

**U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:03-cv-02489-DGT-RLM**

D.D. v. New York City Board of Education et al
Assigned to: Judge David G. Trager
Referred to: Magistrate Judge Roanne L. Mann
Cause: 42:1983 Civil Rights Act

Date Filed: 05/16/2003
Date Terminated: 04/25/2007
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

D.D.

*a minor, by and through his parent and
Next Friend, V.D.*

represented by **Ilan M. Maazel**
Emery Celli Brinckerhoff & Abady PC
75 Rockefeller Plaza
20th Floor
New York, NY 10019
(212) 763-5000
Fax: (212) 763-5001
Email: imaazel@ecbalaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mariann Meier Wang
Emery Celli Brinckerhoff & Abady LLP
75 Rockefeller Plaza
20th Floor
New York, NY 10019
212-763-5000
Fax: 212-763-5001
Email: mwang@ecbalaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Alba R Morales
Emery Celi Brinckerhoff & Abady
75 Rockefeller Plaza
20th Floor
New York, NY 10019
212-763-5000
Fax: 212-763-5001
Email: alba_raquel@yahoo.com
ATTORNEY TO BE NOTICED

Plaintiff

B.T.

*a minor, by and through his Parent and
Next Friend, D.N., individually and on
behalf of all others similarly situated*

represented by **Eric Jason Hecker**
Emery Celli Brinckerhoff & Abady LLP
75 Rockefeller Plaza
20th Floor
New York, NY 10019
212-763-5000
Email: hecker@ecbalaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mariann Meier Wang
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew D. Brinckerhoff
Emery Celli Brinckerhoff & Abady PC
75 Rockefeller Plaza

20th Floor
New York, NY 10019
212-763-5000
Fax: 212-763-5001
Email: mbrinckerhoff@ecbalaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Alba R Morales
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

A.C.
*a minor, by and through his Parent and
Next Friend, V.S.*

represented by **Eric Jason Hecker**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mariann Meier Wang
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Matthew D. Brinckerhoff
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Alba R Morales
(See above for address)
ATTORNEY TO BE NOTICED

Ilann M. Maazel
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

New York City Board of Education

represented by **Jane R. Goldberg**
Corporation Counsel of the City of NY
100 Church Street
New York, NY 10007
(212)416-6133
Fax: (212)416-6009
Email: jane.goldberg@oag.state.ny.us
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Martin John Bowe
The City of New York
Law Department
100 Church Street
New York, NY 10007
(212) 788-0878
Fax: (212) 788-0940
Email: mbowe@law.nyc.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

represented by

**New York City Department of
Education**

Jane R. Goldberg
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Martin John Bowe
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Joel Klein
Chancellor of New York City Schools

represented by **Jane R. Goldberg**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Martin John Bowe
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Angelo Gimondo
*Dr., Superintendent, Community School
District 30*

represented by **Jane R. Goldberg**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Nelly Real-Korb
*Chairperson, Committee on Preschool
Special Education (CPSE) District 30*

represented by **Jane R. Goldberg**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Richard P. Mills
*Commissioner of the New York State
Education Department*

represented by **Jane R. Goldberg**
(See above for address)
ATTORNEY TO BE NOTICED

Steven Leon Banks
NYS Office of the Attorney General
120 Broadway, 24th Floor
New York, NY 10271
(212)416-8621
Fax: (212)416-6075
Email: Steven.Banks@oag.state.ny.us
ATTORNEY TO BE NOTICED

Defendant

City of New York

represented by **Jane R. Goldberg**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Martin John Bowe
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Joe Blaize
Chairperson, CPSE District 29

represented by **Jane R. Goldberg**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Martin John Bowe
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Defendant

Michael A. Johnson
 Superintendent, Community School
 District 29

represented by **Jane R. Goldberg**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Martin John Bowe
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Defendant

Beth Marino
 Chairperson, CPSE District 25

represented by **Jane R. Goldberg**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Martin John Bowe
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Defendant

Michelle Fratti
 Superintendent, Community School
 District 25

represented by **Jane R. Goldberg**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Martin John Bowe
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/16/2003	<u>1</u>	COMPLAINT against City Of New York, Angelo Gimondo, Joel Klein, Richard P. Mills, New York City Board of Education, New York City Department of Education, Nelly Real-Korb filing fee \$ 150, receipt number 277630 Summons Issued, filed by D.D.. (Attachments: # <u>1</u> Civil Cover Sheet)(Villanueva, William) (Entered: 05/19/2003)
05/16/2003	3	Minute Entry for proceedings held before David G. Trager : Status Conference held on 5/16/2003. Counsel for the parties; RULINGS: Hearing on TRO and preliminary injunction adjourned to Wednesday 5/21/03 at 1:30. (Permaul, Jenny) (Entered: 05/29/2003)
05/16/2003	7	MEMORANDUM OF LAW in Support of Motion for Preliminary Injunction by D.D. (Piper, Francine) (Entered: 06/27/2003)
05/19/2003		Case reassigned to Judge David G. Trager. Judge Carol B. Amon no longer assigned to the case. Parties notified. (Bowens, Priscilla) (Entered: 05/23/2003)
05/21/2003	4	Minute Entry for proceedings held before Carol B. Amon : Status Conference held on 5/21/2003. Preliminary Injunction granted (Permaul, Jenny) (Entered: 05/29/2003)

05/27/2003	<u>2</u>	ORDER Defts. Board of Education and Department of Education shall comply withan implement the decision of the Hearing Officer Mindy Wolman dated 4/30/03. Signed by Judge David G. Trager on 5/21/03. (Greene, Donna) (Entered: 05/27/2003)
06/10/2003	5	ORDER endorsed on letter dated 6/5/03 from Martin Bowe to Judge Trager. Application for City defts. to respond to complaint by 7/2/03 is granted . Signed by Judge David G. Trager on 6/4/03. (Greene, Donna) (Entered: 06/10/2003)
06/16/2003	6	AMENDED COMPLAINT against Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, City Of New York, Angelo Gimondo, Joel Klein, Richard P. Mills, New York City Board of Education, New York City Department of Education, Nelly Real-Korb, filed by A.C., B.T., D.D..(Greene, Donna) (Entered: 06/26/2003)
06/19/2003	9	Notice of MOTION to Certify Class by A.C., B.T., D.D.. (Greene, Donna) (Entered: 07/07/2003)
06/19/2003	10	Notice of MOTION for Preliminary Injunction by A.C., B.T., D.D.. (Greene, Donna) (Entered: 07/07/2003)
06/19/2003	11	MEMORANDUM OF LAW in Support of Motion for Temporary Restraining Order for named plfs. and re 10 Notice of MOTION for Preliminary Injunction by A.C., B.T., D.D.. (Greene, Donna) (Entered: 07/07/2003)
06/19/2003	12	MEMORANDUM OF LAW in Support re 9 Notice of MOTION to Certify Class by A.C., B.T., D.D.. (Greene, Donna) (Entered: 07/07/2003)
06/24/2003	8	AFFIDAVIT of Service for Amended Summons and Amended Complaint served on Michael Johnson, Beth Marino, Michelle Fratti, Joe Blaize on 6/23/03. (Piper, Francine) (Entered: 06/30/2003)
07/14/2003	13	SUMMONS Returned Executed Richard P. Mills served on 7/11/2003, answer due 7/31/2003. (Greene, Donna) (Entered: 07/17/2003)
07/15/2003	14	Minute Entry for proceedings held before David G. Trager : Status Conference held on 7/15/2003. Defts. to file answer to complaint and opposition papers to pltffs. motions for preliminary injunction and class certificatin by 10/8/03. Defts. shall also provide the court with updated statistics regarding the number of unplaced children with IEP's in August and Septemeber. (Greene, Donna) (Entered: 08/05/2003)
08/07/2003	15	Letter dated 6/20/03 from Jane Goldberg to Judge Trager, City dfts request that they be given a reasonable period of time to respond to plaintiff's voluminous papers seeking a preliminary injunction. (Piper, Francine) (Entered: 08/07/2003)
08/07/2003	16	Letter dated 6/20/03 from Ilann Maazel to Judge Trager, plttf's propose that dft's serve opposition papers to their motion for preliminary injunction by 6/27; plttf's reply 7/1. (Piper, Francine) (Entered: 08/07/2003)
08/07/2003	17	Letter dated 6/27/03 from Jane Goldberg to Judge Trager, reporting that City dfts have located placements for the additional plaintiff children, B.T. and A.C. (Piper, Francine) (Entered: 08/07/2003)
08/07/2003	18	Letter dated 7/1/03 from Ilann Maazel to Judge Trager, requesting that the court set a briefing schedule for plttf's motion for a preliminary injunction. (Piper, Francine) (Entered: 08/07/2003)
08/07/2003	19	Letter dated 7/1/03 from Jane Goldberg to Judge Trager, in response to plttf's letter dated 7/1/03 requesting that dfts respond to their motion for a preliminary injunction within one week, and also requesting an extension of time until 8/30/03 to respond to the Amended Class Action complaint. (Piper, Francine) (Entered: 08/07/2003)
08/07/2003	20	Letter dated 7/1/03 from Ilaan Maazel to Judge Trager, clarifying some apparent misunderstandings in Ms. Goldberg's letter. (Piper, Francine) (Entered: 08/07/2003)
08/07/2003	21	Letter dated 7/2/03 from Janice Birnbaum to Judge Trager, requesting that the court extend the City dft's time until 8/30/03 to respond to amended complaint;

