

ASHMAN, PROTO, TERMED

United States District Court
Northern District of Illinois – CM/ECF LIVE, Ver 4.2 (Chicago)
CIVIL DOCKET FOR CASE #: 1:06-cv-02211

Grooms v. Maram
Assigned to: Honorable Rebecca R. Pallmeyer
Cause: 42:12101 Americans with Disabilities Act

Date Filed: 04/20/2006
Date Terminated: 06/13/2008
Jury Demand: None
Nature of Suit: 446 Civil Rights:
Americans with Disabilities – Other
Jurisdiction: Federal Question

Plaintiff

David Grooms

represented by **Karen I. Ward**
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ATTORNEY TO BE NOTICED

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V.

Defendant

Barry S Maram
*Director, Illinois Department of
Healthcare and Family Services,*

represented by **Karen Elaine Konieczny**
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V.

Respondent**Roberta Sue Coonrod**

represented by **Karen Elaine Konieczny**
 (See above for address)
LEAD ATTORNEY
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Christopher Samuel Gange
 (See above for address)
ATTORNEY TO BE NOTICED

John E. Huston
 (See above for address)
ATTORNEY TO BE NOTICED

Respondent**Barbara Ginder**

represented by **Karen Elaine Konieczny**
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LEAD ATTORNEY
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Christopher Samuel Gange
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John E. Huston
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Respondent**Canda Scott**

represented by **Karen Elaine Konieczny**
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Christopher Samuel Gange
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ATTORNEY TO BE NOTICED

John E. Huston
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/20/2006	<u>1</u>	COMPLAINT filed by Plaintiff David Grooms. (ar,) (Entered: 04/21/2006)
04/20/2006	<u>2</u>	CIVIL Cover Sheet (ar,) (Entered: 04/21/2006)
04/20/2006	<u>3</u>	ATTORNEY Appearance for Plaintiff David Grooms by Byron L. Mason. (ar,) (Entered: 04/21/2006)
04/20/2006	<u>5</u>	SUMMONS Issued, original and one copy, as to Defendant Barry S Maram. (ar,) (Entered: 04/21/2006)
04/24/2006	<u>6</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Status hearing set for 6/23/2006 at 09:00 AM, courtroom 2119. Mailed notice (etv,) (Entered: 04/24/2006)
05/15/2006	<u>7</u>	ATTORNEY Appearance for Defendant Barry S Maram by John E. Huston (Huston, John) (Entered: 05/15/2006)

05/15/2006	<u>8</u>	ATTORNEY Appearance for Defendant Barry S Maram by Christopher Samuel Gange (Gange, Christopher) (Entered: 05/15/2006)
05/15/2006	<u>9</u>	ATTORNEY Appearance for Defendant Barry S Maram by Karen Elaine Konieczny (Konieczny, Karen) (Entered: 05/15/2006)
05/15/2006	<u>10</u>	<i>DEFENDANT'S ANSWER to Complaint and AFFIRMATIVE DEFENSES</i> by Barry S Maram(Gange, Christopher) (Entered: 05/15/2006)
05/15/2006	<u>11</u>	ATTORNEY Appearance for Defendant Barry S Maram by John E. Huston (Huston, John) (Entered: 05/15/2006)
05/17/2006	<u>12</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Status hearing set for 6/23/2006 is stricken. The parties are directed to appear through lead counsel for a pretrial conference pursuant to Fed.R.Civ.P. 16 on 6/15/2006 at 09:00 AM. Counsel are requested promptly to meet face-to-face for a discussion of possible settlement and for preparation of a planning report. The form is accessible from the court's Internet site. Such report shall be submitted to Judge Pallmeyer in chambers no later than two business days prior to the conference. Mailed notice (etv,) (Entered: 05/17/2006)
06/15/2006	<u>13</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Rule 16 conference held on 6/15/2006. Plaintiff shall comply with FRCP(26)(a)(2) by 1/15/2007. Defendant shall comply with FRCP(26)(a)(2) by 2/26/2007. The parties shall tender any rebuttal reports by 3/26/2007. Discovery ordered closed by 4/27/2007. Dispositive motions with supporting memoranda due by 5/29/2007. Status hearing set for 9/7/2006 at 08:45 AM. Jury Trial set for 7/16/2007 at 09:30 AM. Mailed notice (etv,) (Entered: 06/15/2006)
06/19/2006	<u>14</u>	EXECUTIVE COMMITTEE ORDER:Case referred to Magistrate Judge Martin C. Ashman for settlement conference pursuant to Local Rule 72.1, signed by Judge Rebecca R. Pallmeyer on 06/15/06, signed by Executive Committee on 06/19/06. (See order for further detail). Mailed notice(ar,) (Entered: 06/21/2006)
07/13/2006	<u>15</u>	MINUTE entry before Judge Martin C. Ashman : Settlement Conference set for 8/28/2006 at 11:00 AM. in chambers 1366. All clients and parties with full authority to settle are to be physically present. Failure to have parties with full authority to settle present may result in the imposition of severe sanctions. (For further details see standing order on the court's web site at www.ilnd.uscourts.gov.) Mailed notice. (is,) (Entered: 07/13/2006)
08/28/2006	<u>16</u>	MINUTE entry before Judge Martin C. Ashman : Settlement conference held and continued to 9/28/2006 at 11:00 AM. Mailed notice. (is,) (Entered: 08/28/2006)
08/31/2006	<u>17</u>	MOTION by Defendant Barry S Maram for leave to file <i>Amended Answer to Plaintiff's Complaint</i> (Huston, John) (Entered: 08/31/2006)
08/31/2006	<u>18</u>	NOTICE of Motion by John E. Huston for presentment of motion for leave to file <u>17</u> before Honorable Rebecca R. Pallmeyer on 9/7/2006 at 08:45 AM. (Huston, John) (Entered: 08/31/2006)
09/05/2006	<u>19</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Defendant's motion for leave to amend his Answer to Plaintiff's complaint <u>17</u> is granted. Status hearing set for 9/7/2006 is stricken and reset to 10/5/2006 at 8:45. Mailed notice (ar,) (Entered: 09/06/2006)
09/06/2006	<u>20</u>	AMENDED Answer by Defendant Barry S Maram to <i>Plaintiff' Complaint & Defendant's Affirmative Defenses</i> (Huston, John) (Entered: 09/06/2006)
09/27/2006	<u>21</u>	MINUTE entry before Judge Martin C. Ashman : Settlement Conference reset to 10/13/2006 at 11:00 AM. Mailed notice. (is,) (Entered: 09/27/2006)
10/02/2006	<u>22</u>	MOTION by Defendant Barry S Maram to compel <i>Plaintiff's Answers to Defendant's First Set of Interrogatories</i> (Huston, John) (Entered: 10/02/2006)
10/02/2006	<u>23</u>	NOTICE of Motion by John E. Huston for presentment of motion to compel <u>22</u> before Honorable Rebecca R. Pallmeyer on 10/5/2006 at 08:45 AM. (Huston, John) (Entered: 10/02/2006)

