

CLOSED

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:92-cv-12820-MLW**

Kosilek v. Nelson, et al
Assigned to: Judge Mark L. Wolf
Demand: \$4,300,000
Case in other court: 01-01185
Cause: 42:1983 Civil Rights Act

Date Filed: 11/24/1992
Date Terminated: 08/28/2002
Jury Demand: Both
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Michelle Kosilek

represented by **Michelle Kosilek**
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PRO SE

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TERMINATED: 03/23/2001
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V.

Defendant

David R. Nelson
*Personally and as Sheriff of Bristol
County*
TERMINATED: 09/12/2000

represented by **Michael Franco**
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TERMINATED: 09/12/2000
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Defendant

Glenn Sturgeon
Employee of Sheriff's Office
TERMINATED: 03/13/2000

Defendant

Edwin Roderiques
As Employees of the Sheriff's Office
TERMINATED: 03/13/2000

Defendant

Joanne Carrol-Connor
As Employees of Sheriff's Office
TERMINATED: 03/13/2000

Defendant

Michael Murray
As Employee of the Sheriff's Office
TERMINATED: 03/13/2000

Defendant

Matthew Pittman
As Employees of Sheriff's Office
TERMINATED: 03/13/2000

Defendant

Dean Royer
As Employees of the Sheriff's Office
TERMINATED: 03/13/2000

Defendant

Bettina Borders
TERMINATED: 12/07/1999

represented by **Alyson R Ross**
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81 Hawthorn St
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508-990-1050
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Defendant

L. Scott Harshbarger
Attorney General of Massachusetts
TERMINATED: 03/13/2000

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Defendant

Michael T. Maloney
also known as
 Richard C. McFarland

represented by **Mary C. Eiro-Bartevyan**
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Defendant

**Massachusetts Department of
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Massachusetts Department of Corrections

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Richard C. McFarland
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/24/1992	1	Complaint filed (fmr) (Entered: 11/30/1992)
11/24/1992		Filing Fee Paid. Receipt #: 251391 Amount: \$120.00. (fmr) (Entered: 11/30/1992)
11/24/1992		Summons(es) issued for David R. Nelson, Glenn Sturgeon, Edwin Roderiques, Joanne Carrol-Connor, Michael Murray, Matthew Pittman, Dean Royer, Bettina Borders, Scott Harshbarger (fmr) (Entered: 11/30/1992)
11/30/1992	2	Motion by Michelle Kosilek for appointment of counsel (jdj) (Entered: 11/30/1992)

11/30/1992	3	Motion by Michelle Kosilek to proceed in forma pauperis (j dj) (Entered: 11/30/1992)
11/30/1992	4	Plaintiffs explanation of attachments. (j dj) (Entered: 11/30/1992)
12/30/1992	5	Letter to the court from plaintiff requesting emergency relief w/attachments. (j dj) (Entered: 12/30/1992)
01/19/1993	6	Motion by David R. Nelson, Glenn Sturgeon, Edwin Roderiques, Joanne Carrol-Connor, Michael Murray, Matthew Pittman to dismiss for failure to state claim (j dj) (Entered: 01/19/1993)
01/19/1993	7	Memorandum by David R. Nelson, Glenn Sturgeon, Edwin Roderiques, Dean Royer, Joanne Carrol-Connor, Michael Murray, Matthew Pittman in support of [6-1] motion to dismiss for failure to state claim. c/s. (j dj) (Entered: 01/19/1993)
01/19/1993	8	Acknowledgement of service as to Bettina Borders (j dj) (Entered: 01/19/1993)
01/19/1993	9	Answer to Complaint by Bettina Borders; jury demand (j dj) (Entered: 01/19/1993)
01/27/1993	10	Acknowledgement of service as to Scott Harshbarger 1/22/93 (j dj) (Entered: 01/27/1993)
02/05/1993	11	Motion by Scott Harshbarger to dismiss (j dj) (Entered: 02/05/1993)
02/05/1993	12	Memorandum by Scott Harshbarger in support of [11-1] motion to dismiss (j dj) (Entered: 02/05/1993)
02/05/1993	13	Judge Mark L. Wolf . Memorandum and Order denying [3-1] motion to proceed in forma pauperis, denying [2-1] motion for appointment of counsel (j dj) (Entered: 02/05/1993)
02/08/1993	14	Motion by Michelle Kosilek to amend [1-1] complaint (j dj) (Entered: 02/08/1993)
02/18/1993	15	Response by Bettina Borders in opposition to [14-1] motion to amend [1-1] complaint (j dj) (Entered: 02/18/1993)
04/27/1993	16	Letter to the court from Phillip Beauregard requesting action on motion to dismiss. (j dj) (Entered: 04/27/1993)
08/23/1993	17	Letter to the court regarding pending petition for writ of habeus corpus. (j dj) (Entered: 08/23/1993)
10/20/1993		Mail sent to Mishelle Kosilek returned by Post Office "not here" (j dj) (Entered: 10/20/1993)
11/16/1993	18	Letter filed by Michelle Kosilek dated 11/7/93 to Judge Wolf Re: status of case (j dj) (Entered: 11/16/1993)
12/29/1993	19	Letter filed by Beverly R. Roby dated: 12/21/93 to: Mr Johnson re: pending motion to dismiss filed. (j dj) (Entered: 12/29/1993)
01/31/1994	20	Letter filed by Beverly R. Roby dated: 1/27/94 to: Court regarding motion to dismiss filed. (j dj) (Entered: 01/31/1994)
03/02/1994	21	Motion by Michelle Kosilek for partial summary judgment (j dj) (Entered: 03/02/1994)
03/16/1994	22	Notice of change of address by Michelle Kosilek by Michelle Kosilek (j dj) (Entered: 03/16/1994)
03/22/1994	23	Letter filed by Phillip Beauregard dated: 3/22/94 to: Ms Whitney re: transfer of case filed. (j dj) (Entered: 03/25/1994)
03/31/1994	24	Answer to Complaint by Scott Harshbarger; jury demand (j dj) (Entered: 03/31/1994)
04/21/1994	25	Judge Mark L. Wolf . Civil Order of Reference entered. Case referred to Mag. Judge Zachary R. Karol for RRon all dispositive issues . (j dj) (Entered: 04/21/1994)

06/07/1994	26	Mag. Judge Zachary R. Karol . Order entered granting [14-1] motion to amend [1-1] complaint, Response to motion reset to 7/1/94 for [11-1] motion to dismiss, reset to 7/1/94 for [6-1] motion to dismiss for failure to state claim debts may supplement there motions to dismiss by 6/20/94 . (jdj) (Entered: 06/07/1994)
06/21/1994	27	Supplemental Memorandum by David R. Nelson, Glenn Sturgeon, Edwin Roderiques, Joanne Carrol-Connor, Michael Murray, Matthew Pittman, and Dean Royer in support of [11-1] motion to dismiss , filed. c/s. (jdj) (Entered: 06/21/1994)
06/21/1994	28	Motion by L. Scott Harshbarger to dismiss amended complaint , filed. Referred to Mag. Judge Zachary R. Karol (jdj) (Entered: 06/21/1994)
06/21/1994	29	Memorandum by L. Scott Harshbarger in support of [28-1] motion to dismiss amended complaint , filed. (jdj) (Entered: 06/21/1994)
06/27/1994	30	Response by Michelle Kosilek in opposition to [28-1] motion to dismiss amended complaint , filed. (jdj) (Entered: 06/27/1994)
06/30/1994	32	Memorandum by Bettina Borders in support of [31-1] motion to dismiss , filed. (jdj) (Entered: 07/01/1994)
06/30/1994	33	Affidavit of Bettina Borders , re: [31-1] motion to dismiss , filed. (jdj) (Entered: 07/01/1994)
07/01/1994	31	Motion by Bettina Borders to dismiss , filed. (jdj) (Entered: 07/01/1994)
12/16/1994		Motion(s) no longer referred: [28-1] motion to dismiss amended complaint, [21-1] motion for partial summary judgment, [6-1] motion to dismiss for failure to state claim . (vah) (Entered: 10/04/1995)
12/16/1994	34	Report and Recommendations by Mag. Judge Zachary R. Karol re: [28-1] motion to dismiss amended complaint, [21-1] motion for partial summary judgment, [6-1] motion to dismiss for failure to state claim entered; Magistrate's Recommendation: . Objection to R and R due by 12/26/94 . Motion no longer referred: . (jdj) (Entered: 12/16/1994)
12/27/1994	35	Objections by David R. Nelson to [34-1] report and recommendations , filed. (jdj) (Entered: 12/27/1994)
12/27/1994		Motion by Michelle Kosilek to further amend [1-1] complaint , filed. Referred to Mag. Judge Zachary R. Karol(jdj) (Entered: 12/27/1994)
12/30/1994	38	Motion by Michelle Kosilek to proceed in forma pauperis , filed. Referred to Mag. Judge Zachary R. Karol (jdj) (Entered: 12/30/1994)
12/30/1994	39	Affidavit of Michelle Kosilek , re: [38-1] motion to proceed in forma pauperis , filed. (jdj) (Entered: 12/30/1994)
12/30/1994	40	Financial Affidavit by Michelle Kosilek , filed. (jdj) (Entered: 12/30/1994)
12/30/1994	41	Motion by Michelle Kosilek for appointment of counsel , filed. Referred to Mag. Judge Zachary R. Karol (jdj) (Entered: 12/30/1994)
01/04/1995	42	Motion by Bettina Borders to extend time to file motion to dismiss , filed. Referred to Mag. Judge Zachary R. Karol (jdj) (Entered: 01/04/1995)
01/18/1995	43	Plaintiffs response to defendant Nelsons objections to Magistrates Report of 12/16/94 (jdj) (Entered: 01/18/1995)
01/19/1995		Per request of Magistrate Karol pleadings # 36 &37 have been returned to plaintiff pursuant to Rule 15.1 (addition of new parties). (jdj) (Entered: 01/19/1995)
02/03/1995	44	Letter by Michelle Kosilek dated: 2/1/95 to: court re: motion to amend , filed. (jdj) (Entered: 02/03/1995)
02/03/1995	45	Motion by Michelle Kosilek for appointment of counsel , filed. Referred to Mag. Judge Zachary R. Karol (jdj) (Entered: 02/03/1995)
02/07/1995		Motion(s) no longer referred: [31-1] motion to dismiss . (vah) (Entered: 10/04/1995)