		City dft's also request that a reasonable briefing schedule be set to respond to plttf's motion for a preliminary injunction. (Piper, Francine) (Entered: 08/07/2003)
08/07/2003	22	Letter dated 7/11/03 from Ilann M. Maazel to Judge Trager, requesting that the court set a briefing schedule for the preliminary injunction motion. (Piper, Francine) (Entered: 08/07/2003)
08/11/2003	23	Letter dated 8/7/03 from Jane Goldberg to Judge Trager, requesting that the court mmediately modify or vacate its order of 5/21/03, concerning the implementation of a pre-school placement and services for the minor plaintiff, since the plttf's circumstances have changed materially. (Piper, Francine) (Entered: 08/11/2003)
08/18/2003	24	ORDER, (endorsed on letter dated 8/12/03 from Jane Goldberg to Judge Trager), application to modify the 5/21/03 order so that City dfts may discontinue paying for SEIT services that are provided by Theracare is Granted. (Signed by Judge David G. Trager on 8/12/03) (Piper, Francine) (Entered: 08/18/2003)
08/25/2003	25	ORDER setting initial conference for 10/16/03 at 12:00 p.m. before Mag. Mann. Signed by Judge Roanne L. Mann on 8/18/03. (Greene, Donna) (Entered: 08/25/2003)
09/11/2003	26	TRANSCRIPT of Proceedings held on 7/15/03 before Judge Judge Trager. Court Reporter: Burton H. Sulzer. Ilann M. Maazel, Esq. and Matthew Brinckerhoff, Esq. for the pltf. Jane R. Goldberg, Esq. and Martin Bowe, Esq. for NYC. Steven Banks, Esq. and Bruce B. McHale, Esq. for NYS. (Greene, Donna) (Entered: 09/17/2003)
10/14/2003	27	ORDER endorsed on letter dated 9/26/03 from Steven L. Banks to Judge Trager. Application for an extension untl 10/29/03 to respond to plttfs. amended ocmplaint and motion is granted. Signed by Judge David G. Trager on 10/1/03. (Greene, Donna) (Entered: 10/14/2003)
10/16/2003	28	Letter dated 10/7/03 from Ilann Maazel to Mag. Mann, opposing dft's request to postpone the initial pretrial conference scheduled for 10/16. (Piper, Francine) (Entered: 10/16/2003)
10/16/2003	29	Letter dated 10/8/03 from Jane R. Goldberg to Mag. Mann, City dft's request that the initial disclosure and the initial conferece be adjourned until the court's decision on the motion for class certification. (Piper, Francine) (Entered: 10/16/2003)
10/16/2003	30	Letter dated 10/7/03 from Steven Banks to Mag. Mann, dft's requests that the initial pretrial conference scheduled for 10/16/03, including the time for automatic disclosures, be adjourned until after the court's decision on the motion for class certification. (Piper, Francine) (Entered: 10/16/2003)
10/16/2003	31	ORDER, The deadline for serving automatic disclosure is adjourned sine die. If the case does not appear to be settling, the initial conference will go forward on 11/7/03, at which time the court will determine whether and to what extent to permit discovery to proceed. (Signed by Judge Roanne L. Mann on 10/9/03) (Piper, Francine) (Entered: 10/16/2003)
11/04/2003	<u>32</u>	ORDER, (endorsed on letter dated 10/27/03 from Jane Goldberg to Judge Trager), application granted. (Signed by Judge David G. Trager on 10/30/03). (Piper, Francine) (Entered: 11/04/2003)
11/04/2003	33	Letter from Steven L. Banks to Mag. Mann, dated 10/28/03 advising that the parties are still exploring several proposals, because it is unlikely that a settlement will be finalized in the near term, the parties will meet with the court on 1/7/03 as scheduled. (Greene, Donna) (Entered: 11/04/2003)
11/07/2003	34	Minute Entry for proceedings held before Roanne L. Mann : Initial Conference Hearing held on 11/7/2003. Fact Discovery to be completed by 4/30/04. Next conference (settlement) scheduled for 7/13/04 10:00. Automatic disclosure shall be completed by 12/1/04. Pleadings may be amended and new parties added until 3/12/04. Plttfs. non-medical expert disclosure shall be served by 5/28/04; defts. is due 6/28/04. Medical expert disclosure and expert depositions are deferred until after the settlement conference. (Greene, Donna) (Entered: 11/13/2003)

11/10/2003	36	ANSWER to Amended Complaint by Joe Blaize, City Of New York, Michelle Fratti, Michael A. Johnson, Joel Klein, Beth Marino, New York City Board of Education, New York City Department of Education.(Piper, Francine) (Entered: 11/17/2003)
11/14/2003	35	ORDER endorsed on letter dated 11/10/03 from Jane R. Goldberg to Judge Trager. Application to extend time until 11/21/03 in which to file the stipulation as the parties continue to negotiate clas definition. Signed by Judge David G. Trager on 11/10/03. (Greene, Donna) (Entered: 11/14/2003)
11/20/2003	37	Letter dated 11/13/03 from Jane Goldberg to Judge Trager, advising that the NYC Dept of Education has reduced the number of children waiting for services by fifty percent since August 2003. (Piper, Francine) (Entered: 11/20/2003)
12/04/2003	38	ORDER endorsed on letter dated 11/20/03 from Jane R. Goldberg to Judge Trager. Application for defts. to serve opposition to class certification together with their responsive papers to pltfs. motion for a preliminary injunction by 12/8/03 is granted. Signed by Judge David G. Trager on 11/20/03. (Greene, Donna) (Entered: 12/04/2003)
12/09/2003	39	Municipal Defts. Memorandum of Law in opposition ot pltfs. motions for a preliminary injunction and class certification. (Greene, Donna) (Entered: 12/19/2003)
12/09/2003	40	Declaration of Jane R. Goldberg in opposition to pltfs. request for a preliminary injunction and motion for class certification. (Greene, Donna) (Entered: 12/19/2003)
12/09/2003	42	Notice of MOTION to Dismiss by Richard P. Mills. (Greene, Donna) (Entered: 01/20/2004)
12/09/2003	43	MEMORANDUM OF LAW in Support re 42 Notice of MOTION to Dismiss and in opposition to pltfs. motion for preliminary injunction and class certification by Richard P. Mills. (Greene, Donna) (Entered: 01/20/2004)
12/09/2003	44	MEMORANDUM OF LAW in Opposition re 42 Notice of MOTION to Dismiss by Joe Blaize, Michelle Fratti, Angelo Gimondo, Michael A. Johnson, Joel Klein, Beth Marino, New York City Board of Education, New York City Department of Education, Nelly Real-Korb. (Greene, Donna) (Entered: 01/20/2004)
12/09/2003	45	REPLY MEMORANDUM OF LAW in Support re 42 Notice of MOTION to Dismiss by Richard P. Mills. (Greene, Donna) (Entered: 01/20/2004)
12/09/2003	46	AFFIDAVIT OF Rebecca Cort in opposition to pltfs. motions for preliminary injunction and class certification. (Greene, Donna) (Entered: 01/20/2004)
12/19/2003	41	Plaintiffs' reply memorandum in support of 9 Notice of MOTION to Certify Class, 10 Notice of MOTION for Preliminary Injunction and in opposition to deftt Mills' motion to dismiss. (Chee, Alvin) (Entered: 12/23/2003)
01/14/2004	47	MEMORANDUM OF LAW in Opposition re 9 Notice of MOTION to Certify Class, 10 Notice of MOTION for Preliminary Injunction by Joe Blaize, City Of New York, Michelle Fratti, Michael A. Johnson, Joel Klein, Beth Marino, New York City Board of Education, New York City Department of Education. (Piper, Francine) (Entered: 01/23/2004)
01/14/2004	48	Declaration of Jane R. Goldberg in opposition to plttf's request for a preliminary injunction and motion for class certification. (Piper, Francine) (Entered: 01/23/2004)
03/24/2004	50	Minute Entry for proceedings held before David G. Trager : Status Conference held on 3/24/2004. Motion hearing held. Decision reserved. The parties shall submit to the court by 4/2/04 letter briefs regarding the possible appointment of a special master, and other proposals for settlement or mediation. (Piper, Francine) (Entered: 04/01/2004)
03/31/2004	<u>49</u>	MEMORANDUM AND ORDER, the ADA and Section 504 claims against the City defts are dismissed. Pltfs. motion for a preliminary injunction is denied. Signed by Judge David G. Trager on 3/30/04. (Greene, Donna) c/m (Entered: 03/31/2004)

