

STAYED

**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:19-cv-11076-LJM-EAS**

Ross et al v. Honorable Chief Judge of Michigan's 36th District Court, et al.
Assigned to: District Judge Laurie J. Michelson
Referred to: Magistrate Judge Elizabeth A. Stafford
Cause: 42:1983 Civil Rights Act

Date Filed: 04/14/2019
Jury Demand: None
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

Plaintiff

Davontae Ross

represented by **Brandon Jerel Buskey**
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ATTORNEY TO BE NOTICED

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Philip Edwin Mayor
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Plaintiff

Timothy Lucas

represented by **Brandon Jerel Buskey**
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Daniel S. Korobkin
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Twyla Jeanette Carter
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Philip Edwin Mayor
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Plaintiff

Starmanie Jackson

represented by **Brandon Jerel Buskey**
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Daniel S. Korobkin
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Twyla Jeanette Carter
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Philip Edwin Mayor
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Kushawn Moore, Jr.
*a minor, by his parent and next
friend, Kushawn Moore, Sr.*

represented by **Brandon Jerel Buskey**
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ATTORNEY TO BE NOTICED

Daniel S. Korobkin
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Twyla Jeanette Carter

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Philip Edwin Mayor

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ATTORNEY TO BE NOTICED

Plaintiff

Asia Dixon

represented by **Brandon Jerel Buskey**

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Twyla Jeanette Carter

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Philip Edwin Mayor

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ATTORNEY TO BE NOTICED

Plaintiff

Keith Wilson

represented by **Brandon Jerel Buskey**

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Daniel S. Korobkin

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Plaintiff

Katrina Gardner

represented by **Brandon Jerel Buskey**
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Twyla Jeanette Carter
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ATTORNEY TO BE NOTICED

Philip Edwin Mayor
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Hon. Nancy M. Blount
*in her official capacity as Chief
Judge of Michigan's 36th District
Court*
TERMINATED: 05/29/2020

represented by **Aaron V. Burrell**
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ATTORNEY TO BE NOTICED

Defendant

Bari Blake Wood

*in her official capacity as
Magistrate of Michigan's 36th
District Court*

TERMINATED: 05/29/2020

represented by **Aaron V. Burrell**
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ATTORNEY TO BE NOTICED

Alma Sobo
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Gerald K. Evelyn
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ATTORNEY TO BE NOTICED

K. Scott Hamilton
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ATTORNEY TO BE NOTICED

Lauren A. Kwapis
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ATTORNEY TO BE NOTICED

Martin D. Holmes
(See above for address)
ATTORNEY TO BE NOTICED

Scott A Petz
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Millicent D. Sherman

*in her official capacity as
Magistrate of Michigan's 36th
District Court*

TERMINATED: 05/29/2020

represented by **Aaron V. Burrell**
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ATTORNEY TO BE NOTICED

Alma Sobo
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Lauren A. Kwapis
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Martin D. Holmes
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ATTORNEY TO BE NOTICED

Scott A Petz
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Laura A. Echartea
in her official capacity as
Magistrate of Michigan's 36th
District Court
TERMINATED: 05/29/2020

represented by **Aaron V. Burrell**
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ATTORNEY TO BE NOTICED

Alma Sobo
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ATTORNEY TO BE NOTICED

K. Scott Hamilton
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ATTORNEY TO BE NOTICED

Lauren A. Kwapis
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ATTORNEY TO BE NOTICED

Martin D. Holmes
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ATTORNEY TO BE NOTICED

Scott A Petz
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Dawn White
in her official capacity as

represented by **Aaron V. Burrell**
(See above for address)

Magistrate of Michigan's 36th
District Court
TERMINATED: 05/29/2020

ATTORNEY TO BE NOTICED

Alma Sobo
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Gerald K. Evelyn
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ATTORNEY TO BE NOTICED

K. Scott Hamilton
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ATTORNEY TO BE NOTICED

Lauren A. Kwapis
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ATTORNEY TO BE NOTICED

Martin D. Holmes
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ATTORNEY TO BE NOTICED

Scott A Petz
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Jeffrey Kleparek
*in his official capacity as Magistrate
of Michigan's 36th District Court*
TERMINATED: 05/29/2020

represented by **Aaron V. Burrell**
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ATTORNEY TO BE NOTICED

Alma Sobo
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K. Scott Hamilton
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ATTORNEY TO BE NOTICED

Lauren A. Kwapis
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ATTORNEY TO BE NOTICED

