

**U.S. District Court
Middle District of Tennessee (Nashville)
CIVIL DOCKET FOR CASE #: 3:12-cv-00388**

Claybrooks et al v. American Broadcasting Companies, Inc. et al Date Filed: 04/18/2012
Assigned to: District Judge Aleta A. Trauger Date Terminated: 10/15/2012
Cause: 42:1981 Civil Rights Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Nathaniel Claybrooks

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Plaintiff

Christopher Johnson
*individually, on behalf of all others
similarly situated*

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Terrinell Lyons
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Zachary W. Best
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V.

Defendant

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Defendant

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(See above for address)
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Kenneth M. Bryant
(See above for address)
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Ryan A. Kurtz
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ATTORNEY TO BE NOTICED

Sarah C. Maxwell
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TERMINATED: 07/24/2012

Seth E. Pierce
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Shelby R. Grubbs
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T. Harold Pinkley
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TERMINATED: 08/10/2012

Defendant

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Junaid A. Odubeko
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TERMINATED: 08/10/2012

Ryan A. Kurtz
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T. Harold Pinkley
(See above for address)
TERMINATED: 08/10/2012

Defendant

NZK Productions, Inc.

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TERMINATED: 08/10/2012

Defendant

Michael Fleiss

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Junaid A. Odubeko
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T. Harold Pinkley
(See above for address)
TERMINATED: 08/10/2012

Date Filed	#	Docket Text
04/18/2012	<u>1</u>	CLASS ACTION COMPLAINT FOR DAMAGES filed by Christopher Johnson, Nathaniel Claybrooks. (Filing fee \$ 350) Summons issued. (Attachments: # <u>1</u> Civil Cover Sheet)(af) (Additional attachment(s) added on 4/18/2012: # <u>2</u> Summons) (rd). (Entered: 04/18/2012)
04/18/2012		Bar status for attys George Edward Barrett of TN, Byron R. Perkins & Terrinell Lyons of AL, and Cyrus Mehri, Michael P. Lieder & Zachary W. Best of DC verified as active this date. (rd) (Entered: 04/18/2012)
04/18/2012		NOTICE TO COUNSEL Byron R. Perkins and Terrinell Lyons of Perkins–Law, LLC, Birmingham, AL: WITHIN 20 DAYS (on or before 5/8/12), counsel shall file a Motion to Appear Pro Hac Vice, a Certificate of Good Standing signed by the Clerk of a United States District Court where admitted, and pay a fee of \$75.00 (LR 83.01(d)) (rd) (Entered: 04/18/2012)
04/18/2012		NOTICE TO COUNSEL Cyrus Mehri, Michael P. Lieder, and Zachary W. Best of Mehri & Skalet PLLC, Washington, DC: WITHIN 20 DAYS (on or before 5/8/12), counsel shall file a Motion to Appear Pro Hac Vice, a Certificate of Good Standing signed by the Clerk of a United States District Court where admitted, and pay a fee of \$75.00 (LR 83.01(d)) (rd) (Entered: 04/18/2012)
04/18/2012	<u>2</u>	NOTICE from USDC Clerk regarding Corporate Disclosure Statement requirement. (rd) (Entered: 04/18/2012)
04/18/2012	<u>3</u>	NOTICE of Initial Case Management Conference set for 3:30 p.m. on Monday, 6/18/12 in Chambers 825 before District Judge Aleta A. Trauger. (rd) (Entered: 04/18/2012)
04/19/2012	<u>4</u>	MOTION for attorney(s) Byron R. Perkins and Terrinell Lyons–Edwards to Appear Pro Hac Vice (Fee not paid–due within 20 days) by Nathaniel Claybrooks, Christopher Johnson. (Barrett, George) (Entered: 04/19/2012)
04/19/2012	<u>5</u>	CERTIFICATE OF GOOD STANDING of Attorney Byron R. Perkins from the United States District Court for the Northern District of Alabama filed by Nathaniel Claybrooks, Christopher Johnson. (Barrett, George) (Entered: 04/19/2012)
04/19/2012	<u>6</u>	CERTIFICATE OF GOOD STANDING of Attorney Terrinell Lyons–Edwards from the United States District Court for the Northern District of Alabama filed by Nathaniel Claybrooks, Christopher Johnson. (Barrett, George) (Entered: 04/19/2012)
04/23/2012	<u>7</u>	RECEIPT #34675021323 in the amount of \$150.00 posted by Nathaniel Claybrooks, Christopher Johnson re <u>4</u> Motion for Attys Byron R. Perkins and Terrinell Lyons–Edwards to Appear Pro Hac Vice. (rd) (Entered: 04/23/2012)
04/25/2012	<u>8</u>	ORDER: Plt's <u>4</u> Motion for Attys Byron R. Perkins and Terrinell Lyons–Edwards to Appear Pro Hac Vice is GRANTED. Signed by District Judge Aleta A. Trauger on 4/25/12. (rd) (Entered: 04/25/2012)
04/27/2012	<u>9</u>	SUMMONS returned executed by Christopher Johnson, Nathaniel Claybrooks. NZK Productions, Inc. served on 4/23/2012. (Attachments: # <u>1</u> Attachment Cert. Mail Return Receipt– NZK Productions, Inc.)(Barrett, George) (Entered: 04/27/2012)
04/27/2012	<u>10</u>	SUMMONS returned executed by Christopher Johnson, Nathaniel Claybrooks. Warner Horizon Television, Inc. served on 4/23/2012. (Attachments: # <u>1</u> Attachment Cert. Mail Return Receipt– Warner Horizon Television, Inc.)(Barrett, George) (Entered: 04/27/2012)
04/30/2012	<u>11</u>	SUMMONS returned executed by Christopher Johnson, Nathaniel Claybrooks. Michael Fleiss served on 4/23/2012. (Attachments: # <u>1</u> Attachment Cert. U.S. Mail Return Receipt– Michael Fleiss)(Barrett, George) (Entered: 04/30/2012)
04/30/2012	<u>12</u>	SUMMONS returned executed by Christopher Johnson, Nathaniel Claybrooks. Next Entertainment, Inc. served on 4/23/2012. (Attachments: # <u>1</u> Attachment Cert. U.S. Mail Return Receipt– NEXT Entertainment, Inc.)(Barrett, George) (Entered: 04/30/2012)