02/07/1995		CASE NO LONGER REFERRED TO Mag. Judge Zachary R. Karol . (vah) (Entered: 10/04/1995)
02/07/1995	46	Report and Recommendations by Mag. Judge Zachary R. Karol re: [31-1] motion to dismiss entered; Magistrate's Recommendation: granted . Objection to R and R due by 2/17/95 . Motion no longer referred: . (jdj) (Entered: 02/07/1995)
02/13/1995	47	Objections by Michelle Kosilek to [46-1] report and recommendations , filed. (jdj) (Entered: 02/13/1995)
03/10/1995	48	Motion by Bettina Borders for summary judgment , filed. (cmg) (Entered: 03/10/1995)
09/29/1995		Terminated document mootng [38-1] motion to proceed in forma pauperis Requested by Thomas Quinn. filing fee having been paid (vah) (Entered: 10/04/1995)
01/04/1996	49	Judge Mark L. Wolf . Order entered granting [31-1] motion to dismiss of Glenn Sturgeon, Edwin Rodriques, Joanne Carrol-Connor, Michael Murray, Matthew Pittman and Dean Royer, denying [21-1] motion for partial summary judgment, granting [11-1] motion to dismiss, denying [6-1] motion to dismiss for failure to state claim, set amended pleadings due for 2/16/96 . Parties shall file consent to magistrate trial in a timely manner, if no party informs it will be deemed consented to and transferred. cc/cl. (cjn) (Entered: 01/05/1996)
01/10/1996		Terminated document terminating [48-1] motion for summary judgment, terminating [45-1] motion for appointment of counsel, terminating [42-1] motion to extend time to file motion to dismiss, terminating [41-1] motion for appointment of counsel, terminating [28-1] motion to dismiss amended complaint.. See 1-4-96 Memo. Requested by Zita Lovett. (cjn) (Entered: 01/10/1996)
02/05/1996	50	Answer by David R. Nelson to complaint; jury demand, filed. c/s. (cjn) (Entered: 02/06/1996)
02/05/1996	51	Consent to trial by Magistrate by David R. Nelson , filed. c/s. (cjn) (Entered: 02/06/1996)
02/20/1996	52	Consent to trial by Magistrate by Michelle Kosilek , filed. (cjn) (Entered: 02/23/1996)
02/20/1996	53	Letter by Michelle Kosilek dated: 2/14/96 to: Clerk re: pending motions filed. c/s. (cjn) (Entered: 02/23/1996)
02/26/1996		Case reassigned from Judge Wolf to Mag. Judge Zachary R. Karol for all purposes, including trial and entry of final judgment. Notice sent to counsel. (cjn) (Entered: 02/26/1996)
09/24/1996	54	Letter by Michelle Kosilek dated: 9/24/96 to: Clerk re: pending filed. (cjn) (Entered: 09/25/1996)
02/13/1997	55	Letter dated: 2/13/97 to: Ms. Kosilek re: assignment of case filed. (sad) (Entered: 02/20/1997)
02/06/1998	56	Notice of dismissal for want of prosecution without further notice after 30 days , filed. cc/cl (sad) (Entered: 02/09/1998)
02/18/1998	57	Letter by Michelle Kosilek dated: 2/14/98 to: the Court re: Explanation pursuant to Local Rule 41.1(a)(3), filed. (tmc) (Entered: 02/24/1998)
02/23/1998	58	Response by David R. Nelson in opposition to [57-1] remark filed. c/s (tmc) (Entered: 03/04/1998)
12/28/1998	59	Motion by Michelle Kosilek for Hearing , filed. (lau) (Entered: 02/04/1999)
01/07/1999	60	Response by David R. Nelson in opposition to [59-1] motion for Hearing , filed. (lau) (Entered: 02/04/1999)
02/05/1999	61	Mag. Judge Zachary R. Karol . Order entered, set status conference for reset to 10:30 3/3/99 . Entered (lau) Modified on 04/15/1999 (Entered: 02/08/1999)

02/22/1999	62	Response by David R. Nelson in opposition to plaintiff's motion to amend and motion for injunctive relief , filed. (lau) (Entered: 02/23/1999)
02/22/1999	63	Motion by David R. Nelson to dismiss for lack of prosecution , filed. (lau) (Entered: 02/23/1999)
02/22/1999	64	Certificate of Consultation re: [63-1] motion to dismiss for lack of prosecution , filed. (lau) (Entered: 02/23/1999)
02/23/1999	65	Motion by Michelle Kosilek to further amend , filed. (lau) (Entered: 02/23/1999)
02/23/1999	66	Motion by Michelle Kosilek for injunctive relief , filed. (lau) (Entered: 02/23/1999)
02/23/1999	67	Motion by Michelle Kosilek for appointment of counsel , filed. (lau) (Entered: 02/23/1999)
02/23/1999	68	Certificate of service by Michelle Kosilek re: [67-1] motion for appointment of counsel, [66-1] motion for injunctive relief, [65-1] motion to further amend , filed. (lau) (Entered: 02/23/1999)
03/03/1999		Status conference held . (lau) (Entered: 03/05/1999)
03/03/1999	70	Mag. Judge Zachary R. Karol . Clerk's Notes: re: status conference; ZRK reviews the case status, and pending motions with the parties: the plaintiff is seeking money damages from defendant David Nelson who will remain in this case. The defendant Commonwealth of Mass. will resolve who will represent the Comm., the AG or Attorney McFarland from the Dept. of Corrections. The new defendant must notify the court as soon as possible if they consent to Mag. Judge's jurisdiction to try this case; the following schedule was established by ZRK: 4/16/99 defendant responses are due; 6/4/99 discovery period ends; 7/9/99 dispositive motions dues; Court Reporter: Tape 99 (lau) (Entered: 03/05/1999)
03/04/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered granting [65-1] motion to further amend. Entered (lau) (Entered: 03/05/1999)
03/04/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered denying [67-1] motion for appointment of counsel. Entered (lau) (Entered: 03/05/1999)
03/04/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered denying [45-1] motion for appointment of counsel. Entered (lau) (Entered: 03/05/1999)
03/04/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered denying [63-1] motion to dismiss for lack of prosecution. Entered (lau) (Entered: 03/05/1999)
03/04/1999	69	Mag. Judge Zachary R. Karol. Order entered: Pltf's Motion to Further Amend her Complaint is Allowed. Michael T. Maloney, Comm. of the Mass. Dept of Corrections, having agreed to accept service, is a Deft in this case from today's date. Deft Maloney shall respond to pltf's amended complaint, as set for within Pltf's motion to Amend, by way of answer or dispositive motion, on or before 4/16/99. Deft Maloney shall also respond to pltf's Motion for Injunctive Relief (Docket No. 61) on or before 4/16/99. Deft Maloney shall notify the Court as quickly as possible as to whether or not he consents to magistrate judge jurisdiction in this case. Deft Nelson's Motion to Dismiss for Lack of Prosecution is Denied. set discovery due for 6/4/99 , set dispositive motion filing deadline for 7/9/99 , Response to dispositive motions by 8/13/99 , motion . (ktb) (Entered: 04/15/1999)
03/12/1999	71	Letter dated 3/12/99 to clerk from counsel for deft Richard C. McFarland advising the court that he is withholding his consent to the exercise of jurisdiction of a magistrate judge, FILED. (received for docketing 4/12/99) (ktb) (Entered: 04/15/1999)
03/19/1999	72	Notice of appearance of attorney for Michael T. Maloney by Richard C. McFarland, filed, c/s. (ktb) (Entered: 04/15/1999)
03/30/1999	100	Motion by Michelle Kosilek for procedural clarification , filed, c/s. (ktb) (Entered: 07/08/1999)
04/05/1999	73	Letter by Michael Franco dated: 3/29/99 to: Michelle Koselik enclosing Deft Nelson's First Set of Interrogatories to be answered within 30 days of receipt and enclosing Deft Nelson's First Request for Production of Documents to Pltf to e

		answered w/i 30 days of receipt, FILED. (ktb) (Entered: 04/15/1999)
04/05/1999	131	Motion by Michelle Kosilek for summary judgment with incorporated memorandum of law , And Attachments, filed. (received for docketing 11/23/99) (ktb) (Entered: 11/24/1999)
04/09/1999	74	Motion by Michael T. Maloney for leave to depose pltf , filed., c/s. (ktb) (Entered: 04/15/1999)
04/12/1999	75	Letter by Michelle Kosilek dated: 4/9/99 to: clerk enclosing one three page Policy Directive to be attached as Exhibit 4 to the recently filed motion for summary judgment, FILED. filed. (ktb) (Entered: 04/15/1999)
04/14/1999	76	Memorandum by Michelle Kosilek in opposition to [74-1] motion for leave to depose pltf , filed. (ktb) (Entered: 04/15/1999)
04/16/1999	89	Motion by Michael T. Maloney to dismiss the pltf's amended complaint , filed, c/s. (ktb) (Entered: 07/08/1999)
04/16/1999	90	Memorandum by Michael T. Maloney in support of [89-1] motion to dismiss the pltf's amended complaint , filed. (ktb) (Entered: 07/08/1999)
04/16/1999	91	Response by Michael T. Maloney in opposition to Pltf's motion for Preliminary injunction, FILED, c/s. (ktb) (Entered: 07/08/1999)
04/19/1999	92	Response by David R. Nelson in opposition to Pltf's Motion for Summary Judgment, FILED, c/s (ktb) (Entered: 07/08/1999)
04/19/1999	93	Memorandum by David R. Nelson in support of [92-1] opposition response, filedr, c/s. (ktb) (Entered: 07/08/1999)
04/19/1999	94	Motion by David R. Nelson to defer ruling on pltf's motion for summary judgment under Rule 56(f) , filed, c/s. (ktb) (Entered: 07/08/1999)
04/20/1999	70	Response by Michelle Kosilek in opposition to [63-1] motion to dismiss for lack of prosecution , filed. (lau) (Entered: 04/23/1999)
04/29/1999	71	Motion by David R. Nelson for joinder in defendant Maloney's motion for leave to depose plaintiff , filed. (lau) (Entered: 04/29/1999)
05/03/1999	72	Motion by David R. Nelson for order requiring Dr. Strasburger to produce records under subpoena , filed. (lau) (Entered: 05/03/1999)
05/03/1999	73	Memorandum by David R. Nelson in support of [72-1] motion for order requiring Dr. Strasburger to produce records under subpoena , filed. (lau) (Entered: 05/03/1999)
05/03/1999	74	Certificate of Consultation re: [72-1] motion for order requiring Dr. Strasburger to produce records under subpoena , filed. (lau) (Entered: 05/03/1999)
05/05/1999	75	Response by Michelle Kosilek in opposition to [72-1] motion for order requiring Dr. Strasburger to produce records under subpoena, [71-1] motion for joinder in defendant Maloney's motion for leave to depose plaintiff, [74-1] motion for leave to depose pltf , filed. (lau) (Entered: 05/05/1999)
05/12/1999	76	Mag. Judge Zachary R. Karol . Procedural Order entered re: "all of the parties have not consented to a magistrate judge trial...accordingly the case is hereby returned to the district court judge" (fmr) (Entered: 05/13/1999)
05/13/1999	77	Judge Mark L. Wolf . ORDER entered: referral to Mag. Judge Zachary R. Karol . : [72-1] motion for order requiring Dr. Strasburger to produce records under subpoena, [71-1] motion for joinder in defendant Maloney's motion for leave to depose plaintiff, [74-1] motion for leave to depose pltf, [66-1] motion for injunctive relief, [59-1] motion for Hearing . Purpose: all pretrial purposes . (fmr) (Entered: 05/13/1999)
05/13/1999	78	Motion by Michael T. Maloney to waive local rules 7.1 (A)(2) and 37.1 , filed. (lau) (Entered: 05/13/1999)

