

BROWN,CASE-CLOSED,CASE-REFERRED,PROTECTIVE-ORDER  
**U.S. District Court**  
**Middle District of Tennessee (Nashville)**  
**CIVIL DOCKET FOR CASE #: 3:16-cv-00799**

Doe et al v. Hommrich et al  
Assigned to: District Judge Eli J. Richardson  
Referred to: Magistrate Judge Joe Brown  
related Case: [3:19-cv-00319](#)  
Cause: 42:1983 Civil Rights Act

Date Filed: 04/25/2016  
Date Terminated: 07/19/2019  
Jury Demand: None  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**John Doe**  
*a minor, by and through his Mother and  
next friend,*

represented by **Mark J. Downton**  
Brazil Clark, PLLC  
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**Plaintiff**

**Sharieka Frazier**

represented by **Mark J. Downton**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Thomas H. Castelli**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Wesley B. Clark**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**Bonnie Hommrich**  
*in her official capacity as the  
Commissioner of the TN Dept of  
Children's Services*

represented by **Alexander Stuart Rieger**  
Tennessee Attorney General's Office  
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ATTORNEY TO BE NOTICED

**Defendant**

**Children's Services, Tennessee  
Department of**

represented by **Alexander Stuart Rieger**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Jonathan P. Lakey**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Lynn Duke**  
*in her individual and official capacity as  
Director of the Rutherford County  
Detention Facility  
TERMINATED: 03/28/2019*

represented by **Josh A. McCreary**  
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TERMINATED: 03/20/2019

**Nicholas Clinton Christiansen**  
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ATTORNEY TO BE NOTICED

**Defendant**

**Angela Istvanditsch**  
*Lt., in her individual and official capacity  
as an officer of the Rutherford County  
Juvenile Detention Facility  
TERMINATED: 03/28/2019*

represented by **Josh A. McCreary**  
(See above for address)  
TERMINATED: 03/20/2019

**Nicholas Clinton Christiansen**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Rutherford County, Tennessee**

represented by **Josh A. McCreary**  
(See above for address)  
TERMINATED: 03/20/2019

**Nicholas Clinton Christiansen**  
(See above for address)  
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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04/25/2016	<u>1</u>	COMPLAINT John Doe, a minor, by and through his Mother and next friend, Sharieka Frazier. (Filing fee \$ 400 paid) (Attachments: # <u>1</u> Attachment Civil Cover Sheet)(af) (Entered: 04/25/2016)
04/25/2016	<u>2</u>	MOTION for Temporary Restraining Order and Preliminary Injunction by John Doe, Sharieka Frazier. (af) (Additional attachment(s) added on 4/25/2016: # <u>1</u> Attachment Proposed TRO) (af). (Entered: 04/25/2016)
04/25/2016	<u>3</u>	MEMORANDUM in Support of <u>2</u> MOTION for Temporary Restraining Order and Preliminary Injunction filed by John Doe, Sharieka Frazier. (af) (Entered: 04/25/2016)
04/25/2016	<u>4</u>	DECLARATION of Sharieka Frazier filed by John Doe, Sharieka Frazier re: <u>2</u> MOTION for Temporary Restraining Order and Preliminary Injunction. (af) (Entered: 04/25/2016)
04/25/2016	<u>5</u>	DECLARATION of Counsel filed by John Doe, Sharieka Frazier re: <u>2</u> MOTION for Temporary Restraining Order and Preliminary Injunction. (af) (Entered: 04/25/2016)
04/25/2016	<u>6</u>	RECEIPT #34675040812 in the amount of \$400 posted by John Doe, Sharieka Frazier re <u>1</u> Complaint. (af) (Entered: 04/25/2016)
04/25/2016	<u>7</u>	Summons issued as to Tennessee Department of Children's Services, Lynn Duke, Bonnie Hommrich, Rutherford County, & Angela Istvanditsch. (af) (Entered: 04/25/2016)
04/25/2016		Minute Entry for proceedings held before District Judge Todd J. Campbell: Motion Hearing held on 4/25/2016 re <u>2</u> MOTION for Temporary Restraining Order filed by John Doe, Sharieka Frazier. TRO granted. Order to enter.(Court Reporter Cathy Leigh.)(db) (Entered: 04/25/2016)
04/25/2016	<u>8</u>	*TERMED PER ORDER <u>30</u> * TEMPORARY RESTRAINING ORDER. Signed by District Judge Todd J. Campbell on 4/25/16. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(af) Modified Text on 5/5/2016 (dt). (Entered: 04/25/2016)
04/25/2016	<u>9</u>	ORDER: A hearing to consider the Plaintiff's Motion for Preliminary Injunction is set for Thursday, May 5, 2016, at 9:00 a.m. Absent extraordinary circumstances, the hearing will conclude on that day. Counsel for the Plaintiff shall serve a copy of the Temporary Restraining Order and this Order upon the Defendants. IT IS SO ORDERED. Signed by District Judge Todd J. Campbell on 4/25/16. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(af) (Entered: 04/25/2016)
04/27/2016	<u>10</u>	NOTICE of Appearance by Josh A. McCreary on behalf of Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee (McCreary, Josh) (Entered: 04/27/2016)
04/28/2016	<u>11</u>	NOTICE of Appearance by Nicholas Clinton Christiansen on behalf of Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee (Christiansen, Nicholas) (Entered: 04/28/2016)
04/28/2016	<u>12</u>	NOTICE of Appearance by Thomas H. Castelli on behalf of All Plaintiffs (Castelli, Thomas) (Entered: 04/28/2016)
04/29/2016		Bar status for attorneys Thomas H. Castelli, Josh McCreary and Nicholas Christiansen of TN verified as active this date. (dt) (Entered: 04/29/2016)
05/04/2016	<u>13</u>	NOTICE of Appearance by Alexander Stuart Rieger on behalf of Children's Services, Tennessee Department of, Bonnie Hommrich (Rieger, Alexander) (Entered: 05/04/2016)
05/04/2016	<u>14</u>	RESPONSE in Opposition re <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 05/04/2016)
05/04/2016	<u>15</u>	MOTION in Limine by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 05/04/2016)
05/04/2016	<u>16</u>	MEMORANDUM in Support of <u>15</u> MOTION in Limine filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee . (McCreary, Josh) (Entered: 05/04/2016)

