

CLOSED,APPEAL,STAYED

**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:97-cv-75231-PJD**

Gratz, et al v. Bollinger, et al
Assigned to: District Judge Patrick J. Duggan
Demand: \$0

Date Filed: 10/14/1997
Date Terminated: 01/31/2007
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Jennifer Gratz

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V.

Appellant

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Appellant

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Appellant

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Appellant

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Intervenor Defendant

**Citizens for Affirmative Actions's
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TERMINATED: 07/07/1998

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Intervenor Defendant

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Movant

Eastman Kodak Company

represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Movant

Eli Lilly and Company

represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Movant

General Mills, Incorporated

represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Movant

Intel Corporation

represented by **Jeffrey S. Silver**
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LEAD ATTORNEY
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Movant

Johnson and Johnson

represented by **Jeffrey S. Silver**
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LEAD ATTORNEY
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Movant

Kellogg Company

represented by **Jeffrey S. Silver**
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Movant

KPMG International

represented by **Jeffrey S. Silver**
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Movant

Lucent Technologies, Incorporated

represented by **Jeffrey S. Silver**
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LEAD ATTORNEY
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Movant

Microsoft Corporation

represented by **Jeffrey S. Silver**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Movant

PPG Industries, Incorporated

represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY

*ATTORNEY TO BE NOTICED***Movant****Procter and Gamble Company**represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY
*ATTORNEY TO BE NOTICED***Movant****Sara Lee Corporation**represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY
*ATTORNEY TO BE NOTICED***Movant****Texaco, Incorporated**represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY
*ATTORNEY TO BE NOTICED***Movant****TRW Automotive U. S., L. L. C.**represented by **Jeffrey S. Silver**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/14/1997	<u>1</u>	COMPLAINT – Receipt # 351144 – Date Fee Received: 10/14/97 (nh) (Entered: 10/16/1997)
10/21/1997	4	SUMMONS returned executed by process server on 10/14/97 – answer due 11/3/97 for Lee Bollinger, for James T. Duderstadt, for Univ MI College Lit, for Univ MI (LS) (Entered: 10/23/1997)
10/22/1997	2	NOTICE of non–admission of attorney Michael E. Rosman, Michael P. McDonald and Hans F. Bader (LS) (Entered: 10/23/1997)
10/22/1997	3	NOTICE of non–admission of attorney David F. Herr (LS) (Entered: 10/23/1997)
11/14/1997	<u>5</u>	LETTER by defendants re: extension of time to answer complaint (RH) Modified on 05/27/1999 (Entered: 11/20/1997)
12/03/1997	<u>6</u>	ANSWER by defendants Lee Bollinger, James T. Duderstadt and Univ MI to complaint [1–1] with proof of mailing (RH) Modified on 05/27/1999 (Entered: 12/05/1997)
12/03/1997	6	AFFIRMATIVE defenses by defendants Lee Bollinger, James T. Duderstadt and Univ MI (RH) Modified on 05/27/1999 (Entered: 12/05/1997)
12/05/1997		SCHEDULE by Judge Patrick J. Duggan: status conference set for 2:30 12/16/97 (mo) Modified on 05/27/1999 (Entered: 12/05/1997)
12/05/1997	7	NOTICE of status conference (LS) Modified on 05/27/1999 (Entered: 12/08/1997)
12/16/1997		STATUS conference held and continued to 2:00 3/24/98 – Judge Patrick J. Duggan (mo) (Entered: 12/16/1997)
12/22/1997	8	DEMAND by plaintiffs for jury trial (dp) (Entered: 01/05/1998)
01/08/1998	9	PROOF of mailing by plaintiffs of demand for jury trial (dp) (Entered: 01/09/1998)
02/05/1998	10	LETTER by Leonard Niehoff confirming the scheduled status conference (RH) (Entered: 02/06/1998)

02/05/1998	<u>11</u>	MOTION by Ebony Patterson, Ruben Martinez, Laurent Crenshaw, Karla Williams, Larry Brown, Tiffany Hall, Kristen J. J. Harris, Michael Smith, Khyla Craine, Nyah Carmichael, Shanna Dubose, Nichole Brewer, Ebony Davis, Karlin Harlin, Brian Harris, Katrina Gipson, Candice Reynolds and Citizens for Affirmative Action's Preservation to intervene , with brief and proposed answer of intervening defendants (RH) Modified on 01/26/1999 (Entered: 02/06/1998)
02/05/1998		SCHEDULE by Judge Patrick J. Duggan: status conference set for 2:00 3/31/98 (mo) Modified on 05/27/1999 (Entered: 02/09/1998)
02/11/1998	<u>12</u>	MOTION (first amended) by Ebony Patterson, Laurent Crenshaw, Karla R. Williams, Tiffany Hall, Kristen M. J. Harris, Michael Smith, Khyla Craine, Nyah Carmichael, Shanna Dubose, Ebony Davis, Nicole Brewer, Karla Harlin, Brian Harris, Katrina Gipson, Candice B. N. Reynolds, Citizens Actions, Ruben Martinez and Larry Brown to intervene with proof of mailing (cf) Modified on 05/27/1999 (Entered: 02/12/1998)
02/24/1998	13	PROOF of mailing of response to motion to intervene [14-1] (RH) Modified on 05/27/1999 (Entered: 02/26/1998)
02/24/1998	<u>14</u>	RESPONSE by plaintiffs Jennifer Gratz and Patrick Humacher to motion to intervene [12-1] (RH) Modified on 05/27/1999 (Entered: 02/26/1998)
02/24/1998	<u>15</u>	RESPONSE by defendants to motion to intervene [12-1] with proof of mailing (RH) Modified on 05/27/1999 (Entered: 08/11/1998)
03/04/1998	<u>16</u>	REPLY by intervening defendants to response to motion to intervene [12-1] with proof of mailing (pd) (Entered: 05/27/1999)
03/12/1998		SCHEDULE by Judge Patrick J. Duggan: status conference set for 3:00 4/8/98 (mo) Modified on 05/27/1999 (Entered: 03/12/1998)
03/12/1998	17	LETTER by defendants Univ MI, James T. Duderstadt, Lee Bollinger confirming rescheduling of status conference (dh) (Entered: 03/13/1998)
04/24/1998	<u>18</u>	PETITION by H. Wallace Parker to intervene with brief (dp) Modified on 05/27/1999 (Entered: 04/27/1998)
04/29/1998	19	SUBSTITUTION for plaintiffs Jennifer Gratz and Patrick Humacher of attorney Kerry L. Morgan in place of Patrick J. Wright (dp) (Entered: 04/30/1998)
05/26/1998	<u>20</u>	MOTION by movant Natl Assn Adv to withdraw its petition to intervene . (Ok without brief via Judge Duggan's court clerk.) (cf) (Entered: 05/27/1998)
05/28/1998	<u>21</u>	PROTECTIVE order by Judge Patrick J. Duggan with unopposed stipulation concerning confidentiality with exhibit. (cf) (Entered: 05/29/1998)
05/29/1998	<u>22</u>	ORDER by Judge Patrick J. Duggan allowing the withdrawal of the petition to intervene by H. Wallace Parker [18-1] for the Oakland County Branch of the NAACP (LS) (Entered: 06/01/1998)
06/05/1998	<u>23</u>	MOTION by intervening defendants for oral argument on motion to intervene [12-1] with brief, attachment and proof of mailing (dp) (Entered: 06/08/1998)
07/07/1998	<u>24</u>	MEMORANDUM opinion and order by Judge Patrick J. Duggan denying motion to intervene by intervening defen [12-1] (dp) (Entered: 07/08/1998)
07/07/1998	<u>25</u>	LETTER by Judge Patrick J. Duggan to parties stating that the proposed intervenors may participate in this action amicus curiae; the proposed intervenors must notify court if they wish to participate as such (dp) (Entered: 07/08/1998)
07/13/1998	26	NOTICE by plaintiffs of taking deposition of Theodore Spencer on 6/3/98 and Dianne Gauss on 6/4/98 with proof of mailing (lg) (Entered: 07/16/1998)
07/15/1998	27	NOTICE by David F. Herr, attorney for plaintiffs Patrick Humacher and Jennifer Gratz of change of address to 3300 Norwest Center, 90 South Seventh Street, Minneapolis, MN 55402-4140. (cf) (Entered: 07/20/1998)
07/20/1998	28	NOTICE by plaintiffs Patrick Humacher and Jennifer Gratz of taking deposition of James VanHecke 7/22/98 at 9:00 a.m. with proof of mailing. (cf) (Entered: 07/20/1998)