		04/30/2012)
05/07/2012	<u>13</u>	SUMMONS returned executed by Christopher Johnson, Nathaniel Claybrooks. American Broadcasting Companies, Inc. served on 5/7/2012. (Barrett, George) (Entered: 05/07/2012)
05/07/2012	<u>14</u>	NOTICE of Appearance by Scott P. Tift on behalf of Nathaniel Claybrooks, Christopher Johnson (Tift, Scott) (Entered: 05/07/2012)
05/07/2012	<u>15</u>	MOTION for attorney(s) Cyrus Mehri, Michael P. Lieder and Zachary W. Best to Appear Pro Hac Vice (paid \$225 PHV fee; receipt number 0650-1289062) by Nathaniel Claybrooks, Christopher Johnson. (Barrett, George) (Entered: 05/07/2012)
05/07/2012	<u>16</u>	CERTIFICATE OF GOOD STANDING of Attorney Cyrus Mehri from the United States District Court for the District of Columbia filed by Nathaniel Claybrooks, Christopher Johnson. (Barrett, George) (Entered: 05/07/2012)
05/07/2012	<u>17</u>	CERTIFICATE OF GOOD STANDING of Attorney Michael Lieder from the United States District Court for the District of Columbia filed by Nathaniel Claybrooks, Christopher Johnson. (Barrett, George) (Entered: 05/07/2012)
05/07/2012	<u>18</u>	CERTIFICATE OF GOOD STANDING of Attorney Zachary Best from the United States District Court for the Eastern District of Virginia filed by Nathaniel Claybrooks, Christopher Johnson. (Barrett, George) (Entered: 05/07/2012)
05/07/2012	<u>19</u>	NOTICE of Appearance by Sarah C. Maxwell on behalf of American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Maxwell, Sarah) (Entered: 05/07/2012)
05/08/2012		Bar status for attys Sarah Maxwell, Junaid Odubeko, and T. Harold Pinkley of TN verified as active this date. (rd) (Entered: 05/08/2012)
05/08/2012	<u>20</u>	ORDER: Pltfs' <u>15</u> Motion for Attys Cyrus Mehri, Michael P. Lieder, and Zachary W. Best to Appear Pro Hac Vice is GRANTED. Signed by District Judge Aleta A. Trauger on 5/8/12. (rd) (Entered: 05/08/2012)
05/08/2012	<u>21</u>	Joint MOTION for Extension of Time to File Answer <i>or Otherwise Respond</i> by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Attachments: # <u>1</u> Proposed Order)(Maxwell, Sarah) (Entered: 05/08/2012)
05/09/2012	<u>22</u>	ORDER: Defts' <u>21</u> Joint Motion to Extend Deadlines to Respond is GRANTED. American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., and Warner Horizon Television, Inc. shall have through 6/14/12 to respond to Complaint. Signed by District Judge Aleta A. Trauger on 5/9/12. (rd) (Entered: 05/09/2012)
05/10/2012	<u>23</u>	MOTION for attorney(s) Adam Levin to Appear Pro Hac Vice (Fee not paid—due within 20 days) by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Attachments: # <u>1</u> Proposed Order)(Pinkley, T.) (Entered: 05/10/2012)
05/10/2012	<u>24</u>	CERTIFICATE OF GOOD STANDING of Attorney Adam Levin from the United States District Court for the Central District of California filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Pinkley, T.) (Entered: 05/10/2012)
05/10/2012	<u>25</u>	MOTION for attorney(s) Seth E. Pierce to Appear Pro Hac Vice (Fee not paid—due within 20 days) by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Attachments: # <u>1</u> Proposed Order)(Pinkley, T.) (Entered: 05/10/2012)
05/10/2012	<u>26</u>	CERTIFICATE OF GOOD STANDING of Attorney Seth E. Pierce from the United States District Court for the Central District of California filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Pinkley, T.) (Entered: 05/10/2012)