05/04/2016	<u>17</u>	Witness List <i>and Exhibit List</i> by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 05/04/2016)
05/04/2016	<u>18</u>	Exhibit List <i>for Hearing on Preliminary Injunction</i> by John Doe.. (Castelli, Thomas) (Entered: 05/04/2016)
05/04/2016	<u>19</u>	Witness List <i>for Hearing on Preliminary Injunction</i> by John Doe. (Castelli, Thomas) (Entered: 05/04/2016)
05/04/2016	<u>20</u>	NOTICE of Filing by John Doe <i>Deposition of Lynn Duke</i> (Attachments: # <u>1</u> Attachment Deposition of Lynn Duke)(Castelli, Thomas) (Entered: 05/04/2016)
05/04/2016	<u>21</u>	NOTICE of Filing by John Doe <i>Deposition of Angela Istvanditsch</i> (Attachments: # <u>1</u> Attachment Deposition of Angela Istvanditsch)(Castelli, Thomas) (Entered: 05/04/2016)
05/04/2016	<u>22</u>	DECLARATION of John Doe filed by John Doe. (Attachments: # <u>1</u> Attachment Declaration of John Doe)(Castelli, Thomas) (Entered: 05/04/2016)
05/04/2016	<u>23</u>	RESPONSE in Opposition re <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Attachments: # <u>1</u> Exhibit Ex. A Juvenile Court Order April 20, 2016, # <u>2</u> Exhibit Ex. B Juvenile Court Order April 22, 2016, # <u>3</u> Exhibit Ex. C Deposition of Lynn Duke, # <u>4</u> Exhibit Ex. D Deposition of Angela Istvanditsch)(Rieger, Alexander) (Entered: 05/04/2016)
05/04/2016	<u>24</u>	Exhibit List <i>and Witness List</i> by Children's Services, Tennessee Department of, Bonnie Hommrich.. (Rieger, Alexander) (Entered: 05/04/2016)
05/04/2016	<u>25</u>	MOTION to Dismiss by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 05/04/2016)
05/04/2016	<u>26</u>	MEMORANDUM in Support of <u>25</u> MOTION to Dismiss filed by Children's Services, Tennessee Department of, Bonnie Hommrich . (Attachments: # <u>1</u> Exhibit Ex. Juvenile Court Order April 20, 2016, # <u>2</u> Exhibit Ex. B Juvenile Court Order April 22, 2016, # <u>3</u> Exhibit Ex. C Juvenile Court Order April 25, 2016)(Rieger, Alexander) (Entered: 05/04/2016)
05/04/2016	<u>27</u>	MOTION for Leave to to File Reply to Defendants' Response by John Doe. (Attachments: # <u>1</u> Attachment Proposed Reply Brief)(Castelli, Thomas) (Entered: 05/04/2016)
05/05/2016	28	ORDER granting <u>27</u> Motion for Leave to File Reply. Signed by District Judge Todd J. Campbell on 05/05/2016. (vh) Modified on 5/5/2016 (af). (Entered: 05/05/2016)
05/05/2016		Minute Entry for proceedings held before District Judge Todd J. Campbell: Motion Hearing held on 5/5/2016 re <u>2</u> MOTION for Preliminary Injunction filed by John Doe, Sharieka Frazier. Order to enter.(Court Reporter Cathy Leigh.)(db) (Entered: 05/05/2016)
05/05/2016	<u>29</u>	REPLY to Response to <u>2</u> MOTION for Preliminary Injunction filed by John Doe. (dt) (Entered: 05/05/2016)
05/05/2016	<u>30</u>	ORDER: The Court issued a Temporary Restraining Order in this matter on April 25, 2016 <u>8</u> . Pending before the Court is Plaintiff's Motion for a Preliminary Injunction <u>2</u> . The Court held a hearing on the pending Motion on May 5, 2016, which was attended by counsel for all parties. Plaintiff's Motion for Preliminary Injunction is DENIED. The Temporary Restraining Order previously entered in this case <u>8</u> is terminated. Defendants' Motion in Limine to Exclude Plaintiff's Expert Witness <u>15</u> is moot. The case is referred back to the Magistrate Judge for customized case management. Signed by District Judge Todd J. Campbell on 5/5/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 05/05/2016)
05/05/2016	<u>31</u>	ORDER: This case is REFERRED to the Magistrate Judge for customized case management in accordance with Local Rule 16.01. This case shall be set for trial upon completion of the initial case management conference by order of the District Judge in accordance with the procedures of Local Rule 16.01(d)(5). Signed by District Judge Todd J. Campbell on 5/5/16. (dt) (Entered: 05/05/2016)