05/13/1999		Case reassigned from Judge Karol to Judge Mark L. Wolf . (fmr) (Entered: 05/20/1999)
05/17/1999	95	Motion by David R. Nelson to compel Deft Maloney's Production of Documents , filed, c/s. (ktb) (Entered: 07/08/1999)
05/17/1999	96	Memorandum by David R. Nelson in support of [95-1] motion to compel Deft Maloney's Production of Documents , filed. (ktb) (Entered: 07/08/1999)
05/17/1999	97	Cross motion by David R. Nelson to exempt Deft Nelson from these requirements , filed, c/s. (ktb) (Entered: 07/08/1999)
05/17/1999	98	Local Rule 7.1 and 37.1 Certificate, FILED, c/s. (ktb) (Entered: 07/08/1999)
05/18/1999	79	Motion by David R. Nelson to compel plaintiff's production of documents and answers to interrogatories , filed. (lau) (Entered: 05/18/1999)
05/18/1999	80	Memorandum by David R. Nelson in support of [79-1] motion to compel plaintiff's production of documents and answers to interrogatories , filed. (lau) (Entered: 05/18/1999)
05/18/1999	81	Certificate of Consultation with Certificate of Service attached re: [79-1] motion to compel plaintiff's production of documents and answers to interrogatories , filed. (lau) (Entered: 05/18/1999)
05/21/1999	82	Motion by Michael T. Maloney to compel plaintiff to produce documents and answer interrogatories , filed. (lau) (Entered: 05/24/1999)
05/21/1999	83	Memorandum by Michael T. Maloney in support of [82-1] motion to compel plaintiff to produce documents and answer interrogatories , filed. (lau) (Entered: 05/24/1999)
05/21/1999	84	Certificate of Consultation re: [82-1] motion to compel plaintiff to produce documents and answer interrogatories , filed. (lau) (Entered: 05/24/1999)
05/21/1999	85	Joint motion by David R. Nelson, Michael T. Maloney to extend litigation deadlines for 90 days , filed. . (lau) (Entered: 05/24/1999)
05/21/1999	86	Memorandum by David R. Nelson, Michael T. Maloney in support of [85-1] joint motion to extend litigation deadlines for 90 days , filed. (lau) (Entered: 05/24/1999)
05/21/1999	87	Certificate of Consultation re: #85 , filed. (lau) (Entered: 05/24/1999)
06/01/1999	99	Memorandum by Michelle Kosilek in opposition to [85-1] joint motion to extend litigation deadlines for 90 days , filed, c/s. (ktb) (Entered: 07/08/1999)
06/02/1999	88	Adendum to Motion in opposition of 5/24/99, FILED. (ktb) (Entered: 06/08/1999)
07/02/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered granting [79-1] motion to compel plaintiff's production of documents and answers to interrogatories. "Allowed, Discovery to be produced within 30 days. [EOD Date 7/6/99] (ktb) (Entered: 07/06/1999)
07/02/1999		Judge Mark L. Wolf . Endorsed Order entered granting [74-1] motion for leave to depose pltf . [EOD Date 7/6/99] (ktb) (Entered: 07/06/1999)
07/02/1999		Judge Mark L. Wolf . Endorsed Order entered granting [82-1] motion to compel plaintiff to produce documents and answer interrogatories. "Allowed. Discovery to be produced within 30 days." [EOD Date 7/6/99] (ktb) (Entered: 07/06/1999)
07/02/1999		Judge Mark L. Wolf . Endorsed Order entered granting [85-1] joint motion to extend litigation deadlines for 90 days . [EOD Date 7/6/99] (ktb) (Entered: 07/06/1999)
07/06/1999		Judge Mark L. Wolf . Endorsed Order entered granting [71-1] motion for joinder in defendant Maloney's motion for leave to depose plaintiff. [EOD Date 7/6/99] (ktb) (Entered: 07/06/1999)
07/06/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered granting [78-1] motion to waive local rules 7.1 (A)(2) and 37.1 . [EOD Date 7/12/99] (ktb) (Entered: 07/12/1999)

07/08/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered granting [97-1] cross motion to exempt Deft Nelson from these requirements . [EOD Date 7/12/99] (ktb) (Entered: 07/12/1999)
07/09/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered granting [95-1] motion to compel Deft Maloney's Production of Documents . [EOD Date 7/12/99] (ktb) (Entered: 07/12/1999)
07/09/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered granting [72-1] motion for order requiring Dr. Strasburger to produce records under subpoena . [EOD Date 7/12/99] (ktb) (Entered: 07/12/1999)
08/20/1999	101	Emergency Motion by Michelle Kosilek for appointment of counsel , filed, c/s. (ktb) (Entered: 08/20/1999)
08/20/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered denying [101-1] motion for appointment of counsel . [EOD Date 8/20/99] (ktb) (Entered: 08/20/1999)
08/20/1999	102	Motion by Michael T. Maloney to compel deft Nelson to Produce Documents , filed, c/s. (ktb) (Entered: 08/20/1999)
08/20/1999	103	Text not available. (Entered: 08/20/1999)
08/30/1999	130	Letter by Richard C. McFarland dated: 8/27/99 to: Mr. Quinn advising the court that he wishes to withdraw Deft Maloney's Motion to Compel Deft Nelson to Produce Documents, FILED cc pla and Michael Franco (received for docketing 11/24/99) (ktb) (Entered: 11/24/1999)
09/01/1999	129	Stipulation of Voluntary Dismissal of all claims against Deft David Nelson Except Claim Concerning Treatment for Gender Dysphoria by Michelle Kosilek, David R. Nelson, FILED. c/s. (received for docketing from Judge Collings Chambers 11/24/99) (ktb) Modified on 11/24/1999 (Entered: 11/24/1999)
09/03/1999	104	Motion by David R. Nelson, Michael T. Maloney to extend time from 10/9/9 to 11/9/99 to file summary judgment motions , filed, c/s. (ktb) (Entered: 09/10/1999)
09/03/1999		Mag. Judge Zachary R. Karol . Endorsed Order entered granting [104-1] motion to extend time from 10/9/9 to 11/9/99 to file summary judgment motions . [EOD Date 10/6/99] (ktb) (Entered: 10/06/1999)
09/13/1999		CASE NO LONGER REFERRED TO Mag. Judge Zachary R. Karol. Case has been returned to Judge Mark L. Wolf for all puposes. (fmr) (Entered: 10/04/1999)
09/13/1999		Motion(s) no longer referred: [104-1] motion to extend time from 10/9/9 to 11/9/99 to file summary judgment motions, [102-1] motion to compel deft Nelson to Produce Documents, [101-1] motion for appointment of counsel, [85-1] joint motion to extend litigation deadlines for 90 days, [82-1] motion to compel plaintiff to produce documents and answer interrogatories, [79-1] motion to compel plaintiff's production of documents and answers to interrogatories, [97-1] cross motion to exempt Deft Nelson from these requirements, [95-1] motion to compel Deft Maloney's Production of Documents, [78-1] motion to waive local rules 7.1 (A)(2) and 37.1, [72-1] motion for order requiring Dr. Strasburger to produce records under subpoena, [71-1] motion for joinder in defendant Maloney's motion for leave to depose plaintiff, [94-1] motion to defer ruling on pltf's motion for summary judgment under Rule 56(f), [89-1] motion to dismiss the pltf's amended complaint, [74-1] motion for leave to depose pltf, [100-1] motion for procedural clarification, [67-1] motion for appointment of counsel, [66-1] motion for injunctive relief, [65-1] motion to further amend, [63-1] motion to dismiss for lack of prosecution, [59-1] motion for Hearing, [48-1] motion for summary judgment, [45-1] motion for appointment of counsel, [42-1] motion to extend time to file motion to dismiss, [41-1] motion for appointment of counsel, [38-1] motion to proceed in forma pauperis, [31-1] motion to dismiss, [28-1] motion to dismiss amended complaint, [21-1] motion for partial summary judgment, [14-1] motion to amend [1-1] complaint, [11-1] motion to dismiss, [6-1] motion to dismiss for failure to state claim, [3-1] motion to proceed in forma pauperis, [2-1] motion for appointment of counsel . (fmr) (Entered: 10/04/1999)

09/21/1999	105	Motion by Michelle Kosilek for remedial action , filed, (ktb) (Entered: 10/06/1999)
09/21/1999	106	Affidavit of Gregory J. Hughes, L.I.C.S.W., filed. (ktb) (Entered: 10/06/1999)
09/21/1999	107	Declaration/Affidavit of Gianna E. Israel, FILED. (ktb) (Entered: 10/06/1999)
09/21/1999	108	Second Affidavit of Gianna E. Israel, FILED. (ktb) (Entered: 10/06/1999)
09/21/1999	111	Pltf's Addendum to Motion in Opposition, Doc. No. 110, FILED. FILED. (ktb) (Entered: 10/06/1999)
11/03/1999	114	Motion by David R. Nelson to extend s/j judgment deadline , filed, c/s. (ktb) (Entered: 11/03/1999)
11/03/1999	115	Affidavit of Michael Franco, FILED, c/s. (ktb) (Entered: 11/03/1999)
11/04/1999		Judge Mark L. Wolf . Endorsed Order entered granting [114-1] motion to extend s/j judgment deadline . [EOD Date 11/5/99] cc/cl. (ktb) (Entered: 11/05/1999)
11/08/1999	116	Cross motion by Michael T. Maloney for summary judgment , filed, c/s. (ktb) (Entered: 11/08/1999)
11/08/1999	117	Memorandum by Michael T. Maloney in support of [116-1] cross motion for summary judgment, filed, c/s. (ktb) (Entered: 11/08/1999)
11/08/1999	118	Response by Michelle Kosilek in opposition to [114-1] motion to extend s/j judgment deadline, filed, c/s. (ktb) (Entered: 11/16/1999)
11/08/1999	121	Letter by Michelle Kosilek by Michelle Kosilek dated: 11/8/99 to: Clerk re: settlement offer filed. (fmr) (Entered: 11/19/1999)
11/10/1999	119	Motion by Michelle Kosilek to compel production of documents , filed, c/s. (ktb) (Entered: 11/16/1999)
11/10/1999	120	Emergency Motion by Michelle Kosilek for Hearing , filed, c/s. (ktb) (Entered: 11/16/1999)
11/16/1999	122	Plaintiffs addendum to motion for summary judgement. (fmr) (Entered: 11/19/1999)
11/19/1999	123	Response by David R. Nelson in opposition to [119-1] motion to compel production of documents , filed. c/s (mr) (Entered: 11/22/1999)
11/19/1999	124	Response by David R. Nelson in opposition to [120-1] motion for Hearing , filed. (mr) (Entered: 11/22/1999)
11/19/1999	125	Response by David R. Nelson in opposition to plaintiffs motion for expert witness fee, filed. (mr) (Entered: 11/22/1999)
11/19/1999	126	Amended Motion by Michelle Kosilek for summary judgment , filed. (ktb) (Entered: 11/24/1999)
11/21/1999	127	Letter by Michelle Kosilek dated: 11/20/99 enclsing pltf's response to "Deft's Motions in Opposition," filed. (ktb) (Entered: 11/24/1999)
11/21/1999	128	Reply by Michelle Kosilek to response to [119-1] motion to compel production of documents , filed. (ktb) (Entered: 11/24/1999)
11/23/1999	132	Judge Mark L. Wolf . Order entered, Motion hearing set for 2:00 12/20/99 for [119-1] motion to compel production of documents, set for 2:00 12/20/99 for [89-1] motion to dismiss the pltf's amended complaint, set for 2:00 12/20/99 for [66-1] motion for injunctive relief . [EOD Date 11/24/99] cc/cl. (ktb) (Entered: 11/24/1999)
11/24/1999		Terminated document: withdrawing [102-1] motion to compel deft Nelson to Produce Documents pursuant to Letter filed 8/30/99 withdrawing this notion Requested by mlw. (ktb) (Entered: 11/24/1999)
11/29/1999	133	Cross motion by David R. Nelson for summary judgment , filed. (sad) (Entered: 11/30/1999)

