

**U.S. District Court  
Western District of Missouri (Jefferson City)  
CIVIL DOCKET FOR CASE #: 2:10-cv-04185-NKL**

Hiltibran et al v. Levy et al  
Assigned to: District Judge Nanette K. Laughrey  
Cause: 28:1343 Violation of Civil Rights

Date Filed: 08/23/2010  
Date Terminated: 06/25/2011  
Jury Demand: None  
Nature of Suit: 444 Civil Rights: Welfare  
(DISCONTINUED AFTER 1/1/2012)  
Jurisdiction: Federal Question

**Plaintiff**

**Steven Hiltibran**

*By and through his mother and guardian,  
Debra Burkhart*

represented by **Heather B. Navarro**  
Law Offices of Thomas E. Kennedy, III,  
LC  
230 S. Bemiston Ave.  
Ste. 800  
St. Louis, MO 63108  
(314) 872-9041  
Fax: (314) 872-9043  
Email: [hnavarro@tkennedylaw.com](mailto:hnavarro@tkennedylaw.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Jane Perkins**

National Health Law Program, Inc.  
211 North Columbia Street  
Chapel Hill, NC 27514  
(919) 968-6308  
Fax: (919) 968-8855  
Email: [perkins@healthlaw.org](mailto:perkins@healthlaw.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Martha Jane Perkins**

101 E. Weaver St.  
Carrboro, NC 27510  
(919) 968-6308  
Email: [perkins@healthlaw.org](mailto:perkins@healthlaw.org)  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Daniel E. Claggett**

Legal Services of Eastern Missouri, Inc.  
4232 Forest Park Ave.  
St. Louis, MO 63108  
(314) 534-4200  
Fax: (314) 534-1028  
Email: [declaggett@lsem.org](mailto:declaggett@lsem.org)  
**ATTORNEY TO BE NOTICED**

**John J. Ammann**

St. Louis University Legal Clinic  
St. Louis University School of Law  
321 North Spring Avenue  
St. Louis, MO 63108  
(314) 977-2796  
Fax: (314) 977-3334  
Email: [ammannjj@slu.edu](mailto:ammannjj@slu.edu)  
**ATTORNEY TO BE NOTICED**

**Thomas E. Kennedy , III**  
Law Offices of Thomas E. Kennedy, III  
230 S. Bemiston Ave  
Suite 800  
St. Louis, MO 63105  
314-872-9041  
Fax: 314-872-9043  
Email: [tkennedy@tkennedylaw.com](mailto:tkennedy@tkennedylaw.com)  
*ATTORNEY TO BE NOTICED*

**Joel Ferber**  
Legal Services of Eastern Missouri, Inc.  
4232 Forest Park Blvd.  
St. Louis, MO 63108  
(314) 256-8702  
Fax: (314) 534-1028  
Email: [jferber@lsem.org](mailto:jferber@lsem.org)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Nicholas Tatum**  
*By and through his mother and next  
friend, Stacy Tatum*

represented by **Heather B. Navarro**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jane Perkins**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha Jane Perkins**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Daniel E. Claggett**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John J. Ammann**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Thomas E. Kennedy , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joel Ferber**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Ronald Coontz**  
*By and through his mother and guardian  
Patricia Coontz*

represented by **Heather B. Navarro**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jane Perkins**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha Jane Perkins**

(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Daniel E. Claggett**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John J. Ammann**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Thomas E. Kennedy , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joel Ferber**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Nena Hammond**

represented by **Heather B. Navarro**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jane Perkins**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Martha Jane Perkins**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Daniel E. Claggett**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**John J. Ammann**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Thomas E. Kennedy , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Joel Ferber**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Director Ronald J Levy**  
*In his official capacity as Director of*  
*Missouri Department of Social Services*

represented by **Mark E. Long**  
Missouri Attorney General's Office–JC  
P.O. Box 899  
Jefferson City, MO 65102  
Fax: (573) 751–9456  
*LEAD ATTORNEY*

