

U.S. District Court

Middle District of Louisiana (Baton Rouge)

CIVIL DOCKET FOR CASE #: 3:20-cv-00233-JWD-SDJ

Humphrey v. LeBlanc

Assigned to: Judge John W. deGravelles

Referred to: Magistrate Judge Scott D. Johnson

Related Case: [3:21-cv-00108-JWD-SDJ](#)

Cause: 42:1983 Civil Rights Act

Date Filed: 04/15/2020

Jury Demand: Both

Nature of Suit: 440 Civil Rights:

Other

Jurisdiction: Federal Question

Plaintiff

Brian Humphrey
*on behalf of himself and all similarly
situated individuals*

represented by

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*on behalf of themselves and all
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Sarah Chervinsky
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Sarah Grady
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Stephen H. Weil
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William Brock Most
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ATTORNEY TO BE NOTICED

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Bryant White
*on behalf of themselves and all
similarly situated individuals*

represented by

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ATTORNEY TO BE NOTICED

V.

Defendant

James LeBlanc

*in his official capacity as Secretary
of the Louisiana Department of
Public Safety & Corrections*

represented by

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Date Filed	#	Docket Text
04/15/2020	1	<p>COMPLAINT against James M LeBlanc (Filing fee \$ 400 receipt number ALAMDC-2101906.), filed by Brian Humphrey. (Attachments: # 1 Attachment Cover Sheet, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4, # 6 Exhibit 5, # 7 Exhibit 6, # 8 Exhibit 7, # 9 Exhibit 8, # 10 Exhibit 9, # 11 Exhibit 10, # 12 Exhibit 11, # 13 Exhibit 12, # 14 Exhibit 13, # 15 Exhibit 14, # 16 Exhibit 15, # 17 Exhibit 16, # 18 Exhibit 17, # 19 Attachment Summons)(Montagnes, Mercedes) (Attachments 1 & 19 replaced on 4/16/2020) (EDC). (EDC). Modified on 4/16/2020 to flatten pages. (EDC). (Attachments 8 & 9 replaced on 4/16/2020) (EDC). Modified on 4/16/2020 in accordance with record document 5.(EDC). (Attachment 8 replaced on 4/17/2020 in accordance with RD 5) (SWE). (Entered: 04/15/2020)</p>
04/16/2020	2	<p>MOTION to Substitute Exhibit by All Plaintiffs. (Attachments: # 1 Proposed Pleading;, # 2 Attachment)(Montagnes, Mercedes) (Entered: 04/16/2020)</p>
04/16/2020	3	<p>Letter to Attorney Mercedes Montagnes regarding Sarah Chervinsky who is Co-Counsel for party Brian Humphrey. Attorney is not admitted to practice in LAMD. (EDC) (Entered: 04/16/2020)</p>
04/16/2020	4	<p>Summons Issued as to James LeBlanc. (NOTICE: Counsel shall print and serve both the summons and all attachments in accordance with Federal Rule of Civil Procedure 4.) (EDC) (Entered: 04/16/2020)</p>
04/16/2020		<p>MOTION(S) REFERRED: 2 MOTION to Substitute Exhibit . This motion is now pending before the USMJ. (EDC) (Entered: 04/16/2020)</p>
04/16/2020	5	<p>ORDER granting 2 MOTION to Substitute Exhibit. The Clerk's office is directed to substitute Rec Doc 1-8 with 2-1. Signed by Magistrate Judge Scott D. Johnson on 4/16/2020. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 04/16/2020)</p>

