

**U.S. District Court
North Carolina Middle District (NCMD)
CIVIL DOCKET FOR CASE #: 1:16-cv-00236-TDS-JEP**

CARCANO et al v. MCCRORY, et al
Assigned to: JUDGE THOMAS D. SCHROEDER
Referred to: MAG/JUDGE JOI ELIZABETH PEAKE
Related Cases: [1:16-cv-00425-TDS-JEP](#)
[1:16-cv-00844-TDS-JEP](#)
[1:16-cv-00845-TDS-JEP](#)

Date Filed: 03/28/2016
Jury Demand: None
Nature of Suit: 950 Constitutional – State Statute
Jurisdiction: Federal Question

Case in other court: Fourth Circuit, 16-01989
Cause: 28:2201 Constitutionality of State Statute(s)

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Counter Claimant

SEN. PHILLIP BERGER
TERMINATED: 07/26/2016

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Counter Claimant

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NEBRASKA, LOUISIANA, SOUTH
CAROLINA, COMMONWEALTH
OF KENTUCKY, BY AND
THROUGH GOVERNOR
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Counter Defendant

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Counter Defendant

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Counter Defendant

EQUALITY NORTH CAROLINA

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Counter Defendant

ANGELA GILMORE

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TARA L. BORELLI
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Counter Defendant

H.S.
BY HER NEXT FRIEND AND MOTHER,
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Counter Defendant

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Counter Defendant

BEVERLY NEWELL

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Counter Defendant

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Date Filed	#	Docket Text
03/28/2016	<u>1</u>	COMPLAINT <i>FOR DECLARATORY AND INJUNCTIVE RELIEF</i> against W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, THE, ROY A. COOPER, III, PATRICK MCCRORY, UNIVERSITY OF NORTH CAROLINA (Filing fee \$ 400 receipt number 0418-1882104.), filed by ANGELA GILMORE, PAYTON GREY MCGARRY, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA. (Attachments: # <u>1</u> Civil Cover Sheet)(BROOK, CHRISTOPHER) (Entered: 03/28/2016)
03/28/2016	<u>2</u>	CORPORATE DISCLOSURE STATEMENT filed pursuant to FRCP 7.1(a) by Plaintiff AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA (BROOK, CHRISTOPHER) (Entered: 03/28/2016)
03/28/2016	<u>3</u>	CORPORATE DISCLOSURE STATEMENT filed pursuant to FRCP 7.1(a) by Plaintiff EQUALITY NORTH CAROLINA (BROOK, CHRISTOPHER) (Entered: 03/28/2016)
03/31/2016	<u>4</u>	NOTICE of Appearance by attorney TARA L. BORELLI on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, PAYTON GREY MCGARRY (BORELLI, TARA) (Entered: 03/31/2016)
04/01/2016	<u>5</u>	NOTICE of Appearance by attorney ELIZABETH O. GILL on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, PAYTON GREY MCGARRY (GILL, ELIZABETH) (Entered: 04/01/2016)
04/01/2016	<u>6</u>	NOTICE of Appearance by attorney PETER C. RENN on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, PAYTON GREY MCGARRY (RENN, PETER) (Entered: 04/01/2016)
04/04/2016	<u>7</u>	NOTICE of Appearance by attorney KYLE ANTHONY PALAZZOLO on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, PAYTON GREY MCGARRY (PALAZZOLO, KYLE) (Entered: 04/04/2016)

04/05/2016	<u>8</u>	NOTICE of Appearance by attorney CHASE B. STRANGIO on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, PAYTON GREY MCGARRY (STRANGIO, CHASE) (Entered: 04/05/2016)
04/21/2016	<u>9</u>	AMENDED COMPLAINT against defendant W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, PATRICK MCCRORY, UNIVERSITY OF NORTH CAROLINA, filed by ANGELA GILMORE, PAYTON GREY MCGARRY, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., by her next friend and mother, KATHRYN SCHAFER, KELLY TRENT, BEVERLY NEWELL.(BROOK, CHRISTOPHER) (Entered: 04/21/2016)
04/21/2016	<u>10</u>	NOTICE of Appearance by attorney PAUL M SMITH on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., by her next friend and mother, KATHRYN SCHAFER, PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT (SMITH, PAUL) (Entered: 04/21/2016)
04/21/2016	<u>11</u>	NOTICE of Appearance by attorney LUKE C PLATZER on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., by her next friend and mother, KATHRYN SCHAFER, PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT (PLATZER, LUKE) (Entered: 04/21/2016)
05/04/2016	<u>12</u>	Summons Issued as to W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, PATRICK MCCRORY, UNIVERSITY OF NORTH CAROLINA. (Attachments: # <u>1</u> McCrory, # <u>2</u> BOG, # <u>3</u> Bisette)(Coyne, Michelle) (Entered: 05/04/2016)
05/04/2016	<u>13</u>	Notice of Right to Consent. Counsel shall serve the attached form on all parties. (Attachments: # <u>1</u> Consent Form)(Coyne, Michelle) (Entered: 05/04/2016)
05/09/2016	<u>14</u>	WAIVER OF SERVICE of SUMMONS by BEVERLY NEWELL, H.S., ANGELA GILMORE, PAYTON GREY MCGARRY, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, KELLY TRENT. PATRICK MCCRORY waiver sent on 4/21/2016, answer due 6/20/2016. (BROOK, CHRISTOPHER) (Entered: 05/09/2016)
05/09/2016	<u>15</u>	WAIVER OF SERVICE of SUMMONS by BEVERLY NEWELL, H.S., ANGELA GILMORE, PAYTON GREY MCGARRY, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, KELLY TRENT. UNIVERSITY OF NORTH CAROLINA waiver sent on 4/21/2016, answer due 6/20/2016. (BROOK, CHRISTOPHER) (Entered: 05/09/2016)
05/09/2016	<u>16</u>	WAIVER OF SERVICE of SUMMONS by BEVERLY NEWELL, H.S., ANGELA GILMORE, PAYTON GREY MCGARRY, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, KELLY TRENT. W. LOUIS BISSETTE, JR waiver sent on 4/21/2016, answer due 6/20/2016. (BROOK, CHRISTOPHER) (Entered: 05/09/2016)
05/09/2016	<u>17</u>	WAIVER OF SERVICE of SUMMONS by BEVERLY NEWELL, H.S., ANGELA GILMORE, PAYTON GREY MCGARRY, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, KELLY TRENT. BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA waiver sent on 4/21/2016, answer due 6/20/2016. (BROOK, CHRISTOPHER) (Entered: 05/09/2016)
05/13/2016	<u>19</u>	NOTICE of Appearance by attorney JON W. DAVIDSON on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(DAVIDSON, JON) (Entered: 05/13/2016)
05/16/2016	<u>20</u>	MOTION to Exceed Page Limit <i>in Support of Their Motion for Preliminary Injunction</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. Responses due by 6/9/2016 (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 05/16/2016)

05/16/2016	<u>21</u>	MOTION for Preliminary Injunction by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. Responses due by 6/9/2016 (BROOK, CHRISTOPHER) (Entered: 05/16/2016)
05/16/2016	<u>22</u>	MEMORANDUM filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY re <u>21</u> MOTION for Preliminary Injunction filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Expert Declaration of Deanna Adkins, M.D., # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Declaration of Joaquin Carcao, # <u>5</u> Expert Declaration of Randi Ettner, Ph.D, # <u>6</u> Exhibit A, # <u>7</u> Exhibit B, # <u>8</u> Declaration of H.S., # <u>9</u> Declaration of Payton Grey McGarry, # <u>10</u> Expert Declaration of Assistant Chief of University Police Aran C. Mull in Support of Plaintiffs' Motion for Preliminary Injunction, # <u>11</u> Exhibit A, # <u>12</u> Exhibit B, # <u>13</u> Exhibit C, # <u>14</u> Exhibit D, # <u>15</u> Declaration of Sarah Preston, # <u>16</u> Expert Declaration of Jonathan Routh, M.D., # <u>17</u> Exhibit A, # <u>18</u> Exhibit B, # <u>19</u> Declaration of Monica Walker)(BROOK, CHRISTOPHER) (Entered: 05/16/2016)
05/16/2016	<u>23</u>	DECLARATION filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY re <u>22</u> Memorandum,, / <i>Declaration of Luke C. Platzer</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O, # <u>16</u> Exhibit P, # <u>17</u> Exhibit Q, # <u>18</u> Exhibit R, # <u>19</u> Exhibit S, # <u>20</u> Exhibit T, # <u>21</u> Exhibit U, # <u>22</u> Exhibit V, # <u>23</u> Exhibit W, # <u>24</u> Exhibit X, # <u>25</u> Exhibit Y, # <u>26</u> Exhibit Z, # <u>27</u> Exhibit AA, # <u>28</u> Exhibit AB, # <u>29</u> Exhibit AC, # <u>30</u> Exhibit AD, # <u>31</u> Exhibit AE, # <u>32</u> Exhibit AF, # <u>33</u> Exhibit AG, # <u>34</u> Exhibit AH, # <u>35</u> Exhibit AI, # <u>36</u> Exhibit AJ, # <u>37</u> Exhibit AK, # <u>38</u> Exhibit AL, # <u>39</u> Exhibit AM, # <u>40</u> Exhibit AN, # <u>41</u> Exhibit AO, # <u>42</u> Exhibit AP, # <u>43</u> Exhibit AQ, # <u>44</u> Exhibit AR)(BROOK, CHRISTOPHER) (Entered: 05/16/2016)
05/16/2016	<u>24</u>	NOTICE of Appearance by attorney KARL S. BOWERS, JR on behalf of Defendant PATRICK MCCRORY (BOWERS, KARL) (Entered: 05/16/2016)
05/17/2016	<u>25</u>	NOTICE of Appearance by attorney WILLIAM WOODLEY STEWART, JR on behalf of Defendant PATRICK MCCRORY (STEWART, WILLIAM) (Entered: 05/17/2016)
05/17/2016	<u>26</u>	NOTICE of Appearance by attorney FRANK J. GORDON on behalf of Defendant PATRICK MCCRORY (GORDON, FRANK) (Entered: 05/17/2016)
05/17/2016	<u>27</u>	Additional Attachments to Main Document re <u>21</u> MOTION for Preliminary Injunction / <i>Proposed Order Granting Plaintiffs' Motion for Preliminary Injunction</i> . (BROOK, CHRISTOPHER) (Entered: 05/17/2016)
05/17/2016	<u>28</u>	NOTICE of Appearance by attorney BRENNAN TYLER BROOKS on behalf of Defendant PATRICK MCCRORY (BROOKS, BRENNAN) (Entered: 05/17/2016)
05/17/2016	<u>29</u>	NOTICE of Appearance by attorney THOMAS J. ZIKO on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA (ZIKO, THOMAS) (Entered: 05/17/2016)
05/18/2016	<u>30</u>	Amended MOTION to Exceed Page Limit / <i>Plaintiffs' Amended, Unopposed Motion for Leave to File Excess Pages in Support of Their Motion for Preliminary Injunction</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 05/18/2016)
05/18/2016		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>30</u> Plaintiffs' Amended, Unopposed Motion for Leave to File Excess Pages in Support of Their Motion for Preliminary Injunction. (Engle, Anita) (Entered: 05/18/2016)
05/19/2016	<u>31</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 05/19/2016; that Plaintiffs' unopposed motion for leave to submit their memorandum of law in support of their Motion for Preliminary Injunction which exceeds the court's local rule page

		limits is hereby GRANTED. The Clerk is directed to accept as filed the Memorandum of Law in Support of Plaintiffs Motion for Preliminary Injunction. (Garland, Leah) (Entered: 05/19/2016)
05/20/2016	<u>32</u>	NOTICE of Appearance by attorney CAROLYN C. PRATT on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA (PRATT, CAROLYN) (Entered: 05/20/2016)
05/25/2016	<u>33</u>	MOTION to Intervene by Philip Berger, Tim Moore. Responses due by 6/20/2016 (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) (Entered: 05/25/2016)
05/25/2016	<u>34</u>	MEMORANDUM filed by Intervenor Defendants Philip Berger, Tim Moore re <u>33</u> MOTION to Intervene filed by Philip Berger, Tim Moore. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(DUNCAN, STUART) (Entered: 05/25/2016)
05/25/2016	<u>35</u>	NOTICE of Appearance by attorney STUART K. DUNCAN on behalf of Intervenor Defendants Philip Berger, Tim Moore (DUNCAN, STUART) (Entered: 05/25/2016)
05/25/2016	<u>36</u>	<i>Proposed Answer and Counterclaims</i> BRIEF re <u>33</u> MOTION to Intervene by Intervenor Defendants Philip Berger, Tim Moore filed by Philip Berger, Tim Moore. (DUNCAN, STUART) (Entered: 05/25/2016)
05/25/2016	<u>37</u>	NOTICE of Appearance by attorney ROBERT D. POTTER, JR on behalf of Intervenor Defendants Philip Berger, Tim Moore (POTTER, ROBERT) (Entered: 05/25/2016)
05/27/2016		Motions Submitted to JUDGE THOMAS D. SCHROEDER: <u>33</u> MOTION to Intervene. (Engle, Anita) (Entered: 05/27/2016)
05/27/2016		<u>33</u> Motion to Intervene No Longer Submitted to JUDGE THOMAS D. SCHROEDER. Awaiting Response from Plaintiffs' Counsel. (Engle, Anita) (Entered: 05/27/2016)
05/27/2016	<u>38</u>	MOTION to Stay <i>Proceedings Against UNC Defendants</i> by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. Responses due by 6/20/2016 (Attachments: # <u>1</u> Affidavit Declaration of President Margaret Spellings, # <u>2</u> Exhibit Exhibit 1 to Spellings Declaration, # <u>3</u> Exhibit Exhibit 2 to Spellings Declaration, # <u>4</u> Exhibit Exhibit 3 to Spellings Declaration, # <u>5</u> Exhibit Exhibit 4 to Spellings Declaration, # <u>6</u> Exhibit Exhibit 5 to Spellings Declaration)(PRATT, CAROLYN) (Entered: 05/27/2016)
05/27/2016	<u>39</u>	MEMORANDUM filed by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA re <u>38</u> MOTION to Stay <i>Proceedings Against UNC Defendants</i> filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (PRATT, CAROLYN) (Entered: 05/27/2016)
05/27/2016	<u>40</u>	MOTION for Extension of Time to File <i>Answer and Response to Plaintiffs' Motion for Preliminary Injunction</i> by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (PRATT, CAROLYN) (Entered: 05/27/2016)
05/31/2016	<u>41</u>	RESPONSE filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT re <u>33</u> MOTION to Intervene filed by Philip Berger, Tim Moore filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. Replies due by 6/17/2016. (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 05/31/2016)
06/01/2016	<u>42</u>	RESPONSE filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT re <u>40</u> MOTION for Extension of Time to File <i>Answer and Response to Plaintiffs' Motion for Preliminary Injunction</i>

		filed by UNIVERSITY OF NORTH CAROLINA, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, W. LOUIS BISSETTE, JR. filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. Replies due by 6/20/2016. (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 06/01/2016)
06/02/2016		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>40</u> MOTION for Extension of Time to File Answer <i>and Response to Plaintiffs' Motion for Preliminary Injunction</i> . (Engle, Anita) (Entered: 06/02/2016)
06/03/2016	<u>43</u>	REPLY, filed by Intervenor Defendants Philip Berger, Tim Moore, to Response to <u>33</u> MOTION to Intervene filed by Philip Berger, Tim Moore. (Attachments: # <u>1</u> Exhibit)(DUNCAN, STUART) (Entered: 06/03/2016)
06/05/2016		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>33</u> MOTION to Intervene. (Engle, Anita) (Entered: 06/05/2016)
06/06/2016	<u>44</u>	MEMORANDUM ORDER signed by JUDGE THOMAS D. SCHROEDER on 06/06/2016; that the proposed intervenors' motion to intervene (Doc. <u>33</u>) is GRANTED. (Garland, Leah) (Entered: 06/06/2016)
06/06/2016	<u>45</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 6/6/2016. For the reasons stated herein, UNC Defendants' Motion for Extension of Time (Doc. 40) is GRANTED IN PART and DENIED IN PART . UNC Defendants' response to amended complaint (Doc. 9) shall be due thirty days after the court issues a ruling on motion to stay (Doc. 38). UNC Defendants' response to Plaintiffs' motion for preliminary injunction (Doc. 21) remains due June 9, 2016.(Engle, Anita) (Entered: 06/06/2016)
06/07/2016	<u>46</u>	NOTICE of Appearance by attorney NOEL J. FRANCISCO on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA (FRANCISCO, NOEL) (Entered: 06/07/2016)
06/07/2016	<u>47</u>	NOTICE of Appearance by attorney GLEN D. NAGER on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA (NAGER, GLEN) (Entered: 06/07/2016)
06/07/2016	<u>48</u>	NOTICE of Appearance by attorney JAMES M. BURNHAM on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA (BURNHAM, JAMES) (Entered: 06/07/2016)
06/09/2016	<u>49</u>	MOTION for Leave to File Excess Pages by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(FRANCISCO, NOEL) (Entered: 06/09/2016)
06/09/2016	<u>50</u>	RESPONSE in Opposition re <u>21</u> MOTION for Preliminary Injunction filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. Replies due by 6/27/2016. (Attachments: # <u>1</u> Affidavit Declaration of Noel Francisco, # <u>2</u> Exhibit Spellings April 11 Statement, # <u>3</u> Exhibit Shanahan April 13 Letter, # <u>4</u> Exhibit Spellings May 9 Letter)(FRANCISCO, NOEL) (Entered: 06/09/2016)
06/09/2016	<u>51</u>	ANSWER to Amended Complaint by PATRICK MCCRORY. (STEWART, WILLIAM) (Entered: 06/09/2016)
06/09/2016	<u>52</u>	MOTION for Discovery <i>To More Fully Respond</i> (Responses due by 7/5/2016), MOTION for Extension of Time to File Response/Reply as to <u>21</u> MOTION for Preliminary Injunction () by PATRICK MCCRORY. (STEWART, WILLIAM) (Entered: 06/09/2016)
06/09/2016	<u>53</u>	MEMORANDUM filed by Defendant PATRICK MCCRORY re <u>52</u> MOTION for Discovery <i>To More Fully Respond</i> MOTION for Extension of Time to File Response/Reply as to <u>21</u> MOTION for Preliminary Injunction filed by PATRICK