05/09/2016	<u>32</u>	NOTICE of Initial Case Management Conference set for 6/29/2016 at 10:00 AM before Magistrate Judge Joe Brown. (dt) (Entered: 05/09/2016)
05/11/2016	<u>33</u>	MOTION to Continue <i>Case Management Conference</i> by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 05/11/2016)
05/18/2016	<u>34</u>	AMENDED COMPLAINT against All Defendants, filed by Sharieka Frazier, John Doe.(Clark, Wesley) (Entered: 05/18/2016)
05/18/2016	<u>35</u>	RESPONSE to Motion re <u>25</u> MOTION to Dismiss filed by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 05/18/2016)
05/19/2016	<u>36</u>	ORDER granting <u>33</u> Motion to Continue Case Management Conference. Initial Case Management Conference is reset for 10:00 a.m. on July 6, 2016. Signed by Magistrate Judge Joe Brown on 5/19/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 05/19/2016)
05/23/2016	<u>37</u>	ORDER: Pending before the Court is Defendants' Motion to Dismiss <u>25</u> . Since the filing of the Motion to Dismiss, Plaintiffs have filed a First Amended Complaint <u>34</u> . Accordingly, Defendants' Motion to Dismiss <u>25</u> is denied without prejudice as moot. The Complaint to which Defendants' Motion is addressed is no longer the operative complaint in this matter. Signed by District Judge Todd J. Campbell on 5/23/16. (dt) (Entered: 05/23/2016)
05/27/2016		Bar status for attorney Alexander Stuart Rieger of TN verified as active this date. (dt) (Entered: 05/27/2016)
05/27/2016	<u>38</u>	MOTION for Extension of Time to File Answer <i>or responsive pleading</i> by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 05/27/2016)
05/31/2016	<u>39</u>	NOTICE of Appearance by Jonathan P. Lakey on behalf of Children's Services, Tennessee Department of (Lakey, Jonathan) (Entered: 05/31/2016)
05/31/2016	40	ORDER granting <u>38</u> Motion for Extension of Time to Answer All Defendants. (Brown, Joe) (Entered: 05/31/2016)
06/01/2016	<u>41</u>	MOTION for Extension of Time to File Answer <i>or Responsive Pleading</i> by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 06/01/2016)
06/02/2016	42	ORDER granting <u>41</u> Motion for Extension of Time to Answer State of TN and Bonnie Hommrich answer due 6/22/2016. (Brown, Joe) (Entered: 06/02/2016)
06/07/2016		Bar status for attorney Jonathan Lakey and Alexander Rieger of TN verified as active this date. (dt) (Entered: 06/07/2016)
06/09/2016	<u>43</u>	MOTION to Dismiss by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 06/09/2016)
06/09/2016	<u>44</u>	MEMORANDUM in Support of <u>43</u> MOTION to Dismiss filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee . (McCreary, Josh) (Entered: 06/09/2016)
06/22/2016	<u>45</u>	MOTION to Dismiss , MOTION to Dismiss for Failure to State a Claim , MOTION to Dismiss for Lack of Jurisdiction by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 06/22/2016)
06/22/2016	<u>46</u>	MEMORANDUM in Support of <u>45</u> MOTION to Dismiss MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by Children's Services, Tennessee Department of, Bonnie Hommrich . (Attachments: # <u>1</u> Exhibit Ex A Juvenile Court Order Apr. 20, # <u>2</u> Exhibit Ex B Juvenile Court Order Apr. 22, # <u>3</u> Exhibit Ex C Juvenile Court Order Apr. 25, # <u>4</u> Exhibit Ex D Directive to 25.5-DOE, # <u>5</u> Exhibit Ex E Policy 11.3, # <u>6</u> Exhibit Ex F Policy 19.11)(Rieger, Alexander) (Entered: 06/22/2016)
06/23/2016	<u>47</u>	RESPONSE in Opposition re <u>43</u> MOTION to Dismiss <i>by Rutherford County, Duke, Istvanditsch</i> filed by John Doe, Sharieka Frazier. (Attachments: # <u>1</u> Attachment Unreported case – Gawry, # <u>2</u> Attachment Juvenile court order March 18 2016)(Clark, Wesley) (Entered: 06/23/2016)

07/01/2016	<u>48</u>	MOTION to Continue <i>State Defendants' Unopposed Motion to Reset Case Management Conference</i> by Children's Services, Tennessee Department of. (Lahey, Jonathan) (Entered: 07/01/2016)
07/01/2016	<u>49</u>	NOTICE of Filing by Children's Services, Tennessee Department of, Bonnie Hommrich re <u>45</u> MOTION to Dismiss MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction , <u>46</u> Memorandum in Support,, (Attachments: # <u>1</u> Attachment Ex. A Seclusion Procedure)(Rieger, Alexander) (Entered: 07/01/2016)
07/01/2016	<u>50</u>	ORDER: Pending in this matter is the State Defendants' Unopposed Motion to Reset Case Management Conference <u>48</u> presently set for 10:00 a.m. on Wednesday, July 6, 2016. The motion is GRANTED, and the Initial Case Management Conference is reset for 1:00 p.m. on Thursday, July 28, 2016. Signed by Magistrate Judge Joe Brown on 7/1/16. (dt) (Entered: 07/05/2016)
07/05/2016	<u>51</u>	MOTION for Extension of Time to File Response/Reply to <i>Motion to Dismiss (Unopposed)</i> by John Doe. (Downton, Mark) (Entered: 07/05/2016)
07/05/2016	<u>52</u>	ORDER granting <u>51</u> Motion for Extension of Time to File Response re <u>43</u> MOTION to Dismiss , <u>45</u> MOTION to Dismiss MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction . In filing a motion for additional time it would be helpful if the specific date the response will be due is stated in the motion. Responses will be Due July 25, 2016. (Brown, Joe) (Entered: 07/05/2016)
07/05/2016	<u>53</u>	ORDER: Pending before the Court is Plaintiff's Motion for Extension of Time to File Response to State's Motion to Dismiss <u>51</u> . There are two Motions to Dismiss pending <u>43</u> and <u>45</u> . Plaintiff has filed a Response <u>47</u> to the Motion to Dismiss of the County Defendants <u>43</u> . Plaintiff shall file his Response to the State's Motion to Dismiss by July 25, 2016. All Defendants shall file their Replies by August 8, 2016. Signed by District Judge Todd J. Campbell on 7/5/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 07/05/2016)
07/07/2016	<u>54</u>	MOTION to Certify Class by John Doe, Sharieka Frazier. (Castelli, Thomas) (Entered: 07/07/2016)
07/07/2016	<u>55</u>	MEMORANDUM in Support of <u>54</u> MOTION to Certify Class filed by John Doe, Sharieka Frazier . (Castelli, Thomas) (Entered: 07/07/2016)
07/21/2016	<u>56</u>	MOTION to Stay re <u>54</u> MOTION to Certify Class , <u>55</u> Memorandum in Support by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 07/21/2016)
07/21/2016	<u>57</u>	MEMORANDUM in Support of <u>56</u> MOTION to Stay re <u>54</u> MOTION to Certify Class , <u>55</u> Memorandum in Support filed by Children's Services, Tennessee Department of, Bonnie Hommrich . (Rieger, Alexander) (Entered: 07/21/2016)
07/22/2016	<u>58</u>	ORDER granting <u>56</u> Motion to Stay Motion for Class Certification and All Discovery. Briefing on the pending Motion for Class Certification is STAYED, pending resolution of the pending Motions to Dismiss. In addition, all discovery is STAYED, pending resolution of the pending Motions to Dismiss. Once the Court rules on the pending Motions to Dismiss, the Magistrate Judge, if appropriate, shall set a briefing schedule for the Motion for Class Certification and determine what, if any, limited discovery is needed with regard to that Motion. Signed by District Judge Todd J. Campbell on 7/22/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 07/22/2016)
07/25/2016	<u>59</u>	RESPONSE in Opposition re <u>45</u> MOTION to Dismiss MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 07/25/2016)
07/25/2016	<u>60</u>	ORDER: Pursuant to Judge Campbell's Order staying all discovery in this matter (Docket Entry 58), the case management conference presently set for 1:00 p.m. on Thursday, July 28, 2016, is hereby CANCELED. The parties should contact the Magistrate Judge's courtroom deputy within five days of the Court's ruling on the pending Motion to Dismiss, if appropriate, to schedule a conference call with the Magistrate Judge. It is so ORDERED. Signed by Magistrate Judge Joe Brown on