11/29/1999	134	Statement of Facts by David R. Nelson re: [133-1] cross motion for summary judgment , filed. c/s (sad) (Entered: 11/30/1999)
11/29/1999	135	Memorandum by David R. Nelson in support of [133-1] cross motion for summary judgment , filed. c/s (sad) (Entered: 11/30/1999)
12/07/1999	136	Response by David R. Nelson in opposition to [126-1] motion for summary judgment, filed, c/s. (ktb) (Entered: 12/07/1999)
12/07/1999	137	Motion by David R. Nelson to strike [108-1] affidavit, [107-1] affidavit , filed, c/s. (ktb) (Entered: 12/07/1999)
12/07/1999	138	Letter by Michelle Kosilek dated: 12/3/99 to: clerk requesting that four subpoen forms and requesting that a writ of habeas corpus be issued for him to appear at the 12/20/99 hearing. filed. (ktb) (Entered: 12/08/1999)
12/16/1999		Writ of Habeas Corpus issued for appearance of: Michele Kosilek on 12/20/99 at 2:00 p.m. (ktb) (Entered: 12/20/1999)
12/20/1999		Motion hearing held. (ktb) (Entered: 12/22/1999)
12/20/1999	139	Judge Mark L. Wolf . Clerk's Notes: re: Motion Hearing: Parties state the essence of the case. Dept. of Corrections shall by 1/7/00 report re expdpt recommendation for treatment. Court will consider appointing an expert. Another hearing is scheduled for Order to issue. Court Reporter: Twomey (ktb) (Entered: 12/22/1999)
12/23/1999	140	Judge Mark L. Wolf. Order entered. Deft Maloney sahl by 1/7/00, inform pltf Michelle Kosilek and the court whether he will engage a professional with expertise concerning gender dysphoria to evaluate pltf and report...cc/cl. [EOD Date 12/29/99] (ktb) (Entered: 12/29/1999)
01/07/2000	141	Reply/response by Michael T. Maloney to [140-1] order , filed, c/s. (ktb) (Entered: 01/07/2000)
01/10/2000	142	WRIT of Habeas Corpus returned executed. (ktb) (Entered: 01/10/2000)
01/11/2000	143	Motion by Michelle Kosilek to compel testimony , filed, c/s. (ktb) (Entered: 01/12/2000)
01/11/2000	144	Letter by Michelle Kosilek to Judge Wolf, FILED. (ktb) (Entered: 01/12/2000)
01/25/2000	145	Response by David R. Nelson in opposition to [143-1] motion to compel testimony, filed, c/s. (ktb) (Entered: 01/28/2000)
01/25/2000	146	Response by Michael T. Maloney in opposition to [143-1] motion to compel testimony, filed, c/s. (ktb) (Entered: 01/28/2000)
02/08/2000	147	Letter by Richard C. McFarland dated: 2/7/00 to Judge Wolf advising the court that tgh Dept . of Correction has engages Marshall Forstein, M.D., an expert in gender dysphoria, to examination pltf Michelle Koselik, FILED. (ktb) (Entered: 02/08/2000)
02/09/2000		Terminated document: mootng [59-1] motion for Hearing mootng [120-1] motion for Hearing Requested by mlw. (ktb) (Entered: 02/09/2000)
02/10/2000	148	Judge Mark L. Wolf . Order entered, set status conference for reset to 11:00 2/17/00 Pltf's counsel shall inform the court and the defts whether pltf wishes to attend. The examination of pltf shall be deferred until after the 2/17/00 status conference. cc/cl. [EOD Date 2/11/00] (ktb) (Entered: 02/11/2000)
02/16/2000	149	Letter dated: 2/16/00 to: Judge Wolf re: representation of Ms. Koselik, filed. (ktb) (Entered: 02/16/2000)
02/16/2000		Writ of Habeas Corpus issued for appearance of: Michelle Kosilek on 2/17/00 at 10:00. (ktb) (Entered: 02/22/2000)
02/17/2000		Status conference held . (ktb) (Entered: 02/22/2000)
02/17/2000	150	Judge Mark L. Wolf . Clerk's Notes: re: Status Conf Court Reporter: Twomey (ktb) (Entered: 02/22/2000)

02/17/2000	151	Judge Mark L. Wolf . Order entered denying [143-1] motion to compel testimony, denying [137-1] motion to strike [108-1] affidavit, [107-1] affidavit, denying [126-1] motion for summary judgment, denying [119-1] motion to compel production of documents, denying [116-1] cross motion for summary judgment, denying [105-1] motion for remedial action denying [131-1] motion for summary judgment with incorporated memorandum of law denying [133-1] cross motion for summary judgment, denying [94-1] motion to defer ruling on pltf's motion for summary judgment under Rule 56(f), denying [89-1] motion to dismiss the pltf's amended complaint, denying [100-1] motion for procedural clarification, denying [66-1] motion for injunctive relief, Pltf's amended complaint to be filed by 3/10/00 that is limited to pltf's claims concerning treatment for gender dysphoria, and state whether pltf seeks to maintain any claim against David R. Nelson. If pltf wishes to maintain any claims against Nelson, pltf shall, by 3/24/00, supplement the response to Nelson's motion for summary judgment (Docket #133) . With the exception of Nelsons's motion for s/j, all pending motions are denied w/o prejudice. cc/cl. [EOD Date 2/22/00] (ktb) (Entered: 02/22/2000)
03/01/2000	152	Motion by Michael T. Maloney to amend [151-1] order Pltf's amended complaint to be filed by 3/10/00 that is limited to pltf's claims concerning treatment for gender dysphoria, and state whether pltf seeks to maintain any claim against David R. Nelson. If pltf wishes to maintain any claims against Nelson, pltf shall, by 3/24/00, supplement the response to Nelson's motion for summary judgment (Docket #133) , filed, c/s. (ktb) (Entered: 03/01/2000)
03/03/2000		Mail sent to Phil Beauregard returned by Post Office because: no frward orer on file. (ktb) (Entered: 03/27/2000)
03/06/2000	153	Letter by Richard C. McFarland dated: 3/3/00 to: Judge Woilf advising that Dr. Narshall Forsetinb has rescheduled his evaluation of pltf to take place on 3/15/00 at 2:30 p.m. at MCI-Norfolk, FILED. (ktb) (Entered: 03/06/2000)
03/08/2000	155	Letter by Frances S. Cohen dated: March 8, 2000 to: Judge Wolf re: Rule 1.12 of the Mass. Rules of Professional Conduct Notification that Seth Kosto is screened from any participation in the case whereas he served as law clerk to the Honorable Zachary Karol from August 1998-September 1999. (scj) (Entered: 03/14/2000)
03/08/2000	156	Affidavit of Timothy Darcy re: [155-1] Letter from Frances Cohen. filed. (scj) (Entered: 03/14/2000)
03/08/2000	157	Affidavit Seth Kosto re: [155-1] Letter from Frances Cohen. filed. (scj) (Entered: 03/14/2000)
03/10/2000	154	Amended complaint by Michelle Kosilek filed. (Answer due 3/20/00 for Michael T. Maloney, for L. Scott Harshbarger, for Bettina Borders, for Dean Royer, for Matthew Pittman, for Michael Murray, for Joanne Carrol-Connor, for Edwin Roderiques, for Glenn Sturgeon, for David R. Nelson) . Amended complaint amends [1-1] complaint ; adding . (fmr) (Entered: 03/13/2000)
03/14/2000	158	Response by Michelle Kosilek in opposition to [151-1] order Pltf's amended complaint to be filed by 3/10/00 that is limited to pltf's claims concerning treatment for gender dysphoria, and state whether pltf seeks to maintain any claim against David R. Nelson. If pltf wishes to maintain any claims against Nelson, pltf shall, by 3/24/00, supplement the response to Nelson's motion for summary judgment (Docket #133) , filed. (ktb) (Entered: 03/15/2000)
03/24/2000	159	Response by Michelle Kosilek in opposition to [133-1] cross motion for summary judgment, filed, c/s. (ktb) (Entered: 03/27/2000)
03/24/2000	160	Text not available. (Entered: 03/27/2000)
04/03/2000	161	Motion by Michael T. Maloney to dismiss Counts I and III of the Complaint , filed, c/s. (ktb) Modified on 04/18/2000 (Entered: 04/04/2000)
04/03/2000	162	Certificate of Consultation re: [161-1] motion to dismiss Counts IIIII and II of the Complaint , filed. (ktb) (Entered: 04/04/2000)
04/03/2000	163	Memorandum by Michael T. Maloney in support of [161-1] motion to dismiss Counts IIIII and II of the Complaint , filed, c/s. (ktb) (Entered: 04/04/2000)

04/03/2000	164	Motion by David R. Nelson for leave to file Reply to Pltf's Opposition to Deft Nelson's Summary Judgment Motion , filed, c/s. (ktb) (Entered: 04/04/2000)
04/03/2000		Judge Mark L. Wolf . Endorsed Order entered granting [3-1] motion to proceed in forma pauperis. cc/cl. [EOD Date 4/4/00] (ktb) (Entered: 04/04/2000)
04/03/2000	165	Answer by David R. Nelson to amended complaint, filed.; jury demand, FILED, c/s. (ktb) (Entered: 04/04/2000)
04/14/2000	166	Response by Michelle Kosilek in opposition to [161-1] motion to dismiss Counts I and III of the Complaint, filed, c/s. (ktb) (Entered: 04/18/2000)
05/08/2000	167	Judge Mark L. Wolf . Order entered denying [152-1] motion to amend [151-1] order Pltf's amended complaint to be filed by 3/10/00 that is limited to pltf's claims concerning treatment for gender dysphoria, and state whether pltf seeks to maintain any claim against David R. Nelson. If pltf wishes to maintain any claims against Nelson, pltf shall, by 3/24/00, supplement the response to Nelson's motion for summary judgment (Docket #133)...it is hereby ORDERED that counsel for pltf and deft Maloney shall, by 5/23/00, confer concerning the examination and evaluation of pltf to be conducted by Dr. Marshall Forsteim....See Order for more Details cc/cl. [EOD Date 5/8/00] (ktb) (Entered: 05/08/2000)
05/09/2000	168	Status report and Request for a Status Conferencer by Michelle Kosilek, filed, c/s. (ktb) (Entered: 05/09/2000)
05/19/2000	169	Judge Mark L. Wolf . Order entered, set status conference for reset to 4:30 6/6/00 . TRhe parties shall, by June 2, 2000, jointly if possible, provide an update of the status of deft's response to the report of Dr. Marshall Forstein and clarify whether Dr. Fornstein addresses only the question of waht the recommended course of treatment for pltf's Gener Identity Disorder would be if she were not incarcerated or whether his recommendations represent what treatment he believes is necessary to address adequately a serious medical need while pltf is in prison. Dr. Forstein is invited to attend the stqtus conference, but is not being ordered to do so. cc/cl. [EOD Date 5/19/00] (ktb) (Entered: 05/19/2000)
05/30/2000	170	Motion by Michelle Kosilek to seal/impound the report of Dr. Marshall Forstein , filed, c/s. (ktb) (Entered: 05/30/2000)
05/30/2000		Judge Mark L. Wolf . Endorsed Order entered granting [170-1] motion to seal/impound the report of Dr. Marshall Forstein. "Allowed. The report is hereby sealed temporarily. Counsel shall report by June 1, 2000 whether it is requested that the sealing continue. If the report is not previously unsealed, the issue of its continued impoundment will be addressed at the June 6, 2000 conference." cc/cl.[EOD Date 5/30/00] (ktb) (Entered: 05/30/2000)
05/30/2000		Judge Mark L. Wolf . Endorsed Order entered granting [171-1] motion to seal/impound, granting [164-1] motion for leave to file Reply to Pltf's Opposition to Deft Nelson's Summary Judgment Motion . [EOD Date 8/8/00] (fmr) (Entered: 08/08/2000)
05/30/2000		Mail sent to Philip Beauregard returned by Post Office because: unable to forward. (ktb) (Entered: 10/23/2000)
05/31/2000	171	Motion by Michelle Kosilek to seal/impound , filed. Referred to Judge Mark L. Wolf (fmr) (Entered: 05/31/2000)
06/01/2000	172	Motion by Michael T. Maloney for Protective Order , filed. Referred to Judge Mark L. Wolf (fmr) (Entered: 06/01/2000)
06/02/2000	173	Status report by David R. Nelson, Michael T. Maloney, Mass. Dept. of Corre , filed. (fmr) (Entered: 06/02/2000)
06/02/2000	174	Letter by Frances S. Cohen to inform the Court that after speaking with her client, Michele Kosilik, it is the pltf's wish that the report be impounded in accordance with the motion filed on 5/30/00, FILED.. (ktb) (Entered: 06/02/2000)
06/02/2000	175	Status report by Michelle Kosilek , filed. (fmr) (Entered: 06/05/2000)

