

## MICHIGAN COURT OF APPEALS

**COA Case Number: 253543**

**SCt Case Number: 130862**

**TRACY NEAL V DEPT OF CORRECTIONS**

1	<b>NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED</b> Oral Argument: Y Timely: Y	PL-AE RET (31595)	<b>LABELLE DEBORAH A</b> 221 NORTH MAIN ST SUITE 300 ANN ARBOR MI 48104 734-996-5620
2	<b>CORRECTIONS DEPT OF</b> Oral Argument: Y Timely: Y	DF-AT AG (43702)	<b>SOROS ALLAN J</b> 525 W OTTAWA STREET PO BOX 30217 LANSING MI 48909 517-335-7021
3	<b>OVERTON WILLIAM DIRECTOR</b>	DF-AT SAM	
4	<b>MCGINNIS KENNETH</b>	DF-AT SAM	
5	<b>LANGLEY SALLY</b>	DF-AT SAM	
6	<b>YUKINS JOAN</b>	DF-AT SAM	
7	<b>STOVALL CLARICE</b>	DF-AT SAM	
8	<b>HOWES CAROL</b>	DF-AT SAM	
9	<b>SALIS ROBERT</b>	DF-AT SAM	
10	<b>HOWARD CORNELL</b>	DF-AT SAM	

**Note:** There are a total of 32 parties in this case; click [here](#) for a docket sheet with a complete display.

**Status:** Case Concluded; File Archived    **SCT Status:** APPL

80

**Case Flags:** Expedited Appeal

**Remarks:** PRIOR CASE 198616 \*\* Trial set for 4-4-05\*\*

**Consolidations:**

256506 NICOLE ANDERSON V DEPT OF CORRECTIONS (Case Concluded; File Archived)

**02/02/2004    1    App For Leave to Appeal - Civil**  
Proof Of Service Date: 2/2/2004  
Answer Due: 2/23/2004  
Fee Code: STATE  
Attorney:36693 - MONTICELLO FRANK J

**01/15/2004    2    Order Appealed From**  
From: WASHTENAW CNTY CIRCUIT COURT

Case Number: 96-006986-CZ  
 Trial Court Judge: 31762 CONNORS TIMOTHY P  
*Nature of Case:*  
 Class Action Certification Granted

- 01/21/2004 5 Order Appealed From**  
 From: WASHTENAW CNTY CIRCUIT COURT  
 Case Number: 96-006986-CZ  
 Trial Court Judge: 31762 CONNORS TIMOTHY P  
*Nature of Case:*  
 Summary Disposition - Partial
- 02/02/2004 3 Motion: Stay**  
 Proof Of Service Date: 2/2/2004  
 Filed By Attorney: 36693 - MONTICELLO FRANK J  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Fee Code: STATE  
 Answer Due: 2/9/2004  
*Comments:* LCT CT JUDGE TOOK MTN FOR STAY UNDER ADVISEMENT
- 02/02/2004 4 Motion: Waive MCR 7.209 re Trans &/or Orders**  
 Proof Of Service Date: 2/2/2004  
 Filed By Attorney: 36693 - MONTICELLO FRANK J  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Fee Code: STATE  
 Answer Due: 2/9/2004
- 02/02/2004 6 Transcript Filed By Party**  
 Date: 2/2/2004  
 Reporter: 838 - SHANKLETON-NOVESS AMY  
 Filed By Attorney: 36693 - MONTICELLO FRANK J  
 Hearings:  
 7/18/2003
- 02/04/2004 7 Telephone Contact**  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* CALLED AG MONTICELLO-ADV NEED ADDL \$375 FOR 2ND ORD& NEED ORD FROM STAY UNDER ADVISEMENT
- 02/04/2004 8 Telephone Contact**  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
 Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* AE ATY CALLED-ADV ANS TO APPLI, MTN FOR STAY & MTN WAIVE DUE 21 DAYS FROM P/S
- 02/04/2004 9 Additional Entry Fee**  
 Date: 2/4/2004  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* FOR 2ND ORDER (1/21/2004)
- 02/06/2004 10 LCt Order**  
 Date: 2/6/2004  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* RECD CPY OF LCT ORDER DENY MTN FOR STAY
- 02/09/2004 11 Appearance - Generic**

Date: 2/6/2004  
 For Party: 32 WELCH FRED DF  
 Attorney: 19275 - READY THOMAS D  
*Comments:* DEFT WELCH NOT AT-ONLY DEFT PER  
 ATY READY

