

**U.S. District Court  
Western District of Missouri (Jefferson City)  
CIVIL DOCKET FOR CASE #: 2:17-cv-04149-SRB**

Gasca, et al v. Precythe, et al  
Assigned to: District Judge Stephen R. Bough  
Demand: \$0  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 08/14/2017  
Jury Demand: Plaintiff  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Stephanie Gasca**

represented by **Amy Elizabeth Breihan**  
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**ATTORNEY TO BE NOTICED**

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**TERMINATED: 06/01/2020**  
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**Plaintiff**

**Mildred Curren**

represented by **Amy Elizabeth Breihan**  
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*LEAD ATTORNEY*  
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**Locke E Bowman**  
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**Mae C Quinn**  
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**Megan G Crane**  
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**Sheila A Bedi**  
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**William P. Mobley**  
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**Plaintiff**

**Kenneth Hemphill**

represented by **Amy Elizabeth Breihan**  
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**Locke E Bowman**  
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**Plaintiff**

**Jesse Neely**

represented by **Amy Elizabeth Breihan**  
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**Plaintiff**

**Amber Wyse**

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**Plaintiff**

**Timothy Gallagher**

represented by **Amy Elizabeth Breihan**  
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**William P. Mobley**  
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**Plaintiff**

**Solomon Warren**

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**Sheila A Bedi**  
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**William P. Mobley**  
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V.

**Defendant**

**Anne L. Precythe**  
*in her official capacity, Director of the*  
*Missouri Department of Corrections*

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*TERMINATED: 09/01/2017*

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*TERMINATED: 04/15/2019*

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*TERMINATED: 09/11/2018*

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*TERMINATED: 11/30/2017*

**Defendant**

**Kenneth Jones**

*in his official capacity, Chairman of the  
Missouri Division of Probation and  
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represented by **Jeremiah Joseph Morgan , Sr**

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**Justin Moore**

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**Anthony Gonzalez**  
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**Doug Shull**  
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*TERMINATED: 04/15/2019*

**Laura E. Elsbury**  
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*TERMINATED: 09/11/2018*

**Matthew G. Kimminau**  
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*ATTORNEY TO BE NOTICED*

**Michael D. Quinlan**  
(See above for address)  
*TERMINATED: 11/30/2017*

**Defendant**

**Jennifer Zamkus**  
*in her official capacity, Vice Chair of the  
Missouri Board of Probation and Parole*

represented by **Jeremiah Joseph Morgan , Sr**  
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*LEAD ATTORNEY  
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**Justin Moore**  
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*TERMINATED: 04/15/2019*

**Laura E. Elsbury**  
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*TERMINATED: 09/11/2018*

**Matthew G. Kimminau**  
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**Michael D. Quinlan**  
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*TERMINATED: 11/30/2017*

**Defendant**

**Jim Wells**  
*in his official capacity, Member of the  
Missouri Board of Probation and Parole*

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**Justin Moore**

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**Anthony Gonzalez**  
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*TERMINATED: 04/15/2019*

**Laura E. Elsbury**  
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*TERMINATED: 09/11/2018*

**Matthew G. Kimminau**  
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*ATTORNEY TO BE NOTICED*

**Michael D. Quinlan**  
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*TERMINATED: 11/30/2017*

**Defendant**

**Martin Rucker**  
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*Missouri Board of Probation and Parole*

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**Justin Moore**  
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**Doug Shull**  
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*TERMINATED: 04/15/2019*

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*TERMINATED: 09/11/2018*

**Matthew G. Kimminau**  
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*ATTORNEY TO BE NOTICED*

**Michael D. Quinlan**  
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*TERMINATED: 11/30/2017*



**Defendant**

**Ellis McSwain, Jr**

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*LEAD ATTORNEY*  
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**Justin Moore**

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**Anthony Gonzalez**

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**Doug Shull**

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*TERMINATED: 04/15/2019*

**Laura E. Elsbury**

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*TERMINATED: 09/11/2018*

**Matthew G. Kimminau**

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*ATTORNEY TO BE NOTICED*

**Michael D. Quinlan**

(See above for address)  
*TERMINATED: 11/30/2017*

**Defendant**

**Don Ruzicka**

*in his official capacity, Member of the  
Missouri Board of Probation and Parole  
TERMINATED: 12/15/2017*

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**Justin Moore**

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**Doug Shull**

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*TERMINATED: 04/15/2019*

**Laura E. Elsbury**

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**Matthew G. Kimminau**  
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**Michael D. Quinlan**  
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*TERMINATED: 11/30/2017*

**Defendant**

**Gary Dusenberg**  
*in his official capacity, Member of the  
Missouri Board of Probation and Parole*

represented by **Jeremiah Joseph Morgan , Sr**  
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**Doug Shull**  
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*TERMINATED: 04/15/2019*

**Laura E. Elsbury**  
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*TERMINATED: 09/11/2018*

**Matthew G. Kimminau**  
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**Michael D. Quinlan**  
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*TERMINATED: 11/30/2017*

**Defendant**

**Paul Fitzwater**  
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Missouri Board of Probation and Parole*

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**Justin Moore**  
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*TERMINATED: 04/15/2019*

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*TERMINATED: 09/11/2018*

**Matthew G. Kimminau**  
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**interested party**

**Joe Wells**  
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CENTER  
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Licking, MO 65542  
*TERMINATED: 05/17/2018*

**interested party**

**Daunte Smith**

Date Filed	#	Docket Text
08/14/2017	<u>1</u>	COMPLAINT against All Defendants filed by Mae C Quinn on behalf of All Plaintiffs. Filing fee \$400, receipt number 0866-5399204. Service due by 11/13/2017 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <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, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit, # <u>16</u> Exhibit, # <u>17</u> Exhibit, # <u>18</u> Exhibit, # <u>19</u> Exhibit, # <u>20</u> Exhibit, # <u>21</u> Civil Cover Sheet)(Quinn, Mae) (Entered: 08/14/2017)
08/16/2017		ELECTRONIC SUMMONS ISSUED and emailed to plaintiff's attorney as to Gary Dusenberg, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. (Geiser, Angel) (Entered: 08/16/2017)
08/28/2017		ELECTRONIC SUMMONS REISSUED as to Don Ruzicka and emailed to plaintiff's counsel. (Lock, Tania) (Entered: 08/28/2017)
08/31/2017	<u>2</u>	MOTION to substitute attorney filed by Laura E. Elsbury on behalf of All Defendants. Suggestions in opposition/response due by 9/14/2017 unless otherwise directed by the court. (Attorney Laura E. Elsbury added to party Gary Dusenberg(pty:dft), Attorney Laura E. Elsbury added to party Kenneth Jones(pty:dft), Attorney Laura E. Elsbury added to party Ellis McSwain, Jr(pty:dft), Attorney Laura E. Elsbury added to party Anne L. Precythe(pty:dft), Attorney Laura E. Elsbury added to party Martin Rucker(pty:dft), Attorney Laura E. Elsbury added to party Don Ruzicka(pty:dft), Attorney Laura E. Elsbury added to party Jim Wells(pty:dft), Attorney Laura E. Elsbury added to party Jennifer Zamkus(pty:dft))(Elsbury, Laura) (Entered: 08/31/2017)
09/01/2017	3	Before the Court is Substitution of Counsel. (Doc. #2). For good cause stated attorney Stephen Hawke is hereby removed as counsel of record for Defendants, and attorneys Laura E. Elsbury and Michael Quinlan are added as counsel of record for Defendants. Signed on 9/1/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 09/01/2017)
09/05/2017	<u>4</u>	Consent MOTION for extension of time to file answer <i>or Responsive Motion</i> filed by Laura E. Elsbury on behalf of All Defendants. Suggestions in opposition/response due by 9/19/2017 unless otherwise directed by the court. (Elsbury, Laura) (Entered: 09/05/2017)

09/06/2017	<u>5</u>	Before the Court is Consent Motion for Extension of Time to File Answer or Responsive Motion. (Doc. #4). For good cause stated the motion is granted. Defendants Anne Precythe, Kenneth Jones, Jennifer Zamkus, Jim Wells, Martin Rucker, Ellis McSwain, Jr., Don Ruzicka, and Gary Dusenber are granted an extension until and including October 6, 2017, to answer or otherwise respond to Plaintiff's Complaint. Signed on 9/6/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 09/06/2017)
09/18/2017	<u>6</u>	MOTION to certify class filed by Mae C Quinn on behalf of All Plaintiffs. Suggestions in opposition/response due by 10/2/2017 unless otherwise directed by the court. (Attachments: # <u>1</u> Supplement Suggestions in Support of Motion for Class Certification)(Quinn, Mae) (Entered: 09/18/2017)
09/27/2017	<u>7</u>	MOTION for extension of time to file response/reply as to <u>6</u> MOTION to certify class filed by Laura E. Elsbury on behalf of All Defendants. Suggestions in opposition/response due by 10/11/2017 unless otherwise directed by the court. (Related document(s) <u>6</u> ) (Elsbury, Laura) (Entered: 09/27/2017)
09/28/2017	<u>8</u>	Before the Court is Motion for an Enlargement of Time to Respond to Plaintiffs' Motion Seeking Class Certification. (Doc. #7). Plaintiffs oppose the motion. Even so, the Court finds good cause for granting a 30-day extension of time given the very early stage of this proceeding and the complexity of the issues involved. Accordingly, the MDOC Defendants are granted an extension of time until and including November 1, 2017, to respond to Plaintiffs' motion for class certification. Signed on 9/28/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 09/28/2017)
09/29/2017	<u>9</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Gary Dusenber served on 8/17/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
09/29/2017	<u>10</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Anne L. Precythe served on 8/17/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
09/29/2017	<u>11</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Martin Rucker served on 8/17/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
09/29/2017	<u>12</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Jim Wells served on 8/17/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
09/29/2017	<u>13</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Jennifer Zamkus served on 8/17/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
09/29/2017	<u>14</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Kenneth Jones served on 8/17/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
09/29/2017	<u>15</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Ellis McSwain, Jr served on 8/17/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
09/29/2017	<u>16</u>	RETURN OF SERVICE of complaint executed by All Plaintiffs. Don Ruzicka served on 9/8/2017, answer due 10/6/2017. (Quinn, Mae) (Entered: 09/29/2017)
10/02/2017	<u>17</u>	NOTICE of appearance by Justin Moore on behalf of Gary Dusenber, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus (Attorney Justin Moore added to party Gary Dusenber(pty:dft), Attorney Justin Moore added to party Kenneth Jones(pty:dft), Attorney Justin Moore added to party Ellis McSwain, Jr(pty:dft), Attorney Justin Moore added to party Anne L. Precythe(pty:dft), Attorney Justin Moore added to party Martin Rucker(pty:dft), Attorney Justin Moore added to party Don Ruzicka(pty:dft), Attorney Justin Moore added to party Jim Wells(pty:dft), Attorney Justin Moore added to party Jennifer Zamkus(pty:dft))(Moore, Justin) (Entered: 10/02/2017)
10/06/2017	<u>18</u>	Consent MOTION for extension of time to file answer re <u>1</u> Complaint,, filed by Laura E. Elsbury on behalf of All Defendants. Suggestions in opposition/response due by 10/20/2017 unless otherwise directed by the court. (Related document(s) <u>1</u> ) (Elsbury, Laura) (Entered: 10/06/2017)

10/06/2017	19	Before the Court is Consent Motion for Extension of Time to File Answer or Responsive Motion. (Doc. #18). For good cause stated the motion is granted. The MDOC Defendants are granted an extension of time until and including October 25, 2017, to answer or otherwise respond to Plaintiffs' Complaint. Signed on 10/6/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 10/06/2017)
10/11/2017	<u>20</u>	MOTION for leave to file <i>Amended Complaint</i> filed by Mae C Quinn on behalf of All Plaintiffs. Suggestions in opposition/response due by 10/25/2017 unless otherwise directed by the court. (Quinn, Mae) (Entered: 10/11/2017)
10/11/2017	<u>21</u>	SUGGESTIONS in support re <u>20</u> MOTION for leave to file <i>Amended Complaint</i> filed by Mae C Quinn on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Amber Wyse. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <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, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit, # <u>16</u> Exhibit, # <u>17</u> Exhibit, # <u>18</u> Exhibit, # <u>19</u> Exhibit, # <u>20</u> Exhibit, # <u>21</u> Exhibit, # <u>22</u> Exhibit, # <u>23</u> Exhibit)(Related document(s) <u>20</u> ) (Quinn, Mae) (Entered: 10/11/2017)
10/12/2017	22	Before the Court is Plaintiffs' Motion for Leave to File Amended Complaint. (Doc. #20). As leave to amend should be "freely given when justice so requires" pursuant to Federal Rule of Civil Procedure 15(a)(2), the motion is granted. Plaintiffs are directed to file their Amended Complaint on or before Friday, October 13, 2017. Signed on 10/12/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 10/12/2017)
10/12/2017	<u>23</u>	AMENDED COMPLAINT against All Defendants filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. (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, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18, # <u>19</u> Exhibit 19, # <u>20</u> Exhibit 20, # <u>21</u> Exhibit 21, # <u>22</u> Index 22)(Breihan, Amy) (Entered: 10/12/2017)
10/26/2017	<u>24</u>	MOTION for extension of time to file response/reply filed by Laura E. Elsbury on behalf of Gary Dusenber, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Suggestions in opposition/response due by 11/9/2017 unless otherwise directed by the court. (Elsbury, Laura) (Entered: 10/26/2017)
10/26/2017	<u>25</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , MOTION to dismiss for lack of jurisdiction filed by Laura E. Elsbury on behalf of Gary Dusenber, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Suggestions in opposition/response due by 11/9/2017 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Exhibit A)(Elsbury, Laura) (Entered: 10/26/2017)
10/26/2017	26	Before the Court is Defendants' Motion for Extension of Time to File Answer or Responsive Motion. (Doc. #24). For good cause stated the motion is granted. Defendants are granted leave to file their responsive pleading on or before October 26, 2017. Signed on 10/26/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 10/26/2017)
11/01/2017	<u>27</u>	SUGGESTIONS in opposition re <u>6</u> MOTION to certify class filed by Laura E. Elsbury on behalf of Defendants Gary Dusenber, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Reply suggestions due by 11/15/2017 unless otherwise directed by the court. (Related document(s) <u>6</u> ) (Elsbury, Laura) (Entered: 11/01/2017)
11/09/2017	<u>28</u>	MOTION for extension of time <i>to Respond to Defendants' Motion to Dismiss</i> filed by Mae C Quinn on behalf of All Plaintiffs. Suggestions in opposition/response due by 11/24/2017 unless otherwise directed by the court. (Quinn, Mae) (Entered: 11/09/2017)
11/09/2017	29	ORDER: Before the Court is Plaintiffs' Consent Motion for Extension of Time to File Response to Defendants' Motion to Dismiss. (Doc. # <u>28</u> ). For good cause stated the motion is granted. Plaintiffs are granted an extension of time until and including November 15, 2017, to respond to Defendants' motion to dismiss. Signed on 11/9/17