10/05/2006	<u>24</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Status hearing held on 10/5/2006. Defendant's motion to compel Plaintiff's answers to Defendant's first set of interrogatories <u>22</u> is withdrawn without prejudice. Status hearing set for 12/5/2006 at 8:45. Mailed notice (ar,) (Entered: 10/12/2006)
10/13/2006	<u>25</u>	MINUTE entry before Judge Martin C. Ashman : Settlement conference held and continued to 10/27/2006 at 02:00 PM. Mailed notice. (is,) (Entered: 10/13/2006)
10/16/2006	<u>26</u>	MOTION by Defendant Barry S Maram for extension of time <i>to Respond to Plaintiff's First Production Request to Defendant</i> (Gange, Christopher) (Entered: 10/16/2006)
10/16/2006	<u>27</u>	NOTICE of Motion by Christopher Samuel Gange for presentment of motion for extension of time <u>26</u> before Honorable Rebecca R. Pallmeyer on 10/18/2006 at 08:45 AM. (Gange, Christopher) (Entered: 10/16/2006)
10/17/2006	<u>28</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Defendant's motion to enlarge time to respond to Plaintiff's first production request to Defendant <u>22</u> <u>26</u> granted to and including 11/6/2006. Mailed notice (ar,) (Entered: 10/18/2006)
10/27/2006	<u>29</u>	MINUTE entry before Judge Martin C. Ashman : Settlement conference held on 10/27/2006. No notice. (is,) (Entered: 10/27/2006)
10/30/2006	<u>30</u>	MINUTE entry before Judge Martin C. Ashman : Settlement Conference continued to 11/30/2006 at 02:00 PM. Mailed notice. (is,) (Entered: 10/30/2006)
11/17/2006	<u>33</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Defendant's motion to enlarge time to respond to Plaintiff's first set of interrogatories to Defendant <u>31</u> granted to and including 12/8/06. Mailed notice (ar,) (Entered: 11/28/2006)
11/22/2006	<u>31</u>	MOTION by Defendant Barry S Maram for extension of time <i>to Respond to Plaintiff's First Set of Interrogatories to Defendant</i> (Gange, Christopher) (Entered: 11/22/2006)
11/22/2006	<u>32</u>	NOTICE of Motion by Christopher Samuel Gange for presentment of motion for extension of time <u>31</u> before Honorable Rebecca R. Pallmeyer on 12/5/2006 at 08:45 AM. (Gange, Christopher) (Entered: 11/22/2006)
11/30/2006	<u>34</u>	MINUTE entry before Judge Martin C. Ashman : Settlement conference held on 11/30/2006 – unsuccessful. Mailed notice. (is,) (Entered: 11/30/2006)
11/30/2006	<u>35</u>	MINUTE entry before Judge Martin C. Ashman : All matters relating to the referral of this action having been resolved, the case is returned to the assigned judge. Judge Martin C. Ashman no longer referred to the case. Mailed notice (is,) (Entered: 11/30/2006)
12/05/2006	<u>36</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Status hearing held on 12/5/2006. Status hearing set for 1/29/2007 at 09:00 AM. Mailed notice (etv,) (Entered: 12/05/2006)
01/29/2007	<u>37</u>	MINUTE entry before Judge Rebecca R. Pallmeyer :Status hearing held on 1/29/2007. Status hearing set for 4/25/2007 at 09:00 AM.Mailed notice (etv,) (Entered: 01/29/2007)
02/26/2007	<u>38</u>	MOTION by Defendant Barry S Maram for extension of time <i>to Produce Expert Disclosures under FRCP 26(a)(2)</i> (Huston, John) (Entered: 02/26/2007)
02/26/2007	<u>39</u>	NOTICE of Motion by John E. Huston for presentment of extension of time <u>38</u> before Honorable Rebecca R. Pallmeyer on 3/6/2007 at 08:45 AM. (Huston, John) (Entered: 02/26/2007)
02/28/2007	<u>40</u>	ATTORNEY Appearance for Plaintiff David Grooms by Karen I. Ward (Ward, Karen) (Entered: 02/28/2007)
03/05/2007	<u>41</u>	MINUTE entry before Judge Rebecca R. Pallmeyer :Defendant's motion to enlarge time to produce expert disclosures under FRCP 26(a)(2) <u>38</u> granted to and including 3/19/07.Mailed notice (eav,) (Entered: 03/06/2007)
03/13/2007	<u>42</u>	MOTION by Plaintiff David Grooms for preliminary injunction. (ar,) (Entered: 03/14/2007)

03/13/2007	<u>43</u>	NOTICE of Motion by Plaintiff David Grooms for presentment of his motion for injunction <u>42</u> before Honorable Rebecca R. Pallmeyer on 3/28/2007 at 08:45 AM. (ar,) (Entered: 03/14/2007)
03/27/2007	<u>44</u>	OBJECTIONS to Plaintiff's Motion for Preliminary Injunction (Huston, John) (Entered: 03/27/2007)
03/28/2007	<u>45</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Plaintiff's motion for preliminary injunction <u>42</u> entered and continued to 4/16/2007 at 9:30. Within seven (7) days, Plaintiff to submit affidavits of his three proposed preliminary injunction hearing witnesses. Defendant's response, if any, 7 days thereafter. Status hearing set for 4/16/2007 at 9:30. (ar,) (Entered: 03/29/2007)
04/05/2007	<u>46</u>	NOTICE by David Grooms of Withdrawal of Plaintiff's Motion for Preliminary Injunction (Attachments: # <u>1</u> Certificate of Service)(Ward, Karen) (Entered: 04/05/2007)
04/10/2007	<u>47</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Plaintiff's motion for preliminary injunction <u>42</u> is withdrawn. Status hearing set for 4/16/2007 is stricken and reset to 5/31/2007 at 9:00. (ar,) (Entered: 04/11/2007)
04/17/2007	<u>48</u>	INCORRECT document linked. (Mason, Byron). Modified on 4/18/2007 (ar,). (Entered: 04/17/2007)
04/17/2007	<u>49</u>	NOTICE of Motion by Byron L. Mason for presentment of motion for extension of time to complete discovery <u>48</u> before Honorable Rebecca R. Pallmeyer on 4/23/2007 at 08:45 AM. (Mason, Byron) (Entered: 04/17/2007)
04/18/2007	<u>50</u>	MOTION by Plaintiff David Grooms for extension of time to complete discovery (Mason, Byron) (Entered: 04/18/2007)
04/18/2007	<u>51</u>	NOTICE of Motion by Byron L. Mason for presentment of motion for extension of time to complete discovery <u>50</u> before Honorable Rebecca R. Pallmeyer on 4/23/2007 at 08:45 AM. (Mason, Byron) (Entered: 04/18/2007)
04/18/2007	<u>52</u>	NOTICE of Correction regarding Plaintiff's motion for extension of time to complete discovery <u>48</u> . (ar,) (Entered: 04/18/2007)
04/18/2007	<u>53</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Motion for extension of time <u>48</u> was filed in error and should be terminated. Mailed notice (ar,) Modified on 4/19/2007 (ar,). (Entered: 04/19/2007)
04/19/2007	<u>54</u>	Re-Notice of Motion NOTICE of Motion by Byron L. Mason for presentment of motion for extension of time to complete discovery <u>50</u> before Honorable Rebecca R. Pallmeyer on 4/24/2007 at 08:45 AM. (Mason, Byron) (Entered: 04/19/2007)
04/20/2007	<u>55</u>	OBJECTIONS by Barry S Maram to MOTION by Plaintiff David Grooms for extension of time to complete discovery <u>50</u> (Attachments: # <u>1</u> Exhibit A and B)(Koniczny, Karen) (Entered: 04/20/2007)
04/24/2007	<u>56</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Plaintiff's motion for enlargement of time to complete discovery and to produce expert disclosures <u>50</u> granted in part and denied in part. Plaintiff may disclose his expert on or before May 7, 2007. Defendant has leave to depose Plaintiff's expert and submit a report in response by 5/28/2007. The motion is otherwise denied. Status hearing set for 5/31/2007 at 9:00 to stand. (ar,) (Entered: 04/24/2007)
05/18/2007	<u>57</u>	MOTION by Plaintiff David Grooms to reassign case <i>Motion for Referral Back to Magistrate Judge Ashman for Further Settlement Conference</i> (Mason, Byron) (Entered: 05/18/2007)
05/18/2007	<u>58</u>	Notice of Motion re: <i>Motion for Referral Back to Magistrate Ashman for Further Settlement Conference</i> NOTICE of Motion by Byron L. Mason for presentment of motion to reassign case <u>57</u> before Honorable Rebecca R. Pallmeyer on 5/24/2007 at 08:45 AM. (Mason, Byron) (Entered: 05/18/2007)
05/21/2007	<u>59</u>	OBJECTIONS by Barry S Maram to MOTION by Plaintiff David Grooms to reassign case <i>Motion for Referral Back to Magistrate Judge Ashman for Further Settlement Conference</i> <u>57</u> (Huston, John) (Entered: 05/21/2007)