		7/25/16. (af) (Entered: 07/26/2016)
08/08/2016	<u>61</u>	REPLY to Response to Motion re <u>45</u> MOTION to Dismiss MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Attachments: # <u>1</u> Attachment Attachment A-DCS Policy 19.12)(Rieger, Alexander) (Entered: 08/08/2016)
08/26/2016	<u>62</u>	MEMORANDUM Signed by District Judge Todd J. Campbell on 8/26/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 08/26/2016)
08/26/2016	<u>63</u>	ORDER: Pending before the Court is a Motion to Dismiss <u>43</u> filed by Defendants Rutherford County, Duke and Istvanditsch ("County Defendants"). For the reasons stated in the accompanying Memorandum, the County Defendants' Motion to Dismiss <u>43</u> is DENIED. Signed by District Judge Todd J. Campbell on 8/26/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 08/26/2016)
08/26/2016	<u>64</u>	MEMORANDUM Signed by District Judge Todd J. Campbell on 8/26/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 08/26/2016)
08/26/2016	<u>65</u>	ORDER: Pending before the Court is a Motion to Dismiss <u>45</u> filed by Defendants Tennessee Department of Childrens Services and Commissioner Bonnie Hommrich ("State Defendants"). For the reasons stated in the accompanying Memorandum, the State Defendants' Motion to Dismiss <u>45</u> is DENIED. Signed by District Judge Todd J. Campbell on 8/26/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 08/26/2016)
08/30/2016	<u>66</u>	ORDER: Telephone Conference set for 9/21/2016 at 1:00 PM before Magistrate Judge Joe Brown. Signed by Magistrate Judge Joe Brown on 8/30/16. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 08/31/2016)
08/31/2016	<u>67</u>	ORDER: In light of the Court's August 26, 2016 rulings <u>63</u> and <u>65</u> , the stay previously imposed <u>58</u> is now LIFTED, and the Magistrate Judge shall set deadlines for Responses to the Motion for Class Certification at the parties' September 21, 2016 telephone conference. Signed by District Judge Todd J. Campbell on 8/31/16. (dt) (Entered: 08/31/2016)
09/09/2016	<u>68</u>	ANSWER to <u>34</u> Amended Complaint by Children's Services, Tennessee Department of, Bonnie Hommrich.(Rieger, Alexander) (Entered: 09/09/2016)
09/12/2016	<u>69</u>	MOTION for Extension of Time to File Answer by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 09/12/2016)
09/12/2016	70	ORDER granting <u>69</u> Motion for Extension of Time to Answer All Defendants. (Brown, Joe) (Entered: 09/12/2016)
09/16/2016	<u>71</u>	ANSWER to <u>34</u> Amended Complaint by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee.(Christiansen, Nicholas) (Entered: 09/16/2016)
09/21/2016		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Telephone Conference held on 9/21/2016. Order to enter. (rd) (Entered: 09/21/2016)
09/21/2016	<u>72</u>	ORDER: A telephone scheduling conference was held with the parties in this matter on September 21, 2016. The parties had submitted competing plans for consideration of the initial case management order. The parties may serve written discovery limited to the class certification issue on or before October 7, 2016. Responses to this discovery will be due on or before October 25, 2016. Any depositions needed on this issue will be taken by December 9, 2016. Responses to the pending motion for class certification will be due on or before January 17, 2017, and replies, limited to five pages, will be due by January 31, 2017. Following a ruling by Judge Campbell on the class certification issue, all stays on discovery will be LIFTED and the parties will, within 14 days of a decision, submit to brownchambers@tnmd.uscourts.gov in Word or Word Perfect form a draft scheduling order for the completion of discovery in the case and a recommended trial date for this bench trial. Signed by Magistrate Judge Joe