- 02/20/2004 12 Answer - Application**  
 Proof Of Service Date: 2/17/2004  
 Event No: 1 App For Leave to Appeal - Civil  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
 SITUATED PL-AE  
 Filed By Attorney: 31595 - LABELLE DEBORAH A
- 02/20/2004 13 Answer - Motion**  
 Proof Of Service Date: 2/17/2004  
 Event No: 3 Stay  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
 SITUATED PL-AE  
 Filed By Attorney: 31595 - LABELLE DEBORAH A
- 03/02/2004 15 Submitted On Motion Docket**  
 Event: 1 App For Leave to Appeal - Civil  
 Event: 3 Stay  
 Event: 4 Waive MCR 7.209 re Trans &/or Orders  
 District: L Item #: 4
- 03/05/2004 16 Order: Application - Grant**  
 Event: 1 App For Leave to Appeal - Civil  
 Event: 3 Stay  
 Event: 4 Waive MCR 7.209 re Trans &/or Orders  
 Panel: PDO,DSO,SLB  
 Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* GRNT MTN WAIVE MCR 7.209 REQ-  
 GRNT MTN FOR STAY PEND APPEAL
- 03/05/2004 17 Verbal Order To Parties-Phone**
- 03/25/2004 20 Motion: Reconsideration of Order**  
 Proof Of Service Date: 3/24/2004  
 Check No.: 3190 Fee: \$100.00 Receipt #: 2535431  
 Filed By Attorney: 31595 - LABELLE DEBORAH A  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
 SITUATED PL-AE  
 Answer Due: 4/7/2004  
*Comments:* of 3/5/04 coa order granting stay of  
 proceedings
- 04/01/2004 22 Answer - Motion**  
 Proof Of Service Date: 4/2/2004  
 Event No: 20 Reconsideration of Order  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Filed By Attorney: 36693 - MONTICELLO FRANK J
- 04/06/2004 21 Invol Dismissal Warning - No Dkt Stmt**  
 Attorney: 36693 - MONTICELLO FRANK J  
 Due Date: 4/27/2004
- 04/07/2004 23 Invol Dismissal Warning - No Steno Cert**  
 Attorney: 36693 - MONTICELLO FRANK J  
 Due Date: 4/28/2004  
*Comments:* Need steno cert for trans, no dates or rpttr  
 known
- 04/13/2004 24 Submitted On Reconsideration Docket**  
 Event: 20 Reconsideration of Order  
 District: T Item #: 1

- 04/19/2004 25 Notice of Filing Transcript**  
Date: 4/15/2004 Timely: Y  
Reporter: 838 - SHANKLETON-NOVESS AMY  
Hearings:  
2/7/2003  
7/18/2003  
8/22/2003  
9/25/2003  
10/17/2003  
1/16/2004  
1/30/2004
- 04/22/2004 26 Order: Reconsideration - Deny - Appeal Remains Open**  
Event: 20 Reconsideration of Order  
Panel: PDO,DSO,SLB  
Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* of order
- 04/26/2004 27 Docketing Statement MCR 7.204H**  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Proof Of Service Date: 4/26/2004
- 04/26/2004 28 Other**  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* Stip to limit transcripts for purposes of appeal. See stip for hearing dates.
- 04/30/2004 30 Brief: Appellant**  
Proof Of Service Date: 4/30/2004  
Oral Argument Requested: Y Timely Filed: Y  
Filed By Attorney: 36693 - MONTICELLO FRANK J  
For Party: 2 CORRECTIONS DEPT OF DF-AT
- 05/05/2004 29 Correspondence Sent**  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* Need NFT for three dates listed in stip in Evt 28: 9/18/03, 12/2/03 & 12/19/03.
- 05/13/2004 34 Correspondence Received**  
Date: 5/11/2004  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* RE: 12/2/03 - proceeding was not held on this date
- 05/14/2004 33 Steno Certificate - Tr Request Received**  
Date: 4/28/2004 Timely: N  
Reporter: 838 - SHANKLETON-NOVESS AMY  
Hearings:  
12/19/2003  
9/18/2003
- 05/27/2004 35 SCt: Inter Application**  
Supreme Court No. 126229  
Notice Date: 6/22/2004  
Fee: Paid Check No.:25690  
For Party: 1  
Attorney: 31595 - LABELLE DEBORAH A
- 06/04/2004 36 Brief: Appellee**  
Proof Of Service Date: 6/4/2004  
Oral Argument Requested: Y Timely Filed: Y

