

**U.S. District Court
Southern District of Mississippi (Northern (Jackson))
CIVIL DOCKET FOR CASE #: 3:14-cv-00745-HTW-LRA**

Burks et al v. Scott County, Mississippi et al
Assigned to: District Judge Henry T. Wingate
Referred to: Magistrate Judge Linda R. Anderson
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 09/23/2014
Date Terminated: 06/27/2017
Jury Demand: None
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

Plaintiff

Octavious Burks
*On Behalf of himself and All Others
Similarly Situated*

represented by **Brandon Buskey - PHV**
AMERICAN CIVIL LIBERTIES
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ATTORNEY TO BE NOTICED

Plaintiff

Joshua Bassett
On Behalf of himself and All Others
Similarly Situated

represented by **Brandon Buskey - PHV**
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V.

Defendant

Scott County, Mississippi

represented by **William Robert Allen**
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Defendant

**The Honorable Marcus D.
Gordon**
in his official capacity

represented by **Justin L. Matheny-State Gov**
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Defendant

The Honorable Bill Freeman
in his official capacity

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Defendant

The Honorable Wilbur McCurdy
in his official capacity

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Defendant

Mark Duncan
*District Attorney for the 8th Circuit
Court District, in his official
capacity*

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Mike Lee
*Scott County Sheriff, in his official
capacity*
TERMINATED: 12/12/2014

represented by **William Robert Allen**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/23/2014	<u>1</u>	COMPLAINT against Mark Duncan, Bill Freeman, Marcus D. Gordon, Mike Lee, Wilbur McCurdy, Scott County, Mississippi (Filing fee \$ 400 receipt number 34643029338), filed by Octavious Burks, Joshua Bassett. (Attachments: # <u>1</u> Civil Cover Sheet)(MGB) (Entered: 09/24/2014)
09/23/2014	<u>2</u>	MOTION to Certify Class by Joshua Bassett, Octavious Burks (MGB) (Entered: 09/24/2014)
09/23/2014	<u>3</u>	MEMORANDUM in Support re <u>2</u> MOTION to Certify Class filed by Joshua Bassett, Octavious Burks (Attachments: # <u>1</u> Exhibit Letter re: FIC applications, # <u>2</u> Exhibit Letter re: FIC applications, # <u>3</u> Exhibit Fax from Scott County Correctional, # <u>4</u> Exhibit Indictments, # <u>5</u> Exhibit Letter re: FIC applications)(MGB) (Entered: 09/24/2014)
09/23/2014		Pro Hac Vice fee paid by Ezekiel Edwards and Brandon Buskey \$ 200, receipt number 34643029339 (MGB) (Entered: 09/24/2014)
09/24/2014	<u>4</u>	MOTION for Brandon Buskey to Appear Pro Hac Vice by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 09/24/2014)
09/24/2014	<u>5</u>	MOTION for Ezekiel Edwards to Appear Pro Hac Vice by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 09/24/2014)

09/26/2014		TEXT-ONLY ORDER granting 4 Motion to Appear Pro Hac Vice of BRANDON BUSKEY; and granting 5 Motion to Appear Pro Hac Vice of EZEKIEL EDWARDS. Signed by Magistrate Judge Linda R. Anderson on 9/26/2014. NO FURTHER WRITTEN ORDER SHALL BE ISSUED. (WG) (Entered: 09/26/2014)
10/02/2014	6	Summons Issued as to Mark Duncan, Bill Freeman, Marcus D. Gordon, Mike Lee, Wilbur McCurdy, Scott County, Mississippi. (MGB) (Entered: 10/02/2014)
10/02/2014	7	SUMMONS Returned Executed by Octavious Burks, Joshua Bassett Scott County, Mississippi served on 10/2/2014, answer due 10/23/2014. (Johnson, Cliff) (Entered: 10/02/2014)
10/02/2014	8	SUMMONS Returned Executed by Octavious Burks, Joshua Bassett Marcus D. Gordon served on 10/2/2014, answer due 10/23/2014. (Johnson, Cliff) (Entered: 10/02/2014)
10/02/2014	9	SUMMONS Returned Executed by Octavious Burks, Joshua Bassett Mark Duncan served on 10/2/2014, answer due 10/23/2014. (Johnson, Cliff) (Entered: 10/02/2014)
10/02/2014	10	SUMMONS Returned Executed by Octavious Burks, Joshua Bassett Mike Lee served on 10/2/2014, answer due 10/23/2014. (Johnson, Cliff) (Entered: 10/02/2014)
10/14/2014	11	SUMMONS Returned Executed by Octavious Burks, Joshua Bassett Wilbur McCurdy served on 10/14/2014, answer due 11/4/2014. (Johnson, Cliff) (Entered: 10/14/2014)
10/14/2014	12	SUMMONS Returned Executed by Octavious Burks, Joshua Bassett Bill Freeman served on 10/14/2014, answer due 11/4/2014. (Johnson, Cliff) (Entered: 10/14/2014)
10/15/2014	13	NOTICE of Appearance by Douglas T. Miracle on behalf of Mark Duncan (Miracle, Douglas) (Entered: 10/15/2014)
10/15/2014	14	NOTICE of Appearance by Justin L. Matheny on behalf of Marcus D. Gordon (Matheny, Justin) (Entered: 10/15/2014)
10/15/2014	15	MOTION for Extension of Time to File Response/Reply as to 3 Memorandum in Support of Motion, 1 Complaint, 2 MOTION to Certify Class by Mark Duncan (Miracle, Douglas) (Entered: 10/15/2014)
10/15/2014	16	MOTION for Extension of Time to File Response/Reply as to 3 Memorandum in Support of Motion, 1 Complaint, 2 MOTION