06/05/2000	176	Response by Michelle Kosilek in opposition to [172-1] motion for Protective Order, filed, c/s. (ktb) (Entered: 06/06/2000)
06/05/2000		Writ of Habeas Corpus issued for appearance of: Michelle Koselik on June 6, 2000 at 4:30 p.m. (ktb) (Entered: 06/06/2000)
06/06/2000		Status conference held. (ktb) (Entered: 06/07/2000)
06/06/2000	177	Judge Mark L. Wolf. Clerk's Notes: The court unseals part of the Dr. Forstein. M.D. Report (Exhibit A). Parties shall meet and file prepared scheduled by Friday, June 9, 2000. Court Reporter: Twomey (ktb) (Entered: 06/07/2000)
06/12/2000	178	Letter by Michael Franco, Esq. requesting that a hearing on deft Nelson's motion for summary judgment at the earliest possible time, the parties having fully briefed the motion, FILED. (ktb) (Entered: 06/12/2000)
06/14/2000	179	Letter by Richard C. McFarland to Mr. Cronin enclosing a Proposed Scheduling Order of Pltf Kosilek and Deft Mahoney, FILED. (ktb) (Entered: 06/14/2000)
06/15/2000	180	Judge Mark L. Wolf. Clerk's Notes: Parties shall confer and report back to the court next week re experts and disc. schedule and submit a revised proposed schedule. An 8/8/2000 hearing on the motion to dismiss and possible motion for s/j is scheduled. Court Reporter: Twomey (ktb) (Entered: 06/19/2000)
06/20/2000	181	Return of service executed as to Mass. Dept. of Corre with service on 6/9/00 filed. Answer due on 6/29/00 for Mass. Dept. of Corre (ktb) (Entered: 06/21/2000)
06/29/2000	182	Letter by Frances S. Cohen filed. (ktb) (Entered: 06/29/2000)
06/29/2000	183	Judge Mark L. Wolf . Scheduling Order entered setting Discovery cutoff 9/30/00; Argue pending summary judgment motions 8/8/00; Exchange expert interrogatories; all summary judgment motions to be filed and argued 10/10/00; Trial relating to injunctive relief to commence on or after this date 11/15/00. "This schedule is hereby Adopted although a hearing on any motion for summary judgment will have to be scheduled." cc/cl. (ktb) (Entered: 06/30/2000)
06/29/2000		Judge Mark L. Wolf . Endorsed Order entered granting [172-1] motion for Protective Order . [EOD Date 9/1/00] (fmr) (Entered: 09/01/2000)
07/21/2000	184	Letter dated 7/19/00 from Edward Hussey of Gardner, Ma. to Deputy Clerk Boyce requesting a copy of p's complaint, the docket number of the case and the docket sheet, filed. (ktb) (Entered: 07/27/2000)
08/02/2000	185	Supplemental Memorandum of law by Michael T. Maloney in support of his claim of qualified immunity filed., c/s. (ktb) (Entered: 08/04/2000)
08/03/2000		Writ of Habeas Corpus issued for appearance of: Robert (Michelle) Kosilek on 8/8/00 at 10:00 a.m. (ktb) Modified on 08/03/2000 (Entered: 08/03/2000)
08/08/2000	186	Supplemental memorandum of law in opposition to defendant Maloney's claim of qualified immunity by Michelle Kosilek to [185-1] memorandum , filed. (fmr) (Entered: 08/08/2000)
08/08/2000		Motion hearing re: [161-1] motion to dismiss Counts I and III of the Complaint Motion hearing held, [133-1] cross motion for summary judgment, [126-1] motion for summary judgment (ktb) (Entered: 08/10/2000)
08/08/2000	187	Judge Mark L. Wolf. Clerk's Notes: Parties argue the Motions to Dismiss and Summary Judgment. Motion for S/J - Allowed. Nelson is terminated as a deft. Motiom to dismiss (qualified immunity) Counts I and III - Allowed. The schedule for the remainder of the case is (Injunction Relief) Dec ddl 9/30/00; Any S/J motion shall be filed by 10/10/00; resp by 11/10/00; A hearing will be scheduled by the court at a later date. Court Reporter: Twomey (ktb) (Entered: 08/10/2000)
09/05/2000	188	Statement of counsel filed by Michelle Kosilek, David R. Nelson, Michael T. Maloney, Mass. Dept. of Correction, FILED, c/s. (Proposed Amended Schedule) (ktb) (Entered: 09/05/2000)
09/06/2000		Judge Mark L. Wolf. Endorsement re: [188-1] Proposed Amended Schedule: "Allowed." Discovery completed 9/30/00; exchange expert ints 10/15/00; Deft's s/j

		motion 11/20/00; Pltf's response to s/j mtn 12/4/00; Trial relating to injunctive relief to commence on or after 1/15/01. cc/cl. Amended (ktb) (Entered: 09/06/2000)
09/08/2000	190	Motion by David R. Nelson for entry of final judgment pursuant to F.R.CP. 54(b) filed, c/s. (ktb) (Entered: 09/13/2000)
09/12/2000	189	Judge Mark L. Wolf . Memorandum and Order entered. granting [161-1] motion to dismiss Counts I and III of the Complaint granting [133-1] cross motion for summary judgment [EOD Date 9/12/00] cc/cl. (ktb) (Entered: 09/12/2000)
09/13/2000		Judge Mark L. Wolf . Endorsed Order entered granting [190-1] motion for entry of final judgment pursuant to F.R.CP. 54(b). cc/cl. [EOD Date 9/13/00] (ktb) (Entered: 09/13/2000)
09/13/2000	191	Judge Mark L. Wolf. Judgment entered for David R. Nelson against Michelle Kosilek. Summary Judgment for the Deft David Nelson [EOD Date 9/13/00] (ktb) (Entered: 09/13/2000)
09/29/2000	192	Assented To Motion by Michelle Kosilek to continue doscovery deadline , filed, c/s. (ktb) (Entered: 10/03/2000)
09/29/2000		Judge Mark L. Wolf . Endorsed Order entered granting [192-1] motion to continue doscovery deadline . [EOD Date 10/6/00] cc/cl. (ktb) (Entered: 10/06/2000)
10/04/2000	193	Motion by Michelle Kosilek for appointment of counsel , filed. (ktb) (Entered: 10/04/2000)
10/04/2000	194	Notice of appeal by Michelle Kosilek filed. Fee Status: wv Appeal record due on 10/19/00 (ktb) (Entered: 10/04/2000)
10/05/2000	195	Letter dated 10/5/00 by Michelle Kosilek to clerk enclosing the motion for a preliminary injunction and stating s filing the motions "pro se," FILED. (ktb) (Entered: 10/05/2000)
10/05/2000	196	Motion by Michelle Kosilek for preliminary injunction , filed. (ktb) (Entered: 10/05/2000)
10/13/2000	197	Motion by Michelle Kosilek to appoint expert witnesses , filed, c/s. (ktb) (Entered: 10/16/2000)
10/13/2000	198	Appendix/exhibits by Michelle Kosilek in support of , filed. (ktb) (Entered: 10/16/2000)
10/13/2000		Judge Mark L. Wolf . Endorsement re: Motion for Preliminary Injunction This motion is Denied without prejudice because it is not filed by pltf's counsel, and does not appear to relate to the allegations in the complaint pending now before this court. (ktb) (Entered: 10/16/2000)
10/13/2000		Judge Mark L. Wolf . Endorsed Order entered denying [196-1] motion for preliminary injunction . [EOD Date 10/24/00] (fmr) (Entered: 10/24/2000)
10/19/2000	199	Response by Michael T. Maloney, Mass. Dept. of Corre in opposition to [197-1] motion to appoint expert witnesses , filed, c/s. (ktb) (Entered: 10/19/2000)
10/23/2000	203	Reply by Michelle Kosilek to response to [197-1] motion to appoint expert witnesses , filed. (ktb) (Entered: 10/24/2000)
10/24/2000	200	Motion by Michelle Kosilek for reconsideration of [0-0] endorsed order, denying motion for P/I , filed. Referred to Judge Mark L. Wolf (fmr) (Entered: 10/24/2000)
10/24/2000	201	Motion in letter form on behalf of Michelle Kosilek for Hearing on previously filed motion for preliminary injunction , filed. (ktb) (Entered: 10/24/2000)
10/24/2000	202	Motion by Michelle Kosilek for ruling on previously filed motion for preliminary injunction , filed. (ktb) (Entered: 10/24/2000)
10/31/2000	204	Motion by Michael T. Maloney, Mass. Dept. of Corrections to extend time to 11/17/00 to respond to Pltf's pro se Motion for Reconsideration , filed, c/s. (ktb) (Entered: 10/31/2000)

11/03/2000		Judge Mark L. Wolf . Endorsed Order entered granting [204-1] motion to extend time to 11/17/00 to respond to Pltf's pro se Motion for Reconsideration . [EOD Date 11/3/00] cc/cl. (ktb) (Entered: 11/03/2000)
11/15/2000	205	Response by Michael T. Maloney, Mass. Dept. of Corre in opposition to [200-1] motion for reconsideration of [0-0] endorsed order, denying motion for P/I, filed, c/s. (ktb) (Entered: 11/16/2000)
11/27/2000	207	Judge Mark L. Wolf . Order entered denying [193-1] motion for appointment of counsel denying [200-1] motion for reconsideration of [0-0] endorsed order, denying motion for P/I, Motion hearing set for 4:00 12/11/00 for [197-1] motion to appoint expert witnesses cc/cl.EOD Date 11/29/00] (ktb) (Entered: 11/29/2000)
11/28/2000	206	Reply/response by Michelle Kosilek(pro se) to [205-1] opposition response , filed. (fmr) (Entered: 11/28/2000)
11/28/2000		Writ of Habeas Corpus issued for appearance of: Robert Michelle Kosilek on 12/11/00 at 4:00 p.m. (ktb) (Entered: 11/29/2000)
12/05/2000	208	Supplemental Memorandum of law by Michael T. Maloney, Mass. Dept. of Corre in response to the 11/27/00 Order of the Court, FILED, c/s. (ktb) (Entered: 12/05/2000)
12/06/2000	209	Supplemental Memorandum by Michelle Kosilek in support of [197-1] motion to appoint expert witnesses, filed, c/s. (ktb) (Entered: 12/06/2000)
12/07/2000	210	Letter by Frances S. Cohen dated: 12/7/00 to: Dr. Forstein re: expert services filed. (fmr) (Entered: 12/07/2000)
12/07/2000		Writ of Habeas Corpus issued for appearance of: Robert Michelle Kosilek on 12/12/00. (ktb) (Entered: 12/07/2000)
12/07/2000	211	Second Supplemental Memorandum by Michelle Kosilek in support of [197-1] motion to appoint expert witnesses, filed, c/s. (ktb) (Entered: 12/08/2000)
12/12/2000		Motion hearing re: [197-1] motion to appoint expert witnesses Motion hearing held (ktb) (Entered: 12/13/2000)
12/13/2000	212	Judge Mark L. Wolf . Clerk's Notes: [197-1] motion to appoint expert witnesses taken under advisement: ll H &b advises the expense for this independent expert. They shall report by 1/5/01, 12/22/00 if possible. Court Reporter: — (ktb) (Entered: 12/13/2000)
12/13/2000	213	Letter by Frances S. Cohen dated: 12/13/00 to: Judge Wolf reporting that Hill and Barlow will advance the cost of retaining expert witnesses on behalf of Michelle Koselik, FILED. (ktb) (Entered: 12/13/2000)
12/13/2000	214	Judge Mark L. Wolf . Order entered, Status report due on 12/22/00 As stated at the 12/12/00 hearing on pltf's motion to appoint expert witnesses (Dockrt No. 197), it is hereby ORDERED that counsel for pltf shall, by 12/22/00, report whether Hill &Barlow agrees to pay to engage one or more expert witnesses for pltf, subject to recovering the reasonable amount paid if pltf prevails in this case. If counsel is unable to report to the court by 12/22/00, she shall report no later than 1/5/00. If Hill &Barlow agrees to pay to engage one or more expert witnesses, the court will deny pltf's motion without prejudice to renewel after the parties have engages expert reports and completed expert discovery. If Hill &Barlow does not agree to pay to engage one or more expert witnesses, the court will decide the motion to appoint expert witnesses pursuant to F.R.C.P. 706. cc/cl. [EOD Date 12/14/00] (ktb) (Entered: 12/14/2000)
12/21/2000	215	Judge Mark L. Wolf. Order entered denying w/o prejudice [197-1] motion to appoint expert witnesses to renewal after the parties have exchanged expert reports and complated expert discovery. Counsel for the parties shall, by 1/10/00, consult and submit a proposed schedule for the completion of discovery, the briefing of any motion(s) for summary judgment, and trial. cc/cl. [EOD Date 12/26/00] (ktb) (Entered: 12/26/2000)
01/10/2001	216	Motion by Michael T. Maloney, Mass. Dept. of Corre for order compelling the pltf to submit to a mental examination , filed, c/s. (ktb) (Entered: 01/10/2001)