		MCCRORY. (Attachments: # <u>1</u> Supplement Unpublished Opinion – Sabal Trail, # <u>2</u> Supplement Unpublished Opinion – ForceX Inc., # <u>3</u> Supplement Unpublished Opinion – Lab Corp)(STEWART, WILLIAM) (Entered: 06/09/2016)
06/09/2016	<u>54</u>	ANSWER to Amended Complaint , Counterclaim against by Philip Berger, Tim Moore. (DUNCAN, STUART) (Entered: 06/09/2016)
06/09/2016	<u>55</u>	RESPONSE in Opposition re <u>21</u> MOTION for Preliminary Injunction filed by PATRICK MCCRORY. Replies due by 6/27/2016. (Attachments: # <u>1</u> Exhibit A – King 5 News Article, # <u>2</u> Exhibit B – NBC 4 Washington Article, # <u>3</u> Exhibit C – CNN Article, # <u>4</u> Exhibit D – Slate Article, # <u>5</u> Exhibit E – ABC News Article, # <u>6</u> Exhibit F – WSJ Article, # <u>7</u> Supplement Unpublished Opinion – State v. Rhodes, # <u>8</u> Supplement Unpublished Opinion – Flick v. Aurora, # <u>9</u> Supplement Unpublished Opinion – Grimm v. Gloucester)(STEWART, WILLIAM) (Entered: 06/09/2016)
06/09/2016	<u>56</u>	NOTICE of Appearance by attorney ROBERT C. STEPHENS on behalf of Defendant PATRICK MCCRORY (STEPHENS, ROBERT) (Entered: 06/09/2016)
06/09/2016	<u>57</u>	Consent MOTION for Leave to File Excess Pages by Philip Berger, Tim Moore. (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) (Entered: 06/09/2016)
06/09/2016	<u>58</u>	**FILED IN ERROR** Consent MOTION for Leave to File Excess Pages by Philip Berger, Tim Moore. (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) Modified on 6/10/2016 (Engle, Anita). (Entered: 06/09/2016)
06/09/2016	<u>59</u>	**FILED IN ERROR** Consent MOTION for Leave to File Excess Pages by Philip Berger, Tim Moore. (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) Modified on 6/10/2016 (Engle, Anita). (Entered: 06/09/2016)
06/09/2016	<u>60</u>	**FILED IN ERROR** Consent MOTION for Leave to File Excess Pages by Philip Berger, Tim Moore. (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) Modified on 6/10/2016 (Engle, Anita). (Entered: 06/09/2016)
06/09/2016	<u>61</u>	RESPONSE in Opposition re <u>22</u> Memorandum,, <u>21</u> MOTION for Preliminary Injunction , <u>57</u> Consent MOTION for Leave to File Excess Pages filed by Philip Berger, Tim Moore. Replies due by 6/27/2016. (DUNCAN, STUART) (Entered: 06/09/2016)
06/10/2016		Motions Submitted to JUDGE THOMAS D. SCHROEDER: <u>49</u> MOTION for Leave to File Excess Pages , and <u>57</u> Consent MOTION for Leave to File Excess Pages. (Engle, Anita) (Entered: 06/10/2016)
06/13/2016	<u>62</u>	ORDER Signed by JUDGE THOMAS D. SCHROEDER on 6/13/2016 granting <u>49</u> Motion for Leave to File Excess Pages. (Engle, Anita) (Entered: 06/13/2016)
06/13/2016	<u>63</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 6/13/2016 granting <u>57</u> Motion for Leave to File Excess Pages. (Engle, Anita) (Entered: 06/13/2016)
06/14/2016	<u>64</u>	NOTICE of Appearance by attorney GENE C. SCHAERR on behalf of Intervenor Defendants PHILLIP BERGER, TIM MOORE (SCHAERR, GENE) (Entered: 06/14/2016)
06/15/2016	<u>65</u>	NOTICE of Appearance by attorney ROBERT N. DRISCOLL on behalf of Defendant PATRICK MCCRORY (DRISCOLL, ROBERT) (Entered: 06/15/2016)
06/17/2016	<u>66</u>	Transcript of telephone conference/motion hearing held on 6/16/2016, before Judge Thomas D. Schroeder. Court Reporter Briana L. Nesbit, Telephone number 336-734-2514. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER.

		Redaction Request due 7/11/2016. Redacted Transcript Deadline set for 7/21/2016. Release of Transcript Restriction set for 9/19/2016. Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP(Nesbit, Briana) (Entered: 06/17/2016)
06/20/2016	<u>67</u>	RESPONSE in Opposition re <u>38</u> MOTION to Stay <i>Proceedings Against UNC Defendants</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. Replies due by 7/8/2016. (Attachments: # <u>1</u> Declaration of Paul M. Smith, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Declaration of Payton G. McGarry, # <u>11</u> Exhibit A, # <u>12</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 06/20/2016)
06/24/2016	<u>68</u>	NOTICE of Appearance by attorney MARK R. SIGMON on behalf of Amicus Proposed Amici Curiae School Administrators (SIGMON, MARK) (Entered: 06/24/2016)
06/24/2016	<u>69</u>	NOTICE of Appearance by attorney CYNTHIA C. ROBERTSON on behalf of Amicus Proposed Amici Curiae School Administrators (ROBERTSON, CYNTHIA) (Entered: 06/24/2016)
06/24/2016	<u>70</u>	MOTION for Leave to File <i>Amicus Brief</i> by Proposed Amici Curiae School Administrators. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Motion for Leave to File Amicus Brief)(SIGMON, MARK) (Entered: 06/24/2016)
06/24/2016	<u>71</u>	<i>Proposed BRIEF</i> by Amicus Proposed Amici Curiae School Administrators filed by Proposed Amici Curiae School Administrators. (SIGMON, MARK) (Entered: 06/24/2016)
06/27/2016	<u>72</u>	MOTION to Exceed Page Limit / <i>Plaintiffs' Unopposed Motion For Leave to File a Reply Memorandum In Support of Their Motion for Preliminary Injunction In Excess of 10 Pages</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 06/27/2016)
06/27/2016	<u>73</u>	MEMORANDUM filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY re <u>21</u> MOTION for Preliminary Injunction / <i>Plaintiffs' Reply Memorandum In Support of Their Motion For Preliminary Injunction</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Declaration of Payton G. McGarry, # <u>2</u> Declaration of Luke C. Platzer, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F)(BROOK, CHRISTOPHER) (Entered: 06/27/2016)
06/28/2016		Motions Submitted to JUDGE THOMAS D. SCHROEDER: <u>21</u> MOTION for Preliminary Injunction, and <u>72</u> MOTION to Exceed Page Limit / <i>Plaintiffs' Unopposed Motion For Leave to File a Reply Memorandum In Support of Their Motion for Preliminary Injunction In Excess of 10 Pages</i> . (Engle, Anita) (Entered: 06/28/2016)
06/28/2016	<u>76</u>	NOTICE of Appearance by attorney SCOTT B. WILKENS on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT (WILKENS, SCOTT) (Entered: 06/28/2016)
06/30/2016		Telephone Conference set for 7/1/2016 at 11:00 AM before JUDGE THOMAS D. SCHROEDER. Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 06/30/2016)
06/30/2016	<u>77</u>	MOTION for Leave to File <i>Surreply in Opposition to Motion for Preliminary Injunction</i> by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. Responses due by 7/25/2016 (Attachments: # <u>1</u> Proposed Surreply Brief)(FRANCISCO, NOEL) (Entered: 06/30/2016)
06/30/2016	<u>78</u>	RESPONSE in Opposition re <u>52</u> MOTION for Discovery <i>To More Fully Respond</i> MOTION for Extension of Time to File Response/Reply as to <u>21</u> MOTION for Preliminary Injunction filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. Replies

		due by 7/18/2016. (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 06/30/2016)
07/01/2016	<u>79</u>	RESPONSE filed by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA re <u>52</u> MOTION for Discovery <i>To More Fully Respond</i> MOTION for Extension of Time to File Response/Reply as to <u>21</u> MOTION for Preliminary Injunction filed by PATRICK MCCRORY filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. Replies due by 7/18/2016. (FRANCISCO, NOEL) (Entered: 07/01/2016)
07/01/2016		Minute Entry for proceedings held before JUDGE THOMAS D. SCHROEDER: Telephone Conference held on 7/1/2016. Attorneys Christopher Brook and Jon Davidson present for Plaintiff Carcano, et al. and Attorney Corey Stoughton present for the United States. Attorney Noel Francisco present for UNC Defendants, Attorney Butch Bowers present for Defendants State of North Carolina, Governor McCrory and North Carolina Dept. of Public Safety, Attorney Kyle Duncan present for Legislative Intervenors Berger and Moore, Attorney Cynthia Robertson present for Proposed Amici School Administrators, Attorney James Campbell present for Proposed Intervenor North Carolinians for Privacy and Proposed Pro se Intervenor Steven–Glenn: Johnson present. (Court Reporter Briana Nesbit.) Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 07/01/2016)
07/01/2016		TEXT ORDER signed by JUDGE THOMAS D. SCHROEDER on 7/1/2016, GRANTING Plaintiffs' Unopposed Motion for Leave to File a Reply Memorandum in Support of Their Motion For Preliminary Injunction in Excess of 10 Pages. (Doc. 72) The Clerk is directed to accept as filed Plaintiffs' Reply Memorandum in Support of Their Motion for Preliminary Injunction. (Doc. 73)(Engle, Anita) (Entered: 07/01/2016)
07/01/2016		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>77</u> MOTION for Leave to File <i>Surreply in Opposition to Motion for Preliminary Injunction</i> . (Engle, Anita) (Entered: 07/01/2016)
07/05/2016	<u>80</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 07/05/2016; that UNC Defendants' motion for leave to file a surreply in opposition to Plaintiffs' Motion for Preliminary Injunction is hereby GRANTED. UNC Defendants are directed to file their Surreply forthwith. (Garland, Leah) (Entered: 07/05/2016)
07/05/2016	<u>81</u>	SURREPLY filed by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA re <u>21</u> MOTION for Preliminary Injunction filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (FRANCISCO, NOEL) (Entered: 07/05/2016)
07/05/2016	<u>82</u>	MOTION to Strike <i>Or, In The Alternative, To Dismiss Defendants–Intervenors' Counterclaims</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. Responses due by 7/29/2016 (Attachments: # <u>1</u> Proposed Order, # <u>2</u> Memorandum of Law)(BROOK, CHRISTOPHER) (Entered: 07/05/2016)
07/06/2016	<u>83</u>	MEMORANDUM filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT re <u>82</u> MOTION to Strike <i>Or, In The Alternative, To Dismiss Defendants–Intervenors' Counterclaims</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. (BROOK, CHRISTOPHER) (Entered: 07/06/2016)
07/08/2016	<u>84</u>	REPLY, filed by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA, to Response to <u>38</u> MOTION to Stay <i>Proceedings Against UNC Defendants</i> filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE

		UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (FRANCISCO, NOEL) (Entered: 07/08/2016)
07/11/2016		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>38</u> MOTION to Stay <i>Proceedings Against UNC Defendants</i> . (Engle, Anita) (Entered: 07/11/2016)
07/12/2016		Telephone Conference set for 7/13/2016 at 1:00 PM before JUDGE THOMAS D. SCHROEDER. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845(Engle, Anita) (Entered: 07/12/2016)
07/13/2016		Minute Entry for proceedings held before JUDGE THOMAS D. SCHROEDER: Telephone Conference held on 7/13/2016. Participating in the call: Attorney Smith for Carcaño Plaintiffs, Attorney Stoughton for Plaintiff United States, Attorney Campbell for Plaintiff/Proposed Intervenor North Carolinians for Privacy, Attorney Duncan for Legislative Plaintiffs/Intervenors, Attorney Berwick for Defendant United States, Attorney Bowers for State Defendants, Attorney Francisco for UNC Defendants, Attorney Boizelle for Amici 68 Companies, Attorney Sigmon for Proposed Amici School Administrators, and Proposed Pro se Intervenor Steven-Glenn: Johnson. Written Order forthcoming. (Court Reporter Briana Nesbit.) Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845 (Engle, Anita) (Entered: 07/13/2016)
07/14/2016	<u>85</u>	ORDER GRANTING LEAVE TO FILE <i>AMICI CURIAE</i> BRIEF signed by JUDGE THOMAS D. SCHROEDER on 07/14/2016; that the motion is GRANTED and <i>amici</i> shall file their brief in a new docket entry not designating the brief as "Proposed." (Garland, Leah) (Entered: 07/14/2016)
07/14/2016	<u>86</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 07/14/2016; Parties in case 1:16CV236 shall appear on Monday, August 1, at 10:00 a.m. in Courtroom 1 of the Hiram H. Ward Federal Building, Winston-Salem, North Carolina, for a hearing on the Carcano Plaintiffs' motion for preliminary injunction (Doc. <u>21</u> in 1:16CV236) and UNC defendants' motion to stay proceedings (Doc. <u>38</u> in 1:16CV236). Counsel for United States may participate in the hearing as set out. Trial on merits, etc. in United States' action to be consolidated with hearing on United States' motion for preliminary injunction (Doc. 73 in 1:16cv425). Trial in all four HB2 cases will take place in late October or early November, 2016 depending on pretrial schedule to be determined by the Magistrate Judge as set out. Parties shall file a short joint notice identifying any agreements reached and explaining their respective positions no later than 5:00 p.m. on July 22, 2016. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP (Garland, Leah) Docket entry modified on 7/19/2016. (Powell, Gloria). (Entered: 07/14/2016)
07/14/2016		Set Motion Hearing: Motion Hearing set for 8/1/2016 10:00 AM in Winston-Salem Courtroom #1 in front of JUDGE THOMAS D. SCHROEDER. (See <u>86</u> Order) (Garland, Leah) Modified docket text on 7/28/2016. (Garland, Leah) (Entered: 07/14/2016)
07/14/2016		Set Deadlines: Joint Notice due by 7/22/2016 no later than 5:00 PM. (See <u>86</u> Order in 16CV236, <u>93</u> Order in 16CV425, <u>29</u> Order in 16CV844, and <u>37</u> Order in 16CV845) Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP (Garland, Leah) (Entered: 07/14/2016)
07/14/2016	<u>87</u>	<i>Amici Curiae</i> BRIEF in Support of Plaintiffs' Motion for Preliminary Injunction by Amicus AMICI CURIAE SCHOOL ADMINISTRATORS filed by AMICI CURIAE SCHOOL ADMINISTRATORS. (ROBERTSON, CYNTHIA) (Entered: 07/14/2016)
07/15/2016	<u>88</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 07/15/2016; that this matter is set for an Initial Pretrial Conference on July 22, 2016, at 1:00 p.m. in Courtroom 3 of the United States Courthouse in Winston-Salem, North Carolina. FURTHER ORDERED that the parties must file their Rule 26(f) Report(s), whether jointly or individually, by July 20, 2016, as noted herein. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP (Garland, Leah) (Entered: 07/15/2016)

