

**U.S. District Court
District of Vermont (Burlington)
CIVIL DOCKET FOR CASE #: 2:15-cv-00221-wks**

Prisoner A v. State of Vermont et al
Assigned to: Judge William K. Sessions III
Cause: 42:1983 Civil Rights Act

Date Filed: 10/15/2015
Date Terminated: 06/07/2016
Jury Demand: Plaintiff
Nature of Suit: 446 Civil Rights:
Americans with Disabilities – Other
Jurisdiction: Federal Question

Plaintiff

Prisoner A

represented by **Arthur J. Ruben**
Disability Rights Vermont
141 Main Street, Suite 7
Montpelier, VT 05602
(802) 229-1355
Fax: (802) 229-1359
Email: aj@disabilityrightsvt.org
ATTORNEY TO BE NOTICED

V.

Defendant

State of Vermont

represented by **David R. Groff, Esq.**
Vermont Office of the Attorney General
109 State Street, 3rd Floor
Montpelier, VT 05609-1001
(802) 828-1101
Fax: (802) 828-5341
Email: david.groff@vermont.gov
ATTORNEY TO BE NOTICED

Defendant

Vermont Agency of Human Services

represented by **David R. Groff, Esq.**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Vermont Department of Corrections

represented by **David R. Groff, Esq.**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Vermont Department of Mental Health

represented by **David R. Groff, Esq.**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**Vermont Department of Aging and
Independent Living**

represented by **David R. Groff, Esq.**
(See above for address)
ATTORNEY TO BE NOTICED

ENE Evaluator

ENE Evaluator
TERMINATED: 06/06/2016

represented by **Michael J. Marks, Esq.**
MarksPowers LLP
1205 Three Mile Bridge Road
Middlebury, VT 05753

(802) 388-2211
 Fax: (802) 388-1113
 Email: Michael@markspowers.com
 TERMINATED: 06/06/2016
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/15/2015	<u>1</u>	VERIFIED COMPLAINT against State of Vermont, Vermont Agency of Human Services, Vermont Department of Aging and Independent Living, Vermont Department of Corrections, Vermont Department of Mental Health filed by Prisoner A. (Attachments: # <u>1</u> Verified Complaint (document filed under seal), # <u>2</u> Civil Cover Sheet), # <u>3</u> Certificate of Service) (law). (Entered: 10/15/2015)
10/15/2015	<u>2</u>	MOTION to Proceed Under a Psuedonym filed by Prisoner A.(law) (Entered: 10/15/2015)
10/15/2015	<u>3</u>	MOTION to File Under Seal <u>1</u> Verified Complaint filed by Prisoner A. (Attachments: # <u>1</u> Verified Complaint) (<i>images are sealed</i>) (law) (Entered: 10/15/2015)
10/15/2015	<u>4</u>	MOTION for Preliminary Injunction filed by Prisoner A. (Attachments: # <u>1</u> Affidavit of Arthur J. Ruben, Esq.)(law) (Entered: 10/15/2015)
10/15/2015	<u>5</u>	MOTION for Leave to Proceed in Forma Pauperis filed by Prisoner A. (Attachments: # <u>1</u> Affidavit in Support) (<i>documents filed under seal</i>) (law) (Entered: 10/15/2015)
10/15/2015	<u>6</u>	MOTION to File Under Seal <u>5</u> MOTION for Leave to Proceed in Forma Pauperis filed by Prisoner A. (<i>document is sealed</i>) (law) (Entered: 10/15/2015)
10/16/2015	7	ORDER granting <u>2</u> Motion to Proceed Under A Psuedonym; granting <u>3</u> Motion to File Under Seal; granting <u>5</u> Motion for Leave to Proceed in forma pauperis; granting <u>6</u> Motion to File Under Seal. Signed by Judge William K. Sessions III on 10/16/2015. (This is a text-only Order.) (eae) (Entered: 10/16/2015)
11/03/2015	<u>8</u>	MOTION for Assistance With Effecting Service on Defendants filed by Prisoner A. (Attachments: # <u>1</u> Certificate of Service)(Ruben, Arthur) Text clarified on 11/3/2015 (jlh). (Entered: 11/03/2015)
11/16/2015	9	ORDER denying as moot <u>8</u> Motion For Assistance with Effecting Service on Defendants. Signed by Judge William K. Sessions III on 11/16/2015. (This is a text-only Order.) (eae) (Entered: 11/16/2015)
11/16/2015	<u>10</u>	WAIVER OF SERVICE Returned Executed: Vermont Department of Corrections waiver sent on 10/15/2015, answer due 12/14/2015. (Attachments: # <u>1</u> Certificate of Service)(Ruben, Arthur) (Entered: 11/16/2015)
11/16/2015	<u>11</u>	WAIVER OF SERVICE Returned Executed: Vermont Agency of Human Services waiver sent on 10/15/2015, answer due 12/14/2015. (Attachments: # <u>1</u> Certificate of Service)(Ruben, Arthur) (Entered: 11/16/2015)
11/16/2015	<u>12</u>	WAIVER OF SERVICE Returned Executed: Vermont Department of Mental Health waiver sent on 10/15/2015, answer due 12/14/2015. (Attachments: # <u>1</u> Certificate of Service)(Ruben, Arthur) (Entered: 11/16/2015)
11/16/2015	<u>13</u>	WAIVER OF SERVICE Returned Executed: Vermont Department of Aging and Independent Living waiver sent on 10/15/2015, answer due 12/14/2015. (Attachments: # <u>1</u> Certificate of Service)(Ruben, Arthur) (Entered: 11/16/2015)
11/18/2015	<u>14</u>	NOTICE OF APPEARANCE by David R. Groff, Esq on behalf of State of Vermont, Vermont Agency of Human Services, Vermont Department of Aging and Independent Living, Vermont Department of Corrections, Vermont Department of Mental Health.(Groff, David) (Entered: 11/18/2015)
12/07/2015	<u>15</u>	STIPULATED MOTION to Withdraw <u>4</u> MOTION for Preliminary Injunction filed by Prisoner A.(Ruben, Arthur) (Entered: 12/07/2015)
12/07/2015	16	ORDER granting <u>15</u> Stipulated Motion to Withdraw <u>4</u> MOTION for Preliminary Injunction. Signed by Judge William K. Sessions III on 12/7/2015. (This is a text-only