		07/21/1998)
07/21/1998	<u>29</u>	MOTION by intervening defendants for reconsideration of order [24-1] with brief, attachment and proof of mailing (kg) (Entered: 07/22/1998)
07/24/1998	30	NOTICE by the Court of hearing on motion for reconsideration of order [24-1] by intervening defen [29-1] (RH) (Entered: 08/04/1998)
07/27/1998	31	LETTER to Mr. Dillard from the court regarding extension of time for notification of proposed intervenors with respect to participation as amicus curiae (RH) (Entered: 08/04/1998)
07/27/1998	33	LETTER from Godfrey J. Dillard, attorney for proposed intervenors, to Judge Duggan, regarding the court's 7/7/98 order denying the motion to intervene of proposed intervenors Ebony Patterson, et al, etc.. (cf) (Entered: 08/06/1998)
07/29/1998	<u>35</u>	REPLY by defendants in support of defendants motion for reassignment or alternatively for designating actions as companion cases with proof of mailing (LS) (Entered: 03/30/2001)
08/06/1998	<u>32</u>	LETTER from Kirk O. Kolbo, attorney for plaintiffs Patrick Humacher and Jennifer Gratz, to Judge Duggan, stating that a formal legal memorandum, will not be filed, in response to the proposed intervenors' motion for reconsideration filed on July 21, 1998, etc. and with attachments. (cf) Modified on 08/06/1998 (Entered: 08/06/1998)
08/14/1998	<u>34</u>	SUPPLEMENTAL memorandum by intervening defendants in support of motion for reconsideration of order [24-1] by intervening defen [29-1] with attachments A-D and proof of mailing (dp) (Entered: 08/17/1998)
09/14/1998	<u>36</u>	MOTION by Univ MI, James T. Duderstadt, Lee Bollinger for order denying class certification with brief, exhibits and proof of mailing (LS) (Entered: 09/15/1998)
09/16/1998	37	NOTICE by plaintiffs of taking deposition of Robert Seltzer on 9/22/98 with proof of mailing (lg) (Entered: 09/17/1998)
09/24/1998	38	NOTICE by plaintiffs of taking deposition of Marilyn McKinney on 10/1/98 at 9:00 am with proof of mailing (lg) (Entered: 09/25/1998)
09/24/1998	39	NOTICE by plaintiff of taking deposition of Marilyn Knepp on 10/2/98 at 9:00 am (lg) (Entered: 09/25/1998)
09/24/1998	40	NOTICE by plaintiff of taking deposition of Lester Monts on 10/8/98 at 9:00 am with proof of mailing (lg) (Entered: 09/25/1998)
10/01/1998	41	WITNESS list by plaintiffs Patrick Humacher and Jennifer Gratz (dp) (Entered: 10/02/1998)
10/02/1998	42	PRELIMINARY WITNESS list by defendants with proof of mailing (lg) (Entered: 10/06/1998)
10/05/1998	43	PROOF of mailing of plaintiffs' witness list (lg) (Entered: 10/06/1998)
10/08/1998	44	LETTER by plaintiffs re: extension of time to file defendant's response to motion for an order denying class certification (lg) Modified on 05/27/1999 (Entered: 10/09/1998)
10/13/1998	<u>45</u>	MOTION by plaintiffs for class certification , and for bifurcation of liability and damages trials with attachments A-F (LS) (Entered: 10/14/1998)
10/13/1998	46	MOTION and order by Judge Patrick J. Duggan, allowing the filing of a brief in excess of 20 pages in support of motion to certify the class (LS) (Entered: 10/14/1998)
10/13/1998	47	PROOF of mailing by plaintiffs of pleadings 44 and the exparte motion to file a brief in excess of 20 pages (LS) (Entered: 10/14/1998)
10/27/1998	<u>48</u>	OPINION and order by Judge Patrick J. Duggan denying motion for reconsideration of order [24-1] by intervening defen [29-1] with proof of mailing. (cf) (Entered: 10/30/1998)