		04/01/2004)
04/05/2004	51	TRANSCRIPT of Proceedings held on 3/24/04 before Judge USDJ David G. Trager. For the plt: Ilann Maazel & Matthew Brinckerhoff. For the dft: Jane Goldberg, Martine Bone, & Steven L. Banks. Official Transcriber: Rosalie Lombardi. Transcription Service: Transcription Plus II. (Noh, Kenneth) (Entered: 04/05/2004)
04/08/2004	52	ORDER endorsed on letter dated 4/2/04 from Ilann M. Maazel to Judge Trager. Application granted. Pltfs. shall file their submission until 4/7/04. Defts. shall file their submission until 4/9/04. Signed by Judge David G. Trager on 4/7/04. (Greene, Donna) (Entered: 04/08/2004)
04/08/2004	53	Letter dated 4/7/04 from Ilann M. Maazel to Judge Trager, plff's request that the court appoint a master. (Piper, Francine) (Entered: 04/08/2004)
04/13/2004	<u>54</u>	SCHEDULING ORDER: Initial Conference set for 5/7/2004 12:00 PM in Courtroom B before Magistrate-Judge Roanne L. Mann.. Signed by Judge Roanne L. Mann on 04/13/04. (Maynard, Pat) (Entered: 04/13/2004)
04/16/2004	55	Letter from Jane R. Goldberg to Judge Trager dated 4/9/04 City defts. oppose the appointment of a special master which pltfs. first suggested at the March 24th conference and again in their letter dated 4/7/04. In the event that the Court decides that it will consider further the issue of whether or not to appoint a special master, City defts request the opportunity to be heard on that issue. (Greene, Donna) (Entered: 04/16/2004)
04/16/2004	56	Letter from Steven L. Banks to Judge Trager dated 4/9/04 deft. Mills opposes the request by pltfs. for appointment of a Special Master in this action. (Greene, Donna) (Entered: 04/16/2004)
04/23/2004	57	ORDER endorsed on letter dated 4/12/04 from Ilann M. Maazel to Judge Trager. Application granting Pltf. request for a short extension to move the court for reconsideration of its March 30 Order denying pltfs. motion for a preliminary injunction until 4/23/04. Signed by Judge David G. Trager on 4/12/04. (Greene, Donna) (Entered: 04/23/2004)
04/26/2004	58	ORDER endorsed on letter dated 4/14/04 from Steven L. Banks to Judge Trager. Application granted. Deft. Mills time to answer the amended complaint extended until 5/14/04. Signed by Judge David G. Trager on 4/14/04. (Greene, Donna) (Entered: 04/26/2004)
04/26/2004	63	Notice of MOTION for Reconsideration by A.C., B.T., D.D.. (Greene, Donna) (Entered: 05/10/2004)
04/26/2004	64	Plaintiffs Motion for Partial Reconsideration of the Court's Memorandum and Order dated March 30, 2004. (Greene, Donna) (Entered: 05/10/2004)
04/29/2004	<u>66</u>	NOTICE OF APPEAL as to <u>49</u> Memorandum & Opinion filed 3/31/04, by attorney for D.D., A.C., B.T.. Filing fee \$ 255.00, receipt number 293310. Affidavit of service attached. Forms C and D mailed to attorney Ilann M. Maazel at 545 Madison Ave., 3rd Floor, New York, NY. 10022. USCA notified. Acknowledgment requested. (McGee, Mary Ann) (Entered: 05/10/2004)
04/30/2004	65	Letter dated 4/30/04 from Ilann Maazel, Esq. to MJ Mann requesting an extension of expert discovery. (Chee, Alvin) (Entered: 05/10/2004)
05/04/2004	<u>59</u>	ORDER, the parties joint request for a two-month extension of the fact discovery deadline, until 6/30/04 is granted. (Signed by Judge Roanne L. Mann on 4/26/04) (Piper, Francine) (Entered: 05/04/2004)
05/04/2004		Case set to ECF status. All civil actions before this Judge are ECF matters. It is MANDATORY that you file all original documents electronically. Please refer to the Judge's Individual Rules. From this point forward, original documents are REQUIRED to be filed electronically and forward a hard copy, labeled courtesy copy, to chambers. The Judges' Individual Rules of Chambers and further information on ECF may be found at the website for the Eastern District of New York at www.nyed.uscourts.gov. (Piper, Francine) (Entered: 05/04/2004)

05/05/2004	60	ORDER endorsed on letter dated 4/27/04 from Jane Goldberg, Esq. to MJ Mann: Application granted. Expert disclosure is extended by two months. The 7/13/04 settlement conference is adjourned to 9/9/04 at 10:15 AM. Signed by Judge Roanne L. Mann on 4/29/04. (Chee, Alvin) (Entered: 05/05/2004)
05/06/2004	61	ORDER endorsed on letter dated 4/26/04 from Ilann M. Maazel to Judge Trager. Application Granted. Pltfs. time to file their motion for reconsideration shall be extended until 4/26/04. Signed by Judge David G. Trager on 4/26/04. (Greene, Donna) (Entered: 05/06/2004)
05/07/2004	62	Letter dated 4/23/04 from Ilann Maazel to Mag. Mann, requesting a modest expansion of the current discovery schedule. (Piper, Francine) (Entered: 05/07/2004)
05/10/2004		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>66</u> Notice of Appeal, (McGee, Mary Ann) (Entered: 05/10/2004)
05/14/2004	<u>67</u>	RESPONSE in Opposition re 63 Notice of MOTION for Reconsideration filed by Joe Blaize, City Of New York, Michelle Fratti, Angelo Gimondo, Michael A. Johnson, Joel Klein, Beth Marino, New York City Board of Education, New York City Department of Education, Nelly Real-Korb. (Goldberg, Jane) (Entered: 05/14/2004)
05/14/2004	68	ORDER endorsed on letter dated 5/6/04 from Steven Banks, Esq. to Hon. David G. Trager: Application granted extending time until 5/14/04 for deft Mills to serve and file papers opposing plaintiffs' motion for reconsideration. Signed by Judge David G. Trager on 5/10/04. (Chee, Alvin) (Entered: 05/14/2004)
05/14/2004	<u>69</u>	ANSWER to Amended Complaint by Richard P. Mills.(Banks, Steven) (Entered: 05/14/2004)
05/14/2004	<u>70</u>	RESPONSE in Opposition re 63 Notice of MOTION for Reconsideration filed by Richard P. Mills. (Banks, Steven) (Entered: 05/14/2004)
05/21/2004	<u>71</u>	Letter dated 5/6/04 from Jane Goldberg to Judge Trager, joining in State dft's request for an extension of time to serve their response to plttf's motion for reconsideration. (Piper, Francine) (Entered: 05/21/2004)
05/21/2004	<u>72</u>	REPLY to Response to Motion re 63 Notice of MOTION for Reconsideration filed by D.D.. (Maazel, Ilann) (Entered: 05/21/2004)
05/21/2004	<u>73</u>	AFFIDAVIT of Service for Reply MOL served on Steven Banks & Jane Goldberg on May 21, 2004, filed by D.D.. (Maazel, Ilann) (Entered: 05/21/2004)
05/25/2004	74	Letter dated 4/23/04 from Steven Banks to Mag. Mann, requesting a two-month extension of time until 6/30/04 for all dfts to conduct fact discovery. (Piper, Francine) (Entered: 05/25/2004)
05/27/2004	79	Letter dated 5/26/04 from Jane Goldberg Esq. to USDJ Trager responding to the 5/26/04 letter from plaintiffs' counsel purporting to withdraw their motion for reconsideration of the Court's denial of a preliminary injunction. Declaration of Larry Sonnenshein's Opposition enclosed. (Williams-Jackson, Sandy) (Entered: 06/18/2004)
06/09/2004	<u>75</u>	Letter from Ilann M. Maazel to Judge Trager dated 5/26/04 withdrawing motion dated 4/23/04 seeking partial reconsideration of the courts 3/30/04 Memorandum and Order. (Greene, Donna) (Entered: 06/09/2004)
06/09/2004	<u>76</u>	Letter. (Attachments: # <u>1</u> # <u>2</u> letter)(Goldberg, Jane) (Entered: 06/09/2004)
06/11/2004	<u>77</u>	ORDER: Each of the discovery deadlines is extended for 30 days. Depositions will commence after July 6, 2004, on dates in July agreeable to counsel. The City defendants shall respond to plaintiffs' document demands, served on April 16, 2004, by June 22, 2004. Signed by Judge Roanne L. Mann on 6/11/04. (Koh, Marianne) (Entered: 06/11/2004)
06/11/2004	81	USCA Scheduling Order as to <u>66</u> Notice of Appeal, filed by B.T., D.D., A.C.. Appeal Record due by 7/14/2004. Appellant's brief shall be filed on or before 7/21/04. Appellee brief shall be filed on or before 8/20/04. That the argument of