07/15/2016		Set Initial Pretrial Conference: Initial Pretrial Conference set for 7/22/2016 at 1:00 PM in Winston-Salem Courtroom #3. (See <u>88</u> Order in 16CV126; <u>94</u> Order in 16CV425; <u>30</u> Order in 16CV844; <u>38</u> Order in 16CV845) Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP (Garland, Leah) (Entered: 07/15/2016)
07/15/2016		Set Rule 26(f) Report Deadline: Rule 26(f) Reports (individually or jointly) due by 7/20/2016. (See <u>88</u> Order in 16CV126; <u>94</u> Order in 16CV425; <u>30</u> Order in 16CV844; <u>38</u> Order in 16CV845) (Garland, Leah) (Entered: 07/15/2016)
07/18/2016	<u>89</u>	MOTION to Dismiss by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. Responses due by 8/11/2016 (FRANCISCO, NOEL) (Entered: 07/18/2016)
07/18/2016	<u>90</u>	MEMORANDUM filed by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA re <u>89</u> MOTION to Dismiss filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (FRANCISCO, NOEL) (Entered: 07/18/2016)
07/19/2016	<u>91</u>	Transcript of Telephonic status conference held on 7/13/2016, before Judge Thomas D. Schroeder. Court Reporter Briana Nesbit, Telephone number (336)734-2514. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. Redaction Request due 8/12/2016. Redacted Transcript Deadline set for 8/22/2016. Release of Transcript Restriction set for 10/20/2016. Associated Cases: 1:16-cv-00845-TDS-JEP, 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP(Nesbit, Briana) (Entered: 07/19/2016)
07/19/2016		Motion Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: <u>52</u> MOTION for Discovery <i>To More Fully Respond</i> MOTION for Extension of Time to File Response/Reply as to <u>21</u> MOTION for Preliminary Injunction. (Engle, Anita) (Entered: 07/19/2016)
07/20/2016	<u>92</u>	Rule 26(f) Report (Joint) filed by all parties by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT.(BROOK, CHRISTOPHER) (Entered: 07/20/2016)
07/21/2016		Motion Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: <u>92</u> Rule 26(f) Report (Joint) filed by all parties. (Engle, Anita) (Entered: 07/21/2016)
07/21/2016	<u>93</u>	NOTICE of Appearance by attorney JAMES D. ESSEKS on behalf of Counter Defendant AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, Plaintiff AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA (ESSEKS, JAMES) (Entered: 07/21/2016)
07/22/2016	<u>94</u>	NOTICE of Appearance by attorney NATHANIEL ROBERT SMITH on behalf of Amicus AMICI CURIAE SCHOOL ADMINISTRATORS (SMITH, NATHANIEL) (Entered: 07/22/2016)
07/22/2016		Minute Entry for proceedings held before MAG/JUDGE JOI ELIZABETH PEAKE: Pretrial Scheduling Conference held on 7/22/2016 in WS-3. Present at the conference were: Attorney Wilkins for Carcaño Plaintiffs, Attorney Stoughton for Plaintiff United States, Attorney Dalton for Plaintiff/Proposed Intervenor North Carolinians for Privacy, Attorney Duncan for Legislative Plaintiffs/Intervenors, Attorney Gardner for Defendant United States, Attorney Bowers for State Defendants, and Attorney

		Francisco for UNC Defendants. The Court sets Telephone Status Conferences for 8/19/2016, 9/2/2016, 9/16/2016 and 9/30/2016 at 10:00 AM before Judge Peake. Joint Status of Issues to be Resolved to be filed by the close of business the Wednesday before each scheduled Telephone Status Conference. If no Status Conference is necessary, Parties are to notify Case Manager. In light of Scheduling Conference, Defendant McCrory's Motion for Leave to Conduct Expedited Discovery (Doc. 52 in 1:16CV236) is moot and Motion to Intervene filed by North Carolinians for Privacy (Doc. 58 in 1:16CV425) is withdrawn. Written Order forthcoming.(Court Reporter Briana Nesbit.) Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845 (Engle, Anita) (Entered: 07/22/2016)
07/22/2016		Set Hearing: Telephone Status Conference set for 8/19/2016 at 10:00 AM before MAG/JUDGE JOI ELIZABETH PEAKE. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845 (Engle, Anita) (Entered: 07/22/2016)
07/22/2016		Set Hearing: Telephone Status Conference set for 9/2/2016 at 10:00 AM before MAG/JUDGE JOI ELIZABETH PEAKE. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845 (Engle, Anita) (Entered: 07/22/2016)
07/22/2016		Set Hearing: Telephone Status Conference set for 9/16/2016 at 10:00 AM before MAG/JUDGE JOI ELIZABETH PEAKE. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845 (Engle, Anita) (Entered: 07/22/2016)
07/22/2016		Set Hearing: Telephone Status Conference set for 9/30/2016 at 10:00 AM before MAG/JUDGE JOI ELIZABETH PEAKE. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845 (Engle, Anita) (Entered: 07/22/2016)
07/22/2016	<u>95</u>	NOTICE by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT re <u>86</u> Order,,,, <i>Joint Notice Pursuant the Court's July 14, 2016 Order</i> (BROOK, CHRISTOPHER) (Entered: 07/22/2016)
07/25/2016	<u>96</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 07/25/2016; that the Court adopts the Joint Rule 26(f) Report and the discovery schedule set forth above. FURTHER ORDERED that this matter is set for telephonic conferences at 10:00 am on August 19, 2016, September 2, 2016, September 16, 2016, and September 30, 2016. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP (Garland, Leah) (Entered: 07/25/2016)
07/26/2016	<u>97</u>	NOTICE of Voluntary Dismissal as to party(s) PHILLIP BERGER and TIM MOORE, filed by Counter Claimants PHILLIP BERGER, TIM MOORE (DUNCAN, STUART) (Entered: 07/26/2016)
07/27/2016	<u>98</u>	WITHDRAWAL of Motion by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA re <u>38</u> MOTION to Stay <i>Proceedings Against UNC Defendants</i> filed by UNIVERSITY OF NORTH CAROLINA, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, W. LOUIS BISSETTE, JR. (FRANCISCO, NOEL) (Entered: 07/27/2016)
07/27/2016	<u>99</u>	NOTICE of Appearance by attorney JOHN M. GORE on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA (GORE, JOHN) (Entered: 07/27/2016)
07/28/2016	<u>100</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 7/28/2016, that the Court adopts the briefing schedule set out in the Joint Notice (Doc. # <u>112</u>) in 1:16CV425, but any issues that the parties wish to raise in these cases should still be addressed in the dispositive motions and trial briefs on the schedule set out in the July 25, 2016 Scheduling Order, so that all of the relevant issues can be addressed in November after the period of expedited discovery. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(Daniel, J) (Entered: 07/28/2016)
07/29/2016	<u>101</u>	Transcript of Pretrial Scheduling Conference held on 7/22/2016, before Judge Joi E. Peake. Court Reporter Briana L. Nesbit, Telephone number (336) 734-2514.

		<p>Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.</p> <p>NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER.</p> <p>Redaction Request due 8/22/2016. Redacted Transcript Deadline set for 9/1/2016. Release of Transcript Restriction set for 10/31/2016. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(Nesbit, Briana) (Entered: 07/29/2016)</p>
08/01/2016	<u>102</u>	<p>Minute Entry for proceedings held before JUDGE THOMAS D. SCHROEDER in WS-1: Preliminary Injunction Hearing held on 8/1/2016 (see Witness and Exhibit List). Present at the hearing: Attorney Paul Smith and Scott Wilkens for Carca&#241o Plaintiffs, Attorney Butch Bowers for State Defendants, Attorney Noel Francisco for UNC Defendants, Attorney Kyle Duncan for Legislative Intervenors, Attorney Nathaniel Smith and Mark Sigmon for Amici School Administrators and Attorney Corey Stoughton and USA Rand for Participant United States. Briefing on the Title IX Redundancy Issue as stated from the bench due by close of business 8/5/2016. Matter taken under advisement. (Court Reporter Briana Nesbit.) (Engle, Anita) (Entered: 08/01/2016)</p>
08/04/2016		<p>Telephone Conference set for 8/4/2016 at 4:00 P.M. before JUDGE THOMAS D. SCHROEDER. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845(Engle, Anita) (Entered: 08/04/2016)</p>
08/04/2016	<u>103</u>	<p>Transcript of Preliminary Injunction held on 8/1/2016, before Judge Thomas D. Schroeder. Court Reporter Briana L. Nesbit, Telephone number (336) 734-2514. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.</p> <p>NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER.</p> <p>Redaction Request due 8/29/2016. Redacted Transcript Deadline set for 9/9/2016. Release of Transcript Restriction set for 11/7/2016. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(Nesbit, Briana) (Entered: 08/04/2016)</p>
08/04/2016		<p>Minute Entry for proceedings held before JUDGE THOMAS D. SCHROEDER: Telephone Conference held on 8/4/2016. Participating in the call: Attorney Smith for Carca&#241o Plaintiffs, Attorney Stoughton for Plaintiff United States, Attorney Campbell for Plaintiff North Carolinians for Privacy, Attorney Duncan for Legislative Intervenors, Attorney Berwick for Defendant United States, Attorney Bowers for State Defendants, Attorney Francisco for UNC Defendants, and Attorney Smith for Proposed Amici School Administrators. Written Order forthcoming. (Court Reporter Briana Nesbit.) Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845(Engle, Anita) (Entered: 08/04/2016)</p>
08/04/2016		<p>TEXT ORDER signed by JUDGE THOMAS D. SCHROEDER on 8/4/2016. On August 3, 2016, the Supreme Court issued a stay of the Fourth Circuit's mandate in <u>G.G. v. Gloucester County School Board</u>, case number 16A52, which held that the U.S. Department of Education's guidance as to the interpretation of "on the basis of sex" in its regulation implementing Title IX was entitled to Auer deference. As a result of today's telephone hearing, the court directs the parties to address the following: (1) whether, and if so how, the Supreme Court's stay of the mandate in <u>G.G. v. Gloucester</u></p>

		<u>County School Board</u> affects this court, including as to the rules of law this court must apply; (2) this courts authority to grant preliminary injunctive relief, on a facial basis or otherwise, beyond the scope of the individually named Plaintiffs (both under Title IX and as a constitutional matter). Plaintiffs' briefs are due by 5:00 p.m. Monday, August 8, 2016. Defendants' responses are due by noon on Friday, August 12, 2016. Briefs are limited to 20 pages per side, and the parties are encouraged to work together. In addition, the parties are directed to meet and confer to determine if there is any value in adjusting the pretrial or trial schedule and whether or not there is agreement to participate in this district's mediation process. Parties are to report back via letter to Ms. Engle as to the results of the conference by 5:00 p.m. on August 8, 2016. SO ORDERED. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845(Engle, Anita) (Entered: 08/04/2016)
08/04/2016	<u>104</u>	NOTICE of Hearing: Bench Trial set for 11/14/2016 at 09:30 AM in Winston-Salem Courtroom #1 before JUDGE THOMAS D. SCHROEDER. Exhibit and witness lists and deposition designations shall be filed no later than October 24, 2016. Any objections thereto, as well as any counter-designations, shall be filed no later than November 2, 2016. Pre-trial briefs shall be submitted no later than November 7, 2016. No opposition briefs shall be allowed. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845(Engle, Anita) (Entered: 08/04/2016)
08/05/2016	<u>105</u>	<i>SUPPLEMENTAL BRIEF re 21 MOTION for Preliminary Injunction by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA</i> filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (FRANCISCO, NOEL) (Entered: 08/05/2016)
08/05/2016	<u>106</u>	MEMORANDUM <i>Regarding Title IX</i> by Counter Claimants PHILLIP BERGER, TIM MOORE, Intervenor Defendants PHILLIP BERGER, TIM MOORE, Defendant PATRICK MCCRORY. (STEWART, WILLIAM) (Entered: 08/05/2016)
08/05/2016	<u>107</u>	BRIEF re <u>21</u> MOTION for Preliminary Injunction . (Attachments: # <u>1</u> Declaration of Scott B. Wilkens, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B)(BROOK, CHRISTOPHER) (Entered: 08/05/2016)
08/08/2016	<u>108</u>	RESPONSE re <u>107</u> Brief filed by UNIVERSITY OF NORTH CAROLINA. (FRANCISCO, NOEL) Modified on 8/8/2016 to remove unnecessary reply deadline. (Garland, Leah) (Entered: 08/08/2016)
08/08/2016		CASE REFERRED to JUDGE THOMAS D. SCHROEDER RE: Supplemental Briefs <u>105</u> , <u>106</u> , and <u>107</u> , and <u>108</u> Response Brief. (Engle, Anita) (Entered: 08/08/2016)
08/08/2016	<u>109</u>	<i>Second Supplemental Memorandum re 21 MOTION for Preliminary Injunction of Carcano Plaintiffs and United States</i> by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (BROOK, CHRISTOPHER) (Entered: 08/08/2016)
08/11/2016	<u>110</u>	RESPONSE in Opposition re <u>89</u> MOTION to Dismiss filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. Replies due by 8/29/2016. (Attachments: # <u>1</u> Declaration of Scott B. Wilkens, # <u>2</u> Exhibit A)(BROOK, CHRISTOPHER) (Entered: 08/11/2016)
08/12/2016	<u>111</u>	<i>Second SUPPLEMENTAL BRIEF re 21 MOTION for Preliminary Injunction by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA</i> filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (FRANCISCO, NOEL) (Entered: 08/12/2016)
08/12/2016	<u>112</u>	<i>Second Supplemental Memorandum re 21 MOTION for Preliminary Injunction by Counter Claimants PHILLIP BERGER, TIM MOORE, Intervenor Defendants PHILLIP BERGER, TIM MOORE, Defendant PATRICK MCCRORY.</i> (Attachments: # <u>1</u> Appendix Table of Contents, # <u>2</u> Exhibit A: Supreme Court Order in Gloucester Cnty. v. G.G., # <u>3</u> Exhibit B: Stay Application in Gloucester Cnty. v. G.G., # <u>4</u> Exhibit C: Response to Stay Application in Gloucester Cnty. v. G.G., # <u>5</u> Exhibit D: Reply to