11/02/1998	49	APPEAL by intervening defendants of order [48-1] to USCA – FEE: PAID – Receipt: #370580 (do) Modified on 05/27/1999 (Entered: 11/04/1998)
11/02/1998	<u>52</u>	REPLY by defendants to response to motion for order denying class certification [36-1] with exhibits A-E and proof of mailing (dh) Modified on 05/27/1999 (Entered: 11/05/1998)
11/02/1998	52	RESPONSE by defendants to motion for class certification [45-1] and for bifurcation of liability and damages trials [45-2] with exhibits A-E and proof of mailing (dh) Modified on 05/27/1999 (Entered: 11/05/1998)
11/04/1998	50	PROOF of mailing of notice of appeal to USCA, Godfrey Dillard, Leonard Niehoff, Kerry Morgan and David Herr (do) (Entered: 11/04/1998)
11/04/1998	51	CERTIFIED copy of appeal notice by intervening defendants [49-1] and docket transmitted to USCA (do) Modified on 05/27/1999 (Entered: 11/04/1998)
11/16/1998	53	NOTICE of hearing on motion for class certification [45-1] and motion for order denying class certification [36-1] set for 2:00 12/10/98 with proof of mailing (nh) Modified on 05/27/1999 (Entered: 11/18/1998)
11/16/1998	54	PRETRIAL scheduling order by Judge Patrick J. Duggan – deadline for witness list set for 12/15/98 , deadline for discovery set for 2/15/99 , deadline for filing motions for 3/1/99 , final pretrial conference set for 2:30 4/13/99 , civil jury trial set for 5/99 with proof of mailing (nh) (Entered: 11/18/1998)
11/17/1998	55	NOTICE of deadline for reply to response to motion for class certification [45-1] and for bifurcation of liability and damages trials [45-2] set for 11/18/98 (kg) Modified on 05/27/1999 (Entered: 11/19/1998)
11/18/1998	<u>56</u>	REPLY by plaintiffs Patrick Humacher and Jennifer Gratz to response to motion for class certification [45-1], motion for bifurcation of liability and damages trials by Jennifer Gratz, Patrick Humacher [45-2] with attachments (kg) (Entered: 11/19/1998)
11/20/1998	57	ACKNOWLEDGEMENT from USCA of receipt of appeal & docket [51-1] – appeal case # 98-2248 (LS) (Entered: 11/24/1998)
11/23/1998	58	PROOF of mailing by plaintiffs of ex parte motion to file a brief in excess of 5 pages, reply memorandum and proposed order (LS) (Entered: 11/24/1998)
12/10/1998		MOTION hearing held on motion for class certification [45-1] and for bifurcation of liability and damages trials [45-2] and motion for order denying class certification [36-1] – disposition: taken under advisement – Judge Patrick J. Duggan – Court Reporter: Marie Metcalf (mo) Modified on 05/27/1999 (Entered: 12/10/1998)
12/11/1998	59	NOTICE by plaintiffs Patrick Humacher and Jennifer Gratz of taking deposition of James J. Duderstadt 12/16/98 at 9:00 a.m. with proof of mailing. (cf) (Entered: 12/11/1998)
12/16/1998	60	WITNESS list by plaintiffs Patrick Humacher and Jennifer Gratz with proof of mailing. (cf) (Entered: 12/17/1998)
12/17/1998	61	NOTICE (amended) by plaintiffs' Patrick Humacher and Jennifer Gratz of taking deposition of James J. Duderstadt 1/8/99 at 9:00 a.m. with proof of mailing. (cf) (Entered: 12/17/1998)
12/23/1998	<u>62</u>	ORDER by Judge Patrick J. Duggan granting motion for class certification [45-1] and for bifurcation of liability and damages trials [45-2] and denying motion for order denying class certification [36-1] (lg) Modified on 05/27/1999 (Entered: 12/28/1998)
12/23/1998	<u>63</u>	MEMORANDUM opinion and order by Judge Patrick J. Duggan, regarding plaintiffs' motion for class certification and bifurcation of liability and damaged trials and defendants' motion for order denying class certification (lg) (Entered: 12/30/1998)

01/19/1999	64	NOTICE by plaintiffs Patrick Humacher, and Jennifer Gratz of taking deposition of William G. Bowen 1/18/99 at 10:00 am with affidavit of service (nh) (Entered: 01/19/1999)
01/25/1999	65	NOTICE by plaintiffs' Patrick Humacher, and Jennifer Gratz of taking deposition of Claude M. Steele on 1/28/99 at 9:00 with affidavit of service (nh) (Entered: 01/26/1999)
01/28/1999	66	REBUTTAL witness list by plaintiffs with proof of mailing (cm) (Entered: 01/29/1999)
02/01/1999	67	RECORD consisting of: 2 volumes of pleadings transmitted to USCA – appeal case # 98–2248. (UPS #1Z 467 088 03 1205 092 2) (Note: This file actually went out via UPS on 2/2/99.) (cf) (Entered: 02/02/1999)
02/01/1999	68	NOTICE by plaintiffs of taking deposition of Patricia Y. Gurin at 9:00 on 2/12/99 with proof of mailing (kg) (Entered: 02/02/1999)
02/01/1999	69	NOTICE by plaintiffs of taking deposition of Lee Bollinger at 9:00 on 2/9/99 with proof of mailing (kg) (Entered: 02/02/1999)
02/10/1999		STATUS conference held(plaintiff's counsel by telephone) – Judge Patrick J. Duggan (mo) (Entered: 02/10/1999)
02/10/1999	70	PRETRIAL scheduling order (amended) by Judge Patrick J. Duggan – setting deadline for discovery for 3/12/99 , setting deadline for filing motions for 5/3/99 , setting final pretrial conference for 2:00 7/28/99 , setting civil jury trial for 9/1/99 (September/October, 1999) . (cf) (Entered: 02/11/1999)
02/11/1999	71	LETTER from Jane C. Sherburne, attorney, on behalf of the defendants', to Judge Duggan requesting a status conference. (cf) (Entered: 02/12/1999)
02/16/1999	72	NOTICE by plaintiffs Patrick Humacher and Jennifer Gratz of taking deposition of Nancy Cantor set for 02/17/99 at 9:00 with proof of mailing (dp) (Entered: 02/17/1999)
02/19/1999	73	ACKNOWLEDGEMENT from USCA of receipt of appeal record [67–1] – appeal case # 98–2248 (dh) (Entered: 02/23/1999)
03/04/1999	74	NOTICE by plaintiffs of taking deposition of Stephen W. Raudenbush on 3/9/99 at 9:00 am with affidavit (lg) (Entered: 03/05/1999)
03/15/1999	75	NOTICE by plaintiffs of taking depositions set for 03/11/99 at 9:00 a.m. (see notice for individuals to be deposed); with proof of mailing (dp) (Entered: 03/16/1999)
04/01/1999	76	ORDER by Judge Patrick J. Duggan, with consent motion, providing that the proper defendants be named and with proof of mailing. (Note: "Board of Regents" added as party text to defendant University of Michigan and terminating defendant, The University of Michigan College of Literature, Arts and Science.) (cf) Modified on 04/05/1999 (Entered: 04/05/1999)
04/09/1999	77	MOTION by plaintiffs Patrick Humacher and Jennifer Gratz for partial summary judgment on liability with brief (dp) (Entered: 04/12/1999)
04/09/1999	78	AFFIDAVIT and exhibits filed by plaintiffs Patrick Humacher and Jennifer Gratz in support of motion for partial summary judgment on liability (document 77); volume I (dp) Modified on 04/12/1999 (Entered: 04/12/1999)
04/09/1999	79	AFFIDAVIT and exhibits filed by plaintiffs Patrick Humacher and Jennifer Gratz in support of motion for partial summary judgment (document 77); volume II (dp) (Entered: 04/12/1999)
05/03/1999	80	MOTION by defendant's for summary judgment (cm) (Entered: 05/04/1999)
05/03/1999	81	RESPONSE by defendants to motion for partial summary judgment on liability [77–1] with cross–motion for summary judgment, brief and proof of mailing (cm) Modified on 05/27/1999 (Entered: 05/04/1999)