		the appeal shall be heard no earlier than the week of 10/4/04.(Drayton, Lorraine) (Entered: 06/21/2004)
06/16/2004	<u>78</u>	Minute Entry for proceedings held before Roanne L. Mann : Calendar Order of Tape-recorded Telephone Conference held on 6/16/2004. (Maynard, Pat) (Entered: 06/16/2004)
06/17/2004		Certified and Transmitted INDEX on Appeal to US Court of Appeals re <u>66</u> Notice of Appeal. USCA#04-2542. Acknowledgment requested. (McGee, Mary Ann) (Entered: 06/18/2004)
06/18/2004	<u>80</u>	Letter from Ilann Maazel to Judge Mann Regarding FERPA Notice. (Maazel, Ilann) (Entered: 06/18/2004)
06/21/2004	<u>82</u>	ORDER re <u>80</u> Letter. The parties reportedly are attempting to resolve their differences as to the proposed notice. Counsel shall notify the Court, by 2:00 p.m., whether they have agreed upon a form of notice. If they have not, the Court will rule at that time. Signed by Judge Roanne L. Mann on 06/21/04. (Maynard, Pat) (Entered: 06/21/2004)
06/21/2004	<u>83</u>	Letter from Municipal Defendants to Hon. Roanne L. Mann Regarding Municipal Defendants' revised proposed notification of disclosure dated June 21, 2004.. (Bowe, Martin) (Entered: 06/21/2004)
06/21/2004	<u>84</u>	Letter from Ilann Maazel to Judge Mann Regarding Proposed FERPA Notice. (Maazel, Ilann) (Entered: 06/21/2004)
06/21/2004	<u>85</u>	NOTICE of Appearance by Ilann Maazel on behalf of all plaintiffs (Maazel, Ilann) (Entered: 06/21/2004)
06/21/2004	<u>86</u>	Letter from Martin Bowe for municipal defendants to Hon. Roanne L. Mann Regarding Letter from Martin Bowe for Municipal Defendants to Hon. Roanne L. Mann Regarding extension to respond to class counsel's objections to municipal defnedants' revised proposed notification, and for the parties to further attmempt to resolve disagreements with regard to the notification form; and an extension of time to make the class notification mailing.. (Bowe, Martin) (Entered: 06/21/2004)
06/21/2004	<u>87</u>	ORDER re <u>80</u> Letter. Court issues notification order (regarding disclosure) . Signed by Judge Roanne L. Mann on 06/21/04. (Maynard, Pat) (Entered: 06/21/2004)
06/21/2004	<u>88</u>	ORDER re <u>86</u> Letter. Application denied. Signed by Judge Roanne L. Mann on 06/21/04. (Maynard, Pat) (Entered: 06/21/2004)
06/25/2004	<u>89</u>	ORDER: This is to notify the parties that, to date, in response to the notices sent to parents and guardians, the Court has received three objections to disclosure, none of which states the reason for the objection. Signed by Judge Roanne L. Mann on 06/25/04. (Maynard, Pat) (Entered: 06/25/2004)
06/28/2004		Email Test – DO NOT REPLY (Guzzi, Roseann) (Entered: 06/28/2004)
06/29/2004	91	Acknowledgment from USCA received re: <u>66</u> Appeal. Acknowledgment signed by TM on 6/21/04. USCA#04/2542. (Drayton, Lorraine) (Entered: 07/06/2004)
07/02/2004	<u>90</u>	Minute Entry for proceedings held before Roanne L. Mann : Telephone Conference held on 7/2/2004. (Maynard, Pat) (Entered: 07/02/2004)
07/16/2004	92	Letter from Martin Bowe to Mag. Mann dated 6/18/03 enclosing municipal-defts. proposed Notice of Order Directing Disclosure of Confidential Student Information. (Greene, Donna) (Entered: 07/16/2004)
07/19/2004	<u>93</u>	Letter from Ilann Maazel to Hon. Roanne L. Mann Regarding Discovery Extention. (Maazel, Ilann) (Entered: 07/19/2004)
07/19/2004	<u>94</u>	Letter from Jane R. Goldberg to Magistrate Judge Mann Regarding discovery. (Goldberg, Jane) (Entered: 07/19/2004)
07/19/2004	<u>95</u>	NOTICE of Appearance by Ilann Maazel on behalf of all plaintiffs (Maazel, Ilann) (Entered: 07/19/2004)

07/20/2004	<u>96</u>	ORDER re <u>93</u> Letter. Application granted, on consent. Fact discovery is extended to 8/31/04. Plaintiffs' non-medical expert disclosure is due by 9/30/04; defendant's is due by 10/29/04. The 10/8/04 settlement conference is due by 10/29/04. The 10/8/04 settlement conference is adjourned to 11/3/04 at 10:00 a.m. Representatives of the defendants with full authority to settle the case must attend. Signed by Judge Roanne L. Mann on 07/19/04. (Maynard, Pat) (Entered: 07/20/2004)
07/20/2004		Email Test – DO NOT REPLY (Piper, Francine) (Entered: 07/20/2004)
08/05/2004	<u>97</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding proposed protective order. (Attachments: # <u>1</u> Text of Proposed Order)(Maazel, Ilann) (Entered: 08/05/2004)
08/05/2004	<u>98</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Protective Order. (Maazel, Ilann) (Entered: 08/05/2004)
08/06/2004	<u>99</u>	ORDER re <u>98</u> Letter. Defendants shall respond in writing by 8/9/04. Signed by Judge Roanne L. Mann on 08/05/04. (Maynard, Pat) (Entered: 08/06/2004)
08/09/2004	<u>100</u>	Letter from Jane R. Goldberg to Magistrate Judge Roann L. Mann Regarding Proposed Protective Order. (Attachments: # <u>1</u> Text of Proposed Order municipal defendants' proposed protective order)(Goldberg, Jane) (Entered: 08/09/2004)
08/10/2004	<u>101</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Proposed Protective Order. (Attachments: # <u>1</u> Exhibit Defendants' Draft Sent to Plaintiffs on July 8, 2004# <u>2</u> Text of Proposed Order Plaintiffs' Proposed Order (corrected))(Maazel, Ilann) (Entered: 08/10/2004)
08/17/2004	<u>102</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Discovery extension. (Maazel, Ilann) (Entered: 08/17/2004)
08/18/2004	<u>103</u>	ENDORSED ORDER re <u>102</u> Letter. Application granted. All discovery deadlines are extended by 17 days. The 11/3/04 settlement conference is adjourned to 12/2/04 at 2:00 p.m. Signed by Judge Roanne L. Mann on 08/17/04. (Maynard, Pat) (Entered: 08/18/2004)
08/31/2004	<u>104</u>	Letter from Ilann M. Maazel to Mag. Mann dated 6/15/04, seeking an order compelling the Municipal defts. to comply with pltf's discovery demands. (Greene, Donna) (Entered: 08/31/2004)
09/13/2004	<u>105</u>	PROTECTIVE ORDER with modifications. Signed by Judge Roanne L. Mann on 09/13/04. (Maynard, Pat) (Entered: 09/13/2004)
09/13/2004	<u>106</u>	ENDORSED ORDER dated 9/10/04 from Ilann M. Maazel requesting the parties joint request for extension of fact discovery. The parties' request for a two-week extension of all discovery deadlines is granted. The 12/2/04 settlement conference will go forward as scheduled. I light of the Court's issuance of a Protective Order, plaintiffs' remaining request is moot . Signed by Judge Roanne L. Mann on 09/13/04. (Maynard, Pat) (Entered: 09/13/2004)
09/15/2004	<u>107</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding Deposition of Daniela Nacov. (Goldberg, Jane) (Entered: 09/15/2004)
09/15/2004	<u>108</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Extention of time for defendants to depose Ms. Nacov. (Maazel, Ilann) (Entered: 09/15/2004)
09/15/2004	<u>109</u>	ORDER re <u>107</u> Letter. Application granted to the extent consented to by plaintiff's counsel. The deadline for completing Daniela Nacov's deposition is extended to 10/22/04. Signed by Judge Roanne L. Mann on 09/15/04. (Maynard, Pat) (Entered: 09/15/2004)
09/27/2004	<u>110</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding discovery. (Goldberg, Jane) (Entered: 09/27/2004)
09/27/2004	<u>111</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Discovery Requests. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u>)(Maazel, Ilann) (Entered: 09/27/2004)

09/28/2004	<u>112</u>	Letter from Steven L. Banks to Honorable Roanne L. Mann. (Banks, Steven) (Entered: 09/28/2004)
09/28/2004	<u>113</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding discovery. (Goldberg, Jane) (Entered: 09/28/2004)
09/28/2004	<u>114</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Reply to discovery demands. (Maazel, Ilann) (Entered: 09/28/2004)
10/08/2004	<u>115</u>	MEMORANDUM AND ORDER The Court rules on the parties' unresolved discovery disputes. Signed by Judge Roanne L. Mann on 10/08/04. (Maynard, Pat) (Entered: 10/08/2004)
10/21/2004	<u>116</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Expert Discovery. (Maazel, Ilann) (Entered: 10/21/2004)
10/25/2004	<u>117</u>	Letter from Jane R. Goldberg to Hon. Roanne L. Mann Regarding discovery issues. (Goldberg, Jane) (Entered: 10/25/2004)
10/26/2004	<u>118</u>	ORDER: Court responds to counsel's letters of 10/21/04 and 10/25/04. The deadlines for serving expert disclosure are adjourned, on consent, to 12/7/04 for plaintiffs and 1/14/05 for defendants. The 12/2/04 settlement conference is adjourned to 2/8/05 at 2:00 p.m.. Signed by Judge Roanne L. Mann on 10/26/04. (Maynard, Pat) (Entered: 10/26/2004)
12/09/2004	<u>119</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding Expert Disclosure. (Attachments: # <u>1</u>)(Goldberg, Jane) (Entered: 12/09/2004)
12/10/2004	<u>120</u>	Letter from Ilann Maazel to Hon. Roanne L. Mann Regarding extension request. (Maazel, Ilann) (Entered: 12/10/2004)
12/10/2004	<u>121</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding expert disclosure. (Goldberg, Jane) (Entered: 12/10/2004)
12/10/2004	<u>122</u>	ORDER re <u>120</u> Letter, <u>121</u> Letter. The Court rules on defendant's request for discovery extension. Plaintiffs reportedly have not yet served their expert disclosure, which was due 12/7/04. They shall do so by 12/14/04. The deadline for defendants' expert disclosure is extended to 2/8/05. The 2/8/05 settlement conference is adjourned to 2/16/05 at 10:00 a.m. The parties shall supply the Court with their respective expert disclosure by 2/10/05. Signed by Judge Roanne L. Mann on 12/10/04. (Maynard, Pat) (Entered: 12/10/2004)
12/22/2004	<u>123</u>	STIPULATION and PROTECTIVE ORDER. So-Ordered. Signed by Judge Roanne L. Mann on 12/21/04. (Maynard, Pat) (Entered: 12/22/2004)
02/01/2005	<u>124</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding extension of time to produce expert report. (Goldberg, Jane) (Entered: 02/01/2005)
02/01/2005	<u>125</u>	Letter from Mariann Meier Wang to Hon. Roanne L. Mann Regarding Objection to Defendants Request for Extension. (Attachments: # <u>1</u> Appendix Plaintiffs' Expert Report)(Maazel, Ilann) (Entered: 02/01/2005)
02/02/2005	<u>126</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding extension to produce expert report. (Goldberg, Jane) (Entered: 02/02/2005)
02/07/2005	<u>127</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding status of municipal defendants' expert witness. (Goldberg, Jane) (Entered: 02/07/2005)
02/07/2005	<u>128</u>	Letter from Mariann Meier Wang to Hon. Roanne L. Mann Regarding Extension for Expert Report. (Wang, Mariann) (Entered: 02/07/2005)
02/07/2005	<u>129</u>	ORDER re <u>124</u> Letter. Defendants' request for an extension of the deadline for serving their expert disclosure is granted in part: the report shall be served and filed via ECF by February 24, 2005. The February 16, 2005 settlement conference is adjourned to the Court's next available time slot: February 28, 2005 at 10:00 AM. Signed by Judge Roanne L. Mann on 2/7/05. (Lowenstein, Amy) (Entered: 02/07/2005)