		Stay Application in Gloucester Cnty. v. G.G., # <u>6</u> Exhibit E: Plaintiffs' Initial Disclosures)(STEWART, WILLIAM) (Entered: 08/12/2016)
08/12/2016		CASE REFERRED to JUDGE THOMAS D. SCHROEDER RE: <u>109</u> Supplemental Memorandum, <u>112</u> Supplemental Memorandum and <u>111</u> Brief filed pursuant to Text Order dated 8/4/2016. (Engle, Anita) (Entered: 08/12/2016)
08/12/2016	<u>113</u>	MOTION to Stay <i>Proceedings in Light of G.G.</i> by PHILLIP BERGER, TIM MOORE. Responses due by 9/6/2016 (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) (Entered: 08/12/2016)
08/12/2016	<u>114</u>	Consent MOTION to Expedite <i>Responses to Motion to Stay Proceedings</i> by PHILLIP BERGER, TIM MOORE. (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) (Entered: 08/12/2016)
08/12/2016	<u>115</u>	MEMORANDUM filed by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA re <u>113</u> MOTION to Stay <i>Proceedings in Light of G.G.</i> filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (Attachments: # <u>1</u> Declaration of John Gore, # <u>2</u> Order in Williams v. Guilford Tech. Cmty. Coll., # <u>3</u> Carcano Plfs' Initial Disclosures, # <u>4</u> United States' Initial Disclosures)(FRANCISCO, NOEL) (Entered: 08/12/2016)
08/12/2016		Motions Submitted to JUDGE THOMAS D. SCHROEDER: (142 in 1:16cv425) Consent MOTION to Expedite <i>Responses to Motion to Stay Proceedings</i> , (114 in 1:16cv236) Consent MOTION to Expedite <i>Responses to Motion to Stay Proceedings</i> . Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 08/12/2016)
08/15/2016	<u>116</u>	MOTION for Leave to File <i>Second Amended Complaint</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. Responses due by 9/9/2016 (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Text of Proposed Order)(BROOK, CHRISTOPHER) (Entered: 08/15/2016)
08/17/2016	<u>117</u>	MOTION for Leave to File <i>Consolidated Reply Brief</i> by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. Responses due by 9/12/2016 (Attachments: # <u>1</u> Proposed Reply Brief, # <u>2</u> Exhibit A to Proposed Reply Brief, # <u>3</u> Text of Proposed Order)(FRANCISCO, NOEL) (Entered: 08/17/2016)
08/17/2016	<u>118</u>	NOTICE of Appearance by attorney IRENA COMO on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT (COMO, IRENA) (Entered: 08/17/2016)
08/17/2016	<u>119</u>	NOTICE by PHILLIP BERGER, TIM MOORE re <u>96</u> Rule 26f (Joint), Order on Rule 26f Report – Individual, <i>JOINT NOTICE OF ISSUES FOR STATUS CONFERENCE</i> (POTTER, ROBERT) (Entered: 08/17/2016)
08/17/2016		TEXT ORDER signed by JUDGE THOMAS D. SCHROEDER on 8/17/2016. For good cause shown, IT IS ORDERED that the motion to expedite responses to motion to stay proceedings by Defendants and Plaintiff North Carolinians for Privacy (Doc. <u>114</u> in 1:12CV236 and <u>142</u> in 1:16CV425) is hereby GRANTED ; Plaintiffs' response to the motion to stay proceedings, if any, shall be filed on or before Monday, August 22, 2016; because Defendants and Plaintiff North Carolinians for Privacy have agreed to forego filing a reply in support of their stay motion, the motion will therefore be submitted to the court upon the filing of a response by Plaintiffs, assuming that a response is filed by Monday, August 22, 2016. IT IS FURTHER ORDERED that the motion of Defendants State of North Carolina, Governor McCrory, and the North Carolina Department of Public Safety, and Intervenor–Defendants President Pro Tempore Phil Berger and Speaker Tim Moore for leave to submit a memorandum not to exceed 70 pages in opposition to the United States' motion for preliminary injunctive relief (Doc. <u>144</u>) is hereby GRANTED . IT IS FURTHER ORDERED that the motion of Attorney Holly A. Thomas to Withdraw as attorney for Proposed Amici Curiae (Doc. <u>145</u>) is hereby GRANTED ; and IT IS FURTHER ORDERED that UNC

		Defendants unopposed motion for leave to submit a consolidated reply brief of up to 18 pages (Doc. <u>117</u> in 1:16CV236 and <u>146</u> in 1:16CV425) in support of its motions to dismiss in United States v. North Carolina (1:16CV425) and Carcao v. McCrory (1:16CV236) is hereby GRANTED . The UNC Defendants are directed to file their reply brief in both cases forthwith. Associated Cases: 1:16cv425, 1:16cv236 (Engle, Anita) (Entered: 08/17/2016)
08/17/2016	<u>120</u>	REPLY, filed by Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA, to Response to <u>89</u> MOTION to Dismiss filed by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA. (Attachments: # <u>1</u> Exhibit U.S. Br. in Texas v. United States)(FRANCISCO, NOEL) (Entered: 08/17/2016)
08/18/2016		CASE REFERRED to MAG/JUDGE JOI ELIZABETH PEAKE RE: Joint Notice of Issues for Status Conference (<u>119</u> in 1:16cv236), (<u>56</u> in 1:16cv845), (<u>147</u> in 1:16cv425). Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845 (Engle, Anita) (Entered: 08/18/2016)
08/18/2016		TEXT ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 8/18/2016 CANCELLING the Telephone Status Conference set for 8/19/2016 at 10:00 AM. Parties are directed to file a Joint Status Report by Wednesday, 8/24/2016. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845 (Engle, Anita) (Entered: 08/18/2016)
08/19/2016	<u>121</u>	MOTION for Extension of Time to <i>Designate Rebuttal Expert Witnesses</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. (Attachments: # <u>1</u> Declaration of Scott B. Wilkens, # <u>2</u> Exhibit A to Declaration of Scott B. Wilkens, # <u>3</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 08/19/2016)
08/22/2016		Motion Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: <u>121</u> MOTION for Extension of Time to <i>Designate Rebuttal Expert Witnesses</i> . (Engle, Anita) (Entered: 08/22/2016)
08/22/2016	<u>122</u>	NOTICE of Appearance by attorney DAVID CHRISTOPHER OSBORN on behalf of Intervenor Defendants PHILLIP BERGER, TIM MOORE (OSBORN, DAVID) (Entered: 08/22/2016)
08/22/2016	<u>123</u>	NOTICE of Appearance by attorney LESLIE J. COOPER on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT (COOPER, LESLIE) (Entered: 08/22/2016)
08/22/2016	<u>124</u>	NOTICE by PHILLIP BERGER, PATRICK MCCRORY, TIM MOORE re <u>21</u> MOTION for Preliminary Injunction , <u>55</u> Response in Opposition to Motion,, <u>113</u> MOTION to Stay <i>Proceedings in Light of G.G. SUPPLEMENTAL AUTHORITY</i> (Attachments: # <u>1</u> Exhibit A: PI Order – State of Texas v. USA)(STEWART, WILLIAM) (Entered: 08/22/2016)
08/22/2016	<u>125</u>	RESPONSE in Opposition re <u>113</u> MOTION to Stay <i>Proceedings in Light of G.G.</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. (BROOK, CHRISTOPHER) (Entered: 08/22/2016)
08/23/2016		Motions Submitted to JUDGE THOMAS D. SCHROEDER: MOTION to Dismiss (<u>89</u> in 1:16cv236 and <u>98</u> in 1:16cv425) and MOTION to Stay <i>Proceedings in Light of G.G.</i> (<u>113</u> in 1:16cv236 and <u>141</u> in 1:16cv425) Associated Cases: 1:16cv236, 1:16cv425 (Engle, Anita) (Entered: 08/23/2016)
08/24/2016	<u>126</u>	NOTICE by PHILLIP BERGER, W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, PATRICK MCCRORY, TIM MOORE, UNIVERSITY OF NORTH CAROLINA <i>JOINT NOTICE OF ISSUES FOR STATUS CONFERENCE</i> (STEWART, WILLIAM) (Entered: 08/24/2016)

08/25/2016		CASES REFERRED to MAG/JUDGE JOI ELIZABETH PEAKE RE: Joint Notice of Issues for Status Conference (126 in 1:16cv236, 155 in 1:16cv425, and 59 in 1:16cv845). Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845 (Engle, Anita) (Entered: 08/25/2016)
08/25/2016		TEXT ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 8/25/2016. In light of the Joint Notice filed by the parties, the Court will <u>not</u> set this matter for a status conference on August 26, 2016. However, it appears that a status conference in the near future would be appropriate, in order to address any discovery and scheduling issues. Therefore, the Court will plan to conduct a discovery status conference on September 2, 2016, and given the potential issues to be addressed, the Court will conduct that status conference in person rather than by telephone hearing. Therefore, this matter will be set for a discovery status conference on September 2, 2016 at 10:00 a.m. in Courtroom 3 of United States Courthouse in Winston-Salem, NC. The parties should file their Joint Notice by August 31, 2016 to outline any issues that they would seek to raise at the status conference. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845 (Engle, Anita) (Entered: 08/25/2016)
08/25/2016		Set Hearing: Status Conference set for 9/2/2016 at 10:00 AM in Winston-Salem Courtroom #3 before MAG/JUDGE JOI ELIZABETH PEAKE. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv845(Engle, Anita) (Entered: 08/25/2016)
08/26/2016	127	MEMORANDUM OPINION, ORDER AND PRELIMINARY INJUNCTION signed by JUDGE THOMAS D. SCHROEDER on 08/26/2016; that Plaintiffs' motion for preliminary injunction (Doc. 21) is GRANTED IN PART and DENIED IN PART as set out. The court reserves ruling on Plaintiffs' motion for preliminary injunction on their Due Process claims. If Plaintiffs wish to submit additional briefing on these claims, they must do so no later than September 9, 2016. Any response briefs must be filed no later than September 23, 2016, and any reply briefs must be filed no later than October 7, 2016. (Garland, Leah) (Entered: 08/26/2016)
08/29/2016	128	NOTICE OF APPEAL as to 127 Memorandum and Opinion, Order, Preliminary Injunction, by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. Filing fee \$ 505, receipt number 0418-1975602. (BROOK, CHRISTOPHER) (Entered: 08/29/2016)
08/29/2016	129	RESPONSE re 113 MOTION to Stay <i>Proceedings in Light of G.G. / Conditional Withdrawal of Opposition to Defendants' Motion to Stay Proceedings</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. Replies due by 9/15/2016. (BROOK, CHRISTOPHER) (Entered: 08/29/2016)
08/29/2016	130	Electronic Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 128 Notice of Appeal. (Garland, Leah) (Entered: 08/29/2016)
08/30/2016	131	NOTICE of Docketing Record on Appeal from USCA re 128 Notice of Appeal, filed by H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, PAYTON GREY MCGARRY, JOAQUIN CARCANO. USCA Case Manager is Cathy Herb. USCA Case Number 16-1989. (Garland, Leah) (Entered: 08/30/2016)
08/31/2016	133	***FILED IN ERROR*** MOTION for Leave to File <i>Brief as Amici Curiae</i> by Proposed Amici Curiae - TEXAS, ARKANSAS, ARIZONA, WEST VIRGINIA, ALABAMA, WISCONSIN, GEORGIA, NEBRASKA, LOUISIANA, SOUTH CAROLINA, COMMONWEALTH OF KENTUCKY, by and through Governor Matthew G. Bevin, U. (Attachments: # 1 Supplement, # 2 Text of Proposed Order) Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(NIMOCKS, DAVID) Modified on 9/2/2016 to reflect filed in error and terminated public access. (Daniel, J) (Entered: 08/31/2016)
08/31/2016	134	NOTICE of Appearance by attorney JENIFER R. WOLFE on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO (WOLFE, JENIFER) (Entered: 08/31/2016)
08/31/2016	135	***FILED IN ERROR*** NOTICE of Voluntary Dismissal of case by Plaintiff NORTH CAROLINIANS FOR PRIVACY Associated Cases: 1:16-cv-00845-TDS-JEP, 1:16-cv-00236-TDS-JEP,

		1:16-cv-00425-TDS-JEP(CAMPBELL, JAMES) Modified on 9/2/2016 to reflect filed in error and terminated public access. (Daniel, J) (Entered: 08/31/2016)
08/31/2016	<u>136</u>	NOTICE by PHILLIP BERGER, W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, PATRICK MCCRORY, TIM MOORE, UNIVERSITY OF NORTH CAROLINA re Order,,, <i>Joint Notice of Issues for Status Conference</i> (STEWART, WILLIAM) (Entered: 08/31/2016)
09/01/2016	<u>137</u>	REPLY, filed by Counter Claimants PHILLIP BERGER, TIM MOORE, Intervenor Defendants PHILLIP BERGER, TIM MOORE, Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, PATRICK MCCRORY, UNIVERSITY OF NORTH CAROLINA, to Response to <u>113</u> MOTION to Stay <i>Proceedings in Light of G.G.</i> filed by PHILLIP BERGER, W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, PATRICK MCCRORY, TIM MOORE, UNIVERSITY OF NORTH CAROLINA. (STEWART, WILLIAM) (Entered: 09/01/2016)
09/01/2016		CASE REFERRED to MAG/JUDGE JOI ELIZABETH PEAKE RE: Joint Notice of Issues for Status Conference (<u>136</u> in 1:16cv236 and <u>163</u> in 1:16cv425) Associated Cases: 1:16cv236, 1:16cv425 (Engle, Anita) (Entered: 09/01/2016)
09/02/2016		Minute Entry for proceedings held before MAG/JUDGE JOI ELIZABETH PEAKE: Status Conference held on 9/2/2016 in WS-3. In attendance were: Attorney Wilkens for Carcaño Plaintiffs, Attorney Stoughton for Plaintiff United States, Attorneys Duncan and Potter for Legislative Intervenors, Attorney Bowers and Stewart for State Defendants, and Attorney Gore for UNC Defendants. As stated from the bench, <u>121</u> Motion for Extension of Time to Designate Rebuttal Expert Witnesses filed by Plaintiffs in 1:16CV236 is GRANTED, MOTION to Stay Proceedings in Light of G.G. (<u>113</u> in 1:16CV236 and 141 in 1:16CV425) is GRANTED IN PART and DENIED IN PART, <u>165</u> Attorney BENSING'S Motion to Withdraw filed in 1:16CV425 is GRANTED. Parties are to submit Supplemental Rule 26(f) Reports by 9/12/2016. Status Conference set for 9/16/2016 at 10:00 a.m. in Courtroom 3 in Winston-Salem. Written Order forthcoming. (Court Reporter Briana Nesbit.) Associated Cases: 1:16cv425, 1:16cv236 (Engle, Anita) (Entered: 09/02/2016)
09/02/2016		ORAL ORDER by MAG/JUDGE JOI ELIZABETH PEAKE on 9/2/2016 GRANTING <u>121</u> Motion for Extension of Time. (Engle, Anita) (Entered: 09/02/2016)
09/06/2016	<u>138</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 09/06/2016; that Defendants' Motion to Stay Proceedings [Doc. # <u>113</u> in 1:16CV236 and Doc. # 141 in 1:16CV425] is GRANTED IN PART and DENIED IN PART, as set out herein and that this matter is set for a Supplemental Pretrial Conference and Status Conference on September 16, 2016 at 10:00 a.m. in Courtroom 3 of the United States Courthouse in Winston-Salem, North Carolina. The parties are directed to file Rule 26(f) Reports by September 12, 2016, and to file a Joint Notice by September 13, 2016, setting out any additional issues that need to be addressed at the Status Conference. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(Garland, Leah) (Entered: 09/06/2016)
09/06/2016		Set Hearings: Supplemental Pretrial Conference and Status Conference set for 9/16/2016 10:00 AM in Winston-Salem Courtroom #3 before MAG/JUDGE JOI ELIZABETH PEAKE. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP (Garland, Leah) (Entered: 09/06/2016)
09/06/2016	<u>140</u>	NOTICE of Appearance by attorney LEAH D. MCDOWELL on behalf of Plaintiffs PHIL BERGER, TIM MOORE Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP(MCDOWELL, LEAH) (Entered: 09/06/2016)
09/09/2016	<u>142</u>	RESPONSE filed by Counter Claimants PHILLIP BERGER, TIM MOORE, Intervenor Defendants PHILLIP BERGER, TIM MOORE, Defendant PATRICK MCCRORY re <u>116</u> MOTION for Leave to File <i>Second Amended Complaint</i> filed by H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, BEVERLY NEWELL, KELLY TRENT, ANGELA GILMORE, PAYTON GREY MCGARRY, JOAQUIN CARCANO filed by PHILLIP BERGER, PATRICK MCCRORY, TIM MOORE. Replies due by 9/26/2016. (STEWART, WILLIAM)