04/22/2020	6	SCHEDULING CONFERENCE ORDER: Scheduling Conference set for 6/25/2020 at 09:30 AM in chambers before Magistrate Judge Scott D. Johnson. Status Report due by 6/11/2020. Signed by Magistrate Judge Scott D. Johnson on 4/22/2020. (KAH) (Entered: 04/22/2020)
05/08/2020	7	MOTION for Sarah Grady to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2110967) by Brian Humphrey. (Attachments: # 1 Attachment Declaration, # 2 Exhibit Certificate of Good Standing, # 3 Attachment Proposed Order)(Kumar, Nishi) (Entered: 05/08/2020)
05/08/2020	8	MOTION for Michael Kanovitz to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2110968) by Brian Humphrey. (Attachments: # 1 Attachment Declaration, # 2 Exhibit Certificate of Good Standing, # 3 Attachment Proposed Order)(Kumar, Nishi) (Entered: 05/08/2020)
05/08/2020	9	MOTION for Stephen Weil to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2110969) by Brian Humphrey. (Attachments: # 1 Attachment Declaration, # 2 Exhibit Certificate of Good Standing, # 3 Attachment Proposed Order)(Kumar, Nishi) (Entered: 05/08/2020)
05/08/2020		MOTION(S) REFERRED: 8 MOTION for Michael Kanovitz to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2110968), 9 MOTION for Stephen Weil to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2110969), 7 MOTION for Sarah Grady to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2110967). This motion is now pending before the USMJ. (LT) (Entered: 05/08/2020)
05/12/2020	10	SUMMONS Returned Executed by Brian Humphrey. James LeBlanc served on 4/28/2020, answer due 5/19/2020. (Kumar, Nishi) (Entered: 05/12/2020)
05/15/2020	11	AMENDED COMPLAINT against James LeBlanc, filed by Brian Humphrey. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15, # 16 Exhibit 16, # 17 Exhibit 17, # 18 Attachment Summons)(Kumar, Nishi) (Entered: 05/15/2020)

05/18/2020	12	Summons Issued as to James LeBlanc. (NOTICE: Counsel shall print and serve both the summons and all attachments in accordance with Federal Rule of Civil Procedure 4.) (KMW) (Entered: 05/18/2020)
05/19/2020	13	ORDER granting 7 , 8 and 9 Motions for Sarah Grady, Michael Kanovitz and Stephen Weil to Appear Pro Hac Vice. Signed by Magistrate Judge Scott D. Johnson on 5/19/2020. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 05/19/2020)
05/21/2020	14	Ex Parte MOTION for Extension of Time to File Answer to 11 Amended Complaint, 1 Complaint,, by James LeBlanc. (Attachments: # 1 Attachment Proposed Order)(Blanchfield, Andrew) (Entered: 05/21/2020)
05/21/2020		MOTION(S) REFERRED: 14 Ex Parte MOTION for Extension of Time to File Answer to 11 Amended Complaint, 1 Complaint,, . This motion is now pending before the USMJ. (EDC) (Entered: 05/21/2020)
05/28/2020	15	ORDER: Defendant's 14 Ex Parte Motion for Extension of Time is GRANTED. Defendant now has until June 9, 2020 to respond to Plaintiff's Complaint. Signed by Magistrate Judge Scott D. Johnson on 5/28/2020. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 05/28/2020)
06/04/2020	16	SUMMONS Returned Executed by Brian Humphrey. James LeBlanc served on 5/22/2020, answer due 6/12/2020. (Kumar, Nishi) (Main Document 16 replaced on 6/4/2020) (EDC). Modified on 6/4/2020 to rotate pages.(EDC). (Entered: 06/04/2020)
06/09/2020	17	ANSWER to 11 Amended Complaint, by James LeBlanc.(Blanchfield, Andrew) (Entered: 06/09/2020)
06/11/2020	18	Joint STATUS REPORT by Brian Humphrey. (Grady, Sarah) (Entered: 06/11/2020)