		05/10/2012)
05/11/2012		Bar status for attys Adam Levin and Seth E. Pierce of CA verified as active this date. (rd) (Entered: 05/11/2012)
05/11/2012	<u>27</u>	RECEIPT #34675021629 in the amount of \$75.00 posted by defts re <u>23</u> Motion for atty Adam Levin to Appear Pro Hac Vice. RECEIPT #34675021630 in the amount of \$75.00 posted by defts re <u>25</u> Motion for atty Seth E. Pierce to Appear Pro Hac Vice. (rd) (Entered: 05/11/2012)
05/14/2012	<u>28</u>	ORDER: Pltfs' <u>23</u> Motion for Atty Adam Levin to Appear Pro Hac Vice is GRANTED. Signed by District Judge Aleta A. Trauger on 5/14/12. (rd) (Entered: 05/14/2012)
05/14/2012	<u>29</u>	ORDER: Pltfs' <u>25</u> Motion for Atty Seth E. Pierce to Appear Pro Hac Vice is GRANTED. Signed by District Judge Aleta A. Trauger on 5/14/12. (rd) (Entered: 05/14/2012)
06/01/2012	<u>30</u>	Joint MOTION to Continue <i>Case Management Conference and to Postpone Deadline to File Class Certification Motion</i> by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Tift, Scott) (Entered: 06/01/2012)
06/01/2012	<u>31</u>	APPENDIX filed by All Parties re <u>30</u> Motion to Continue.. (Attachments: # <u>1</u> Attachment Case law)(Tift, Scott) (Entered: 06/01/2012)
06/04/2012	<u>32</u>	ORDER: The parties' <u>30</u> Joint Motion Requesting a Continuance of the Case Management Conference and to Postpone Deadline to File Class Certification Motion is GRANTED. The deadline for the filing of the class certification motion is STAYED, pending further order of the court. The ICMC is CONTINUED, to be reset at a later time. Signed by District Judge Aleta A. Trauger on 6/4/12. (rd) Modified on 6/4/2012 (rd). (Entered: 06/04/2012)
06/13/2012	<u>33</u>	NOTICE of Appearance by Kenneth M. Bryant on behalf of American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Bryant, Kenneth) (Entered: 06/13/2012)
06/14/2012	<u>34</u>	AMENDED COMPLAINT <i>FIRST AMENDED CLASS ACTION COMPLAINT FOR DAMAGES</i> against All Defendants, filed by Christopher Johnson, Nathaniel Claybrooks.(Barrett, George) (Entered: 06/14/2012)
06/14/2012		Bar status for atty Kenneth M. Bryant of TN verified as active this date. (rd) (Entered: 06/14/2012)
06/26/2012	<u>35</u>	NOTICE of Appearance by Shelby R. Grubbs on behalf of All Defendants (Grubbs, Shelby) (Entered: 06/26/2012)
06/28/2012	<u>36</u>	MOTION for Leave to file Physical Evidence (Digital Video Disc, or DVD in support of certain motion papers and a Request For Judicial Notice) (<i>UNOPPOSED</i>) by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Attachments: # <u>1</u> Proposed Order Exhibit 1 to Motion for Leave to File Physical Evidence (Digital Video Disc, or DVD))(Grubbs, Shelby) (Entered: 06/28/2012)
06/28/2012	<u>37</u>	MEMORANDUM in Support of <u>36</u> MOTION for Leave to file Physical Evidence (Digital Video Disc, or DVD in support of certain motion papers and a Request For Judicial Notice) (<i>UNOPPOSED</i>) MOTION for Leave to file Physical Evidence (Digital Video Disc, or DVD in support of certain motion papers and a Request For Judicial Notice) (<i>UNOPPOSED</i>) filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Grubbs, Shelby) (Entered: 06/28/2012)
06/28/2012	<u>38</u>	MOTION to Dismiss <i>Amended Complaint</i> by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Grubbs, Shelby) (Entered: 06/28/2012)