		(Entered: 09/09/2016)
09/09/2016	<u>143</u>	<p>Transcript of Proceedings held on 09/02/2016, before Judge Joi E. Peake. Court Reporter Briana L. Nesbit, Telephone number 336-734-2514. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.</p> <p>NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER.</p> <p>Redaction Request due 10/3/2016. Redacted Transcript Deadline set for 10/14/2016. Release of Transcript Restriction set for 12/12/2016. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(Nesbit, Briana) (Entered: 09/09/2016)</p>
09/12/2016	<u>144</u>	<p>Rule 26(f) Report (Joint) filed by all parties by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. (BROOK, CHRISTOPHER) (Entered: 09/12/2016)</p>
09/12/2016	<u>145</u>	<p>JOINT MOTION <i>for Entry of Stipulated Confidentiality Agreement and Protective Order</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. (Attachments: # <u>1</u> Text of Proposed Order)(BROOK, CHRISTOPHER) (Entered: 09/12/2016)</p>
09/13/2016		<p>CASE REFERRED to MAG/JUDGE JOI ELIZABETH PEAKE RE: Rule 26(f) Report (Joint) filed by all parties (<u>144</u> in 1:16cv236 and <u>175</u> in 1:16cv425). Associated Cases: 1:16cv236, 1:16cv425 (Engle, Anita) (Entered: 09/13/2016)</p>
09/13/2016		<p>Motion Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: JOINT MOTION <i>for Entry of Stipulated Confidentiality Agreement and Protective Order</i> (<u>145</u> in 1:16cv236 and <u>174</u> in 1:16cv425). Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 09/13/2016)</p>
09/13/2016	<u>146</u>	<p>NOTICE by PHILLIP BERGER, TIM MOORE re <u>138</u> Order on Motion to Stay, Joint Notice by All Parties (DUNCAN, STUART) (Entered: 09/13/2016)</p>
09/13/2016		<p>TEXT ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 9/13/2016. In light of the Joint Rule 26(f) Report and the Joint Notice, the Status Conference scheduled for Friday, September 16, 2016 at 10:00 a.m. will be a telephone hearing. The Parties are directed to contact the case manager to set up the call. Associated Cases: 1:16cv236, 1:16cv425 (Engle, Anita) (Entered: 09/13/2016)</p>
09/13/2016		<p>Motion Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: <u>116</u> MOTION for Leave to File <i>Second Amended Complaint</i>. (Engle, Anita) (Entered: 09/13/2016)</p>
09/16/2016		<p>Minute Entry for proceedings held before MAG/JUDGE JOI ELIZABETH PEAKE in WS-3: Telephone Conference held on 9/16/2016. Participating in the call were: Attorney Wilkens for Carca&#241o Plaintiffs, Attorney Kisch for Plaintiff United States, Attorney Duncan for Legislative Intervenors, Attorney Bowers for State Defendants, and Attorney Gore for UNC Defendants. Parties Joint Rule 26(f) Report adopted with modifications as stated from the bench. Parties are to file a Joint Notice of Issues by 9/28/2016 with respect to the Telephone Conference previously set for 9/30/2016 at 10:00 a.m. Written Order forthcoming. (Court Reporter Briana Nesbit.) (Engle, Anita) Associated Cases: 1:16cv236, 1:16cv425 (Entered: 09/16/2016)</p>
09/20/2016	<u>147</u>	<p>ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 9/20/2016, that the Court adopts the Parties' Joint Rule 26(f) Report (Doc. # <u>144</u> in 1:16CV236 and Doc. #175 in 1:16CV425) as modified herein. The Parties shall submit a Joint Notice of Issues by 9/28/2016, and this matter remains set for a telephone Status Conference on 9/30/2016 at 10:00 a.m. This case is set for a Hearing and Status Conference on</p>

		10/28/2016. The ACLU Plaintiffs' Motion for Leave to file Second Amended Complaint (Doc. # 116 in 1:16CV236) is GRANTED. Plaintiffs may file the Second Amended Complaint, and within the time otherwise required to respond to the Second Amended Complaint, the Defendants shall file a responsive pleading. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(Daniel, J) (Entered: 09/20/2016)
09/20/2016	148	Stipulated Confidentiality Agreement and Protective Order. Signed by MAG/JUDGE JOI ELIZABETH PEAKE on 9/20/2016. (Daniel, J) (Entered: 09/20/2016)
09/20/2016	149	STIPULATION <i>regarding Electronically Stored Information (ESI)</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. (BROOK, CHRISTOPHER) (Entered: 09/20/2016)
09/21/2016	150	NOTICE of Appearance by attorney KRISTEN A. LEJNIEKS on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA (LEJNIEKS, KRISTEN) (Entered: 09/21/2016)
09/21/2016	151	Second AMENDED COMPLAINT against defendant PHILLIP BERGER, PATRICK MCCRORY, TIM MOORE, UNIVERSITY OF NORTH CAROLINA, MARGARET SPELLINGS, filed by H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, PAYTON GREY MCGARRY, JOAQUIN CARCANO, ANGELA GILMORE.(BROOK, CHRISTOPHER) (Entered: 09/21/2016)
09/21/2016	152	SUPPLEMENTAL PROTECTIVE ORDER. Signed by MAG/JUDGE JOI ELIZABETH PEAKE on 9/21/2016. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(Daniel, J) (Entered: 09/21/2016)
09/23/2016	153	Joint MOTION for Protective Order <i>re: Legislative Privilege</i> by PHILLIP BERGER, TIM MOORE. Responses due by 10/7/2016 (Attachments: # 1 Text of Proposed Order proposed order, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D-1, # 6 Exhibit D-2, # 7 Exhibit D-3, # 8 Exhibit E, # 9 Exhibit F, # 10 Exhibit G, # 11 Exhibit H, # 12 Exhibit I, # 13 Exhibit J, # 14 Exhibit K)(DUNCAN, STUART) (Entered: 09/23/2016)
09/23/2016	154	MEMORANDUM IN SUPPORT OF Joint MOTION for Protective Order <i>re: Legislative Privilege</i> by PHILLIP BERGER, TIM MOORE. (DUNCAN, STUART) Modified on 9/26/2016 to properly set out pleading title, terminate motion and response deadline. (Garland, Leah) (Entered: 09/23/2016)
09/28/2016	155	NOTICE by PHILLIP BERGER, TIM MOORE re 147 Rule 26f (Joint), Order on Motion for Leave to File,,,,,,,,, <i>Joint</i> (POTTER, ROBERT) (Entered: 09/28/2016)
09/29/2016		CASE REFERRED to MAG/JUDGE JOI ELIZABETH PEAKE RE: Notice (155 in 1:16cv236 and 190 in 1:16cv425) Associated Cases: 1:16cv236, 1:16cv425 (Engle, Anita) (Entered: 09/29/2016)
09/30/2016		Minute Entry for proceedings held before MAG/JUDGE JOI ELIZABETH PEAKE in WS-3: Telephone Conference held on 9/30/2016. Participating in the Telephone Conference were: Attorney Wilkens for Carcaño Plaintiffs, Attorney Stoughton for Plaintiff United States, Attorney Duncan for Legislative Intervenors, Attorney Stewart for State Defendants, and Attorney Gore for UNC Defendants. Parties are to file a joint written proposal regarding deposition limits by the end of today. Written order forthcoming. (Court Reporter Briana Nesbit.) Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 09/30/2016)
09/30/2016	156	<i>Supplemental Due Process</i> BRIEF re 127 Memorandum and Opinion, Order, Preliminary Injunction,,,,, by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(BROOK, CHRISTOPHER) (Entered: 09/30/2016)
09/30/2016	157	NOTICE by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY

		<i>Joint Notice of Proposal Regarding Deposition Limits</i> (BROOK, CHRISTOPHER) (Entered: 09/30/2016)
10/02/2016		CASE REFERRED to Judge MAG/JUDGE JOI ELIZABETH PEAKE RE: Joint Notice of Proposal Regarding Deposition Limits (157 in 1:16cv236 and 195 in 1:16cv425) Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 10/02/2016)
10/07/2016	158	NOTICE by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA re 151 Amended Complaint, (FRANCISCO, NOEL) (Entered: 10/07/2016)
10/07/2016	159	<p>Transcript of Status Conference held on 09/16/2016, before Magistrate Judge Joi E. Peake. Court Reporter Briana L. Nesbit, Telephone number 336-734-2514. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER.</p> <p>NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER.</p> <p>Redaction Request due 10/31/2016. Redacted Transcript Deadline set for 11/10/2016. Release of Transcript Restriction set for 1/9/2017. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(Nesbit, Briana) (Entered: 10/07/2016)</p>
10/07/2016	160	RESPONSE in Opposition re 153 Joint MOTION for Protective Order re: <i>Legislative Privilege</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY. Replies due by 10/24/2016. (BROOK, CHRISTOPHER) (Entered: 10/07/2016)
10/11/2016		Reset Reply Deadline re: 153 Joint MOTION for Protective Order re: <i>Legislative Privilege</i> : Replies due by 10/14/2016 pursuant to 147 Order (Garland, Leah) (Entered: 10/11/2016)
10/11/2016	161	JOINT ANSWER to Amended Complaint by PHILLIP BERGER, PATRICK MCCRORY, TIM MOORE. (STEWART, WILLIAM) (Entered: 10/11/2016)
10/11/2016	162	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 10/11/2016; that the Court adopts the Parties' Joint Proposal Regarding Deposition Limits [Doc. # 157 in 1:16CV236 and Doc. # 195 in 1:16CV425] in full, and the most recent Scheduling Order [Doc. # 147 in 1:16CV236 and Doc. # 178 in 1:16CV425] is modified accordingly. Any other time limits for particular depositions may be stipulated by the Parties or requested in a separate Motion for a Protective Order. FURTHER that the Hearing and Status Conference previously set for October 28, 2016 shall be rescheduled for November 18, 2016, at 1 p.m. The Parties are instructed to follow the briefing schedule set out above for any discovery disputes surrounding Plaintiffs' or Plaintiffs' witnesses' medical records, and the most recent Scheduling Order [Doc. # 147 in 1:16CV236 and Doc. # 178 in 1:16CV425] is modified accordingly. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP (Garland, Leah) (Entered: 10/11/2016)
10/11/2016		Reset Hearings: Status Conference set for 11/18/2016 01:00 PM. (See 199 Order) Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP (Garland, Leah) (Entered: 10/11/2016)
10/12/2016	163	MOTION for Extension of Time to File Response/Reply <i>ISO Motion for Protective Order based on Legislative Privilege</i> by PHILLIP BERGER, TIM MOORE. (Attachments: # 1 Text of Proposed Order)(MCDOWELL, LEAH) (Entered: 10/12/2016)
10/13/2016		Motions Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: MOTION for Extension of Time to File Reply <i>ISO Motion for Protective Order based on Legislative</i>

		<i>Privilege</i> (<u>163</u> in 1:16cv236 and <u>200</u> in 1:16cv425) Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 10/13/2016)
10/13/2016	<u>164</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 10/13/2016; that the Motion for Extension of Time is hereby GRANTED. State Defendants and Intervenor-Defendants shall file their reply brief on or before Wednesday, October 19, 2016. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP (Garland, Leah) (Entered: 10/13/2016)
10/14/2016	<u>165</u>	Transcript of Status Conference held on 09/30/2016, before Judge Joi E. Peake. Court Reporter Briana L. Nesbit, Telephone number 336-734-2514. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. Redaction Request due 11/7/2016. Redacted Transcript Deadline set for 11/17/2016. Release of Transcript Restriction set for 1/17/2017. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP (Nesbit, Briana) (Entered: 10/14/2016)
10/18/2016	<u>166</u>	NOTICE of Appearance by attorney SONYA PFEIFFER on behalf of Witnesses A. N., A. T., Alaina Kupep. Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(PFEIFFER, SONYA) (Entered: 10/18/2016)
10/18/2016	<u>167</u>	MOTION of Non-Party Witnesses to Join United States' Motion to Partially Quash and Modify Defendants' Subpoenas Duces Tecum and for a Protective Order by A. N., Alaina Kupec, A. T.. Responses due by 11/14/2016 Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(PFEIFFER, SONYA) Modified on 10/19/2016 to remove duplicate text. (Garland, Leah) (Entered: 10/18/2016)
10/18/2016	<u>168</u>	MOTION for Protective Order by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY. Responses due by 11/14/2016 (Attachments: # <u>1</u> Text of Proposed Order)(BROOK, CHRISTOPHER) (Entered: 10/18/2016)
10/18/2016	<u>169</u>	NOTICE of Appearance by attorney CURT C. HARTMAN on behalf of Intervenor Defendants PHILLIP BERGER, TIM MOORE (HARTMAN, CURT) (Entered: 10/18/2016)
10/18/2016	<u>170</u>	MEMORANDUM filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY re <u>168</u> MOTION for Protective Order filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(BROOK, CHRISTOPHER) (Entered: 10/18/2016)
10/19/2016	<u>171</u>	REPLY, filed by Intervenor Defendants PHILLIP BERGER, TIM MOORE, Defendant PATRICK MCCRORY, to Response to <u>153</u> Joint MOTION for Protective Order re: <i>Legislative Privilege</i> filed by PHILLIP BERGER, PATRICK MCCRORY, TIM MOORE. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(DUNCAN, STUART) Modified on 10/20/2016 to remove duplicate text. (Garland, Leah) (Entered: 10/19/2016)
10/20/2016		Motions Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: Joint MOTION for Protective Order re: <i>Legislative Privilege</i> (<u>153</u> in 1:16cv236 and <u>183</u> in 1:16cv425). Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 10/20/2016)

10/24/2016	<u>172</u>	MOTION to Adopt (204 in 1:16-cv-00425-TDS-JEP, 204 in 1:16-cv-00425-TDS-JEP) MOTION to Quash <i>and Modify Defendants Subpoenas Duces Tecum</i> MOTION for Protective Order by Stephanie Paige Dula. Responses due by 11/17/2016 Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(SUSSMAN, JACOB) (Entered: 10/24/2016)
10/28/2016	<u>173</u>	<i>Supplemental</i> BRIEF re <u>127</u> Memorandum and Opinion, Order, Preliminary Injunction,,,,, <i>in Opposition to Plaintiffs' Due Process Claim</i> . (Attachments: # <u>1</u> Exhibit A – HB2 Legislative Transcripts, # <u>2</u> Exhibit B – Executive Order 93, # <u>3</u> Exhibit C – Charlotte Ordinance, # <u>4</u> Exhibit D – DSM-V – "Gender Dysphoria", # <u>5</u> Exhibit E – Ryan Declaration, # <u>6</u> Exhibit F – Hruz Declaration, # <u>7</u> Exhibit G – Van Meter Declaration, # <u>8</u> Exhibit H – Josephson Declaration, # <u>9</u> Exhibit I – Mayer Declaration, # <u>10</u> Exhibit J – Heyer Declaration, # <u>11</u> Exhibit K – Lanning Declaration, # <u>12</u> Exhibit L – Hutchison Declaration, # <u>13</u> Exhibit M – Y.K. Declaration, # <u>14</u> Exhibit N – D.H. Declaration, # <u>15</u> Exhibit O – S.H. Declaration, # <u>16</u> Exhibit P – Gallagher Declaration, # <u>17</u> Exhibit Q – S.B. Declaration, # <u>18</u> Exhibit R – R.F. Declaration)(DUNCAN, STUART) (Entered: 10/28/2016)
11/01/2016	<u>174</u>	RESPONSE in Opposition re <u>168</u> MOTION for Protective Order , <u>167</u> MOTION Motion of Non-Party Witnesses to Join United States' Motion to Partially Quash and Modify Defendants' Subpoenas Duces Tecum and for a Protective Order , <u>172</u> MOTION to Adopt (204 in 1:16-cv-00425-TDS-JEP, 204 in 1:16-cv-00425-TDS-JEP) MOTION to Quash <i>and Modify Defendants Subpoenas Duces Tecum</i> MOTION for Protective Order filed by PHILLIP BERGER, PATRICK MCCRORY, TIM MOORE. Replies due by 11/18/2016. (Attachments: # <u>1</u> Exhibit A – Initial Disclosures (236), # <u>2</u> Exhibit B – Initial Disclosures (425))(STEWART, WILLIAM) (Entered: 11/01/2016)
11/10/2016	<u>175</u>	NOTICE by PHILLIP BERGER, TIM MOORE <i>Joint Request for Telephonic Conference</i> (DUNCAN, STUART) (Entered: 11/10/2016)
11/10/2016		TEXT ORDER Per MAG/JUDGE JOI ELIZABETH PEAKE on 11/10/2016. In light of the <u>213</u> Joint Request, this case will be set for a telephone scheduling conference on Monday, November 14, 2016, at 10:00 a.m. The parties should coordinate with the Clerk's Office to set up the call. The Court will also continue the hearing presently set for Friday, November 18, 2016, given the positions of the parties set out in the Joint Request, and the Court will address that further at the scheduling conference on Monday, November 14. Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP(Powell, Gloria) (Entered: 11/10/2016)
11/10/2016		Set Hearing: Telephone Conference set for 11/14/2016 10:00 AM in Winston-Salem Courtroom #3 before MAG/JUDGE JOI ELIZABETH PEAKE. Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP(Powell, Gloria) (Entered: 11/10/2016)
11/11/2016	<u>176</u>	<i>Supplemental Reply</i> BRIEF re <u>127</u> Memorandum and Opinion, Order, Preliminary Injunction,,,,, <i>In Support of Due Process Claims</i> by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N)(BROOK, CHRISTOPHER) (Entered: 11/11/2016)
11/14/2016		Minute Entry for proceedings held before MAG/JUDGE JOI ELIZABETH PEAKE: Telephone Conference held on 11/14/2016. Participating in the Telephone Conference were: Attorney Scott Wilkens for Carcaño Plaintiffs, Attorney Corey Stoughton for Plaintiff United States, Attorney Kyle Duncan for Legislative Intervenors, Attorney Butch Bowers for State Defendants, and Attorney John Gore for UNC Defendants. In light of the United States Supreme Court granting cert in <i>Gloucester County School Board v. G.G.</i> , the Court has extended the Trial date for ninety (90) days, extended the Discovery deadlines for ninety (90) days, and stayed Discovery for ninety (90) days; parties instructed to file position statements no later than Monday, November 21, 2016 , as to the Motions for Preliminary Injunction; parties further instructed to file position statements no later than Monday, February 13, 2017 , as to discovery and