01/10/2001	217	Memorandum by Michael T. Maloney, Mass. Dept. of Corre in support of [216-1] motion for order compelling the pltf to submit to a mental examination , filed. (ktb) (Entered: 01/10/2001)
01/10/2001	218	Statement of counsel (Proposed Schedule) filed by Michelle Kosilek, Michael T. Maloney, Mass. Dept. of Corrections, FILED., c/s. (ktb) (Entered: 01/12/2001)
01/24/2001		Writ of Habeas Corpus issued for appearance of: Robert Michelle Kosilek on 4/26/01 at 2:30. (ktb) (Entered: 01/24/2001)
01/24/2001		Certified copy of docket and record on appeal forwarded to U.S. Court of Appeals re: [194-1] appeal . (jr) (Entered: 01/24/2001)
01/24/2001		Judge Mark L. Wolf . Endorsed Order entered, Motion hearing set s/j hearing for 4/26/01 at 2:30 p.m. [EOD Date 1/24/01] cc/cl. (ktb) (Entered: 01/24/2001)
02/06/2001	219	Judge Mark L. Wolf . Order entered granting [216-1] motion for order compelling the pltf to submit to a mental examination...Accordingly, it is hereby ORDERED that pltf shall submit to a mental examination on by the two experts retained by the two experts retained by the deft, on 2/16/01 and 2/17/01. Any failure of the pltf to cooperate in the examination may result in the dismissal of this case. See Sloane v. Thompson, 12, 128 F.R.D. 13(D.Mass.189) cc/cl. 2/17/01. [EOD Date 2/6/01] (ktb) (Entered: 02/06/2001)
02/07/2001		US Court of Appeals Case Number assigned to [194-1] appeal : USCA NUMBER: 01-1185. (jr) (Entered: 02/07/2001)
02/27/2001	220	Order of the US Court of Appeals re: [194-1] appeal; We retain jurisdiction, but remand to the district court for a statement of reasons in support of the entry of judgment pursuant to Fed. R. Civ. P. 54(b)... The district court "should ordinarily make specific findings setting forth the reasons" for entry of judgment pursuant to 54(b)... The district court should "clearly articulate the factors that it has considered and its reasoning in granting the Rule 54(b) certification". The district court is requested to furnish its reasons forthwith. (jr) (Entered: 02/27/2001)
03/13/2001	221	Judge Mark L. Wolf . Memorandum and Order entered. [EOD Date 3/13/01] cc/cl. (ktb) (Entered: 03/13/2001)
03/14/2001	222	Proposed Amended Schedule. (mlb) (Entered: 03/19/2001)
03/25/2001		Judge Mark L. Wolf. Endorsement re: [222-1] Proposed Amended Schedule: "Allowed, although the hearing and trial dates may have to be moved." cc/cl. (ktb) (Entered: 03/26/2001)
03/28/2001	223	Letter by Michelle Kosilek dated: 3/28/01 to clerk re pending motion for summmary judgment based on default, FILED. (ktb) (Entered: 03/28/2001)
03/30/2001	224	Motion by Michael T. Maloney, Mass. Dept. of Corre for leave to file a memorandum of law in excess of twenty pages , filed, c/s. (ktb) (Entered: 04/02/2001)
03/30/2001		Judge Mark L. Wolf . Endorsed Order entered granting [224-1] motion for leave to file a memorandum of law in excess of twenty pages. cc/cl. [EOD Date 4/2/01] (ktb) (Entered: 04/02/2001)
03/30/2001	225	Motion by Michael T. Maloney, Mass. Dept. of Correction for summary judgment , filed, c/s (ktb) (Entered: 04/02/2001)
03/30/2001	226	Memorandum of law in support of motion for summary judgment by Michael T. Maloney, Mass. Dept. of Correction, filed, c/s. (ktb) (Entered: 04/02/2001)
03/30/2001	227	Appendix/exhibits by Michael T. Maloney, Mass. Dept. of Corre in support of [225-1] motion for summary judgment , filed. (volume I) (ktb) (Entered: 04/02/2001)
03/30/2001	228	Appendix/exhibits by Michael T. Maloney, Mass. Dept. of Corre in support of [225-1] motion for summary judgment , filed, c/s. (ktb) (Entered: 04/02/2001)
04/10/2001		Transmitted supplemental record on appeal: re: [194-1] appeal. Document numbers: 221 (jr) Modified on 04/20/2001 (Entered: 04/10/2001)

04/11/2001	229	Transcript of proceedings for held on proceeding date: 9/26/00 before Judge: Wolf. Court Reporter: Twomey (ktb) (Entered: 04/12/2001)
04/12/2001	230	Motion by Michelle Kosilek to continue hearing date to a date on or after 5/1/01 , filed, c/s. (ktb) (Entered: 04/13/2001)
04/12/2001	231	Motion by Michelle Kosilek to extend time to to April 20, 2001 to file brief in excess of twenty pages , filed, c/s. (ktb) (Entered: 04/13/2001)
04/13/2001		Judge Mark L. Wolf . Endorsed Order entered granting [231-1] motion to extend time to to April 20, 2001 to file brief in excess of twenty pages. cc/cl. [EOD Date 4/13/01] (ktb) (Entered: 04/13/2001)
04/17/2001		Judge Mark L. Wolf . Endorsed Order entered granting [230-1] motion to continue hearing date to a date on or after 5/1/01. "Allowed. The April 26, 2001 hearing will be rescheduled after the motion is fully briefed." cc/cl. [EOD Date 4/18/01] (ktb) (Entered: 04/18/2001)
04/20/2001		Transmitted supplemental record on appeal: re: [194-1] appeal . Document numbers: 221 (jr) (Entered: 04/20/2001)
04/20/2001	232	Reply/response by Michelle Kosilek to the Defts' Statement of Undisputed Factsm FILED, c/s. (ktb) (Entered: 04/23/2001)
04/20/2001	233	Response by Michelle Kosilek in opposition to [225-1] motion for summary judgment, filed, c/s. (ktb) (Entered: 04/23/2001)
04/20/2001	234	Appendix/exhibits by Michelle Kosilek in support of [233-1] opposition response, filed, c/s. (ktb) (Entered: 04/23/2001)
05/18/2001	235	Motion by Michelle Kosilek for leave to file an amended opposition to defts' motion for summary judgment and an Amended Response to the Deft's Statement of Undisputed Facts , filed, c/s. (ktb) (Entered: 05/21/2001)
05/18/2001	236	Affidavit of Michelle Lynn Kosilek, filed, c/s. (ktb) (Entered: 05/21/2001)
05/25/2001	237	Order of the US Court of Appeals re: [194-1] appeal; In view of the district court's April 19, 2001 order denying petitioner's motion for summary judgment, the motion for mandamus is denied. (jr) (Entered: 05/25/2001)
06/01/2001	238	Response by Michael T. Maloney, Mass. Dept. of Corre in opposition to [235-1] motion for leave to file an amended opposition to defts' motion for summary judgment and an Amended Response to the Deft's Statement of Undisputed Facts , filed, c/s. (ktb) (Entered: 06/01/2001)
06/20/2001		Scheduling conference held . (ktb) (Entered: 07/02/2001)
06/20/2001	241	Judge Mark L. Wolf . Clerk's Notes: re: Scheduling Conference Motion hearing set for 10:00 9/12/01 for [225-1] motion for summary judgment, of not on trial Sup briefs due by 8/17/01. (ktb) (Entered: 07/02/2001)
06/21/2001	239	Judge Mark L. Wolf. Order entered, as discussed at the 6/20/01 scheduling conference, the parties shall, by August 3,2001, file supplemental memoranda of law addressing two issues. Motion hearing set for 10:00 9/12/01 for [225-1] motion for summary judgment . [EOD Date 6/25/01] cc/cl. (ktb) (Entered: 06/25/2001)
06/25/2001	240	Judge Mark L. Wolf. Order entered denying without prejudice [202-1] motion for ruling on previously filed motion for preliminary injunction. Pltf Michael Koselik's Motion for preliminary _ - Addendum (docket 202) is hereby DENIED without prejudice to consideration of it is not resubmitted in proper form by Koselik's Counsel. cc/cl. [EOD Date 6/25/01] (ktb) (Entered: 06/25/2001)
07/30/2001		Terminated document: [201-1] motion for Hearing on previously filed motion for preliminary injunction (ktb) (Entered: 07/30/2001)
08/03/2001	242	Memorandum of Law by Michelle Kosilek in support of [225-1] motion for summary judgment, filed, c/s. (ktb) (Entered: 08/03/2001)

08/03/2001	243	Defts' Supplemental Memorandum of Law by Michael T. Maloney, Mass. Dept. of Corrections in response to the June 21, 2001 Order of the Court, FILED, c/s (with addendum) (ktb) (Entered: 08/03/2001)
08/17/2001	244	Reply/response by Michelle Kosilek to [243-1] memorandum , filed. (fmr) (Entered: 08/20/2001)
08/17/2001	245	Reply/response by Michael T. Maloney, Mass. Dept. of Corre to [242-1] support memorandum , filed. (fmr) (Entered: 08/20/2001)
09/05/2001		Writ of Habeas Corpus issued for appearance of: Robert Michell Kosilek on 9/12/01 at 10:00 a.m.. (ktb) (Entered: 09/05/2001)
09/06/2001	246	Reply by Michael T. Maloney, Mass. Dept. of Corre to response to [225-1] motion for summary judgment, filed, c/s. (ktb) (Entered: 09/07/2001)
09/10/2001		Judge Mark L. Wolf . Endorsed Order entered granting [224-1] motion for leave to file a memorandum of law in excess of twenty pages. cc/cl. [EOD Date 9/17/01] (ktb) (Entered: 09/17/2001)
09/13/2001		Writ of Habeas Corpus issued for appearance of: Robert Michelle Kosilek on 9/14/01 at 10:00 a.m. (ktb) (Entered: 09/13/2001)
09/14/2001	247	Judge Mark L. Wolf . Order entered denying [225-1] motion for summary judgment, set pretrial conference for 3:30 10/24/01 set Jury trial for 11/12/01 cc/cl. [EOD Date 9/14/01] (ktb) (Entered: 09/14/2001)
09/14/2001		Motion hearing re: [225-1] motion for summary judgment (ktb) (Entered: 09/19/2001)
09/14/2001	248	Judge Mark L. Wolf. Clerk's Notes: hearing re #225, mtn for s/j held; Pltf present in Court. Court renders decision from the bench – denying defts motion for s/j (#225). Transcript will be part of decision. case to be scheduled for trial for 11/12/01. Parties to report back by 10/5/01 as to status of settlement talks. Order to issue. Court Reporter: Twomey (ktb) (Entered: 09/19/2001)
10/17/2001		Terminated document: mootng [235-1] motion for leave to file an amended opposition to defts' motion for summary judgment and an Amended Response to the Deft's Statement of Undisputed Facts Requested by mlw. (ktb) (Entered: 10/17/2001)
10/17/2001	249	Pretrial memorandum by Michael T. Maloney, Mass. Dept. of Corre, filed, c/s. (ktb) (Entered: 10/17/2001)
10/17/2001	250	Supplemental Memorandum of law by Michael T. Maloney, Mass. Dept. of Correction in response to the 9/14/01 Order of the Court, filed, c/s. (ktb) (Entered: 10/17/2001)
10/24/2001	252	Notice of appearance of attorney for Michelle Kosilek by Jeffrey Jackson Pyle, filed. (ktb) (Entered: 10/29/2001)
10/24/2001		Pre-trial conference held . (ktb) (Entered: 10/29/2001)
10/24/2001	253	Judge Mark L. Wolf. Clerk's Notes: Any motion in limine to be filed by 10/31/01; any responses by 11/6/01; Hearing to be held on 11/9/01 at 2:00 p.m.; Deft/Pltf to provide court with copies of disputed exhibits along with each parties' position with regard to the dispute by 10/31/01; parties to identify deposition testimony excerpts if wishes to introduce at trial by 10/31/01; Any deposition to be taken should be completed by 11/2/01. Court Reporter: Twomey (ktb) (Entered: 10/29/2001)
10/24/2001	254	Notice of appearance of attorney for Michael T. Maloney, Mass. Dept. of Corre by Mary C. Firo-Barteryan, filed, c?s. (ktb) (Entered: 10/29/2001)
10/25/2001	251	Judge Mark L. Wolf . Order entered, Motion hearing , set hearing for 2:00 11/9/01 , set Jury trial for 9:00 11/13/01 cc/cl. EOD Date 10/25/01] (ktb) (Entered: 10/25/2001)
10/29/2001	255	Letter by Frances S. Cohen dated: 10/29/01 to Dennis O'Leary re the 11/19/01 hearing, FILED. (ktb) (Entered: 10/29/2001)