		to Certify Class by Marcus D. Gordon (Matheny, Justin) (Entered: 10/15/2014)
10/29/2014	17	ORDER granting 15 Motion for Extension of Time to File Response/Reply re 2 MOTION to Certify Class ; granting 16 Motion for Extension of Time to File Response/Reply re 2 MOTION to Certify Class Responses due by 11/24/2014 Signed by District Judge Henry T. Wingate on 10/29/14 (TRS) (Entered: 10/29/2014)
11/24/2014	18	MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> by Mark Duncan (Attachments: # 1 Exhibit A - Burkes Federal Grand Jury Charge, # 2 Exhibit B - Burkes Criminal Docket for Case Number 3:14-cr-00121-DPJ-LRA-1, # 3 Exhibit C - Burkes Federal Court Detention Order Pending Trial, # 4 Exhibit D - Burkes Federal Plea Agreement, # 5 Exhibit E - Bassetts General Information Sheet on Criminal Charge, # 6 Exhibit F - Officers Report from; Bassetts Arrest, # 7 Exhibit G - Bassetts Recognizance Bond)(Miracle, Douglas) (Entered: 11/24/2014)
11/24/2014	19	MEMORANDUM in Support re 18 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> filed by Mark Duncan (Miracle, Douglas) (Entered: 11/24/2014)
11/24/2014	20	MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> by Marcus D. Gordon (Attachments: # 1 Exhibit A - Burkes Federal Grand Jury Charge, # 2 Exhibit B - Burkes Criminal Docket for Case Number 3:14-cr-00121-DPJ-LRA-1, # 3 Exhibit C - Burkes Federal Court Detention Order Pending Trial, # 4 Exhibit D - Burkes Federal Plea Agreement, # 5 Exhibit E - Bassetts General Information Sheet on Criminal Charge, # 6 Exhibit F - Officers Report from; Bassetts Arrest, # 7 Exhibit G - Bassetts Recognizance Bond)(Matheny, Justin) (Entered: 11/24/2014)
11/24/2014	21	MEMORANDUM in Support re 20 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> filed by Marcus D. Gordon (Matheny, Justin) (Entered: 11/24/2014)
11/24/2014	22	RESPONSE in Opposition re 2 MOTION to Certify Class filed by Mark Duncan (Miracle, Douglas) (Entered: 11/24/2014)
11/24/2014	23	MEMORANDUM IN SUPPORT re 22 Response in Opposition to Motion <i>for Class Certification</i> filed by Mark Duncan (Miracle, Douglas) (Entered: 11/24/2014)