05/03/1999	82	APPENDIX by defendants in support of opposition to plaintiffs' motion for partial summary judgment, and memorandum in support of motion for summary judgment by Lee Bollinger, James T. Duderstadt, Univ MI, Univ MI College Lit [80-1] Volume 1: Documents and Materials (cm) (Entered: 05/04/1999)
05/03/1999	83	APPENDIX by defendants in support of opposition to plaintiffs' motion for partial summary judgment, and memorandum in support of defendants' cross-motion for summary judgment by Lee Bollinger, James T. Duderstadt, Univ MI, Univ MI College Lit [80-1] Volume 2: Deposition Excerpts (cm) (Entered: 05/04/1999)
05/03/1999	84	APPENDIX by defendants in support of opposition to plaintiffs' motion for partial summary judgment, and motion for summary judgment by Lee Bollinger, James T. Duderstadt, Univ MI, Univ MI College Lit [80-1] Volume 3: Expert Witness Reports (cm) (Entered: 05/04/1999)
05/03/1999	85	MOTION by USA for leave to file brief amicus curiae in excess of 20 pages with brief (LS) Modified on 05/05/1999 (Entered: 05/04/1999)
05/03/1999	86	MOTION by plaintiff to compel production of certain application files with brief, exhibits A-C (LS) (Entered: 05/04/1999)
05/03/1999	87	MOTION by Association of American Law Schools, National Association of State Universities and Land Grant Colleges, Committee on Institutional Cooperative, Wayne State University for leave to file brief Amici Curiae in support of defendants with brief, attachments A-E and proof of mailing (LS) Modified on 05/05/1999 (Entered: 05/05/1999)
05/03/1999	88	MOTION by Amer Cnsl Ed -et al for leave to file a brief as Amici Curiae and to file a brief in excess of twenty pages (LS) (Entered: 05/05/1999)
05/07/1999	89	PROOF of mailing of motion to compel [86-1] (cf) Modified on 05/27/1999 (Entered: 05/10/1999)
05/17/1999	90	NOTICE of hearing on motion to compel production of certain application files by Jennifer Gratz, Patrick Humacher [86-1] for 2:00 6/3/99 with proof of mailing (LS) Modified on 05/27/1999 (Entered: 05/18/1999)
05/20/1999	91	BRIEF by defendants in opposition to motion to compel production of certain application files by Jennifer Gratz and Patrick Humacher [86-1] with exhibits A-F and proof of mailing (dp) (Entered: 05/21/1999)
05/27/1999	92	ORDER by Judge Patrick J. Duggan granting motion for leave to file a brief as Amici Curiae by Amer Cnsl Ed [88-1], granting motion to file a brief in excess of twenty pages by Amer Cnsl Ed [88-2], granting motion for leave to file brief amicus curiae in excess of 20 pages by USA [85-1], granting motion for leave to file brief Amici Curiae by Wayne St Univ, Comm Inst Coop, Natl Assoc St Univ, Assoc Amer Law [87-1], setting response to these amicus briefs for 6/14/99 with proof of mailing (dh) (Entered: 05/27/1999)
05/27/1999	93	MEMORANDUM of the State of Ohio as amicus curiae in support of motion for summary judgment [80-1] with proof of mailing (dh) (Entered: 05/27/1999)
05/27/1999	94	MEMORANDUM of the United States as amicus curiae in support of motion for summary judgment [80-1] with proof of mailing (dh) (Entered: 05/27/1999)
05/27/1999	95	MEMORANDUM of amici curiae American Council on Education, et al, in support of motion for summary judgment [80-1] with proof of mailing (dh) (Entered: 05/27/1999)
05/27/1999	96	ORDER by Judge Patrick J. Duggan, setting deadline for response to motion for summary judgment by defendant's [80-1] for 6/14/99, and motion for partial summary judgment on liability by plaintiff's [77-1] for 6/14/99, setting hearing on motion for summary judgment by defendants [80-1] for 10:00 6/29/99, and motion for partial summary judgment on liability by plaintiffs [77-1] for 10:00 6/29/99 with proof of mailing (nh) (Entered: 05/28/1999)
06/01/1999	97	MEMORANDUM by plaintiffs in opposition to motion for summary judgment by Lee Bollinger, James T. Duderstadt, Univ MI, Univ MI College Lit [80-1] (dh) (Entered: 06/02/1999)

06/01/1999	98	NON-CERTIFIED copy of order from USCA granting – appeal case # 98-2248 (dh) (Entered: 06/02/1999)
06/01/1999	99	AFFIDAVIT of Kirk O. Kolbo and exhibits regarding memorandum in opposition by Jennifer Gratz, Patrick Humacher [97-1] (dh) (Entered: 06/02/1999)
06/03/1999		MOTION hearing held on motion to compel production of certain application files by Jennifer Gratz, Patrick Humacher [86-1]resolved in part &granted in part – Judge Patrick J. Duggan – Court Reporter: Marie Metcalf (mo) (Entered: 06/04/1999)
06/03/1999	100	PROOF of mailing plaintiff's memorandum, affidavit and exhibits in opposition to defendant's motion for summary judgment(Grutter) and plaintiff's memorandum, affidavit and exhibits in opposition to defendants motion for summary judgment and reply memorandum in support of plaintiffs' motion for partial summary judgment (Gratz) (dh) (Entered: 06/04/1999)
06/07/1999	101	NON-CERTIFIED copy of order from USCA granting appellants' motion to stay district court proceedings – appeal case # 98-2248 (dp) (Entered: 06/08/1999)
08/13/1999	102	SLIP opinion from USCA reversing and remanding the case for further proceedings, etc. – appeal case # 98-2009/2248. (cf) (Entered: 08/17/1999)
08/13/1999	103	NON-CERTIFIED copy of judgment from USCA reversing and remanding the case for further proceedings, etc. – appeal case # 98-2009/2248. (cf) (Entered: 08/17/1999)
08/24/1999	104	LETTER by defendants Univ MI, James T. Duderstadt and Lee Bollinger confirming civil status conference and scheduling conference for 2:00 on 8/26/99 (dp) (Entered: 08/25/1999)
08/26/1999		STATUS conference held – Judge Patrick J. Duggan (mo) (Entered: 08/26/1999)
08/26/1999		SCHEDULE: by Judge Patrick J. Duggan setting civil status conference for 2:30 9/30/99 (mo) (Entered: 08/26/1999)
08/26/1999	105	AMENDED pretrial scheduling order by Judge Patrick J. Duggan – setting deadline for witness list for 2/1/00 , setting deadline for discovery for 3/15/00 , setting deadline for filing motions for 4/15/00 , setting final pretrial conference for 2:00 on 6/14/00 and setting civil jury trial for 7/1/00 ; with proof of mailing (dp) (Entered: 08/27/1999)
08/30/1999	106	MOTION by movant College Entrance Examination Board for leave to join brief of Association of American Law Schools, National Association of State Universities and Land Grant Colleges, Committee on Institutional Cooperation and Wayne State University as Amici Curiae in support of defendants with proof of mailing (nh) (Entered: 09/01/1999)
09/08/1999	107	NON-CERTIFIED copy of order from USCA granting case [0-0] – appeal case # 98-2248 (dh) (Entered: 09/09/1999)
09/15/1999	108	ORDER by Judge Patrick J. Duggan granting motion for leave to join brief of Association of American Law Schools, National Association of State Universities and Land Grant Colleges, Committee on Institutional Cooperation and Wayne State University as Amici Curiae in support of defendants by College Entrance [106-1] with proof of mailing [EOD Date 9/16/99] (cm) (Entered: 09/16/1999)
09/15/1999	109	MANDATE from USCA reversing, remanding and vacating– appeal case # 98-2248 (LS) (Entered: 09/17/1999)
09/30/1999		STATUS conference held – Judge Patrick J. Duggan (mo) (Entered: 10/01/1999)
10/12/1999	110	ANSWER by intervening defendants Citizens Aff Actions, Candice B. N. Reynolds, Katrina Gipson, Brian Harris, Ebony Davis, Shanna Dubose, Nyah Carmichael, Khyla Craine, Michael Smith, Kristen M. J. Harris, Tiffany Hall, Ruben Martinez, Karla R. Williams, Laurent Crenshaw, Larry Brown, Ebony Patterson, Nicole Brewer and Karla Harlin to complaint [1-1] with proof of mailing proof of mailing (dp) (Entered: 10/14/1999)