10/31/2001	256	Reply/response by Michael T. Maloney, Mass. Dept. of Corre to [251-1] pretrial order, filed, c/s. (ktb) (Entered: 11/02/2001)
10/31/2001	257	Letter by Richard C. McFarland dated: 10/31/01 to: Dennis O'Leary, Courtroom Deputy requesting that Dr. Robt Dickey be permitted to testify from 9:00 a.m. to 4:00 p.m. on 11/20/01, FILED. (ktb) (Entered: 11/02/2001)
11/01/2001	258	Motion by Michelle Kosilek in limine to exclude evidence of "security concerns" , filed, c/s. (ktb) (Entered: 11/02/2001)
11/01/2001	259	Motion by Michelle Kosilek in limine to exclude evidence of cost of treatment , filed, c/s. (ktb) (Entered: 11/02/2001)
11/01/2001	260	Motion by Michelle Kosilek in limine to exclude defts' Gender Identity Survey Results , filed, c/s. (ktb) Modified on 03/25/2002 (Entered: 11/02/2001)
11/01/2001	261	Memorandum by Michelle Kosilek in support of [258-1] motion in limine to exclude evidence of "security concerns" , filed, with attached exhibits A and B (ktb) (Entered: 11/02/2001)
11/01/2001	262	Pltf's Pre trial Submissions in Compliance with [251-1] Order, Filed, C/S. (ktb) Modified on 03/25/2002 (Entered: 11/02/2001)
11/01/2001	263	Memorandum of Law by Michelle Kosilek in support of [260-1] motion in limine to exclude defts' "Gender Identity Survey Results" , filed, c/s. (with attached Exhibit A) (ktb) (Entered: 11/02/2001)
11/01/2001	264	Memorandum of Law by Michelle Kosilek in support of [259-1] motion in limine to exclude evidence of cost of treatment, filed, c/s. (ktb) (Entered: 11/02/2001)
11/01/2001	265	Letter by Frances S. Cohen dated: 11/1/01 to: clerk enclosing Agreed To Exhibits and Pltf's Proposed Exhibits, FILED. (ktb) (Entered: 11/02/2001)
11/05/2001	266	Assented To Motion by Michael T. Maloney, Mass. Dept. of Corre to continue trial and pre-trial hearing , filed, c/s. (ktb) (Entered: 11/05/2001)
11/05/2001	267	Motion by Michael T. Maloney, Mass. Dept. of Corre to extend time respond to pltf's motions in limine up to and including 12/21/01 , filed, c/s. (ktb) (Entered: 11/05/2001)
11/06/2001	268	Judge Mark L. Wolf. Memorandum and Order entered. granting [267-1] motion to extend time respond to pltf's motions in limine up to and including 12/21/01, granting [266-1] motion to continue trial and pre-trial hearing, set pretrial conference for 3:00 1/24/02 , set Jury trial for 2/4/02 cc/cl. [EOD Date 11/7/01] (ktb) (Entered: 11/07/2001)
01/02/2002	269	Judge Mark L. Wolf. Procedural Order entered re: Pretrial/Trial; Pretrial Conference set for 3:00 1/24/02 Jury Trial set for 2/4/02. cc/cl. [EOD Date 1/3/02] (ktb) (Entered: 01/03/2002)
01/10/2002	270	Motion by Michael T. Maloney, Mass. Dept. of Corre in limine to exclude designated portions of the depositions of Ira Packer and Gregory Huges , filed, c/s. (ktb) (Entered: 01/14/2002)
01/10/2002	271	Memorandum by Michael T. Maloney, Mass. Dept. of Corre in support of [270-1] motion in limine to exclude designated portions of the depositions of Ira Packer and Gregory Huges , filed, c/s. (ktb) (Entered: 01/14/2002)
01/10/2002	272	Updated Motion by Michelle Kosilek in limine to exclude defts' Gender Identity Disorder Survey Results , filed, c/s.(ktb) Modified on 03/25/2002 (Entered: 01/14/2002)
01/10/2002	273	Memorandum by Michelle Kosilek in support of [272-1] motion in limine to exclude defts' "Gender Identity Disorder Survey Results", filed, c/s. (ktb) (Entered: 01/14/2002)
01/17/2002	274	Objection by Michael T. Maloney, Mass. Dept. of Corre to Pltf's Proposed Exhibits, FILED, c/s. (ktb) (Entered: 01/22/2002)

01/17/2002	275	Reply by Michael T. Maloney, Mass. Dept. of Corre to response to [258-1] motion in limine to exclude evidence of "security concerns", filed, c/s. (ktb) (Entered: 01/22/2002)
01/17/2002	276	Reply by Michael T. Maloney, Mass. Dept. of Corre to response to [272-1] motion in limine to exclude defts' "Gender Identity Disorder Survey Results", filed, c/s. (ktb) (Entered: 01/22/2002)
01/17/2002	277	Reply by Michael T. Maloney, Mass. Dept. of Corre to response to [259-1] motion in limine to exclude evidence of cost of treatment, filed, c/s. (ktb) (Entered: 01/22/2002)
01/23/2002	278	Letter by Frances S. Cohen, Esq. dated: 1/22/02 to: Mr. O'Leary re expert witnesses, filed, cc/cnsl. (ktb) (Entered: 01/23/2002)
01/23/2002	279	Response by Michelle Kosilek in opposition to [270-1] motion in limine to exclude designated portions of the depositions of Ira Packer and Gregory Huges, filed, c/s. (ktb) (Entered: 01/23/2002)
01/28/2002		Writ of Habeas Corpus issued for appearance of: Robert Michelle Kosilek on 2/4/02 at 9:00 a.m. (ktb) (Entered: 01/29/2002)
01/29/2002		Pre-trial conference held . (ktb) (Entered: 01/30/2002)
01/29/2002	280	Judge Mark L. Wolf. Clerk's Notes: Re Pretrial Conference: Parties estimate 9 days for trial. Court issues sequestration order (to be docketed); Parties to report back by cob 1/30/02 as to the porpsed order of witnesses and request for full days. Pltf's motion in limine to exclude summaty charts (dockets nos. 260 and 272) taken under advisment. Further supplemental briefs addressing FRE 803(8) and 1006 may be needed. [272-1] motion in limine to exclude defts' "Gender Identity Disorder Survey Results" taken under advisement, [260-1] motion in limine to exclude defts' "Gender Identity Survey Results" taken under advisement denying [258-1] motion in limine to exclude evidence of "security concerns" denying [270-1] motion in limine to exclude designated portions of the depositions of Ira Packer and Gregory Hughes denying [270-1] motion in limine to exclude designated portions of the depositions of Ira Packer and Gregory Huges. Depositions taken under advisment as to Packer. Parties to come back on Friday, 2/1/02 to duscuss scheduling in Lobby in 5th floor. Supplemental briefs due by 12:00 p.m. on 1/31/02. Court Reporter: Twomey (ktb) (Entered: 01/30/2002)
01/29/2002	281	Judge Mark L. Wolf. Order entered. It is hereby ORDERED pursuant to Fed. R. Evid. 615 that, except for the designated respresentatives of each party and their expert wintnes, each witness in this case: (1) Shall not discuss this case, including but not limited to his or her prospective testimony, with any other witness. cc/cl. [EOD Date 1/30/02] (ktb) (Entered: 01/30/2002)
01/30/2002	282	Supplemental Memorandum by Michelle Kosilek Regarding Admissibility of Survey Response Documents, FILED, c/s. (ktb) (Entered: 01/30/2002)
01/30/2002	283	Copy of Letter dated to Atty Steven O'Shea from Jennifer L. Chiasson, Esq. re schedule of witnesses, filed. (ktb) (Entered: 01/30/2002)
01/31/2002	284	Supplemental Michael T. Maloney, Mass. Dept. of Corre in support of [272-1] motion in limine to exclude defts' "Gender Identity Disorder Survey Results", FILED, c/s. (ktb) (Entered: 01/31/2002)
01/31/2002	285	Letter by Jennifer L. Chiasson dated: 1/30/02 to: Mr. O'Leary, Courtroom Deputy reporting to the Court re the parties' joint proposal for the presentation of witnesses, FILED. (ktb) (Entered: 01/31/2002)
02/01/2002		Pre-trial conference held . (ktb) (Entered: 02/08/2002)
02/01/2002	287	Judge Mark L. Wolf. Clerk's Notes: Re Further PTC. Court at this monent will not establish any time limits with regard to the case - this is subject to mediation at a later time. Court at this moment will not establish any time limits with regard to the case - this is subject to modification at a later time. Court goes over pending moitons in limine - still reserves decision pending testimony rec'd through trial. Court goes over disputed exhibits with counsel. Court Reporter: Twomey (ktb) Modified on 02/11/2002 (Entered: 02/08/2002)