06/15/2020	19	MOTION for Rebecca Ramaswamy to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2127852) by Brian Humphrey. (Attachments: # 1 Attachment Declaration, # 2 Attachment Certificate of Good Standing, # 3 Attachment Proposed Order)(Kumar, Nishi) (Entered: 06/15/2020)
06/16/2020		MOTION(S) REFERRED: 19 MOTION for Rebecca Ramaswamy to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2127852). This motion is now pending before the USMJ. (KMW) (Entered: 06/16/2020)
06/18/2020	20	NOTICE to Counsel: The Scheduling Conference set for 6/25/2020 at 09:30 AM is hereby CONVERTED to a Telephone Conference for 6/25/2020 at 09:30 AM. Counsel participating in the Conference shall call using the AT&T Teleconference System five minutes prior to the conference. Counsel will receive a separate e-mail containing dial in information prior to the conference. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.)(KAH) (Entered: 06/18/2020)
06/18/2020	21	ORDER granting 19 Motion for Rebecca Ramaswamy to Appear Pro Hac Vice. Signed by Magistrate Judge Scott D. Johnson on 6/18/2020. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 06/18/2020)
06/25/2020	22	Minute Entry for proceedings held before Magistrate Judge Scott D. Johnson: Telephone Conference held on 6/25/2020. Parties discussed the status of this matter and a scheduling order will be issued separately. (LT) (Entered: 06/25/2020)

06/26/2020	23	<p>SCHEDULING ORDER: In accordance with FRCP 16(b), the following discovery deadlines are established. Amended Pleadings due by 1/15/2021. F.R.C.P. 26(a)(1) disclosures due by 6/18/2020. Discovery due by 3/26/2021. Plaintiff's Expert Witness List due by 2/15/2021. Defendant's Expert Witness List due by 3/15/2021. Plaintiff's Expert Reports due by 4/1/2021. Defendant's Expert Reports due by 5/1/2021. Plaintiffs shall file a Motion for Conditional Class Certification of Collective Action and for Notice to Prospective Class Members by 7/15/2021. Opposition due by Defendant by 8/15/2021. Reply due by Plaintiff by 8/30/2021. Discovery from Experts due by 6/15/2021. Signed by Magistrate Judge Scott D. Johnson on 6/26/2020. (EDC) (Entered: 06/26/2020)</p>
07/06/2020	24	<p>MOTION for John Hazinski to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2137700) by Brian Humphrey. (Attachments: # 1 Attachment Declaration, # 2 Attachment Certificate of Good Standing, # 3 Attachment Proposed Order)(Kumar, Nishi) (Entered: 07/06/2020)</p>
07/07/2020		<p>MOTION(S) REFERRED: 24 MOTION for John Hazinski to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2137700). This motion is now pending before the USMJ. (LT) (Entered: 07/07/2020)</p>
07/07/2020	25	<p>ORDER granting 24 Motion for John Hazinski to Appear Pro Hac Vice. Signed by Magistrate Judge Scott D. Johnson on 7/7/2020. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 07/07/2020)</p>
07/13/2020	26	<p>Ex Parte MOTION to Enroll Sarah Chervinsky as Additional Attorney by Brian Humphrey. (Attachments: # 1 Proposed Order)(Most, William) (Entered: 07/13/2020)</p>
07/14/2020		<p>MOTION(S) REFERRED: 26 Ex Parte MOTION to Enroll Sarah Chervinsky as Additional Attorney . This motion is now pending before the USMJ. (KMW) (Entered: 07/14/2020)</p>