05/24/2007	<u>60</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Plaintiff's motion to reassign case for referral back to Magistrate Judge Ashman for further settlement conference (57) is denied, but the court directs the parties to confirm in writing within seven days that they have again attempted to resolve the case. Plaintiff to prepare a proposed draft final pretrial order by 6/18/2007; Joint Final Pretrial Order due 6/29/2007. The status hearing set for 5/31/2007 is stricken.Mailed notice (slb,) (Entered: 05/24/2007)
05/29/2007	<u>61</u>	MOTION by Plaintiff David Grooms for partial summary judgment (Ward, Karen) (Entered: 05/29/2007)
05/29/2007	<u>62</u>	<i>Memorandum in Support of Plaintiff's Motion for Partial Summary Judgment</i> (Attachments: # <u>1</u> Exhibit Exhibit A: Complaint# <u>2</u> Exhibit Exhibit B: Amended Answer# <u>3</u> Exhibit Exhibit C: Menenberg Report# <u>4</u> Exhibit Exhibit D: Sidell Decision)(Ward, Karen) Modified on 5/31/2007 (mb,). (Entered: 05/29/2007)
05/29/2007	<u>63</u>	<i>Plaintiff's Rule 56.1(a)(3) Statement of Material Facts</i> (Ward, Karen) Modified on 5/31/2007 (mb,). (Entered: 05/29/2007)
05/29/2007	<u>64</u>	NOTICE of Motion by Karen I. Ward for presentment of before Honorable Rebecca R. Pallmeyer on 6/4/2007 at 08:45 AM. (Ward, Karen) Modified on 5/31/2007 (mb,). (Entered: 05/29/2007)
05/29/2007	<u>65</u>	CERTIFICATE of Service by Plaintiff David Grooms regarding MOTION by Plaintiff David Grooms for partial summary judgment <i>Plaintiff's Rule 56.1(a)(3) Statement of Material Facts</i> <u>63</u> , MOTION by Plaintiff David Grooms for partial summary judgment <u>61</u> , notice of motion <u>64</u> , MOTION by Plaintiff David Grooms for partial summary judgment <i>Memorandum in Support of Plaintiff's Motion for Partial Summary Judgment</i> <u>62</u> (Ward, Karen) (Entered: 05/29/2007)
05/30/2007	<u>66</u>	MOTION by Plaintiff David Grooms for partial summary judgment <i>Corrected Rule 56.1(a)(3) Statement of Material Facts</i> (Ward, Karen) (Entered: 05/30/2007)
05/30/2007	<u>67</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Plaintiffs original Rule 56.1 statement has been amended; the original version (63) is therefore stricken as moot. The amended Rule 56.1 statement and a memorandum in support of Plaintiffs motion for summary judgment were docketed in error as motions. These documents (62, 66) will remain pending in support of Plaintiffs motion for summary judgment, but the Clerk is directed to terminate their status as motions. (mb,) (Entered: 05/31/2007)
06/04/2007	<u>68</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Response to Plaintiff's motion for partial summary judgment <u>61</u> to be filed by or on 6/20/2007; reply 6/29/2007. Ruling set for 7/10/2007 at 9:00. Final Pretrial Order extended to 7/16/2007. Jury trial set for 7/16/2007 is stricken. Bench trial set for 7/19/2007 at 9:30. Mailed notice (mb,) (Entered: 06/05/2007)
06/08/2007	<u>69</u>	MOTION by Defendant Barry S MaramLeave to Serve Requests to Admit and Shorten the Time for Response (Huston, John) (Entered: 06/08/2007)
06/08/2007	<u>70</u>	NOTICE of Motion by John E. Huston for presentment of motion for miscellaneous relief <u>69</u> before Honorable Rebecca R. Pallmeyer on 6/12/2007 at 08:45 AM. (Huston, John) (Entered: 06/08/2007)
06/11/2007	<u>71</u>	RESPONSE by David Groomsin Opposition to MOTION by Defendant Barry S MaramLeave to Serve Requests to Admit and Shorten the Time for Response <u>69</u> <i>Plaintiff Opposition to Defendant Motion for Leave to Serve 75 Requests to Admit After the Close of Discovery and to Shorten Plaintiff's Time in Response</i> (Mason, Byron) (Entered: 06/11/2007)
06/11/2007	<u>72</u>	NOTICE by David Grooms re response in opposition to motion, <u>71</u> <i>Notice of Filing re: Plaintiff's Opposition to Defendant's Motion for Leave to Serve 75 Requests to Admit After the Close of Discovery and to Shorten Plaintiff's Time for Response</i> (Mason, Byron) (Entered: 06/11/2007)
06/12/2007	<u>73</u>	MINUTE entry before Judge Rebecca R. Pallmeyer :Defendant's motion for leave to serve requests to admit and shorten the time for response <u>69</u> is denied. Mailed notice (air,) (Entered: 06/12/2007)

06/19/2007	<u>74</u>	Defendant's Rule 26(a)(3) Pretrial Disclosures by Barry S Maram (Gange, Christopher) (Entered: 06/19/2007)
06/20/2007	<u>75</u>	RESPONSE by Defendant Barry S Maram to <i>Plaintiff's Rule 56.1(a)(3) Statement of Material Facts</i> (Konieczny, Karen) (Entered: 06/20/2007)
06/20/2007	<u>76</u>	RESPONSE by Barry S Maramin Opposition to MOTION by Plaintiff David Grooms for partial summary judgment <u>61</u> (Konieczny, Karen) (Entered: 06/20/2007)
06/20/2007	<u>77</u>	Defendant's Exhibits and Supporting Materials by Barry S Maram in <i>Response to Plaintiff's Motion for Partial Summary Judgment</i> (Attachments: # <u>1</u> Exhibit C-1# <u>2</u> Exhibit C-2# <u>3</u> Exhibit C-3# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F-H# <u>7</u> Exhibit I-J)(Konieczny, Karen) (Entered: 06/20/2007)
06/20/2007	<u>78</u>	NOTICE by Barry S Maram re Response <u>75</u> , other, <u>77</u> , response in opposition to motion <u>76</u> and <i>Certificate of Service</i> (Konieczny, Karen) (Entered: 06/20/2007)
06/29/2007	<u>79</u>	REPLY by David Grooms to response in opposition to motion <u>76</u> for <i>partial summary judgment</i> (Ward, Karen) (Entered: 06/29/2007)
06/29/2007	<u>80</u>	MOTION by Defendant Barry S Maram for protective order (<i>Agreed</i>) <i>Governing Discovery Material</i> (Huston, John) (Entered: 06/29/2007)
06/29/2007	<u>81</u>	NOTICE by David Grooms re reply to response to motion <u>79</u> <i>NOTICE OF FILING</i> (Ward, Karen) (Entered: 06/29/2007)
06/29/2007	<u>82</u>	NOTICE of Motion by John E. Huston for presentment of motion for protective order <u>80</u> before Honorable Rebecca R. Pallmeyer on 7/5/2007 at 08:45 AM. (Huston, John) (Entered: 06/29/2007)
06/29/2007	<u>83</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Agreed motion for entry of protective order governing discovery material <u>80</u> , granted. Enter Agreed Protective Order Governing Discovery Material. (For further detail see separate order). (ar,) (Entered: 07/06/2007)
06/29/2007	<u>84</u>	AGREED Protective Order Governing Discovery Material, signed by Judge Rebecca R. Pallmeyer on 6/29/2007 <u>83</u> . (ar,) (Entered: 07/06/2007)
07/10/2007	<u>85</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Hearing on Plaintiff's motion for partial summary judgment <u>61</u> held. Ruling to be made by mail. Plaintiff to provide draft of the Final Pretrial Order to counsel for Defendant on or before 7/12/2007. (ar,) (Entered: 07/12/2007)
07/12/2007	<u>86</u>	MOTION to quash <i>Trial Subpoena ad Testificandum by Non-Party Roberta Sue Coonrod</i> (Attachments: # <u>1</u> Exhibit A - C)(Konieczny, Karen) (Entered: 07/12/2007)
07/12/2007	<u>87</u>	<i>Certificate of Service and</i> NOTICE of Motion by Karen Elaine Konieczny for presentment of motion to quash <u>86</u> before Honorable Rebecca R. Pallmeyer on 7/17/2007 at 08:45 AM. (Konieczny, Karen) (Entered: 07/12/2007)
07/12/2007	<u>88</u>	MOTION to quash <i>Trial Subpoena ad Testificandum by Non-Party Barbara Ginder</i> (Attachments: # <u>1</u> Exhibit A - C)(Konieczny, Karen) (Entered: 07/12/2007)
07/12/2007	<u>89</u>	<i>Certificate of Service and</i> NOTICE of Motion by Karen Elaine Konieczny for presentment of motion to quash <u>88</u> before Honorable Rebecca R. Pallmeyer on 7/17/2007 at 08:45 AM. (Konieczny, Karen) (Entered: 07/12/2007)
07/12/2007	<u>90</u>	MOTION to quash <i>Trial Subpoena as Testificandum by Non-Party Canda Scott</i> (Attachments: # <u>1</u> Exhibit A - C)(Konieczny, Karen) (Entered: 07/12/2007)
07/12/2007	<u>91</u>	<i>Certificate of Service and</i> NOTICE of Motion by Karen Elaine Konieczny for presentment of motion to quash <u>90</u> before Honorable Rebecca R. Pallmeyer on 7/17/2007 at 08:45 AM. (Konieczny, Karen) (Entered: 07/12/2007)
07/13/2007	<u>92</u>	ATTORNEY Appearance for Respondents Roberta Sue Coonrod, Barbara Ginder, Canda Scott by Karen Elaine Konieczny (Konieczny, Karen) (Entered: 07/13/2007)