02/04/2002		Bench trial held (ktb) (Entered: 02/08/2002)
02/04/2002	286	Judge Mark L. Wolf. Clerk's Notes: Re Bench trial Day 1. Pltf's opening argument; Chart of medical records of pltf marked as exhibit A; Chart of Administrative records of pltf marked as Exhibit B; Chalk of pltf's custody in DOC marked as Exhibit C; Pltf Michelle Kosilek takes the stand and is sworn in; Report of Dr. Forstein dated 3/15/00 marked as Exhibit E; Pltf's counsel for witnesses, Drs. Applebaum and Packard, Steven O'Shea in courtroom. Court directs Atty O'Shea in courtroom. Court directs Atty O'Shea not to discuss the testimony of the case with his clients until further discussion to be held on 2/5/02. Court Reporter: Twomey (ktb) (Entered: 02/08/2002)
02/05/2002		Bench trial held (ktb) (Entered: 02/11/2002)
02/05/2002	288	Judge Mark L. Wolf . Clerk's Notes: re: Bench Trial Day two. Pltf retakes the stand. Bristol County HOC medical records marked as exhibit 2 and admitted into evidence. Psyshe evaluation of Dr. Strausburger dated 3/4/02 markes as exhibit FFF. Steven O'Shea, Esq. present in connection with 00-cv-12045. Court excepts Atty O'Shea from the sequestration order. Court Reporter: Twomey (ktb) (Entered: 02/11/2002)
02/06/2002		Bench trial held (ktb) (Entered: 02/11/2002)
02/06/2002	289	Judge Mark L. Wolf. Clerk's Notes: re: Day Three of bench trial. Michael T. Maloney sworn, takes the stand. Questioned re Ex. 13 DOC Req. re: Medical Services. Ex 4. (CMS/DOC Mental Health Policy. McFarland approaches w/Ex. CCC for Identification – Survey Results; Cross. Ex 3 markes (CMS/IMASS Guidelines) Ex CCC (survey results) Ex. A (Boston Herald Article) – not chalk – needs dif. letter. Ex. JJJ (Ducky Article) Ex. (G) (Boston Globe, McGrory Article) should it be G. W. Excused. Hughes will testify 2/7/02 – 1/2 day. Court Reporter: Twomey (ktb) (Entered: 02/11/2002)
02/07/2002		Bench trial held (ktb) (Entered: 02/14/2002)
02/07/2002	290	Judge Mark L. Wolf. Clerk's Notes: Nech trial held – Day Four. Issue as to request for expert reports by Herald Reporter raised by the Court. Court Reporter: Twomey (ktb) (Entered: 02/14/2002)
02/08/2002		Bench trial held (ktb) (Entered: 02/14/2002)
02/08/2002	291	Judge Mark L. Wolf. Clerk's Notes: Pltf calls Dr. Marshall Ctness takes the stand and is sworn in. CV of Dr. Fornstein marked as Exhibit 18 and admitted into evidence; Dr. Forstein supp. opinion dated 3/28/01 marked as exhibit F. Expert report of Dr. Dickey dated 3/12/01 marked as Exihbit LLL; Dr. Forstein's report dated 3/28/00 markes as exhibit 19 and admitted into evidence (formerly Exhibit E). Court Reporter: Twomey (ktb) (Entered: 02/14/2002)
02/11/2002		Bench trial held (ktb) Modified on 02/20/2002 (Entered: 02/19/2002)
02/11/2002	292	Judge Mark L. Wolf . Clerk's Notes: re: Day Six of bench trial. Pltf calls Dr. Ira Packer – witness takes the stand and is sworn in. CMS contract dated 8/28/98 marked as Exh. 9A and admitted. Stipulation of dismissal as to Hunt v. Forsberg CA. 95-10169-NG marked as exhibit 20 and admitted. CMS Psyche Assessment of Kosilek by Dewes, Veliz & Herzog (undated) markes as exhibit HHH. MCI fax dated 5/4/00 titled services for GIO inmates marked as Exhibit B. Michigan policy on GID in prisoners marked as exhibit III; CMS Psych calls Dr. Kenneth Applebaum – witness takes the stand and is sworn. Court will sit from 2:00 to 3:00 p.m. after the lunch break in an effort to accomodate Dr. Applebaum. (ktb) Modified on 02/20/2002 (Entered: 02/19/2002)
02/12/2002		Bench trial held (ktb) (Entered: 02/20/2002)
02/12/2002	293	Judge Mark L. Wolf. Clerk's Notes: re: Day 7. Dr. kenneth Applebaum retakes the stand. DSMIV relating to GID markes as exhibit 6 and admitted. DSM IV-TR " " " 6A " ". Court admits all agreed upon exhibits into evidence (5,9B,9C, 9D, 8 and 10) Deft calls Kathleen Dennehy – witness takes the stand and is sworn. Court tkaes up the admissibility of Exhibit CCC – survey results/summary issue tkaen under advisement. Court Reporter: Twomey (ktb) (Entered: 02/20/2002)

02/13/2002		Bench trial held (ktb) (Entered: 02/20/2002)
02/13/2002	294	Judge Mark L. Wolf. Clerk's Notes: Bench trial Day 8: Deft calls Dr. robert Dickey – witness takes the stand and is sworn in. Deft calls Mark Burrows – takes the stand and is sworn in. Court Reporter: Gibson/Hagopian (ktb) (Entered: 02/20/2002)
02/19/2002		Bench trial held (ktb) (Entered: 02/25/2002)
02/19/2002	299	Judge Mark L. Wolf. Clerk's Notes: re: Bench Trial Day Nine: Pltf calls Dr. George Brown – witness takes the stand and is sworn. Dr. Brown's CV marked as Exhibit 22 and admitted into evidence. March 22, 2201 report of Dr. Brown Matkes as Exhibit D. Updated Michigan Policy on GID in Prisoners marked as Exhibit 4. Testimony/evidence closed. Court to address issue of admissibility of survey tomorrow morning. Court to be in recess until 10:00 a.m. tomorrow morning. Court Reporter: Twomey (ktb) (Entered: 02/25/2002)
02/19/2002	300	Proposed Findings of fact and requested Rulings of Law by Michael T. Maloney, Mass. Dept. of Correction, filed, c/s. (ktb) (Entered: 02/25/2002)
02/20/2002		Bench trial held (ktb) (Entered: 03/07/2002)
02/20/2002	302	Judge Mark L. Wolf . Clerk's Notes: re: Day 10 Court Court reserves judgment as to admissability of GID surevy results. Reporter: Twomey (ktb) (Entered: 03/07/2002)
02/21/2002	295	Supplemental Memorandum of law in support of Defts' Request that the doc gender identity disorder survey results be admitted into evidence by Michael T. Maloney, Mass. Dept. of Correction, filed, c/s. (ktb) (Entered: 02/22/2002)
02/21/2002	296	Transcript of proceedings for held on proceeding date: 2/13/02 before Judge: Wolf. Court Reporter: Teri Gibson (ktb) (Entered: 02/22/2002)
02/22/2002	297	Informative Memorandum by Michelle Kosilek, filed. (ktb) (Entered: 02/22/2002)
02/22/2002	298	Memorandum of law by Michelle Kosilek re Deliberate Indifference and Admissability of Survey Responses and Policies, Law filed, c/s. (ktb) (Entered: 02/22/2002)
03/04/2002	301	Copy of Letter by Richard C. McFarland dated: 2/28/02 to Atty Cohen, FILED. (ktb) (Entered: 03/04/2002)
03/22/2002	303	Exhibit and Witness list re hearings from 2/4/02 to 2/20/02, filed. (ktb) (Entered: 03/22/2002)
04/01/2002	304	Pltf's Informative Motion re inmate John Kappler, FILED, c/s. (ktb) (Entered: 04/02/2002)
04/04/2002	305	Reply/response by Michael T. Maloney, Mass. Dept. of Corre to [304–1] Pltf's "Informative Motion," c/s. (ktb) (Entered: 04/05/2002)
05/16/2002	306	Mandate of US Court of Appeals re: [194–1] appeal affirming the judgment of the district court. (jr) (Entered: 05/16/2002)
05/16/2002		Record on appeal returned from U.S. Court of Appeals, re: [194–1] appeal. (jr) (Entered: 05/16/2002)
08/28/2002	307	Judge Mark L. Wolf. Memorandum and Order entered....Kosilek has failed to prove that Maloney has violated the Eighth Amendment. Accordingly, it is hereby ORDERED that judgment shall enter for the deft. cc/cl. [EOD Date 8/28/02] (ktb) (Entered: 08/28/2002)
08/28/2002		Terminated document: mootng [259–1] motion in limine to exclude evidence of cost of treatment granting in part, denying in part [260–1] motion in limine to exclude defts' Gender Identity Survey Results granting in part, denying in part [272–1] motion in limine to exclude defts' Gender Identity Disorder Survey Results Requested by mlw. (ktb) (Entered: 08/28/2002)
08/28/2002		Case closed. (ktb) (Entered: 08/29/2002)

08/28/2002	308	Judge Mark L. Wolf . Judgment entered for Michael T. Maloney, Mass. Dept. of Correction against Michelle Kosilek cc/cl. . 8/29/02] (ktb) (Entered: 08/29/2002)
10/30/2002	309	Motion by Michelle Kosilek for Attorney Fees and Costs , filed, c/s. (ktb) (Entered: 10/30/2002)
11/12/2002	310	Response by Michael T. Maloney in opposition to [309-1] motion for Attorney Fees and Costs, filed, c/s. (ktb) (Entered: 11/18/2002)
11/12/2002	311	Memorandum of Law by Michael T. Maloney in support of [309-1] motion for Attorney Fees and Costs, filed, c/s. (ktb) (Entered: 11/18/2002)
11/27/2002	312	Motion by Michelle Kosilek for leave to file Reply in Support of its Motion for Attorney;s Fees and Costs , filed, c/s. (ktb) (Entered: 12/03/2002)
11/27/2002	313	Memorandum by Michelle Kosilek in support of [309-1] motion for Attorney Fees and Costs, filed, c/s. (ktb) (Entered: 12/03/2002)
12/09/2002	314	Motion by Michael T. Maloney for leave to file surreply memo in opposition to pltf's reply memo , filed. (eaf) (Entered: 12/16/2002)
12/09/2002	315	Notice of withdrawal of counsel by attorney Jennifer L. Chiasson for Michelle Kosilek filed. (ktb) (Entered: 12/17/2002)
01/10/2003	316	Motion for Authorization to Obtain Services other than counsel , filed. (ktb) (Entered: 01/17/2003)
01/23/2003	317	Copy of a Letter to Frances S. Cohen by Richard C. McFarland dated: 12/19/02 to: Frances S. Cohen, FILED. (ktb) (Entered: 01/24/2003)
02/06/2003	318	Notice of change of address filed by Frances S. Cohen by Michelle Kosilek . (ktb) (Entered: 02/12/2003)
02/07/2003		Judge Mark L. Wolf . Endorsed Order entered re: [316-1] motion for Authorization to Obtain Services other than counsel . [EOD Date 2/12/03] "as the person making this request is not a party to this case, this court does not have the authority to act on the motion." cc: all counsel of record (eaf) (Entered: 02/12/2003)
03/21/2003		Text not available. (Entered: 03/28/2003)
03/21/2003	319	Notice of appearance of attorney for Michelle Kosilek by , filed, c/s. (ktb) (Entered: 04/02/2003)
05/07/2003	<u>320</u>	Letter/request (non-motion) from Michelle Kosilek. (O'Leary, Dennis) (Entered: 06/03/2003)
09/11/2003	<u>321</u>	Judge Mark L. Wolf : MEMORANDUM AND ORDER entered denying 309 Motion for Attorney Fees, granting 312 Motion for Leave to File, granting 314 Motion for Leave to File cc/cl. (Boyce, Kathy) (Entered: 09/15/2003)
09/25/2003	<u>322</u>	MOTION Informative Motion by Michelle Kosilek.(O'Leary, Dennis) (Entered: 09/25/2003)
12/29/2003	<u>323</u>	Letter to Deputy Supt. Christopher Mitchell at MCI- Norfolk from Michelle Kosilek, FILED. (Boyce, Kathy) (Entered: 01/12/2004)
02/05/2004	<u>324</u>	Copy of Letter from Michelle Lynne Kosilek to Dr. Kenneth Appelbaum dated 2/3/04, FILED. (Boyce, Kathy) (Entered: 02/17/2004)
03/01/2004	<u>325</u>	Letter from Michelle Koselik enclosing a copy of a letter he sent to the Commissioner of the Dept. of Corrections, Kathleen Dennehy, FILED. (Boyce, Kathy) (Entered: 03/04/2004)
08/05/2004		Motions terminatedas no action is required <u>322</u> MOTION Informative Motion filed by Michelle Kosilek. (O'Leary, Dennis) (Entered: 08/05/2004)