**Defendant**

**Director Ian McCaslin**  
*In his official capacity as Director of MO  
 HealthNet Division*

represented by **Mark E. Long**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**interested party**

**United States of America**

represented by **Charles M. Thomas**  
 Office of the United States Attorney  
 400 E. 9th St.  
 Room 5510  
 Kansas City, MO 64106  
 (816) 426-3130  
 Fax: (816) 426-3165  
 Email: [charles.thomas@usdoj.gov](mailto:charles.thomas@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
08/23/2010	<u>1</u>	COMPLAINT against All Defendants filed by Joel Ferber on behalf of All Plaintiffs. Filing fee \$350, receipt number 0866-2455756. Service due by 12/24/2010. (Attachments: # <u>1</u> Civil Cover Sheet)(Ferber, Joel) (Entered: 08/23/2010)
08/23/2010	<u>2</u>	Notice of EAP assignment to United States Magistrate Judge Matt J. Whitworth. (Attachments: # <u>1</u> General Order)(Bax, Laura) (Entered: 08/23/2010)
08/23/2010	<u>3</u>	MOTION for leave to file excess pages filed by Joel Ferber on behalf of All Plaintiffs. Suggestions in opposition/response due by 9/9/2010 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Attached memorandum in support of motion for preliminary injunction)(Ferber, Joel) (Entered: 08/23/2010)
08/23/2010	<u>4</u>	MOTION for order appointment of next friend filed by Joel Ferber on behalf of Nicholas Tatum. Suggestions in opposition/response due by 9/9/2010 unless otherwise directed by the court. (Ferber, Joel) (Entered: 08/23/2010)
08/23/2010	<u>5</u>	MOTION for preliminary injunction filed by Joel Ferber on behalf of All Plaintiffs. Suggestions in opposition/response due by 9/9/2010 unless otherwise directed by the court. (Attachments: # <u>1</u> Plaintiffs' List of Exhibits In Support of Motion for Preliminary Injunction, # <u>2</u> Exhibit Exhibit 1, # <u>3</u> Exhibit Exhibit 2, # <u>4</u> Exhibit Exhibit 3, # <u>5</u> Exhibit Exhibit 4, # <u>6</u> Exhibit Exhibit 5, # <u>7</u> Exhibit Exhibit 6, # <u>8</u> Exhibit Exhibit 7, # <u>9</u> Exhibit Exhibit 8, # <u>10</u> Exhibit Exhibit 9, # <u>11</u> Exhibit Exhibit 10, # <u>12</u> Exhibit Exhibit 11, # <u>13</u> Exhibit Exhibit 12, # <u>14</u> Exhibit Exhibit 13, # <u>15</u> Exhibit Exhibit 14, # <u>16</u> Exhibit Exhibit 15, # <u>17</u> Exhibit Exhibit 16, # <u>18</u> Exhibit Exhibit 17, # <u>19</u> Exhibit Exhibit 18, # <u>20</u> Exhibit Exhibit 19, # <u>21</u> Exhibit Exhibit 20, # <u>22</u> Exhibit Exhibit 21, # <u>23</u> Exhibit Exhibit 22, # <u>24</u> Exhibit Exhibit 23, # <u>25</u> Exhibit Exhibit 24, # <u>26</u> Exhibit Exhibit 25, # <u>27</u> Exhibit Exhibit 26, # <u>28</u> Exhibit Exhibit 27, # <u>29</u> Exhibit Exhibit 28)(Ferber, Joel) (Entered: 08/23/2010)
08/23/2010		SUMMONS ISSUED as to Ronald J Levy & Ian McCaslin. (Bax, Laura) (Entered: 08/23/2010)
08/24/2010	6	ORDER entered by Judge Nanette Laughrey granting <u>3</u> motion for leave to file excess pages. Plaintiffs shall file the brief on ECF within two days of this Order. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Kanies, Renea) (Entered: 08/24/2010)
08/24/2010	<u>7</u>	SUGGESTIONS in support re <u>5</u> MOTION for preliminary injunction filed by Joel Ferber on behalf of Plaintiffs Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. (Related document(s) <u>5</u> ) (Ferber, Joel) (Entered: 08/24/2010)