07/16/2007	<u>93</u>	ATTORNEY Appearance for Respondents Roberta Sue Coonrod, Barbara Ginder, Canda Scott by Christopher Samuel Gange (Gange, Christopher) (Entered: 07/16/2007)
07/16/2007	<u>94</u>	ATTORNEY Appearance for Respondents Roberta Sue Coonrod, Barbara Ginder, Canda Scott by John E. Huston (Huston, John) (Entered: 07/16/2007)
07/16/2007	<u>95</u>	Defendant's Amended Rule 26(a)(3) Pretrial Disclosures by Barry S Maram (Gange, Christopher) (Entered: 07/16/2007)
07/16/2007	<u>96</u>	MOTION by Defendant Barry S Maram for sanctions <i>For Failure to Comply with Pretrial Order</i> (Attachments: # <u>1</u> Exhibit A through C)(Konieczny, Karen) (Entered: 07/16/2007)
07/16/2007	<u>97</u>	<i>Certificate of Service and NOTICE of Motion</i> by Karen Elaine Konieczny for presentment of motion for sanctions <u>96</u> before Honorable Rebecca R. Pallmeyer on 7/18/2007 at 08:45 AM. (Konieczny, Karen) (Entered: 07/16/2007)
07/16/2007	<u>98</u>	NOTICE by David Grooms <i>Notice of Filing Plaintiff's Proposed Pretrial Order</i> (Attachments: # <u>1</u> Text of Proposed Order Plaintiff's proposed Pretrial Order)(Ward, Karen) (Entered: 07/16/2007)
07/17/2007	<u>99</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Plaintiff having withdrawn the subpoena with respect to Roberta Sue Coonrod, the motion to quash trial subpoena <u>86</u> is withdrawn as moot. As Barbara Ginder and Canda Scott have been identified as Defendant's witnesses, the motions to quash their trial subpoenas <u>88</u> , <u>90</u> , are denied. The court directs that Ms. Ginder and Ms. Scott be available to testify in Plaintiff's case-in-chief. Defendant's motion for sanctions <u>96</u> is stricken as moot. Plaintiff's summary judgment on Defendant's first and second affirmative defense <u>61</u> is denied without prejudice. Bench trial set for 7/18/2007 is stricken and reset to 10/31/2007 at 9:30. Final Pretrial Order to be filed on or before 8/31/2007. Status hearing set for 9/6/2007 at 9:00. (ar,) (Entered: 07/18/2007)
07/19/2007	<u>100</u>	TRANSCRIPT of proceedings for the following dates: 07/10/07 before the Honorable Rebecca R. Pallmeyer. (ar,) (Entered: 07/20/2007)
08/16/2007	<u>101</u>	MOTION by Plaintiff David Grooms for extension of time to file <i>Pre-trial Order</i> (Ward, Karen) (Entered: 08/16/2007)
08/16/2007	<u>102</u>	<i>Notice of Motion to Modify Schedule for Filing Pre-trial Order</i> NOTICE of Motion by Karen I. Ward for presentment of motion for extension of time to file <u>101</u> before Honorable Rebecca R. Pallmeyer on 8/21/2007 at 08:45 AM. (Ward, Karen) (Entered: 08/16/2007)
08/20/2007	<u>103</u>	OBJECTIONS by Barry S Maram to MOTION by Plaintiff David Grooms for extension of time to file <i>Pre-trial Order</i> <u>101</u> and <i>Certificate of Service</i> (Huston, John) (Entered: 08/20/2007)
08/21/2007	<u>104</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Plaintiff's motion to modify schedule for filing Pretrial Order <u>101</u> , granted to 9/4/2007. Defendant is directed to provide his sections to Plaintiff on 9/28/2007 in an electronic (non-.pdf) format, and is free to delete metadata. (ar,) (Entered: 08/23/2007)
09/04/2007	<u>105</u>	MOTION by Defendant Barry S Maramin limine <i>To Bar Plaintiff From Using As Evidence the Deposition of Barbara Ginder</i> (Attachments: # <u>1</u> Exhibit A)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>106</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine <i>To Bar Plaintiff From Using As Evidence the Deposition of Barbara Ginder</i> <u>105</u> and <i>Certificate of Service</i> (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>107</u>	MOTION by Defendant Barry S Maramin limine <i>to Exclude Testimony From All Plaintiffs' Witness Concerning the COntributions to David Grooms' Care By David's Mother and Father</i> (Attachments: # <u>1</u> Exhibit A &B)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>108</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine <i>to Exclude Testimony From All Plaintiffs' Witness Concerning the COntributions to David Grooms' Care By David's Mother and Father</i> <u>107</u> with <i>Certificate of Service</i>