		Brown on 9/21/16. (DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 09/21/2016)
09/22/2016	<u>73</u>	MOTION to Amend/Correct <u>71</u> Answer to Amended Complaint by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (Christiansen, Nicholas) (Entered: 09/22/2016)
09/23/2016	74	ORDER granting <u>73</u> Motion to Amend/Correct answer as requested and to withdraw jury demand. Clerk will change docket sheet to remove jury demand in this case (Brown, Joe) (Entered: 09/23/2016)
10/27/2016	<u>75</u>	Joint MOTION for Protective Order by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (Attachments: # <u>1</u> Exhibit A – Agreed Protective Order)(McCreary, Josh) (Entered: 10/27/2016)
10/28/2016	<u>76</u>	AGREED PROTECTIVE ORDER. Signed by Magistrate Judge Joe Brown on 10/28/16. <b>(DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (dt) (Entered: 10/28/2016)
11/30/2016		On 12/1/16, U.S. District Judge Todd Campbell will retire. Pursuant to Administrative Order No. 138 entered 11/18/2016 and effective 11/30/16, this case has been randomly reassigned to Judge Trauger. (eh) (Entered: 11/30/2016)
12/09/2016	<u>77</u>	ORDER: Upon the reassignment of this case to Judge Trauger, the reference to the magistrate judge is WITHDRAWN. The parties shall adhere to the briefing schedule on the Motion to Certify Class (Docket No. 54), which is set out in Judge Brown's Order of September 21, 2016 (Docket No. 72). After a decision on the pending motion, Judge Trauger will set a case management conference before her. Signed by District Judge Aleta A. Trauger on 12/9/2016. (jw) (Entered: 12/09/2016)
01/16/2017	<u>78</u>	RESPONSE in Opposition re <u>54</u> MOTION to Certify Class filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (Attachments: # <u>1</u> Exhibit A – Depo Thomas Schacht)(McCreary, Josh) (Entered: 01/16/2017)
01/16/2017	<u>79</u>	MOTION for Leave to File Document Under Seal by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 01/16/2017)
01/16/2017	<u>80</u>	Sealed Document <i>Deposition of John Doe's mother</i> filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 01/16/2017)
01/16/2017	<u>81</u>	Sealed Document <i>Deposition of John Doe</i> filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 01/16/2017)
01/17/2017	<u>82</u>	ORDER granting <u>79</u> Motion for Leave to File Depositions Under Seal. Signed by District Judge Aleta A. Trauger on 1/17/2017. <b>(DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (hb) (Entered: 01/17/2017)
01/17/2017	<u>83</u>	MOTION for Leave to File Document Under Seal by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 01/17/2017)
01/17/2017	<u>84</u>	RESPONSE in Opposition re <u>54</u> MOTION to Certify Class filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Attachments: # <u>1</u> Exhibit Ex. D–State Defendants Responses to Plaintiff's Interrogatories, # <u>2</u> Exhibit Ex. E–Deposition of Thomas Schacht, # <u>3</u> Exhibit Ex. F–AACAP Policy Statement, # <u>4</u> Exhibit Ex. G–(Rescinded) Chapters 1400–2 and 1400–3, # <u>5</u> Exhibit Ex. H–Affidavit of Mark Anderson, # <u>6</u> Exhibit Ex. I–Proposed Rules 0250–04–08, # <u>7</u> Exhibit Ex. J–Provider Policy Manual 2011, # <u>8</u> Exhibit Ex. K–DCS Policy 19.12, # <u>9</u> Exhibit Ex. L–RC–JDC Contract, # <u>10</u> Exhibit Ex. M–MT–JDC Contract, # <u>11</u> Exhibit Ex. N–G4S Academy Contract, # <u>12</u> Exhibit Ex. O–DCS DOE Policy Directive 25.5, # <u>13</u> Exhibit Ex. P–DCS Policy 19.11)(Rieger, Alexander) (Entered: 01/17/2017)
01/17/2017	<u>85</u>	Sealed Document <i>Ex. A–Deposition of Ms. Sharieka Frazier</i> filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 01/17/2017)
01/17/2017	<u>86</u>	Sealed Document <i>Ex. B–Detention Hearing Order</i> filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 01/17/2017)



01/17/2017	<u>87</u>	Sealed Document <i>Ex. C–Deposition of John Doe</i> filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 01/17/2017)
01/17/2017	<u>88</u>	Sealed Document <i>Ex. Q–Plaintiff's Response to State Interrogatories</i> filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 01/17/2017)
01/17/2017	<u>89</u>	Sealed Document <i>Ex. R–Delinquency Order</i> filed by Children's Services, Tennessee Department of, Bonnie Hommrich. (Rieger, Alexander) (Entered: 01/17/2017)
01/18/2017	<u>90</u>	ORDER granting <u>83</u> Motion for Leave to File Document Under Seal. Signed by District Judge Aleta A. Trauger on 1/18/17. <b>(DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (dt) (Entered: 01/18/2017)
01/31/2017	<u>91</u>	MOTION for Leave to File Document Under Seal by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 01/31/2017)
01/31/2017	<u>92</u>	REPLY to Response to Motion re <u>54</u> MOTION to Certify Class ( <i>Reply to State Defendants Response</i> ) filed by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 01/31/2017)
01/31/2017	<u>93</u>	REPLY to Response to Motion re <u>54</u> MOTION to Certify Class ( <i>Reply to County Defendants Response</i> ) filed by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 01/31/2017)
01/31/2017	<u>94</u>	NOTICE of Filing by John Doe, Sharieka Frazier ( <i>Exhibits to Plaintiffs Class Replies</i> ) (Attachments: # <u>1</u> Exhibit A: Rutherford County Yearly Activity Report 2015, # <u>2</u> Exhibit B: Rutherford County Class Discovery Responses, # <u>3</u> Exhibit E: Rutherford County JDC Standard Operating Procedures (Updated Sept. 2015), # <u>4</u> Exhibit F: Rutherford County JDC Standard Operating Procedures (Updated Sept. 2016), # <u>5</u> Exhibit G: Case Settlements Involving Solitary Confinement, # <u>6</u> Exhibit H: Proposed Rule 0250–04–08–.11, # <u>7</u> Exhibit I: DOE Policy Directive –25.5, # <u>8</u> Exhibit J: State Class Discovery Responses)(Clark, Wesley) (Entered: 01/31/2017)
01/31/2017	<u>95</u>	Sealed Document ( <i>Exhibit C: List of Juveniles Isolated Under Behavioral Management</i> ) filed by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 01/31/2017)
01/31/2017	<u>96</u>	Sealed Document ( <i>Exhibit D: Loss of Privilege Details and Incident Reports</i> ) filed by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 01/31/2017)
02/01/2017	<u>97</u>	ORDER granting <u>91</u> Motion for Leave to File Document Under Seal. Signed by District Judge Aleta A. Trauger on 2/1/17. <b>(DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (dt) (Entered: 02/01/2017)
02/09/2017	<u>98</u>	Second MOTION for Preliminary Injunction <i>against only Defendants Rutherford County, Lynn Duke</i> by John Doe, Sharieka Frazier. (Clark, Wesley) (Entered: 02/09/2017)
02/09/2017	<u>99</u>	MEMORANDUM in Support of <u>98</u> Second MOTION for Preliminary Injunction <i>against only Defendants Rutherford County, Lynn Duke</i> filed by John Doe, Sharieka Frazier . (Attachments: # <u>1</u> Exhibit A – RCJDC procedures updated 2008, # <u>2</u> Exhibit B – AACAP Policy Statement, # <u>3</u> Exhibit C – US v Ohio settlement, # <u>4</u> Exhibit D – Deposition Excerpt – Dr. Thomas Schacht, # <u>5</u> Exhibit E – US v. Hinds County, # <u>6</u> Exhibit F – US v. Leflore County, # <u>7</u> Exhibit G – US v City of New York)(Clark, Wesley) (Entered: 02/09/2017)
02/17/2017	<u>100</u>	MEMORANDUM AND ORDER: Plaintiff's Motion for Class Certification (Docket No. 54) is granted in part and denied in part. The court will certify a class of "all juveniles detained in the Rutherford County Juvenile Detention Center who are or were placed in solitary confinement or isolation for punitive reasons, from April 25, 2015 to the present." Signed by District Judge Aleta A. Trauger on 2/17/2017. <b>(DOCKET TEXT SUMMARY ONLY–ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 02/17/2017)