08/24/2010	<u>8</u>	ORDER ON PRETRIAL PROCEDURES entered by Judge Nanette Laughrey. Service must be obtained on all defendants within forty (40) days of the date of this Order unless otherwise authorized by the Court. (Kanies, Renea) (Entered: 08/24/2010)
09/01/2010	<u>9</u>	Motion to allow Perkins Martha to appear pro hac vice (Pro Hac fee \$50 receipt number 0866-2465375) filed by Joel Ferber on behalf of All Plaintiffs. (Ferber, Joel) (Entered: 09/01/2010)
09/01/2010	<u>10</u>	RETURN OF SERVICE of complaint executed by Steven Hiltibran. Ronald J Levy served on 8/26/2010, answer due 9/16/2010. (Ferber, Joel) (Entered: 09/01/2010)
09/01/2010	<u>11</u>	RETURN OF SERVICE of complaint executed by Steven Hiltibran. Ian McCaslin served on 8/26/2010, answer due 9/16/2010. (Ferber, Joel) (Entered: 09/01/2010)
09/02/2010	<u>12</u>	ORDER granting <u>9</u> motion to appear pro hac vice approved by Clerk of Court. Attorney Martha Jane Perkins for Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum allowed to appear pro hac vice. <b>This entry will serve as authorization for the pro hac participation by the attorney.</b> Signed on 9/2/10 by Unassigned. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (James, Carrie) (Entered: 09/02/2010)
09/13/2010	<u>13</u>	NOTICE of appearance by Mark E. Long on behalf of Ronald J Levy, Ian McCaslin (Long, Mark) (Entered: 09/13/2010)
09/13/2010	<u>14</u>	MOTION for extension of time to file answer filed by Mark E. Long on behalf of Ronald J Levy, Ian McCaslin. Suggestions in opposition/response due by 9/30/2010 unless otherwise directed by the court. (Long, Mark) (Entered: 09/13/2010)
09/14/2010	<u>15</u>	ORDER entered by Judge Nanette Laughrey granting <u>14</u> Motion for Extension of Time to Answer. Defendants shall file an answer on or before 9/23/2010. Defendants shall file a response to Plaintiff's Motion for Preliminary <u>5</u> Injunction on or before 9/30/2010. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Kanies, Renea) (Entered: 09/14/2010)
09/23/2010	<u>16</u>	ANSWER to <u>1</u> Complaint on behalf of Ronald J Levy, Ian McCaslin.(Long, Mark) (Entered: 09/23/2010)
09/30/2010	<u>17</u>	SUGGESTIONS in opposition re <u>5</u> MOTION for preliminary injunction filed by Mark E. Long on behalf of Defendants Ronald J Levy, Ian McCaslin. Reply suggestions due by 10/18/2010 unless otherwise directed by the court (Related document(s) <u>5</u> ) (Long, Mark) (Entered: 09/30/2010)
10/12/2010	<u>18</u>	ORDER entered by Judge Nanette Laughrey granting <u>4</u> Motion for Appointment of Next Friend. Stacy Tatum is appointed as Next Friend for her son, Nicholas Tatum. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Kanies, Renea) (Entered: 10/12/2010)
10/15/2010	<u>19</u>	SUGGESTIONS in support re <u>5</u> MOTION for preliminary injunction <i>Statement of Interest of the United States of America</i> filed by Charles M. Thomas on behalf of interested party United States of America. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Related document(s) <u>5</u> ) (Thomas, Charles) (Entered: 10/15/2010)
10/18/2010	<u>20</u>	MOTION for leave to file excess pages <i>Reply Suggestions</i> filed by Joel Ferber on behalf of All Plaintiffs. Suggestions in opposition/response due by 11/4/2010 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Reply Suggestions)(Ferber, Joel) (Entered: 10/18/2010)
10/18/2010	<u>21</u>	ORDER entered by Judge Nanette Laughrey granting <u>20</u> motion for leave to file excess pages. Plaintiffs shall file the reply suggestions on ECF. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Kanies, Renea) (Entered: 10/18/2010)
10/18/2010	<u>22</u>	REPLY SUGGESTIONS to motion re <u>5</u> MOTION for preliminary injunction filed by Joel Ferber on behalf of Plaintiffs Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. (Attachments: # <u>1</u> Appendix, # <u>2</u> Exhibit 29, # <u>3</u> Exhibit 30, # <u>4</u> Exhibit 31, # <u>5</u> Exhibit 32, # <u>6</u> Exhibit 33, # <u>7</u> Exhibit 34, # <u>8</u> Exhibit 35, # <u>9</u> Exhibit 36, # <u>10</u> Exhibit 37, # <u>11</u> Exhibit 38)(Related document(s) <u>5</u> ) (Ferber, Joel) (Entered: 10/18/2010)

