion for Hearing on Fairness and For Notice to Plaintiff Class. The Fairness Hearing will be held 7/20/2020 at 10:00 a.m. via Zoom. Signed by Judge Janet Bond Arterton on 6/19/20. (Gutierrez, A.) (Entered: 06/19/2020)
06/19/2020	<u>114</u>	ORDER granting <u>110</u> Motion for Alexander T. Taubes to Withdraw as Attorney for Named Plaintiffs and the Class. Attorney Alexander T. Taubes terminated. Signed by Judge Janet Bond Arterton on 6/19/20. (Gutierrez, A.) (Entered: 06/19/2020)
06/19/2020	<u>115</u>	ORDER granting <u>111</u> Motion for Order Directing Giving Notice to the Class Order by Rollin Cook, Ned Lamont. Signed by Judge Janet Bond Arterton on 6/19/20. (Attachments: # <u>1</u> Approved Exhibit A) (Gutierrez, A.) (Entered: 06/19/2020)
06/20/2020		<p>NOTICE regarding hearing via Zoom: The hearing on the Motion for Hearing on Fairness and For Notice to Plaintiff Class <u>109</u> scheduled for 07/20/20 at 10:00 a.m. will be conducted via Zoom.</p> <p>Video link: https://www.zoomgov.com/j/16190030391?pwd=MWN1SIZQaG04cFNUT014dmtlUVVGdz09 Call in number: 1-646-828-7666 Meeting ID: 161 9003 0391 Meeting Password: 20534</p> <p>Please note: Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, screenshots, streaming, and rebroadcasting in any form, of court proceedings. The Judicial Conference of the United States, which governs the practices of the federal courts, has prohibited it. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. (Barry, Donna) (Entered: 06/20/2020)</p>
06/22/2020	<u>116</u>	CERTIFICATE OF GOOD STANDING re <u>9</u> MOTION for Attorney(s) Will Saches, Jonathan Tam, Jenna Newmark, and Gabrielle Piper to be Admitted Pro Hac Vice (paid \$300 PHV fee; receipt number ACTDC-5819903) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 06/22/2020)
06/22/2020	<u>117</u>	CERTIFICATE OF GOOD STANDING re <u>9</u> MOTION for Attorney(s) Will Saches, Jonathan Tam, Jenna Newmark, and Gabrielle Piper to be Admitted Pro Hac Vice (paid \$300 PHV fee; receipt number ACTDC-5819903) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 06/22/2020)
06/24/2020	<u>118</u>	NOTICE, filed by Kyle Lamar Paschal-Barros (Nuzzi, Tiffany) (Entered: 06/25/2020)
06/25/2020	<u>120</u>	NOTICE re Objection to Settlement filed by Bennie Gray, Jr. (Nuzzi, Tiffany) Modified on 6/29/2020 to correct file date (Nuzzi, Tiffany). (Entered: 06/29/2020)
06/26/2020	<u>119</u>	NOTICE of Settlement <i>MODIFIED SETTLEMENT AGREEMENT AND GENERAL RELEASE</i> by Rollin Cook, Ned Lamont (Attachments: # <u>1</u> Exhibit A, <i>MODIFIED SETTLEMENT AGREEMENT AND GENERAL RELEASE</i>)(Strom, Steven) (Entered: 06/26/2020)

06/26/2020	<u>121</u>	NOTICE re Objection to Settlement filed by Andres Sosa (Nuzzi, Tiffany) (Entered: 06/29/2020)
06/29/2020	<u>122</u>	NOTICE re Objection to Settlement filed by Glen Sharkany (Nuzzi, Tiffany) (Entered: 06/29/2020)
06/29/2020	<u>123</u>	NOTICE re Objection to Settlement filed by Bryan Jordan (Nuzzi, Tiffany) (Entered: 06/30/2020)
06/30/2020	<u>124</u>	NOTICE re Objection to Settlement filed by Ian Wright (Nuzzi, Tiffany) (Entered: 07/01/2020)
06/30/2020	<u>125</u>	NOTICE re Objection to Settlement filed by Dewayne Johnson (Nuzzi, Tiffany) (Entered: 07/01/2020)
06/30/2020	<u>126</u>	NOTICE re: Objection to Settlement filed by Glen Sharkany (Attachments: # <u>1</u> Envelope)(Payton, R.) (Entered: 07/02/2020)
06/30/2020	<u>140</u>	NOTICE re: Objection to Settlement by Shawn Crocker. (Barry, Donna) (Entered: 07/13/2020)
07/02/2020	<u>127</u>	MOTION to Intervene by Rupert A Thompson.Responses due by 7/23/2020 (Attachments: # <u>1</u> envelope)(Nuzzi, Tiffany) (Entered: 07/02/2020)
07/02/2020	<u>128</u>	NOTICE re Objection to Settlement, filed by Davon Miller (Nuzzi, Tiffany) (Entered: 07/02/2020)
07/07/2020	<u>129</u>	NOTICE re: Objection to Settlement (Nuzzi, Tiffany) (Entered: 07/07/2020)
07/07/2020	<u>130</u>	NOTICE re: Objection to Settlement filed by David Taylor (Attachments: # <u>1</u> envelope)(Nuzzi, Tiffany) (Entered: 07/08/2020)
07/07/2020	<u>132</u>	NOTICE re: Objection to Settlement filed by Michael A Young (Attachments: # <u>1</u> Exhibit 1-2, # <u>2</u> Exhibit 3, # <u>3</u> Exhibit 6, # <u>4</u> Exhibit 7, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit, # <u>12</u> Exhibit 8)(Nuzzi, Tiffany) (Entered: 07/09/2020)
07/08/2020	<u>143</u>	NOTICE re: Objection to Settlement by Luis Otero. (Barry, Donna) (Entered: 07/13/2020)
07/08/2020	<u>144</u>	NOTICE re: Objection to Settlement by Bryant Browne. (Barry, Donna) (Entered: 07/13/2020)
07/09/2020	<u>131</u>	NOTICE re: Objection to Settlement filed by Shawn Robinson (Attachments: # <u>1</u> envelope)(Nuzzi, Tiffany) (Entered: 07/09/2020)
07/10/2020	<u>136</u>	Supplemental NOTICE of Objection re Settlement filed by Michael A Young (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>137</u>	OBJECTION re Settlement and Request to Opt Out filed by Daniel Wine, Curtis Bowman, Jose Ramos, Abdul Mukhtar, James Kendrick, Michael Mitchell, and Troy Mckarthy.. (Attachments: # <u>1</u> Mitchell, # <u>2</u> Kendrick, # <u>3</u> Mukhtar, # <u>4</u> Ramos, # <u>5</u> Wine, # <u>6</u> Bowman)(Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>138</u>	NOTICE re Objection to Settlement filed by Joseph Halladay (Nuzzi, Tiffany) (Entered: 07/13/2020)