11/24/2014	24	Joinder in Document by Marcus D. Gordon to 23 Memorandum in Support filed by Mark Duncan, 22 Response in Opposition to Motion filed by Mark Duncan (Matheny, Justin) (Entered: 11/24/2014)
11/24/2014	25	ANSWER to 1 Complaint, by Mike Lee, Scott County, Mississippi.(Allen, William) (Entered: 11/24/2014)
11/24/2014	26	MOTION to Dismiss by Mike Lee, Scott County, Mississippi (Allen, William) (Entered: 11/24/2014)
11/24/2014	27	MEMORANDUM in Support re 26 MOTION to Dismiss filed by Mike Lee, Scott County, Mississippi (Allen, William) (Entered: 11/24/2014)
11/24/2014	28	Joinder in Document by Mike Lee, Scott County, Mississippi to 23 Memorandum in Support filed by Mark Duncan, 22 Response in Opposition to Motion filed by Mark Duncan (Allen, William) (Entered: 11/24/2014)
11/24/2014	29	NOTICE of Appearance by Daniel J. Griffith on behalf of Bill Freeman, Wilbur McCurdy (Griffith, Daniel) (Entered: 11/24/2014)
11/24/2014	30	ANSWER to 1 Complaint, by Bill Freeman, Wilbur McCurdy.(Griffith, Daniel) (Entered: 11/24/2014)
11/24/2014	31	Joinder in Document by Bill Freeman, Wilbur McCurdy to 26 MOTION to Dismiss filed by Scott County, Mississippi, Mike Lee, 23 Memorandum in Support filed by Mark Duncan, 27 Memorandum in Support of Motion filed by Scott County, Mississippi, Mike Lee, 22 Response in Opposition to Motion filed by Mark Duncan (Griffith, Daniel) (Entered: 11/24/2014)
11/24/2014	32	MOTION to Dismiss by Bill Freeman, Wilbur McCurdy (Attachments: # 1 Exhibit A - Orders Recusing Judges)(Griffith, Daniel) (Entered: 11/24/2014)
11/25/2014	33	ORDER STAYING DISCOVERY not related to the immunity defense or jurisdictional defense issues pending a ruling on the motions filed herein. Signed by Magistrate Judge Linda R. Anderson on 11/25/2014. (WG) (Entered: 11/25/2014)
12/01/2014	34	MOTION for Extension of Time to File Response/Reply as to 22 Response in Opposition to 2 Motion for Class Certification

		by Joshua Bassett, Octavious Burks (Johnson, Cliff) Modified on 12/2/2014 (PKM). (Entered: 12/01/2014)
12/02/2014		DOCKET ANNOTATION as to 34 : Incorrect linkage made. Motion for Extension of Time to File Reply to Response should be linked to Document 2 , Motion for Class Certification. All related filings to motions should be linked back to the original motion. Court staff has made the correction. (PKM) (Entered: 12/02/2014)
12/05/2014	35	**ERROR** Disregard this entry **ORDER granting 34 Motion for Extension of Time to File Response/Reply re 2 MOTION to Certify Class Responses due by 12/8/2014 Signed by District Judge Henry T. Wingate on 12/5/14 (TRS) Modified on 12/5/2014 (MGB). (Entered: 12/05/2014)
12/05/2014		DOCKET ANNOTATION as to the previous entry. ****PLEASE DISREGARD PREVIOUS ENTRY**** The order was inadvertently docketed in the wrong case. (TRS) (Entered: 12/05/2014)
12/05/2014	36	ORDER GRANTING 34 MOTION for Extension of Time to File Response/Reply as to 22 Response in Opposition to Motion filed by Joshua Bassett, Octavious Burks. Plaintiff shall have up to and including December 8 to file their Reply in Support of Motion to Certify Class. Signed by District Judge Henry T. Wingate on 12/5/14 (TRS) (Entered: 12/05/2014)
12/05/2014	37	MOTION to Stay Proceedings by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 12/05/2014)
12/08/2014	38	Amended MOTION to Stay Proceedings by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 12/08/2014)
12/12/2014	39	AMENDED COMPLAINT against Mark Duncan, Bill Freeman, Marcus D. Gordon, Wilbur McCurdy, Scott County, Mississippi, filed by Octavious Burks, Joshua Bassett.(Johnson, Cliff) (Entered: 12/12/2014)
12/23/2014	40	ORDER granting 37 Motion to Stay Proceedings; granting 38 Motion to Stay Proceedings Signed by District Judge Henry T. Wingate on 12/22/14 (TRS) (Entered: 12/23/2014)
01/16/2015	41	ANSWER to 39 Amended Complaint by Marcus D. Gordon.(Matheny, Justin) (Entered: 01/16/2015)
01/16/2015	42	ANSWER to 39 Amended Complaint by Mark Duncan.(Miracle, Douglas) (Entered: 01/16/2015)