10/18/2010	<u>23</u>	NOTICE of appearance by Heather B. Navarro on behalf of All Plaintiffs (Navarro, Heather) (Entered: 10/18/2010)
10/25/2010	<u>24</u>	ORDER entered by Judge Nanette Laughrey. Proposed scheduling order due by 12/1/2010. Rule 26 conference due by 11/24/2010. (Kanies, Renea) (Entered: 10/25/2010)
11/24/2010	<u>25</u>	CERTIFICATE OF SERVICE OF INITIAL RULE 26 DISCLOSURES filed by Mark E. Long on behalf of Defendants Ronald J Levy, Ian McCaslin.(Long, Mark) (Entered: 11/24/2010)
11/29/2010	<u>26</u>	CERTIFICATE OF SERVICE OF INITIAL RULE 26 DISCLOSURES filed by Joel Ferber on behalf of Plaintiffs Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum.(Ferber, Joel) (Entered: 11/29/2010)
12/01/2010	<u>27</u>	PROPOSED SCHEDULING ORDER " <i>Joint Proposed Scheduling Order and Discovery Plan</i> " by Ronald J Levy, Ian McCaslin. (Long, Mark) (Entered: 12/01/2010)
12/27/2010	<u>28</u>	ORDER by Judge Nanette Laughrey granting Plaintiffs' Motion for Preliminary Injunction <u>5</u> . The Court finds that Plaintiffs have established the requirements necessary for a preliminary injunction. Accordingly, it is hereby ORDERED that Plaintiffs Motion for Preliminary Injunction [Doc. # 5] is GRANTED.(Smith, Fran) (Entered: 12/27/2010)
01/04/2011	<u>29</u>	SCHEDULING ORDER entered by Judge Nanette Laughrey. Discovery due by 5/3/2011. Dispositive Motions due by 5/24/2011. Pretrial Conference set for 9/15/2011 at 10:00 AM in District Courtroom, Jefferson City. Jury Trial set for 9/26/2011 at 09:00 AM in District Courtroom, Jefferson City. (Attachments: # <u>1</u> Memo on PTC) (Kanies, Renea) (Entered: 01/04/2011)
01/04/2011	<u>30</u>	RULES OF TRIAL entered by Judge Nanette Laughrey. (Kanies, Renea) (Entered: 01/04/2011)
02/10/2011	<u>31</u>	AMENDED SCHEDULING ORDER entered by Judge Nanette Laughrey. Discovery due by 5/3/2011. Dispositive Motions due by 5/24/2011. Pretrial Conference set for 9/26/2011 at 08:30 AM in District Courtroom, Jefferson City. Bench Trial set for 9/26/2011 at 09:00 AM in District Courtroom, Jefferson City. (Attachments: # <u>1</u> Memo on PTC) (Kanies, Renea) (Entered: 02/10/2011)
02/17/2011	<u>32</u>	MOTION for summary judgment filed by Joel Ferber on behalf of Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. Suggestions in opposition/response due by 3/14/2011 unless otherwise directed by the court (Ferber, Joel) (Entered: 02/17/2011)
02/17/2011	<u>33</u>	SUGGESTIONS in support re <u>32</u> MOTION for summary judgment filed by Joel Ferber on behalf of Plaintiffs Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. (Related document(s) <u>32</u> ) (Ferber, Joel) (Entered: 02/17/2011)
03/02/2011	<u>34</u>	DESIGNATION of expert witnesses by Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. (Ferber, Joel) (Entered: 03/02/2011)
03/11/2011	<u>35</u>	MOTION for extension of time to Respond to Motion for Summary Judgment filed by Mark E. Long on behalf of Ronald J Levy, Ian McCaslin. Suggestions in opposition/response due by 3/28/2011 unless otherwise directed by the court. (Long, Mark) (Entered: 03/11/2011)
03/14/2011	36	ORDER by Judge Nanette Laughrey granting <u>35</u> motion for extension of time. ORDERED that Defendants' Motion for Extension of Time [Doc. #35] is GRANTED. Defendants' suggestions in opposition/response to Plaintiffs' Motion for Summary Judgement are now due by 3/24/2011. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Smith, Fran) (Entered: 03/14/2011)
03/24/2011	<u>37</u>	SUGGESTIONS in opposition re <u>32</u> MOTION for summary judgment filed by Mark E. Long on behalf of Defendants Ronald J Levy, Ian McCaslin. Reply suggestions due by 4/11/2011 unless otherwise directed by the court (Related document(s) <u>32</u> ) (Long, Mark) (Entered: 03/24/2011)