		(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>109</u>	MOTION by Defendant Barry S Maramin limine to <i>Exclude Testimony By Dr. Keen and All Evidence Concerning Plaintiff's Medical Condition Since October 8, 2005 As A Discovery Sanction</i> (Attachments: # <u>1</u> Exhibit A through E)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>110</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine to <i>Exclude Testimony By Dr. Keen and All Evidence Concerning Plaintiff's Medical Condition Since October 8, 2005 As A Discovery Sanction</i> <u>109</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>111</u>	MOTION by Defendant Barry S Maramin limine to <i>Exclude Evidence Concerning Anything That Occurred Prior to David Grooms' Reaching the Age of 21</i> (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>112</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine to <i>Exclude Evidence Concerning Anything That Occurred Prior to David Grooms' Reaching the Age of 21</i> <u>111</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>113</u>	MOTION by Defendant Barry S Maramin limine to <i>Exclude All Plaintiff's Exhibits Not Disclosed During Discovery</i> (Attachments: # <u>1</u> Exhibit A &B)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>114</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine to <i>Exclude All Plaintiff's Exhibits Not Disclosed During Discovery</i> <u>113</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>115</u>	MOTION by Defendant Barry S Maramin limine to <i>Exclude All Plaintiff's Witnesses Not Disclosed During Discovery</i> (Attachments: # <u>1</u> Exhibit A &B)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>116</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine to <i>Exclude All Plaintiff's Witnesses Not Disclosed During Discovery</i> <u>115</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>117</u>	MOTION by Defendant Barry S Maramin limine to <i>Exclude All Evidence Concerning Plaintiff's Claim that He Is A Qualified Individual With A Disability, etc.</i> (Attachments: # <u>1</u> Exhibit A &B)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>118</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine to <i>Exclude All Evidence Concerning Plaintiff's Claim that He Is A Qualified Individual With A Disability, etc.</i> <u>117</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>119</u>	MOTION by Defendant Barry S Maramin limine to <i>Exclude Evidence From Samuel S. Flint, Ph.D.</i> (Attachments: # <u>1</u> Exhibit A)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>120</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine to <i>Exclude Evidence From Samuel S. Flint, Ph.D.</i> <u>119</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>121</u>	MOTION by Defendant Barry S Maramin limine to <i>Bar Plaintiff' From Presenting Evidence Comparing His Cost of Home-Based Care to Cost of Care in any Other Setting, etc.</i> (Attachments: # <u>1</u> Exhibit A &B)(Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>122</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin limine to <i>Bar Plaintiff' From Presenting Evidence Comparing His Cost of Home-Based Care to Cost of Care in any Other Setting, etc.</i> <u>121</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>123</u>	MOTION by Defendant Barry S Maramin limine to <i>Bar Plaintiff From Presenting Evidence How Plaintiff Would Be Isolated If He Does Not Receive In-Home Care</i> (Attachments: # <u>1</u> Exhibit A &B)(Konieczny, Karen) (Entered: 09/04/2007)

09/04/2007	<u>124</u>	NOTICE by Barry S Maram re MOTION by Defendant Barry S Maramin <i>limine to Bar Plaintiff From Presenting Evidence How Plaintiff Would Be Isolated If He Does Not Receive In-Home Care</i> <u>123</u> with Certificate of Service (Konieczny, Karen) (Entered: 09/04/2007)
09/04/2007	<u>125</u>	NOTICE by David Grooms <i>Notice of Filing proposed Final Pretrial Order</i> (Attachments: # <u>1</u> Text of Proposed Order Final Pretrial Order)(Ward, Karen) (Entered: 09/04/2007)
09/06/2007	<u>126</u>	MINUTE entry before Judge Rebecca R. Pallmeyer: Status hearing held on 9/6/2007. Defendants' pretrial motions are entered and continued. Plaintiff's responses to those motions, and plaintiff's own motions in limine, to be filed on or before 9/27/2007. Defendants to reply by 10/9/2007. Final pretrial conference is set for 10/15/2007 at 10:00 a.m. Before addressing any further disputes between counsel, whether presented in writing or orally, the court will require a certification that counsel have communicated with one another by telephone or face to face in a good-faith attempt to resolve their differences. Mailed notice by judge's staff. (srb,) (Entered: 09/07/2007)
09/21/2007	<u>127</u>	TRANSCRIPT of proceedings for the following dates: 07/17/07 before the Honorable Rebecca R. Pallmeyer. (ar,) (Entered: 09/25/2007)
09/26/2007	<u>128</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>121</u> <i>to Bar Plaintiff from Presenting Cost-comparison Evidence etc</i> (Ward, Karen) (Entered: 09/26/2007)
09/26/2007	<u>129</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>105</u> <i>to Bar Plaintiff from Using as Evidence the Deposition of Barbara Ginder in Fisher v. Maram</i> (Ward, Karen) (Entered: 09/26/2007)
09/26/2007	<u>130</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>107</u> <i>to exclude evidence concerning contributions of Plaintiff's parents to his care</i> (Ward, Karen) (Entered: 09/26/2007)
09/26/2007	<u>131</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>115</u> <i>to exclude all Plaintiff's witnesses not disclosed in discovery</i> (Ward, Karen) (Entered: 09/26/2007)
09/26/2007	<u>132</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>111</u> <i>to exclude testimony concerning anything prior to David Grooms reaching the age of 21</i> (Ward, Karen) (Entered: 09/26/2007)
09/26/2007	<u>133</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>113</u> <i>to exclude all exhibits not disclosed in discovery</i> (Ward, Karen) (Entered: 09/26/2007)
09/26/2007	<u>134</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>123</u> <i>to bar Plaintiff from presenting evidence regarding isolation of Plaintiff</i> (Ward, Karen) (Entered: 09/26/2007)
09/26/2007	<u>135</u>	NOTICE by David Grooms re memorandum in opposition to motion <u>133</u> , memorandum in opposition to motion <u>131</u> , memorandum in opposition to motion <u>134</u> , memorandum in opposition to motion <u>129</u> , memorandum in opposition to motion <u>132</u> , memorandum in opposition to motion <u>128</u> , memorandum in opposition to motion <u>130</u> <i>Notice of filing seven (7) responses to 7 motions in limine</i> (Ward, Karen) (Entered: 09/26/2007)
09/27/2007	<u>136</u>	RESPONSE by David Grooms to MOTION by Defendant Barry S Maramin <i>limine to Exclude Testimony By Dr. Keen and All Evidence Concerning Plaintiff's Medical Condition Since October 8, 2005 As A Discovery Sanction</i> <u>109</u> <i>Plaintiff's Response to Defendant's Motion in Limine to Exclude Testimony by Dr. Keen and All Testimony and All Documents Concerning Plaintiff's Medical Condition Since October 8, 2005 as a Discovery Sanction for Plaintiff's Failure to Comply With Discovery Requests</i> (Mason, Byron) (Entered: 09/27/2007)
09/27/2007	<u>137</u>	RESPONSE by David Grooms to MOTION by Defendant Barry S Maramin <i>limine to Exclude Evidence From Samuel S. Flint, Ph.D.</i> <u>119</u> <i>Plaintiff's Response to Defendant's Motion in Limine to Exclude Testimony, Report and Documents from</i>