		scheduling; Written order forthcoming. (Court Reporter Briana Nesbit) Associated Cases: 1:16cv236, 1:16cv425(Kemp, Donita) (Entered: 11/14/2016)
11/14/2016		Oral MOTION by JOAQUIN CARCANO, et al. to file Third Amended Complaint. (Kemp, Donita) (Entered: 11/14/2016)
11/14/2016		ORAL ORDER by MAG/JUDGE JOI ELIZABETH PEAKE on 11/14/2016, granting Oral Motion to file Third Amended Complaint on or before Monday, November 21, 2016. (Kemp, Donita) (Entered: 11/14/2016)
11/15/2016	<u>177</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 11/15/2016; that trial is continued for 90 days and all pending discovery deadlines are extended for 90 days. Discovery is stayed for 90 days, and any pending discovery and pre-trial matters are stayed. On or before February 13, 2017, the parties shall file status updates and position statements, jointly if possible, re: scheduling and discovery issues as set forth. A further status and scheduling conference will be set as appropriate thereafter. The parties in 1:16CV425 shall file additional position statements as set forth on or before Monday, November 21, 2016. The parties in 1:16CV236 shall file additional position statements as set forth on or before Monday, November 21, 2016. ACLU Plaintiffs' Oral Motion to file a Third Amended Complaint is GRANTED. ACLU Plaintiffs shall file the Third Amended Complaint on or before November 21, 2016. Any responsive pleadings shall not be due until after the 90-day stay of discovery has lifted. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(Garland, Leah) (Entered: 11/15/2016)
11/15/2016		Set Deadline: ACLU Plaintiffs Third Amended Complaint due by 11/21/2016. (Garland, Leah) (Entered: 11/15/2016)
11/15/2016	<u>178</u>	Transcript of the Telephonic Status Conference held on 11/14/2016, before Judge Joi E. Peake. Court Reporter Briana L. Nesbit, Telephone number 336-734-2514. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. Redaction Request due 12/9/2016. Redacted Transcript Deadline set for 12/19/2016. Release of Transcript Restriction set for 2/16/2017. Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP, 1:16-cv-00844-TDS-JEP, 1:16-cv-00845-TDS-JEP(Nesbit, Briana) (Entered: 11/15/2016)
11/16/2016	<u>179</u>	NOTICE of Appearance by attorney STEPHEN S. SCHWARTZ on behalf of Counter Claimants PHIL BERGER, TIM MOORE, PHILLIP BERGER, TIM MOORE, Intervenor Defendants PHIL BERGER, TIM MOORE, PHILLIP BERGER, TIM MOORE Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(SCHWARTZ, STEPHEN) (Entered: 11/16/2016)
11/17/2016		Motions No Longer Submitted to JUDGE THOMAS D. SCHROEDER: MOTION to Dismiss(<u>89</u> in 1:16CV236 and <u>98</u> in 1:16CV425) stayed per Order dated 11/15/2016 (<u>177</u> in 1:16CV236 and <u>217</u> in 1:16CV425). Associated Cases: 1:16CV236, 1:16CV425 (Engle, Anita) (Entered: 11/17/2016)
11/21/2016	<u>180</u>	STATEMENT re (177 in 1:16-cv-00236-TDS-JEP) Order,,,, <i>Position Statement</i> by Defendants UNIVERSITY OF NORTH CAROLINA, UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS, MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. Associated Cases: 1:16-cv-00425-TDS-JEP, 1:16-cv-00236-TDS-JEP(FRANCISCO, NOEL) (Entered: 11/21/2016)
11/21/2016	<u>181</u>	STATEMENT re <u>177</u> Order,,,, <i>Position Statement</i> by Counter Claimants PHILLIP BERGER, TIM MOORE, Intervenor Defendants PHILLIP BERGER, TIM MOORE, Defendant PATRICK MCCRORY. (STEWART, WILLIAM) (Entered: 11/21/2016)

11/21/2016	<u>182</u>	JOINT MOTION <i>TO STAY PROCEEDINGS PENDING THE SUPREME COURTS DECISION IN GLOUCESTER CNTY. SCH. BD. v. G.G.</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY. (BROOK, CHRISTOPHER) (Entered: 11/21/2016)
11/21/2016	<u>183</u>	Third AMENDED COMPLAINT against defendant PHILLIP BERGER, PATRICK MCCRORY, TIM MOORE, MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA, filed by H.S., PAYTON GREY MCGARRY, JOAQUIN CARCANO, ANGELA GILMORE, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA.(BROOK, CHRISTOPHER) (Entered: 11/21/2016)
11/21/2016	<u>184</u>	NOTICE by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, H.S., PAYTON GREY MCGARRY re <u>177</u> Order,,,, <i>NOTICE OF PLAINTIFFS POSITION REGARDING STAY OF DUE PROCESS CLAIMS</i> (BROOK, CHRISTOPHER) (Entered: 11/21/2016)
11/22/2016		Motion Submitted to JUDGE THOMAS D. SCHROEDER: JOINT MOTION <i>TO STAY PROCEEDINGS PENDING THE SUPREME COURTS DECISION IN GLOUCESTER CNTY. SCH. BD. v. G.G.</i> (<u>182</u> in 1:16cv236 and <u>221</u> in 1:16cv425) Associated Cases: 1:16cv236, 1:16cv425(Engle, Anita) (Entered: 11/22/2016)
12/16/2016		TEXT ORDER by JUDGE THOMAS D. SCHROEDER on 12/16/2016. On July 25, 2016, the Court consolidated cases 1:16CV236, 1:16CV425, 1:16CV844 and 1:16CV845 for discovery purposes only. Subsequent to this consolidation, Plaintiffs voluntarily dismissed case 1:16CV844 on July 28, 2016 (Doc. 33) and 1:16CV845 on August 31, 2016 (Doc. 63). However, parties continue to file documents in these closed cases. Therefore, parties are directed that any future filings must be filed in the appropriate case to which it relates and parties should refrain from electing the option to "spread" the docket entry to any unrelated or closed cases. IT IS SO ORDERED. Associated Cases: 1:16cv236, 1:16cv425, 1:16cv844, 1:16cv845 (Engle, Anita) (Entered: 12/16/2016)
12/16/2016		TEXT ORDER by JUDGE THOMAS D. SCHROEDER on 12/16/2016. Before the court are the parties' Joint Motion to Stay Proceedings Pending the Supreme Court Decision in <u>Gloucester Cnty. Sch. Bd. v. G.G.</u> (Doc. 182 in 1:16CV236 and Doc. 221 in 1:16CV425). All parties agree to a stay of further proceedings pending decision by the U.S. Supreme Court, but the United States seeks a ruling on their Preliminary Injunction motion. UNC Defendants' Statement (Doc. 180 in 16cv236, Doc. 220 in 16cv425); Legislators' Statement (Doc. 181 in 16CV236, Doc. 223 in 16cv425); Carcaño Plaintiffs' Statement (Doc. 184 in 16cv236); United States' Statement (Doc. 222 in 16cv425). In the interest of judicial economy, upon the agreement of all parties, and for good cause shown, the joint request to stay is GRANTED, and all further proceedings in these cases are STAYED pending disposition of the <u>G.G.</u> case pending in the United States Supreme Court. With the Carcaño Plaintiffs' agreement, this stay includes further consideration of their due process claims, but the stay does not at this time include the United States' pending motion. The parties are directed to inform the court immediately upon the resolution of the <u>G.G.</u> case or any other development that will affect the pendency of these cases. Associated Cases: 1:16cv236, 1:16cv425 (Engle, Anita) (Entered: 12/16/2016)
12/16/2016		Cases Stayed Pursuant to 12/16/2016 Text Order. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(Powell, Gloria) (Entered: 01/02/2017)
12/28/2016	<u>185</u>	Consent MOTION to Withdraw as Attorney ROBERT C. STEPHENS by on behalf of PATRICK MCCRORY. (Attachments: # <u>1</u> Text of Proposed Order)(STEPHENS, ROBERT) (Entered: 12/28/2016)
12/28/2016	<u>186</u>	MEMORANDUM filed by Defendant PATRICK MCCRORY re <u>185</u> Consent MOTION to Withdraw as Attorney ROBERT C. STEPHENS filed by PATRICK MCCRORY. (STEPHENS, ROBERT) (Entered: 12/28/2016)
12/29/2016	<u>187</u>	USCA ORDER that the court grants the motion of Robert C. Stephens to withdraw from further representation on appeal. (Butler, Carol) (Entered: 12/30/2016)

12/30/2016		Motion Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: <u>185</u> Consent MOTION to Withdraw as Attorney ROBERT C. STEPHENS. (Engle, Anita) (Entered: 12/30/2016)
01/06/2017	<u>188</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 01/06/2017, that the Motion to Withdraw is GRANTED, and the Clerk of Court will remove Robert C. Stephens from the electronic distribution list. (Garland, Leah) (Entered: 01/06/2017)
01/17/2017	<u>189</u>	NOTICE by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA (FRANCISCO, NOEL) (Entered: 01/17/2017)
01/17/2017	<u>190</u>	NOTICE by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA (GORE, JOHN) (Entered: 01/17/2017)
01/17/2017	<u>191</u>	NOTICE by W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA (BURNHAM, JAMES) (Entered: 01/17/2017)
02/01/2017	<u>192</u>	NOTICE of Appearance by attorney THOMAS C. SHANAHAN on behalf of Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA (SHANAHAN, THOMAS) (Entered: 02/01/2017)
02/17/2017	<u>193</u>	NOTICE by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY of <i>Substitution of Counsel</i> (WILKENS, SCOTT) (Entered: 02/17/2017)
02/21/2017		*** Attorney PAUL M SMITH terminated. (See <u>193</u> Notice of Substitution). (Engle, Anita) (Entered: 02/21/2017)
03/06/2017		Motion No Longer Submitted to JUDGE THOMAS D. SCHROEDER: <u>21</u> MOTION for Preliminary Injunction (See 12/16/2016 Text Order staying case). (Engle, Anita) (Entered: 03/06/2017)
03/16/2017	<u>194</u>	USCA ORDER; The Court grants the motion to withdraw from further representation on appeal. (USCA Case number: 16-1989) (Garland, Leah) (Entered: 03/16/2017)
03/22/2017	<u>195</u>	NOTICE of Appearance by attorney OLGA E. VYSOTSKAYA DE BRITO on behalf of Defendant ROY A. COOPER, III (VYSOTSKAYA DE BRITO, OLGA) (Entered: 03/22/2017)
03/22/2017	<u>196</u>	AMENDED CERTIFICATE OF SERVICE by ROY A. COOPER, III. Amendment to <u>195</u> Notice of Appearance . (VYSOTSKAYA DE BRITO, OLGA) Modified on 3/23/2017 to show correct pleading title. (Garland, Leah) (Entered: 03/22/2017)
03/22/2017	<u>197</u>	NOTICE of Appearance by attorney AMAR MAJMUNDAR on behalf of Defendant ROY A. COOPER, III (MAJMUNDAR, AMAR) (Entered: 03/22/2017)
03/22/2017	<u>198</u>	Consent MOTION to Withdraw as Attorney WILLIAM WOODLEY STEWART, JR <i>KARL S. BOWERS, JR., ROBERT N. DRISCOLL, FRANK J. GORDON, B. TYLER BROOKS</i> by on behalf of PATRICK MCCRORY. (Attachments: # <u>1</u> Text of Proposed Order)(STEWART, WILLIAM) (Entered: 03/22/2017)
03/22/2017	<u>199</u>	MEMORANDUM filed by Defendant PATRICK MCCRORY re <u>198</u> Consent MOTION to Withdraw as Attorney WILLIAM WOODLEY STEWART, JR <i>KARL S. BOWERS, JR., ROBERT N. DRISCOLL, FRANK J. GORDON, B. TYLER BROOKS</i> filed by PATRICK MCCRORY. (STEWART, WILLIAM) (Entered: 03/22/2017)
03/23/2017		Motion Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: <u>198</u> Consent MOTION to Withdraw as Attorney WILLIAM WOODLEY STEWART, JR <i>KARL S. BOWERS, JR., ROBERT N. DRISCOLL, FRANK J. GORDON, B. TYLER BROOKS</i> . (Engle, Anita) (Entered: 03/23/2017)
03/24/2017	<u>200</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 03/24/2017 that the Consent Motion to Withdraw is GRANTED. (Garland, Leah) (Entered: 03/24/2017)
03/28/2017	<u>201</u>	STATUS REPORT by PHIL BERGER, TIM MOORE, PHILLIP BERGER. Associated Cases: 1:16-cv-00236-TDS-JEP, 1:16-cv-00425-TDS-JEP(DUNCAN, STUART) (Entered: 03/28/2017)