06/28/2012	<u>39</u>	REQUEST for Judicial Notice in Support of <u>38</u> MOTION to Dismiss Amended Complaint and <u>45</u> Alternative Motion to Strike Request for Injunctive Relief and Class Allegations, by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Attachments: # <u>1</u> Exhibits 1–5I, # <u>2</u> Exhibits 5J–6)(Grubbs, Shelby) Modified on 7/2/2012 (rd). (Entered: 06/28/2012)
06/28/2012	<u>40</u>	APPENDIX filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>39</u> Request for Judicial Notice. (Attachment: # <u>1</u> Case law)(Grubbs, Shelby) Modified on 7/2/2012 (rd). (Entered: 06/28/2012)
06/28/2012	<u>41</u>	DECLARATION of Andrew S. Fleischer filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>39</u> REQUEST for Judicial Notice re <u>38</u> Motion to Dismiss Amended Complaint. (Grubbs, Shelby) Modified on 7/2/2012 (rd). (Entered: 06/28/2012)
06/28/2012	<u>42</u>	MEMORANDUM in Support of <u>38</u> MOTION to Dismiss <i>Amended Complaint</i> filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Grubbs, Shelby) (Entered: 06/28/2012)
06/28/2012	<u>43</u>	APPENDIX filed by All Defendants re <u>42</u> Memorandum in Support, <u>38</u> Motion to Dismiss. (Grubbs, Shelby) (Entered: 06/28/2012)
06/28/2012	<u>44</u>	APPENDIX filed by All Defendants re <u>42</u> Memorandum in Support, <u>38</u> Motion to Dismiss, <u>43</u> Appendix. (Grubbs, Shelby) (Entered: 06/28/2012)
06/28/2012	<u>45</u>	ALTERNATIVE MOTION to Strike <u>34</u> Request for Injunctive Relief and Class Allegations, by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 7/2/2012 (rd). (Entered: 06/28/2012)
06/28/2012	<u>46</u>	NOTICE of Filing by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>45</u> MOTION to Strike <u>34</u> Amended Complaint <i>Class Allegations and Prayer for Injunctive Relief</i> MOTION to Strike <u>34</u> Amended Complaint <i>Class Allegations and Prayer for Injunctive Relief</i> (Attachments: # <u>1</u> Exhibit Proposed Amended Complaint with Allegations Stricken)(Grubbs, Shelby) (Entered: 06/28/2012)
06/28/2012	<u>47</u>	MEMORANDUM in Support of <u>45</u> ALTERNATIVE MOTION to Strike, filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 7/2/2012 (rd). (Entered: 06/28/2012)
06/28/2012	<u>48</u>	APPENDIX filed by All Defendants re <u>47</u> Memorandum in Support, <u>45</u> Motion to Strike., (Attachments: # <u>1</u> Attachment Case law)(Grubbs, Shelby) (Entered: 06/28/2012)
06/29/2012	<u>49</u>	ORDER granting <u>36</u> Motion for Leave to to file Physical Evidence. Signed by District Judge Aleta A. Trauger on 6/29/12. (dt) (Entered: 06/29/2012)
06/29/2012	<u>50</u>	ORDER: Defendants are given leave to file a DVD and that the Clerks office will accept that filing. Signed by District Judge Aleta A. Trauger on 6/29/12. (dt) (Entered: 06/29/2012)
06/29/2012	<u>51</u>	ORDER: By 7/6/2012, the parties shall file a position statement, indicating whether or not they believe this <u>38</u> Motion to Dismiss should be converted to a motion for summary judgment under Rule 12(d), FED. R. CIV. P. Signed by District Judge Aleta A. Trauger on 6/29/12. (dt) Modified on 7/2/2012 (rd). (Entered: 06/29/2012)
06/29/2012	<u>52</u>	NOTICE of Filing by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>50</u> Order <i>Defendants' Notice of Filing Physical Evidence (DVDs)</i> (Grubbs, Shelby) (Entered: 06/29/2012)