		<i>Samuel S. Flint, Ph.D</i> (Mason, Byron) (Entered: 09/27/2007)
09/27/2007	<u>138</u>	MEMORANDUM by David Grooms in Opposition to motion in limine <u>117</u> to Exclude All Evidence Concerning Plaintiff's Claim that He Is A Qualified Individual With A Disability, etc (Ward, Karen) (Entered: 09/27/2007)
09/27/2007	<u>139</u>	NOTICE by all defendants <i>Notice of Filing re: 1) Plaintiff's Response to Defendant's Motion in Limine to Exclude Testimony by Dr. Keen and All Testimony and All Documents Concerning Plaintiff's Medical Condition Since October 8, 2005 as a Sanction for Plaintiff's Failure to Comply With Discovery Requests, and 2) Plaintiff's Response to Defendant's Motion in Limine to Exclude Testimony, Report and Documents from Samuel S. Flint, Ph.D</i> (Mason, Byron) (Entered: 09/27/2007)
09/27/2007	<u>140</u>	MOTION by Plaintiff David Grooms in limine <i>To Bar Defendant's Expert from Testifying and to Strike his Report</i> (Ward, Karen) (Entered: 09/27/2007)
09/27/2007	<u>141</u>	by David Grooms <i>Memorandum in Support of Plaintiff's Motion in Limine to Bar Defendant's Expert & Report</i> (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Ward, Karen) (Entered: 09/27/2007)
09/27/2007	<u>142</u>	NOTICE by David Grooms re other <u>141</u> , memorandum in opposition to motion <u>138</u> , MOTION by Plaintiff David Grooms in limine <i>To Bar Defendant's Expert from Testifying and to Strike his Report</i> <u>140</u> <i>Notice of filing Pl's Motion in Limine to Exclude Expert,, Memorandum in Support with Exhibits, and Resonse to Def's Motion in Limine re Pl's Evidence that he is "qualified" etc.</i> (Ward, Karen) (Entered: 09/27/2007)
10/09/2007	<u>143</u>	RESPONSE by Barry S Maramin Opposition to MOTION by Plaintiff David Grooms in limine <i>To Bar Defendant's Expert from Testifying and to Strike his Report</i> <u>140</u> (Attachments: # <u>1</u> Exhibit A)(Konieczny, Karen) (Entered: 10/09/2007)
10/09/2007	<u>144</u>	NOTICE by Barry S Maram re response in opposition to motion <u>143</u> with <i>Certificate of Service</i> (Konieczny, Karen) (Entered: 10/09/2007)
10/15/2007	<u>145</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Final Pretrial Conference convened. Plaintiff's motion in limine <u>140</u> , denied. Defendant's motions in limine <u>119</u> , <u>121</u> , <u>115</u> , <u>111</u> , <u>109</u> , <u>107</u> , denied. Defendant's motions in limine <u>123</u> , <u>117</u> , <u>113</u> , and <u>105</u> are granted. The court confirms that any witness identified by one party must be made available at the request of the opposing party for testimony in that party's case in chief, on at least 48 hours' notice. Plaintiff's mother will have leave to testify by video conference. In Plaintiff's absence, Plaintiff's father may sit at counsel table, but only after he has testified in Plaintiff's case in chief. [For further details see text below.] (ar,) (Entered: 10/16/2007)
10/30/2007	<u>146</u>	ATTORNEY Appearance for Plaintiff David Grooms by Karen I. Ward <i>Appearance of Janet Cartwright</i> (Ward, Karen) (Entered: 10/30/2007)
10/30/2007	<u>147</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Defendant Barry S. Maram's motion in limine to exclude all Plaintiff's Exhibits not Disclosed during Discovery <u>113</u> was granted on 10/15/2007 and should be terminated. (ar,) (Entered: 10/31/2007)
10/31/2007	<u>148</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Bench Trial Begins. Opening statements heard. As the parties' openings identified no disputes of fact, the court will entertain Defendant's motion for summary judgment motion; such motion to be filed by or on 11/30/2007; response 12/21/2007; reply 1/7/2008. Bench Trial Ends. (ar,) (Entered: 11/01/2007)
11/30/2007	<u>149</u>	MOTION by Defendant Barry S Maram for summary judgment (Gange, Christopher) (Entered: 11/30/2007)
11/30/2007	<u>150</u>	MEMORANDUM by Barry S Maram in support of motion for summary judgment <u>149</u> (Gange, Christopher) (Entered: 11/30/2007)
11/30/2007	<u>151</u>	RULE 56 56.1(a)(3) Statement by Barry S Maram regarding motion for summary judgment <u>149</u> (Gange, Christopher) (Entered: 11/30/2007)

11/30/2007	<u>152</u>	Defendant's Exhibits and Materials in Support of His Motion for Summary Judgment (Doc. 149) by Barry S Maram (Attachments: # <u>1</u> Exhibit SJ A-G, DX 7a-DX 8# <u>2</u> Exhibit DX 9# <u>3</u> Exhibit DX 14-DX 33# <u>4</u> Exhibit DX 59-DX62, PL 30-PL 31, DX 34-DX 58)(Gange, Christopher) (Entered: 11/30/2007)
11/30/2007	<u>153</u>	NOTICE by Barry S Maram re memorandum in support of motion <u>150</u> , MOTION by Defendant Barry S Maram for summary judgment <u>149</u> , Rule 56 statement <u>151</u> , other, <u>152</u> (Gange, Christopher) (Entered: 11/30/2007)
12/03/2007	<u>154</u>	TRANSCRIPT of proceedings for the following dates: 10/15/07 before the Honorable Rebecca R. Pallmeyer. (ar,) (Entered: 12/04/2007)
12/11/2007	<u>155</u>	MOTION by Plaintiff David Grooms to strike memorandum in support of motion <u>150</u> , Rule 56 statement <u>151</u> (Attachments: # <u>1</u> Exhibit Transcript of 10-31-07 Proceedings)(Ward, Karen) (Entered: 12/11/2007)
12/11/2007	<u>156</u>	NOTICE of Motion by Karen I. Ward for presentment of motion to strike, motion for relief, <u>155</u> before Honorable Rebecca R. Pallmeyer on 12/13/2007 at 08:45 AM. (Ward, Karen) (Entered: 12/11/2007)
12/12/2007	<u>157</u>	OBJECTIONS by Barry S Maram to MOTION by Plaintiff David Grooms to strike memorandum in support of motion <u>150</u> , Rule 56 statement <u>151</u> <u>155</u> and <i>Certificate of Service</i> (Huston, John) (Entered: 12/12/2007)
12/13/2007	<u>158</u>	MINUTE entry before Judge Rebecca R. Pallmeyer :Motion hearing held. Motion to strike <u>155</u> is granted with respect to Statement of Fact No. 75. Plaintiff will return copies of Defendant's exhibits so that Defendant can separate them by tabs. The court will scan Defendants Rule 56.1 Statement and furnish the scanned document to both parties electronically. Motion is otherwise denied. Mailed notice (etv,) (Entered: 12/13/2007)
12/20/2007	<u>159</u>	RESPONSE by David Groomsin Opposition to MOTION by Defendant Barry S Maram for summary judgment <u>149</u> (Attachments: # <u>1</u> Exhibit Exhibit List# <u>2</u> Exhibit Exhibits A-D# <u>3</u> Exhibit Exhibits E-G)(Ward, Karen) (Entered: 12/20/2007)
12/20/2007	<u>160</u>	RULE 56.1(a)(3) Statement by David Grooms regarding motion for summary judgment <u>149</u> <i>Plaintiff's Response to Defendant's Rule 56.1(a)(3) Statement</i> (Ward, Karen) (Entered: 12/20/2007)
12/20/2007	<u>161</u>	RULE 56.1(a)(3) Statement by David Grooms regarding motion for summary judgment <u>149</u> <i>Plaintiff's Statement of Additional Undisputed Facts</i> (Ward, Karen) (Entered: 12/20/2007)
12/20/2007	<u>162</u>	NOTICE by David Grooms re Rule 56 statement <u>160</u> , Rule 56 statement <u>161</u> , response in opposition to motion <u>159</u> <i>Notice of Filing Plaintiff's Response to Defendant's Motion for Summary Judgment with Exhibits, Plaintiff's Response to Def's Rule 56 Statement and Plaintiff's Additional Rule 56 Statements</i> (Ward, Karen) (Entered: 12/20/2007)
01/07/2008	<u>163</u>	REPLY by Barry S Maram to response in opposition to motion <u>159</u> <i>for Summary Judgment</i> (Gange, Christopher) (Entered: 01/07/2008)
01/07/2008	<u>164</u>	RULE 56 Local rule 56.1 (b)(3) <i>Statement in Response to Plaintiff's Rule 56.1(a)(3) Statement of Additional Undisputed Fact (#161)</i> (Huston, John) (Entered: 01/07/2008)
01/07/2008	<u>165</u>	NOTICE by Barry S Maram re Rule 56 statement <u>164</u> , reply to response to motion <u>163</u> (Gange, Christopher) (Entered: 01/07/2008)
01/08/2008	<u>166</u>	AMENDED Exhibit C by David Grooms in Opposition to MOTION by Defendant Barry S Maram for summary judgment <u>149</u> <i>Plaintiff's Amended Exhibit C filed in Support of Response to Defendant's Motion for Summary Judgment</i> (Mason, Byron). (Text edited by Clerk's Office). Modified on 1/9/2008 (ar,). (Entered: 01/08/2008)
01/08/2008	<u>167</u>	NOTICE by David Grooms <i>Notice of Filing Re: Amended Exhibit C in Support of Plaintiff's Response to Defendant's Motion for Summary Judgment</i> (Mason, Byron) (Entered: 01/08/2008)