Martin D. Holmes
(See above for address)
ATTORNEY TO BE NOTICED

Scott A Petz
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Benny N. Napoleon
*in his official capacity as Sheriff of
Wayne County, Michigan*
TERMINATED: 05/29/2020

represented by **Davidde A. Stella**
Wayne County Corporation Counsel
500 Griswold St.
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Detroit, MI 48226
313-224-5030
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ATTORNEY TO BE NOTICED

Defendant

**Honorable Chief Judge of
Michigan's 36th District Court**
*in his official capacity as Chief
Judge of Michigan's 36th District
Court*

represented by **Aaron V. Burrell**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Alma Sobo
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Gerald K. Evelyn
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K. Scott Hamilton
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Lauren A. Kwapis
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Martin D. Holmes
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Scott A Petz
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**Magistrates of Michigan's 36th
District Court**
*in their official capacities as
Magistrates of Michigan's 36th
District Court*

represented by **Aaron V. Burrell**
(See above for address)
LEAD ATTORNEY
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Alma Sobo
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Lauren A. Kwapis
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Martin D. Holmes
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Scott A Petz
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Wayne County Sheriff
in his official capacity as Sheriff of
Wayne County, Michigan

represented by **Davidde A. Stella**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/14/2019	<u>1</u>	COMPLAINT filed by All Plaintiffs against All Defendants. Plaintiff requests summons issued. Receipt No: 0645-7196648 - Fee: \$ 400. County of 1st Plaintiff: Wayne - County Where Action Arose: Wayne - County of 1st Defendant: Wayne. [Previously dismissed case: No] [Possible companion case(s): None] (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A - Racial Bias in Bail Decisions, # <u>3</u> Exhibit B - The Effects of Pretrial Detention, # <u>4</u> Exhibit C - Why Jails Have More Suicides Than Prisons, # <u>5</u> Exhibit D - The Downstream Consequences of Misdemeanor Pretrial Detention, # <u>6</u> Exhibit E - Distortion of Justice, # <u>7</u> Exhibit F - Unsecured Bonds, # <u>8</u> Exhibit G - Using Behavioral Science to Improve Criminal Justice Outcomes) (Mayor, Philip) (Entered: 04/14/2019)
04/14/2019	<u>2</u>	MOTION to Certify Class by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A - Ross Declaration, # <u>3</u> Exhibit B - Lucas Declaration, # <u>4</u> Exhibit C - Jackson Declaration, # <u>5</u> Exhibit D - Moore Declaration, # <u>6</u> Exhibit E - Dixon Declaration, # <u>7</u> Exhibit F - Wilson Declaration, # <u>8</u> Exhibit G - Gardner Declaration, # <u>9</u> Exhibit H - Griffin Declaration, # <u>10</u> Exhibit I - Adler Declaration, # <u>11</u> Exhibit J - Bruzzano Declaration, # <u>12</u> Exhibit K - Saleh Declaration, # <u>13</u> Exhibit L - Screenshot of 36th District Court Website, # <u>14</u> Exhibit M - Korobkin Declaration, # <u>15</u> Exhibit N - Buskey Declaration, # <u>16</u> Exhibit O - Trigg Declaration) (Mayor, Philip) (Entered: 04/14/2019)
04/15/2019	<u>3</u>	SUMMONS Issued for *Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Benny N. Napoleon, Millicent D. Sherman, Dawn White, Bari Blake Wood* (DAll) (Entered: 04/15/2019)
04/15/2019		A United States Magistrate Judge of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form is available for download at http://www.mied.uscourts.gov (DAll) (Entered: 04/15/2019)