- Filed By Attorney: 31595 - LABELLE DEBORAH A  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
SITUATED PL-AE
- 06/04/2004 38 Motion: Motion**  
Proof Of Service Date: 6/4/2004  
Filed By Attorney: 36693 - MONTICELLO FRANK J  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Fee Code: STATE  
Immediate Consideration: Y  
Answer Due: 6/11/2004  
*Comments:* Motion for clarification of order staying  
proceedings
- 06/08/2004 39 Noticed**  
Record: REQST Mail Date: 6/9/2004
- 06/09/2004 37 Defective Filing Letter**  
Event: 36  
Jurisdictional Statement - Cured
- 06/09/2004 40 Correspondence Sent**  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* Multiple motion ltr
- 06/11/2004 41 Answer - Motion**  
Proof Of Service Date: 6/10/2004  
Event No: 38 Motion  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
SITUATED PL-AE  
Filed By Attorney: 31595 - LABELLE DEBORAH A
- 06/15/2004 42 Submitted On Special Motion Docket**  
Event: 38 Motion  
District: G Item #: 1
- 06/16/2004 43 Defect Cured**  
Event: 36  
P/S Date: 6/14/2004  
Jurisdictional Statement - Cured
- 06/17/2004 44 SCt: Brief in Opposition to SCt Application**  
Filing Date: 6/17/2004  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Filed By Attorney:26319 - FRIEDMAN LEO H  
*Comments:* by DFAE's MDOC, et. al.
- 06/23/2004 45 Motion: Extend Time - Reply Brief**  
Proof Of Service Date: 6/23/2004  
Filed By Attorney: 36693 - MONTICELLO FRANK J  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Fee Code: STATE  
Requested Extension: 7/9/2004  
Answer Due: 6/30/2004
- 06/28/2004 46 Brief: Supplemental Auth`y**  
Proof Of Service Date: 6/24/2004  
Oral Argument Requested: Timely Filed:  
Filed By Attorney: 31595 - LABELLE DEBORAH A  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
SITUATED PL-AE
- 06/29/2004 47 Order: Grant - Generic**  
Event: 38 Motion  
Panel: PDO,DSO,SLB

- Immediate Consideration Granted  
Attorney: 36693 - MONTICELLO FRANK J  
*Comments*: motion for clarification
- 07/01/2004 48 Record Request**  
Mail Date: 7/1/2004  
Agency: WASHTENAW CNTY CIRCUIT COURT
- 07/01/2004 49 Record Filed**  
*Comments*: 13FILES
- 07/06/2004 51 Submitted On Administrative Motion Docket**  
Event: 45 Extend Time - Reply Brief  
District: G
- 07/07/2004 52 Verbal Order To Parties-Phone**  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
*Comments*: mt extend reply brief granted until 7-9-04
- 07/08/2004 53 Order: Extend Time - Reply Brief - Grant**  
Event: 45 Extend Time - Reply Brief  
Panel: MRS  
Attorney: 36693 - MONTICELLO FRANK J  
Extension Date: 7/9/2004
- 07/08/2004 54 SCt: Reply to SCt Pleading**  
Filing Date: 7/8/2004  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
Filed By Attorney:31595 - LABELLE DEBORAH A  
*Comments*: reply in support of appl
- 07/08/2004 55 Brief: Reply**  
Proof Of Service Date: 7/8/2004  
Oral Argument Requested: Timely Filed:  
Filed By Attorney: 36693 - MONTICELLO FRANK J  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
*Comments*: see amended reply brf evt 59
- 07/12/2004 56 Defective Filing Letter**  
Event: 55  
Index of Authorities - Cured  
Table of Contents - Cured
- 07/16/2004 59 Brief: Reply**  
Proof Of Service Date: 7/16/2004  
Oral Argument Requested: Timely Filed:  
Filed By Attorney: 36693 - MONTICELLO FRANK J  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
*Comments*: amended reply brf
- 07/20/2004 57 Telephone Contact**  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Attorney: 36693 - MONTICELLO FRANK J  
*Comments*: left message for corrected (as to date) p/s for amended reply brf
- 07/23/2004 58 Order: Consolidate - Administrative**  
Panel: PMM,RAG,SLB  
*Comments*: Consl: 256506 253543
- 07/23/2004 60 Defect Cured**  
Event: 55  
P/S Date: 7/16/2004  
Index of Authorities - Cured