06/29/2012		NOTICE of Manual Filing by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>50</u> Order. DVDs received in Clerk's Office this date and forwarded to chambers. (rd) (Entered: 07/02/2012)
07/03/2012	<u>53</u>	MOTION to Stay Response Deadlines to Pending Motions re <u>51</u> Order, by Nathaniel Claybrooks. Christopher Johnson. (Tift, Scott) Modified on 7/5/2012 (rd). (Entered: 07/03/2012)
07/05/2012	<u>54</u>	ORDER: Pltfs' <u>53</u> Motion to Stay Response Deadlines Pending the Court's Determination of Whether Defts' Motion to Dismiss Shall Proceed as a Summary Judgment Motions is GRANTED. Signed by District Judge Aleta A. Trauger on 7/5/12. (rd) (Entered: 07/05/2012)
07/06/2012	<u>55</u>	Position Statement Regarding Rule 12(d) Conversion filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>51</u> Order. (Grubbs, Shelby) Modified on 7/9/2012 (rd). (Entered: 07/06/2012)
07/06/2012	<u>56</u>	APPENDIX of Cases Cited in <u>55</u> Position Statement Regarding Rule 12(d) Conversion, filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 7/9/2012 (rd). (Entered: 07/06/2012)
07/06/2012	<u>57</u>	Position Statement on Converting Motion to Dismiss into a Motion for Summary Judgment, filed by Nathaniel Claybrooks, Christopher Johnson re <u>51</u> Order. (Attachment: # <u>1</u> Attachment Unpublished cases)(Tift, Scott) Modified on 7/9/2012 (rd). (Entered: 07/06/2012)
07/09/2012	<u>58</u>	ORDER: The court declines to convert the pending Motion to Dismiss to a motion for summary judgment. Pltfs shall respond to the <u>38</u> Motion to Dismiss and <u>45</u> Alternative Motion to Strike Request for Injunctive Relief and Class Allegations by 7/27/12. Signed by District Judge Aleta A. Trauger on 7/9/12. (rd) (Entered: 07/09/2012)
07/20/2012	<u>59</u>	MOTION to Change Venue <i>Transfer to C.D. of California</i> by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>60</u>	MEMORANDUM in Support of <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>61</u>	REQUEST for Judicial Notice with attached Exhibit 1 re <u>59</u> MOTION to Transfer to C.D. of California by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 7/23/2012 (rd). (Entered: 07/20/2012)
07/20/2012	<u>62</u>	APPENDIX filed by All Defendants re <u>59</u> Motion to Change Venue. (Attachments: # <u>1</u> Attachment Case Law)(Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>63</u>	DECLARATION of Michael Fleiss filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>64</u>	DECLARATION of Martin Hilton filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>65</u>	DECLARATION of Brooke Karzen filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)

07/20/2012	<u>66</u>	DECLARATION of Robyn Kass filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>67</u>	DECLARATION of Lacey Pemberton filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>68</u>	DECLARATION of Seth Pierce filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>69</u>	DECLARATION of John Saade filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)
07/20/2012	<u>70</u>	DECLARATION of Roz Taylor-Jordan filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re: <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . (Grubbs, Shelby) (Entered: 07/20/2012)
07/23/2012		Notice to filer Shelby Grubbs re <u>62</u> , <u>63</u> , <u>64</u> , <u>65</u> , <u>66</u> , <u>67</u> , <u>68</u> , <u>69</u> , <u>70</u> : Pursuant to Local Rule 5.01, all things filed with the Court that are required to be served upon a party shall include a certificate of service identifying by name the person served, what was served, method of service and date of service. Please FILE a Certificate of Service for these documents. (rd) (Entered: 07/23/2012)
07/23/2012	<u>71</u>	CERTIFICATE Certificate of Service – Appendix filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re Docket Annotation, <u>62</u> Appendix filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>72</u>	CERTIFICATE Certificate of Service – Fleiss Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re Docket Annotation, <u>63</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>73</u>	CERTIFICATE Certificate of Service – Hilton Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re Docket Annotation, <u>64</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>74</u>	CERTIFICATE Certificate of Service – Karzen Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>65</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>75</u>	CERTIFICATE Certificate of Service – Kass Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>66</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>76</u>	CERTIFICATE Certificate of Service – Pemberton Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next