02/21/2017	<u>101</u>	MOTION for Extension of Time to File Response/Reply <i>Unopposed</i> by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 02/21/2017)
02/21/2017	<u>102</u>	MEMORANDUM in Support of <u>101</u> MOTION for Extension of Time to File Response/Reply <i>Unopposed</i> filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee . (McCreary, Josh) (Entered: 02/21/2017)
02/22/2017	<u>103</u>	ORDER granting <u>101</u> Motion for Extension of Time to File Response to <u>98</u> Second MOTION for Preliminary Injunction. Signed by District Judge Aleta A. Trauger on 2/22/17. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (dt) (Entered: 02/22/2017)
02/28/2017	<u>104</u>	RESPONSE in Opposition re <u>98</u> Second MOTION for Preliminary Injunction <i>against only Defendants Rutherford County, Lynn Duke</i> filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (Attachments: # <u>1</u> Exhibit RCJDC SOP (relevant portions))(McCreary, Josh) (Entered: 02/28/2017)
02/28/2017	<u>105</u>	MOTION for Leave to File Document Under Seal <i>Unopposed</i> by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 02/28/2017)
02/28/2017	<u>106</u>	Sealed Document <i>deposition of Lynn Duke</i> filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 02/28/2017)
02/28/2017	<u>107</u>	ORDER granting re <u>105</u> MOTION for Leave to File Document Under Seal <i>Unopposed</i> filed by Rutherford County, Tennessee, Angela Istvanditsch, Lynn Duke. Signed by District Judge Aleta A. Trauger on 2/28/2017. (jw) (Entered: 02/28/2017)
03/07/2017	<u>108</u>	MOTION for Leave to Leave to File Reply re <u>104</u> Response in Opposition to Motion, by John Doe. (Attachments: # <u>1</u> Attachment Proposed Reply)(Downton, Mark) (Entered: 03/07/2017)
03/08/2017	<u>109</u>	ORDER granting re <u>108</u> MOTION for Leave to Leave to File Reply re <u>104</u> Response in Opposition to Motion, filed by John Doe. Signed by District Judge Aleta A. Trauger on 3/8/2017. (jw) (Entered: 03/08/2017)
03/08/2017	<u>110</u>	REPLY to Response to Motion re <u>98</u> Second MOTION for Preliminary Injunction <i>against only Defendants Rutherford County, Lynn Duke</i> filed by John Doe and Sharieka Frazier. (jw) (Entered: 03/08/2017)
03/13/2017	<u>111</u>	MOTION for Extension of Time to Complete Discovery <i>Unopposed</i> by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 03/13/2017)
03/13/2017	<u>112</u>	MEMORANDUM in Support of <u>111</u> MOTION for Extension of Time to Complete Discovery <i>Unopposed</i> filed by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee . (McCreary, Josh) (Entered: 03/13/2017)
03/14/2017	<u>113</u>	ORDER granting <u>111</u> MOTION for Extension of Time to Complete Discovery. Extension to 3/16/2017. Signed by District Judge Aleta A. Trauger on 3/14/17. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (dt) (Entered: 03/14/2017)
03/22/2017	<u>114</u>	MEMORANDUM OPINION OF THE COURT. Signed by District Judge Aleta A. Trauger on 3/22/2017. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 03/23/2017)
03/22/2017	<u>115</u>	PRELIMINARY INJUNCTION. Signed by District Judge Aleta A. Trauger on 3/22/2017. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (jw) (Entered: 03/23/2017)
09/07/2017	<u>116</u>	First MOTION Set Case Management Conference by John Doe. (Downton, Mark) (Entered: 09/07/2017)
09/08/2017	<u>117</u>	ORDER granting <u>116</u> Motion for Case Management Conference. Case management conference set for 9/18/17 at 1:00 p.m. Signed by District Judge Aleta A. Trauger on 9/8/2017. (ab) (Entered: 09/08/2017)