- Table of Contents - Cured
- 08/25/2004 61 Notice of Filing Transcript**  
 Date: 8/23/2004 Timely: N  
 Reporter: 838 - SHANKLETON-NOVESS AMY  
 Hearings:  
   12/19/2003  
   9/18/2003  
   6/25/2004
- 08/30/2004 62 Notice of Filing Transcript**  
 Date: 8/25/2004  
 Reporter: 838 - SHANKLETON-NOVESS AMY  
*Comments:* Amended to reflect "motions" on title page only
- 09/27/2004 63 Steno Certificate - Tr Request Received**  
 Date: 9/20/2004 Timely: N  
 Reporter: 838 - SHANKLETON-NOVESS AMY  
 Hearings:  
   6/11/2004
- 10/01/2004 64 Motion: Expedite Appeal**  
 Proof Of Service Date: 9/30/2004  
 Check No.: 1877 Fee: \$200.00 Receipt #: 2535433  
 Filed By Attorney: 31595 - LABELLE DEBORAH A  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
 Answer Due: 10/7/2004
- 10/12/2004 65 Submitted On Administrative Motion Docket**  
 Event: 64 Expedite Appeal  
 District: G
- 10/13/2004 66 Order: Expedite - Grant**  
 Event: 64 Expedite Appeal  
 Panel: MRS  
 Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* Matter to be placed on first available case call
- 11/16/2004 70 Correspondence Sent**  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* level 2 letter; 8/16/96 & 1/12/04 & 03-000162-MZ file
- 11/29/2004 72 SCt Order: Deny**
- 11/30/2004 73 Correspondence Received**  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
 Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* Regarding delays and scheduling of oral argument
- 12/07/2004 75 Correspondence Received**  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* Reply to Deborah LaBelle's letter regarding delays
- 12/07/2004 76 Material Received by Record Room**  
*Comments:* 2FILES
- 12/08/2004 78 Telephone Contact**



*Comments:* Sandy from Accurate Trans called to state she just received trans req for 8/16/96 from Washtenaw Cty

- 12/16/2004 86 Appearance - Appellant**  
Date: 12/15/2004  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Attorney: 43702 - SOROS ALLAN J
- 12/22/2004 87 Steno Certificate - Tr Request Received**  
Date: 12/8/2004 Timely: N  
Reporter: 7118 - TRASKOS SANDRA J  
Filed By Attorney: 43702 - SOROS ALLAN J  
Hearings:  
7/23/1996
- 12/29/2004 88 Notice of Filing Transcript**  
Date: 12/22/2004 Timely: N  
Reporter: 7118 - TRASKOS SANDRA J  
Hearings:  
7/23/1996
- 12/29/2004 89 Record Request - Specific Items**  
Mail Date: 1/3/2005  
*Comments:* PLEASE FORWARD THE 7/23/96 TRANSCRIPT
- 12/29/2004 90 Brief: Supplemental Auth`y**  
Proof Of Service Date: 12/29/2004  
Oral Argument Requested: Timely Filed:  
Filed By Attorney: 43702 - SOROS ALLAN J  
For Party: 2 CORRECTIONS DEPT OF DF-AT
- 01/03/2005 91 Brief: Supplemental Auth`y**  
Proof Of Service Date: 12/30/2004  
Oral Argument Requested: Timely Filed:  
Filed By Attorney: 31595 - LABELLE DEBORAH A  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE
- 01/04/2005 92 Transcript Filed**  
*Comments:* 7/23/96-TR
- 01/04/2005 95 Appearance - Appellant**  
Date: 1/4/2005  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Attorney: 43702 - SOROS ALLAN J  
*Comments:* Amended - Monticello lead counsel, Soros co-counsel
- 01/05/2005 79 Submitted on Case Call**  
District: L Item #: 19  
Panel: KJ,CMM,PMD
- 01/05/2005 94 Case Call Update Info**
- 01/10/2005 96 Motion: Motion**  
Proof Of Service Date: 1/7/2005  
Check No.: 1926 Fee: \$100.00 Receipt #: 2535434  
Filed By Attorney: 31595 - LABELLE DEBORAH A  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
Answer Due: 1/14/2005  
*Comments:* Motion to File Portions of Record on Appeal - materials appended to motion
- 01/14/2005 98 Answer - Motion**