02/24/2005	<u>130</u>	NOTICE by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb <i>Municipal Defendants' Expert Report</i> (Attachments: # <u>1</u> Addendum# <u>2</u> Appendix Appendices 1-4# <u>3</u> Appendix Appendices 5-6# <u>4</u> Appendix Appendix 7# <u>5</u> Appendix Appendix 8# <u>6</u> Appendix Appendix 9# <u>7</u> Appendix Appendix 10-A# <u>8</u> Appendix Appendix 10-B# <u>9</u> Appendix Appendix 11# <u>10</u> Appendix Appendix 12)(Goldberg, Jane) (Entered: 02/24/2005)
02/28/2005	<u>131</u>	Minute Entry for proceedings held before Roanne L. Mann : Settlement Conference held on 2/28/2005. Settlement discussions begin. Defendants shall, by 3/24/05, serve and submit their off-the-record proposals for systemic changes. A follow-up conference with the Court will be held on Monday, 4/11/05 at 2:00 p.m. The parties shall respond to the cross-demands no later than 3/30/05 (Maynard, Pat) (Entered: 02/28/2005)
03/24/2005	<u>132</u>	Letter MOTION for Extension of Time to File <i>to Submit Settlement position statement</i> by Richard P. Mills. (Banks, Steven) (Entered: 03/24/2005)
03/25/2005	<u>133</u>	ORDER granting <u>132</u> on consent Motion for Extension of Time to File. In addition, the 4/11/05 settlement conference will commence at 10:00 AM, rather than 2:00 PM. Signed by JudgeRoanne L. Mann on 3/25/05. (Lowenstein, Amy) (Entered: 03/25/2005)
03/30/2005	<u>134</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding the accuracy of the PNA List. (Maazel, Ilann) (Entered: 03/30/2005)
03/30/2005	<u>135</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding time in which to respond to plaintiffs' request for additional discovery. (Goldberg, Jane) (Entered: 03/30/2005)
03/31/2005	<u>136</u>	ORDER re <u>135</u> Letter. Application granted on consent. Signed by Judge Roanne L. Mann on 03/31/05. (Maynard, Pat) (Entered: 03/31/2005)
04/01/2005	<u>137</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding plaintiffs' request to reopen discovery. (Goldberg, Jane) (Entered: 04/01/2005)
04/04/2005	<u>138</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding the Accuracy of the PNA List. (Attachments: # <u>1</u> Exhibit Exhibit A to Pls' Reply Letter of Discovery into Accuracy of PNA List# <u>2</u> Exhibit Exhibit B to Pls' Reply Letter of Discovery into Accarcy of PNA List)(Maazel, Ilann) (Entered: 04/04/2005)
04/05/2005	<u>139</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding plaintiffs' request to reopen discovery. (Goldberg, Jane) (Entered: 04/05/2005)
04/12/2005	<u>140</u>	Minute Entry for proceedings held before Roanne L. Mann : Discovery/Settlement Hearing held on 4/11/2005. Status report due 5/11/05 (Maynard, Pat) (Entered: 04/12/2005)
05/02/2005	<u>141</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Production of Documents. (Maazel, Ilann) (Entered: 05/02/2005)
05/02/2005	<u>142</u>	Letter from Jane R. Goldberg to Magisrate Judge Roanne L. Mann Regarding plaintiffs' request for additional discovery. (Goldberg, Jane) (Entered: 05/02/2005)
05/02/2005	<u>143</u>	ORDER re <u>142</u> Letter. Application granted. Ordered by Judge Roanne L. Mann on 05/02/05. (Maynard, Pat) (Entered: 05/02/2005)
05/06/2005	<u>144</u>	Letter from Jane R. Goldberg to Honorable Roanne L. Mann Regarding plaintiffs' request to reopen discovery. (Goldberg, Jane) (Entered: 05/06/2005)
05/11/2005	<u>145</u>	ORDER The status report is due by 5/25/05. Resolution of the parties discovery dispute is deferred pending receipt of the status report. Ordered by Judge Roanne L. Mann on 05/11/05. (Maynard, Pat) (Entered: 05/11/2005)
05/27/2005	<u>146</u>	ORDER endorsed on status report letter dated 5/25/05 from Steven L. Banks. The parties shall submit an updated status report by 6/24/05 via ECF. Resolution of the parties' discovery dispute is deferred. Ordered by Judge Roanne L. Mann on 05/27/05. (Maynard, Pat) (Entered: 05/27/2005)

06/24/2005	<u>147</u>	ENDORSED ORDER on 6/23/05 status letter (not filed by ECF). Application granted. Ordered by Judge Roanne L. Mann on 6/24/05. (Lowenstein, Amy) (Entered: 06/24/2005)
07/15/2005	<u>148</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding extension of time for status report. (Goldberg, Jane) (Entered: 07/15/2005)
07/18/2005	<u>149</u>	ORDER re <u>148</u> Letter. Application granted. Ordered by Judge Roanne L. Mann on 07/18/05. (Maynard, Pat) (Entered: 07/18/2005)
07/22/2005	<u>150</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Status of Settlement Negotiations. (Maazel, Ilann) (Entered: 07/22/2005)
07/25/2005	<u>151</u>	ORDER re <u>150</u> Letter. Application granted. A status report is due by 9/6/05. Ordered by Judge Roanne L. Mann on 07/25/05. (Maynard, Pat) (Entered: 07/25/2005)
07/26/2005	<u>152</u>	AMENDED ORDER re <u>151</u> Order. A status report is due by 9/9/05. Ordered by Judge Roanne L. Mann on 07/25/05. (Maynard, Pat) (Entered: 07/26/2005)
09/09/2005	<u>153</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding status of settlement negotiations. (Maazel, Ilann) (Entered: 09/09/2005)
09/12/2005	<u>154</u>	ORDER re <u>153</u> Letter. Application granted.. Ordered by Judge Roanne L. Mann on 09/12/05. (Maynard, Pat) (Entered: 09/12/2005)
09/28/2005	<u>155</u>	Letter from Steven L. Banks to Honorable Roanne L. Mann Regarding Settlement discussions. (Banks, Steven) (Entered: 09/28/2005)
09/29/2005	<u>156</u>	ORDER re <u>155</u> Letter. Application granted. Ordered by Judge Roanne L. Mann on 09/28/05. (Maynard, Pat) (Entered: 09/29/2005)
10/24/2005	<u>157</u>	Letter from Steven L. Banks to Honorable Roanne L. Mann Regarding status of settlement discussions. (Banks, Steven) (Entered: 10/24/2005)
10/24/2005	<u>158</u>	ORDER re <u>157</u> Letter. Application granted. Ordered by Judge Roanne L. Mann on 10/24/05. (Maynard, Pat) (Entered: 10/24/2005)
10/27/2005	<u>159</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Protective Order. (Maazel, Ilann) (Entered: 10/27/2005)
10/28/2005	<u>160</u>	PROTECTIVE ORDER: So-Ordered as modified. Ordered by Judge Roanne L. Mann on 10/28/05. (Maynard, Pat) (Entered: 10/28/2005)
11/07/2005	<u>161</u>	Letter from Steven L. Banks to Honorable Roanne L. Mann Regarding Status of settlement discussions. (Banks, Steven) (Entered: 11/07/2005)
11/08/2005	<u>162</u>	ORDER re <u>161</u> Letter. Application granted. Ordered by Judge Roanne L. Mann on 11/08/05. (Maynard, Pat) (Entered: 11/08/2005)
11/16/2005	<u>163</u>	Letter from Steven L. Banks to Honorable Roanne L. Mann Regarding Status of settlement discussions. (Banks, Steven) (Entered: 11/16/2005)
11/16/2005	<u>164</u>	ORDER re <u>163</u> Letter. Application granted. Ordered by Judge Roanne L. Mann on 11/16/05. (Maynard, Pat) (Entered: 11/16/2005)
11/18/2005	<u>165</u>	Letter from Steven L. Banks to Honorable Roanne L. Mann Regarding Status of settlement discussions. (Banks, Steven) (Entered: 11/18/2005)
11/18/2005	<u>166</u>	Letter from Ilann M. Maazel to Hon. Roanne L. Mann Regarding Settlement Negotiations. (Maazel, Ilann) (Entered: 11/18/2005)
11/21/2005	<u>167</u>	ORDER re <u>166</u> Letter. Application granted. The Court will meeting the parties on 12/2/05 at 2:00 p.m. Persons with final authority to settle on behalf of defendants shall attend. Ordered by Judge Roanne L. Mann on 11/21/05. (Maynard, Pat) (Entered: 11/21/2005)
12/01/2005	<u>168</u>	ORDER Defendants object to plaintiffs' ex parte pre-conference submission, dated November 29, 2005. In view of that objection, the Court has refrained from reading plaintiffs' submission. Plaintiffs are directed either to serve copies of that document on defense counsel today, and to notify the Court that service is being made, or to