		Entertainment, Inc., Warner Horizon Television, Inc. re <u>67</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>77</u>	CERTIFICATE Certificate of Service – Pierce Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>68</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>78</u>	CERTIFICATE Certificate of Service – Saade Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>69</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/23/2012	<u>79</u>	CERTIFICATE Certificate of Service – Taylor–Jordan Declaration filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>70</u> Declaration, filed by Next Entertainment, Inc., NZK Productions, Inc., Warner Horizon Television, Inc., Michael Fleiss, American Broadcasting Companies, Inc.. (Grubbs, Shelby) (Entered: 07/23/2012)
07/24/2012	<u>80</u>	UNOPPOSED MOTION for Leave to File Consolidated Response to Defendants' Motions by Nathaniel Claybrooks, Christopher Johnson. (Tift, Scott) Modified on 7/25/2012 (rd). (Entered: 07/24/2012)
07/24/2012	<u>81</u>	JOINT MOTION Requesting Extension and Leave to File Reply Briefs re <u>45</u> MOTION to Strike, <u>38</u> MOTION to Dismiss by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 7/25/2012 (rd). (Entered: 07/24/2012)
07/25/2012	<u>82</u>	ORDER: Pltfs' <u>80</u> Unopposed Motion for Leave to File Consolidated Response to Motion to Dismiss and Alternative Motion to Strike is GRANTED. Signed by District Judge Aleta A. Trauger on 7/25/12. (rd) (Entered: 07/25/2012)
07/25/2012	<u>83</u>	ORDER: The parties' <u>81</u> Joint Motion Requesting Extension and Leave to File Reply Briefs is GRANTED. Signed by District Judge Aleta A. Trauger on 7/25/12. (rd) (Entered: 07/25/2012)
07/27/2012	<u>84</u>	MEMORANDUM of Law in Opposition to <u>35</u> Motion to Dismiss and <u>45</u> Alternative Motion to Strike filed by Nathaniel Claybrooks, Christopher Johnson. (Attachment: # <u>1</u> Attachment Unpublished caselaw)(Barrett, George) Modified on 7/30/2012 (rd). (Entered: 07/27/2012)
08/02/2012	<u>85</u>	Joint MOTION for Extension of Time to File Response/Reply as to <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California and to Set Discovery Schedule</i> by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Attachments: # <u>1</u> Proposed Order Granting Joint Motion)(Tift, Scott) (Entered: 08/02/2012)
08/03/2012	<u>86</u>	ORDER granting <u>85</u> Motion for Extension of Time to File Response to <u>59</u> MOTION to Change Venue <i>Transfer to C.D. of California</i> . Plaintiffs' deadline to respond to Defendants' Motion to Transfer Venue is hereby indefinitely continued. (SEE ORDER FOR OTHER DEADLINES). Signed by District Judge Aleta A. Trauger on 8/3/12. (dt) (Entered: 08/03/2012)
08/09/2012	<u>87</u>	NOTICE of Appearance by Ryan A. Kurtz on behalf of All Defendants (Kurtz, Ryan) (Entered: 08/09/2012)
08/09/2012	<u>88</u>	MOTION to Withdraw as Attorney (<i>unopposed</i>) by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Attachments: # <u>1</u> Exhibit A, correspondence # <u>2</u>