04/04/2011	<u>38</u>	REPLY SUGGESTIONS to motion re <u>32</u> MOTION for summary judgment filed by Joel Ferber on behalf of Plaintiffs Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. (Related document(s) <u>32</u> ) (Ferber, Joel) (Entered: 04/04/2011)
04/04/2011	<u>39</u>	SUGGESTIONS in support re <u>32</u> MOTION for summary judgment <i>Statement of Interest of the United States of America</i> filed by Charles M. Thomas on behalf of interested party United States of America. (Related document(s) <u>32</u> ) (Thomas, Charles) (Entered: 04/04/2011)
05/20/2011	40	ORDER SETTING ORAL ARGUMENTS. Oral arguments will be heard on the pending Motion for Summary Judgment (Doc. # 32) on Tuesday, May 24, 2011, at 9:00 AM, before Judge Nanette Laughrey. All parties should be included. The hearing will be held by telephone. Plaintiff shall initiate the call and call the Court last at 816-512-5679. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Smith, Fran) (Entered: 05/20/2011)
05/24/2011	<u>41</u>	Minute Entry. Proceedings held before District Judge Nanette K. Laughrey: TELEPHONE CONFERENCE held on 5/24/2011. Teleconference held. Oral argument presented on the pending Motion for Summary Judgment [Doc. 32]. The Court took the matter under advisement. To order a transcript of this hearing please contact Katie Wirt, 816-512-5608. (Kanies, Renea) (Entered: 05/24/2011)
06/24/2011	<u>42</u>	ORDER by Judge Nanette Laughrey granting <u>32</u> motion for summary judgment. ORDERED that Plaintiffs Motion for Summary Judgment [Doc. # 32] is GRANTED. The Court declares that, notwithstanding Defendants January 14, 2011 Notice Concerning Adult Incontinence Briefs, Defendants current policies deeming adult incontinence briefs personal hygiene items for participants over age twenty violates the Medicaid Acts reasonable standards requirement and home health services requirement, and violates the integration mandate of the ADA and section 504 of the Rehabilitation Act. The Court permanently enjoins Defendants from applying their unlawful policies, and orders Defendants to establish a fair process, in accord with this Order and federal law, whereby all adult Missouri Medicaid recipients can obtain medically necessary incontinence briefs.(Smith, Fran) (Entered: 06/24/2011)
06/25/2011	<u>43</u>	CLERK'S JUDGMENT (Kanies, Renea) (Entered: 06/25/2011)
06/29/2011	<u>44</u>	MOTION for extension of time to <i>File Motion for Attorneys' Fees and Costs</i> filed by Joel Ferber on behalf of All Plaintiffs. Suggestions in opposition/response due by 7/18/2011 unless otherwise directed by the court. (Ferber, Joel) (Entered: 06/29/2011)
07/01/2011	45	ORDER entered by Judge Nanette Laughrey granting <u>44</u> MOTION for Extension of Time to File Motion for Attorneys' Fees and Costs. The motion for fees and costs shall be filed by August 15, 2011. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Kanies, Renea) (Entered: 07/01/2011)
08/12/2011	<u>46</u>	PROPOSED BILL OF COSTS by Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. Objections to Bill of Costs due by 8/29/2011 (Ferber, Joel) (Entered: 08/12/2011)
08/15/2011	<u>47</u>	MOTION for attorney fees filed by Jane Perkins on behalf of All Plaintiffs. Suggestions in opposition/response due by 9/1/2011 unless otherwise directed by the court. (Attachments: # <u>1</u> Exhibit Ferber Decl., # <u>2</u> Exhibit Waldman Decl., # <u>3</u> Exhibit Hargadon Decl., # <u>4</u> Exhibit Kennedy Decl., # <u>5</u> Exhibit Navarro Decl., # <u>6</u> Exhibit Ammann Decl., # <u>7</u> Exhibit Perkins Decl., # <u>8</u> Exhibit Davis Decl., # <u>9</u> Exhibit Claggett Decl., # <u>10</u> Exhibit Chackes Decl., # <u>11</u> Exhibit Schwendemann Decl., # <u>12</u> Exhibit Ferry Decl., # <u>13</u> Exhibit Bill of Costs)(Perkins, Jane) (Entered: 08/15/2011)
08/15/2011	<u>48</u>	SUGGESTIONS in support re <u>47</u> MOTION for attorney fees filed by Jane Perkins on behalf of Plaintiffs Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. (Related document(s) <u>47</u> ) (Perkins, Jane) (Entered: 08/15/2011)
08/26/2011	<u>49</u>	MOTION for extension of time to file response/reply filed by Mark E. Long on behalf of Ronald J Levy, Ian McCaslin. Suggestions in opposition/response due by 9/12/2011 unless otherwise directed by the court. (Long, Mark) (Entered: 08/26/2011)