07/14/2020	27	ORDER granting 26 Ex Parte Motion to Enroll as Additional Counsel of Record. Added attorney Sarah Chervinsky for Brian Humphrey. Signed by Magistrate Judge Scott D. Johnson on 7/14/2020. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 07/14/2020)
07/23/2020	28	STRICKEN FROM THE RECORD MOTION for Extension of Time To Respond to Plaintiff's First Set of Requests for Production of Documents by James LeBlanc. (Attachments: # 1 Attachment Proposed Order, # 2 Exhibit A - Plaintiff's 1st Set of Requests for Production, # 3 Exhibit B - Email from counsel)(Blanchfield, Andrew) Modified on 8/19/2020 STRICKEN AS ORDERED (ELW). (Entered: 07/23/2020)
07/23/2020		MOTION(S) REFERRED: 28 MOTION for Extension of Time To Respond to Plaintiff's First Set of Requests for Production of Documents. This motion is now pending before the USMJ. (KMW) (Entered: 07/23/2020)
08/03/2020	29	NOTICE of TELEPHONE CONFERENCE: A Telephone Conference is set for 8/7/2020 at 10:00 AM before Magistrate Judge Scott D. Johnson to discuss Defendant's pending Motion for Extension of Time to Respond to Plaintiff's First Set of Requests for Production of Documents (R. Doc. 28). Counsel participating in the Conference shall call using the AT&T Teleconference System five minutes prior to the conference. Counsel will receive a separate e-mail containing dial in information prior to the conference. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 08/03/2020)
08/06/2020	30	Unopposed MOTION to Dismiss <i>Motion for Extension of Time to Respond to Plaintiff's First Set of Requests for Production of Documents</i> by James LeBlanc. (Attachments: # 1 Attachment Proposed Order)(Blanchfield, Andrew) (Entered: 08/06/2020)
08/06/2020		MOTION(S) REFERRED: 30 Unopposed MOTION to Dismiss <i>Motion for Extension of Time to Respond to Plaintiff's First Set of Requests for Production of Documents</i> . This motion is now pending before the USMJ. (SWE) (Entered: 08/06/2020)

08/06/2020	31	ORDER: Defendants Motion to Dismiss 30 is GRANTED. The Clerk of Court is instructed to strike Defendants Motion for Extension of Time to Respond to Plaintiffs First Set of Requests for Production of Documents 28 from the record. The teleconference scheduled before this Court on August 7, 2020, is hereby canceled. Signed by Magistrate Judge Scott D. Johnson on 8/6/2020. (ELW) (Entered: 08/06/2020)
08/06/2020		Terminate Hearings (ELW) (Entered: 08/06/2020)
10/13/2020	32	Unopposed MOTION for Entry of Stipulated Protective Order with Consent by James LeBlanc. (Attachments: # 1 Memorandum in Support, # 2 Attachment Proposed Stipulated Protective Order)(Jones, Christopher) (Entered: 10/13/2020)
10/13/2020		MOTION(S) REFERRED: 32 Unopposed MOTION for Entry of Stipulated Protective Order with Consent . This motion is now pending before the USMJ. (SWE) (Entered: 10/13/2020)
11/02/2020	33	ORDER granting 32 Unopposed Motion for Entry of Stipulated Protective Order With Consent. Signed by Magistrate Judge Scott D. Johnson on 11/2/2020. (KAH) (Entered: 11/02/2020)
01/15/2021	34	Consent MOTION for Extension of Discovery Deadlines by Brian Humphrey. (Attachments: # 1 Attachment Proposed Order)(Ramaswamy, Rebecca) (Entered: 01/15/2021)
01/15/2021		MOTION(S) REFERRED: 34 Consent MOTION for Extension of Discovery Deadlines . This motion is now pending before the USMJ. (ELW) (Entered: 01/15/2021)