07/10/2020	<u>139</u>	NOTICE re Objection to Settlement filed by Anthony Rivera (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>141</u>	NOTICE re Objection to Settlement filed by Jossean Crispin (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>142</u>	NOTICE re Objection to Settlement filed by Luis Grajales (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>145</u>	NOTICE re Objection to Settlement filed by Jonathan Moraiez (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>147</u>	NOTICE re: Objection to Settlement filed by Matthew Garnti (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>149</u>	NOTICE re Objection to Settlement filed by Romano Nieves (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>150</u>	NOTICE re Settlement filed by Junior Jumpp (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/10/2020	<u>154</u>	MOTION for Order to stop payout to ACLU Attorneys by Glen Sharkany. (Payton, R.) (Entered: 07/14/2020)
07/10/2020	<u>155</u>	MOTION to Dismiss by Glen Sharkany.Responses due by 7/31/2020 (Payton, R.) (Entered: 07/14/2020)
07/11/2020	133	SCHEDULING ORDER: Telephonic Status Conference set for Wednesday, July 15, 2020, at 1:00 p.m. before Judge Janet Bond Arterton, regarding procedures to be used at 113 Fairness Hearing to be held July 20, 2020. Parties shall call 1-877-402-9753 and use access code 3535720# to participate in the call. Class Counsel are further directed to briefly summarize the objections filed to date, for discussion at this pre-hearing conference. Class Counsel shall provide the Court with this brief summary by Tuesday, July 14, 2020. Signed by Judge Janet Bond Arterton on 7/11/2020. (Gutierrez, A.) (Entered: 07/11/2020)
07/13/2020	<u>134</u>	NOTICE of Appearance by Alexander T. Taubes on behalf of Andre Pierce, Cliff Brown, Kimorah Parker, Kyle Jowers, Michael Braham, Natalie Torres, Shrona Bell, Darrell Floyd, Kevin Blackman, Robert L Cook, Luis Alvarez, Christopher Russell, Robert Simoni, Kyshone Jackson, Anthony Randolph, Kelton Bennet, Marcus Jacobs, Michael Webster, Wesley McClain, Charles Tyson, Jamaal Boherst <i>Objectors to Class Action Settlement</i> (Taubes, Alexander) (Entered: 07/13/2020)
07/13/2020	<u>135</u>	OBJECTION to Settlement and Request to Opt-Out by Luis Alvarez, Shrona Bell, Kelton Bennet, Kevin Blackman, Jamaal Boherst, Michael Braham, Cliff Brown, Robert L Cook, Darrell Floyd, Kyshone Jackson, Marcus Jacobs, Kyle Jowers, Wesley McClain, Kimorah Parker, Andre Pierce, Anthony Randolph, Christopher Russell, Robert Simoni, Natalie Torres, Charles Tyson, Michael Webster. (Taubes, Alexander) (Entered: 07/13/2020)
07/13/2020	<u>146</u>	NOTICE re: Objection to Settlement by Richard Nau. (Barry, Donna) (Entered: 07/13/2020)
07/13/2020	<u>148</u>	NOTICE re: Additional Objections to Settlement by Shawn Robinson. (Barry, Donna) (Entered: 07/13/2020)

07/13/2020	<u>151</u>	Notice of OBJECTION re Settlement filed by Steven Pennyman. (Nuzzi, Tiffany) (Entered: 07/13/2020)
07/13/2020	<u>152</u>	MOTION to Intervene by Derrick Taylor.Responses due by 8/3/2020 (Attachments: # <u>1</u> Motion for Extension of Time)(Nuzzi, Tiffany) (Entered: 07/13/2020)
07/13/2020	<u>153</u>	Supplemental OBJECTION re <u>135</u> Objection, <i>Additional Class Members Objecting & Requesting Opt-Out</i> by Terrance Burton, Roosevelt Drakes, Robert E Murphy, Arthur Preston, Michael J. Miller, James Draughn, Van Christian Schryver, Michael J. Weed, Omar Newkirk, Jose L. Deleon-Lebron, Erik Teele, Jose A. Morro, Larry L. Staton, Lucas Daniel Viganor, Raymond King, Michael Watson, Alexander Jimmy Diaz, Ramon McClean, Shannon White, Antuan White, Jermaine L Perry, Juvon Key, Jonathan Batista, Michael Person, Trevor Perry, Alex Flemming, Brian Davila, Albert Lee Warren, Jermaine Smith. (Taubes, Alexander) (Entered: 07/13/2020)
07/13/2020	<u>156</u>	NOTICE re Objection to Settlement filed by Treizy Lopez (Nuzzi, Tiffany) (Entered: 07/14/2020)
07/14/2020	<u>157</u>	NOTICE re: Objection to Settlement filed by Rashad Candelaria (Attachments: # <u>1</u> envelope)(Nuzzi, Tiffany) (Entered: 07/14/2020)
07/14/2020	<u>158</u>	NOTICE re Opt-Out filed by Shakee Galberth(Nuzzi, Tiffany) (Entered: 07/14/2020)
07/14/2020	<u>159</u>	NOTICE re: Opposition and Request to Opt-Out filed by Robert Campbell, Quan Soyini, and Joseph Joiner (Attachments: # <u>1</u> Quan Soyini, # <u>2</u> Joseph Joiner)(Nuzzi, Tiffany) (Entered: 07/14/2020)
07/14/2020	<u>160</u>	NOTICE by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void <i>Regarding Summary of Responses by Class Members to Proposed Settlement Agreement</i> (Attachments: # <u>1</u> Exhibit Proposed Settlement Agreement)(Bildner, Elana) (Entered: 07/14/2020)
07/14/2020	<u>161</u>	NOTICE by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void <i>of Responses to Proposed Settlement Agreement</i> (Attachments: # <u>1</u> 7.1.2020 Bundle 1, # <u>2</u> 7.1.2020 Bundle 2, # <u>3</u> 7.1.2020 Bundle 3, # <u>4</u> 7.1.2020 Bundle 4, # <u>5</u> 7.1.2020 Bundle 5, # <u>6</u> 7.1.2020 Bundle 6, # <u>7</u> 7.1.2020 Bundle 7, # <u>8</u> 7.1.2020 Bundle 8, # <u>9</u> 7.1.2020 Bundle 9, # <u>10</u> 7.1.2020 Bundle 10, # <u>11</u> 7.1.2020 Bundle 11, # <u>12</u> 7.1.2020 Bundle 12, # <u>13</u> 7.9.2020 Bundle 1, # <u>14</u> 7.9.2020 Bundle 2, # <u>15</u> 7.9.2020 Bundle 3, # <u>16</u> 7.9.2020 Bundle 4, # <u>17</u> 7.9.2020 Bundle 5, # <u>18</u> 7.9.2020 Bundle 6, # <u>19</u> 7.9.2020 Bundle 7, # <u>20</u> 7.9.2020 Bundle 8, # <u>21</u> 7.9.2020 Bundle 9, # <u>22</u> 7.9.2020 Bundle 10, # <u>23</u> 7.9.2020 Bundle 11, # <u>24</u> 7.9.2020 Bundle 12, # <u>25</u> 7.11.2020 Bundle 1, # <u>26</u> 7.11.2020 Bundle 2, # <u>27</u> 7.11.2020 Bundle 3, # <u>28</u> 7.11.2020 Bundle 4, # <u>29</u> 7.11.2020 Bundle 5, # <u>30</u> 7.11.2020 Bundle 6, # <u>31</u> 7.11.2020 Bundle 7, # <u>32</u> 7.11.2020 Bundle 8, # <u>33</u> 7.13.2020 Bundle 1, # <u>34</u> 7.13.2020 Bundle 2, # <u>35</u> 7.13.2020 Bundle 3, # <u>36</u> 7.13.2020 Bundle 4, # <u>37</u> 7.13.2020 Bundle 5)(Bildner, Elana) (Entered: 07/14/2020)
07/15/2020	<u>162</u>	NOTICE re Objection to Settlement filed by Clarence Patterson. (Barry, Donna) (Entered: 07/15/2020)
07/15/2020	<u>163</u>	Minute Entry for proceedings held before Judge Janet Bond Arterton: Telephonic Status Conference held on 7/15/2020. Total Time: 53 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 07/15/2020)