		by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 11/09/2017)
11/15/2017	<u>30</u>	MOTION for extension of time <i>for Reply to Motion for Class Certification</i> filed by Mae C Quinn on behalf of All Plaintiffs. Suggestions in opposition/response due by 11/29/2017 unless otherwise directed by the court. (Quinn, Mae) (Entered: 11/15/2017)
11/15/2017	31	Before the Court is Consent Motion for Extension of Time to File Reply to Motion for Class Certification. (Doc. #30). For good cause stated the motion is granted. Plaintiffs' reply in support of their motion for class certification is due on or before November 24, 2017. Signed on 11/15/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/15/2017)
11/15/2017	<u>32</u>	MOTION for leave to file excess pages <i>in Opposition to Defendants' Motion to Dismiss</i> filed by Mae C Quinn on behalf of All Plaintiffs. Suggestions in opposition/response due by 11/29/2017 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Proposed Opposition to Motion to Dismiss)(Quinn, Mae) (Entered: 11/15/2017)
11/15/2017	<u>33</u>	SUGGESTIONS in opposition re <u>25</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM MOTION to dismiss for lack of jurisdiction filed by Mae C Quinn on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 11/29/2017 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B)(Related document(s) <u>25</u> ) (Quinn, Mae) (Entered: 11/15/2017)
11/16/2017	34	Before the Court is Plaintiffs' Motion for leave to Exceed Page Limitation and Suggestions in Support. (Doc. #32). For good cause stated the motion is granted. Plaintiffs are granted leave to file their opposition to Defendants' motion to dismiss in a length up to and including seventeen (17) pages. Signed on 11/16/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/16/2017)
11/24/2017	<u>35</u>	MOTION for extension of time to file response/reply as to <u>6</u> MOTION to certify class filed by Mae C Quinn on behalf of All Plaintiffs. Suggestions in opposition/response due by 12/8/2017 unless otherwise directed by the court. (Related document(s) <u>6</u> ) (Quinn, Mae) (Entered: 11/24/2017)
11/27/2017	36	Before this Court is Plaintiffs' Motion for Extension of Time to file a Reply to the Motion for Class Certification (Doc. #35). For good cause stated, the Motion is granted. Reply Suggestions to Motion for Class Certification <u>6</u> are due on November 29, 2017. Signed on 11/27/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/27/2017)
11/29/2017	<u>37</u>	Consent MOTION for extension of time <i>to File Reply Suggestions</i> filed by Laura E. Elsbury on behalf of All Defendants. Suggestions in opposition/response due by 12/13/2017 unless otherwise directed by the court. (Elsbury, Laura) (Entered: 11/29/2017)
11/29/2017	<u>38</u>	REPLY SUGGESTIONS to motion re <u>6</u> MOTION to certify class filed by Mae C Quinn on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Related document(s) <u>6</u> ) (Quinn, Mae) (Entered: 11/29/2017)
11/30/2017	39	Before the Court is Consent Motion for Extension of Time to File Reply Suggestions. (Doc. #37). For good cause stated the motion is granted. Defendants are granted an extension of time until and including December 13, 2017, to file their reply suggestions in support of their motion to dismiss the Amended Complaint. Signed on 11/30/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/30/2017)
11/30/2017	<u>40</u>	MOTION to withdraw as attorney filed by Michael D. Quinlan on behalf of Gary Dusenberg, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Suggestions in opposition/response due by 12/14/2017 unless otherwise directed by the court. (Quinlan, Michael) (Entered: 11/30/2017)



		11/30/2017)
11/30/2017	41	ORDER: Before the Court is Motion to Withdraw as Co-Counsel of Record. (Doc. #40). For good cause stated the motion is granted. Attorney Michael Quinlan is hereby withdrawn as counsel of record for all Defendants. Signed on 11/30/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 11/30/2017)
12/05/2017	<u>42</u>	ORDER: Plaintiffs' Motion to Certify Class Pursuant to FRCP 23 (Doc. #6) is DENIED without prejudice. Signed on 12/4/17 by District Judge Stephen R. Bough. (Ellis, Lindsey) (Entered: 12/05/2017)
12/08/2017	<u>43</u>	MOTION to withdraw as attorney filed by Mae C Quinn on behalf of All Plaintiffs. Suggestions in opposition/response due by 12/22/2017 unless otherwise directed by the court. (Quinn, Mae) (Entered: 12/08/2017)
12/08/2017	44	Before the Court is Motion to Withdraw as Counsel. (Doc. #43). For good cause stated the motion is granted. Attorney Mae C. Quinn is hereby withdrawn as counsel of record for all Plaintiffs. Signed on 12/8/17 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 12/08/2017)
12/08/2017	<u>45</u>	Motion to allow Sheila A. Bedi to appear pro hac vice (Pro Hac fee \$50 receipt number 0866-5547312) filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. (Breihan, Amy) (Entered: 12/08/2017)
12/08/2017	<u>46</u>	Motion to allow Locke E. Bowman to appear pro hac vice (Pro Hac fee \$50 receipt number 0866-5547365) filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. (Breihan, Amy) (Entered: 12/08/2017)
12/11/2017	47	ORDER granting <u>45</u> & <u>46</u> motion to appear pro hac vice entered by Clerk of Court. Attorneys Sheila A Bedi and Locke E Bowman for plaintiff's allowed to appear pro hac vice. <b>This entry will serve as authorization for the pro hac participation by the attorney.</b>  Western District of Missouri Local Rule 5.1 requires documents to be filed electronically. If pro hac vice counsel has not already done so, counsel is directed to immediately register for a CM/ECF account. This will enable counsel to electronically file documents and receive electronic notification of filings. Please return the original completed <u>ECF Registration Form</u> to 80 Lafayette Street, Jefferson City, Missouri 65101.  <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Geiser, Angel) (Entered: 12/11/2017)
12/12/2017	<u>48</u>	RULE 16 NOTICE. Proposed scheduling order due by 2/9/2018. Scheduling Conference set for 2/21/2018 09:30 AM in Courtroom 3B, Jefferson City (WAK) before District Judge Stephen R. Bough. Signed on 12/12/17 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 12/12/2017)
12/13/2017	<u>49</u>	REPLY SUGGESTIONS to motion re <u>25</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM MOTION to dismiss for lack of jurisdiction filed by Laura E. Elsbury on behalf of Defendants Gary Dusenberg, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. (Related document(s) <u>25</u> ) (Elsbury, Laura) (Entered: 12/13/2017)
12/15/2017	<u>50</u>	Defendants' Motion to Dismiss Amended Class Action Complaint (Doc.#25) is DENIED. Further, the Clerk of the Court is directed to substitute Mr. Paul Fitzwater for Mr. Ruzicka. Signed on 12/15/17 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 12/15/2017)
12/29/2017	<u>51</u>	ANSWER to <u>23</u> Amended Complaint,, on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 12/29/2017)
02/08/2018	<u>52</u>	CERTIFICATE OF SERVICE OF INITIAL RULE 26 DISCLOSURES filed by Laura E. Elsbury on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells,

		Jennifer Zamkus.(Elsbury, Laura) (Entered: 02/08/2018)
02/08/2018	<u>53</u>	CERTIFICATE OF SERVICE OF INITIAL RULE 26 DISCLOSURES filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 02/08/2018)
02/09/2018	<u>54</u>	Joint PROPOSED SCHEDULING ORDER by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Breihan, Amy) (Entered: 02/09/2018)
02/12/2018	<u>55</u>	FEDERAL RULE OF EVIDENCE 502(d) ORDER. Signed on 2/8/2018 by District Judge Stephen R. Bough. (Crocker, Susan) (Entered: 02/12/2018)
02/20/2018	<u>56</u>	MOTION for leave to appear by telephone <i>for scheduling conference</i> filed by Sheila A Bedi on behalf of All Plaintiffs. Suggestions in opposition/response due by 3/6/2018 unless otherwise directed by the court. (Bedi, Sheila) (Entered: 02/20/2018)
02/20/2018	57	ORDER granting <u>56</u> Before the Court is Motion for Leave to Appear at Scheduling Conference Telephonically. (Doc. #56). For good cause stated the motion is granted. Attorney Sheila A Bedi may appear via telephone for the Scheduling Conference on February 21, 2018 at 9:30 a.m. Attorney Bedi is directed to email her direct dial number where she can be reached for the hearing to Tracy Diefenbach (Tracy_Diefenbach@mow.uscourts.gov)by 8:00 a.m. tomorrow morning. Signed on 2/20/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (James, Carrie) Modified on 2/20/2018 (James, Carrie). (Entered: 02/20/2018)
02/21/2018	58	Minute Entry. Proceedings held before District Judge Stephen R. Bough: SCHEDULING CONFERENCE held on 2/21/2018. Scheduling order to be entered. Telephone conference set for 4/30/18 at 10:00 a.m. Conference call information emailed to counsel. Counsel appearing for Plaintiff(s): Sheila Bedi (by phone) and Amy Breihand. Counsel appearing for Defendant(s): Laura Elsbury and Mike Pritchett. Time in court: 9:35 am to 10:00 am. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) Modified on 2/21/2018 to correct the name of attorneys appearing for defendants (Diefenbach, Tracy). (Entered: 02/21/2018)
02/23/2018	<u>59</u>	RULES OF TRIAL Signed on 2/23/18 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 02/23/2018)
02/23/2018	<u>60</u>	SCHEDULING ORDER: Fact Discovery due by 8/13/2018. Dispositive Motions due by 11/7/2018. Pretrial Conference set for 3/22/2019 11:00 AM Courtroom 7B, Kansas City (SRB) before District Judge Stephen R. Bough. Bench Trial set for 4/15/2019 09:00 AM in Courtroom 4B, Jefferson City (VDJJC) before District Judge Stephen R. Bough. Signed on 2/23/18 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 02/23/2018)
02/26/2018	<u>61</u>	CERTIFICATE OF SERVICE by All Plaintiffs of <i>First Set of Interrogatories and Requests for Production</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 02/26/2018)
03/06/2018	<u>62</u>	NOTICE of appearance by Charles Douglas Shull on behalf of Gary Dusenberg, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus (Attorney Charles Douglas Shull added to party Gary Dusenberg(pty:dft), Attorney Charles Douglas Shull added to party Kenneth Jones(pty:dft), Attorney Charles Douglas Shull added to party Ellis McSwain, Jr(pty:dft), Attorney Charles Douglas Shull added to party Anne L. Precythe(pty:dft), Attorney Charles Douglas Shull added to party Martin Rucker(pty:dft), Attorney Charles Douglas Shull added to party Don Ruzicka(pty:dft), Attorney Charles Douglas Shull added to party Jim Wells(pty:dft), Attorney Charles Douglas Shull added to party Jennifer Zamkus(pty:dft))(Shull, Charles) (Entered: 03/06/2018)
03/07/2018	<u>63</u>	NOTICE of appearance by Charles Douglas Shull on behalf of Gary Dusenberg, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus (Attorney Charles Douglas Shull added to party Ellis McSwain, Jr(pty:dft), Attorney Charles Douglas Shull added to party Don



		Ruzicka(pty:dft))(Shull, Charles) (Entered: 03/07/2018)
03/28/2018	<u>64</u>	CERTIFICATE OF SERVICE by All Defendants <i>Defendants Objections and Responses to Plaintiffs First Set of Requests for Production and Defendants Objections and Answers to Plaintiffs First Set of Interrogatories</i> filed by Charles Douglas Shull on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus.(Attorney Charles Douglas Shull added to party Paul Fitzwater(pty:dft))(Shull, Charles) (Entered: 03/28/2018)
04/23/2018	<u>65</u>	NOTICE to take deposition of Missouri Department of Corrections filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 04/23/2018)
04/27/2018	<u>66</u>	Joint MOTION for protective order filed by Doug Shull on behalf of All Defendants. Suggestions in opposition/response due by 5/11/2018 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit A)(Shull, Doug) (Entered: 04/27/2018)
04/27/2018	<u>67</u>	PROTECTIVE ORDER Signed on 4/27/18 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 04/27/2018)
04/30/2018	68	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 4/30/2018 to discuss case status. Counsel appearing for Plaintiff(s): Amy Breihan. Counsel appearing for Defendant(s): Doug Shull and Laura Elsbury. Time in court: 10:00 am to 10:05 am. To order a transcript of this hearing please contact Jean Crawford, 816-512-5642. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 04/30/2018)
05/03/2018	<u>69</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>of First Set of Requests for Entry onto Land and Inspection of the MDOC Parole Revocation Hearing Sites</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 05/03/2018)
05/14/2018	<u>70</u>	Amended NOTICE to take deposition of TBD filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 05/14/2018)
05/16/2018	<u>71</u>	PRO SE MOTION for order – Request for Copies filed by Joe Wells. Suggestions in opposition/response due by 5/30/2018 unless otherwise directed by the court. (Attachments: # <u>1</u> Envelope)(Ellis, Lindsey) (Entered: 05/17/2018)
05/17/2018	<u>72</u>	ORDERED: Before the Court is Joe Wells' pro se motion for copies. (Doc. #71). Mr. Wells requests records in this case pursuant to the Missouri Sunshine Law. (Doc. #71, p. 1). Mr. Wells' motion is DENIED. Signed on 5/17/18 by District Judge Stephen R. Bough.  Copy of this Order has been mailed to: Joe Wells 159941; SOUTH CENTRAL CORRECTIONAL CENTER 5-A-111; 255 West Highway 32; Licking, MO 65542. (Ellis, Lindsey) (Entered: 05/17/2018)
06/05/2018	73	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 6/7/2018 09:00 AM in Chambers before District Judge Stephen R. Bough. A memorandum of the discovery dispute, not to exceed two pages in length, should be emailed by each party no later than twenty-four hours prior to the teleconference to Tracy Diefenbach at Tracy_Diefenbach@mow.uscourts.gov. Conference call information emailed to counsel. (Diefenbach, Tracy) (Entered: 06/05/2018)
06/07/2018	74	Minute Entry. Proceedings held before District Judge Stephen R. Bough: DISCOVERY DISPUTE TELEPHONE CONFERENCE held on 6/7/2018. Order to be entered. Counsel appearing for Plaintiff(s): Amy Brieihan. Counsel appearing for Defendant(s): Doug Shull. Time in court: 9:00 am to 9:15 am. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/07/2018)

