

**U.S. District Court
Eastern District of Arkansas (Little Rock)
CIVIL DOCKET FOR CASE #: 4:10-cv-00327-JLH**

USA v. Arkansas, State of et al
Assigned to: Judge J. Leon Holmes
Cause: 42:12131 Americans with Disabilities Act

Date Filed: 05/06/2010
Date Terminated: 01/24/2011
Jury Demand: None
Nature of Suit: 446 Civil Rights:
Americans with Disabilities – Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

USA

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V.

Defendant

Arkansas, State of

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Defendant

Mike Beebe
*The Honorable, Governor of the State of
Arkansas, in his official capacity only*

represented by **Sherri L. Robinson**
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Brandon C. Robinson
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Defendant

John M Selig
*Director of the Arkansas Department of
Human Services, in his official capacity
only*

represented by **Sherri L. Robinson**
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Defendant

James C Green
*Director of the Arkansas Division of
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his official capacity only*

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Defendant

Gene Gessow
*Director of the Arkansas Division of
Medical Services, in his official capacity
only*

represented by **Sherri L. Robinson**
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Brandon C. Robinson
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Date Filed	#	Docket Text
05/06/2010	<u>1</u>	COMPLAINT filed by USA against All Defendants; Summonses Issued and returned to attorney; Filing fee Waived. (kjp) (Entered: 05/06/2010)
05/13/2010	<u>2</u>	ORDER directing that on or before May 24, 2010, the United States file a pleading addressing why the Statewide action should not be assigned to Judge Holmes. Signed by Judge Susan Webber Wright on 5/13/10. (bkp) (Entered: 05/14/2010)
05/18/2010	<u>4</u>	SUMMONS Returned Executed by USA. Arkansas, State of served on 5/6/2010. (Donnelly, Matthew) (Entered: 05/18/2010)
05/18/2010	<u>5</u>	SUMMONS Returned Executed by USA. Mike Beebe served on 5/6/2010. (Donnelly, Matthew) (Entered: 05/18/2010)
05/18/2010	<u>6</u>	SUMMONS Returned Executed by USA. John M Selig served on 5/6/2010. (Donnelly, Matthew) (Entered: 05/18/2010)
05/18/2010	<u>7</u>	SUMMONS Returned Executed by USA. James C Green served on 5/6/2010. (Donnelly, Matthew) (Entered: 05/18/2010)
05/18/2010	<u>8</u>	SUMMONS Returned Executed by USA. Gene Gessow served on 5/6/2010. (Donnelly, Matthew) (Entered: 05/18/2010)
05/20/2010	<u>9</u>	NOTICE of Appearance by Sherri L. Robinson on behalf of All Defendants (Robinson, Sherri) (Entered: 05/20/2010)
05/20/2010	<u>10</u>	NOTICE of Appearance by Brandon Carter Robinson on behalf of All Defendants (Robinson, Brandon) (Entered: 05/20/2010)
05/24/2010	<u>11</u>	BRIEF filed by USA re <u>2</u> Order Regarding Reassignment of Action to Judge J. Leon Holmes (Donnelly, Matthew) (Entered: 05/24/2010)
05/26/2010	<u>12</u>	ANSWER to <u>1</u> Complaint by Arkansas, State of, Mike Beebe, Gene Gessow, James C Green, John M Selig.(Robinson, Sherri) (Entered: 05/26/2010)
05/26/2010	<u>13</u>	NOTICE of Related Case by Arkansas, State of, Mike Beebe, Gene Gessow, James C Green, John M Selig; Case Number 4:09-cv-33 (Robinson, Sherri) (Entered: 05/26/2010)

05/27/2010	<u>14</u>	ORDER deferring to Chief Judge Holmes for a determination of whether the Statewide ADA action should be reassigned to his docket as a related case to the CHDC action or otherwise; and directing the Clerk to file this Order in the CHDC action, United States of America v. State of Arkansas, et al., No. 4:09-cv-0033 JLH. Signed by Judge Susan Webber Wright on 5/27/10. (bkp) (Entered: 05/27/2010)
05/27/2010	<u>16</u>	ORDER REASSIGNING CASE to Chief Judge J. Leon Holmes for all further proceedings <u>13</u> . Judge Susan Webber Wright no longer assigned to case. Signed by Chief Judge J. Leon Holmes on 5/27/10. (bkw) (Entered: 05/28/2010)
06/02/2010	<u>18</u>	INITIAL SCHEDULING ORDER (DOC): Rule 26(f) Conference to occur by 8/3/2010; Rule 26(f) Report due by 8/17/2010; proposed bench trial date the week of 6/27/2011 in Little Rock. (cdw) (Entered: 06/02/2010)
08/17/2010	<u>20</u>	REPORT of Rule 26(f) Planning Meeting by USA. (Donnelly, Matthew) (Entered: 08/17/2010)
08/20/2010	<u>21</u>	MOTION for Judgment on the Pleadings by Arkansas, State of, Mike Beebe, Gene Gessow, James C Green, John M Selig (Robinson, Sherri) (Entered: 08/20/2010)
08/20/2010	<u>22</u>	BRIEF IN SUPPORT filed by Arkansas, State of, Mike Beebe, Gene Gessow, James C Green, John M Selig re <u>21</u> Motion for Judgment on the Pleadings (Robinson, Sherri) (Entered: 08/20/2010)
08/23/2010	<u>23</u>	FINAL SCHEDULING ORDER: Bench Trial set for the week of 2/21/2012 at 9:15 AM in Little Rock, Courtroom #4D before Chief Judge J. Leon Holmes; Discovery due by 9/1/2011; Pretrial Disclosure Sheet due by 1/23/2012; Status Report due by 11/7/2011. Signed at the direction of the Court. (cdw) (Entered: 08/23/2010)
09/07/2010	<u>25</u>	RESPONSE in Opposition re <u>21</u> MOTION for Judgment on the Pleadings filed by USA. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Donnelly, Matthew) (Entered: 09/07/2010)
09/13/2010	<u>26</u>	REPLY to Response to Motion re <u>21</u> MOTION for Judgment on the Pleadings filed by Arkansas, State of, Mike Beebe, Gene Gessow, James C Green, John M Selig. (Robinson, Sherri) (Entered: 09/13/2010)
09/20/2010	<u>27</u>	Unopposed MOTION for Leave to File <i>sur-reply in opposition to Defendants' Motion for Judgment on the Pleadings</i> by USA (Attachments: # <u>1</u> Exhibit 1)(Donnelly, Matthew) (Entered: 09/20/2010)
09/21/2010	<u>28</u>	ORDER granting USA's <u>27</u> Motion for Leave to File Sur-Reply. Signed by Chief Judge J. Leon Holmes on 9/21/10. (vjt) (Entered: 09/21/2010)
01/24/2011	<u>30</u>	OPINION AND ORDER dismissing pltf's complaint without prejudice; judgment will be entered accordingly. Signed by Chief Judge J. Leon Holmes on 1/24/11. (vjt) (Entered: 01/25/2011)
01/24/2011	<u>31</u>	JUDGMENT pursuant to <u>30</u> Opinion and Order entered this date, judgment is hereby entered dismissing this action without prejudice. Signed by Chief Judge J. Leon Holmes on 1/24/11. (vjt) (Entered: 01/25/2011)