- Proof Of Service Date: 1/12/2005  
Event No: 96 Motion  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Filed By Attorney: 36693 - MONTICELLO FRANK J
- 01/18/2005 97 Submitted On Motion Docket Affecting Call**  
Event: 96 Motion  
District: G Item #: 1
- 01/21/2005 99 Order: Grant - Generic**  
[Click here](#) to view document in PDF format.  
Event: 96 Motion  
Panel: KJ,CMM,PMD  
Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* Grant mot to file portions of record on appeal - materials filed w/motion accepted for filing
- 02/10/2005 104 Opinion - Per Curiam - Unpublished**  
[Click here](#) to view document in PDF format.  
Pages: 15  
Panel: KJ,CMM,PMD  
Result: Affirmed In Part; Reversed In Part  
*Comments:* Remand
- 02/17/2005 105 Motion: Reconsideration of Opinion**  
Proof Of Service Date: 2/17/2005  
Filed By Attorney: 36693 - MONTICELLO FRANK J  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Fee Code: STATE  
Answer Due: 3/3/2005
- 03/03/2005 106 Answer - Reconsideration**  
Proof Of Service Date: 3/2/2005  
Event No: 105 Reconsideration of Opinion  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
Filed By Attorney: 31595 - LABELLE DEBORAH A
- 03/08/2005 107 Submitted On Reconsideration Docket**  
Event: 105 Reconsideration of Opinion  
District: C Item #: 1
- 03/17/2005 108 Order: Reconsideration - Deny - Appeal Remains Closed**  
[Click here](#) to view document in PDF format.  
Event: 105 Reconsideration of Opinion  
Panel: KJ,CMM,PMD  
*Comments:* CM Murray concurring
- 04/25/2005 109 SCt: Application for Leave to SCt**  
Supreme Court No. 128540  
Notice Date: 5/17/2005  
Fee: Invoiced Check No.:39635  
For Party: 2  
Attorney: 36693 - MONTICELLO FRANK J  
*Comments:* Same application 128540 - 128541, all events in 128540; also Ct of Claims 03-162-MZ; AG request #405 + invoice
- 05/04/2005 110 Supreme Court - File & Record Sent To**  
File Location: Z  
*Comments:* BOX CASE\*\*15 LCF(TRS INCL);3 TR-SC128540,128541
- 05/04/2005 111 SCt: COA and TCt Received**

3 tr; 15 files

**05/16/2005 112 SCt: Brief in Opposition to SCt Application**

Filing Date: 5/16/2005  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
SITUATED PL-AE  
Filed By Attorney:31595 - LABELLE DEBORAH A  
*Comments:* by PLAE's

**05/16/2005 113 SCt Motion: Miscellaneous**

Notice Date: 05/24/2005  
Check No.: 27618  
Party: 1  
Filed By Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* to lift stay

**05/16/2005 114 SCt Motion: Dismiss**

Notice Date: 05/24/2005  
Check No.: 27618  
Party: 1  
Filed By Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* to dismiss application as to CoA 256506  
(SC 128541)

**05/23/2005 115 SCt Motion: Cross-Appeal**

Notice Date: 06/14/2005  
Check No.: 27651  
Party: 1  
Filed By Attorney: 33614 - RIVERS BETH M

**05/23/2005 116 SCt: Answer to Pleading at SCt**

Filing Date: 5/23/2005  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Filed By Attorney:36693 - MONTICELLO FRANK J  
*Comments:* Ans to Mot to Dismiss & Lift Stay by DFAT

**06/20/2005 117 SCt: Brief in Opposition to SCt Application**

Filing Date: 6/20/2005  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Filed By Attorney:36693 - MONTICELLO FRANK J  
*Comments:* MDOC's brief in opposition to XAPPL

**06/22/2005 118 SCt: Miscellaneous Filing**

Filing Date: 6/22/2005  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Filed By Attorney:36693 - MONTICELLO FRANK J  
*Comments:* AG's corrected page 4 from brief in  
opposition to XAPPL

**07/11/2005 119 SCt: Reply to SCt Pleading**

Filing Date: 7/11/2005  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
SITUATED PL-AE  
Filed By Attorney:33614 - RIVERS BETH M  
*Comments:* PLAEXAT's reply in support of XAPPL

**07/11/2005 120 SCt: Miscellaneous Filing**

Filing Date: 7/11/2005  
For Party: 2 CORRECTIONS DEPT OF DF-AT  
Filed By Attorney:36693 - MONTICELLO FRANK J  
*Comments:* DFAT's supplement to APPL wattachments

**07/27/2005 121 SCt: Answer to Pleading at SCt**

Filing Date: 7/27/2005  
For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY  
SITUATED PL-AE

Filed By Attorney:31595 - LABELLE DEBORAH A  
*Comments:* PLAE's response to DFAT's supplement in support