01/16/2015	43	ANSWER to 39 Amended Complaint by Bill Freeman, Wilbur McCurdy.(Griffith, Daniel) (Entered: 01/16/2015)
01/16/2015	44	ANSWER to 39 Amended Complaint by Scott County, Mississippi.(Allen, William) (Entered: 01/16/2015)
01/16/2015	45	MOTION to Dismiss by Scott County, Mississippi (Allen, William) (Entered: 01/16/2015)
01/16/2015	46	MEMORANDUM in Support re 45 MOTION to Dismiss filed by Scott County, Mississippi (Allen, William) (Entered: 01/16/2015)
01/22/2015	47	Joinder in Document by Bill Freeman, Wilbur McCurdy to 46 Memorandum in Support of Motion filed by Scott County, Mississippi, 45 MOTION to Dismiss filed by Scott County, Mississippi (Griffith, Daniel) (Entered: 01/22/2015)
01/22/2015	48	MOTION to Dismiss <i>Doc 39 Plaintiffs' Amended Complaint</i> by Bill Freeman, Wilbur McCurdy (Attachments: # 1 Exhibit A - Recusal Orders for Judges Freeman and McCurdy)(Griffith, Daniel) (Entered: 01/22/2015)
02/09/2015	49	MOTION to Amend/Correct 33 , Order Staying Discovery, <i>Court's Order So As To Allow Discovery on Matters Related To Class Certification</i> by Joshua Bassett, Octavious Burks (Johnson, Cliff) Modified on 2/10/2015 (PKM). (Entered: 02/09/2015)
02/09/2015	50	MEMORANDUM in Support re 49 MOTION to Amend/Correct <i>Court's Order So As To Allow Discovery on Matters Related To Class Certification</i> filed by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 02/09/2015)
02/09/2015	51	Supplemental MOTION to Certify Class (<i>Re-Assertion</i>) by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 02/09/2015)
02/09/2015	52	MEMORANDUM in Support re 51 Supplemental MOTION to Certify Class (<i>Re-Assertion</i>) filed by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 02/09/2015)
02/09/2015	53	MOTION for Judgment on the Pleadings by Marcus D. Gordon (Attachments: # 1 Exhibit 1 - January 26, 2015 Burks Judgment, # 2 Exhibit 2 - December 6, 2014 Bassett Indictment)(Matheny, Justin) (Entered: 02/09/2015)

02/09/2015	54	MEMORANDUM in Support re 53 MOTION for Judgment on the Pleadings filed by Marcus D. Gordon (Matheny, Justin) (Entered: 02/09/2015)
02/09/2015	55	Joinder in Document by Mark Duncan to 53 MOTION for Judgment on the Pleadings filed by Marcus D. Gordon (Miracle, Douglas) (Entered: 02/09/2015)
02/09/2015	56	Joinder in Document by Mark Duncan to 54 Memorandum in Support of Motion filed by Marcus D. Gordon (Miracle, Douglas) (Entered: 02/09/2015)
02/10/2015		DOCKET ANNOTATION as to 49 : Court's staff has modified entry to show a relationship to document 33 , Order Staying Discovery. (PKM) (Entered: 02/10/2015)
02/23/2015	57	RESPONSE in Opposition re 49 MOTION to Amend/Correct <i>Court's Order So As To Allow Discovery on Matters Related To Class Certification</i> filed by Marcus D. Gordon (Matheny, Justin) (Entered: 02/23/2015)
02/23/2015	58	MEMORANDUM IN SUPPORT re 57 Response in Opposition to Motion filed by Marcus D. Gordon (Matheny, Justin) (Entered: 02/23/2015)
02/23/2015	59	Joinder in Document by Mark Duncan to 57 Response in Opposition to Motion filed by Marcus D. Gordon (Miracle, Douglas) (Entered: 02/23/2015)
02/23/2015	60	Joinder in Document by Mark Duncan to 58 Memorandum in Support filed by Marcus D. Gordon (Miracle, Douglas) (Entered: 02/23/2015)
02/26/2015	61	AGREED ORDER granting extension of time to file responses to 32 MOTION to Dismiss filed by Bill Freeman, Wilbur McCurdy, 20 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> filed by Marcus D. Gordon, 48 MOTION to Dismiss <i>Doc 39 Plaintiffs' Amended Complaint</i> filed by Bill Freeman, Wilbur McCurdy, 45 MOTION to Dismiss filed by Scott County, Mississippi, 18 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> filed by Mark Duncan. Plaintiffs responses to Defendants' pending Motions may be filed on or before March 6, 2015. Defendants are granted until March 6, 2015, to file responses to Plaintiffs' pending Motions. Signed by District Judge Henry T. Wingate on 02/24/15 (TRS) Modified on 2/27/2015 (TRS). (Entered: 02/26/2015)