		Exhibit B, correspondence # <u>3</u> Proposed Order Granting Unopposed Motion to Withdraw as Counsel for Defendants)(Grubbs, Shelby) Modified on 8/10/2012 (rd). (Entered: 08/09/2012)
08/10/2012		Bar status for atty Ryan A. Kurtz of GA verified as active this date. (rd) (Entered: 08/10/2012)
08/10/2012	<u>89</u>	ORDER: Defts' <u>88</u> Unopposed Motion to Withdraw as Counsel is GRANTED. Attys Kenneth M. Bryant, T. Harold Pinkley, Junaid C. Odubeko, Lynda Hill, and Sarah C. Maxwell terminated. Signed by District Judge Aleta A. Trauger on 8/10/12. (rd) (Entered: 08/10/2012)
08/16/2012	<u>90</u>	Joint MOTION Set Deadlines Related to Defendants' Motion to Transfer Venue by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc.. (Attachments: # <u>1</u> Proposed Order Granting Motion)(Tift, Scott) (Entered: 08/16/2012)
08/17/2012	<u>91</u>	REPLY Memorandum in Support of <u>38</u> MOTION to Dismiss filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 8/20/2012 (rd). (Entered: 08/17/2012)
08/17/2012	<u>92</u>	APPENDIX filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>91</u> Reply Memorandum. (Attachment: # <u>1</u> Attachment Case Law)(Grubbs, Shelby) Modified on 8/20/2012 (rd). (Entered: 08/17/2012)
08/17/2012	<u>93</u>	REPLY Memorandum of Law in Support of <u>45</u> Alternative Motion to Strike Alternative Motion to Strike Request for Injunctive Relief and Class Allegations filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 8/20/2012 (rd). (Entered: 08/17/2012)
08/17/2012	<u>94</u>	APPENDIX filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>93</u> Reply Memorandum. (Attachment: # <u>1</u> Attachment –Case Law)(Grubbs, Shelby) Modified on 8/20/2012 (rd). (Entered: 08/17/2012)
08/20/2012	<u>95</u>	ORDER: The parties' <u>90</u> Joint Motion to Set Deadlines Related to Defts' Motion to Transfer Venue is GRANTED. Signed by District Judge Aleta A. Trauger on 8/20/12. (rd) (Entered: 08/20/2012)
09/10/2012	<u>96</u>	NOTICE of Filing by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. <i>Extension of Transfer Motion Deadlines</i> (Tift, Scott) (Entered: 09/10/2012)
09/14/2012	<u>97</u>	NOTICE of Filing by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. <i>Agreed Extension of Deadlines</i> (Tift, Scott) (Entered: 09/14/2012)
09/19/2012	<u>98</u>	NOTICE of Filing by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. <i>Extend Deadlines Concerning Motion to Transfer Venue</i> (Tift, Scott) (Entered: 09/19/2012)
09/20/2012	<u>99</u>	JOINT MOTION to Set Briefing Schedule re <u>59</u> MOTION to Transfer Venue to the Central District of California by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Tift, Scott) Modified on 9/21/2012 (rd). (Entered: 09/20/2012)
09/24/2012	<u>100</u>	ORDER: The parties' <u>99</u> Joint Motion to Set Briefing Schedule is GRANTED. Pltfs shall respond to defts' <u>59</u> Motion to Transfer Venue to the Central District of California by 10/23/12; defts may file a reply by 11/2/12. Signed by District Judge Aleta A. Trauger on 9/24/12. (DOCKET TEXT SUMMARY)

		ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(rd) (Entered: 09/24/2012)
10/15/2012	<u>101</u>	MEMORANDUM OF THE COURT. Signed by District Judge Aleta A. Trauger on 10/15/12. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(rd) (Entered: 10/15/2012)
10/15/2012	<u>102</u>	ORDER: For the reasons set forth in the accompanying Memorandum, defts' <u>38</u> Motion to Dismiss is GRANTED, and the associated <u>39</u> Motion for Judicial Notice is DENIED AS MOOT; defts' <u>45</u> Alternative Motion to Strike is DENIED AS MOOT; defts' <u>59</u> Motion to Transfer Venue and associated <u>61</u> Motion for Judicial Notice are DENIED AS MOOT; pltfs' claims are DISMISSED WITH PREJUDICE. Entry of this order shall constitute the judgment in this case. Signed by District Judge Aleta A. Trauger on 10/15/12. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(rd) (Entered: 10/15/2012)
10/15/2012	<u>103</u>	ENTRY OF JUDGMENT re <u>101</u> Memorandum of the Court, <u>102</u> Order. (rd) (Entered: 10/15/2012)
11/11/2012	<u>104</u>	MOTION to Alter Judgment <i>Pursuant to Rule 59(e)</i> by Nathaniel Claybrooks, Christopher Johnson. (Attachments: # <u>1</u> Proposed Order Granting Motion)(Barrett, George) (Entered: 11/11/2012)
11/11/2012	<u>105</u>	MOTION for Leave to Amend Complaint <i>Pursuant to Rule 15(a)</i> by Nathaniel Claybrooks, Christopher Johnson. (Attachments: # <u>1</u> Attachment Proposed Second Amended Complaint, # <u>2</u> Proposed Order Granting Motion)(Barrett, George) (Entered: 11/11/2012)
11/11/2012	<u>106</u>	MEMORANDUM in Support of <u>105</u> MOTION for Leave to Amend Complaint <i>Pursuant to Rule 15(a)</i> , <u>104</u> MOTION to Alter Judgment <i>Pursuant to Rule 59(e)</i> filed by Nathaniel Claybrooks, Christopher Johnson. (Attachments: # <u>1</u> Attachment Unpublished Case)(Barrett, George) (Entered: 11/11/2012)
11/11/2012	<u>107</u>	DECLARATION of Cyrus Mehri filed by Nathaniel Claybrooks, Christopher Johnson re: <u>105</u> MOTION for Leave to Amend Complaint <i>Pursuant to Rule 15(a)</i> , <u>104</u> MOTION to Alter Judgment <i>Pursuant to Rule 59(e)</i> . (Barrett, George) (Entered: 11/11/2012)
11/13/2012		Notice to filer George Barrett re <u>106</u> : Pursuant to Local Rule 5.01, all things filed with the Court that are required to be served upon a party shall include a certificate of service. Certificates of Service shall identify by name the person served, what was served, the method of service, and date of service. Please FILE a conformed Certificate of Service for this document. (rd) (Entered: 11/13/2012)
11/13/2012	<u>108</u>	CERTIFICATE of Service for Docket Entry Number 106 filed by Nathaniel Claybrooks, Christopher Johnson re <u>106</u> Memorandum in Support, filed by Christopher Johnson, Nathaniel Claybrooks. (Barrett, George) (Entered: 11/13/2012)
11/14/2012	<u>109</u>	ORDER: Defts' shall respond to <u>104</u> Motion to Alter or Amend Judgement, and <u>105</u> Motion for Leave to File Second Amended Complaint by 11/30/12. Signed by District Judge Aleta A. Trauger on 11/13/12. (DOCKET TEXT SUMMARY ONLY-ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(rd) (Entered: 11/14/2012)
11/19/2012	<u>110</u>	JOINT MOTION to Set Briefing Schedule re <u>104</u> , <u>105</u> , <u>109</u> by American Broadcasting Companies, Inc., Nathaniel Claybrooks, Michael Fleiss, Christopher Johnson, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Tift, Scott) Modified on 11/20/2012 (rd). (Entered: 11/19/2012)
11/20/2012	<u>111</u>	NOTICE of Filing by Nathaniel Claybrooks, Christopher Johnson re <u>105</u> MOTION for Leave to Amend Complaint <i>Pursuant to Rule 15(a) Substitute Second Amended Complaint</i> (Attachments: # <u>1</u> Attachment Proposed Second Amended Complaint, # <u>2</u> Exhibit A - Photographs of Bachelors and Bachelorettes, # <u>3</u> Exhibit B - Filed EEOC Charges, # <u>4</u> Exhibit C - EEOC Notices of Right-to-Sue)(Barrett, George) (Entered: 11/20/2012)