06/07/2018	<u>75</u>	ORDER: On June 7, 2018, the Court held a telephone conference to resolve a discovery dispute regarding Plaintiffs' First Set of Requests for Entry onto Land and Inspection of the Missouri Department of Corrections Parole Revocation Hearing Sites. For the reasons stated on the record, the Court overrules Defendants objections, provided that each parolee to be observed consents to the presence of Plaintiffs' counsel, one law student and/or one paralegal, one court reporter, and one videographer at that parolees parole revocation (or VOP) hearing. See Feb. 16, 2018, Minute Entry, Brown v. Precythe, No. 17-cv-4082-NKL (Doc. # 94); see also Feb. 21, 2018, Order, Id. (Doc. # 95). The Court further orders supplemental briefing by all parties, to be submitted on or before June 21, 2018, on the issue of whether any video recording of VOP hearings can include deliberations. The Court further orders a telephone conference at 11:00 a.m. on June 27, 2018, to resolve the deliberations issue and other discovery issues discussed in the June 7 telephone conference. To the extent that the parties will address discovery issues other than the deliberations issue at the June 27 telephone conference, a memorandum of the discovery dispute, not to exceed two pages in length, should be emailed by each party to Tracy Diefenbach at Tracy_Diefenbach@mow.uscourts.gov. no later than twenty-four hours prior to the telephone conference. Signed on 6/7/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 06/07/2018)
06/21/2018	<u>76</u>	CERTIFICATE OF SERVICE by All Defendants filed by Laura E. Elsbury on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 06/21/2018)
06/21/2018	<u>77</u>	MOTION to compel <i>DEFENDANTS COMPLIANCE WITH FIRST SET OF REQUESTS TO OBSERVE AND RECORD REVOCATION PROCEEDINGS</i> filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 7/5/2018 unless otherwise directed by the court. (Breihan, Amy) (Entered: 06/21/2018)
06/21/2018	<u>78</u>	SUGGESTIONS in support re <u>77</u> MOTION to compel <i>DEFENDANTS COMPLIANCE WITH FIRST SET OF REQUESTS TO OBSERVE AND RECORD REVOCATION PROCEEDINGS</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit 1 (Request to Inspect), # <u>2</u> Exhibit 2 (Wyse Revocation Order), # <u>3</u> Exhibit 3 (Gallagher Revocation Order))(Related document(s) <u>77</u> ) (Breihan, Amy) (Entered: 06/21/2018)
06/22/2018	<u>79</u>	SUGGESTIONS in opposition re <u>77</u> MOTION to compel <i>DEFENDANTS COMPLIANCE WITH FIRST SET OF REQUESTS TO OBSERVE AND RECORD REVOCATION PROCEEDINGS</i> filed by Doug Shull on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Reply suggestions due by 7/6/2018 unless otherwise directed by the court. (Related document(s) <u>77</u> ) (Shull, Doug) (Entered: 06/22/2018)
06/27/2018	80	Minute Entry. Proceedings held before District Judge Stephen R. Bough: DISCOVERY DISPUTE TELEPHONE CONFERENCE held on 6/27/2018. Order to be entered. Counsel appearing for Plaintiff(s): Amy Briehan. Counsel appearing for Defendant(s): Doug Shull. Time in court: 11:15 am to 11:30 am. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/27/2018)
06/27/2018	81	On June 27, 2018, the Court held a teleconference to consider Plaintiffs' Motion to Compel Defendants' Compliance with First Set of Requests to Observe and Record Revocation Proceedings (Doc. #77). Because this Court finds that the deliberative-process privilege applies to the panel members' deliberations, the motion is denied. Plaintiffs are prohibited from recording or observing the panel members' deliberative process but permitted to observe and video-record other parts of the parole hearing. Signed on 6/27/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/27/2018)
06/29/2018	<u>82</u>	CERTIFICATE OF SERVICE by All Plaintiffs of <i>Second Set of Requests to Inspect</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber

		Wyse.(Breihan, Amy) (Entered: 06/29/2018)
06/29/2018	<u>83</u>	CERTIFICATE OF SERVICE by All Defendants <i>Defendants Supplemental Response 21726-148766</i> filed by Laura E. Elsbury on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 06/29/2018)
06/29/2018	84	ORDER: Before the Court is the parties' joint request to amend the scheduling order. The deadline to complete all fact discovery is now set for September 28, 2018. The deadline for Plaintiffs to designate expert witnesses it intends to call at trial is now August 27, 2018. The deadline for Defendants to do the same is now October 8, 2018. The deadline to file dispositive motions, motions to strike expert designations, and Daubert motions is now December 27, 2018. Signed on 6/29/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/29/2018)
07/13/2018	<u>85</u>	CERTIFICATE OF SERVICE by All Defendants filed by Laura E. Elsbury on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 07/13/2018)
07/23/2018	<u>86</u>	Amended NOTICE to take deposition of Missouri Department of Corrections filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 07/23/2018)
07/23/2018	<u>87</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>of Second Set of Requests for Production</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 07/23/2018)
07/24/2018	<u>88</u>	CERTIFICATE OF SERVICE by All Defendants filed by Laura E. Elsbury on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 07/24/2018)
08/09/2018	<u>89</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>of Third Set of Requests for Production</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 08/09/2018)
08/15/2018	<u>90</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>of Second Set of Interrogatories</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 08/15/2018)
08/22/2018	<u>91</u>	CERTIFICATE OF SERVICE by Gary Dusenber, Paul Fitzwater, Kenneth Jones, Martin Rucker, Jim Wells, Jennifer Zamkus <i>"Defendants Response and Objections to Plaintiffs Second Request for Production and Bates Documents"</i> filed by Laura E. Elsbury on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Martin Rucker, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 08/22/2018)
08/23/2018	<u>92</u>	CERTIFICATE OF SERVICE by Gary Dusenber, Paul Fitzwater, Kenneth Jones, Martin Rucker, Jim Wells, Jennifer Zamkus <i>Defendants Jones et al Supplemental Response to 2nd Request for Production of Documents</i> filed by Laura E. Elsbury on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Martin Rucker, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 08/23/2018)
08/24/2018	<u>93</u>	Consent MOTION to amend/correct <u>60</u> Scheduling Order, 84 Order,, filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 9/7/2018 unless otherwise directed by the court. (Related document(s) <u>60</u> , 84 ) (Breihan, Amy) (Entered: 08/24/2018)
08/24/2018	94	Before the Court is Plaintiffs' Consent Motion to Amend Scheduling Order. (Doc. #93). For good cause stated the motion is granted. Plaintiffs' expert disclosure deadline is extended until and including September 10, 2018, and Defendants' expert disclosure deadline is extended until and including October 22, 2018. Signed on 8/24/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is</b>

		<a href="#">attached</a> . (Diefenbach, Tracy) (Entered: 08/24/2018)
08/27/2018	<a href="#">95</a>	NOTICE to take deposition of Office of the Missouri State Public Defender filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 08/27/2018)
08/30/2018	<a href="#">96</a>	NOTICE to take deposition of Michael Davis filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 08/30/2018)
08/30/2018	<a href="#">97</a>	NOTICE to take deposition of Gary Dusenberg filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 08/30/2018)
09/06/2018	<a href="#">98</a>	NOTICE to take deposition of Jeanne Larkin filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 09/06/2018)
09/07/2018	<a href="#">99</a>	Amended NOTICE to take deposition of Ellen Blau – Director of the Missouri State Public Defender filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 09/07/2018)
09/10/2018	<a href="#">100</a>	CERTIFICATE OF SERVICE OF INITIAL RULE 26 DISCLOSURES <i>Certificate of Service on Plaintiff's Disclosre of Expert David Muhammad</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 09/10/2018)
09/10/2018	<a href="#">101</a>	CERTIFICATE OF SERVICE by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Martin Rucker, Jim Wells, Jennifer Zamkus <i>Responses and Objections to Plaintiffs' THIRD Request for Production of Documents</i> filed by Laura E. Elsbury on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Martin Rucker, Jim Wells, Jennifer Zamkus.(Elsbury, Laura) (Entered: 09/10/2018)
09/11/2018	<a href="#">102</a>	MOTION to withdraw as attorney <i>for Defendants</i> filed by Laura E. Elsbury on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Suggestions in opposition/response due by 9/25/2018 unless otherwise directed by the court. (Elsbury, Laura) (Entered: 09/11/2018)
09/11/2018	103	ORDER: Before the Court is Notice of Withdrawal. (Doc. #102). For good cause stated the motion is granted. Attorney Laura Elsbury is removed as counsel of record for Defendants. Signed on 9/11/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 09/11/2018)
10/30/2018	<a href="#">104</a>	NOTICE to take deposition of David Muhammad filed by Doug Shull on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus.(Shull, Doug) (Entered: 10/30/2018)
11/15/2018	<a href="#">105</a>	Joint MOTION to continue <i>April 15, 2019 Trial Date</i> filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 11/29/2018 unless otherwise directed by the court. (Breihan, Amy) (Entered: 11/15/2018)
11/15/2018	106	Before the Court is Joint Motion to Continue April 15, 2019 Trial Date. (Doc. #105). For good cause stated the motion is granted. The April 15 trial date and March 22 pretrial conference are cancelled. The Court will contact the parties to reschedule the trial and pretrial conference. Signed on 11/15/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/15/2018)



11/20/2018	107	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Bench Trial set for 4/15/19 is CONTINUED TO 11/18/2019 09:00 AM in Courtroom 4B, Jefferson City (VDJJC) before District Judge Stephen R. Bough. Pretrial Conference set for 3/22/19 is CONTINUED 10/17/2019 09:30 AM Courtroom 4B, Jefferson City (VDJJC) before District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 11/20/2018)
11/27/2018	<u>108</u>	MOTION for leave to file <i>Exhibit Under Seal</i> filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 12/11/2018 unless otherwise directed by the court. (Breihan, Amy) (Entered: 11/27/2018)
11/27/2018	<u>109</u>	SUGGESTIONS in support re <u>108</u> MOTION for leave to file <i>Exhibit Under Seal</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Related document(s) <u>108</u> ) (Breihan, Amy) (Entered: 11/27/2018)
11/27/2018	110	Before this Court is Plaintiffs' Motion for Leave to File Exhibit Under Seal. (Doc. #108). For good cause stated the motion is granted. Plaintiffs are granted leave to file the confidential exhibit to their Suggestions in Support of Plaintiffs' Renewed Motion for Class Certification under seal. Signed on 11/27/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/27/2018)
11/27/2018	<u>111</u>	MOTION to certify class filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 12/11/2018 unless otherwise directed by the court. (Breihan, Amy) (Entered: 11/27/2018)
11/27/2018	<u>112</u>	SUGGESTIONS in support re <u>111</u> MOTION to certify class filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit A (Mueller Deposition), # <u>2</u> Exhibit B (Kasak Deposition), # <u>3</u> Exhibit C (P&P 2017 Annual Report), # <u>4</u> Exhibit D (2017 Profile of Institutional & Supervised Population), # <u>5</u> Exhibit E (Defs.' Chart of Time to Hearing by Institution), # <u>6</u> Exhibit F (Larkins Deposition), # <u>7</u> Exhibit G (Procedure No. P3-8.2), # <u>8</u> Exhibit H (MSPD Deposition), # <u>9</u> Exhibit I (Group Declarations))(Related document(s) <u>111</u> ) (Breihan, Amy) (Entered: 11/27/2018)
11/27/2018	<u>113</u>	SUGGESTIONS in support (SEALED) re <u>111</u> MOTION to certify class filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit A (Mueller Deposition-CONFIDENTIAL), # <u>2</u> Exhibit B (Kasak Deposition), # <u>3</u> Exhibit C (P&P 2017 Annual Report), # <u>4</u> Exhibit D (2017 Profile of Institutional & Supervised Population), # <u>5</u> Exhibit E (Defs.' Chart of Time to Hearing by Institution), # <u>6</u> Exhibit F (Larkins Deposition), # <u>7</u> Exhibit G (Procedure No. P3-8.2), # <u>8</u> Exhibit H (MSPD Deposition), # <u>9</u> Exhibit I (Group Declarations))(Related document(s) <u>111</u> ) (Breihan, Amy) (Entered: 11/27/2018)
11/30/2018	<u>114</u>	Motion to allow Megan G. Crane to appear pro hac vice (Pro Hac fee \$100 receipt number AMOWDC-6058150) filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. (Breihan, Amy) (Entered: 11/30/2018)
12/03/2018	115	ORDER granting <u>114</u> motion to appear pro hac vice entered by Clerk of Court. Attorney Megan G Crane for plaintiff allowed to appear pro hac vice. <b>This entry will serve as authorization for the pro hac participation by the attorney.</b>  Western District of Missouri Local Rule 5.1 requires documents to be filed electronically. If pro hac vice counsel has not already done so, counsel is directed to immediately register for a WDMO e-filing account for NextGen CM/ECF. This will enable counsel to electronically file documents and receive electronic notification of filings. Register for a WDMO e-filing account at PACER. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Geiser, Angel) (Entered: 12/03/2018)
12/06/2018	<u>116</u>	MOTION for order Order Case to Mediation and Stay All Other Deadline Pending Mediation filed by Doug Shull on behalf of All Defendants. Suggestions in opposition/response due by 12/20/2018 unless otherwise directed by the court. (Shull, Doug) (Entered: 12/06/2018)