03/04/2015		NOTICE of Hearing on Motion 26 MOTION to Dismiss , 53 MOTION for Judgment on the Pleadings , 32 MOTION to Dismiss , 51 Supplemental MOTION to Certify Class (<i>Re-Assertion</i>), 18 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> , 2 MOTION to Certify Class, 20 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> , 48 MOTION to Dismiss <i>Doc 39 Plaintiffs' Amended Complaint</i> , 45 MOTION to Dismiss : Motion Hearing set for 3/27/2015 10:00 AM in Courtroom 6A (Jackson) Wingate before District Judge Henry T. Wingate (TRS) (Entered: 03/04/2015)
03/06/2015	62	RESPONSE in Opposition re 51 Supplemental MOTION to Certify Class (<i>Re-Assertion</i>) filed by Mark Duncan (Miracle, Douglas) (Entered: 03/06/2015)
03/06/2015	63	MEMORANDUM in Opposition re 51 Supplemental MOTION to Certify Class (<i>Re-Assertion</i>) filed by Mark Duncan (Miracle, Douglas) (Entered: 03/06/2015)
03/06/2015	64	NOTICE of Change of Address by James W. Craig (Craig, James) (Entered: 03/06/2015)
03/06/2015	65	Rebuttal re 49 MOTION to Amend/Correct <i>Court's Order So As To Allow Discovery on Matters Related To Class Certification</i> filed by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 03/06/2015)
03/06/2015	66	RESPONSE to Motion re 53 MOTION for Judgment on the Pleadings filed by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 03/06/2015)
03/06/2015	67	Joinder in Document by Marcus D. Gordon to 62 Response in Opposition to Motion filed by Mark Duncan (Matheny, Justin) (Entered: 03/06/2015)
03/06/2015	68	Joinder in Document by Marcus D. Gordon to 63 Memorandum in Opposition to Motion filed by Mark Duncan (Matheny, Justin) (Entered: 03/06/2015)
03/06/2015	69	RESPONSE in Opposition re 49 MOTION to Amend/Correct <i>Court's Order So As To Allow Discovery on Matters Related To Class Certification</i> filed by Scott County, Mississippi (Allen, William) (Entered: 03/06/2015)
03/06/2015	70	Joinder in Document by Bill Freeman, Wilbur McCurdy to 54 Memorandum in Support of Motion filed by Marcus D.

		Gordon, 53 MOTION for Judgment on the Pleadings filed by Marcus D. Gordon (Griffith, Daniel) (Entered: 03/06/2015)
03/06/2015	71	Joinder in Document by Bill Freeman, Wilbur McCurdy to 58 Memorandum in Support filed by Marcus D. Gordon, 57 Response in Opposition to Motion filed by Marcus D. Gordon (Griffith, Daniel) (Entered: 03/06/2015)
03/06/2015	72	Joinder in Document by Scott County, Mississippi to 62 Response in Opposition to Motion filed by Mark Duncan, 63 Memorandum in Opposition to Motion filed by Mark Duncan (Allen, William) (Entered: 03/06/2015)
03/06/2015	73	Joinder in Document by Bill Freeman, Wilbur McCurdy to 62 Response in Opposition to Motion filed by Mark Duncan, 63 Memorandum in Opposition to Motion filed by Mark Duncan (Griffith, Daniel) (Entered: 03/06/2015)
03/06/2015	74	Joinder in Document by Bill Freeman, Wilbur McCurdy to 69 Response in Opposition to Motion filed by Scott County, Mississippi (Griffith, Daniel) (Entered: 03/06/2015)
03/06/2015	75	RESPONSE in Opposition re 32 MOTION to Dismiss , 48 MOTION to Dismiss <i>Doc 39 Plaintiffs' Amended Complaint</i> , 45 MOTION to Dismiss <i>filed by Scott County and Joined By Justice Court Judges Freeman and McCurdy</i> filed by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 03/06/2015)
03/06/2015	76	RESPONSE in Opposition re 32 MOTION to Dismiss , 48 MOTION to Dismiss <i>Doc 39 Plaintiffs' Amended Complaint filed by Justice Court Judges Freeman and McCurdy</i> filed by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 03/06/2015)
03/16/2015	77	REPLY to Response to Motion re 76 Response in Opposition to Motion, 48 MOTION to Dismiss <i>Doc 39 Plaintiffs' Amended Complaint</i> filed by Bill Freeman, Wilbur McCurdy (Griffith, Daniel) (Entered: 03/16/2015)
03/17/2015	78	RESPONSE in Opposition re 49 MOTION to Amend/Correct <i>Court's Order So As To Allow Discovery on Matters Related To Class Certification (Response to Scott County Opposition)</i> filed by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 03/17/2015)