01/09/2008	<u>168</u>	MOTION by Defendant Barry S Maram to strike response in opposition to motion, <u>166 Amended Exhibit C</u> (Huston, John) (Entered: 01/09/2008)
01/09/2008	<u>169</u>	<i>Certificate of Service and</i> NOTICE of Motion by John E. Huston for presentment of motion to strike, motion for relief <u>168</u> before Honorable Rebecca R. Pallmeyer on 1/14/2008 at 08:45 AM. (Huston, John) (Entered: 01/09/2008)
01/11/2008	<u>170</u>	RESPONSE by David Groomsin Opposition to MOTION by Defendant Barry S Maram to strike response in opposition to motion, <u>166 Amended Exhibit C</u> <u>168 Plaintiff's Response to Defendant's Motions to Strike Amended Exhibit C and to Strike Plaintiff's Statements of Additional Material Facts 3-8</u> (Mason, Byron) (Entered: 01/11/2008)
01/11/2008	<u>171</u>	NOTICE by David Grooms <i>Notice of Filing re: Plaintiff's Response to Defendant's Motions to Strike Amended Exhibit C and to Strike Plaintiff's Statements of Additional Material Facts 3-8</i> (Mason, Byron) (Entered: 01/11/2008)
01/11/2008	<u>172</u>	REPLY by Barry S Maram to response in opposition to motion, <u>170</u> , MOTION by Defendant Barry S Maram to strike response in opposition to motion, <u>166 Amended Exhibit C</u> <u>168 and Certificate of Service</u> (Huston, John) (Entered: 01/11/2008)
01/14/2008	<u>173</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Motion hearing held. Defendant's motion to strike Plaintiff's amended Exhibit C <u>168</u> is denied, but datefor Defendant's reply memorandum is extended to 1/21/2008. (ar,) (Entered: 01/15/2008)
01/16/2008	<u>174</u>	MOTION by Defendant Barry S Maram to clarify <i>Order</i> (Huston, John) (Entered: 01/16/2008)
01/16/2008	<u>175</u>	<i>Certificate of Service and</i> NOTICE of Motion by John E. Huston for presentment of motion to clarify <u>174</u> before Honorable Rebecca R. Pallmeyer on 1/22/2008 at 08:45 AM. (Huston, John) (Entered: 01/16/2008)
01/17/2008	<u>176</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : Defendant's motion to clarify order (174) granted. Defendant has leave to file Amended Response and Amended Reply Memorandum on or before 1/22/08. (ar,) (Entered: 01/18/2008)
01/22/2008	<u>177</u>	REPLY by Barry S Maram to response in opposition to motion <u>159 Defendant's Amended Reply to Plaintiff's Response to Defendant's Motion for Summary Judgment</u> (Gange, Christopher) (Entered: 01/22/2008)
01/22/2008	<u>178</u>	RESPONSE by Defendant Barry S Maram to Rule 56 statement <u>161 Defendant's Amended Response to Plaintiff's Rule 56.1 (a)(3) Statement of Additional Fact</u> (Attachments: # <u>1</u> Exhibit H)(Huston, John) (Entered: 01/22/2008)
01/22/2008	<u>179</u>	NOTICE by Barry S Maram re reply to response to motion <u>177</u> , Response <u>178 including Defendant's Summary Judgment Exhibit H, and Certificate of Service</u> (Gange, Christopher) (Entered: 01/22/2008)
01/23/2008	<u>180</u>	MINUTE entry before Judge Rebecca R. Pallmeyer : The Clerk's Office is directed to correct the docket to reflect that Karen I. Ward of Equip For Equality is the lead attorney for Plaintiff. Mailed notices (gcy,) (Entered: 01/24/2008)
03/06/2008	<u>181</u>	MOTION by Plaintiff David Grooms for preliminary injunction (Ward, Karen) (Entered: 03/06/2008)
03/06/2008	<u>182</u>	MEMORANDUM by David Grooms in support of motion for preliminary injunction <u>181</u> (Attachments: # <u>1</u> Exhibit Exhibits A-C, and Pl. Trial Exhibits 36, 37, and 43)(Ward, Karen) (Entered: 03/06/2008)
03/06/2008	<u>183</u>	NOTICE of Motion by Karen I. Ward for presentment of motion for preliminary injunction <u>181</u> before Honorable Rebecca R. Pallmeyer on 3/13/2008 at 08:45 AM. (Ward, Karen) (Entered: 03/06/2008)
03/13/2008	<u>184</u>	MINUTE entry before Judge Rebecca R. Pallmeyer :Plaintiff's motion for preliminary injunction <u>181</u> entered for briefing as follows: Response 3/27/2008; reply 4/1/2008; ruling set for 4/4/2008 at 9:00. Mailed notice (etv,) (Entered: 03/13/2008)

03/27/2008	<u>185</u>	RESPONSE by Barry S Maramin Opposition to MOTION by Plaintiff David Grooms for preliminary injunction <u>181</u> (Attachments: # <u>1</u> Exhibit A & B)(Konieczny, Karen) (Entered: 03/27/2008)
03/27/2008	<u>186</u>	CERTIFICATE of Service <i>and Notice of Filing</i> by Karen Elaine Konieczny on behalf of Barry S Maram regarding response in opposition to motion <u>185</u> (Konieczny, Karen) (Entered: 03/27/2008)
04/01/2008	<u>187</u>	REPLY by David Grooms to response in opposition to motion <u>185</u> (Attachments: # <u>1</u> Exhibit Exhibit A---pp. 1-13, # <u>2</u> Exhibit Exhibit A pp. 14-27)(Ward, Karen) (Entered: 04/01/2008)
04/01/2008	<u>188</u>	NOTICE by David Grooms re reply to response to motion <u>187</u> <i>Notice of Filing Reply to Def's Response to Pl's Motion for Preliminary Injunction</i> (Ward, Karen) (Entered: 04/01/2008)
04/03/2008	<u>189</u>	MINUTE entry before Judge Honorable Rebecca R. Pallmeyer: Ruling on Plaintiff's motion for preliminary injunction <u>181</u> set for 4/4/2008 is stricken. Ruling to be made by mail within ten (10) days. Mailed notice (etv,) (Entered: 04/03/2008)
05/30/2008	<u>190</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Enter Memorandum Opinion And Order. Defendant Barry S. Maram's Motion for Summary Judgment (149) is denied. Plaintiff David Grooms has not sought summary judgment in his favor, but has sought preliminary injunctive relief. Because the court concludes that the necessary showing for such relief has been made, the court expects to grant Plaintiff David Grooms's motion for preliminary injunction. Accordingly a status hearing is set for Monday, June 9, 2008, at 9:00 a.m. Absent agreement between the parties, the court will at that time determine the preliminary and/or permanent relief to which Grooms is entitled. Mailed notice (etv,) (Entered: 05/30/2008)
05/30/2008	<u>191</u>	MEMORANDUM Opinion and Order Signed by the Honorable Rebecca R. Pallmeyer on 5/30/2008: Mailed notice(etv,) (Entered: 05/30/2008)
06/09/2008	<u>192</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Status hearing held on 6/9/2008. Agreed order to be submitted. Mailed notice (etv,) (Entered: 06/09/2008)
06/09/2008	<u>201</u>	E-MAIL Message to Judge Pallmeyer from Karen I. Ward dated 06/09/08. (ar,) (Entered: 07/28/2008)
06/10/2008	<u>193</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Status hearing set for 6/12/2008 at 09:00 AM. Mailed notice (etv,) (Entered: 06/10/2008)
06/12/2008	<u>194</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Status hearing held. As Defendant has waived the right to offer additional evidence to address the questions identified in the court's memorandum opinion, Plaintiff to submit Permanent Injunction order. Mailed notice (etv,) (Entered: 06/12/2008)
06/13/2008	<u>195</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: A permanent injunction is issued. Defendant shall, effective immediately, restore the level of approved skilled nursing services to be provided to Plaintiff David Grooms under the Persons with Disabilities (PWD) Waiver in the amount approved by HFS prior to his 21st birthday, i.e., not less than 112 hours per week, plus 336 hours of respite care per year, at rates sufficient to assure consistent competent skilled nursing services for the approved hours. Plaintiff is awarded his reasonable attorneys' fees, costs and litigation expenses, to be determined at a later date pursuant to Local Rules 54.1 and 54.3. The court shall retain jurisdiction of this matter for purposes of enforcement of this Order. Enter Permanent Injunction Order. Motion for preliminary injunction <u>181</u> is stricken as moot. Mailed notice (etv,) (Entered: 06/16/2008)
06/13/2008	<u>196</u>	ORDER Signed by the Honorable Rebecca R. Pallmeyer on 6/13/2008: Mailed notice(etv,) (Entered: 06/16/2008)
06/13/2008	<u>197</u>	ENTERED JUDGMENT on 6/13/2008: Mailed notice(etv,) (Entered: 06/16/2008)