03/02/2000	<u>127</u>	RESPONSE by plaintiffs Patrick Humacher, and Jennifer Gratz to motion for relief from order regarding class certification and bifurcation in light of subsequent authority by James T. Duderstadt, Lee Bollinger, Univ MI [119-1] with proof of mailing (LS) (Entered: 03/06/2000)
03/06/2000	<u>128</u>	REPLY by plaintiffs Patrick Humacher and Jennifer Gratz to response to motion to compel production of documents requested in plaintiff's request for production of documents to defendants no. 44 (set V) by Patrick Humacher, Jennifer Gratz [118-1] with proof of mailing (LS) (Entered: 03/07/2000)
03/09/2000	129	AMENDED notice by Magistrate Judge Carlson's chambers of hearing on motion to compel production of documents requested in plaintiff's request for of documents to defendants no. 44 (set V) by Patrick Humacher, Jennifer Gratz [118-1] for 1:30 3/29/00 with proof of mailing (LS) (Entered: 03/10/2000)
03/09/2000	<u>130</u>	REPLY brief by defendants to response to, and in support of, motion for relief from order regarding class certification and bifurcation in light of subsequent authority by James T. Duderstadt, Lee Bollinger and Univ MI [119-1] with proof of mailing (dp) (Entered: 03/13/2000)
03/13/2000	<u>131</u>	MOTION by intervening defendants and defendants to compel production of documents with brief and proof of mailing (kg) (Entered: 03/14/2000)
03/14/2000	132	NOTICE by Magistrate Judge Thomas A. Carlson's chambers setting hearing on motion to compel production of documents [131-1] for 1:30 p.m. on 3/29/00 and setting deadline for response to motion to compel production of documents [131-1] for 3/24/00 ; with proof of mailing (dp) (Entered: 03/15/2000)
03/14/2000	133	ORDER by Judge Patrick J. Duggan referring motion to compel production of documents [131-1] to Magistrate Judge Thomas A. Carlson for hearing and determination ; with proof of mailing [EOD Date 3/15/00] (dp) (Entered: 03/15/2000)
03/15/2000	<u>134</u>	MOTION by defendants to compel production of documents with brief and proof of mailing (kg) (Entered: 03/16/2000)
03/16/2000	135	ORDER by Judge Patrick J. Duggan, referring motion to compel production of documents by Lee Bollinger, James T. Duderstadt, Univ MI [134-1] to Magistrate Judge Thomas A. Carlson , for hearing and determination with proof of mailing [EOD Date 3/17/00] (kg) (Entered: 03/17/2000)
03/20/2000	136	NOTICE by the chambers of Magistrate Judge Carlson of setting hearing on motion to compel production of documents by defendants/intervenors [131-1] for 1:30 3/29/00 (cm) (Entered: 03/21/2000)
03/24/2000	<u>137</u>	OPPOSITION by Univ MI, James T. Duderstadt, Lee Bollinger to motion to compel production of documents [134-1], motion compel production of documents by defendants, intervening defen, appellant, with proof of mailing (dh) Modified on 04/25/2000 (Entered: 03/27/2000)
03/30/2000	<u>138</u>	ORDER by Magistrate Judge Thomas A. Carlson granting motion to compel production of documents by Lee Bollinger, James T. Duderstadt, Univ MI [134-1], granting motion to compel production of documents by intervenors [131-1], granting motion to compel production of documents requested in plaintiff's request for production documents to defendants no. 44 (set V) by Patrick Humacher, Jennifer Gratz [118-1] with proof of mailing (see order for further details) [EOD Date 3/31/00] (dh) (Entered: 03/31/2000)
04/19/2000	<u>139</u>	MOTION by Natl Assoc Social Workers, Council on Social Work Education , the Association of Baccalaureate Social Work Program Directors, Inc and the Group for the Advancement of Doctorial Education in social work for joinder in brief of Amicus Curiae Association of American Law Schools, et al in support of defendants [95-1] with proof of mailing (LS) (Entered: 05/12/2000)
04/28/2000	<u>140</u>	MOTION by movant College Entrance for leave to join brief of Amicus Curiae Assn of Amer Law Schools, et al in support of defendants with proof of mailing (kg) (Entered: 05/01/2000)