03/17/2015	79	RESPONSE in Support re 51 Supplemental MOTION to Certify Class (<i>Re-Assertion</i>), 2 MOTION to Certify Class filed by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 03/17/2015)
03/19/2015	80	Unopposed MOTION for Leave to File Excess Pages by Marcus D. Gordon (Matheny, Justin) (Entered: 03/19/2015)
03/19/2015	81	MEMORANDUM in Support re 80 Unopposed MOTION for Leave to File Excess Pages filed by Marcus D. Gordon (Matheny, Justin) (Entered: 03/19/2015)
03/19/2015	82	Rebuttal re 20 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> filed by Marcus D. Gordon (Matheny, Justin) (Entered: 03/19/2015)
03/19/2015	83	Joinder in Document by Mark Duncan to 82 Rebuttal filed by Marcus D. Gordon (Miracle, Douglas) (Entered: 03/19/2015)
03/20/2015	84	Rebuttal re 75 Response in Opposition to Motion, 45 MOTION to Dismiss filed by Scott County, Mississippi (Allen, William) (Entered: 03/20/2015)
03/27/2015		Minute Entry for proceedings held before District Judge Henry T. Wingate. APPEARANCES: B. Buskey, J. Craig, C. Irvin, and C. Johnson, counsel for plaintiff's; J. Matheny, D. Miracle, W. Minor, D. Griffith, and W. Allen, counsel for defendants. Motion Hearing held on 3/27/2015. The Court FOUND AS MOOT 26 MOTION to Dismiss filed by Scott County, Mississippi, Mike Lee, FOUND AS MOOT 32 MOTION to Dismiss filed by Bill Freeman, Wilbur McCurdy, GRANTED 80 Unopposed MOTION for Leave to File Excess Pages filed by Marcus D. Gordon, RESERVED RULING 51 Supplemental MOTION to Certify Class (<i>Re-Assertion</i>) filed by Joshua Bassett, Octavious Burks, FOUND AS MOOT 20 MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Other Grounds</i> filed by Marcus D. Gordon, RESERVED RULING 2 MOTION to Certify Class filed by Joshua Bassett, Octavious Burks, RESERVED RULING 49 MOTION to Amend/Correct <i>Court's Order So As To Allow Discovery on Matters Related To Class Certification</i> filed by Joshua Bassett, Octavious Burks, RESERVED RULING 53 MOTION for Judgment on the Pleadings filed by Marcus D. Gordon, RESERVED RULING 48 MOTION to Dismiss <i>Doc 39 Plaintiffs' Amended Complaint</i> filed by Bill Freeman, Wilbur McCurdy, RESERVED RULING 45 MOTION to Dismiss filed by Scott County, Mississippi, FOUND AS MOOT 18 MOTION to Dismiss <i>for Lack of Subject Matter</i>