07/16/2020	<u>164</u>	NOTICE re Opt-Out filed Tyrone Rosa and Angel Dethomas (Attachments: # <u>1</u> Dethomas)(Nuzzi, Tiffany) (Entered: 07/16/2020)
07/16/2020	<u>165</u>	NOTICE re Objection filed by Michael Young (Nuzzi, Tiffany) (Entered: 07/16/2020)
07/16/2020	<u>174</u>	NOTICE re Objection to Settlement filed by Anthony Torres (Attachments: # <u>1</u> envelope)(Nuzzi, Tiffany) (Entered: 07/20/2020)
07/17/2020	<u>166</u>	Consent MOTION DEFENDANTS' MOTION FOR AN ORDER FINDING COMPLIANCE WITH THE ORDER GIVING NOTICE TO THE CLASS AND FOR A FINDING OF ADEQUACY OF THE NOTICE GIVEN re <u>115</u> Order on Motion for Order by Rollin Cook, Ned Lamont. Responses due by 8/7/2020 (Attachments: # <u>1</u> Exhibit EX.1. Transcript of June 6, 2020, before Judge Garfinkel, # <u>2</u> Affidavit EX.2. Declaration of District Administrator Hipolito N. Rodriguez, # <u>3</u> Affidavit EX.3. Declaration Warden Kristine Barone, MacDougall-Walker CI, # <u>4</u> Affidavit EX.4, Declaration Warden Roger Bowles, Northern CI, # <u>5</u> Affidavit EX.5. Declaration Warden Kenneth Butricks, Cheshire CI, # <u>6</u> Affidavit EX.6. Declaration Warden Zelynette Caron, Carl Robinson CI, # <u>7</u> Affidavit EX.7. Declaration of Warden Stephen Faucher, Brooklyn CI, # <u>8</u> Affidavit EX.8. Declaration of Warden Eulalia Garcia, Willard-Cybulski CI, # <u>9</u> Affidavit EX.9. Declaration of Jesus Guadarrama, Osborn CI, # <u>10</u> Affidavit EX.10. Declaration of Warden Amonda Hannah, Garner CI, # <u>11</u> Affidavit EX.11. Declaration of Nathan Hein, Bridgeport CC, # <u>12</u> Affidavit EX.12. Declaration of Warden Robert Martin, Corrigan-Radgowski CC, # <u>13</u> Affidavit EX.13. Declaration of Warden Derrick Molden, Manson YI, # <u>14</u> Affidavit EX. 14. Declaration of Warden Ned McCormick Hartford CC, # <u>15</u> Affidavit EX. 15. Declaration of Warden Trina Sexton, York CI, # <u>16</u> Affidavit EX.16. Declaration of Warden Bryan Viger, New Haven CC)(Strom, Steven) (Entered: 07/17/2020)
07/17/2020	<u>167</u>	Memorandum in Support re <u>166</u> Consent MOTION DEFENDANTS' MOTION FOR AN ORDER FINDING COMPLIANCE WITH THE ORDER GIVING NOTICE TO THE CLASS AND FOR A FINDING OF ADEQUACY OF THE NOTICE GIVEN re <u>115</u> Order on Motion for Order filed by Rollin Cook, Ned Lamont. (Strom, Steven) (Entered: 07/17/2020)
07/17/2020	<u>168</u>	STATUS REPORT <i>DEFENDANTS REPORT PURSUANT TO PARAGRAPH 6 OF THE ORDER GIVING NOTICE TO THE CLASS (DOC. #115)</i> by Rollin Cook, Ned Lamont. (Attachments: # <u>1</u> Affidavit EX. A, DECLARATION OF COUNSELOR SUPERVISOR ANTHONY CAMPANELLI)(Strom, Steven) (Entered: 07/17/2020)
07/17/2020	<u>169</u>	MOTION Approval of Settlement <i>Agreement</i> by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. Responses due by 8/7/2020 (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Bildner, Elana) (Entered: 07/17/2020)
07/17/2020	<u>170</u>	Memorandum in Opposition <i>DEFENDANTS MEMORANDUM IN OPPOSITION TO ALL PENDING MOTIONS TO OPT-OUT AND IN OPPOSITION TO ALL PENDING MOTIONS TO INTERVENE</i> re <u>152</u> MOTION to Intervene, <u>127</u> MOTION to Intervene filed by Rollin Cook, Ned Lamont. (Strom, Steven) (Entered: 07/17/2020)
07/17/2020	<u>171</u>	NOTICE re Settlement filed by Jeffrey Schlosser(Nuzzi, Tiffany) (Entered: 07/17/2020)
07/20/2020	<u>172</u>	ORDER denying <u>127</u> <u>135</u> <u>137</u> <u>152</u> <u>153</u> <u>154</u> <u>155</u> <u>158</u> <u>159</u> <u>164</u> Post-Notice Motions Motion to Opt-Out and Intervene insofar as they request individualized relief. The substance of the objections to the Settlement Agreement voiced in these motions will

		generally be reviewed at the July 20, 2020 Fairness Hearing. Signed by Judge Janet Bond Arterton on 7/20/20. (Gutierrez, A.) (Entered: 07/20/2020)
07/20/2020	<u>173</u>	ORDER granting <u>166</u> Motion for an Order Finding Compliance with the Order Giving Notice to the Class and for a Finding of Adequacy of the Notice Given. The Court finds that the evidence establishes that that the Notice to the class was adequate, and that class members were adequately apprised of the terms of the Settlement Agreement. Signed by Judge Janet Bond Arterton on 7/20/20. (Gutierrez, A.) (Entered: 07/20/2020)
07/20/2020	<u>175</u>	NOTICE re Objection to Settlement filed by Glen Sharkany (Nuzzi, Tiffany) (Entered: 07/20/2020)
07/20/2020	<u>176</u>	NOTICE re: Objection to Settlement by Diego M. Vas II. (Barry, Donna) (Entered: 07/21/2020)
07/20/2020	<u>182</u>	Minute Entry for proceedings held before Judge Janet Bond Arterton: Motion Hearing held on 7/20/2020 re. Motion for Approval of Settlement <u>169</u> . Total Time: 1 hour and 58 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 07/22/2020)
07/21/2020	<u>177</u>	NOTICE by Rollin Cook, Ned Lamont <i>NOTICE OF DEFENDANTS AGREEMENT MONITORING PANEL MEMBERS</i> (Strom, Steven) (Entered: 07/21/2020)
07/21/2020	178	ORDER: On July 20, 2020, the Court conducted a Fairness Hearing by videoconference to review the [160-1] Modified Settlement Agreement and General Release. The Court found the Settlement to be "fair, reasonable, and adequate." Fed. R. Civ. P. 23. Specifically, the Court found that settlement was the product of arm's length negotiations conducted by experienced counsel, and so enjoyed a presumption of fairness. <i>See In re Austrian & German Bank Holocaust Litig.</i> , 80 F. Supp. 2d 164, 173 (S.D.N.Y. 2000), <i>aff'd sub nom. D'Amato v. Deutsche Bank</i> , 236 F.3d 78 (2d Cir. 2001). The Court also found that factors articulated in <i>City of Detroit v. Grinnell Corp.</i> , 495 F.2d 448, 463 (2d Cir.1974), <i>abrogated on other grounds by Goldberger v. Integrated Resources, Inc.</i> , 209 F.3d 43 (2d Cir. 2000), weighed in favor of approval. Accordingly, the Court GRANTED the <u>169</u> Motion for Approval of Class Action Settlement. Signed by Judge Janet Bond Arterton on 7/20/20. (Gutierrez, Alexandra) (Entered: 07/21/2020)
07/21/2020	179	ORDER finding as moot <u>30</u> Motion to Appoint Counsel as Amicus Curiae in light of the 178 approval of the [160-1] Modified Settlement Agreement and General Release. Signed by Judge Janet Bond Arterton on 7/21/20. (Gutierrez, A.) (Entered: 07/21/2020)
07/21/2020	180	ORDER granting <u>75</u> Motion to Appear Pro Hac Vice for Henderson Hill. Signed by Judge Janet Bond Arterton on 7/21/20. (Gutierrez, A.) (Entered: 07/21/2020)
07/22/2020	181	ORDER: As agreed in the [160-1] Modified Settlement Agreement and General Release 38, the Court DISMISSES this case with prejudice pursuant to Fed. R. Civ. P. Rule 41(a). Signed by Judge Janet Bond Arterton on 7/20/20. (Gutierrez, A.) (Entered: 07/22/2020)
07/22/2020		JUDICIAL PROCEEDINGS SURVEY - FOR COUNSEL ONLY: 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