- 12/27/2005 122 SCt Order: Remand to COA**  
[Click here](#) to view document in PDF format.  
*Comments:* remand CA for furth consideration, deny cross-appeal and motions
- 12/28/2005 123 Supreme Court - File Ret`d By - Re-Open**  
 File Location: L
- 01/04/2006 124 Record Filed**  
*Comments:* 2 BOX CASE\*\*15 LCF(TRS INCL);3 TR-WASHTENAW
- 01/06/2006 125 Motion: Remand**  
 Proof Of Service Date: 1/6/2006  
 Check No.: 1237 Fee: \$300.00 Receipt #: 2535435  
 Filed By Attorney: 31595 - LABELLE DEBORAH A  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
 Immediate Consideration: Y  
 Answer Due: 1/27/2006  
*Comments:* Partial Remand As To Issues Unrelated to Matters On Appeal
- 01/09/2006 126 Telephone Contact**  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Attorney: 43702 - SOROS ALLAN J  
*Comments:* Advised Answer to Mtn Remand Due Wed Noon 1/11/06
- 01/10/2006 127 Answer - Motion**  
 Proof Of Service Date: 1/10/2006  
 Event No: 125 Remand  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Filed By Attorney: 43702 - SOROS ALLAN J
- 01/12/2006 128 Re-Submitted Per Supreme Court Remand**  
 District: L Item #: 0
- 01/12/2006 129 Submitted On Motion Docket Affecting Call**  
 Event: 125 Remand  
 District: L Item #: 1
- 01/12/2006 130 Correspondence Sent**  
*Comments:* Advise Parties Case Resubmitted on Remand to Hearing Panel
- 01/12/2006 131 SCt: Miscellaneous Filing**  
 Filing Date: 1/12/2006  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Filed By Attorney:43702 - SOROS ALLAN J  
*Comments:* Df-At bill of costs
- 01/19/2006 132 SCt: Miscellaneous Filing**  
 Filing Date: 1/19/2006  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
 Filed By Attorney:31595 - LABELLE DEBORAH A  
*Comments:* Pl-Ae's objections to Df-At's bill of costs
- 01/25/2006 133 Order: Remand - Motion - Deny**  
[Click here](#) to view document in PDF format.  
 Event: 125 Remand  
 Panel: KJ,CMM,PMD

- Immediate Consideration Granted  
 Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* Partial Remand Denied
- 01/31/2006 134 SCt Order: Misc Order - See Notes**  
*Comments:* letter taxing costs of \$395.00 for Df-At
- 02/23/2006 136 Opinion - On Remand SCt - Per Curiam - Unpublished**  
[Click here](#) to view document in PDF format.  
 Pages: 4  
 Panel: KJ,CMM,PMD  
 Result: Reversed and Remanded
- 04/05/2006 137 SCt: Application for Leave to SCt**  
 Supreme Court No. 130862  
 Notice Date: 5/2/2006  
 Fee: Invoiced Check No.:39748  
 For Party: 2  
 Attorney: 43702 - SOROS ALLAN J  
*Comments:* Same application 130862 - 130863, all events in 130862; also Ct of Claims 03-162-MZ; AG request #570 + invoice
- 04/20/2006 138 Supreme Court - File & Record Sent To**  
 File Location: Z  
*Comments:* 2 VOL. SC#130862 2-BOX CASE\*\*15 LCF (TRS INCL);3 TR
- 04/20/2006 139 SCt: COA and TCt Received**  
 3 tr; 15 files
- 04/20/2006 140 SCt: COA and TCt Received**
- 04/28/2006 141 SCt: Brief in Opposition to SCt Application**  
 Filing Date: 4/28/2006  
 For Party: 1 NEAL TRACY/ ALL OTHERS SIMILARLY SITUATED PL-AE  
 Filed By Attorney:31595 - LABELLE DEBORAH A  
*Comments:* by PLAE's Neal, et al
- 05/03/2006 142 SCt Motion: Cross-Appeal**  
 Notice Date: 05/30/2006  
 Check No.: 39754  
 Party: 1  
 Filed By Attorney: 31595 - LABELLE DEBORAH A  
*Comments:* cross-appeal limited to CoA 253543, per letter received 052606
- 05/30/2006 143 SCt: Answer to Pleading at SCt**  
 Filing Date: 5/30/2006  
 For Party: 2 CORRECTIONS DEPT OF DF-AT  
 Filed By Attorney:43702 - SOROS ALLAN J  
*Comments:* MDOC's answer to XAPPL

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Case Listing Complete