		serve and submit an alternative pre-conference document today.. Ordered by Judge Roanne L. Mann on 12/01/05. (Maynard, Pat) (Entered: 12/01/2005)
12/06/2005	<u>169</u>	Minute Entry for proceedings held before Roanne L. Mann : Settlement Conference held on 12/2/2005. The parties shall engage in further negotiations and submit a status report by 12/16/05 (Maynard, Pat) (Entered: 12/06/2005)
12/15/2005	<u>170</u>	Letter from Jane R. Goldberg to Magistrate Judge Roanne L. Mann Regarding status of settlement discussions. (Goldberg, Jane) (Entered: 12/15/2005)
12/16/2005	<u>171</u>	ORDER: The parties shall submit an updated status report by 1/6/06. Ordered by Magistrate Judge Roanne L. Mann on 12/16/05. (Maynard, Pat) (Entered: 12/16/2005)
01/06/2006	<u>172</u>	Letter <i>re: status on behalf of all parties</i> by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 01/06/2006)
01/09/2006	<u>173</u>	ORDER re <u>172</u> Letter, filed by New York City Board of Education, New York City Department of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Beth Marino, Michael A. Johnson, Joe Blaize, Michelle Fratti. Application granted. Status report due 1/20/06. Ordered by Judge Roanne L. Mann on 01/09/05. (Maynard, Pat) (Entered: 01/09/2006)
01/12/2006	<u>174</u>	ORDER: This is to advise the parties that the Court is in receipt of a letter dated January 7, 2006, from a parent who complains that her child has not been receiving the services that he needs. In view of the privacy interests of the child, the mother's letter, as well as the Court's response thereto, will be filed under seal. Ordered by Judge Roanne L. Mann on 01/12/05. (Maynard, Pat) (Entered: 01/12/2006)
01/12/2006	<u>175</u>	Letter <i>re Court's January 12, 2006 Order</i> by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 01/12/2006)
01/13/2006	<u>176</u>	Letter <i>to Judge Mann</i> by B.T., A.C., D.D.. (Maazel, Ilann) (Entered: 01/13/2006)
01/13/2006	<u>177</u>	Letter <i>re January 12, 2006 Order</i> by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 01/13/2006)
01/17/2006	<u>178</u>	ORDER re <u>177</u> Letter, filed by New York City Board of Education, New York City Department of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Beth Marino, Michael A. Johnson, Joe Blaize, Michelle Fratti. the Court's staff contacted the mother to inquire whether she has any objection to disclosure of her letter to plaintiffs' counsel and/or defense counsel. She asked that her letter and the Court's response thereto remain under seal. Absent further court order, her request will be honored . Ordered by Judge Roanne L. Mann on 01/17/06. (Maynard, Pat) (Entered: 01/17/2006)
01/19/2006	<u>179</u>	Letter <i>re status</i> by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 01/19/2006)
01/23/2006	<u>180</u>	ORDER re <u>179</u> Letter filed by New York City Board of Education, New York City Department of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Beth Marino, Michael A. Johnson, Joe Blaize, Michelle Fratti. Application granted. Ordered by Judge Roanne L. Mann on 01/20/06. (Maynard, Pat) (Entered: 01/23/2006)
02/03/2006	<u>181</u>	Letter <i>to Honorable Roanne L. Mann regarding status of settlement discussions</i> by Richard P. Mills. (Banks, Steven) (Entered: 02/03/2006)
02/06/2006	<u>182</u>	ORDER re <u>181</u> Letter filed by Richard P. Mills. Application granted. Status report due by 2/17/06 . Ordered by Judge Roanne L. Mann on 02/06/06. (Maynard, Pat)

		(Entered: 02/06/2006)
02/21/2006	<u>183</u>	Letter <i>Regarding Status of Settlement Discussions</i> by Richard P. Mills. (Banks, Steven) (Entered: 02/21/2006)
02/22/2006	<u>184</u>	ORDER re <u>183</u> Letter filed by Richard P. Mills. Application granted . Ordered by Judge Roanne L. Mann on 02/22/06. (Maynard, Pat) (Entered: 02/22/2006)
02/28/2006	<u>185</u>	Letter to <i>Magistrate Judge Roanne L. Mann</i> by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 02/28/2006)
03/01/2006	<u>186</u>	ORDER re <u>185</u> Letter, filed by New York City Board of Education, New York City Department of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Beth Marino, Michael A. Johnson, Joe Blaize, Michelle Fratti. Application granted. An updated status report is due by 3/17/06 . Ordered by Judge Roanne L. Mann on 03/01/06. (Maynard, Pat) (Entered: 03/01/2006)
03/17/2006	<u>187</u>	Letter to <i>Honorable Roanne L. Mann regarding status of settlement discussions</i> by Richard P. Mills. (Banks, Steven) (Entered: 03/17/2006)
03/17/2006	<u>188</u>	ORDER re <u>187</u> Letter filed by Richard P. Mills. Application granted. Ordered by Judge Roanne L. Mann on 3/17/06. (Gerson, Gayle) (Entered: 03/17/2006)
04/17/2006	<u>189</u>	Letter to <i>Judge Roanne L. Mann regarding Settlement</i> by D.D.. (Maazel, Ilann) (Entered: 04/17/2006)
04/18/2006	<u>190</u>	ORDER re <u>189</u> Letter filed by D.D. Application granted. Status report due 4/19/06. Ordered by Judge Roanne L. Mann on 04/17/06. (Maynard, Pat) (Entered: 04/18/2006)
04/19/2006	<u>191</u>	Letter <i>Concerning Settlement</i> by B.T., A.C., D.D.. (Maazel, Ilann) (Entered: 04/19/2006)
04/20/2006	<u>192</u>	ORDER re <u>191</u> Letter filed by B.T., D.D., A.C. Application Granted. Ordered by Judge Roanne L. Mann on 4/20/06. (Gerson, Gayle) (Entered: 04/20/2006)
04/27/2006		Set Deadlines/Hearings: Status Conference set for 5/2/2006 03:15 PM in 13C South before Magistrate-Judge Roanne L. Mann. (Maynard, Pat) (Entered: 04/27/2006)
04/28/2006	<u>193</u>	Letter <i>Hon. Roanne L. Mann regarding Conference</i> by D.D.. (Maazel, Ilann) (Entered: 04/28/2006)
04/28/2006	<u>194</u>	ORDER re <u>193</u> Letter filed by D.D. Application granted on consent. The 5/2/06 conference has been moved to 2:00 p.m. Ordered by Judge Roanne L. Mann on 04/28/06. (Maynard, Pat) (Entered: 04/28/2006)
05/01/2006	<u>195</u>	SEALED Letter dated 5/1/06 place in vault. (Greene, Donna) (Entered: 05/02/2006)
05/02/2006	<u>196</u>	Letter <i>Concerning Discovery</i> by D.D.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C)(Maazel, Ilann) (Entered: 05/02/2006)
05/03/2006	<u>197</u>	Minute Entry for proceedings held before Roanne L. Mann : Settlement Conference held on 5/3/2006. Further settlement discussions are held on the (sealed) record and off the record. The Court directs the parties to confer further in good faith and to submit a status report by 5/10/06. Plaintiff's discovery application is denied without prejudice (Maynard, Pat) (Entered: 05/03/2006)
05/08/2006	<u>198</u>	MEMORANDUM AND ORDER Counsel for the City defendants has requested a copy of the transcript of the sealed proceeding that took place on May 3, 2006. Plaintiff's counsel opposes the request. The Court is not persuaded that a truncated transcript of the proceeding is needed by the parties in connection with their continuing discussions.?The City's request is denied without prejudice to a more particularized showing of need. Ordered by Judge Roanne L. Mann on 05/08/06. (Maynard, Pat) (Entered: 05/08/2006)