07/10/2008	<u>198</u>	<p>TRANSCRIPT OF PROCEEDINGS held on 6/12/08 before the Honorable Rebecca R. Pallmeyer. Court Reporter Contact Information: FRANCES WARD (312)435-5561 OR frances_ward@ilnd.uscourts.gov.</p> <p>IMPORTANT: The transcript may be viewed at the court's public terminal or purchased through the Court Reporter/Transcriber FRANCES WARD (312)435-5561 before the deadline for Release of Transcript Restriction. After that date it may be obtained through the Court Reporter/Transcriber FRANCES WARD (312)435-5561 or PACER. For further information on the redaction process, see the Court's web site at www.ilnd.uscourts.gov. Under Quick Links select Electronic Transcript Procedures.</p> <p>Redaction Request due 7/31/2008. Redacted Transcript Deadline set for 8/11/2008. Release of Transcript Restriction set for 10/8/2008. (Ward, Frances) (Entered: 07/10/2008)</p>
07/11/2008	<u>199</u>	BILL of Costs by Plaintiff: (Attachments: #(1) Exhibit Exhibit A-Itemization, #(2) Exhibit Exhibit B-Proof of costs). (Ward, Karen). (Text edited by Clerk's Office.) Modified on 7/15/2008 (ar,). (Entered: 07/11/2008)
07/14/2008	<u>200</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's objections, if any, to Plaintiff's Bill of Costs to be filed on or before August 4, 2008; reply on or before August 18, 2008. Mailed notice (etv,) (Entered: 07/14/2008)
08/04/2008	<u>202</u>	MOTION by Defendant Barry S Maram to stay response to Plaintiff's bill of costs to consolidate with a response to Plaintiff's petition for attorney fees. (Huston, John). (Text edited by Clerk's Office.) Modified on 8/5/2008 (ar,). (Entered: 08/04/2008)
08/04/2008	<u>203</u>	<i>certificate of Service and</i> NOTICE of Motion by John E. Huston for presentment of motion to stay, motion for relief, <u>202</u> before Honorable Rebecca R. Pallmeyer on 8/12/2008 at 08:45 AM. (Huston, John) (Entered: 08/04/2008)
08/11/2008	<u>204</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Defendant's motion to stay response to Plaintiff's Bill of Costs to consolidate with a response to Plaintiff's petition for attorneys' fees <u>202</u> granted. Defendant's response to Plaintiff's Bill of Costs stayed to such time as Plaintiff files his Petition for Attorneys' Fees; Defendant granted 28 days to respond simultaneously to the Bill of Costs and Petition for Attorneys' Fees. Plaintiff's reply to be filed 14 days thereafter. Mailed notice (etv,) (Entered: 08/11/2008)
08/26/2008	<u>205</u>	MOTION by Plaintiff David Grooms, Defendant Barry S Maram for extension of time to <i>File Plaintiff's Motion for Attorneys Fees and Related Documents</i> (Ward, Karen) (Entered: 08/26/2008)
08/26/2008	<u>206</u>	<i>Agreed Motion to Extend Time for Filing Plaintiff's Motion for Attorneys' Fees and Related Documents</i> NOTICE of Motion by Karen I. Ward for presentment of before Honorable Rebecca R. Pallmeyer on 8/28/2008 at 08:45 AM. (Ward, Karen) (Entered: 08/26/2008)
08/27/2008	<u>207</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Agreed motion to extend time for filing motion for attorneys' fees and related documents <u>205</u> granted. Plaintiff's motion for attorneys fees to be filed on or before 11/6/2008; Defendant's response 30 days thereafter; Plaintiff's reply 14 days thereafter. Mailed notice (etv,) (Entered: 08/27/2008)
10/27/2008	<u>208</u>	MOTION by Defendant Barry S Maram for extension of time (<i>Agreed</i>) for <i>Filing Motion for Attorneys' Fees and Related Documents</i> (Huston, John) (Entered: 10/27/2008)
10/27/2008	<u>209</u>	<i>Certificate of Service and</i> NOTICE of Motion by John E. Huston for presentment of extension of time <u>208</u> before Honorable Rebecca R. Pallmeyer on 10/30/2008 at 08:45 AM. (Huston, John) (Entered: 10/27/2008)
10/28/2008	<u>210</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Agreed motion to extend time for filing motion for attorneys' fees and related documents <u>208</u> granted as follows: Defendant shall provide his Local Rule 54.3(d) materials to Plaintiff by

		11/7/2008. The Joint Statement to be filed on or before 11/21/2008. Plaintiff's motion for attorneys' fees to be filed on or before 12/12/2008. Defendant permitted 30 days to respond thereto, and Plaintiff has 14 days thereafter to file a reply. Mailed notice (etv,) (Entered: 10/28/2008)
11/21/2008	<u>211</u>	Plaintiff's Statement in Lieu of Joint Statement Regarding Attorneys' Fees Costs and Litigation Expenses by David Grooms (Ward, Karen) (Entered: 11/21/2008)
11/21/2008	<u>212</u>	NOTICE by David Grooms re other <u>211</u> <i>Notice of Filing Plaintiff's Statement in Lieu of Joint Statement Regarding Attorneys' Fees, Costs and Litigation Expenses</i> (Ward, Karen) (Entered: 11/21/2008)
12/01/2008	<u>213</u>	MOTION by Defendant Barry S Maram to enforce <i>Settlement Agreement as to Attorneys' Fees, Costs and Expenses</i> (Attachments: # <u>1</u> Exhibit A)(Huston, John) (Entered: 12/01/2008)
12/01/2008	<u>214</u>	<i>Certificate of Service and</i> NOTICE of Motion by John E. Huston for presentment of motion to enforce <u>213</u> before Honorable Rebecca R. Pallmeyer on 12/8/2008 at 09:00 AM. (Huston, John) (Entered: 12/01/2008)
12/05/2008	<u>215</u>	RESPONSE by David Grooms to MOTION by Defendant Barry S Maram to enforce <i>Settlement Agreement as to Attorneys' Fees, Costs and Expenses</i> <u>213</u> (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D)(Ward, Karen) (Entered: 12/05/2008)
12/05/2008	<u>216</u>	NOTICE by David Grooms re response to motion, <u>215</u> <i>Notice of Filing Plaintiff's Response to Def's Motion to Enforce Settlement Agreement</i> (Ward, Karen) (Entered: 12/05/2008)
12/08/2008	<u>217</u>	MINUTE entry before the Honorable Rebecca R. Pallmeyer: Motion hearing held. Defendant's motion to enforce settlement agreement as to attorneys' fees, costs and expenses <u>213</u> granted; the parties' agreement is reflected in the exchange of e-mails. The court directs that Defendant pay the agreed amount of fees within sixty (60) days. No further conditions are imposed on either party. Mailed notice (etv,) (Entered: 12/08/2008)