12/06/2018	<u>117</u>	MOTION for extension of time to file response/reply as to <u>111</u> MOTION to certify class filed by Doug Shull on behalf of All Defendants. Suggestions in opposition/response due by 12/20/2018 unless otherwise directed by the court. (Related document(s) <u>111</u> ) (Shull, Doug) (Entered: 12/06/2018)
12/06/2018	118	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 12/11/2018 03:00 PM in Chambers before District Judge Stephen R. Bough. Conference call information emailed to counsel. (Diefenbach, Tracy) (Entered: 12/06/2018)
12/07/2018	<u>119</u>	SUGGESTIONS in opposition re <u>116</u> MOTION for order Order Case to Mediation and Stay All Other Deadline Pending Mediation filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 12/21/2018 unless otherwise directed by the court. (Related document(s) <u>116</u> ) (Breihan, Amy) (Entered: 12/07/2018)
12/07/2018	<u>120</u>	SUGGESTIONS in opposition re <u>117</u> MOTION for extension of time to file response/reply as to <u>111</u> MOTION to certify class filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 12/21/2018 unless otherwise directed by the court. (Related document(s) <u>117</u> ) (Breihan, Amy) (Entered: 12/07/2018)
12/11/2018	121	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 12/11/2018. Order to be entered. Counsel appearing for Plaintiff(s): Amy Breihan and Megan Crane. Counsel appearing for Defendant(s): Doug Shull. Time in court: 3:00 pm to 3:15 pm. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 12/11/2018)
12/11/2018	122	Before this Court is a Motion for Extension of Time. (Doc. #117). For good cause stated and for reasons discussed during the telephone conference held on December 11, 2018, the Motion is granted. Defendants are granted an extension of time until and including December 21, 2018, to file their response to Plaintiffs' Renewed Motion for Class Certification. Plaintiffs are granted an extension of time until and including January 11, 2019, to file their reply. Signed on 12/11/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) Modified on 12/11/2018 to correct date the reply is due. Notice regenerated. (Diefenbach, Tracy). (Entered: 12/11/2018)
12/11/2018	123	Before this Court is Defendants' Motion to Order this Case to Mediation and Stay All Other Deadlines Pending that Mediation. (Doc. #116). For reasons stated during the telephone conference held on December 11, 2018, the Motion is granted in part and denied in part. The Motion to Order this Case to Mediation is granted. Mediation is to be completed on or before October 18, 2019. The Motion to Stay All Other Deadlines Pending Mediation is denied. Signed on 12/11/18 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 12/11/2018)
12/11/2018		Set/Reset Deadlines as to <u>111</u> MOTION to certify class . Suggestions in opposition/response due by 12/21/2018 unless otherwise directed by the court. Reply suggestions due by 1/11/2019 unless otherwise directed by the court. (Diefenbach, Tracy) (Entered: 12/11/2018)
12/26/2018	<u>124</u>	MOTION for leave to file <i>Exhibits Under Seal</i> filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 1/9/2019 unless otherwise directed by the court. (Breihan, Amy) (Entered: 12/26/2018)
12/26/2018	<u>125</u>	SUGGESTIONS in support re <u>124</u> MOTION for leave to file <i>Exhibits Under Seal</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Related document(s) <u>124</u> ) (Breihan, Amy) (Entered: 12/26/2018)
12/26/2018	<u>126</u>	REPLY SUGGESTIONS to motion re <u>111</u> MOTION to certify class filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Related document(s) <u>111</u> ) (Breihan, Amy) (Entered: 12/26/2018)

12/26/2018	127	ORDER: Before this Court is Plaintiffs' Motion for Leave to File Exhibits Under Seal. (Doc. #124). For good cause stated the Motion is granted. Plaintiffs are granted leave to file exhibits to their Suggestions in Support of Plaintiffs' Motion for Summary Judgment under seal. Signed on 12/26/18 by District Judge Stephen R. Bough. (Melvin, Greg) (Entered: 12/26/2018)
12/27/2018	<u>128</u>	MOTION to strike <i>Expert Designation</i> filed by Doug Shull on behalf of All Defendants. Suggestions in opposition/response due by 1/10/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Shull, Doug) (Entered: 12/27/2018)
12/27/2018	<u>129</u>	MOTION for summary judgment filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 1/17/2019 unless otherwise directed by the court. (Breihan, Amy) (Entered: 12/27/2018)
12/27/2018	<u>130</u>	SUGGESTIONS in support re <u>129</u> MOTION for summary judgment filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (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, # <u>29</u> Exhibit CC, # <u>30</u> Exhibit DD, # <u>31</u> Exhibit EE, # <u>32</u> Exhibit FF, # <u>33</u> Exhibit GG, # <u>34</u> Exhibit HH, # <u>35</u> Exhibit II, # <u>36</u> Exhibit JJ)(Related document(s) <u>129</u> ) (Breihan, Amy) (Entered: 12/27/2018)
12/27/2018	<u>131</u>	SUGGESTIONS in support (SEALED) re <u>129</u> MOTION for summary judgment filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit A (sealed), # <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 (sealed), # <u>11</u> Exhibit K (sealed), # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O (sealed), # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S (sealed), # <u>20</u> Exhibit T (sealed), # <u>21</u> Exhibit U (sealed), # <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 (sealed), # <u>29</u> Exhibit CC (sealed), # <u>30</u> Exhibit DD, # <u>31</u> Exhibit EE, # <u>32</u> Exhibit FF, # <u>33</u> Exhibit GG (sealed), # <u>34</u> Exhibit HH, # <u>35</u> Exhibit II (sealed), # <u>36</u> Exhibit JJ)(Related document(s) <u>129</u> ) (Breihan, Amy) (Entered: 12/27/2018)
01/04/2019	<u>132</u>	ORDERED Plaintiffs Renewed Motion for Class Certification (Doc. #111) is GRANTED. Signed on 1/4/19 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 01/04/2019)
01/08/2019	<u>133</u>	SUGGESTIONS in opposition re <u>128</u> MOTION to strike <i>Expert Designation</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 1/22/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit A (Deposition of David Muhammad))(Related document(s) <u>128</u> ) (Breihan, Amy) (Entered: 01/08/2019)
01/15/2019	134	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 1/23/2019 10:00 AM in Chambers before District Judge Stephen R. Bough. Conference call information emailed to counsel. (Diefenbach, Tracy) (Entered: 01/15/2019)
01/15/2019	<u>135</u>	MOTION for extension of time to file response/reply as to <u>129</u> MOTION for summary judgment <i>through and including 01/28/2019</i> filed by Doug Shull on behalf of All Defendants. Suggestions in opposition/response due by 1/29/2019 unless otherwise directed by the court. (Related document(s) <u>129</u> ) (Shull, Doug) (Entered: 01/15/2019)
01/15/2019	136	Before this Court is State Defendants' Motion for Extension of Time. (Doc. #135). For good cause stated the motion is granted. State Defendants are granted an extension of time until and including January 28, 2019, to file their response to Plaintiff's Motion for Summary Judgment. Signed on 1/15/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 01/15/2019)

01/23/2019	137	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 1/23/2019. Order to be entered. Time in court: 10:00 am to 10:20 am. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 01/23/2019)
01/23/2019	138	ORDER: On January 23, 2019, the Court held a telephone conference. As discussed during the telephone conference, the parties are directed to file on or before February 1, 2019, (1) a notice of class certification that reflects the changes discussed during the telephone conference and (2) a proposed order regarding dissemination of notice to class members. Signed on 1/23/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 01/23/2019)
01/24/2019	<u>139</u>	ORDER: Before the Court is Defendants' Motion to Strike Plaintiffs' Expert Designation and Exclude Testimony of that Expert at Trial. (Doc. #128). The motion is GRANTED IN PART and DENIED IN PART. Please see Order for additional information. Signed on 1/24/19 by District Judge Stephen R. Bough. (Ellis, Lindsey) (Entered: 01/24/2019)
01/28/2019	<u>140</u>	RESPONSE to motion re <u>129</u> MOTION for summary judgment <i>and Request</i> filed by Doug Shull on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Reply suggestions due by 2/11/2019 unless otherwise directed by the court. (Shull, Doug) (Entered: 01/28/2019)
02/01/2019	141	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 2/6/2019 03:00 PM in Chambers before District Judge Stephen R. Bough. Conf call information emailed to counsel. (Diefenbach, Tracy) (Entered: 02/01/2019)
02/06/2019	<u>142</u>	ELECTRONIC TRANSCRIPT of Teleconference held January 23, 2019, before Judge Stephen R. Bough. Court Reporter: Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. Number of pages: 15. NOTICE RE: REDACTION OF TRANSCRIPTS: Within 7 calendar days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the parties' intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at www.mow.uscourts.gov. Please read this policy carefully. <b>NOTICE: Attorneys must contact the court reporter for copies during this 90 day period. Notice of Intent to File Redaction of Transcripts due by 2/13/2019 unless otherwise directed by the court. Release of Transcript Restriction set for 5/6/2019.</b> (Wambolt, Gayle) (Entered: 02/06/2019)
02/06/2019	143	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 2/6/2019. Order to be entered. Time in court: 3:00 pm to 3:15 pm. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641. (Diefenbach, Tracy) (Entered: 02/06/2019)
02/07/2019	<u>144</u>	ORDER ON DISSEMINATION OF CLASS CERTIFICATION NOTICE. Signed on 2/7/19 by District Judge Stephen R. Bough. (Attachments: # <u>1</u> Exhibit A) (Diefenbach, Tracy) (Entered: 02/07/2019)
02/11/2019	<u>145</u>	REPLY SUGGESTIONS to motion re <u>129</u> MOTION for summary judgment filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Related document(s) <u>129</u> ) (Breihan, Amy) (Entered: 02/11/2019)
02/27/2019	<u>146</u>	ORDER granting <u>129</u> motion for summary judgment. Signed on 2/27/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 02/27/2019)
03/11/2019	<u>148</u>	STATUS REPORT : <i>Defendants' Declaration re: Docket Entry 144, paragraph 3</i> by Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. (Shull, Doug) (Entered: 03/11/2019)
03/28/2019	<u>149</u>	PRO SE MOTION to intervene filed by William Cooper. Suggestions in opposition/response due by 4/11/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Envelope)(Geiser, Angel) (Entered: 03/29/2019)



04/08/2019	<u>150</u>	MOTION for extension of time <i>for Dissemination of Class Certification Notice</i> filed by Megan G Crane on behalf of All Plaintiffs. Suggestions in opposition/response due by 4/22/2019 unless otherwise directed by the court. (Crane, Megan) (Entered: 04/08/2019)
04/09/2019	151	Before this Court is Plaintiffs' Motion for an Extension for Dissemination of Class Certification Notice. (Doc. #150). For good cause stated the motion is granted. Plaintiffs are granted an extension of time until and including April 18, 2019, to complete the process of mailing notice to class members not in the custody of MDOC. Signed on 4/9/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 04/09/2019)
04/10/2019	<u>152</u>	PRO SE MOTION to Request Docket Sheet filed by William Cooper. Suggestions in opposition/response due by 4/24/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Envelope)(Lock, Tania) Modified on 4/11/2019 to correct docket text. Regenerated NEF to all parties (Lock, Tania). (Entered: 04/10/2019)
04/10/2019	<u>153</u>	PRO SE MOTION for order – Request for Copies filed by William Cooper. Suggestions in opposition/response due by 4/24/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Envelope)(Ellis, Lindsey) (Entered: 04/10/2019)
04/11/2019	<u>154</u>	RESPONSE to motion re <u>149</u> MOTION to intervene <i>filed by Pro Se Inmate William Cooper</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 4/25/2019 unless otherwise directed by the court. (Crane, Megan) (Entered: 04/11/2019)
04/12/2019	<u>155</u>	MOTION for <i>Substitution of Counsel</i> by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus (Pritchett, Michael) Modified on 4/15/2019 <b>to change event to motion</b> (Geiser, Angel). (Entered: 04/12/2019)
04/12/2019		<b>NOTICE OF DOCKET MODIFICATION</b> and Set Deadlines as to <u>155</u> MOTION to substitute attorney. Suggestions in opposition/response due by 4/26/2019 unless otherwise directed by the court. (Geiser, Angel) (Entered: 04/15/2019)
04/15/2019	156	ORDER: Before the Court is Substitution of Counsel. (Doc. #155). The Court construes the notice as a motion to withdraw in accordance with Local Rule 83.2. For good cause stated the motion is granted. Attorney Doug Shull is withdrawn as counsel of record for Defendants. Signed on 4/15/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 04/15/2019)
04/15/2019	157	ORDER: Before this Court are Plaintiff's Motion to Intervene as Class Representative (Doc. #149), Request for Docket Sheets or Status of this Case (Doc. #152), and Request for Set of 1983 Forms & Status of Case (Doc. #153). Based on Plaintiffs' counsel's representation that Mr. Cooper wishes to withdraw his Motion to Intervene as Class Representative, and that Plaintiffs' counsel will keep Mr. Cooper informed of the status of this case and share relevant documents with Mr. Cooper, the Motions are denied as moot. Signed on 4/15/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 04/15/2019)
04/16/2019	<u>158</u>	NOTICE of appearance by Michael Pritchett on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus (Attorney Michael Pritchett added to party Gary Dusenberg(pty:dft), Attorney Michael Pritchett added to party Paul Fitzwater(pty:dft), Attorney Michael Pritchett added to party Kenneth Jones(pty:dft), Attorney Michael Pritchett added to party Ellis McSwain, Jr(pty:dft), Attorney Michael Pritchett added to party Anne L. Precythe(pty:dft), Attorney Michael Pritchett added to party Martin Rucker(pty:dft), Attorney Michael Pritchett added to party Don Ruzicka(pty:dft), Attorney Michael Pritchett added to party Jim Wells(pty:dft), Attorney Michael Pritchett added to party Jennifer Zamkus(pty:dft))(Pritchett, Michael) (Entered: 04/16/2019)
05/15/2019	<u>159</u>	NOTICE of filing – Pro Se Entry of Appearance to Join Class Action by Mason Garrett. (Attachments: # <u>1</u> Envelope)(Ellis, Lindsey) (Entered: 05/15/2019)