		Order.) (eae) (Entered: 12/07/2015)
12/15/2015	<u>17</u>	ANSWER to <u>1</u> Complaint by State of Vermont, Vermont Agency of Human Services, Vermont Department of Aging and Independent Living, Vermont Department of Corrections, Vermont Department of Mental Health.(Groff, David) (Entered: 12/15/2015)
12/16/2015	<u>18</u>	ENE LETTER re: Potential Evaluators sent; responses due by 1/4/2016. (hbc) (Entered: 12/16/2015)
12/30/2015	<u>19</u>	PROPOSED Stipulated Discovery Schedule/Order by State of Vermont, Vermont Agency of Human Services, Vermont Department of Aging and Independent Living, Vermont Department of Corrections, Vermont Department of Mental Health. (Attachments: # <u>1</u> Certificate of Service)(Groff, David) (Entered: 12/30/2015)
12/30/2015	<u>20</u>	ENE Evaluator Michael J. Marks, Esq. assigned. (hbc) (Entered: 12/30/2015)
01/04/2016	<u>21</u>	STIPULATED DISCOVERY SCHEDULE/ORDER Discovery due by 8/15/2016. Motions due by 9/15/2016. Early Neutral Evaluation set for 5/15/2016 at 09:00 AM. Ready for Trial by 11/1/2016. Signed by Judge William K. Sessions III on 1/4/2016. (law) (Entered: 01/04/2016)
01/28/2016	<u>22</u>	DISCOVERY CERTIFICATE – Initial Disclosures by Prisoner A.(Ruben, Arthur) (Entered: 01/28/2016)
02/02/2016	<u>23</u>	DISCOVERY CERTIFICATE – Initial Disclosures by State of Vermont, Vermont Agency of Human Services, Vermont Department of Aging and Independent Living, Vermont Department of Corrections, Vermont Department of Mental Health.(Groff, David) (Entered: 02/02/2016)
02/18/2016	<u>24</u>	DISCOVERY CERTIFICATE – First Set of Interrogatories and Requests to Produce by Prisoner A.(Ruben, Arthur) (Entered: 02/18/2016)
03/30/2016	<u>25</u>	STIPULATED MOTION to Enlarge the Discovery Schedule/Order filed by State of Vermont, Vermont Agency of Human Services, Vermont Department of Aging and Independent Living, Vermont Department of Corrections, Vermont Department of Mental Health.(Groff, David) (Entered: 03/30/2016)
04/01/2016	26	ORDER granting <u>25</u> Stipulated Motion for Extension of Time to Complete Discovery. Signed by Judge William K. Sessions III on 4/1/2016. (This is a text–only Order.) (eae) (Entered: 04/01/2016)
04/11/2016	<u>27</u>	DISCOVERY CERTIFICATE – Notice of Deposition of <i>Christina Granger</i> by Prisoner A.(Ruben, Arthur) (Entered: 04/11/2016)
04/18/2016	<u>28</u>	DISCOVERY CERTIFICATE – Notice of Deposition of <i>Christine Johnson</i> by Prisoner A.(Ruben, Arthur) (Entered: 04/18/2016)
04/18/2016	<u>29</u>	DISCOVERY CERTIFICATE – Answer to Interrogatories and Requests to Produce by State of Vermont, Vermont Agency of Human Services, Vermont Department of Aging and Independent Living, Vermont Department of Corrections, Vermont Department of Mental Health.(Groff, David) (Entered: 04/18/2016)
04/29/2016	<u>30</u>	DISCOVERY CERTIFICATE – Notice of Deposition of <i>Sue Ransom–Kelley</i> by Prisoner A.(Ruben, Arthur) (Entered: 04/29/2016)
04/29/2016	<u>31</u>	DISCOVERY CERTIFICATE – Revised Notice of Deposition of Christine Johnson by Prisoner A. Amendment (Ruben, Arthur) Text clarified on 5/4/2016 (jlh). (Entered: 04/29/2016)
06/06/2016	<u>32</u>	REPORT of Early Neutral Evaluation by ENE Evaluator (Attachments: # <u>1</u> Certificate of Service)(Marks, Michael) (Entered: 06/06/2016)
06/07/2016	<u>33</u>	ORDER DISMISSING CASE without costs, with the right to petition, upon good cause shown within 60 days, to reopen the action if settlement is not consummated. Signed by Judge William K. Sessions III on 6/7/2016. (jam) (Entered: 06/07/2016)