05/01/2000	141	WITNESS list by plaintiffs (kg) (Entered: 05/02/2000)
05/01/2000	142	WITNESS list by appellant Citizens Aff Actions, with proof of mailing (kg) (Entered: 05/02/2000)
05/01/2000	143	WITNESS list by defendants Univ MI, James T. Duderstadt, Lee Bollinger with proof of mailing. (cf) (Entered: 05/02/2000)
05/02/2000	<u>144</u>	OPINION and order by Judge Patrick J. Duggan denying motion for relief from order regarding class certification and bifurcation in light of subsequent authority by James T. Duderstadt, Lee Bollinger, Univ MI [119-1] with proof of mailing. [EOD Date: 5/2/00] (cf) (Entered: 05/02/2000)
05/09/2000	145	NOTICE by Judge Patrick J. Duggan of setting civil status conference for 2:30 5/22/00 with proof of mailing (LS) (Entered: 05/10/2000)
05/09/2000	<u>146</u>	ORDER by Judge Patrick J. Duggan granting motion for joinder in brief of Amicus Curiae Association of American Law Schools, et al in support of defendants [95-1] by Natl Assoc Social [139-1] [EOD Date 5/12/00] (LS) (Entered: 05/12/2000)
05/16/2000	147	PROOF of mailing of notice of taking depositions of Patrick Hamacher and Jennifer Gratz (cm) (Entered: 05/17/2000)
05/22/2000		STATUS conference held – Judge Patrick J. Duggan (mo) (Entered: 05/23/2000)
06/19/2000	148	NOTICE by plaintiffs of taking depositions on 6/19/00 of Sharon Newton Glenn at 11:00; Cynthia Stevens at 3:30; on 6/20/00 of Diego Bernal at 9:00; Kevin Jones at 11:00 and Robert Mann at 3:30 with proof of mailing (cm) (Entered: 06/20/2000)
06/30/2000	<u>149</u>	NOTICE by plaintiffs Patrick Humacher and Jennifer Gratz of taking deposition of Jacob Silver on 6/28/00 at 11:30 a.m., of Jeffrey McKinnon on 6/29/00 at 5:30 p.m. and amended notice for Sharon Newton Glenn on 6/29/00 at 12:00 p.m. with proof of mailing (LS) (Entered: 07/05/2000)
07/13/2000	<u>150</u>	NOTICE by plaintiffs Patrick Humacher and Jennifer Gratz of taking deposition of William T. Trent at 12:00 on 7/12/00 and James D. Anderson at 1:00 on 7/13/00 with proof of mailing (kg) (Entered: 07/14/2000)
07/14/2000	<u>151</u>	MOTION by Jennifer M. Granholm for leave to file a brief as amicus curiae with brief, proposed brief and proof of mailing. (cf) (Entered: 07/14/2000)
07/17/2000	<u>152</u>	MOTION by movant Natl Assn Scholars for leave to file brief as amicus curiae in support of plaintiffs' motion for partial summary judgment with proof of mailing. (no brief) (Note: Brice M. Clagett, Oscar M. Garibaldi and Keith A. Noreika, Covington & Burling, 1201 Pennsylvania Avenue, N.W., Washington, D.C. 20004-2401, 202-662-6000, attorneys for National Association of Scholars – given to Attorney Roll Clerk) (cf) (Entered: 07/17/2000)
07/17/2000	<u>153</u>	MOTION by movant GM Corp for leave to file brief as amicus curiae in support of defendants with proof of mailing. (no brief) (Note: Counsel for GM Corp – Mayer, Brown & Platt, Kenneth S. Geller and Eileen Penner, 1909 K Street, N.W., Washington, D.C. 20006, 202-263-3242 – given to Attorney Roll Clerk) (cf) (Entered: 07/18/2000)
07/17/2000	154	ORDER by Judge Patrick J. Duggan granting motion for leave to file brief as amicus curiae in support of defendants by GM Corp [153-1]. [EOD Date 7/18/00] (cf) (Entered: 07/18/2000)
07/17/2000	<u>155</u>	AMICUS curiae brief by GM Corp in support of defendants with proof of mailing. (cf) (Entered: 07/18/2000)
07/17/2000	<u>156</u>	MOTION (renewed) by plaintiffs' Patrick Humacher and Jennifer Gratz renewed motion for partial summary judgment on liability with supplemental memorandum in support of motion, affidavit of Kirk O. Kolbo and exhibits in support of motion. (cf) (Entered: 07/18/2000)
07/17/2000	<u>157</u>	MOTION by plaintiffs' Patrick Humacher and Jennifer Gratz to strike any testimony or expert opinions (including of William Bowen) based on a consideration of the college and beyond database with brief, affidavit of Kirk O. Kolbo in support of motion to strike testimony of Dr. William Bowen with

		exhibits. (cf) (Entered: 07/18/2000)
07/17/2000	<u>158</u>	MOTION (renewed) by defendants Univ MI, James T. Duderstadt, and Lee Bollinger renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief with brief and certificate of service via courier. (cf) (Entered: 07/18/2000)
07/17/2000	<u>159</u>	MOTION (renewed) by defendants Univ MI, James T. Duderstadt, and Lee Bollinger renewed motion for summary judgment on grounds of qualified immunity with brief and certificate of service via courier. (cf) (Entered: 07/18/2000)
07/17/2000	160	APPENDIX (Volume 1 – documents and materials) by defendants Univ MI, James T. Duderstadt, and Lee Bollinger to motion renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159–1], and motion renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158–1]. (cf) Modified on 07/18/2000 (Entered: 07/18/2000)
07/17/2000	161	APPENDIX (Volume 2 – deposition excerpts) by defendants Univ MI, James T. Duderstadt, and Lee Bollinger to motion renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159–1], and motion renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158–1]. (cf) Modified on 07/18/2000 (Entered: 07/18/2000)
07/17/2000	162	APPENDIX (Volume 3 – expert witness reports) by defendants Univ MI, James T. Duderstadt, and Lee Bollinger to motion renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159–1], and motion renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158–1]. (cf) (Entered: 07/18/2000)
07/17/2000	163	APPENDIX (Volume 4 – court orders and briefs of amici curiae) by defendants Univ MI, James T. Duderstadt, and Lee Bollinger to motion renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159–1], and motion renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158–1]. (cf) (Entered: 07/18/2000)
07/17/2000	164	PROOF of mailing regarding documents #156 and #157. (cf) (Entered: 07/18/2000)
07/17/2000	<u>165</u>	MOTION by defendants James T. Duderstadt and Lee Bollinger for summary judgment on grounds of qualified immunity with proof of mailing (dp) (Entered: 07/20/2000)
07/19/2000	<u>166</u>	ORDER by Judge Patrick J. Duggan granting motion for leave to file brief as amicus curiae in support of plaintiffs' motion for partial summary judgment by Natl Assn Scholars [152–1] [EOD Date 7/20/00] (dp) (Entered: 07/20/2000)
07/19/2000	<u>167</u>	BRIEF by movant Natl Assn Scholars in support of renewed motion for partial summary judgment on liability [156–1]; with attachments A–B (filing permitted by order; see document 166) (dp) (Entered: 07/20/2000)
07/27/2000	<u>168</u>	NOTICE by Patrick Humacher and Jennifer Gratz of taking deposition of Joe R. Feagin 7/26/00 at 1:30 with proof of mailing (LS) (Entered: 07/28/2000)
08/03/2000	<u>169</u>	RESPONSE by defendants Univ MI, James T. Duderstadt and Lee Bollinger in opposition to motion to strike any testimony or expert opinions of William Bowen) based on a consideration of the college and beyond database [157–1] with proof of mailing (kg) (Entered: 08/07/2000)
08/03/2000	170	EXHIBITS filed by defendants in support of motion response [169–1] (kg) (Entered: 08/07/2000)
08/04/2000	171	ORDER by Judge Patrick J. Duggan, setting trailing trial docket for 9/1/00 and 10/1/00 [EOD Date 8/7/00] (kg) (Entered: 08/07/2000)