		<p>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:</p> <p>https://ecf.ctd.uscourts.gov/cgi-bin/Dispatch.pl?survey (Barry, Donna) (Entered: 07/22/2020)</p>
07/22/2020	<u>183</u>	NOTICE re: Objection to Settlement by Bryant Browne (Payton, R.) (Entered: 07/23/2020)
07/24/2020	<u>184</u>	NOTICE by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void <i>re Agreement Monitoring Panel members</i> (Bildner, Elana) (Entered: 07/24/2020)
07/27/2020	<u>185</u>	NOTICE re: Objection to Settlement Agreement by Glen Sharkany (Attachments: # <u>1</u> Envelope)(Payton, R.) (Entered: 07/28/2020)
07/27/2020	<u>186</u>	NOTICE re: Objection to Settlement by Raymond Cerilli (Attachments: # <u>1</u> Envelope) (Payton, R.) (Entered: 07/29/2020)
07/31/2020	<u>187</u>	<p>TRANSCRIPT of Proceedings: Type of Hearing: Fairness Hearing. Held on 07/20/2020 before Judge Janet Bond Arterton. Court Reporter: Melissa J. Cianciullo.</p> <p>IMPORTANT NOTICE - REDACTION OF TRANSCRIPTS: To remove personal identifier information from the transcript, a party must electronically file a Notice of Intent to Request Redaction with the Clerk's Office within seven (7) calendar days of this date. If no such Notice is filed, the court will assume redaction of personal identifiers is not necessary and the transcript will be made available through PACER without redaction 90 days from today's date. The 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. The policy governing the redaction of personal information is located on the court website at www.ctd.uscourts.gov. Redaction Request due 8/21/2020. Redacted Transcript Deadline set for 8/31/2020. Release of Transcript Restriction set for 10/29/2020. (Cianciullo, Melissa) (Entered: 07/31/2020)</p>
08/13/2020	<u>188</u>	NOTICE of Objection to Settlement (Nuzzi, Tiffany) (Entered: 08/13/2020)
08/17/2020	<u>191</u>	NOTICE OF APPEAL by Michael A. Young opposing entry of Settlement (Barry, Donna) (Entered: 08/24/2020)
08/18/2020	<u>189</u>	MOTION to Disqualify and exclude all inmates except Tre Mcpherson by Glen Sharkany.Responses due by 9/8/2020 (Attachments: # <u>1</u> Envelope)(Payton, R.) (Entered: 08/19/2020)
08/18/2020	<u>190</u>	NOTICE re: Objection to Settlement Agreement by Glen Sharkany (Attachments: # <u>1</u> Envelope)(Payton, R.) (Entered: 08/19/2020)
08/20/2020	<u>210</u>	NOTICE OF APPEAL as to 178 Order on Motion for Approval of Settlement Agreement by Derrick Taylor. (Barry, Donna) (Entered: 11/12/2020)

08/24/2020	<u>192</u>	CLERK'S CERTIFICATE RE: INDEX AND RECORD ON APPEAL re: <u>191</u> Notice of Appeal. The attached docket sheet is hereby certified as the entire Index/Record on Appeal in this matter and electronically sent to the Court of Appeals, with the exception of any manually filed documents as noted below. Robin D. Tabora, Clerk. Documents manually filed not included in this transmission: none (Barry, Donna) (Entered: 08/24/2020)
08/25/2020	<u>193</u>	NOTICE, filed by Shawn Milner (Nuzzi, Tiffany) (Entered: 08/25/2020)
08/27/2020		Set Hearings: Conference call set for 8/28/2020 at 02:30 p.m. with Judge Janet Bond Arterton. The parties shall call 877-402-9753 and use access code 3535720#. (Barry, Donna) (Entered: 08/27/2020)
08/28/2020	<u>194</u>	ENTERED IN ERROR: ORDER: The Clerk is ordered to correct the case name to reflect the correct spelling of Attorney Engstroms name. Signed by Judge Michael P. Shea on 8/28/20.(Pesta, J.) Modified on 8/28/2020 (Pesta, J.). Docketd in wrong case. (Entered: 08/28/2020)
08/28/2020		Docket Entry Correction : NOTE 194 Order was docketed on this case in error. This is the wrong case (Pesta, J.) (Entered: 08/28/2020)
08/28/2020	<u>195</u>	Minute Entry for proceedings held before Judge Janet Bond Arterton: Conference call held on 8/28/2020 Total Time: 1 hour and 3 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 08/31/2020)
08/31/2020	<u>196</u>	Joint MOTION for adoption of docketing practices by Tre McPherson.Responses due by 9/21/2020 (Barrett, Dan) (Entered: 08/31/2020)
09/03/2020	<u>197</u>	JUDICIAL NOTICE of Change of Address by Michael A. Young (Payton, R.) (Entered: 09/03/2020)
09/17/2020	<u>198</u>	Order on Docketing Procedures to be Used With Post-Dismissal Filings. This case was closed on July 22, 2020. Filings have since been received by the Clerk of the Court and will now be docketed. Pro se filings will be liberally construed. The following procedures will be used with respect to any filing captioned McPherson v. Lamont, 20-cv-534: (1) If it appears to the Court that a pro se filing requests judicial action rather than bringing something to the Courts attention, the Court will designate the filer as a movant on the docket; (2) If the pro se filing raises an argument to reopen the case, the Court may order the parties to respond to the filing; (3) If the Courts review leads it to construe the filing as a notice of appeal, the Court will designate the filer as movant on the docket; and,(4) If the Courts review does not reveal to it any argument to reopen or any notice of appeal, the Court may summarily deny the request for judicial action and remind the filer that the case was closed. In such instances, the Court need not designate the filer as a movant, intervenor, or other kind of participant. Signed by Judge Janet Bond Arterton on 9/16/20.(Tooker, Aimee) (Entered: 09/17/2020)
09/28/2020	<u>199</u>	Order on Docketing Procedures to be Used with Post-Dismissal Filings. Signed by Judge Janet Bond Arterton on 9/28/20.(Tooker, Aimee) (Entered: 09/28/2020)
10/05/2020	<u>200</u>	ORDER granting <u>196</u> Motion for Adoption of Docketing Practices. See Order on Docketing Procedures to be Used with Post-Dismissal Filings <u>199</u> . Signed by Judge Janet Bond Arterton on 10/5/20. (Tooker, Aimee) (Entered: 10/05/2020)

10/13/2020	<u>267</u>	MOTION for Leave to Proceed in forma pauperis for Notice of Appeal <u>191</u> by Michael A. Young. (Nuzzi, Tiffany) (Entered: 02/24/2021)
11/10/2020	<u>201</u>	NOTICE: The Court received the attached request titled Motion for Arrest and Criminal Complaint from Glen Sharkany on August 18, 2020. The case was closed on July 22, 2020. The request does not seek to re-open the case and is not a notice of appeal. Accordingly, no judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>202</u>	NOTICE: The Court received the attached request titled Motion for Default Judgment from Shawn Milner on September 2, 2020. Mr. Milner seeks default judgment and other relief for claimed deliberate indifference for serious medical conditions but appear unrelated to the Settlement Agreement in this case. The case was closed on July 22, 2020. No judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) Modified text on 11/12/2020 (Barry, Donna). (Entered: 11/12/2020)
11/10/2020		Docket Entry Correction re. <u>202</u> Notice - docket text was modified. (Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>203</u>	NOTICE: The Court received the attached request titled Notice to Court from Shawn Milner on September 18, 2020. Mr. Milner gives notice of his claim of deliberate indifference to his COVID-19 needs. The request does not seek to re-open the case and is not a notice of appeal. The case was closed on July 22, 2020. Accordingly, no judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>204</u>	NOTICE: The Court received the attached request titled Motion for Order to Sanction from Sire Rupert Anthony ("Thompson") on September 23, 2020. The request does not appear to seek reopening or appeal nor any issue covered by this case. The case was closed on July 22, 2020. No judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>205</u>	NOTICE: The Court received the attached Letter from Luis Otero on or about September 25, 2020. Mr. Otero seeks to confirm that his objection to the Settlement Agreement was received and reviewed by the Court, which it has (see Doc. 143). The letter does not seek to re-open the case and is not a notice of appeal. The case was closed on July 22, 2020. Accordingly, no judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>206</u>	NOTICE: The Court received the attached request titled Notice of Electronic Filing from Sire Rupert Anthony ("Thompson") on October 21, 2020. The Court's review does not reveal argument reopen or notice of appeal. The case was closed on July 22, 2020. No judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>207</u>	NOTICE: The Court received the attached request titled Motion to Compel T.R.O. from Shawn Milner on October 28, 2020. Mr. Milner seeks DOC recordings from its COVID-19 unit and an order for hospitalization. These appear to be matters beyond