05/09/2006	199	SEALED Letter placed in vault; (Faxed letter dated 5/5/06 from Jane R. Goldberg); Date of Sealing: 5.8.06 as per order of USMJ Roanne L. Mann. (Permaul, Jenny) (Entered: 05/09/2006)
05/09/2006	200	SEALED Letter placed in Vault; (Faxed letter dated 5/5/06 from Itran M. Maazel); Date of Sealing 5/8/06 as per order of USMJ Roanne L. Mann). (Permaul, Jenny) (Entered: 05/09/2006)
05/10/2006	<u>201</u>	Letter to Judge Mann re Status of Conference by B.T., A.C.. (Maazel, Ilann) (Entered: 05/10/2006)
05/11/2006	<u>202</u>	ORDER re <u>201</u> Letter filed by B.T., A.C. Application granted. Status update due 5/26/06. Ordered by Judge Roanne L. Mann on 05/10/06. (Maynard, Pat) (Entered: 05/11/2006)
05/26/2006	<u>203</u>	Letter to Magistrate Judge Mann regarding status by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 05/26/2006)
05/30/2006	<u>204</u>	ORDER re <u>203</u> Letter, filed by New York City Department of Education, New York City Board of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Beth Marino, Michael A. Johnson, Joe Blaize, Michelle Fratti. Application granted . Ordered by Judge Roanne L. Mann on 05/30/06. (Maynard, Pat) (Entered: 05/30/2006)
06/01/2006	<u>205</u>	NOTICE of Appearance by Alba R Morales on behalf of B.T., A.C., D.D. (Morales, Alba) (Entered: 06/01/2006)
06/07/2006	<u>206</u>	Letter to Magistrate Judge Roanne L. Mann by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 06/07/2006)
06/07/2006	<u>207</u>	ORDER re <u>206</u> Letter, filed by New York City Department of Education, New York City Board of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Beth Marino, Michael A. Johnson, Joe Blaize, Michelle Fratti. Application granted . Ordered by Judge Roanne L. Mann on 06/07/06. (Maynard, Pat) (Entered: 06/07/2006)
06/16/2006	<u>208</u>	Letter to Magistrate Judge Roanne L. Mann re status by City Of New York, Joe Blaize, Michael A. Johnson, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 06/16/2006)
06/16/2006	<u>209</u>	ORDER re <u>208</u> Letter, filed by New York City Department of Education, New York City Board of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Michael A. Johnson, Joe Blaize, Michelle Fratti. Application granted. Status report due 7/10/06. Ordered by Judge Roanne L. Mann on 06/16/06. (Maynard, Pat) (Entered: 06/16/2006)
07/10/2006	<u>210</u>	Letter to Judge Mann re Revised Draft of a Settlement Agreement by B.T., A.C., D.D.. (Maazel, Ilann) (Entered: 07/10/2006)
07/10/2006	<u>211</u>	ORDER re <u>210</u> Letter filed by B.T., D.D., A.C. Application granted in substantial part. The parties shall submit an updated status report by 8/10/06. Ordered by Judge Roanne L. Mann on 07/10/06. (Maynard, Pat) (Entered: 07/10/2006)
08/10/2006	<u>212</u>	Letter to Judge Roanne L. Mann re status of settlement negotiations by B.T., A.C., D.D.. (Maazel, Ilann) (Entered: 08/10/2006)
08/11/2006	<u>213</u>	ORDER re <u>212</u> Letter filed by B.T., D.D., A.C. The parties have had ample time to negotiate their differences. September 29th is the final deadline. Ordered by Judge Roanne L. Mann on 08/11/06. (Maynard, Pat) (Entered: 08/11/2006)
09/28/2006	<u>214</u>	Letter to Judge Roanne L. Mann re Settlement by B.T., A.C., D.D.. (Maazel, Ilann) (Entered: 09/28/2006)

10/05/2006	<u>215</u>	Letter to Magistrate Judge Roanne L. Mann by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 10/05/2006)
10/20/2006	<u>216</u>	SCHEDULING ORDER: Status/Scheduling Conference set for 10/24/2006 02:00 PM in 13C South before Magistrate-Judge Roanne L. Mann. Ordered by Judge Roanne L. Mann on 10/20/06. (Maynard, Pat) (Entered: 10/20/2006)
10/24/2006	<u>217</u>	Minute Entry for proceedings held before Roanne L. Mann : Status Conference held on 10/24/2006. The Second Circuit has ruled, the case should be quickly readied for trial if it is not settling. The parties shall engage in good faith discussions to settle the case and, if settlement is not reached, to resolve their discovery disputes. They shall submit a status report by 11/1/06. Defendants shall respond to plaintiffs' discovery letter of 5/1/06 by 11/9/06. (Maynard, Pat) Modified on 10/25/2006 (Marziliano, August). (Entered: 10/25/2006)
10/26/2006	<u>218</u>	MANDATE of USCA as to <u>66</u> Notice of Appeal, filed by B.T., D.D., A.C. It is Ordered that the judgment of the District Court is VACATED and REMANDED for further proceedings in accordance with the opinion of this Court. Issued as Mandate: 10/18/06. USCA#04-2542-cv. (Attachments: # <u>1</u> opinion)(McGee, Mary Ann) (Entered: 10/30/2006)
11/02/2006	<u>219</u>	ORDER The Court reluctantly grants in substantial part the parties' request for additional time to engage in settlement discussions. The parties are directed to provide an updated status report by November 13, 2006. If, by that date, they have not reached an agreement in principle to settle the case, the parties shall fax the Court copies of their proposed drafts of settlement documents and the Court will hold a mediation session on November 14, 2006, at 10:00 a.m. All persons whose authorization is needed to settle the case must attend. Ordered by Judge Roanne L. Mann on 11/02/06. (Maynard, Pat) (Entered: 11/02/2006)
11/02/2006	220	Sealed Letter from Steven D. Banks. (Greene, Donna) (Entered: 11/02/2006)
11/14/2006	<u>221</u>	Minute Entry for proceedings held before Roanne L. Mann : Settlement Conference held on 11/14/2006. The Court conducts further settlement discussions and proposes solutions to some of the remaining issues. The parties are directed to continue their negotiations and to submit an updated status report by 11/21/06. Next discovery conference scheduled for 11/28/06 at 9:15 a.m. (Maynard, Pat) (Entered: 11/14/2006)
11/27/2006	<u>222</u>	ORDER A proceeding to resolve the parties' discovery disputes is scheduled for tomorrow morning. The parties have asked that the proceeding be adjourned and that they be given until December 21, 2006 to conclude their settlement negotiations. The parties were warned that the Court would no longer allow them to delay the resolution of this case, whether by trial or settlement. Tomorrow's discovery conference is adjourned, but only to December 6, 2006, at 2:00 p.m. Ordered by Judge Roanne L. Mann on 11/27/06. (Maynard, Pat) (Entered: 11/27/2006)
11/28/2006	223	Sealed document containing status report dated 11/21/06 from Steven Banks. Sealed as per order of MJ Mann. (Chee, Alvin) (Entered: 11/30/2006)
12/05/2006	<u>224</u>	Letter to Magistrate Judge Roanne L. Mann by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. (Goldberg, Jane) (Entered: 12/05/2006)
12/05/2006	<u>225</u>	ENDORSED ORDER re <u>224</u> Letter, filed by New York City Department of Education, New York City Board of Education, City Of New York, Joel Klein, Angelo Gimondo, Nelly Real-Korb, Beth Marino, Michael A. Johnson, Joe Blaize, Michelle Fratti. The Court previously denied the parties' request for an adjournment to 12/21/06, and rescheduled the proceeding to tomorrow. The parties were warned that the case should promptly be readied for trial if it is not going to settle. The Court will grant one final extension, but only until 12/11/06 at 9:30 A.M. Ordered by Judge Roanne L. Mann on 12/5/6. (Moses, Matthew) (Entered: 12/05/2006)

12/11/2006	<u>226</u>	Minute Entry for proceedings held before Roanne L. Mann: Discovery and Settlement Conference held on 12/11/2006. Plaintiffs' counsel shall provide the defense with redacted copies of attorney billing records and with resumes by 12/15/06; defense counsel shall review the records and confer with plaintiffs' counsel and notify the Court, in writing, by 1/10/07, whether the fee issue has been resolved. Discovery is stayed until then. If the case has not been settled, discovery is reopened until 3/09/07. Plaintiffs are entitled to a brief (no more than 2 to 3 hour) deposition of CPSE Administrator Faruki. Any request for a pre-motion conference before Judge Trager must be filed by 3/16/07. (Johnson, Joshua) (Entered: 12/11/2006)
01/12/2007	<u>227</u>	Minute Entry for proceedings held before Roanne L. Mann : Telephone Conference held on 1/12/2007. The parties shall have until 1/24/07 to obtain client endorsement of the proposed settlement stipulation and to resolve fees and costs. (Maynard, Pat) (Entered: 01/12/2007)
01/22/2007	<u>228</u>	ORDER of USCA as to <u>66</u> Notice of Appeal, filed by B.T., A.C., D.D. The mandate in this case was mistakenly issued to your Court in this case. The mandate was issued to your office on 10/18/06. Please return the mandate to me so that I may re-issue a corrected mandate. Certified on 10/31/06. (Gonzalez, Mary) (Entered: 01/22/2007)
01/26/2007	<u>229</u>	SEALED ENVELOPE containing confidential status report dated 1/25/07. Sealed by MJ Mann on 1/26/07. (Vaughn, Terry) (Entered: 01/26/2007)
02/05/2007	<u>230</u>	Minute Entry for proceedings held before Roanne L. Mann : Telephone Conference held on 2/5/2007. A settlement conference will be held on 2/12/07 at 10:00 a.m. (Maynard, Pat) (Entered: 02/05/2007)
02/12/2007	<u>231</u>	Minute Entry for proceedings held before Roanne L. Mann: Settlement Conference held on 2/12/2007. The Court conducts settlement discussions with the parties. By Wednesday morning, plaintiffs' counsel shall file by ECF a letter with citations to cases approving the use of current rates for previous legal services. The Court will then make a settlement recommendation. (Moses, Matthew) (Entered: 02/12/2007)
02/14/2007	<u>232</u>	Letter to Hon. Roanne L. Mann Regarding Hourly Rates by B.T., A.C., D.D. (Maazel, Ilann) (Entered: 02/14/2007)
02/23/2007	<u>233</u>	Minute Entry for proceedings held before Roanne L. Mann : Telephone Conference held on 2/23/2007. By 3/12/07, the parties shall submit to Judge Trager with a courtesy copy to this Court's chambers, their signed settlement agreement, stipulated notice to the class, and any other documents necessary to secure preliminary approval of the settlement. (Maynard, Pat) (Entered: 02/23/2007)
03/05/2007	<u>234</u>	Notice of MOTION to Dismiss by all defendants. (Goldberg, Jane) (Entered: 03/05/2007)
03/05/2007	<u>235</u>	Notice of MOTION to Dismiss by City Of New York. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u>) (Goldberg, Jane) (Entered: 03/05/2007)
03/05/2007	<u>236</u>	MOTION to Dismiss <i>Memorandum of Law</i> by City Of New York. (Goldberg, Jane) (Entered: 03/05/2007)
03/05/2007	<u>237</u>	Notice of MOTION to Dismiss <i>Ehibit A</i> by City Of New York. (Goldberg, Jane) (Entered: 03/05/2007)
03/05/2007	<u>238</u>	MANDATE of USCA as to <u>66</u> Notice of Appeal, filed by B.T., A.C., D.D. The judgment of the District court is VACATED & REMANDED for further proceedings in accordance with the opinion of this Court (it is not attached). Issued as mandate on 2/28/2007. (Gonzalez, Mary) (Entered: 03/05/2007)
03/06/2007		Motions terminated, docketed incorrectly: <u>235</u> Notice of MOTION to Dismiss filed by City Of New York, <u>236</u> MOTION to Dismiss <i>Memorandum of Law</i> filed by City Of New York, <u>237</u> Notice of MOTION to Dismiss <i>Ehibit A</i> filed by City Of New York. THESE ARE SUPPORTING DOCUMENTS AND NOT MOTIONS. MOTION TO DISMISS STILL PENDING AS DOCUMENT 234. DO NOT CONTACT CLERK REGARDING THIS MATTER. (Greene, Donna) (Entered: 03/06/2007)