05/29/2019	<u>161</u>	NOTICE of filing " <i>Defendants' Response to Pro Se Motion of Mason Garrett to Join this Class Action and Proceed Separately</i> " by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus re <u>159</u> Notice of filing (Pritchett, Michael) (Entered: 05/29/2019)
05/29/2019	<u>162</u>	RESPONSE to motion to <i>Proceed Separately &amp; Request for Additional Time to Respond</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 6/12/2019 unless otherwise directed by the court. (Breihan, Amy) (Entered: 05/29/2019)
05/30/2019	163	ORDER: Before the Court is Plaintiffs' Response to Pro Se Motion to Proceed Separately and Request for Additional Time to Respond. (Doc. #162). For good cause stated, Plaintiffs' request is granted. Plaintiffs are granted an extension of time until and including June 28, 2019, to respond to Mason Garrett's pro se motion to proceed separately. Signed on 5/30/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 05/30/2019)
05/30/2019		Set Deadlines as to <u>159</u> NOTICE of filing – Pro Se Entry of Appearance to Join Class Action by Mason Garrett. Suggestions in opposition/response due by 6/28/2019 unless otherwise directed by the court. (Ellis, Lindsey) (Entered: 05/30/2019)
06/12/2019	<u>164</u>	PRO SE NOTICE of filing– Entry of appearance by Daniel S. Thorsen (Attachments: # <u>1</u> Envelope)(Ellis, Lindsey) (Entered: 06/12/2019)
06/14/2019	<u>165</u>	PRO SE NOTICE of filing– Request for Attorney by Darrell C Smith (Ellis, Lindsey) Modified on 6/14/2019 to <b>restrict document to case participants only</b> due to personal identifiers. (Ellis, Lindsey). (Entered: 06/14/2019)
06/24/2019	<u>166</u>	NOTICE of filing <i>Plaintiffs' Response to Pro Se Motion to Intervene</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse re <u>159</u> Notice of filing (Breihan, Amy) (Entered: 06/24/2019)
06/25/2019	<u>167</u>	NOTICE of filing " <i>Defendants' Response to Pro Se Motion of Daniel S. Thorsen to Join this Class Action and Proceed Separately</i> " by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus re <u>164</u> Notice of filing (Pritchett, Michael) (Entered: 06/25/2019)
06/28/2019	<u>168</u>	ORDERED: Mr. Garretts pro se motion to intervene (Doc. #159) is DENIED. Signed on 6/28/19 by District Judge Stephen R. Bough. Copy of this order mailed to: Mason Garrett, Pulaski Co. Jail, 301 Historic 66 E., Suite 136, Waynesville, MO 65583. (Diefenbach, Tracy) (Entered: 06/28/2019)
06/28/2019	<u>169</u>	ORDERED: Mr. Thorsens pro se motion to intervene (Doc. #164) is DENIED. Signed on 6/28/19 by District Judge Stephen R. Bough. Copy of this order mailed to: Daniel S. Thorsen, c/o Amanda Moran, 24245 Thames Lane, St. Robert, MO 65584. (Diefenbach, Tracy) (Entered: 06/28/2019)
07/01/2019	170	ORDER: On June 14, 2019, purported class member Darell C. Smith filed a motion in this case requesting the Court appoint him a new attorney, citing difficulty contacting Plaintiffs' counsel (Doc. #165). The Court directs Plaintiffs' counsel to file a response to this motion on or before July 8, 2019. Signed on 7/1/19 by District Judge Stephen R. Bough. Copy of this text order mailed to: Darrell C. Smith, 705 Virginia Avenue, Kansas City, MO 64106. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 07/01/2019)
07/08/2019	<u>171</u>	NOTICE of filing <i>PLAINTIFFS RESPONSE TO PRO SE MOTION FOR APPOINTMENT OF COUNSEL</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse re 170 Order., <u>165</u> Notice of filing (Breihan, Amy) (Entered: 07/08/2019)
07/09/2019	<u>172</u>	ORDER: Mr. Smiths pro se motion to intervene and challenge the effectiveness of class counsel (Doc. #165) is DENIED. Signed on 7/9/19 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Copy of this order mailed to Darell C. Smith, 705 Virginia Avenue, Kansas City, MO 64106.

		Modified on 7/24/2019 to reflect copy of this Order has been mailed to: Darrel C. Smith at 11410 Coco Pah Street; Avondale, AZ 85323, address provided by Mr. Smith via phone call 7/24/19 (Ellis, Lindsey). (Entered: 07/09/2019)
08/07/2019	<u>173</u>	PRO SE NOTICE of filing – Request for filings in this case by Dennis L Morris (Attachments: # <u>1</u> Envelope)(Ellis, Lindsey) (Entered: 08/07/2019)
08/08/2019	<u>174</u>	MAIL RETURNED as return to sender/ unclaimed. Mail sent to Darrel C Smith. (Related document(s) <u>172</u> ) (Ellis, Lindsey) (Entered: 08/08/2019)
08/12/2019	<u>175</u>	ORDER: Before the Court is a letter from Dennis L. Morris construed by the Court as a pro se motion for copies of pleadings. (Doc. #173). Mr. Morris's motion is DENIED. Signed on 8/12/19 by District Judge Stephen R. Bough.  Copy of this Order has been mailed to: Dennis L Morris #177325; Wyandotte County Sheriff's Office; 710 N. 7th St; Ste 20; Kansas City, KS 66101 (Ellis, Lindsey) (Entered: 08/12/2019)
08/23/2019	<u>176</u>	PRO SE MOTION filed by Dennis L. Morris. Suggestions in opposition/response due by 9/6/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Envelope)(Kern, Kendra) (Entered: 08/23/2019)
08/28/2019	<u>177</u>	SUGGESTIONS in opposition re <u>176</u> MOTION for order filed by Michael Pritchett on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. Reply suggestions due by 9/11/2019 unless otherwise directed by the court. (Related document(s) <u>176</u> ) (Pritchett, Michael) (Entered: 08/28/2019)
09/06/2019	<u>178</u>	RESPONSE to motion re <u>176</u> MOTION for order filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 9/20/2019 unless otherwise directed by the court. (Breihan, Amy) (Entered: 09/06/2019)
09/09/2019	<u>179</u>	ORDER denying <u>176</u> <i>pro se</i> motion requesting a claim for money damages be added to this case. Signed on 9/9/2019 by District Judge Stephen R. Bough. (Woods, Gloria) Modified on 9/11/2019 to note that on this date, copy of the Order was mailed to: Dennis L Morris #177325; Wyandotte County Sheriff's Office; 710 N. 7th St; Ste 20; Kansas City, KS 66101(Woods, Gloria). (Entered: 09/09/2019)
09/18/2019	<u>180</u>	PRO SE MOTION copies filed by Dennis Morris. Suggestions in opposition/response due by 10/2/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Envelope)(Kern, Kendra) (Entered: 09/18/2019)
09/19/2019	<u>181</u>	PRO SE NOTICE of filing– by Dennis L. Morris re <u>180</u> MOTION for order (Attachments: # <u>1</u> Envelope)(Ellis, Lindsey) (Entered: 09/19/2019)
09/30/2019	<u>182</u>	NOTICE of filing <i>Defendant's Response to Pro Se Motion of Dennis L. Morris to Reconsider Denial of Intervention</i> by Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus re <u>181</u> Notice of filing (Pritchett, Michael) (Main Document 182 replaced on 9/30/2019) (Geiser, Angel). (Entered: 09/30/2019)
10/02/2019	<u>183</u>	SUGGESTIONS in opposition re <u>180</u> MOTION for order <i>Reconsideration</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 10/16/2019 unless otherwise directed by the court. (Related document(s) <u>180</u> ) (Breihan, Amy) (Entered: 10/02/2019)
10/04/2019	<u>184</u>	STATUS REPORT <i>Joint Status Report</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill. (Crane, Megan) (Entered: 10/04/2019)
10/07/2019	185	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 10/17/2019 12:00 PM in Chambers before District Judge Stephen R. Bough. In person status conference set for 10/17/19 at 9:30 a.m. is cancelled. (Diefenbach, Tracy) Conference call information emailed to counsel. (Entered: 10/07/2019)

10/07/2019		NOTICE OF HEARING CANCELLATION – The Pretrial Conference (Status conference) scheduled for 10/17/19 at 9:30 a.m. has been cancelled. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 10/07/2019)
10/16/2019	<u>186</u>	Emergency MOTION for hearing <i>Regarding Remedy</i> filed by Megan G Crane on behalf of All Plaintiffs. Suggestions in opposition/response due by 10/30/2019 unless otherwise directed by the court. (Crane, Megan) (Entered: 10/16/2019)
10/16/2019	<u>187</u>	SUGGESTIONS in support re <u>186</u> Emergency MOTION for hearing <i>Regarding Remedy</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit Interrogatories, # <u>2</u> Exhibit Requests for Production)(Related document(s) <u>186</u> ) (Crane, Megan) (Entered: 10/16/2019)
10/17/2019	188	Minute Entry. On October 17, 2019, the Court held a telephone conference regarding Plaintiffs' Motion for Emergency Evidentiary Hearing Regarding Remedy (Doc. #186). As discussed during the telephone conference, Defendants are ordered to respond to Plaintiffs' interrogatories and requests for production on or before November 7, 2019. The parties are ordered to meet and confer to schedule depositions to take place after the November 7, 2019, discovery response deadline. The parties are ordered to appear for the evidentiary hearing scheduled for 8:30 a.m. on December 16, 2019, in Courtroom 4B in Jefferson City, Missouri. The Court will allot 6 hours for the evidentiary hearing. Time in court: 12:20 pm to 12:30 pm. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 10/17/2019)
10/17/2019	<u>189</u>	CERTIFICATE OF SERVICE by All Plaintiffs filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 10/17/2019)
10/22/2019	<u>190</u>	PRO SE NOTICE of filing – By Dennis L. Morris re <u>183</u> Suggestions in Opposition to Motion, (Attachments: # <u>1</u> Envelope)(Woods, Gloria) (Entered: 10/22/2019)
10/25/2019	<u>191</u>	CERTIFICATE OF SERVICE by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus " <i>Certificate of Service–Defendant Precythe's Interrogatories and Request for Production of Documents to Plaintiff</i> " filed by Michael Pritchett on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Pritchett, Michael) (Entered: 10/25/2019)
10/25/2019	<u>192</u>	ORDERED: Mr. Morris's pro se motion for copies (Doc. #180) and pro se motion requesting a claim for money damages be added to this case (Doc. #181) are denied. Signed on 10/25/19 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Mailed copy of order to Mr. Morris at Wyandotte Co. Adult Detention Center, 710 N. 7th Street, Kansas City, KS 66101. (Woods, Gloria). (Entered: 10/25/2019)
10/29/2019		NOTICE OF HEARING CANCELLATION – The Bench Trial scheduled for 11/18/19 at 9:00 a.m. has been cancelled. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) Docket entry for daily docket purposes. No notice sent. (Entered: 10/29/2019)
11/01/2019	193	Before this Court is the Plaintiffs' Motion for Emergency Order (Doc. #186). Pursuant to the phone conference of October 17, 2019, the Motion is granted and the hearing scheduled for December 16, 2019 at 8:30 am in Courtroom 4B in Jefferson City, Missouri. Signed on 11/1/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/01/2019)
11/01/2019	<u>194</u>	MOTION to dismiss for lack of jurisdiction " <i>Defendants' Motion to Dismiss as Moot and for Failure to Join an Indispensable Party</i> " filed by Michael Pritchett on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Suggestions in opposition/response due by 11/15/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Exhibit Exhibit E, # <u>6</u> Exhibit Exhibit F, # <u>7</u> Exhibit Exhibit G, # <u>8</u> Exhibit Exhibit H, # <u>9</u> Exhibit Exhibit I, # <u>10</u> Exhibit Exhibit J, # <u>11</u> Exhibit Exhibit K, # <u>12</u> Exhibit Exhibit L, # <u>13</u> Exhibit Exhibit M, # <u>14</u> Exhibit Exhibit N, #



		<u>15</u> Exhibit Exhibit O, # <u>16</u> Exhibit Exhibit P, # <u>17</u> Exhibit Exhibit Q, # <u>18</u> Exhibit Exhibit R)(Pritchett, Michael) (Entered: 11/01/2019)
11/04/2019	<u>195</u>	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Oral Argument on <u>194</u> MOTION to dismiss for lack of jurisdiction "Defendants' Motion to Dismiss as Moot and for Failure to Join an Indispensable Party" set for 12/16/2019 08:30 AM in Courtroom 4B, Jefferson City (VDJJC) before District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 11/04/2019)
11/04/2019	<u>196</u>	Second NOTICE to take deposition of Missouri Department of Corrections filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 11/04/2019)
11/07/2019	<u>197</u>	CERTIFICATE OF SERVICE by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus "Certificate of Service – Defendants Responses and Objections to Plaintiffs Third Set of Interrogatories and Fourth Request for Production" filed by Michael Pritchett on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Pritchett, Michael) (Entered: 11/07/2019)
11/12/2019	<u>198</u>	Amended NOTICE to take deposition of MDOC filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 11/12/2019)
11/15/2019	<u>199</u>	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 11/18/2019 11:00 AM in Chambers before District Judge Stephen R. Bough. A memorandum of the discovery dispute, not to exceed two pages in length, should be emailed by each party no later than twenty-four hours prior to the teleconference to Tracy Diefenbach at Tracy_Diefenbach@mow.uscourts.gov. Conference call information emailed to counsel.(Woods, Gloria) (Entered: 11/15/2019)
11/15/2019	<u>200</u>	Consent MOTION for leave to file excess pages <i>in Response to Defendants' Second Motion to Dismiss</i> filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 11/29/2019 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit 1 (Proposed Suggestions in Opposition))(Breihan, Amy) (Entered: 11/15/2019)
11/18/2019	<u>201</u>	Before the Court is Plaintiffs' Consent Motion to Exceed Page Limitation and Suggestions in Support. (Doc. #200). For good cause stated the Motion is granted. Plaintiffs are granted leave to file their response to Defendants' Motion to Dismiss in a length up to and including 17 pages. Signed on 11/18/19 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/18/2019)
11/18/2019	<u>202</u>	SUGGESTIONS in opposition re <u>194</u> MOTION to dismiss for lack of jurisdiction "Defendants' Motion to Dismiss as Moot and for Failure to Join an Indispensable Party" filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 12/2/2019 unless otherwise directed by the court. (Related document(s) <u>194</u> ) (Breihan, Amy) (Entered: 11/18/2019)
11/18/2019	<u>203</u>	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 11/18/2019. Time in court: 11:00 am to 11:35 am. To order a transcript of this hearing please contact Jean Crawford, 816-512-5642, jean_crawford@mow.uscourts.gov. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 11/18/2019)
11/18/2019	<u>204</u>	On November 18, 2019, this Court conducted a discovery dispute teleconference. Counsel are ordered to meet and confer about the discovery sought by Defendants. Counsel shall reconvene for a teleconference to apprise the Court of their progress on Thursday, November 21, at 1:00 PM. Conference call information has been previously provided to Counsel. Signed on 11/18/2019 by District Judge Stephen R. Bough. <b>This</b>

