

Current on Bloomberg Law as of Aug. 06, 2018 12:11:04

Supreme Judicial Court of Massachusetts
Docket for Case #: SJC-12015

ROBERT CANTELL & others vs. COMMISSIONER OF CORRECTION & others

DOCKET INFORMATION

[Minimize](#)

Date Filed: Dec 7, 2015
Status: Decided, Rescript issued
Assigned to: Gants, C.J., Spina, Cordy, Botsford, Duffy, Lenk, Hines, JJ.
Case Type: Civil
Citation: 475 Mass. 745
Decision Date: Oct 21, 2016
Entry Date: Dec 7, 2015
Lower Court: Suffolk Superior Court
Lower Ct Judge: Elizabeth M. Fahey, J.
Nature: Prisoner's rights
Status Date: Nov 21, 2016

Parties and Attorneys

Expand All [Minimize](#)

Plaintiff/Appellant **Robert Cantell**
Plaintiff/Appellant

Representation

Bonita Tenneriello , Esquire

Plaintiff/Appellant **Derrick Maldonado**
Plaintiff/Appellant

Representation

Bonita Tenneriello , Esquire

Plaintiff/Appellant **John T. Fernandes**
Plaintiff/Appellant

Representation

Bonita Tenneriello , Esquire

Plaintiff/Appellant **Albert Jackson**
Plaintiff/Appellant

Representation

Bonita Tenneriello , Esquire

Defendant/Appellee **Commissioner of Correction**
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee **Michael Corsini**
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee **Lisa A. Mitchell**
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee **James Saba**
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee **Kelly Ryan**
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee **Gary Roden**
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee **Bruce Gelb**
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee **Thomas Dickhaut**

Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee

Lynn Bissonette
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee

Anthony Mendosa
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Defendant/Appellee

Christine Vervini
Defendant/Appellee

Representation

Sheryl F. Grant , Esquire

Amicus

Massachusetts Law Reform Institu
Amicus

Representation

Ruth A. Bourquin , Esquire

Deborah Harris , Esquire

Margaret Monsell , Esquire

Jamie Ann Sabino , Esquire

Amicus

Center for Public Representation
Amicus

Representation

Ruth A. Bourquin , Esquire

Deborah Harris , Esquire

Margaret Monsell , Esquire

Jamie Ann Sabino , Esquire

Amicus

National Consumer Law Center
Amicus

Representation

Ruth A. Bourquin , Esquire

Deborah Harris , Esquire

Margaret Monsell , Esquire

Jamie Ann Sabino , Esquire

Amicus **Justice Center of Southeastern M**
Amicus

Representation

Ruth A. Bourquin , Esquire

Deborah Harris , Esquire

Margaret Monsell , Esquire

Jamie Ann Sabino , Esquire

Pro Se Amicus **Adam Sanders**
Pro Se Amicus

Amicus

ACLU
Amicus

Representation

Amy Fettig , Pro Hac Vice Attorney

Amicus **ACLU of Massachusetts**
Amicus

Representation

Matthew Segal , Esquire

Amicus **The Mental Health Legal Advisors**
Amicus

Representation

Phillip Kassel , Esquire

Docket Entries

[Print Entries](#) [Request Entries](#) [Reverse Entries](#)

Entry	Filed	Description
BL-1	Dec 7, 2015	Entered. Notice to counsel.
BL-2	Dec 7, 2015	Transferred from Appeals Court: Plaintiff-Appellants' brief, record appendix, and reply brief (3) copies each. Defendants-Appellees' brief (3) copies.
BL-3	Dec 14, 2015	JOINT MOTION TO FILE NEW BRIEFS, for both parties.
BL-4	Dec 15, 2015	NOTICE of March argument sent.
BL-5	Dec 15, 2015	ORDER: The proposed joint briefing schedule is ALLOWED. The brief of the plaintiffs is due on or before January 15, 2016. The brief of the defendants is due on or before February 16, 2016. No further enlargements will be allowed as the case may be scheduled for the March 2016 sitting. By the Court.
BL-6	Jan 5, 2016	ANNOUNCEMENT: The Justices are soliciting amicus briefs. 1. Whether a proposed class action commenced by prisoners to challenge their segregated confinement in so-called special

management units while on awaiting action status is moot, where the named plaintiffs are no longer being held in those units. 2. Whether prisoners are entitled to the procedural protections of regulations governing departmental segregation units, see *Haverty v. Commissioner of Correction*, 437 Mass. 737 (2002), S.C., 440 Mass. 1 (2003), before being confined to special management units on awaiting action status, or whether they are entitled only to the procedures set forth in *LaChance v. Commissioner of Correction*, 463 Mass. 767, 776-777 (2012).

BL-7	Jan 14, 2016	ORDERED for argument on March 10. Notice sent.
BL-8	Jan 15, 2016	SERVICE of brief & appendix for Plaintiff/Appellant Robert Cantell and others by Bonita Tenneriello.
BL-9	Jan 29, 2016	Memorandum in Lieu of Brief for Amici Curiae, Adam Sanders.
BL-10	Feb 16, 2016	SERVICE of brief for Defendant/Appellee Commissioner of Correction & others by Sheryl F. Grant.
BL-11	Feb 22, 2016	SERVICE of amicus brief for Amicus Massachusetts Law Reform Institute & others by Ruth A. Bourquin, Deborah Harris, Margaret Monsell, Jamie Sabino.
BL-12	Feb 23, 2016	MOTION TO FILE AMICUS BRIEF LATE, filed for ACLU by Amy Fettig (O), Esquire. (ALLOWED)
BL-13	Feb 23, 2016	SERVICE of amicus brief for Amicus ACLU & others by Amy Fettig (O).
BL-14	Mar 1, 2016	SERVICE of appellant's reply brief for Robert Cantell & others by Bonita Tenneriello, Esquire. (Dist'd to the Quorum)
BL-15	Mar 10, 2016	Oral argument held. (Gants, C.J., Spina, J., Cordy, J., Botsford, J., Duffly, J., Lenk, J., Hines, J.).
BL-16	July 19, 2016	ORDER waiving 130-Day rule. Notice to counsel.
BL-17	Oct 21, 2016	RESCRIPT (Full Opinion): The judgment of the Superior Court is reversed, and the case remanded to that court for further proceedings consistent with this opinion. (By the Court)
BL-18	Nov 21, 2016	RESCRIPT ISSUED to trial court.
BL-19	Jan 12, 2018	Amended complaint, filed by Robert Cantell, Pro Se.
BL-20	Jan 12, 2018	MOTION FOR APPOINTMENT OF COUNSEL, filed by Robert Cantell.
BL-21	Jan 31, 2018	NOTICE: The rescript was issued to the trial court in this case on November 21, 2016, and the case has been closed since then. No action is necessary on the amended complaint and motion for appointment of counsel because this case is decided and closed.

This does not constitute the official record of the court. The information is provided "as is" and may be subject to errors or omissions.

General Information

Court	Massachusetts Supreme Judicial Court
Docket Number	SJC-12015