		the scope of the Settlement Agreement in this case which was closed on July 22, 2020. Therefore, no judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>208</u>	NOTICE: The Court received the attached request titled Motion for Pretrial Conference from Shawn Milner on November 2, 2020. The request does not seek to re-open the case and is not a notice of appeal. The case was closed on July 22, 2020. No judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>209</u>	NOTICE: The Court received the attached request titled Motion to Object from Kenny R. Holley on November 4, 2020. The request does not seek to re-open the case and is not a notice of appeal. The case was closed on July 22, 2020. No judicial action will be taken. Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>211</u>	MOTION for Order The Court received the attached request titled "My Emergency" Motion for T.R.O. and "Three (3) Judge Panel" from Michael A. Young over the dates of August 3 through August 4, 2020. While much of this motion is unrelated to this case which closed on July 22, 2020, some portions could be construed as seeking to re-open this case. Accordingly, under the Order on Docketing Procedures (Doc. 199) the parties are directed to respond by November 30, 2020. (Attachments: # <u>1</u> Attach #1, # <u>2</u> Attach #2, # <u>3</u> Attach #3, # <u>4</u> Attach #5, # <u>5</u> Attach #6, # <u>6</u> Attach #7, # <u>7</u> Attach #7 continued, # <u>8</u> Color of Law Agreement)(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>212</u>	MOTION for Order The Court received the attached request titled Objection to Settlement Agreement from Peter J. Gilhooly on August 13, 2020. Mr. Gilhooly does not seek to re-open or appeal, but objects to his inclusion in the class action and its terms. He claims no timely receipt of notice. The parties are directed to respond to his filing by November 30, 2020. (Barry, Donna) Modified on 11/12/2020 - updated text (Barry, Donna). (Entered: 11/12/2020)
11/10/2020	<u>213</u>	MOTION for Order The Court received the attached request titled Breach of Contract Notice in Regards to Settlement Agreement from Shawn Milner on August 14, 2020. Mr. Milner does not expressly seek to re-open this case which closed on July 22, 2020 but claims that Defendants are not abiding by the terms. Pursuant to the Order of Docketing Procedures (Doc. 199), the parties are directed to respond to this filing by November 30, 2020. (Barry, Donna) (Entered: 11/12/2020)
11/10/2020		Docket Entry Correction re. <u>212</u> MOTION for Order - docket text was modified. (Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>215</u>	MOTION for Order The Court received the attached request titled "Emergency" Leave" to Reactivate Case for Supplemental "Order" Amendment to "My Timely "Intervention/Derivative Action" and "Other" Supplemental "Filings" from Michael A. Young from August 19 through August 21, 2020. The filing seeks to reactivate this case, which is construed as seeking to re-open it. Pursuant to the Order on Docketing Procedures (Doc. 199), the

		parties are directed to respond by November 30, 2020. (Attachments: # <u>1</u> Appendix A, # <u>2</u> Appendix B, # <u>3</u> Appendix C, # <u>4</u> Appendix D, # <u>5</u> Appendix E, # <u>6</u> Appendix F, # <u>7</u> Appendix G, # <u>8</u> Appendix H, # <u>9</u> Appendix I, # <u>10</u> Appendix J, # <u>11</u> Appendix K, # <u>12</u> Appendix L M N O, # <u>13</u> Appendix P Q, # <u>14</u> Appendix R, # <u>15</u> Appendix S, # <u>16</u> Appendix T, # <u>17</u> Appendix U, # <u>18</u> Appendix V, # <u>19</u> Appendix W X, # <u>20</u> Appendix Y Z, # <u>21</u> Judicial Notice)(Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>216</u>	MOTION for Order The Court received the attached request titled Plaintiff's Class-Action Member Objection and Comments Regarding a Portion of the "Modified Settlement Agreement and General Release" from Anthony Torres on August 19, 2020. Mr. Torres objects to part of general release claims as inadequately explained and untimely received. The Court construes this claim as raising an argument to re-open the case and directs the parties to respond by November 30, 2020 pursuant to the Order on Docketing Procedures (Doc. 199). (Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>217</u>	MOTION for Order The Court received the attached request titled Pay to the order of the United States District Court, District of Connecticut to "reopen case" from Sire Rupert Anthony "Thompson" on or about October 9, 2020. Pursuant to the Order on Docketing Procedures (Doc. 199), the parties are directed to respond to this request by November 30, 2020. (Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>218</u>	MOTION for Order The Court received the attached request titled Request to be Excluded from David Taylor on September 14, 2020. Mr. Taylor seeks to opt out of this class action which is not permitted. However, construing his report of Settlement Agreement noncompliance, this pleading will be construed as seeking to re-open. The parties are directed to respond to this filing by November 30, 2020 (Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>219</u>	MOTION for Order The Court received the attached request titled Motion for Order from James Walsh on October 8, 2020. While Mr. Walsh does not expressly seek to re-open this case which was closed on July 22, 2020, he does claim that the Settlement Agreement is not being properly implemented. Construing this claim as potentially seeking to re-open the case, the parties are directed to respond to this filing by November 30, 2020. (Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>220</u>	MOTION for Order The Court received the attached request titled Motion to Alert the Court and All Parties of Retalitory Breach in the Settlement Agreement from Chad J. Petitpas on October 15, 2020. Pursuant to the Order on Docketing Procedures (Doc. 199), the parties are directed to respond by Mr. Petitpas' filing seeking to re-open by November 30, 2020. (Barry, Donna) (Entered: 11/12/2020)
11/10/2020	<u>221</u>	MOTION for Order The Court received the attached request titled Motion to Reopen from John Smith on October 20, 2020. Pursuant to the Order on Docketing Procedures (Doc. 199), the parties are directed to respond to Mr. Smith's motion to re-open by November 30, 2020. (Barry, Donna) (Entered: 11/12/2020)