08/11/2000	<u>172</u>	RESPONSE by Patrick Humacher, Jennifer Gratz to renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159-1], and renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158-1] with proof of mailing (LS) (Entered: 08/14/2000)
08/11/2000	172	REPLY by Patrick Humacher, Jennifer Gratz to response and in support of renewed motion for partial summary judgment on liability by Jennifer Gratz, Patrick Humacher [156-1] with proof of mailing (LS) (Entered: 08/14/2000)
08/11/2000	173	AFFIDAVIT of Kirk O. Kolbo and exhibits submitted in support of plaintiffs memorandum in opposition to defendants two renewed motions for summary judgment and reply memorandum in support of plaintiffs motion for partial summary judgment with attachments A-F (LS) (Entered: 08/14/2000)
08/11/2000	<u>174</u>	MOTION by intervening defendants for leave to file a brief in excess of 20 pages with proof of mailing (LS) (Entered: 08/14/2000)
08/11/2000	<u>175</u>	RESPONSE in opposition by intervening defendants to renewed motion for partial summary judgment on liability by Jennifer Gratz and Patrick Humacher [156-1] with proof of mailing (approved for filing) (LS) (Entered: 08/14/2000)
08/11/2000	<u>176</u>	RESPONSE by intervening defendants to renewed motion for summary judgment as to plaintiffs' claims for declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158-1] with attachment and proof of mailing (LS) (Entered: 08/14/2000)
08/11/2000	177	APPENDIX by intervening defendants in support of defendant – intervenors opposition of plaintiffs renewed motion for summary judgment (Volume 1: Expert Witness Reports) (LS) (Entered: 08/14/2000)
08/11/2000	178	APPENDIX by intervening defendants in support of defendant – intervenors opposition to plaintiffs renewed motion for summary judgment (volume II: Expert Witness Reports) (LS) (Entered: 08/14/2000)
08/11/2000	179	APPENDIX by intervening defendants in support of defendant – intervenors opposition to plaintiffs renewed motion for summary judgment (volume II-B: Expert Witness Reports) (LS) (Entered: 08/14/2000)
08/11/2000	180	APPENDIX by intervening defendants in support of defendant–intervenor opposition to plaintiffs renewed motion for summary judgment (volume III: Expert Witness Report) (LS) (Entered: 08/14/2000)
08/11/2000	181	APPENDIX by intervening defendants in support of defendant – intervenors opposition to plaintiffs renewed motion for summary judgment (volume IV: Materials and Deposition Excerpts) (LS) (Entered: 08/14/2000)
08/11/2000	<u>182</u>	MEMORANDUM by defendants in opposition to motion renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159-1] with proof of mailing and attachments (lg) (Entered: 08/15/2000)
08/14/2000	<u>183</u>	NOTICE by Patrick Humacher and Jennifer Gratz of taking deposition of Jeffrey McKinnon, Niyah Carmichael, Angelica Johnson on 8/14/00 with proof of mailing (lg) (Entered: 08/15/2000)
08/16/2000	<u>184</u>	LETTER by appellants, of change of address (lg) (Entered: 08/17/2000)
08/18/2000	<u>185</u>	EXPARTE motion by plaintiffs Patrick Humacher and Jennifer Gratz to allow filing of plaintiffs' reply memorandum in support of plaintiffs' motion to strike any testimony or expert opinions (including of William Bowen) based on a consideration of the college and beyond database . (no brief) (cf) (Entered: 08/21/2000)
08/18/2000	<u>186</u>	REPLY memorandum by plaintiffs Patrick Humacher and Jennifer Gratz in support of the motion to strike any testimony or expert opinions (including of William Bowen) based on a consideration of the college and beyond database by Jennifer Gratz, Patrick Humacher [157-1]. (cf) (Entered: 08/21/2000)

08/21/2000		TELE-CONFERENCE held – Judge Patrick J. Duggan (mo) (Entered: 08/21/2000)
08/21/2000		SCHEDULE: by Judge Patrick J. Duggan setting hearing on motion renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159-1] for 9:30 9/18/00, motion renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158-1] for 9:30 9/18/00, motion to strike any testimony or expert opinions (including of William Bowen) based on a consideration of the college and beyond database by Jennifer Gratz, Patrick Humacher [157-1] for 9:30 9/18/00, motion renewed motion for partial summary judgment on liability by Jennifer Gratz, Patrick Humacher [156-1] for 9:30 9/18/00, motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt [165-1] for 9:30 9/18/00 , K setting final pretrial conference for 2:30 10/2/00 (mo) (Entered: 08/21/2000)
08/24/2000	<u>187</u>	EXPARTE motion by plaintiff for leave to file a reply brief in excess of the 5 page limit (lg) (Entered: 08/25/2000)
08/24/2000	<u>188</u>	REPLY by plaintiff's to response in opposition to motion renewed motion for partial summary judgment on liability by Jennifer Gratz, Patrick Humacher [156-1] (nh) (Entered: 08/29/2000)
08/31/2000	189	TRANSCRIPT taken on 3/29/00 of discovery motions (nh) (Entered: 09/01/2000)
09/01/2000	<u>190</u>	MOTION by intervening defendants for leave to file a sur-reply (kg) (Entered: 09/05/2000)
09/01/2000	<u>193</u>	SUR-REPLY memorandum by defendant/intervenor's in opposition to motion renewed motion for partial summary judgment on liability by Gratz, Patrick Humacher [156-1] with proof of mailing (nh) (Entered: 10/05/2000)
09/07/2000	191	NOTICE by defendant Univ MI of adjourning hearing on motion renewed motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159-1]; renewed motion for judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158-1]; motion to strike any testimony or expert opinions (including of William Bowen) based on a consideration of the college and beyond database by Jennifer Gratz, Patrick Humacher [157-1]; motion renewed motion for partial summary on liability by Jennifer Gratz, Patrick Humacher [156-1]; motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt [165-1] for 9:30 11/21/00 and adjourning the final pretrial conference (cm) (Entered: 09/08/2000)
10/03/2000	<u>192</u>	CERTIFIED copy of order from USCA denying petitions for permission to apeal or alternatively for relief in mandamus – appeal case # 00-0107/0109 (also see 97-75928) (dp) (Entered: 10/04/2000)
10/16/2000	<u>194</u>	NOTICE by plaintiff of taking deposition of Walter Allen at 10:00 on 10/20/00 with proof of mailing (kg) (Entered: 10/20/2000)
10/16/2000	<u>196</u>	MOTION filed by Steelcase Inc, 3M, Abbott Lab, Bank On Corp, E I Dupont De Nemours Co Inc, Dow Chem Co, Eastman Kodac Eli Lilly Co, Gen Mills Inc, Intel Corp, Johnson Johnson, Kellogg Co, KPMG Intl, Lucent Tech Inc, Nicresoft Corp, PPG Ind Inc, Proctor Gamble Co, Sara Lee Corp, Texaco Inc and TRW inc for leave to file brief as amici curiae in support of defendants and for leave to file out of time with brief, appendix and proof of mailing (kg) (Entered: 10/26/2000)
11/03/2000	197	NOTICE by Judge Lawrence P. Zatkoff's chambers of non-admission of attorney Shilpa Satoskar (dp) (Entered: 11/06/2000)
11/03/2000	198	NOTICE by Judge Lawrence P. Zatkoff's chambers of non-admission of attorney Randall E. Mehrberg (dp) (Entered: 11/06/2000)
11/03/2000	199	NOTICE by Judge Lawrence P. Zatkoff's chambers of non-admission of attorney Deanne E. Maynard (dp) (Entered: 11/06/2000)