		is a TEXT ONLY ENTRY. No document is attached. (Houston, Kiambu) (Entered: 11/18/2019)
11/21/2019	<u>205</u>	NOTICE of appearance by Anthony Gonzalez on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus (Attorney Anthony Gonzalez added to party Gary Dusenberg(pty:dft), Attorney Anthony Gonzalez added to party Paul Fitzwater(pty:dft), Attorney Anthony Gonzalez added to party Kenneth Jones(pty:dft), Attorney Anthony Gonzalez added to party Ellis McSwain, Jr(pty:dft), Attorney Anthony Gonzalez added to party Anne L. Precythe(pty:dft), Attorney Anthony Gonzalez added to party Martin Rucker(pty:dft), Attorney Anthony Gonzalez added to party Don Ruzicka(pty:dft), Attorney Anthony Gonzalez added to party Jim Wells(pty:dft), Attorney Anthony Gonzalez added to party Jennifer Zamkus(pty:dft))(Gonzalez, Anthony) (Entered: 11/21/2019)
11/21/2019	<u>206</u>	NOTICE of appearance by Matthew G. Kimminau on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus (Attorney Matthew G. Kimminau added to party Gary Dusenberg(pty:dft), Attorney Matthew G. Kimminau added to party Paul Fitzwater(pty:dft), Attorney Matthew G. Kimminau added to party Kenneth Jones(pty:dft), Attorney Matthew G. Kimminau added to party Ellis McSwain, Jr(pty:dft), Attorney Matthew G. Kimminau added to party Anne L. Precythe(pty:dft), Attorney Matthew G. Kimminau added to party Martin Rucker(pty:dft), Attorney Matthew G. Kimminau added to party Don Ruzicka(pty:dft), Attorney Matthew G. Kimminau added to party Jim Wells(pty:dft), Attorney Matthew G. Kimminau added to party Jennifer Zamkus(pty:dft))(Kimminau, Matthew) (Entered: 11/21/2019)
11/21/2019	207	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 11/21/2019. Time in court: 1:00 pm to 1:10 pm. To order a transcript of this hearing please contact Katie Wirt, 816-512-5608, katie_wirt@mow.uscourts.gov. This is a TEXT ONLY ENTRY. No document is attached. (Ellis, Lindsey) (Entered: 11/21/2019)
11/21/2019	208	ORDER: On November 21, 2019, this Court conducted a discovery dispute teleconference. As discussed, the parties are ordered to conduct discovery in accordance with the compromise set forth on pages 23 of Plaintiffs' November 20, 2019, discovery dispute memorandum. Oral argument on Defendants' Motion to Dismiss as Moot and for Failure to Join an Indispensable Party (Doc. #194) will occur as scheduled on December 16, 2019, for a duration of one hour, with 30 minutes of argument per side. The evidentiary hearing regarding remedy is postponed. The Court will contact the parties to reschedule. Signed on 11/21/19 by District Judge Stephen R. Bough. This is a TEXT ONLY ENTRY. No document is attached. (Ellis, Lindsey) (Entered: 11/21/2019)
11/25/2019	209	AMENDED NOTICE OF HEARING – This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached. Oral Argument set on <u>194</u> MOTION to dismiss for lack of jurisdiction "Defendants' Motion to Dismiss as Moot and for Failure to Join an Indispensable Party" reset for 12/16/2019 01:30 PM in Courtroom 4B, Jefferson City (VDJJC) before District Judge Stephen R. Bough. (Diefenbach, Tracy) PLEASE NOTE CHANGE IN TIME ONLY. (Entered: 11/25/2019)
11/27/2019	210	NOTICE OF HEARING – This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached. Evidentiary Hearing set for 2/6/2020 09:00 AM and 2/7/2020 09:00 AM in Courtroom 7B, Kansas City (SRB) before District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 11/27/2019)
12/02/2019	<u>211</u>	REPLY SUGGESTIONS to motion re <u>194</u> MOTION to dismiss for lack of jurisdiction "Defendants' Motion to Dismiss as Moot and for Failure to Join an Indispensable Party" filed by Michael Pritchett on behalf of Defendants Gary Dusenberg, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. (Attachments: # <u>1</u> Exhibit Exhibit S, # <u>2</u> Exhibit Exhibit T)(Related document(s) <u>194</u> ) (Pritchett, Michael) (Entered: 12/02/2019)
12/03/2019	<u>212</u>	ELECTRONIC TRANSCRIPT of Discovery Dispute – Teleconference held 11/18/2019 before Judge Stephen R. Bough. Court Reporter: Jean Crawford, 816-512-5642, jean_crawford@mow.uscourts.gov. Number of pages: 23. NOTICE

		RE: REDACTION OF TRANSCRIPTS: Within 7 calendar days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the parties' intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at <a href="http://www.mow.uscourts.gov">www.mow.uscourts.gov</a> . Please read this policy carefully. <b>NOTICE: Attorneys must contact the court reporter for copies during this 90 day period. Notice of Intent to File Redaction of Transcripts due by 12/10/2019 unless otherwise directed by the court. Release of Transcript Restriction set for 2/28/2020.</b> (Crawford, Jean) (Entered: 12/03/2019)
12/03/2019	<u>213</u>	NOTICE OF INTENT TO REDACT " <i>Defendants' Notice of No Intent to Redact</i> " by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus re <u>212</u> Electronic Transcript. <b>Redactions to transcript due by 12/23/2019 unless otherwise directed by the court.</b> (Pritchett, Michael) (Entered: 12/03/2019)
12/11/2019	<u>214</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>Fifth Request for Production</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 12/11/2019)
12/13/2019	<u>215</u>	Third NOTICE to take deposition of Missouri Department of Corrections filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 12/13/2019)
12/16/2019	216	Minute Entry. Proceedings held before District Judge Stephen R. Bough: ORAL ARGUMENT held on 12/16/2019. Counsel appearing for Plaintiff(s): Amy Breihan and Megan Crane. Counsel appearing for Defendant(s): Michael Pritchett and Matthew Kimminau. Time in court: 1:25 p.m. to 2:35 p.m. To order a transcript of this hearing please contact Judy Moore, 816-512-5622, <a href="mailto:judy_moore@mow.uscourts.gov">judy_moore@mow.uscourts.gov</a> . <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 12/16/2019)
12/19/2019	<u>217</u>	ORDER denying <u>194</u> motion to dismiss. Signed on 12/19/19 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 12/19/2019)
12/20/2019	<u>218</u>	Amended NOTICE to take deposition of MDOC filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 12/20/2019)
12/20/2019	<u>219</u>	CERTIFICATE OF SERVICE by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse <i>Answers and Objections to RFP and Interrogatories</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 12/20/2019)
12/20/2019	<u>220</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>Sixth Requests for Production</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 12/20/2019)
01/08/2020	<u>221</u>	MAIL RETURNED as Return to Sender Unable to Forward Mail sent to Darrell C Smith. (Related document(s) <u>172</u> ) (Ellis, Lindsey) (Entered: 01/08/2020)
01/10/2020	222	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 1/13/2020 01:30 PM in Chambers before District Judge Stephen R. Bough. (Diefenbach, Tracy) Conference call information emailed to counsel. (Entered: 01/10/2020)
01/10/2020	<u>223</u>	CERTIFICATE OF SERVICE by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus " <i>COS-Defendants Response and Objections to Plaintiff's Fifth Set Request for Production to Defendants</i> " filed by Michael Pritchett on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Pritchett, Michael) (Entered: 01/10/2020)

01/13/2020	224	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 1/13/2020 Counsel appearing for Plaintiff(s): Amy Breihan and Megan Crane. Counsel appearing for Defendant(s): Michael Pritchett and Matthew Kimminau. Time in court: 1:30 pm to 2:05 pm. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 01/13/2020)
01/13/2020	225	On January 13, 2020, this Court conducted a telephone conference. As discussed, the evidentiary hearing scheduled for February 6-7, 2020, is continued. The parties are directed to confer and e-mail Tracy Diefenbach with new hearing dates on or before January 15, 2020. The parties may file pre-hearing briefs one week before the to-be-scheduled hearing. The Court further orders the deadline for issuing discovery requests is set for January 17, 2020. Signed on 1/13/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 01/13/2020)
01/15/2020	226	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Evidentiary Hearing set for 4/9/2020 and 4/10/2020 09:00 AM in Courtroom 7B, Kansas City (SRB) before District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 01/15/2020)
01/15/2020	<u>227</u>	Amended NOTICE to take deposition of MDOC filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/15/2020)
01/17/2020	<u>228</u>	Amended NOTICE to take deposition of MDOC filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/17/2020)
01/21/2020	<u>229</u>	CERTIFICATE OF SERVICE by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus " <i>Defendants Response and Objections to Plaintiffs' Sixth Set of Request for Production</i> " filed by Michael Pritchett on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Pritchett, Michael) (Entered: 01/21/2020)
01/22/2020	<u>230</u>	NOTICE to take deposition of Mary Gaines filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/22/2020)
01/22/2020	<u>231</u>	NOTICE to take deposition of James Weston filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/22/2020)
01/22/2020	<u>232</u>	NOTICE to take deposition of Donald Culbertson filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/22/2020)
01/22/2020	<u>233</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>Fourth Set of Interrogatories</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/22/2020)
01/22/2020	<u>234</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>Seventh Request for Production</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/22/2020)
01/23/2020	<u>235</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>Supplemental Answers and Objections to First Interrogatories</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 01/23/2020)
01/24/2020	<u>236</u>	CERTIFICATE OF SERVICE by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus " <i>COS-Defendants Supplemental Response and Objections to Plaintiff's Sixth Set Request for Production to Defendants</i> " filed by Michael Pritchett on behalf of



		Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Pritchett, Michael) (Entered: 01/24/2020)
01/31/2020	<u>237</u>	ELECTRONIC TRANSCRIPT of Oral Argument held 12/16/2019 before Judge Stephen R. Bough. Court Reporter: Judy Moore, 816-512-5622, judy_moore@mow.uscourts.gov. Number of pages: 46. NOTICE RE: REDACTION OF TRANSCRIPTS: Within 7 calendar days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the parties' intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at www.mow.uscourts.gov. Please read this policy carefully. <b>NOTICE: Attorneys must contact the court reporter for copies during this 90 day period. Notice of Intent to File Redaction of Transcripts due by 2/7/2020 unless otherwise directed by the court. Release of Transcript Restriction set for 4/27/2020.</b> (Moore, Judy) (Entered: 01/31/2020)
01/31/2020	<u>238</u>	NOTICE OF INTENT TO REDACT by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus re <u>237</u> Electronic Transcript. <b>Redactions to transcript due by 2/18/2020 unless otherwise directed by the court.</b> (Pritchett, Michael) (Entered: 01/31/2020)
02/03/2020	<u>239</u>	NOTICE OF INTENT TO REDACT by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse re <u>237</u> Electronic Transcript. <b>Redactions to transcript due by 2/18/2020 unless otherwise directed by the court.</b> (Breihan, Amy) (Entered: 02/03/2020)
02/04/2020	<u>240</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>Second Supplemental Response to First Interrogatories</i> filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 02/04/2020)
02/07/2020	<u>241</u>	CERTIFICATE OF SERVICE by All Plaintiffs <i>of Addendum to Expert Report</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Breihan, Amy) (Entered: 02/07/2020)
02/13/2020	<u>242</u>	Amended NOTICE to take deposition of Mary Gaines filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 02/13/2020)
02/13/2020	<u>243</u>	Amended NOTICE to take deposition of Donald Culbertson filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 02/13/2020)
02/13/2020	<u>244</u>	Amended NOTICE to take deposition of James Weston filed by Megan G Crane on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse.(Crane, Megan) (Entered: 02/13/2020)
02/14/2020	<u>245</u>	MOTION for extension of time " <i>Defendants' Consent Motion for Extension of Time in Due Date of Interrogatory Responses</i> " filed by Michael Pritchett on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. Suggestions in opposition/response due by 2/28/2020 unless otherwise directed by the court. (Pritchett, Michael) (Entered: 02/14/2020)
02/14/2020	246	ORDER: Before the Court is Defendants' Consent Motion for Extension of Time in Due Date of Interrogatory Responses. (Doc. #245). For good cause stated the Motion is granted. Defendants are granted an extension of time until and including February 28, 2020, to respond to Plaintiffs' Fourth Set of Interrogatories to Defendants. Signed on 2/14/2020 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Ellis, Lindsey) (Entered: 02/14/2020)
02/21/2020	<u>247</u>	CERTIFICATE OF SERVICE by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus

		"Certificate of Service–Defendants Response and Objections to Plaintiffs Seventh Set of Requests for Production to Defendants" filed by Matthew G. Kimminau on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Kimminau, Matthew) (Entered: 02/21/2020)
02/28/2020	<u>248</u>	CERTIFICATE OF SERVICE by Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus "Certificate of Service–Defendants Answers and Objections to Plaintiffs Fourth Set of Interrogatories" filed by Michael Pritchett on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus.(Pritchett, Michael) (Entered: 02/28/2020)
03/23/2020		NOTICE OF HEARING CANCELLATION – The Evidentiary Hearing scheduled for 4/9/20 and 4/10/20 has been cancelled. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 03/23/2020)
03/24/2020	249	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Evidentiary Hearing reset for 6/10/2020 09:00 and 6/11/2020 10:00 AM in Courtroom 7B, Kansas City (SRB) before District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 03/24/2020)
03/25/2020	<u>250</u>	Emergency MOTION for order Relief Pursuant to All Writs Act filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 4/8/2020 unless otherwise directed by the court. (Breihan, Amy) (Entered: 03/25/2020)
03/25/2020	<u>251</u>	SUGGESTIONS in support re <u>250</u> Emergency MOTION for order Relief Pursuant to All Writs Act filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit 1 (Dr. Stern Dec.), # <u>2</u> Exhibit 2 (Dr. Beyrer Dec.), # <u>3</u> Exhibit 3 (Dec. of Medical Professionals), # <u>4</u> Exhibit 4 (EXiT Statement), # <u>5</u> Exhibit 5 (NJ Consent Order), # <u>6</u> Exhibit 6 (Amend at UCSF Guidance), # <u>7</u> Exhibit 7 (Defs' Interrogatory Responses), # <u>8</u> Exhibit 8 (J. Weston Depo.))(Related document(s) <u>250</u> ) (Breihan, Amy) (Entered: 03/25/2020)
03/26/2020	252	NOTICE OF HEARING – <b>This is the official notice for this hearing. This is a TEXT ONLY ENTRY. No document is attached.</b> Telephone Conference set for 3/30/2020 10:15 AM in Chambers before District Judge Stephen R. Bough. (Diefenbach, Tracy) Conference call information emailed to counsel. (Entered: 03/26/2020)
03/30/2020	253	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 3/30/2020. Order to be entered. Counsel appearing for Plaintiff(s): Amy Breihan and Megan Crane. Counsel appearing for Defendant(s): Michael Pritchett. Time in court: 10:15 am to 10:25 am. To order a transcript of this hearing please contact Gayle Wambolt, 816–512–5641, gayle_wambolt@mow.uscourts.gov. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 03/30/2020)
03/30/2020	254	ORDER: On March 30, 2020, the Court conducted a telephone conference. As discussed during the telephone conference, Defendants' response to Plaintiffs' Emergency Motion for Relief Pursuant to All Writs Act (Doc. #250) is due on or before April 3, 2020. Plaintiffs' reply is due on or before April 6, 2020. A hearing on the motion shall be conducted via telephone conference at 10:15 am on April 7, 2020. Counsel shall use the same conference call information previously emailed to them. Signed on 3/30/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 03/30/2020)
04/03/2020	<u>255</u>	SUGGESTIONS in opposition re <u>250</u> Emergency MOTION for order Relief Pursuant to All Writs Act filed by Jeremiah Joseph Morgan, Sr on behalf of Defendants Gary Dusenber, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Don Ruzicka, Jim Wells, Jennifer Zamkus. Reply suggestions due by 4/17/2020 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit A)(Related document(s) <u>250</u> ) (Attorney Jeremiah Joseph Morgan, Sr added to party Gary Dusenber(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Paul Fitzwater(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Kenneth Jones(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Ellis McSwain,