		08/26/2011)
08/29/2011	<u>50</u>	ORDER entered by Judge Nanette Laughrey granting <u>49</u> motion for extension of time to file response to <u>47</u> MOTION for attorney fees .Suggestions in opposition due by 9/8/2011. <b>This is a TEXT ONLY ENTRY. No document is attached.</b> (Kanies, Renea) (Entered: 08/29/2011)
09/08/2011	<u>51</u>	SUGGESTIONS in opposition re <u>47</u> MOTION for attorney fees filed by Mark E. Long on behalf of Defendants Ronald J Levy, Ian McCaslin. Reply suggestions due by 9/26/2011 unless otherwise directed by the court (Related document(s) <u>47</u> ) (Long, Mark) (Entered: 09/08/2011)
09/16/2011	<u>52</u>	REPLY SUGGESTIONS to motion re <u>47</u> MOTION for attorney fees filed by Joel Ferber on behalf of Plaintiffs Ronald Coontz, Nena Hammond, Steven Hiltibran, Nicholas Tatum. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit)(Related document(s) <u>47</u> ) (Ferber, Joel) (Entered: 09/16/2011)
10/20/2011	<u>53</u>	ORDER entered by Judge Nanette Laughrey. Hiltibran's Motion for Attorney Fees [Doc. # 47] is GRANTED. The Court awards in favor of Hiltibran and against Levy \$174,222 in attorney and paralegal fees, plus \$400 in other costs, for a total of \$174,622. (Kanies, Renea) (Entered: 10/20/2011)
10/20/2011	<u>54</u>	CLERK'S JUDGMENT (Kanies, Renea) (Entered: 10/20/2011)