09/08/2017		Set/Reset Hearings: Case Management Conference set for 9/18/2017 at 01:00 PM in Chambers 825 before District Judge Aleta A. Trauger. (ab) (Entered: 09/08/2017)
09/12/2017	<u>118</u>	First MOTION Reset Case Management Conference by John Doe. (Downton, Mark) (Entered: 09/12/2017)
09/13/2017	<u>119</u>	ORDER granting <u>118</u> First MOTION Reset Case Management Conference. Case Management Conference RESET for 10/27/2017 at 03:30 PM in Chambers 825 before District Judge Aleta A. Trauger. Signed by District Judge Aleta A. Trauger on 9/13/17. (gb) (Entered: 09/13/2017)
10/26/2017	<u>120</u>	PROPOSED CASE MANAGEMENT ORDER ( <i>Agreed</i> ) filed by All Plaintiffs. (Clark, Wesley) (Entered: 10/26/2017)
10/27/2017		Minute Entry for proceedings held before District Judge Aleta A. Trauger: Case Management Conference held on 10/27/2017. Case will be referred to MJ for settlement conference. (kb) (Entered: 10/27/2017)
10/27/2017	<u>121</u>	INITIAL CASE MANAGEMENT ORDER: Amended Pleadings due by 4/8/2018. Discovery due by 5/10/2018. Dispositive Motions due by 9/30/2018. Signed by District Judge Aleta A. Trauger on 10/27/17. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 10/30/2017)
10/30/2017	<u>122</u>	ORDER REFERRING CASE to Magistrate Judge Joe Brown to determine which magistrate judge shall conduct the mediation/settlement conference in this case. Signed by District Judge Aleta A. Trauger on 10/27/17. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 10/30/2017)
11/02/2017	<u>123</u>	ORDER: Telephone Conference set for 11/9/2017 10:00 AM before Magistrate Judge Joe Brown. Signed by Magistrate Judge Joe Brown on 11/2/17. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 11/03/2017)
11/09/2017		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Telephone Conference held on 11/9/2017. Order to enter. (Time in Court: 30 minutes.) (rd) (Entered: 11/13/2017)
11/13/2017	<u>124</u>	ORDER: A lengthy telephone conference was held with the parties on November 9, 2017, concerning the setting of a settlement conference. As discussed at the conference, the settlement conference will be held before me on December 14, 2017, 9:30 a.m., Courtroom 783. Signed by Magistrate Judge Joe Brown on 11/13/17. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (af) (Entered: 11/14/2017)
12/07/2017	<u>125</u>	MOTION Unopposed Motion Re: Settlement Conference by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (McCreary, Josh) (Entered: 12/07/2017)
12/08/2017	<u>126</u>	ORDER granting <u>125</u> Motion concerning attendance at settlement conference. (JBB) (Entered: 12/08/2017)
12/14/2017		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Settlement Conference held on 12/14/2017; Settlement discussions are ongoing. (rd) (Entered: 12/18/2017)
01/05/2018	<u>127</u>	ORDER: At the request of counsel, a further settlement conference is set in this matter for 9:30 a.m., on Thursday, January 25, 2018, in Courtroom 783, 801 Broadway, Nashville, Tennessee. By 12:00 p.m. (Noon) on Tuesday, January 23, 2018, the parties should submit a brief statement of the status of the settlement discussions to brownchambers@tnmd.uscourts.gov. It is so ORDERED. Signed by Magistrate Judge Joe Brown on 1/5/18. (af) (Entered: 01/05/2018)
01/25/2018		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Settlement Conference held on 1/25/2018. Order to enter. (rd) (Entered: 01/25/2018)
01/29/2018	<u>128</u>	ORDER: After consulting with Judge Trauger the deadlines in the current scheduling order ( <u>121</u> ) are extended approximately 90 days as follows: Amended Pleadings due by 7/9/2018, Discovery due by 8/16/2018, Dispositive Motions due by 12/31/2018 and

		Status Report due by 2/16/2018. Signed by Magistrate Judge Joe Brown on 1/29/18. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 01/30/2018)
11/14/2018	<u>129</u>	ORDER: Pursuant to Administrative Order No. 138, it is hereby ORDERED that this case is TRANSFERRED to Judge Eli Richardson for all purposes. All present deadlines and court dates shall remain in place, subject to modification by Judge Richardson or the magistrate judge. Signed by District Judge Aleta A. Trauger on 11/13/18. (gb) (Entered: 11/14/2018)
11/14/2018	<u>130</u>	ORDER: This case is REFERRED to the Magistrate Judge for customized case management in accordance with Local Rule 16.01. All existing case management dates, deadlines, and trial settings remain in effect, pending further order of the Court. Signed by District Judge Eli J. Richardson on 11/14/18. (gb) (Entered: 11/14/2018)
11/26/2018	<u>131</u>	ORDER: Telephone Conference set for 11/28/2018 01:00 PM before Magistrate Judge Joe Brown. Signed by Magistrate Judge Joe Brown on 11/26/18. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 11/26/2018)
11/28/2018		Minute Entry for proceedings held before Magistrate Judge Joe Brown: Telephone Conference held on 11/28/2018. Order to enter. (Time in Court: 30 minutes) (rd) (Entered: 11/28/2018)
11/29/2018	132	ORDER a telephone conference was held on Nov. 26, 2018. The parties advised they had reached a resolution in principal in the case. They will file a notion for preliminary approval of the resolution as required by the Class Action Fairness Act by December 21, 2018. The approval process including notice to the required parties will take at least 100 days. The parties had some discussion with Judge Trauger's staff about the procedure she preferred for the motion. I have contacted Judge Richardson about his preference and we will get back to the parties on any procedural changes they should use before Dec 21. (JBB) (Entered: 11/29/2018)
12/21/2018	<u>133</u>	Joint MOTION to Set Aside 132 Order by Rutherford County, Tennessee. (Christiansen, Nicholas) (Entered: 12/21/2018)
12/27/2018	<u>134</u>	ORDER: Joint Motion to Set Aside Order and Request for Telephonic Status Conference <u>133</u> is well taken and is granted. The parties are relieved, nunc pro tunc, from their obligation to file by December 21, 2018 the joint motion contemplated by Doc No. 132 , and a telephonic status conference is hereby scheduled for January 14, 2019 at 9:00 a.m. The parties shall email chambers at richardson_chambers@tnmd.uscourts.gov to receive dialing instructions. Signed by District Judge Eli J. Richardson on 12/27/18. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (dt) (Entered: 12/27/2018)
01/24/2019	<u>135</u>	Joint MOTION for Settlement <i>Parties' Agreed Motion for Preliminary Approval of Class Settlement Agreement and Supporting Memorandum</i> by Children's Services, Tennessee Department of. (Attachments: # <u>1</u> Exhibit 1--Settlement Agreement)(Lakey, Jonathan) (Entered: 01/24/2019)
02/01/2019	<u>136</u>	ORDER: Telephone Conference set for 2/5/2019 11:00 AM before District Judge Eli J. Richardson. Signed by District Judge Eli J. Richardson on 2/1/19. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 02/01/2019)
02/05/2019	<u>137</u>	ORDER: As discussed with counsel for the parties on February 5, 2019, the Court will hold a telephonic status conference on Monday, February 11, 2019, at 11:00 a.m. regarding several specified issues relevant to preliminary approval of the proposed settlement agreement, including certain concerns that are especially pertinent given that this class action was brought under Federal Rule of Civil Procedure 23(b)(2). For the status conference, counsel shall use the same dialing instructions they used on February 5. Signed by District Judge Eli J. Richardson on 2/5/19. (gb) (Entered: 02/05/2019)
02/05/2019		Minute Entry for proceedings held before District Judge Eli J. Richardson: Telephone Conference held on 2/5/2019. Telephonic conference is scheduled for February 11,