11/20/2012	<u>112</u>	ORDER: The parties' <u>110</u> Joint Motion to Set Briefing Schedule re <u>104</u> , <u>105</u> is GRANTED as requested. Signed by District Judge Aleta A. Trauger on 11/20/12. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(rd) (Entered: 11/20/2012)
12/10/2012	<u>113</u>	Combined Opposition to <u>104</u> MOTION to Amend/Alter Judgment and <u>105</u> Motion for Leave to File Second Amended Complaint filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. (Grubbs, Shelby) Modified on 12/11/2012 (rd). (Entered: 12/10/2012)
12/10/2012	<u>114</u>	APPENDIX filed by American Broadcasting Companies, Inc., Michael Fleiss, NZK Productions, Inc., Next Entertainment, Inc., Warner Horizon Television, Inc. re <u>113</u> Opposition to Motions. (Attachment: # <u>1</u> Exhibit Case Law)(Grubbs, Shelby) Modified on 12/11/2012 (rd). (Entered: 12/10/2012)
12/21/2012	<u>115</u>	REPLY filed by Nathaniel Claybrooks, Christopher Johnson to Combined Opposition to <u>104</u> Motion to Alter/Amend Judgment and <u>105</u> Motion for Leave to File Second Amended Complaint, filed by Christopher Johnson, Nathaniel Claybrooks. (Attachment: # <u>1</u> Attachment Unpublished Cases)(Tift, Scott) Modified on 12/26/2012 (rd). (Entered: 12/21/2012)
04/09/2013	<u>116</u>	MEMORANDUM. Signed by District Judge Aleta A. Trauger on 4/9/13. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 04/09/2013)
04/09/2013	<u>117</u>	ORDER: For the reasons stated in the accompanying Memorandum, the plaintiffs' Motion Pursuant to Rule 59 to Alter or Amend the Judgment <u>104</u> and the plaintiffs' Motion Pursuant to Rule 15(a) for Leave to File Attached Second Amended Complaint <u>105</u> are hereby DENIED. Signed by District Judge Aleta A. Trauger on 4/9/13. (DOCKET TEXT SUMMARY ONLY--ATTORNEYS MUST OPEN THE PDF AND READ THE ORDER.)(dt) (Entered: 04/09/2013)