11/10/2020	<u>222</u>	<p>MOTION for Order</p> <p>The Court received the attached Letter from Dean Henton on October 20, 2020. Mr. Henton does not expressly seek to re-open this case which closed on July 22, 2020 but claims that Defendants are not abiding by the terms of the Settlement Agreement. Pursuant to the Order on Docketing Procedures (Doc. 199), the parties are directed to respond to this filing by November 30, 2020. (Barry, Donna) (Entered: 11/12/2020)</p>
11/10/2020	<u>223</u>	<p>NOTICE: The Court received the attached request titled "Emergency" Motion for "Contempt Order" and Attach #1 from Michael A. Young on August 3, 2020. The voluminous filings by inmate Young have now been completely docketed. Accordingly, his motion for contempt order appears moot. No further judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)</p>
11/10/2020	<u>224</u>	<p>NOTICE: The Court received the attached request titled "Emergency Leave" to "Comply" with "Court Ordered" Post-Dismissal Docketing Procedure and EMEC "Notice" Requirements Be Provided from Michael A. Young on November 5, 2020. Mr. Young's filings have been docketed. No further judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 11/10/20.(Barry, Donna) (Entered: 11/12/2020)</p>
11/10/2020		<p>Set Deadlines as to Motions for Order (Documents #211, 212, 213, 215, 216, 217, 218, 219, 220, 221 and 222) - Response to each due by 11/30/2020 (Barry, Donna) (Entered: 11/12/2020)</p>
11/12/2020	<u>214</u>	<p>CLERK'S CERTIFICATE RE: INDEX AND RECORD ON APPEAL re: <u>210</u> Notice of Appeal. The attached docket sheet is hereby certified as the entire Index/Record on Appeal in this matter and electronically sent to the Court of Appeals, with the exception of any manually filed documents as noted below. Robin D. Tabora, Clerk. Documents manually filed not included in this transmission: none (Nuzzi, Tiffany) (Entered: 11/12/2020)</p>
11/18/2020	<u>225</u>	<p>This case was filed as a class action under Federal Rules of Civil Procedure 23(b)(3) and has been certified as "all persons who were incarcerated in a DOC facility from March 1, 2020, or are incarcerated, or in the future will be so incarcerated, until the termination date of this Agreement, December 31, 2020." [Doc. # 108]. As Sharkany has been incarcerated at a DOC facility since August 29, 2018, he is a member of the certified class and is bound by the terms of the settlement. His Motion to Disqualify and exclude all inmates except Tre McPherson is thus denied. Signed by Judge Janet Bond Arterton on 11/18/20. (McHugh, C.) (Entered: 11/18/2020)</p>
11/19/2020	<u>226</u>	<p>NOTICE: The Court received the attached request titled Motion for Restraining Order from Shawn Milner on November 2, 2020. This case closed July 22, 2020. Mr. Milner seeks an order that defendant comply with CDC Guidelines, that he be hospitalized and that his allegations of DOC staff criminal misconduct be referred to the State Police. Because this motion does not raise claims under the class action Settlement Agreement in this action, the request is denied. To bring these claims, Mr. Milner must initiate a separate civil action. No further judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 11/19/20.(Barry, Donna) (Entered: 11/19/2020)</p>

11/23/2020	<u>227</u>	MOTION for Order The Court received the attached request titled Motion to Reopen from Philip Amato, Jr. on November 23, 2020. Mr. Amato seeks to re-open this case which closed on July 22, 2020. Pursuant to the Order on Docketing Procedures (Doc. 199), the parties are directed to respond to this filing by November 30, 2020. (Barry, Donna) (Entered: 11/24/2020)
11/23/2020	<u>228</u>	MOTION for Order The Court received the attached request titled Motion to Reopen from Christopher Silva on November 23, 2020. Mr. Silva seeks to re-open this case which closed on July 22, 2020. Pursuant to the Order on Docketing Procedures (Doc. 199), the parties are directed to respond to this filing by November 30, 2020. (Barry, Donna) (Entered: 11/24/2020)
11/23/2020		Set Deadlines as to <u>227</u> and <u>228</u> MOTIONS for Order - Responses due by 11/30/2020 (Barry, Donna) (Entered: 11/24/2020)
11/25/2020	<u>229</u>	ENTERED IN ERROR in accordance with the Order on Docketing Procedures to be Used with Post-Dismissal Filings (Doc. 199) - MOTION for Monetary and Other Sanctions by Tre McPherson. Responses due by 12/16/2020 (Fazekas, J.) Modified on 11/30/2020 (Barry, Donna). (Entered: 11/25/2020)
11/30/2020	<u>230</u>	RESPONSE re <u>211</u> MOTION for TRO Order, <u>227</u> MOTION for, <u>219</u> MOTION for, <u>222</u> MOTION for, <u>221</u> MOTION for, <u>216</u> MOTION for, <u>212</u> MOTION for, <u>218</u> MOTION for, <u>228</u> MOTION for, <u>213</u> MOTION for Order Order, <u>217</u> MOTION for, <u>220</u> MOTION for, <u>215</u> MOTION for filed by Rollin Cook, Ned Lamont. (Donohue, James) (Entered: 11/30/2020)
11/30/2020	<u>231</u>	RESPONSE re <u>211</u> MOTION for TRO Order, <u>227</u> MOTION for, <u>219</u> MOTION for, <u>222</u> MOTION for, <u>221</u> MOTION for, <u>216</u> MOTION for, <u>212</u> MOTION for, <u>218</u> MOTION for, <u>228</u> MOTION for, <u>213</u> MOTION for Order Order, <u>217</u> MOTION for, <u>220</u> MOTION for, <u>215</u> MOTION for by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Attachments: # <u>1</u> Exhibit A)(Bildner, Elana) (Entered: 11/30/2020)
12/05/2020	<u>232</u>	MOTION for Order The Court received the attached request titled Motion in Opposition to be Named as a Member from Eric Chyung on November 16, 2020. Mr. Chung seeks to opt out of this class action which is not permitted. However, construing his report of Settlement Agreement noncompliance, this pleading will be construed as seeking to re-open. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>233</u>	MOTION for Order The Court received the attached letter from Dean Henton on November 20, 2020. Mr. Henton seeks to re-open the case which was closed on July 22, 2020. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>234</u>	MOTION for Order The Court received the attached request titled Motion to Re-open from Shawn Milner on November 24, 2020. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)

12/05/2020	<u>235</u>	MOTION for Order The Court received the attached letter from Dean Henton on November 30, 2020. Mr. Henton does not expressly seek to re-open this case which closed on July 22, 2020 but claims that Defendants are not abiding by the terms. Pursuant to the Order of Docketing Procedures (Doc. 199), the parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>236</u>	MOTION for Order The Court received the attached letter from Glen Sharkany on November 30, 2020. Mr. Sharkany seeks to re-open the case which was closed on July 22, 2020. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>237</u>	MOTION for Order The Court received the attached request titled Request to be Excluded from Christopher Darazs on November 30, 2020. Mr. Darazs seeks to opt out of this class action which is not permitted. However, construing his report of Settlement Agreement noncompliance, this pleading will be construed as seeking to re-open. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>238</u>	MOTION for Order The Court received the attached request titled Motion to Reopen from Joseph Michael Carilli on December 2, 2020. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>239</u>	MOTION for Order The Court received the attached request titled Request to be Excluded from Jeremy Louis Barney on December 3, 2020. Mr. Barney seeks to opt out of this class action which is not permitted. However, construing his report of Settlement Agreement noncompliance, this pleading will be construed as seeking to re-open. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>240</u>	MOTION for Order The Court received the attached request titled Request to be Excluded from Russell Wallace on December 3, 2020. Mr. Wallace seeks to opt out of this class action which is not permitted. However, construing his report of Settlement Agreement noncompliance, this pleading will be construed as seeking to re-open. The parties are directed to respond to this filing by December 9, 2020. (Barry, Donna) (Entered: 12/05/2020)
12/05/2020		Set Deadlines as to Motions for Order (Documents # <u>232</u> , <u>233</u> , <u>234</u> , <u>235</u> , <u>236</u> , <u>237</u> , <u>238</u> , <u>239</u> and <u>240</u>) - Responses due by 12/9/2020 (Barry, Donna) (Entered: 12/05/2020)
12/05/2020	<u>241</u>	NOTICE: The Court received the attached request titled "Emergency" Motion for "Monetary" and Other "Imposed Sanctions" from Michael A. Young on November 25, 2020. The request does not seek to re-open the case and is not a notice of appeal. The case was closed on July 22, 2020. Accordingly, no judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/05/20. (Barry, Donna) (Entered: 12/07/2020)