		Jr(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Anne L. Precythe(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Martin Rucker(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Don Ruzicka(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Jim Wells(pty:dft), Attorney Jeremiah Joseph Morgan, Sr added to party Jennifer Zamkus(pty:dft))(Morgan, Jeremiah) (Entered: 04/03/2020)
04/06/2020	<u>256</u>	MOTION for leave to file <i>Supplemental Briefing</i> filed by Matthew G. Kimminau on behalf of All Defendants. Suggestions in opposition/response due by 4/20/2020 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit B)(Kimminau, Matthew) (Entered: 04/06/2020)
04/06/2020	<u>257</u>	MOTION for leave to file <i>Reply Suggestions in Excess of Page Limitation</i> filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 4/20/2020 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit 1 (Proposed Reply Suggestions, with exhibits))(Breihan, Amy) (Entered: 04/06/2020)
04/07/2020	258	Before the Court is Plaintiffs' Motion for Leave to Exceed Page Limitation and Suggestions in Support (Doc. #257). For good cause stated the Motion is granted. Plaintiffs are granted leave to file reply suggestions in support of their motion for emergency relief in a length up to and including 24 pages. Additionally, before the Court is Defendants' Motion for Leave to File Supplemental Briefing (Doc. #256). For good cause stated the Motion is granted. Signed on 4/7/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 04/07/2020)
04/07/2020	<u>259</u>	REPLY SUGGESTIONS to motion re <u>250</u> Emergency MOTION for order Relief Pursuant to All Writs Act filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit A (Salm Dec.), # <u>2</u> Exhibit B (Boyd Dec.), # <u>3</u> Exhibit C (Gallagher Dec.), # <u>4</u> Exhibit D (Sudenberg Dec.), # <u>5</u> Exhibit E (Thompson Salm Dec.))(Related document(s) <u>250</u> ) (Breihan, Amy) (Entered: 04/07/2020)
04/07/2020	260	Minute Entry. Proceedings held before District Judge Stephen R. Bough: TELEPHONE CONFERENCE held on 4/7/2020. Telephone Hearing held on <u>250</u> Plaintiffs' Emergency Motion for Relief Pursuant to All Writs Act. Counsel appearing for Plaintiff(s): Amy Breihan. Counsel appearing for Defendant(s): Michael Pritchett. Time in court: 10:15 am to 11:00 am. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 04/07/2020)
04/15/2020	<u>261</u>	Before the Court is Plaintiffs Emergency Motion for Relief Pursuant to All Writs Act. (Doc. #250). The Court has considered the parties arguments set forth in the briefing and asserted at oral argument. For the reasons stated, the motion is DENIED. Signed on 4/15/2020 by District Judge Stephen R. Bough. (Houston, Kiambu) (Entered: 04/15/2020)
04/27/2020	<u>262</u>	PRO SE MOTION to join filed by Daunte Smith. Suggestions in opposition/response due by 5/11/2020 unless otherwise directed by the court. (Houston, Kiambu) (Entered: 04/28/2020)
05/05/2020	<u>263</u>	SUGGESTIONS in opposition re <u>262</u> MOTION to join filed by Michael Pritchett on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. Reply suggestions due by 5/19/2020 unless otherwise directed by the court. (Related document(s) <u>262</u> ) (Pritchett, Michael) (Entered: 05/05/2020)
05/06/2020	<u>264</u>	SUGGESTIONS in opposition re <u>262</u> MOTION to join filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 5/20/2020 unless otherwise directed by the court. (Related document(s) <u>262</u> ) (Breihan, Amy) (Entered: 05/06/2020)
05/07/2020	<u>265</u>	ORDER denying pro se motion to join. (Doc. #159). Signed on 5/7/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (A copy of this order was mailed to

		Daunte Smith B Wing, Mississippi County Jail, 200 West Commercial Street, Charleston, MO 63834 on 5/7/2020.) (Melvin, Greg) (Entered: 05/07/2020)
05/26/2020	<u>266</u>	MOTION for Writ of Habeas Corpus ad testificandum filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 6/9/2020 unless otherwise directed by the court. (Breihan, Amy) (Entered: 05/26/2020)
05/26/2020	<u>267</u>	MOTION for Writ of Habeas Corpus ad testificandum filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 6/9/2020 unless otherwise directed by the court. (Breihan, Amy) (Entered: 05/26/2020)
05/26/2020	<u>268</u>	MOTION for Writ of Habeas Corpus ad testificandum filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 6/9/2020 unless otherwise directed by the court. (Breihan, Amy) (Entered: 05/26/2020)
05/28/2020	<u>269</u>	MOTION for Writ of Habeas Corpus ad testificandum <i>for Amy Campbell</i> filed by Megan G Crane on behalf of All Plaintiffs. Suggestions in opposition/response due by 6/11/2020 unless otherwise directed by the court. (Crane, Megan) (Entered: 05/28/2020)
05/28/2020	<u>270</u>	MOTION for Writ of Habeas Corpus ad testificandum <i>Dammeon Binion</i> filed by Megan G Crane on behalf of All Plaintiffs. Suggestions in opposition/response due by 6/11/2020 unless otherwise directed by the court. (Crane, Megan) (Entered: 05/28/2020)
05/29/2020	<u>271</u>	MOTION to withdraw as attorney filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 6/12/2020 unless otherwise directed by the court. (Breihan, Amy) (Entered: 05/29/2020)
06/01/2020	272	Before the Court is a Motion to Withdraw as Counsel of Record. (Doc. #271). For good cause stated the Motion is granted. Attorney Sheila A. Bedi is removed as counsel of record for Plaintiffs. Signed on 6/1/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) Modified on 6/1/2020 to correct entry. Notice regenerated. (Diefenbach, Tracy). (Entered: 06/01/2020)
06/01/2020	<u>273</u>	APPLICATION for Writ of of Habeas Corpus Ad Testificandum <i>Darius Hunt</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Crane, Megan) (Entered: 06/01/2020)
06/02/2020	<u>274</u>	ORDER granting <u>268</u> motion for Writ of Habeas Corpus ad testificandum for Shawna Lipe. Signed on 6/2/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020		Writ of Habeas Corpus ad Testificandum issued for Shawna Lipe to appear on 6/10/20. This is a text entry only – no document is attached. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020	<u>275</u>	ORDER re <u>273</u> Application for Writ for Darius Hunt. Signed on 6/2/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020		Writ of Habeas Corpus ad Testificandum issued for Darius Hunt to appear on 6/10/20. This is a text entry only – no document is attached. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020	<u>276</u>	ORDER granting <u>266</u> motion for Writ of Habeas Corpus ad testificandum for Charles Braxton. Signed on 6/2/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020		Writ of Habeas Corpus ad Testificandum issued for Charles Braxton to appear on 6/10/20. This is a text entry only – no document is attached. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020	<u>277</u>	ORDER granting <u>267</u> motion for Writ of Habeas Corpus ad testificandum for Oscar Glover. Signed on 6/2/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)



06/02/2020		Writ of Habeas Corpus ad Testificandum issued for Oscar Glover to appear on 6/10/20. This is a text entry only – no document is attached. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020	<u>278</u>	ORDER granting <u>269</u> motion for Writ of Habeas Corpus ad testificandum for Amy Campbell. Signed on 6/2/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020		Writ of Habeas Corpus ad Testificandum issued for Amy Campbell to appear on 6/10/20. This is a text entry only – no document is attached. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020	<u>279</u>	ORDER granting <u>270</u> motion for Writ of Habeas Corpus ad testificandum for Dammeon Binion. Signed on 6/2/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/02/2020		Writ of Habeas Corpus ad Testificandum issued for Dammeon Binion to appear on 6/10/20. This is a text entry only – no document is attached. (Diefenbach, Tracy) Four Certified Copies Delivered to the USM. (Entered: 06/02/2020)
06/03/2020	<u>280</u>	AMENDED ORDER FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM as to Oscar Glover. Signed on 6/3/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) 4 certified copies delivered to the USM. (Entered: 06/03/2020)
06/03/2020		AMENDED Writ of Habeas Corpus ad Testificandum issued for OSCAR GLOVER to appear on 6/10/20. This is a text entry only – no document is attached. (Diefenbach, Tracy) 4 certified copies delivered to the USM. (Entered: 06/03/2020)
06/03/2020	<u>281</u>	MOTION to seal document <i>Exhibits to Pre–Hearing Brief</i> filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. Suggestions in opposition/response due by 6/17/2020 unless otherwise directed by the court. (Breihan, Amy) (Entered: 06/03/2020)
06/03/2020	<u>282</u>	SUGGESTIONS in support re <u>281</u> MOTION to seal document <i>Exhibits to Pre–Hearing Brief</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Related document(s) <u>281</u> ) (Breihan, Amy) (Entered: 06/03/2020)
06/03/2020	<u>283</u>	TRIAL BRIEF <i>Defendants' Pre–Hearing Brief</i> by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. (Pritchett, Michael) (Entered: 06/03/2020)
06/03/2020	<u>284</u>	PROPOSED EXHIBIT LIST <i>Defendants' Exhibit List</i> by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. (Pritchett, Michael) (Entered: 06/03/2020)
06/03/2020	<u>285</u>	PROPOSED WITNESS LIST by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus <i>Defendants' Witness List</i> . (Pritchett, Michael) (Entered: 06/03/2020)
06/03/2020	<u>286</u>	Motion to allow W. Patrick Mobley to appear pro hac vice (Pro Hac fee \$100 receipt number AMOWDC–6883062) filed by Amy Elizabeth Breihan on behalf of All Plaintiffs. (Breihan, Amy) (Entered: 06/03/2020)
06/03/2020	<u>287</u>	TRIAL BRIEF <i>Pre–Hearing Brief</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit A (Procedure No. P3–9.1), # <u>2</u> Exhibit B (Notice of Rights During the Revocation Process), # <u>3</u> Exhibit C (Screening for Counsel Instrument), # <u>4</u> Exhibit D (Request for or Waiver of Preliminary Hearing Form), # <u>5</u> Exhibit E (Procedure No. P6–8.1), # <u>6</u> Exhibit F (Request for or Waiver of Revocation Hearing Form), # <u>7</u> Exhibit G (Procedure No. P3–9.2), # <u>8</u> Exhibit H (Procedure No. P6–8.2), # <u>9</u> Exhibit I (Feb. 6, 2020 Addendum to Expert Opinion on Missouri Parole Revocation System, by David Muhammad), # <u>10</u> Exhibit J (Declaration of Christopher Rogers), # <u>11</u> Exhibit K (Declaration of Kenneth Kennedy), # <u>12</u> Exhibit L (Declaration of Patrick Livell), # <u>13</u> Exhibit M (Declaration of Dewandell Brinker), # <u>14</u> Exhibit N (Declaration of Steven Johnson), # <u>15</u> Exhibit O (Declaration of Fabian Turner), # <u>16</u> Exhibit P (Declaration of Darius Hunt), # <u>17</u> Exhibit Q (Declaration of Shawna Lipe),