		<i>Jurisdiction and Other Grounds</i> filed by Mark Duncan. An order is forthcoming. (TRS) (Entered: 03/27/2015)
03/27/2015	85	ORDER finding as moot 32 Motion to Dismiss; granting 80 Motion for Leave to File Excess Pages; finding as moot 18 Motion to Dismiss; finding as moot 20 Motion to Dismiss; finding as moot 26 Motion to Dismiss Signed by District Judge Henry T. Wingate on 3/27/15 (TRS) (Entered: 03/27/2015)
09/30/2015	86	ORDER granting in part and denying in part 45 Motion to Dismiss; granting 48 Motion to Dismiss; finding as moot 51 Motion to Certify Class; granting 53 Motion for Judgment on the Pleadings; finding as moot 2 Motion to Certify Class Signed by District Judge Henry T. Wingate on 9/30/15 (TRS) (Entered: 09/30/2015)
09/30/2015	87	ORDER dismissing as moot 49 Motion to Amend/Correct Signed by District Judge Henry T. Wingate on 9/30/15 (TRS) (Entered: 09/30/2015)
10/28/2015	88	MOTION for Reconsideration re 86 Order on Motion to Dismiss,, Order on Motion to Certify Class, Order on Motion for Judgment on the Pleadings,,,,,, by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 10/28/2015)
10/28/2015	89	**ERROR** Disregard this entry. MOTION for Reconsideration (<i>Memorandum in Support</i>) by Joshua Bassett, Octavious Burks (Craig, James) Modified on 10/29/2015 (PKM). (Entered: 10/28/2015)
10/29/2015		DOCKET ANNOTATION as to 89 : Incorrect event chosen. This document should have been docketed as Memorandum in Support of Motion which is located under Responses and Replies. Attorney is directed to refile using the correct event and relate the entry back to the corresponding motion. (PKM) (Entered: 10/29/2015)
10/29/2015	90	MEMORANDUM in Support re 88 MOTION for Reconsideration re 86 Order on Motion to Dismiss,, Order on Motion to Certify Class, Order on Motion for Judgment on the Pleadings,,,,,, , 86 Order on Motion to Dismiss,, Order on Motion to Certify Class, Order on Motion for Judgment on the Pleadings,,,,,, filed by Joshua Bassett, Octavious Burks (Craig, James) (Entered: 10/29/2015)
11/02/2015	91	MOTION for Extension of Time to File Response/Reply as to 88 MOTION for Reconsideration re 86 Order on Motion to Dismiss,, Order on Motion to Certify Class, Order on Motion for

		Judgment on the Pleadings,,,,,, by Marcus D. Gordon (Matheny, Justin) (Entered: 11/02/2015)
11/20/2015	92	Second MOTION for Extension of Time to File Response/Reply to <i>Plaintiffs' Motion for Reconsideration</i> by Mark Duncan (Miracle, Douglas) (Entered: 11/20/2015)
11/23/2015	93	RESPONSE in Opposition re 88 MOTION for Reconsideration re 86 Order on Motion to Dismiss,, Order on Motion to Certify Class, Order on Motion for Judgment on the Pleadings,,,,,, filed by Marcus D. Gordon (Matheny, Justin) (Entered: 11/23/2015)
11/23/2015	94	MEMORANDUM IN SUPPORT re 93 Response in Opposition to Motion, filed by Marcus D. Gordon (Matheny, Justin) (Entered: 11/23/2015)
11/23/2015	95	Joinder in Document by Scott County, Mississippi to 93 Response in Opposition to Motion, filed by Marcus D. Gordon, 94 Memorandum in Support filed by Marcus D. Gordon (Allen, William) (Entered: 11/23/2015)
11/23/2015	96	Joinder in Document by Mark Duncan to 94 Memorandum in Support filed by Marcus D. Gordon (Miracle, Douglas) (Entered: 11/23/2015)
12/10/2015	97	REPLY to Response to Motion re 93 Response in Opposition to Motion for Reconsideration, document 88 , filed by Joshua Bassett, Octavious Burks (Buskey - PHV, Brandon) Modified on 12/11/2015 (PKM). (Entered: 12/10/2015)
12/11/2015		DOCKET ANNOTATION as to 97 : Incorrect linkage made. Reply to Response to Motion should be linked to Motion for Reconsideration, document 88 . All related filings to motions (using the "Responses and Replies" category, with the exception of "Response to Order") should be linked back to the original motion. Court staff has made the correction. (PKM) (Entered: 12/11/2015)
12/18/2015	98	NOTICE of Supplemental Authority by Joshua Bassett, Octavious Burks re 88 MOTION for Reconsideration re 86 Order on Motion to Dismiss,, Order on Motion to Certify Class, Order on Motion for Judgment on the Pleadings,,,,,, (Attachments: # 1 Exhibit)(Buskey - PHV, Brandon) (Entered: 12/18/2015)
04/18/2016		TEXT ONLY ORDER finding as moot 91 Motion for Extension of Time to File Response/Reply ; finding as moot 92 Motion for Extension of Time to File Response/Reply. NO FURTHER