12/08/2020	<u>242</u>	NOTICE OF E-FILED CALENDAR: THIS IS THE ONLY NOTICE COUNSEL/THE PARTIES WILL RECEIVE. Telephonic Status Conference set for 12/9/2020 at 4:00 p.m. before Judge Janet Bond Arterton. Parties shall call 877-402-9753 and use access code 3535720# to participate. (Barry, Donna) (Entered: 12/08/2020)
12/08/2020	<u>243</u>	NOTICE: The Court received the attached letter from Dean Henton on December 7, 2020. The letter does not seek to re-open the case and is not a notice of appeal. The case was closed on July 22, 2020, no judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/08/20. (Barry, Donna) (Entered: 12/08/2020)
12/09/2020	<u>244</u>	RESPONSE re <u>236</u> MOTION for Order Order, <u>237</u> MOTION for, <u>233</u> MOTION for Order Order, <u>239</u> MOTION for Order Order, <u>238</u> MOTION for Order Order, <u>232</u> MOTION for, <u>234</u> MOTION for, <u>235</u> MOTION for, <u>240</u> MOTION for Order Order filed by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Bildner, Elana) (Entered: 12/09/2020)
12/09/2020	<u>245</u>	RESPONSE re <u>236</u> MOTION for Order Order, <u>237</u> MOTION for, <u>233</u> MOTION for Order Order, <u>239</u> MOTION for Order Order, <u>238</u> MOTION for Order Order, <u>232</u> MOTION for, <u>234</u> MOTION for, <u>235</u> MOTION for, <u>240</u> MOTION for Order Order filed by Rollin Cook, Ned Lamont. (Donohue, James) (Entered: 12/09/2020)
12/09/2020	<u>246</u>	NOTICE: The Court received the attached letter from Randy Brenton on December 9, 2020. It does not seek to re-open the case and is not a notice of appeal. The case was closed on July 22, 2020, no judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/09/20. (Barry, Donna) Modified on 12/9/2020 - corrected spelling of Brenton's last name (Barry, Donna). (Entered: 12/09/2020)
12/09/2020	<u>247</u>	Minute Entry for proceedings held before Judge Janet Bond Arterton: Telephonic Status Conference held on 12/9/2020 Total Time: 50 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 12/09/2020)
12/09/2020	<u>248</u>	STATUS REPORT by Rollin Cook, Ned Lamont. (Attachments: # <u>1</u> Attachment) (O'Neill, Terrence) (Entered: 12/09/2020)
12/14/2020	<u>249</u>	MOTION for Order The Court received the attached Motion to Re-open Case from Glen Sharkany on December 14, 2020. (Barry, Donna) (Entered: 12/14/2020)
12/14/2020	<u>250</u>	Pursuant to the colloquy with counsel on the record on December 9, 2020, Motions to Reopen [Doc. ## 211, 215, 217, 221, 227, 228, 234, 236, 238] are insufficient to justify reopening under Rule 60(b) and are denied. Efforts of inmates to opt out [Doc. ## 212, 213, 216, 218, 232, 237, 239, 240] are futile under Rule 23(b)(2) and are denied. Complaints of noncompliance [Doc. ## 219, 220, 222, 233, 235] are to be dealt with in accordance with the procedures set out with the advisory committee, whose monitoring report has just been filed, and are terminated without judicial action. Signed by Judge Janet Bond Arterton on 12/14/2020. (McHugh, C.) (Entered: 12/14/2020)
12/14/2020	<u>251</u>	Motion to Reopen [Doc. # 249] is denied. <i>See</i> [Doc. # 250]. Signed by Judge Janet Bond Arterton on 12/14/2020. (McHugh, C.) (Entered: 12/14/2020)

12/21/2020	<u>252</u>	Minute Entry for proceedings held before Magistrate Judge William I Garfinkel: Status conference regarding Settlement Terms held on 12/21/2020. 35 minutes (Buchanan, Elizabeth) (Entered: 12/21/2020)
12/30/2020	<u>253</u>	NOTICE: The Court received the attached letter from Eddie Abernathy on December 2, 2020. In accordance with this Court's Ruling (Doc. 250) on complaints of noncompliance, Mr. Abernathy's complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). No judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/30/20.(Barry, Donna) Modified text on 12/31/2020 (Barry, Donna). (Entered: 12/31/2020)
12/30/2020	<u>254</u>	NOTICE: The Court received the attached Motion for Sanctions from Joseph Michael Carilli on December 22, 2020 which is being construed as a report of noncompliance. In accordance with this Court's Ruling (Doc. 250) on complaints of noncompliance, Mr.Carilli's complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/30/20.(Barry, Donna) (Entered: 12/31/2020)
12/30/2020	<u>255</u>	NOTICE: The Court received the attached letter from Dean Henton on December 21, 2020. The Notice and Modified Settlement Agreement and General Release are available for public inspection on the Court's docket. They were filed on June 26, 2020 on the docket of this case, 3:20-cv-00534-JBA McPherson et al v. Lamont et al as document number 119. The case was closed on July 22, 2020. No judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/30/20.(Barry, Donna) (Entered: 12/31/2020)
12/30/2020	<u>256</u>	NOTICE: The Court received the attached letter from Dean Henton on December 21, 2020. Mr. Henton's request to re-open is insufficient to justify reopening under Rule 60(b). To the extent this letter is a complaint of noncompliance, complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). No judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/30/20.(Barry, Donna) (Entered: 12/31/2020)
12/30/2020	<u>257</u>	NOTICE: The Court received the attached letters from Ahmaad Lane on December 15, 2020. Complaints of noncompliance are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). No judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/30/20. (Attachments: # <u>1</u> Letter)(Barry, Donna) (Entered: 12/31/2020)
12/30/2020	<u>258</u>	NOTICE: The Court received the attached Motion to Re-Open Case from Glen Sharkany on December 23, 2020. Mr. Sharkany's request is insufficient to justify reopening under Rule 60(b). To the extent this letter is a complaint of noncompliance, complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). No judicial action will be taken. Signed by Judge Janet Bond Arterton on 12/30/20.(Barry, Donna) (Entered: 12/31/2020)

12/30/2020	<u>259</u>	<p>NOTICE: The Court received the attached letter from William Sheppard on December 16, 2020. Mr. Sheppard's request to re-open is insufficient to justify reopening under Rule 60(b). To the extent this letter is a complaint of noncompliance, such complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). No judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 12/30/20.(Barry, Donna) (Entered: 12/31/2020)</p>
12/30/2020	<u>260</u>	<p>NOTICE: The Court received the attached "Emergency "Judicial "Leave "For "Transfer of Interest" with Complex 1, 2, 3 and 4 attached from Michael A. Young on December 24, 2020. To the extent this motion with attachments are a request to re-open, they are insufficient to justify reopening under Rule 60(b). To the extent this motion with attachments are an effort to opt out, it is futile under Rule 23(b)(2) and the attempt to opt out is denied. To the extent this motion with attachments are a complaint of noncompliance, complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). No judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 12/30/20. (Attachments: # <u>1</u> Attach #1, # <u>2</u> Attach #2, # <u>3</u> Attach #3, # <u>4</u> Attach #4)(Barry, Donna) (Entered: 12/31/2020)</p>
12/30/2020	<u>261</u>	<p>NOTICE: The Court received the attached "Correct" "Emergency "Judicial "Leave "For "Transfer of Interest" with Complex 1, 2, 3 and 4 attached from Michael A. Young on December 29, 2020. To the extent this motion with attachments are a request to re-open, they are insufficient to justify reopening under Rule 60(b). To the extent this motion with attachments are an effort to opt out, it is futile under Rule 23(b)(2) and the attempt to opt out is denied. To the extent this motion with attachments are a complaint of noncompliance, complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). Furthermore, the case was closed on July 22, 2020. Other claims which may be asserted are outside the scope of this case. No judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 12/30/20. (Attachments: # <u>1</u> Attach #1, # <u>2</u> Attach #2, # <u>3</u> Attach #3, # <u>4</u> Attach #4)(Barry, Donna) (Entered: 12/31/2020)</p>
12/30/2020	<u>262</u>	<p>NOTICE: The Court received the attached "Emergency Leave" For Supplemental Motion Joiner And "Judgment" On Pleadings to "Re-Open" Case from Michael A. Young on December 14, 2020. To the extent this motion is a request to re-open, it is insufficient to justify reopening under Rule 60(b). To the extent this motion is an effort to opt out, it is futile under Rule 23(b)(2) and the attempt to opt out is denied. To the extent this motion is a complaint of noncompliance, complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). Other claims which may be asserted are outside the scope of this case. No judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 12/30/20.(Barry, Donna) (Entered: 12/31/2020)</p>
12/30/2020	<u>263</u>	<p>NOTICE: The Court received the attached "Emergency "Motion for "Joiner Reconsideration Supplemental to "Rule 60 "Relief with "Rule Memorandum "To "Re-Open" as "Matter of Law" with Exhibits 1, 2 and 3 attached from Michael A. Young on December 22, 2020. To the extent this motion with attachments are a request to re-open or for reconsideration of a previously filed motion to re-open, they are insufficient to justify reopening under Rule 60(b) or reconsideration. To the extent this</p>