		# <u>18</u> Exhibit R (Declaration of Roxanne Hanna), # <u>19</u> Exhibit S (Declaration of Amy Campbell), # <u>20</u> Exhibit T (Declaration of Travis Hurlbert), # <u>21</u> Exhibit U (Declaration of Dustin Venneman), # <u>22</u> Exhibit V (Declaration of Joseph Fozzy), # <u>23</u> Exhibit W (Declaration of Charles Braxton), # <u>24</u> Exhibit X (Declaration of Adam Weston), # <u>25</u> Exhibit Y (Declaration of Hannah Moore), # <u>26</u> Exhibit Z (Dec. 18, 2019 Memorandum re: Denial of Counsel for Oscar Glover), # <u>27</u> Exhibit AA (Transcript of Dec. 5, 2019 Oscar Glover Revocation Hearing), # <u>28</u> Exhibit BB (Transcript of Dec. 5, 2019 Derrick Burnett Revocation Hearing), # <u>29</u> Exhibit CC (Transcript of Dec. 10, 2019 Revocation Hearing of Lorenzo Tucker), # <u>30</u> Exhibit DD (Transcript of Revocation Hearing of Richard Hunter), # <u>31</u> Exhibit EE (MDOC Spreadsheet of Days to Revocation Hearings and Outcomes from Feb. 27. 2019))(Breihan, Amy) (Entered: 06/03/2020)
06/03/2020	<u>288</u>	PROPOSED WITNESS LIST by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse . (Breihan, Amy) (Entered: 06/03/2020)
06/03/2020	<u>289</u>	PROPOSED EXHIBIT LIST <i>for Evidentiary Hearing</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Daunte Smith, Solomon Warren, Amber Wyse. (Crane, Megan) (Entered: 06/03/2020)
06/04/2020	290	Before the Court is Plaintiffs' Motion for Leave to File Exhibits Under Seal. (Doc. #281). For good cause stated the Motion is granted. Plaintiffs are granted leave to file under seal exhibits in support of their Pre–Hearing Brief, including transcripts of parole revocation hearings and information provided by Defendants regarding the processing of alleged parole violators. Signed on 6/4/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/04/2020)
06/04/2020	<u>291</u>	Pre TRIAL DOCUMENT (SEALED) <i>Pre–Hearing Brief</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. (Attachments: # <u>1</u> Exhibit Procedure No. P3–9.1, # <u>2</u> Exhibit Notice of Rights During the Revocation Process, # <u>3</u> Exhibit Screening for Counsel Instrument, # <u>4</u> Exhibit Request for or Waiver of Preliminary Hearing Form, # <u>5</u> Exhibit Procedure No. P6–8.1, # <u>6</u> Exhibit Request for or Waiver of Revocation Hearing Form, # <u>7</u> Exhibit Procedure No. P3–9.2, # <u>8</u> Exhibit Procedure No. P6–8.2, # <u>9</u> Exhibit Feb. 6, 2020 Addendum to Expert Opinion on Missouri Parole Revocation, # <u>10</u> Exhibit Declaration of Christopher Rogers, # <u>11</u> Exhibit Declaration of Kenneth Kennedy, # <u>12</u> Exhibit Declaration of Patrick Livell, # <u>13</u> Exhibit Declaration of Dewandell Brinker, # <u>14</u> Exhibit Declaration of Steven Johnson, # <u>15</u> Exhibit Declaration of Fabian Turner, # <u>16</u> Exhibit Declaration of Darius Hunt, # <u>17</u> Exhibit Declaration of Shawna Lipe, # <u>18</u> Exhibit Declaration of Roxanne Hanna, # <u>19</u> Exhibit Declaration of Amy Campbell, # <u>20</u> Exhibit Declaration of Travis Hurlbert, # <u>21</u> Exhibit Declaration of Dustin Venneman, # <u>22</u> Exhibit Declaration of Joseph Fozzy, # <u>23</u> Exhibit Declaration of Charles Braxton, # <u>24</u> Exhibit Declaration of Adam Weston, # <u>25</u> Exhibit Declaration of Hannah Moore, # <u>26</u> Exhibit Dec. 18, 2019 Memorandum re: Denial of Counsel for Oscar Glover, # <u>27</u> Exhibit Transcript of Dec. 5, 2019 Oscar Glover Revocation Hearing, # <u>28</u> Exhibit Transcript of Dec. 5, 2019 Derrick Burnett Revocation Hearing, # <u>29</u> Exhibit Transcript of Dec. 10, 2019 Revocation Hearing of Lorenzo Tucker, # <u>30</u> Exhibit Transcript of Revocation Hearing of Richard Hunter, # <u>31</u> Exhibit MDOC Spreadsheet of Days to Revocation Hearings and Outcomes from Feb. 27. 2019))(Breihan, Amy) (Entered: 06/04/2020)
06/04/2020	292	ORDER granting <u>286</u> motion to appear pro hac vice entered by Clerk of Court. Attorney William P. Mobley for Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Solomon Warren and Amber Wyse allowed to appear pro hac vice. <b>This entry will serve as authorization for the pro hac participation by the attorney.</b>  Western District of Missouri Local Rule 5.1 requires documents to be filed electronically. If pro hac vice counsel has not already done so, counsel is directed to immediately register for a WDMO e–filing account for NextGen CM/ECF. This will enable counsel to electronically file documents and receive electronic notification of filings. Register for a WDMO e–filing account at <u>PACER</u> . <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Berner, Crystal) (Entered: 06/04/2020)

06/09/2020	<u>293</u>	MOTION to certify class <i>Defendants' Motion to Decertify the Class</i> filed by Jeremiah Joseph Morgan, Sr on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe. Suggestions in opposition/response due by 6/23/2020 unless otherwise directed by the court. (Morgan, Jeremiah) (Entered: 06/09/2020)
06/09/2020	<u>294</u>	SUGGESTIONS in support re <u>293</u> MOTION to certify class <i>Defendants' Motion to Decertify the Class</i> filed by Jeremiah Joseph Morgan, Sr on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe. (Related document(s) <u>293</u> ) (Morgan, Jeremiah) (Entered: 06/09/2020)
06/09/2020	<u>295</u>	Writ of Habeas Corpus ad Testificandum returned unexecuted as to Shawna Lipe. <b>Pursuant to the E-Government Act and Federal Rules of Criminal Procedure 49.1(a), access to this document is restricted to case participants and the court.</b> (Attachments: # <u>1</u> )(Houston, Kiambu) (Entered: 06/09/2020)
06/09/2020	<u>296</u>	MOTION to strike <u>291</u> Trial Document (Sealed),,,,,, <u>287</u> Trial Brief,,,,,, <i>Exhibits Attached to Plaintiff's Pretrial Brief</i> filed by Michael Pritchett on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. Suggestions in opposition/response due by 6/23/2020 unless otherwise directed by the court. (Related document(s) <u>291</u> , <u>287</u> ) (Pritchett, Michael) (Entered: 06/09/2020)
06/09/2020	<u>297</u>	SUGGESTIONS in support re <u>296</u> MOTION to strike <u>291</u> Trial Document (Sealed),,,,,, <u>287</u> Trial Brief,,,,,, <i>Exhibits Attached to Plaintiff's Pretrial Brief</i> filed by Michael Pritchett on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe, Martin Rucker, Jim Wells, Jennifer Zamkus. (Related document(s) <u>296</u> ) (Pritchett, Michael) (Entered: 06/09/2020)
06/09/2020	<u>298</u>	MOTION to strike <i>Plaintiffs' Expert Designation and Exclude Testimony of that Expert at Trial</i> filed by Jeremiah Joseph Morgan, Sr on behalf of Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe. Suggestions in opposition/response due by 6/23/2020 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Morgan, Jeremiah) (Entered: 06/09/2020)
06/10/2020	299	Before the Court is a Motion to Strike Inadmissible Exhibits Attached to Plaintiffs' Pretrial Brief. (Doc. #296). For the reasons stated on the record at the evidentiary hearing on June 10, 2020, the motion to strike Plaintiffs' expert's report is DENIED and the motion to strike transcripts of revocation hearings is DENIED. The Court will take under advisement the motion to strike declarations of offenders who are not listed as witnesses. Signed on 6/10/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/10/2020)
06/10/2020	300	Before the Court is Defendants' Renewed Motion to Strike Plaintiffs' Expert Designation and Exclude Testimony of That Expert at Trial. (Doc. #298). For the reasons stated on the record at the evidentiary hearing on June 10, 2020, and for the same reasons discussed by the Court in its Order issued on January 24, 2019, (Doc. #139) the Motion is DENIED. David Muhammad is permitted to serve as Plaintiffs' expert and testify as to his opinions about alleged deficiencies in Defendants' current parole revocation process and the characteristics of a constitutionally-compliant parole revocation process. Mr. Muhammad is not, however, permitted to testify as to the ultimate issue of whether Defendants' current parole revocation process is unconstitutional. Signed on 6/10/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/10/2020)
06/10/2020	<u>301</u>	Minute Entry. Proceedings held before District Judge Stephen R. Bough: Day One of EVIDENTIARY HEARING held on 6/10/2020. Time in court: 9:00 a.m. to 5:17 p.m.. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. (Diefenbach, Tracy) (Entered: 06/11/2020)
06/11/2020	302	Before the Court is Plaintiffs' oral motion to introduce deposition testimony of Mary Gaines, Donald Culbertson, and James Weston. For the reasons stated on the record at the hearing on June 11, 2020, the motion is granted. Signed on 6/11/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/11/2020)

06/11/2020	<u>303</u>	Minute Entry. Proceedings held before District Judge Stephen R. Bough: DAY TWO of EVIDENTIARY HEARING held on 6/11/2020. Time in court: 9:00 a.m. to 4:45 p.m.. To order a transcript of this hearing please contact Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. (Diefenbach, Tracy) (Entered: 06/11/2020)
06/11/2020	<u>304</u>	Plaintiffs' EXHIBIT INDEX. (Diefenbach, Tracy) (Entered: 06/12/2020)
06/12/2020	<u>305</u>	Defendants' EXHIBIT INDEX. (Diefenbach, Tracy) (Entered: 06/12/2020)
06/17/2020	<u>306</u>	Writ of Habeas Corpus ad Testificandum issued upon Oscar Glover returned executed on 6/10/2020 <b>Pursuant to the E-Government Act and Federal Rules of Criminal Procedure 49.1(a), access to this document is restricted to case participants and the court.</b> (Houston, Kiambu) (Entered: 06/17/2020)
06/17/2020	<u>307</u>	Writ of Habeas Corpus ad Testificandum issued upon Charles Braxton returned executed on 6/10/2020 <b>Pursuant to the E-Government Act and Federal Rules of Criminal Procedure 49.1(a), access to this document is restricted to case participants and the court.</b> (Houston, Kiambu) (Entered: 06/17/2020)
06/17/2020	<u>308</u>	Writ of Habeas Corpus ad Testificandum issued upon Darius Hunt returned executed on 6/10/2020 <b>Pursuant to the E-Government Act and Federal Rules of Criminal Procedure 49.1(a), access to this document is restricted to case participants and the court.</b> (Houston, Kiambu) (Entered: 06/17/2020)
06/17/2020	<u>309</u>	Writ of Habeas Corpus ad Testificandum issued upon Amy Campbell returned executed on 6/10/2020 <b>Pursuant to the E-Government Act and Federal Rules of Criminal Procedure 49.1(a), access to this document is restricted to case participants and the court.</b> (Houston, Kiambu) (Entered: 06/17/2020)
06/17/2020	<u>310</u>	Writ of Habeas Corpus ad Testificandum returned unexecuted as to Shawna Lipe <b>Pursuant to the E-Government Act and Federal Rules of Criminal Procedure 49.1(a), access to this document is restricted to case participants and the court.</b> (Houston, Kiambu) (Entered: 06/17/2020)
06/17/2020	<u>311</u>	Writ of Habeas Corpus ad Testificandum issued upon Damion Binion returned executed on 6/10/2020 <b>Pursuant to the E-Government Act and Federal Rules of Criminal Procedure 49.1(a), access to this document is restricted to case participants and the court.</b> (Houston, Kiambu) (Entered: 06/17/2020)
06/18/2020	312	ORDER: Before the Court is Plaintiffs' oral motion to extend the deadline to respond to Defendants' Motion to Decertify the Class. The motion is granted. Plaintiffs shall file their response to Defendants' Motion to Decertify the Class (Doc. #293) on or before July 10, 2020. Defendants shall file their reply on or before July 24, 2020. Signed on 6/18/20 by District Judge Stephen R. Bough. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Diefenbach, Tracy) (Entered: 06/18/2020)
07/01/2020	<u>313</u>	ELECTRONIC TRANSCRIPT of Evidentiary Hearing – Volume 1 held June 10, 2020, before Judge Stephen R. Bough. Court Reporter: Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. Number of pages: 268. NOTICE RE: REDACTION OF TRANSCRIPTS: Within 7 calendar days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the parties' intent to redact personal data identifiers from the electronic transcript of the court proceeding. The policy is located on our website at www.mow.uscourts.gov. Please read this policy carefully. <b>NOTICE: Attorneys must contact the court reporter for copies during this 90 day period. If necessary, Notice of Intent to Redact is due by 7/8/2020 unless otherwise directed by the court. Release of Transcript Restriction set for 9/29/2020. NOTICE: Attorneys must contact the court reporter for copies during this 90 day period.</b>  (Wambolt, Gayle) (Entered: 07/01/2020)
07/01/2020	<u>314</u>	ELECTRONIC TRANSCRIPT of Evidentiary Hearing – Volume 2 held June 11, 2020, before Judge Stephen R. Bough. Court Reporter: Gayle Wambolt, 816-512-5641, gayle_wambolt@mow.uscourts.gov. Number of pages: 268. NOTICE RE: REDACTION OF TRANSCRIPTS: Within 7 calendar days of this filing, each party shall inform the Court, by filing a Notice of Redaction, of the parties' intent to redact personal data identifiers from the electronic transcript of the court proceeding.



		<p>The policy is located on our website at <a href="http://www.mow.uscourts.gov">www.mow.uscourts.gov</a>. Please read this policy carefully. <b>NOTICE: Attorneys must contact the court reporter for copies during this 90 day period. If necessary, Notice of Intent to Redact is due by 7/8/2020 unless otherwise directed by the court. Release of Transcript Restriction set for 9/29/2020. NOTICE: Attorneys must contact the court reporter for copies during this 90 day period.</b></p> <p>(Wambolt, Gayle) (Entered: 07/01/2020)</p>
07/10/2020	<u>315</u>	<p>SUGGESTIONS in opposition re <u>293</u> MOTION to certify class <i>Defendants' Motion to Decertify the Class</i> filed by Amy Elizabeth Breihan on behalf of Plaintiffs Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse. Reply suggestions due by 7/24/2020 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit 1 (Transcript of Teleconference Proceedings on Jan. 23, 2019))(Related document(s) <u>293</u> ) (Breihan, Amy) (Entered: 07/10/2020)</p>
07/10/2020	<u>316</u>	<p>NOTICE of filing <i>Plaintiffs' Post-Hearing Brief</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse (Attachments: # <u>1</u> Exhibit Deposition of Donald Culbertson, # <u>2</u> Exhibit Deposition of Mary Gaines, # <u>3</u> Exhibit Deposition of James Weston, # <u>4</u> Exhibit Admin. Order No. 19-03, # <u>5</u> Exhibit Media Article, # <u>6</u> Exhibit RubinBrown Report)(Crane, Megan) (Entered: 07/10/2020)</p>
07/24/2020	<u>317</u>	<p>REPLY SUGGESTIONS to motion re <u>293</u> MOTION to certify class <i>Defendants' Motion to Decertify the Class</i> filed by Jeremiah Joseph Morgan, Sr on behalf of Defendants Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe. (Related document(s) <u>293</u> ) (Morgan, Jeremiah) (Entered: 07/24/2020)</p>
07/24/2020	<u>318</u>	<p>NOTICE of filing <i>Defendants' Post-Hearing Brief</i> by Gary Dusenberg, Paul Fitzwater, Kenneth Jones, Ellis McSwain, Jr, Anne L. Precythe (Morgan, Jeremiah) (Entered: 07/24/2020)</p>
07/31/2020	<u>319</u>	<p>NOTICE of filing <i>Plaintiffs' Reply to Defendants' Post-Hearing Brief</i> by Mildred Curren, Timothy Gallagher, Stephanie Gasca, Kenneth Hemphill, Jesse Neely, Solomon Warren, Amber Wyse (Crane, Megan) (Entered: 07/31/2020)</p>
08/05/2020	<u>320</u>	<p>ORDERED Defendants' Motion to Decertify the Class (Doc. #293) is DENIED. Signed on 8/5/20 by District Judge Stephen R. Bough. (Diefenbach, Tracy) (Entered: 08/05/2020)</p>