03/12/2007	<u>239</u>	RESPONSE to Motion re <u>234</u> Notice of MOTION to Dismiss filed by A.C., D.D.. (Attachments: # <u>1</u> Affidavit Declaration of Ilann M. Maazel in Response to Motion to Dismiss Claims of Plaintiff B.T., and in Support of Motion to Withdraw as Counsel for B.T.) (Maazel, Ilann) (Entered: 03/12/2007)
03/12/2007	<u>240</u>	RESPONSE to Motion re <u>234</u> Notice of MOTION to Dismiss <i>Notice of Motion to Withdraw as Counsel for Plaintiff B.T.</i> filed by A.C., D.D.. (Maazel, Ilann) (Entered: 03/12/2007)
03/30/2007	<u>241</u>	STIPULATION AND ORDER FOR NOTICE TO THE PLAINTIFF CLASS. Ordered by Judge David G. Trager on 3/22/07. (Greene, Donna) (Entered: 03/30/2007)
04/05/2007	<u>242</u>	CERTIFICATE OF SERVICE by A.C., D.D. <i>For Notice of Motion to Withdraw as Counsel for B.T.</i> (Maazel, Ilann) (Entered: 04/05/2007)
04/05/2007	<u>243</u>	Amended MOTION to Dismiss <i>claims of B.T.</i> by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb. Responses due by 4/24/2007 (Goldberg, Jane) (Entered: 04/05/2007)
04/05/2007	<u>244</u>	AFFIDAVIT/AFFIRMATION of Service by Jane R. Goldberg by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb (Goldberg, Jane) (Entered: 04/05/2007)
04/13/2007	<u>245</u>	AFFIDAVIT/AFFIRMATION Declaration of Jane R. Goldberg in support of Settlement by City Of New York, Joe Blaize, Michael A. Johnson, Beth Marino, Michelle Fratti, New York City Board of Education, New York City Department of Education, Joel Klein, Angelo Gimondo, Nelly Real-Korb (Attachments: # <u>1</u> # <u>2</u>) (Goldberg, Jane) (Entered: 04/13/2007)
04/13/2007	<u>246</u>	AFFIDAVIT in Support of Patricia Shubert in Support of Class Action Settlement by Richard P. Mills. (Banks, Steven) (Entered: 04/13/2007)
04/13/2007	<u>247</u>	AFFIDAVIT in Support of Steven L. Banks in Support of Class Action Settlement by Richard P. Mills. (Banks, Steven) (Entered: 04/13/2007)
04/13/2007	<u>248</u>	AFFIDAVIT in Support Declaration of Ilann M. Maazel in Support of Settlement Pursuant to Rule 23 by A.C., D.D.. (Maazel, Ilann) (Entered: 04/13/2007)
04/22/2007	<u>251</u>	Minute Entry for proceedings held before David G. Trager : Status Conference held on 4/22/2007 (Greene, Donna) (Entered: 09/04/2007)
04/24/2007	<u>249</u>	ORDER granting <u>234</u> Motion to Dismiss; granting <u>243</u> Motion to Dismiss. Defendants filed a motion to dismiss the claims of plaintiff B.T., by and through his Parent and Next Friend, D.N., pursuant to Rule 41(b) for failure to prosecute. In response, Emery, Celli, Brinckerhoff & Abady LLP ("plaintiffs' counsel") filed a motion to withdraw as counsel for B.T. Because plaintiffs' counsel had been unable to contact B.T. since the summer of 2004, plaintiff's counsel was unable to oppose defendants' motion to dismiss. Accordingly, both motions are granted. B.T.'s claims are hereby dismissed with prejudice. Ordered by Judge David G. Trager on 4/24/07. (Trager, David). (Entered: 04/24/2007)
04/25/2007	<u>250</u>	STIPULATION AND ORDER. Ordered by Judge David G. Trager on 4/24/07. (Greene, Donna) (Entered: 04/25/2007)
04/25/2007		Civil Case Terminated. (Marziliano, August) (Entered: 09/11/2007)
09/18/2007	<u>252</u>	Minute Entry for proceedings held before Roanne L. Mann : Sealed recorded Telephone Conference held on 9/17/2007. The parties shall submit an updated status report by 11/1/07. (Maynard, Pat) (Entered: 09/18/2007)
09/18/2007	<u>253</u>	Letter dated 9/13/2007 from Ilann M. Maazel to the Honorable Roanne L. Mann requesting the Court to schedule a conference by A.C., D.D. (Marziliano, August) (Entered: 09/18/2007)

11/01/2007	<u>254</u>	Letter by City Of New York (Bowe, Martin) (Entered: 11/01/2007)
11/02/2007	<u>255</u>	ENDORSED ORDER re <u>254</u> Letter filed by City Of New York. Application granted. Status report due 11/15/07. Ordered by Judge Roanne L. Mann on 11/01/07. (Maynard, Pat) (Entered: 11/02/2007)
11/16/2007	<u>256</u>	Letter by City Of New York (Bowe, Martin) (Entered: 11/16/2007)
11/19/2007	<u>257</u>	ENDORSED ORDER re <u>256</u> Letter filed by City Of New York. Application granted. Ordered by Magistrate–Judge Roanne L. Mann on 11/19/07. (Maynard, Pat) (Entered: 11/19/2007)
12/07/2007	<u>258</u>	MOTION for Extension of Time to File by City Of New York. (Bowe, Martin) (Entered: 12/07/2007)
12/07/2007	<u>259</u>	ENDORSED ORDER granting <u>258</u> Motion for Extension of Time to File status letter to the Court no later than 12/14/07. Ordered by Magistrate Judge Roanne L. Mann on 12/07/07. (Maynard, Pat) (Entered: 12/07/2007)
12/14/2007	<u>260</u>	Letter <i>regarding settlement</i> by A.C., D.D. (Maazel, Ilann) (Entered: 12/14/2007)
12/28/2007	<u>261</u>	STIPULATION AND ORDER of Settlement and Discontinuance. Dfts agree to pay plttf's by checks made payable to Emery Celli Brinkerhoff & Abady LLP, as attorney for plttf D.D. the sum of \$45,000 and (2) Emery Celli Brinkerhoff & Abady LLP, as attorney for plttf A.C. the sum of \$30,000. (Ordered by Senior Judge David G. Trager on 12/21/07) (Piper, Francine) (Entered: 12/28/2007)
07/14/2008	<u>262</u>	STIPULATION AND ORDER: defendants are to pay the attorney's fees and expenses in the total amount of 3,000.00.. Ordered by Senior Judge David G. Trager on 7/11/2008. (Lagana, Michael) (Entered: 07/14/2008)
12/27/2011	<u>263</u>	STIPULATION <i>and Proposed Order</i> by Richard P. Mills (Banks, Steven) (Entered: 12/27/2011)
12/28/2011	<u>264</u>	STIPULATION AND ORDER : In full satisfaction of any and all present or future claims by plaintiffs in this action for attorneys fees and expenses: (i) Defendant City of New York shall pay to plaintiffs counsel Emery Celli Brinckerhoff & Abady LLP, the sum of \$1,434.60 and (ii) the State of New York shall pay to plaintiffs counsel Emery' Celli,'Brinckerhoff, & Abady LLP the sum of \$717.30.. Ordered by Magistrate Judge Roanne L. Mann on 12/28/2011. (Marziliano, August) (Entered: 12/28/2011)