04/24/2017	<u>202</u>	USCA ORDER: Upon consideration of the stipulation of voluntary dismissal, the court dismisses this appeal pursuant to FRAP Rule 42(b). Entered at the direction of Judge Motz, with the concurrence of Judge Agee and Judge Diaz. (USCA Case number: 16-1989) (Garland, Leah) (Entered: 04/24/2017)
04/24/2017	<u>203</u>	RULE 42(b) MANDATE of USCA as to <u>128</u> Notice of Appeal: This court's order dismissing this appeal pursuant to Local Rule 42(b) takes effect today. This constitutes the formal mandate of this court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure. (USCA Case number: 16-1989) (Garland, Leah) (Entered: 04/24/2017)
04/28/2017	<u>204</u>	STATUS REPORT (<i>JOINT</i>) by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. (BROOK, CHRISTOPHER) (Entered: 04/28/2017)
05/02/2017	<u>205</u>	ORDER LIFTING INJUNCTION signed by JUDGE THOMAS D. SCHROEDER on 05/01/2017, that the court's Preliminary Injunction entered August 26, 2016 (Doc. <u>127</u>) is hereby LIFTED. (Garland, Leah) (Entered: 05/02/2017)
07/11/2017	<u>206</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, EQUALITY NORTH CAROLINA, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY, BEVERLY NEWELL, KELLY TRENT. KYLE ANTHONY PALAZZOLO is substituted as counsel for Plaintiffs. Attorney KYLE ANTHONY PALAZZOLO terminated. (PALAZZOLO, KYLE) (Entered: 07/11/2017)
07/21/2017	<u>207</u>	Consent MOTION for Leave to File <i>Fourth Amended Complaint and Extension of Time to Respond to Fourth Amended Complaint</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Exhibit A – Fourth Amended Complaint, # <u>2</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 07/21/2017)
07/21/2017		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>207</u> Consent MOTION for Leave to File <i>Fourth Amended Complaint and Extension of Time to Respond to Fourth Amended Complaint</i> . (Engle, Anita) (Entered: 07/21/2017)
08/29/2017	<u>208</u>	Consent MOTION for Leave to File <i>Fourth Amended Complaint and Extension of Time to Respond to Fourth Amended Complaint (Supplemental)</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, H.S., PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Amended Proposed Order)(BROOK, CHRISTOPHER) (Entered: 08/29/2017)
08/29/2017		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>208</u> Consent MOTION for Leave to File <i>Fourth Amended Complaint and Extension of Time to Respond to Fourth Amended Complaint (Supplemental)</i> . (Engle, Anita) (Entered: 08/29/2017)
09/06/2017	<u>209</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 9/6/2017, that the consent motion (Doc. <u>208</u>) is GRANTED; that Plaintiffs shall electronically file their Fourth Amended Complaint within one business day; and that Defendants and Intervenor-Defendants shall have 45 days from the date Plaintiffs' Fourth Amended Complaint is electronically filed to answer, move against, or otherwise respond to the Fourth Amended Complaint. (Butler, Carol) (Entered: 09/06/2017)
09/07/2017	<u>210</u>	Fourth AMENDED COMPLAINT against defendant ROY A. COOPER, III, MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA, JOSHUA STEIN, MACHELLE SANDERS, MANDY K. COHEN, JAMES H. TROGDON III, filed by H.S., PAYTON GREY MCGARRY, JOAQUIN CARCANO, AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, ANGELA GILMORE, MADELINE GOSS, QUINTON HARPER.(BROOK, CHRISTOPHER) (Entered: 09/07/2017)
09/07/2017		Answer updated for PHILLIP BERGER to 10/17/2017; W. LOUIS BISSETTE, JR to 10/17/2017; BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA to 10/17/2017; MANDY K. COHEN to 10/17/2017; ROY A. COOPER, III to 10/17/2017; PATRICK MCCRORY to 10/17/2017; TIM MOORE to 10/17/2017; MACHELLE SANDERS to 10/17/2017; MARGARET SPELLINGS to

		10/17/2017; JOSHUA STEIN to 10/17/2017; JAMES H. TROGDON III to 10/17/2017; UNIVERSITY OF NORTH CAROLINA to 10/17/2017. (Butler, Carol) (Entered: 09/07/2017)
09/08/2017		Answer updated for PHILLIP BERGER to 10/22/2017; W. LOUIS BISSETTE, JR to 10/22/2017; BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA to 10/22/2017; MANDY K. COHEN to 10/22/2017; ROY A. COOPER, III to 10/22/2017; PATRICK MCCRORY to 10/22/2017; TIM MOORE to 10/22/2017; MACHELLE SANDERS to 10/22/2017; MARGARET SPELLINGS to 10/22/2017; JOSHUA STEIN to 10/22/2017; JAMES H. TROGDON III to 10/22/2017; UNIVERSITY OF NORTH CAROLINA to 10/22/2017. (Butler, Carol) (Entered: 09/08/2017)
09/08/2017	<u>211</u>	Summons Issued as to MANDY K. COHEN, MACHELLE SANDERS, and JAMES H. TROGDON III. (Attachments: # <u>1</u> Cohen, # <u>2</u> Sanders)(Coyne, Michelle) (Entered: 09/08/2017)
09/08/2017		Motions Referred to MAG/JUDGE JOI ELIZABETH PEAKE RE: <u>167</u> MOTION of Non-Party Witnesses to Join United States' Motion to Partially Quash and Modify Defendants' Subpoenas Duces Tecum and for a Protective Order, <u>168</u> MOTION for Protective Order, and <u>172</u> MOTION to Adopt (<u>204</u> in 1:16cv425) MOTION to Quash and Modify Defendants Subpoenas Duces Tecum MOTION for Protective Order. (Engle, Anita) (Entered: 09/08/2017)
09/08/2017	<u>212</u>	ORDER signed by MAG/JUDGE JOI ELIZABETH PEAKE on 09/08/2017, that all outstanding discovery obligations are stayed and all prior pending Motions are administratively terminated, but any remaining issues may be raised and considered following the entry of a supplemental scheduling order in this case. FURTHER that within twenty-one (21) days after the deadline for the Defendants and Intervenor-Defendants to answer or otherwise respond to the Fourth Amended Complaint, the Parties must conduct a supplemental Rule 26(f) conference. Within 14 days after the supplemental Rule 26(f) conference, the parties must file supplemental Rule 26(f) Reports as set out herein. (Garland, Leah) (Entered: 09/08/2017)
09/20/2017	<u>213</u>	ACCEPTANCE OF SERVICE of summons and complaint by counsel on behalf of Secretary Machelles Sanders, in her official capacity, (VYSOTSKAYA DE BRITO, OLGA) (Entered: 09/20/2017)
09/20/2017	<u>214</u>	ACCEPTANCE OF SERVICE of summons and complaint by counsel on behalf of Secretary Mandy K. Cohen, in her official capacity, (VYSOTSKAYA DE BRITO, OLGA) (Entered: 09/20/2017)
09/20/2017	<u>215</u>	ACCEPTANCE OF SERVICE of summons and complaint by counsel on behalf of Secretary James. H. Trogdon, in his official capacity, (VYSOTSKAYA DE BRITO, OLGA) (Entered: 09/20/2017)
10/18/2017	<u>216</u>	Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Consent Judgment and Decree)(BROOK, CHRISTOPHER) (Entered: 10/18/2017)
10/18/2017	<u>217</u>	MEMORANDUM filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY re <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (BROOK, CHRISTOPHER) (Entered: 10/18/2017)
10/18/2017	<u>218</u>	MEMORANDUM re <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> , <i>Filed in Support of the Joint Motion for Entry of Consent Decree</i> , by Defendants MANDY K. COHEN, ROY A. COOPER, III, MACHELLE SANDERS, JOSHUA STEIN, JAMES H. TROGDON III. (VYSOTSKAYA DE BRITO, OLGA) (Entered: 10/18/2017)

10/19/2017		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> . (Engle, Anita) (Entered: 10/19/2017)
10/19/2017		Motion No Longer Submitted to JUDGE THOMAS D. SCHROEDER: <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> . (Awaiting Response from opposing party). (Engle, Anita) (Entered: 10/19/2017)
10/19/2017		Set Motion Deadline re <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> : Responses due by 11/8/2017. (Engle, Anita) (Entered: 10/19/2017)
10/19/2017	<u>219</u>	MOTION for Extension of Time to File Answer re <u>210</u> Amended Complaint, <i>EXPEDITED REVIEW REQUESTED</i> by MANDY K. COHEN, ROY A. COOPER, III, MACHELLE SANDERS, JOSHUA STEIN, JAMES H. TROGDON III. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Extension of Time)(VYSOTSKAYA DE BRITO, OLGA) (Entered: 10/19/2017)
10/20/2017	<u>220</u>	RESPONSE in Opposition re <u>219</u> MOTION for Extension of Time to File Answer re <u>210</u> Amended Complaint, <i>EXPEDITED REVIEW REQUESTED</i> filed by ROY A. COOPER, III, JOSHUA STEIN, MANDY K. COHEN, MACHELLE SANDERS, JAMES H. TROGDON III filed by PHILLIP BERGER, TIM MOORE. (DUNCAN, STUART) (Entered: 10/20/2017)
10/20/2017		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>219</u> MOTION for Extension of Time to File Answer re <u>210</u> Amended Complaint, <i>EXPEDITED REVIEW REQUESTED</i> . (Engle, Anita) (Entered: 10/20/2017)
10/23/2017	<u>221</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by PHILLIP BERGER, TIM MOORE. Response to Motion due by 11/13/2017 (Attachments: # <u>1</u> Brief)(DUNCAN, STUART) (Entered: 10/23/2017)
10/23/2017	<u>222</u>	MOTION to Dismiss <i>Fourth Amended Complaint</i> by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. Response to Motion due by 11/13/2017 (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(NAGER, GLEN) (Entered: 10/23/2017)
10/23/2017	<u>223</u>	MEMORANDUM filed by Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA re <u>222</u> MOTION to Dismiss <i>Fourth Amended Complaint</i> filed by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. (NAGER, GLEN) (Entered: 10/23/2017)
10/23/2017	<u>224</u>	NOTICE by MANDY K. COHEN, ROY A. COOPER, III, MACHELLE SANDERS, JOSHUA STEIN, JAMES H. TROGDON III re <u>219</u> MOTION for Extension of Time to File Answer re <u>210</u> Amended Complaint, <i>EXPEDITED REVIEW REQUESTED</i> , <u>210</u> Amended Complaint, <i>Notice of Response</i> (VYSOTSKAYA DE BRITO, OLGA) (Entered: 10/23/2017)
10/24/2017	<u>225</u>	BRIEF re <u>221</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM . (DUNCAN, STUART) (Entered: 10/24/2017)
10/25/2017	<u>226</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 10/25/2017, that, absent further order of the court, the Executive Branch Defendants shall have thirty (30) days following the date of the court's disposition of the pending Joint Motion for Entry of a Consent Decree (Doc. <u>216</u>) in which to serve an answer or other responsive pleading to the Plaintiffs' Fourth Amended Complaint. The Executive Branch Defendants are not precluded from participating in the pending motions to dismiss (Docs. <u>221</u> , <u>222</u>), including the challenges to the court's jurisdiction. (Garland, Leah) (Entered: 10/25/2017)
11/02/2017	<u>227</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> by TIM MOORE. (Attachments: # <u>1</u> Text of Proposed Order)(DUNCAN, STUART) (Entered: 11/02/2017)
11/02/2017		Motion Submitted to JUDGE THOMAS D. SCHROEDER: <u>227</u> Consent MOTION for Extension of Time to File Response/Reply as to <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants</i> . (Engle, Anita) (Entered: 11/02/2017)

		11/02/2017)
11/02/2017	<u>228</u>	ORDER signed by JUDGE THOMAS D. SCHROEDER on 11/02/2017, that the time for any party to respond to Plaintiffs' and Executive Branch Defendants' Joint Motion for Entry of a Consent Decree (Doc. <u>216</u>) shall be extended until thirty (30) days following the date of this court's disposition of the pending motions to dismiss Plaintiffs' Fourth Amended Complaint (Docs. <u>221</u> , <u>222</u>). (Garland, Leah) (Entered: 11/02/2017)
11/06/2017	<u>229</u>	MOTION for Extension of Time to File Response/Reply as to <u>222</u> MOTION to Dismiss <i>Fourth Amended Complaint</i> , <u>221</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <i>And To File Consolidated Responsive Brief (Unopposed)</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Text of Proposed Order)(BROOK, CHRISTOPHER) (Entered: 11/06/2017)
11/06/2017	<u>230</u>	Joint MOTION for Extension of Time <i>To Conduct Supplemental Rule 26(f) Conference</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Text of Proposed Order)(BROOK, CHRISTOPHER) (Entered: 11/06/2017)
11/06/2017		Motions Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>229</u> MOTION for Extension of Time to File Response/Reply as to <u>222</u> MOTION to Dismiss <i>Fourth Amended Complaint</i> and <u>221</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM, <i>And To File Consolidated Responsive Brief (Unopposed)</i> , and <u>230</u> Joint MOTION for Extension of Time <i>To Conduct Supplemental Rule 26(f) Conference</i> . (Engle, Anita) (Entered: 11/06/2017)
11/08/2017	<u>231</u>	ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 11/08/2017, that the consent motion is GRANTED, Plaintiffs shall have until December 1, 2017, to respond to UNC Defendants' and Intervenor-Defendants' Motions to Dismiss, and Plaintiffs may file a single consolidated responsive brief that shall not exceed 12,500 words. (Garland, Leah) (Entered: 11/08/2017)
11/08/2017	<u>232</u>	ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 11/08/2017, that the joint motion is GRANTED. Within twenty-one (21) days after the court's disposition of Plaintiffs' and Executive Branch Defendants' Joint Motion for Entry of a Consent Decree (Doc. <u>216</u>), the parties shall conduct a supplemental Rule 26(f) conference. Within 14 days after the supplemental Rule 26(f) conference, the parties shall file supplemental Rule 26(f) Reports, jointly or individually, as provided in the Local Rules, addressing the present status of the case and the status of any outstanding discovery obligations, the scope of any further discovery, proposals for addressing any remaining discovery disputes, suggestions for the schedule and course of these proceedings, and any other matter the Magistrate Judge may require. (Garland, Leah) (Entered: 11/08/2017)
12/01/2017	<u>233</u>	RESPONSE in Opposition re <u>222</u> MOTION to Dismiss <i>Fourth Amended Complaint</i> filed by UNIVERSITY OF NORTH CAROLINA, MARGARET SPELLINGS, <u>221</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by TIM MOORE, PHILLIP BERGER filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. Replies due by 12/15/2017 (Attachments: # <u>1</u> Declaration of Scott B. Wilkens, # <u>2</u> Exhibit A to Declaration of Scott B. Wilkens)(BROOK, CHRISTOPHER) (Entered: 12/01/2017)
12/15/2017	<u>234</u>	REPLY, filed by Counter Claimants PHILLIP BERGER, TIM MOORE, Intervenor Defendants PHILLIP BERGER, TIM MOORE, to Response to <u>221</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by PHILLIP BERGER, TIM MOORE. (DUNCAN, STUART) (Entered: 12/15/2017)
12/15/2017	<u>235</u>	REPLY, filed by Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA, to Response to <u>222</u> MOTION to Dismiss <i>Fourth Amended Complaint</i> filed by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. (NAGER, GLEN) (Entered: 12/15/2017)

12/18/2017		Motion Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>222</u> MOTION to Dismiss <i>Fourth Amended Complaint</i> and <u>221</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM. (Engle, Anita) (Entered: 01/17/2018)
02/16/2018	<u>236</u>	MOTION for Leave to File <i>Declaration of Ericka Myers</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. Response to Motion due by 3/9/2018 (BROOK, CHRISTOPHER) (Entered: 02/16/2018)
02/16/2018	<u>237</u>	MEMORANDUM filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY re <u>236</u> MOTION for Leave to File <i>Declaration of Ericka Myers</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Declaration of Ericka Myers)(BROOK, CHRISTOPHER) (Entered: 02/16/2018)
02/19/2018	<u>238</u>	NOTICE by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY re <u>236</u> MOTION for Leave to File <i>Declaration of Ericka Myers / Proposed Order Granting Plaintiffs' Motion for Leave to File Declaration of Ericka Myers</i> (BROOK, CHRISTOPHER) (Entered: 02/19/2018)
03/08/2018	<u>239</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. TARA L. BORELLI is substituted as counsel for Plaintiffs. Attorney JON W. DAVIDSON terminated. (BORELLI, TARA) (Entered: 03/08/2018)
03/09/2018	<u>240</u>	RESPONSE filed by Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA re <u>236</u> MOTION for Leave to File <i>Declaration of Ericka Myers</i> filed by MADELINE GOSS, H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, QUINTON HARPER, ANGELA GILMORE, PAYTON GREY MCGARRY, JOAQUIN CARCANO filed by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. Replies due by 3/23/2018 (NAGER, GLEN) (Entered: 03/09/2018)
03/09/2018	<u>241</u>	RESPONSE filed by Intervenor Defendants PHILLIP BERGER, TIM MOORE re <u>236</u> MOTION for Leave to File <i>Declaration of Ericka Myers</i> filed by MADELINE GOSS, H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, QUINTON HARPER, ANGELA GILMORE, PAYTON GREY MCGARRY, JOAQUIN CARCANO, <u>237</u> Memorandum, filed by MADELINE GOSS, H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, QUINTON HARPER, ANGELA GILMORE, PAYTON GREY MCGARRY, JOAQUIN CARCANO filed by PHILLIP BERGER, TIM MOORE. Replies due by 3/23/2018 (SCHWARTZ, STEPHEN) (Entered: 03/09/2018)
03/23/2018	<u>242</u>	REPLY, filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY, to Response to <u>236</u> MOTION for Leave to File <i>Declaration of Ericka Myers</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (BROOK, CHRISTOPHER) (Entered: 03/23/2018)
03/23/2018		Motion Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>236</u> MOTION for Leave to File <i>Declaration of Ericka Myers</i> . (Engle, Anita) (Entered: 03/23/2018)
05/11/2018	<u>243</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Intervenor Defendants PHILLIP BERGER, TIM MOORE. ROBERT D. POTTER, JR is substituted as counsel for Intervenor Defendants. Attorney STUART K. DUNCAN terminated. <i>Gene Schaerr and Stephen S. Schwartz continuing appearance.</i> (POTTER, ROBERT) (Entered: 05/11/2018)