		2019 at 11:00 a.m. (Court Reporter Debbie Watson.) (Jackson, Julie) (Entered: 02/05/2019)
02/11/2019	138	Minute Entry for proceedings held before District Judge Eli J. Richardson: Telephone Conference held on 2/11/2019. (Court Reporter Debbie Watson.) (Jackson, Julie) (Entered: 02/11/2019)
02/11/2019	<u>139</u>	ORDER: Pending before the Court is the Parties' Agreed Motion for Preliminary Approval of Class Settlement Agreement ( <u>135</u> ). The Motion is DENIED without prejudice to being re-filed with respect to a revised Class Action Settlement Agreement that accounts for the Court's concerns described herein and previously discussed with counsel for all parties. Signed by District Judge Eli J. Richardson on 2/11/19. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 02/11/2019)
02/28/2019	<u>140</u>	Second MOTION Parties' Second Agreed Motion for Preliminary Approval of Class Settlement Agreement and Supporting Memorandum by Children's Services, Tennessee Department of. (Attachments: # <u>1</u> Exhibit Class Settlement Agreement)(Lakey, Jonathan) (Entered: 02/28/2019)
03/20/2019	<u>141</u>	MOTION to Withdraw as Attorney by Lynn Duke, Angela Istvanditsch, Rutherford County, Tennessee. (Attachments: # <u>1</u> Attachment Notice to client of withdrawal)(McCreary, Josh) (Entered: 03/20/2019)
03/20/2019	142	ORDER granting <u>141</u> Motion to Withdraw as Attorney. Attorney Josh A. McCreary terminated (JBB) (Entered: 03/20/2019)
03/27/2019	<u>143</u>	Second MOTION Parties' Corrected Second Agreed Motion for Preliminary Approval of Class Settlement Agreement and Supporting Memorandum by Children's Services, Tennessee Department of. (Attachments: # <u>1</u> Exhibit Class Action Settlement Agreement)(Lakey, Jonathan) (Entered: 03/27/2019)
03/28/2019	<u>144</u>	ORDER granting <u>143</u> Second MOTION Parties' Corrected Second Agreed Motion for Preliminary Approval of Class Settlement Agreement. The Class Settlement Agreement is preliminarily approved subject to the Court conducting a fairness or final approval hearing; The Fairness Hearing to consider whether the Class Settlement Agreement will be finally approved is hereby set for July 19, 2019 at 1:00 p.m.; The parties proposed notice of the Fairness Hearing, attached to this Order as Exhibit 1 and incorporated by reference, is approved; The parties are directed to publish and distribute the Fairness Hearing Notice and/or copies of the Class Settlement Agreement; Defendants Lynn Duke and Lieutenant Angela Istvanditsch, in both their individual and official capacities, are hereby dismissed from this litigation with prejudice. Signed by District Judge Eli J. Richardson on 3/28/19. (Attachments: # <u>1</u> Exhibit 1 – Fairness Hearing Notice) <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 03/28/2019)
07/05/2019	<u>145</u>	NOTICE of Filing by Rutherford County, Tennessee <i>Declarations</i> (Christiansen, Nicholas) (Entered: 07/05/2019)
07/05/2019	<u>146</u>	DECLARATION of Brian Robertson filed by Rutherford County, Tennessee re: <u>145</u> Notice of Filing. (Christiansen, Nicholas) (Entered: 07/05/2019)
07/05/2019	<u>147</u>	DECLARATION of Lynn Duke filed by Rutherford County, Tennessee re: <u>145</u> Notice of Filing. (Christiansen, Nicholas) (Entered: 07/05/2019)
07/05/2019	<u>148</u>	DECLARATION of Nicholas C. Christiansen, Esq. filed by Rutherford County, Tennessee re: <u>145</u> Notice of Filing. (Christiansen, Nicholas) (Entered: 07/05/2019)
07/05/2019	<u>149</u>	NOTICE of Filing by Rutherford County, Tennessee <i>Declaration of Jennifer Keough</i> (Attachments: # <u>1</u> Exhibit Declaration of Jennifer Keough)(Christiansen, Nicholas) (Entered: 07/05/2019)
07/05/2019	<u>150</u>	NOTICE of Filing by Children's Services, Tennessee Department of <i>Declaration Pursuant to Order Granting Preliminary Approval of Class Settlement Agreement</i> (Attachments: # <u>1</u> Exhibit Declaration of Stuart Clements)(Lakey, Jonathan) (Entered: 07/05/2019)

07/15/2019	<u>151</u>	NOTICE by Children's Services, Tennessee Department of <i>Parties' Joint Notice of No Objections to Their Motion to Approve Class Settlement Agreement</i> (Lakey, Jonathan) (Entered: 07/15/2019)
07/19/2019		Minute Entry for proceedings held before District Judge Eli J. Richardson: Fairness Hearing held on 7/19/2019. (Court Reporter Debbie Watson.) (Hearing lasted 1:09)(Jackson, Julie) (Entered: 07/19/2019)
07/19/2019	<u>152</u>	FINAL ORDER Approving Class Settlement, Ordering Permanent Injunctive Relief, and Dismissing Case with Prejudice. Signed by District Judge Eli J. Richardson on 7/19/19. <b>(DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)</b> (gb) (Entered: 07/19/2019)
07/19/2019	<u>153</u>	ENTRY OF JUDGMENT re: <u>152</u> Order Approving Class Settlement, Ordering Permanent Injunctive Relief, and Dismissing Case with Prejudice. (gb) (Entered: 07/19/2019)