		WRITTEN ORDER SHALL BE ISSUED. Signed by District Judge Henry T. Wingate on 4/18/16 (TRS) (Entered: 04/18/2016)
01/25/2017	99	NOTICE of Appearance by Jennifer Riley-Collins on behalf of Joshua Bassett, Octavious Burks (Riley-Collins, Jennifer) (Entered: 01/25/2017)
03/02/2017		TEXT ONLY ORDER This Court orders each of the parties to advise the Court by 12 p.m., Friday, March 3, 2017, as to whether this case is still a live controversy or has been settled or is on the verge of settlement. The parties are directed to respond by filing a status report through the ECF system. NO FURTHER WRITTEN ORDER SHALL ISSUE. Signed by District Judge Henry T. Wingate on 3/2/2017 (CGC) (Entered: 03/02/2017)
03/03/2017	100	STATUS REPORT by Scott County, Mississippi (Allen, William) (Entered: 03/03/2017)
03/03/2017	101	STATUS REPORT by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 03/03/2017)
03/03/2017	102	STATUS REPORT by Marcus D. Gordon (Matheny-State Gov, Justin) (Entered: 03/03/2017)
03/03/2017	103	STATUS REPORT by Mark Duncan (Miracle-State Gov, Douglas) (Entered: 03/03/2017)
03/20/2017	104	NOTICE of Appearance by Joshua F. Tom on behalf of All Plaintiffs (Tom, Joshua) (Entered: 03/20/2017)
03/21/2017	105	**ERROR** Disregard this entry. MOTION to Withdraw as Attorney <i>Jennifer Riley Collins</i> by Joshua Bassett, Octavious Burks (Tom, Joshua) Modified on 3/21/2017 (PKM). (Entered: 03/21/2017)
03/21/2017		DOCKET ANNOTATION as to 105 : Pursuant to the Administrative Procedures for Electronic Case Filing Section 2.C. and FED.R.Civ.P.11 an attorney's password issued by the court combined with the user's identification (login) serves as the attorney's signature for Rule 11 and other purposes. Attorneys should not permit other attorneys to use their login and password for any ECF filing. Document 105 will be disregarded and the attorney with the electronic signature on the document should re-file document. (PKM) (Entered: 03/21/2017)

03/21/2017	106	MOTION to Withdraw as Attorney <i>Jennifer Riley Collins</i> by Joshua Bassett, Octavious Burks (Riley-Collins, Jennifer) (Entered: 03/21/2017)
03/22/2017		TEXT-ONLY ORDER granting 106 Motion to Withdraw as Attorney. Attorney Jennifer Riley-Collins terminated. Signed by Magistrate Judge Linda R. Anderson on 3/22/2017. NO FURTHER WRITTEN ORDER WILL ISSUE. (WG) (Entered: 03/22/2017)
04/05/2017	107	STIPULATION of Dismissal <i>with Prejudice as to Defendants Gordon/Cotten, Freeman, McCurdy, and Duncan</i> by Joshua Bassett, Octavious Burks (Johnson, Cliff) (Entered: 04/05/2017)
04/06/2017		NOTICE OF SETTING: Telephone Conference set for 4/11/2017 03:00 PM before Magistrate Judge Linda R. Anderson. Counsel for plaintiffs to initiate conference call. Telephone number: 601-608-4440. (Note: Counsel for plaintiffs and counsel for Scott County only need to participate in conference.) (WG) (Entered: 04/06/2017)
04/10/2017		Minute Entry for proceedings held before Magistrate Judge Linda R. Anderson: Telephone Conference held on 4/10/2017. Participants: Cliff Johnson and Will Allen. Parties advised the Court that this case has settled. Judge Wingate's office was joined in the call and advised that settlement documents would be submitted with declaratory judgment to be entered first. (WG) (Entered: 04/10/2017)
06/27/2017	108	ORDER DISMISSING CASE Signed by District Judge Henry T. Wingate on 6/26/17 (Attachments: # 1 Attachment)(MGB) (Entered: 06/27/2017)
06/27/2017	109	FINAL JUDGMENT Dismissing with Prejudice. Signed by District Judge Henry T. Wingate on 6/26/17 (MGB) (Entered: 06/27/2017)

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