06/08/2018	<u>244</u>	NOTICE of Hearing: Motion Hearing set for 6/25/2018 at 10:00 AM in Winston-Salem Courtroom #1 before CHIEF JUDGE THOMAS D. SCHROEDER. (Engle, Anita) (Entered: 06/08/2018)
06/12/2018	<u>245</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. CHRISTOPHER A. BROOK is substituted as counsel for Plaintiffs. Attorney JENIFER R. WOLFE terminated. (BROOK, CHRISTOPHER) (Entered: 06/12/2018)
06/18/2018	<u>246</u>	NOTICE of Appearance by attorney VIVEK SURI on behalf of Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA (SURI, VIVEK) (Entered: 06/18/2018)
06/21/2018	<u>247</u>	NOTICE by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY re <u>233</u> Response in Opposition to Motion,, <i>RULE 7.3(i) NOTICE OF SUPPLEMENTAL AUTHORITIES</i> (BROOK, CHRISTOPHER) (Entered: 06/21/2018)
06/25/2018		Minute Entry for proceedings held before CHIEF JUDGE THOMAS D. SCHROEDER in WS-1: Motion Hearing held on 6/25/2018 regarding <u>221</u> and <u>222</u> MOTIONS to Dismiss <i>Fourth Amended Complaint</i> . Attorneys Chase Strangio, James Esseks and Christopher Brook present for the Plaintiffs. Attorney Olga Vysotskaya De Brito present for State Defendants. Attorneys Stephen Schwartz, Gene Schaerr and Robert Potter present for Legislative Defendants. Attorneys Vivek Suri, Kristen Lejniaks, Carolyn Pratt and Thomas Shanahan present for UNC Defendants. Arguments presented. Written order forthcoming.(Court Reporter Lori Russell.) (Engle, Anita) (Entered: 06/25/2018)
09/30/2018	<u>248</u>	MEMORANDUM OPINION AND ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 9/30/2018. For the reasons stated herein, Plaintiffs' motion for leave to file the declaration of Ericka Myers (Doc. <u>236</u>) is DENIED, the motion to dismiss by the UNC Defendants (Doc. <u>222</u>) is GRANTED IN PART and DENIED IN PART, and the motion to dismiss by Intervenor-Defendants (Doc. <u>221</u>) is GRANTED IN PART and DENIED IN PART. Additional briefing as stated herein is due within 30 days of the issuance of this order.(Engle, Anita) (Entered: 09/30/2018)
10/10/2018	<u>249</u>	Joint MOTION for Extension of Time to File Answer by PHILLIP BERGER, TIM MOORE. (Attachments: # <u>1</u> Text of Proposed Order)(SCHWARTZ, STEPHEN) (Entered: 10/10/2018)
10/11/2018		Motion Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>249</u> Joint MOTION for Extension of Time to File Answer. (Engle, Anita) (Entered: 10/11/2018)
10/11/2018	<u>250</u>	ORDER signed by Judge Thomas D. Schroeder on 10/11/2018, that Intervenor Defendants' time to answer is extended to 30 days after resolution (by Order of the court or announcement of the parties) of the pending motion for entry of a consent decree. See <u>216</u> . UNC Defendants' time to answer is extended to 30 days after resolution of the motion to dismiss Plaintiffs' nominal damages claims. (Coyne, Michelle) (Entered: 10/11/2018)
10/17/2018	<u>251</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Defendants W. LOUIS BISSETTE, JR, BOARD OF GOVERNORS OF THE UNIVERSITY OF NORTH CAROLINA, MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. ERIC S. DREIBAND is substituted as counsel for Defendants. Attorney ERIC S. DREIBAND terminated. (DREIBAND, ERIC) (Entered: 10/17/2018)
10/19/2018	<u>252</u>	Joint MOTION for Extension of Time to Meet and Confer on Consent Decree and to Brief Nominal Damages Claims by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 10/19/2018)
10/19/2018		Motions Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>252</u> Joint MOTION for Extension of Time to Meet and Confer on Consent Decree and to Brief

		<i>Nominal Damages Claims.</i> (Engle, Anita) (Entered: 10/19/2018)
10/23/2018	<u>253</u>	ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 10/23/2018, that: 1. Regarding the Joint Motion for a Consent Decree (Doc. <u>216</u>), consistent with the court's Memorandum Opinion and Order (Doc. <u>248</u>), the parties shall continue to meet and confer until November 30, 2018, at which time they shall submit a briefing schedule to the court that takes account of the meet and confer and proposed amendments to the Consent Decree, if any. 2. Regarding Plaintiffs' nominal-damages claims, the UNC Defendants and Legislative Intervenor-Defendants shall file opening supplemental briefs in support of their Motions to Dismiss on November 16, 2018, Plaintiffs shall file an answering brief on November 30, 2018, and the UNC Defendants and Legislative Defendants shall file reply briefs on December 7, 2018. 3. The UNC Defendants and Legislative Intervenor-Defendants are not required to serve an answer or other responsive pleading to Plaintiffs' Fourth Amended Complaint until 30 days after the court's disposition of both: (1) the UNC Defendants' and Legislative Intervenor-Defendants' Motions to Dismiss Plaintiffs' claims for nominal damages and (2) the Joint Motion for Entry of a Consent Decree. 4. As per the Magistrate Judge's Order (Doc. <u>212</u>), all outstanding discovery obligations remain stayed, and the parties shall conduct a supplemental Rule 26(f) conference within 21 days after the deadlines for the UNC Defendants, Legislative Intervenor-Defendants, and Executive Branch Defendants to file and serve answer to the Fourth Amended Complaint. (Garland, Leah) (Entered: 10/23/2018)
10/23/2018		Motion No Longer Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>216</u> Joint MOTION for Entry of Consent Decree <i>with Executive Branch Defendants.</i> (Engle, Anita) (Entered: 10/25/2018)
11/16/2018	<u>254</u>	Supplemental Memorandum <i>In Support of the Motion to Dismiss</i> by Intervenor Defendants PHILLIP BERGER, TIM MOORE. (SCHWARTZ, STEPHEN) (Entered: 11/16/2018)
11/16/2018	<u>255</u>	Supplemental BRIEF <i>in Support of Motion to Dismiss</i> by Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA filed by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. (NAGER, GLEN) (Entered: 11/16/2018)
11/26/2018	<u>256</u>	MOTION for Leave to File / <i>Plaintiffs' Unopposed Motion to File Consolidated Responsive Brief</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Text of Proposed Order)(BROOK, CHRISTOPHER) (Entered: 11/26/2018)
11/26/2018		Motion Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>256</u> MOTION for Leave to File / <i>Plaintiffs' Unopposed Motion to File Consolidated Responsive Brief.</i> (Engle, Anita) (Entered: 11/26/2018)
11/27/2018	<u>257</u>	ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 11/27/2018, that Plaintiffs may file a single consolidated responsive brief not to exceed 10,000 words. (Garland, Leah) (Entered: 11/27/2018)
11/30/2018	<u>258</u>	RESPONSE in Opposition re <u>254</u> Supplemental Memorandum filed by TIM MOORE, PHILLIP BERGER, <u>255</u> Brief filed by UNIVERSITY OF NORTH CAROLINA, MARGARET SPELLINGS filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. Replies due by 12/14/2018 (BROOK, CHRISTOPHER) (Entered: 11/30/2018)
11/30/2018	<u>259</u>	Joint MOTION to Propose a Briefing Schedule on Plaintiffs' and Executive Branch Defendants' Proposed Consent Decree by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. Response to Motion due by 12/21/2018 (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 11/30/2018)
12/04/2018		Motion Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>259</u> Joint MOTION to Propose a Briefing Schedule on Plaintiffs' and Executive Branch Defendants' Proposed Consent Decree. (Engle, Anita) (Entered: 12/04/2018)

12/04/2018	<u>260</u>	ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 12/04/2018, that: 1. On or before December 21, 2018, Plaintiffs and Executive Branch Defendants shall file a proposed revised consent decree and supplemental briefing in support thereof. 2. On or before February 1, 2019, any party opposing the proposed revised consent decree shall file a responsive brief. 3. On or before February 15, 2019, Plaintiffs and Executive Branch Defendants shall file reply briefs (if any). 4. In their filings, the parties should address the court's subject matter jurisdiction to enter whatever order is being proposed in light of the court's rulings. (Garland, Leah) (Entered: 12/04/2018)
12/04/2018		Set Deadlines: Responses due by 2/1/2019. Replies due by 2/15/2019. (See <u>260</u> Order) (Garland, Leah) (Entered: 12/04/2018)
12/07/2018	<u>261</u>	<i>Reply</i> BRIEF re <u>255</u> Brief by Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA filed by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. (NAGER, GLEN) (Entered: 12/07/2018)
12/07/2018	<u>262</u>	REPLY, filed by Intervenor Defendants PHILLIP BERGER, TIM MOORE, to Response to <u>221</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by PHILLIP BERGER, TIM MOORE. (SCHWARTZ, STEPHEN) (Entered: 12/07/2018)
12/10/2018		CASE REFERRED to CHIEF JUDGE THOMAS D. SCHROEDER RE: <u>254</u> Supplemental Memorandum In Support of the Motion to Dismiss by Intervenor Defendants PHILLIP BERGER, TIM MOORE and <u>255</u> Supplemental BRIEF in Support of Motion to Dismiss by Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA filed by MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. (Engle, Anita) (Entered: 12/10/2018)
12/19/2018	<u>263</u>	NOTICE of Appearance by attorney ANDREW C. NOLL on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY (NOLL, ANDREW) (Entered: 12/19/2018)
12/21/2018	<u>264</u>	Joint MOTION for Entry of Consent Decree / <i>Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Consent Judgment and Decree)(BROOK, CHRISTOPHER) (Entered: 12/21/2018)
12/21/2018	<u>265</u>	MEMORANDUM filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY re <u>264</u> Joint MOTION for Entry of Consent Decree / <i>Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (BROOK, CHRISTOPHER) (Entered: 12/21/2018)
12/21/2018	<u>266</u>	MEMORANDUM filed by Defendants MANDY K. COHEN, ROY A. COOPER, III, MACHELLE SANDERS, JOSHUA STEIN, JAMES H. TROGDON III re <u>264</u> Joint MOTION for Entry of Consent Decree / <i>Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree</i> filed by MANDY K. COHEN, ROY A. COOPER, III, MACHELLE SANDERS, JOSHUA STEIN, JAMES H. TROGDON III. (VYSOTSKAYA DE BRITO, OLGA) (Entered: 12/21/2018)
12/21/2018	<u>267</u>	NOTICE of Appearance by attorney DEVI M. RAO on behalf of Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY (RAO, DEVI) (Entered: 12/21/2018)
02/01/2019	<u>268</u>	MOTION for Extension of Time to File Response/Reply as to <u>265</u> Memorandum,, <u>264</u> Joint MOTION for Entry of Consent Decree / <i>Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree</i> , <u>266</u> Memorandum, by PHILLIP BERGER, TIM MOORE. (Attachments: # <u>1</u> Text of Proposed Order)(SCHWARTZ, STEPHEN) (Entered: 02/01/2019)

02/01/2019		Motion Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>268</u> MOTION for Extension of Time to File Response/Reply as to <u>264</u> Joint MOTION for Entry of Consent Decree / Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree. (Engle, Anita) (Entered: 02/01/2019)
02/01/2019	<u>269</u>	ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 02/01/2019, that the Joint Motion is GRANTED. The time to file responses is extended to Friday, February 8, 2019. (Garland, Leah) (Entered: 02/01/2019)
02/08/2019	<u>270</u>	NOTICE of Appearance by attorney ERIK S. JAFFE on behalf of Intervenor Defendants PHILLIP BERGER, TIM MOORE (JAFFE, ERIK) (Entered: 02/08/2019)
02/08/2019	<u>271</u>	RESPONSE in Opposition re <u>265</u> Memorandum,, filed by MADELINE GOSS, H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, QUINTON HARPER, ANGELA GILMORE, PAYTON GREY MCGARRY, JOAQUIN CARCANO, <u>264</u> Joint MOTION for Entry of Consent Decree / <i>Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree</i> filed by MADELINE GOSS, H.S., AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, QUINTON HARPER, ANGELA GILMORE, PAYTON GREY MCGARRY, JOAQUIN CARCANO, <u>266</u> Memorandum, filed by ROY A. COOPER, III, JOSHUA STEIN, MANDY K. COHEN, MACHELLE SANDERS, JAMES H. TROGDON III filed by PHILLIP BERGER, TIM MOORE. Replies due by 2/15/2019 (SCHWARTZ, STEPHEN) (Entered: 02/08/2019)
02/08/2019	<u>272</u>	Joint MOTION for Extension of Time to File Response/Reply as to <u>271</u> Response in Opposition to Motion,, / <i>Plaintiffs' and Executive Branch Defendants' Unopposed Joint Motion for Extension of Time to Reply to Intervenor-Defendants' Opposition to Proposed Consent Decree</i> by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (Attachments: # <u>1</u> Proposed Order)(BROOK, CHRISTOPHER) (Entered: 02/08/2019)
02/08/2019		Motion Submitted to CHIEF JUDGE THOMAS D. SCHROEDER: <u>272</u> MOTION for Extension of Time to File Response/Reply as to <u>271</u> Response in Opposition to Motion, / Plaintiffs' and Executive Branch Defendants' Unopposed Joint Motion for Extension of Time to Reply to Intervenor-Defendants' Opposition to Proposed Consent Decree. (Engle, Anita) (Entered: 02/08/2019)
02/12/2019	<u>273</u>	ORDER signed by CHIEF JUDGE THOMAS D. SCHROEDER on 2/12/2019. The unopposed motion (Doc. <u>272</u>) is GRANTED and Plaintiffs and Executive Branch Defendants shall have until February 22, 2019, to reply to Intervenor-Defendants' Opposition. (Daniel, J) (Entered: 02/12/2019)
02/15/2019	<u>274</u>	NOTICE OF WITHDRAWAL AND SUBSTITUTION OF COUNSEL on behalf of Defendants MARGARET SPELLINGS, UNIVERSITY OF NORTH CAROLINA. VIVEK SURI is substituted as counsel for Defendants. Attorney VIVEK SURI terminated. (SURI, VIVEK) (Entered: 02/15/2019)
02/21/2019	<u>275</u>	Transcript of Proceedings held on 06/25/2018, re: Motion Hearing, before Judge Thomas D. Schroeder. Court Reporter Lori Russell, Telephone number 336-734-2547. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. Redaction Request due 3/18/2019. Redacted Transcript Deadline set for 3/28/2019. Release of Transcript Restriction set for 5/28/2019. (Russell, Lori) (Entered: 02/21/2019)
02/22/2019	<u>276</u>	REPLY, filed by Plaintiffs AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS,

		H.S., QUINTON HARPER, PAYTON GREY MCGARRY, to Response to <u>264</u> Joint MOTION for Entry of Consent Decree / <i>Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree</i> filed by AMERICAN CIVIL LIBERTIES UNION OF NORTH CAROLINA, JOAQUIN CARCANO, ANGELA GILMORE, MADELINE GOSS, H.S., QUINTON HARPER, PAYTON GREY MCGARRY. (BROOK, CHRISTOPHER) (Entered: 02/22/2019)
02/22/2019	<u>277</u>	REPLY, filed by Defendants MANDY K. COHEN, ROY A. COOPER, III, MACHELLE SANDERS, JOSHUA STEIN, JAMES H. TROGDON III, to Response to <u>264</u> Joint MOTION for Entry of Consent Decree / <i>Plaintiffs' and Executive Branch Defendants' Supplemental Joint Motion for Entry of a Consent Decree</i> filed by MANDY K. COHEN, ROY A. COOPER, III, MACHELLE SANDERS, JOSHUA STEIN, JAMES H. TROGDON III. (VYSOTSKAYA DE BRITO, OLGA) (Entered: 02/22/2019)