		<p>motion with attachments are an effort to opt out, it is futile under Rule 23(b)(2) and the attempt to opt out is denied. To the extent this motion with attachments are a complaint of noncompliance, complaints are to be dealt with in accordance with the procedures set out with the Modified Settlement Agreement's advisory committee (Doc. 248). No judicial action will be taken.</p> <p>Signed by Judge Janet Bond Arterton on 12/30/20. (Attachments: # <u>1</u> Exhibit #1-#2, # <u>2</u> Exhibit #3)(Barry, Donna) (Entered: 12/31/2020)</p>
01/06/2021	<u>264</u>	<p>NOTICE: The Court received the attached motion to renounce the court's order by Father Thompson on January 4, 2021 from Rupert A. Thompson. The allegations do not appear to fall within the scope of this case and no judicial action will be taken. Signed by Judge Janet Bond Arterton on 01/06/21.(Barry, Donna) Modified text on 1/11/2021 (Barry, Donna). (Entered: 01/11/2021)</p>
01/26/2021	<u>265</u>	<p>EMERGENCY MOTION for Restraining Order by Shawn Milner. (Payton, R.) Modified on 1/26/2021 (Payton, R.). (Entered: 01/26/2021)</p>
01/28/2021		<p>A telephonic Status Conference will be held 2/22/2021 at 1:00 PM as follows: 1-877-402-9753; Access Code 3535720.(Tooker, Aimee) (Entered: 01/28/2021)</p>
02/16/2021		<p>The parties' telephonic status conference has been rescheduled to 3/3/21 at 4:00 p.m. Dial in instructions remain unchanged. A Status Report shall be filed by 2/26/21. (Tooker, Aimee) (Entered: 02/16/2021)</p>
02/23/2021	<u>266</u>	<p>ORDER of USCA as to <u>191</u> Notice of Appeal directing the Clerk to file the Motion to Proceed In Forma Pauperis for Michael Young. USCA Case Number 20-2949 (Nuzzi, Tiffany) (Entered: 02/24/2021)</p>
02/24/2021	<u>268</u>	<p>ORDER: Movant Young is eligible for in forma pauperis status based on his affidavit of poverty and his accompanying D.O.C. trust account statement; accordingly, the motion <u>267</u> is granted.</p> <p>Signed by Judge Janet Bond Arterton on 2/24/21. (Barry, Donna) (Entered: 02/24/2021)</p>
02/26/2021	<u>269</u>	<p>STATUS REPORT of <i>Plaintiff-Petitioners</i> by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 02/26/2021)</p>
02/26/2021	<u>270</u>	<p>STATUS REPORT of <i>Respondents</i> by Rollin Cook, Ned Lamont. (Donohue, James) (Entered: 02/26/2021)</p>
03/02/2021	<u>271</u>	<p>NOTICE: The Court received the attached request titled Motion to Re-open from Shawn Milner on January 8, 2021. (Barry, Donna) (Entered: 03/02/2021)</p>
03/02/2021	<u>272</u>	<p>NOTICE</p> <p>The Settlement Agreement in this case expired by its terms on December 31, 2020 and the Plaintiffs' class ceased to exist as of that date (Doc. 269 and 270). Thus the Court's jurisdiction has terminated and motions or requests related to the content or enforcement of the Settlement Agreement, filed after December 31, 2020, are dismissed. Accordingly, no judicial action will be taken on the attached filings: Henton letter received 01/04/21; Henton letter received 01/11/21; Carilli motion re. copies received 01/11/21; Carilli motion re. transcripts received 01/11/21; Carilli motion re. documents received 01/11/21; Carilli motion re. doc. 248 received 01/11/21; Torres notice received 01/11/21; Henton letter received 01/14/21; Thompson letter received 01/21/21; Thompson letter received 02/10/21. Furthermore, Milner's motion docketed at <u>265</u> is terminated in accordance with this order.</p>

		<p>Inmate Shawn Milner's Motion to Re-Open <u>271</u> received on January 8, 2021, is referred to counsel for the parties' response.</p> <p>Signed by Judge Janet Bond Arterton on 03/02/21.</p> <p>(Attachments: # <u>1</u> Henton 01/11/21, # <u>2</u> Carilli re. copies 01/11/21, # <u>3</u> Carilli re. transcripts 01/11/21, # <u>4</u> Carilli re. documents 01/11/21, # <u>5</u> Carilli re. doc 248 01/11/21, # <u>6</u> Torres 01/11/21, # <u>7</u> Henton 01/14/21, # <u>8</u> Thompson 01/21/21, # <u>9</u> Thompson 02/10/21)(Barry, Donna) (Entered: 03/02/2021)</p>
03/03/2021	<u>273</u>	<p>Minute Entry for proceedings held before Judge Janet Bond Arterton: Telephonic Status Conference held on 3/3/2021</p> <p>Total Time: 15 minutes (Court Reporter Melissa Cianciullo) (Barry, Donna) (Entered: 03/04/2021)</p>
03/12/2021	<u>274</u>	<p>RESPONSE re <u>271</u> Notice (Other) by Thomas Caves, John Doe, Tre McPherson, John Roe, Pattikate Williams-Void. (Barrett, Dan) (Entered: 03/12/2021)</p>
03/12/2021		<p>ENTERED IN ERROR - Reset Deadlines: Dispositive Motions due by 8/2/2021, Trial Brief due by 9/1/2021 and Trial Ready Date 10/1/2021 (Barry, Donna) Modified on 3/15/2021 - entered on wrong case (Barry, Donna). (Entered: 03/13/2021)</p>
03/15/2021	<u>275</u>	<p>RESPONSE re <u>271</u> Notice (Other) <i>RESPONDENTS MEMORANDUM IN OPPOSITION TO MOTION TO REOPEN (ECF #271)</i> filed by Rollin Cook, Ned Lamont. (Strom, Steven) (Entered: 03/15/2021)</p>
03/16/2021	<u>276</u>	<p>MANDATE of USCA dated 3/16/2021 Dismissed <u>191</u> Notice of Appeal (Nuzzi, Tiffany) (Entered: 03/16/2021)</p>
04/23/2021	<u>277</u>	<p>MANDATE of USCA dated 4/23/2021 dismissing the <u>191</u> Notice of Appeal and denying as moot all of appellants remaining motions. (Nuzzi, Tiffany) Modified on 5/10/2021 to correct docket text (Nuzzi, Tiffany). (Entered: 04/26/2021)</p>

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