04/15/2019	4	NOTICE of Appearance by Daniel S. Korobkin on behalf of All Plaintiffs. (Korobkin, Daniel) (Entered: 04/15/2019)
04/23/2019	5	CERTIFICATE of Service/Summons Returned Executed. Nancy M. Blount served on 4/22/2019, answer due 5/13/2019. (Mayor, Philip) (Entered: 04/23/2019)
04/23/2019	6	CERTIFICATE of Service/Summons Returned Executed. Laura A. Echartea served on 4/22/2019, answer due 5/13/2019. (Mayor, Philip) (Entered: 04/23/2019)
04/23/2019	7	CERTIFICATE of Service/Summons Returned Executed. Jeffrey Kleparek served on 4/22/2019, answer due 5/13/2019. (Mayor, Philip) (Entered: 04/23/2019)
04/23/2019	8	CERTIFICATE of Service/Summons Returned Executed. Benny N. Napoleon served on 4/22/2019, answer due 5/13/2019. (Mayor, Philip) (Entered: 04/23/2019)
04/23/2019	9	CERTIFICATE of Service/Summons Returned Executed. Millicent D. Sherman served on 4/22/2019, answer due 5/13/2019. (Mayor, Philip) (Entered: 04/23/2019)
04/23/2019	10	CERTIFICATE of Service/Summons Returned Executed. Dawn White served on 4/22/2019, answer due 5/13/2019. (Mayor, Philip) (Entered: 04/23/2019)
04/23/2019	11	CERTIFICATE of Service/Summons Returned Executed. Bari Blake Wood served on 4/22/2019, answer due 5/13/2019. (Mayor, Philip) (Entered: 04/23/2019)
05/08/2019	12	NOTICE of Appearance by Scott A Petz on behalf of Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Petz, Scott) (Entered: 05/08/2019)
05/10/2019	13	NOTICE of Appearance by Martin D. Holmes on behalf of Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Holmes, Martin) (Entered: 05/10/2019)
05/10/2019	14	STIPULATED ORDER Extending Time to Answer 1 Complaint, and Respond to 2 MOTION to Certify Class; Responsive Pleading and Response to Motion due by 6/10/2019, Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 05/10/2019)
05/10/2019	15	STIPULATED ORDER Extending Time for Defendant Benny N. Napoleon to Answer 1 Complaint and Respond to 2 MOTION to

		Certify Class; Responsive Pleading and Response to Motion due by 6/10/2019, Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 05/10/2019)
05/13/2019	16	NOTICE of Appearance by Aaron V. Burrell on behalf of Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Burrell, Aaron) (Entered: 05/13/2019)
05/28/2019	17	NOTICE of Appearance by Alma Sobo on behalf of Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Sobo, Alma) (Entered: 05/28/2019)
05/29/2019	18	NOTICE of Appearance by Lauren A. Kwapis on behalf of Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Kwapis, Lauren) (Entered: 05/29/2019)
05/29/2019	19	SECOND STIPULATED ORDER Extending Time for Judicial Defendants to Answer 1 Complaint; and Respond to 2 MOTION to Certify Class. Answer to Complaint and Response to Motion due by 6/19/2019, Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 05/29/2019)
06/10/2019	20	MOTION to Dismiss by Benny N. Napoleon. (Attachments: # 1 Index of Exhibits, # 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 Exhibit 18, # 20 Exhibit 19, # 21 Exhibit 20, # 22 Exhibit 21, # 23 Exhibit 22, # 24 Exhibit 23, # 25 Exhibit 24, # 26 Exhibit 25, # 27 Exhibit 26, # 28 Exhibit 27, # 29 Exhibit 28) (Stella, Davidde) (Entered: 06/10/2019)
06/11/2019	21	NOTICE of Appearance by Gerald K. Evelyn on behalf of Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Evelyn, Gerald) (Entered: 06/11/2019)
06/13/2019	22	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 6/17/2019 11:00 AM before District Judge Laurie J. Michelson (WBar) (Entered: 06/13/2019)
06/13/2019	23	STIPULATED ORDER Extending Page Limit as to briefing on Judicial Defendants' Motion to Dismiss, Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 06/13/2019)

06/14/2019	24	NOTICE of Appearance by Twyla Jeanette Carter on behalf of All Plaintiffs. (Carter, Twyla) (Entered: 06/14/2019)
06/14/2019	25	NOTICE of Appearance by Brandon Jerel Buskey on behalf of All Plaintiffs. (Buskey, Brandon) (Entered: 06/14/2019)
06/17/2019		Minute Entry for proceedings before District Judge Laurie J. Michelson: Telephonic Status Conference held on 6/17/2019 (Court Reporter: None Present, Not on the Record) (WBar) (Entered: 06/17/2019)
06/17/2019	26	STIPULATED ORDER to Adjourn Briefing re 2 MOTION to Certify Class, pending resolution of pending dispositive motions, Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 06/17/2019)
06/18/2019	27	ORDER REGARDING DETERMINATION OF 20 MOTION to Dismiss filed by Benny N. Napoleon. Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 06/18/2019)
06/19/2019	28	NOTICE of Appearance by K. Scott Hamilton on behalf of Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Hamilton, K.) (Entered: 06/19/2019)
06/19/2019	29	MOTION to Dismiss <i>Judicial Defendants' Motion to Dismiss Plaintiffs' Class Action Complaint Pursuant to Fed. R. Civ. P. 12(b)(6) and 12(b)(1)</i> by Nancy M. Blount, Laura A. Echartea, Jeffrey Kleparek, Millicent D. Sherman, Dawn White, Bari Blake Wood. (Attachments: # 1 Brief in Support of Judicial Defendants' Motion to Dismiss Plaintiffs' Class Action Complaint, # 2 Index of Exhibits, # 3 Exhibit Exhibit 1 - Unpublished Authority, # 4 Certificate of Service) (Petz, Scott) (Entered: 06/19/2019)
06/27/2019	30	NOTICE by Benny N. Napoleon re 20 MOTION to Dismiss <i>Correction to Portion of the Statement of Facts</i> (Stella, Davidde) (Entered: 06/27/2019)
06/28/2019	31	STIPULATION AND ORDER Regarding Time for Plaintiffs to Respond to Defendants' Motions to Dismiss. Signed by District Judge Laurie J. Michelson. (EKar) (Entered: 06/28/2019)