01/20/2021	35	ORDER granting 34 Unopposed Motion for Enlargement of Case Schedule. Amended Pleadings due by 4/15/2021. Discovery pertaining to issue of conditional class certification due by 6/25/2021. Plaintiff's Expert Witness List due by 5/14/2021. Defendant's Expert Witness List due by 6/15/2021. Plaintiff's Expert Reports due by 7/1/2021. Defendant's Expert Reports due by 8/2/2021. Discovery from Experts due by 9/15/2021. Motions for Conditional Class Certification of Collective Action and for Notice to Prospective Class Members shall be filed by 10/15/2021. Responses to Motion for Conditional Class Certification shall be filed by 11/15/2021. Reply shall be filed by 11/30/2021. Signed by Magistrate Judge Scott D. Johnson on 1/19/2021. (SWE) (Entered: 01/20/2021)
02/22/2021	36	MOTION to Compel <i>Production of CAJUN Data</i> by Brian Humphrey. (Attachments: # 1 Memorandum in Support, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E, # 7 Exhibit F, # 8 Exhibit G)(Hazinski, John) (Entered: 02/22/2021)
02/23/2021		MOTION(S) REFERRED: 36 MOTION to Compel <i>Production of CAJUN Data</i> . This motion is now pending before the USMJ. (SWE) (Entered: 02/23/2021)
03/15/2021	37	MEMORANDUM in Opposition to 36 MOTION to Compel <i>Production of CAJUN Data</i> filed by James LeBlanc. (Attachments: # 1 Exhibit 1, # 2 Exhibit 1-A, # 3 Exhibit 2, # 4 Exhibit 2-A)(Blanchfield, Andrew) (Entered: 03/15/2021)
03/22/2021	38	Unopposed MOTION for Leave to File a Reply Brief in Support of Motion to Compel the Production of CAJUN Data by Brian Humphrey. (Attachments: # 1 Exhibit A. Reply Brief)(Hazinski, John) (Entered: 03/22/2021)
03/23/2021		MOTION(S) REFERRED: 38 Unopposed MOTION for Leave to File a Reply Brief in Support of Motion to Compel the Production of CAJUN Data . This motion is now pending before the USMJ. (EDC) (Entered: 03/23/2021)

03/23/2021	39	ORDER granting 38 Unopposed Motion for Leave to File a Reply Brief. The Clerk of Court will file Plaintiff's Reply Brief in Support of Motion to Compel the Production of CAJUN Data (R. Doc. 38-1, pages 2-8) into the record. Signed by Magistrate Judge Scott D. Johnson on 3/23/2021. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 03/23/2021)
03/23/2021	40	REPLY Brief in Support of 36 MOTION to Compel Production of CAJUN Data filed by Brian Humphrey. (EDC) (Entered: 03/24/2021)
04/15/2021	41	Unopposed MOTION for Extension of Time Join Other Parties or to Amend Complaint (Unopposed) by Brian Humphrey. (Attachments: # 1 Exhibit 1)(Weil, Stephen) (Entered: 04/15/2021)
04/16/2021		MOTION(S) REFERRED: 41 Unopposed MOTION for Extension of Time Join Other Parties or to Amend Complaint (Unopposed). This motion is now pending before the USMJ. (EDC) (Entered: 04/16/2021)
04/19/2021	42	ORDER: Plaintiff's 41 Unopposed Motion for Extension of Time to Join Other Parties or to Amend Complaint is GRANTED. For good cause shown, the deadline to join other parties or amend the pleadings is now April 29, 2021. Signed by Magistrate Judge Scott D. Johnson on 4/19/2021. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 04/19/2021)
04/29/2021	43	SECOND AMENDED CLASS COMPLAINT against James LeBlanc, filed by Brian Humphrey. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15, # 16 Exhibit 16, # 17 Exhibit 17, # 18 Exhibit 18, # 19 Exhibit 19)(Weil, Stephen) Modified on 4/30/2021 to edit docket text (SWE). (Entered: 04/29/2021)
05/12/2021	44	ANSWER to 43 Second Amended Complaint,, by James LeBlanc.(Blanchfield, Andrew) Modified on 5/12/2021 to edit text (LLH). (Entered: 05/12/2021)

05/14/2021	45	Unopposed MOTION for Extension of Time to Identify Experts by All Plaintiffs. (Weil, Stephen) Modified on 5/17/2021 to edit the docket text (KMW). (Entered: 05/14/2021)
05/17/2021		MOTION(S) REFERRED: 45 Unopposed MOTION for Extension of Time to Identify Experts. This motion is now pending before the USMJ. (KMW) (Entered: 05/17/2021)
05/17/2021	46	ORDER granting 45 Unopposed Motion for Extension of Time to Identify Experts. Signed by Judge John W. deGravelles on 5/17/2021. (SWE) (Entered: 05/17/2021)

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