07/12/2019	32	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 7/15/2019 01:30 PM before District Judge Laurie J. Michelson (WBar) (Entered: 07/12/2019)
07/15/2019		Minute Entry for proceedings before District Judge Laurie J. Michelson: Telephonic Status Conference held on 7/15/2019; Parties to submit stipulation and order revising briefing schedule. (Court Reporter: None Present, Not on the Record) (WBar) (Entered: 07/15/2019)
07/17/2019	33	STIPULATED ORDER Regarding Briefing Schedule for 29 Judicial Defendants' Motion to Dismiss, and 20 MOTION to Dismiss; Response due by 9/12/2019, Reply due by 10/4/2019. Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 07/17/2019)
08/23/2019	34	STIPULATED ORDER STAYING CASE, Signed by District Judge Laurie J. Michelson. (WBar) (Entered: 08/23/2019)
12/13/2019	35	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 1/6/2020 at 10:00 AM before District Judge Laurie J. Michelson. To participate in the conference, dial into the Eastern District of Michigan's telephone conference system at (866) 434-5269. The system will then provide directions for joining the call; when asked for an access code, use 9819334. (EKar) (Entered: 12/13/2019)
01/06/2020		Minute Entry for proceedings before District Judge Laurie J. Michelson: Telephonic Status Conference held on 1/6/2020. (TELEPHONIC Status Conference set for 6/4/2020 at 11:00 AM before District Judge Laurie J. Michelson) To participate in the conference, dial into the Eastern District of Michigan's telephone conference system at (866) 434-5269. The system will then provide directions for joining the call; when asked for an access code, use 9819334. (Court Reporter: None Present, Not on the Record) (EKar) (Entered: 01/06/2020)
05/29/2020	36	STIPULATION AND ORDER regarding change in composition of Michigan's 36th District Court and corresponding amendment to case caption an case docket. Signed by District Judge Laurie J. Michelson. (DPer) (Entered: 05/29/2020)
06/04/2020		Minute Entry for proceedings before District Judge Laurie J. Michelson: Telephonic Status Conference held on 6/4/2020. (Court Reporter: None Present, Not on the Record) (EKar) (Entered: 06/04/2020)

06/04/2020	37	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 9/9/2020 at 11:00 AM before District Judge Laurie J. Michelson. (EKar) (Entered: 06/04/2020)
09/09/2020		Minute Entry for proceedings before District Judge Laurie J. Michelson: Telephonic Status Conference held on 9/9/2020. (Court Reporter: None Present, Not on the Record) (EKar) (Entered: 09/09/2020)
09/09/2020	38	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 12/14/2020 at 11:00 AM before District Judge Laurie J. Michelson. (EKar) (Entered: 09/09/2020)
09/24/2020	39	NOTICE of Appearance by Twyla Jeanette Carter on behalf of All Plaintiffs. (Carter, Twyla) (Entered: 09/24/2020)
12/02/2020		RESET Hearing: TELEPHONIC Status Conference RESET for 12/17/2020 at 11:00 AM before District Judge Laurie J. Michelson. (EKar) (Entered: 12/02/2020)
12/17/2020		Minute Entry for proceedings before District Judge Laurie J. Michelson: Telephonic Status Conference held on 12/17/2020. (Court Reporter: None Present, Not on the Record) (EKar) (Entered: 12/17/2020)
12/17/2020	40	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 4/12/2021 at 10:00 AM before District Judge Laurie J. Michelson. (EKar) (Entered: 12/17/2020)
04/12/2021		Minute Entry for proceedings before District Judge Laurie J. Michelson: Telephonic Status Conference held on 4/12/2021. (Court Reporter: None Present, Not on the Record) (EKar) (Entered: 04/12/2021)
04/12/2021	41	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 6/17/2021 at 10:00 AM before District Judge Laurie J. Michelson. (EKar) (Entered: 04/12/2021)

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