11/03/2000	200	NOTICE by Judge Lawrence P. Zatkoff's chambers of non-admission of attorney Dwight K. Hamilton (dp) (Entered: 11/06/2000)
11/03/2000	201	NOTICE by Judge Lawrence P. Zatkoff's chambers of non-admission of attorney Jon D. Botsford (dp) (Entered: 11/06/2000)
11/06/2000	202	CROSS NOTICE by plaintiffs of taking deposition of Wayne Camara on 11/10/00 at 11:00 am with proof of mailing (lg) (Entered: 11/13/2000)
11/14/2000	<u>203</u>	ORDER by Judge Patrick J. Duggan granting motion for leave to file brief as amici curiae in support of defendants and for leave to file out of time [196-1] [EOD Date 11/17/00] (lg) (Entered: 11/17/2000)
11/16/2000		MOTION hearing held on motion renewed motion for summary judgment as to plaintiffs' claims for injunctive and declaratory relief by Lee Bollinger, James T. Duderstadt, Univ MI [158-1], motion renewed motion for partial summary judgment on liability by Jennifer Gratz, Patrick Humacher [156-1] - disposition: taken under advisement - Judge Patrick J. Duggan - Court Reporter: Marie Metcalf (mo) (Entered: 11/16/2000)
11/27/2000	204	TRANSCRIPT taken on 11/16/00 of motion for partial summary judgment on liability and motion to strike, defendants' renewed motion for summary judgment re injunctive (lg) (Entered: 12/01/2000)
12/04/2000		TELE-CONFERENCE held - Judge Patrick J. Duggan (mo) (Entered: 12/04/2000)
12/13/2000	<u>205</u>	JOINT summary of undisputed facts regarding admissions process. (cf) (Entered: 12/20/2000)
12/13/2000	<u>206</u>	OPINION by Judge Patrick J. Duggan denying renewed motion for summary judgment on grounds of eleventh amendment immunity by Lee Bollinger, James T. Duderstadt, Univ MI [159-1], granting renewed motion for summary judgment with respect to the LSA's admissions programs for 1999 and 2000 by Lee Bollinger, James T. Duderstadt, Univ MI [158-1], granting renewed motion for summary judgment with respect to the LSA's admissions programs in existence from 1995 through 1998, and the admissions programs for such years shall be declared unconstitutional and denying request for injunctive relief by Jennifer Gratz, Patrick Humacher [156-1], and granting motion for summary judgment on grounds of qualified immunity by Lee Bollinger, James T. Duderstadt [165-1] with proof of mailing. [EOD Date: 12/20/00] (cf) Modified on 12/20/2000 (Entered: 12/20/2000)
01/30/2001	207	ORDER by Judge Patrick J. Duggan granting renewed motion for partial summary judgment on liability by Patrick Humacher, Jennifer Gratz [156-1] in favor of plaintiffs with respect to the LSA's admissions programs in existence from 1995 through 1998 and the admissions programs for such years are hereby declared unconstitutional; and in favor of University defendants with respect to the LSA's admission programs for 1999 and 2000; denying plaintiffs requests injunctive relief [158-1], denying motion for summary judgment on grounds of qualified immunity by James T. Duderstadt, Lee Bollinger [165-1], granting renewed motion for summary judgment on grounds of qualified by Univ MI, James T. Duderstadt, Lee Bollinger [159-1] and the Board of Regents motion for summary judgment on grounds of Eleventh Amendment immunity is denied (see order for details) with proof of mailing [Date 2/2/01] (LS) (Entered: 02/02/2001)
02/09/2001	208	ORDER by Judge Patrick J. Duggan, stating that the claims under qualified immunity should be resolved as quickly as possible [EOD Date 2/12/01] (lg) (Entered: 02/12/2001)
02/09/2001	209	JUDGMENT (ORDER) by Judge Patrick J. Duggan, to dismiss defendants Lee Bollinger and James T. Duderstadt [EOD Date 2/13/01] (lg) (Entered: 02/13/2001)
02/26/2001	210	OPINION by Judge Patrick J. Duggan regarding defendant-intervenors' argument that the College of Literature, Science and the Arts admissions programs pass constitutional muster as narrowly tailored means of remedying past and current discrimination by the university for later consideration with proof of mailing. An order consistent with this opinion shall issue forthwith. [EOD Date: 2/28/01] (cf)

		(Entered: 02/28/2001)
02/26/2001	211	ORDER by Judge Patrick J. Duggan granting motion for summary judgment with respect to defendant-intervenors' claim that the university was justified in using race as a factor in admissions to remedy the present effects of past discrimination by Patrick Humacher, Jennifer Gratz [156-1] and that defendant-intervenors' claim that the university was justified in using race as a factor in admissions to remedy the present effects of past discrimination are dismissed with proof of mailing. [EOD Date 2/28/01] (cf) (Entered: 02/28/2001)
02/26/2001	212	APPEAL by plaintiffs Patrick Humacher and Jennifer Gratz of orders [209-2] and [207-1] to USCA with affidavit of service - FEE: PAID - Receipt #: 413914 (do) (Entered: 03/02/2001)
03/02/2001	213	PROOF of mailing of notice of appeal to USCA, all counsel of record and Marie Metcalf (do) (Entered: 03/02/2001)
03/02/2001	214	CERTIFIED copy of appeal notice by Jennifer Gratz, Patrick Humacher [212-1] and docket transmitted to USCA (do) (Entered: 03/02/2001)
03/12/2001	215	MOTION by intervening defendants for entry of a final judgment pursuant to 54(B) and, in the alternative, to add certification for interlocutory appeal pursuant to 59(E) with brief (dp) (Entered: 03/13/2001)
03/13/2001	216	PROOF of mailing by intervening defendants of motion for entry of a final judgment pursuant to 54(b) and, in the alternative, 59(e) motion to add a certification for interlocutory appeal (dp) (Entered: 03/13/2001)
03/15/2001	217	ACKNOWLEDGEMENT from USCA of receipt of appeal notice by Jennifer Gratz and Patrick Humacher [212-1] - appeal case # 01-1333 (dp) (Entered: 03/16/2001)
03/21/2001	218	ORDER by Judge Patrick J. Duggan that final judgment is entered with respect to Defendant-Intervenors' claims [EOD Date 3/22/01] (cm) (Entered: 03/22/2001)
03/22/2001	219	RESPONSE by plaintiffs Patrick Humacher and Jennifer Gratz to motion for entry of a final judgment pursuant to 54(B) [215-1], motion to add certification for interlocutory appeal pursuant to 59(E) [215-2] with proof of mailing (kg) (Entered: 03/23/2001)
03/23/2001	220	APPEAL by intervening defendants of orders [211-1] and [210-1] to USCA with proof of service - FEE: not paid (do) (Entered: 03/26/2001)
03/23/2001		STAYED pending appeal by Judge Patrick J. Duggan (pd) (Entered: 03/27/2001)
03/26/2001	221	PROOF of mailing of notice of appeal to USCA and counsel of record (do) (Entered: 03/26/2001)
03/26/2001	222	CERTIFIED copy of appeal notice by intervening defendants [220-1] and docket transmitted to USCA (do) (Entered: 03/26/2001)
03/27/2001	223	TRANSCRIPT order form by appellants regarding request for transcript(s) appeal case # 01-1333 (nh) (Entered: 03/28/2001)
04/04/2001	224	ORDER from USCA granting the petition and cross-petition for permission to appeal - USCA #01-0102/0104. [EOD Date 4/5/01] (cf) (Entered: 04/05/2001)
04/04/2001	225	ACKNOWLEDGEMENT from USCA of receipt of appeal notice by intervening defen by appellant [220-1] - appeal case # 01-1438. (cf) Modified on 04/05/2001 (Entered: 04/05/2001)
04/04/2001	226	APPEAL filing fee received from plaintiff Patrick Humacher for appeal notice of appeal & docket [214-1] in the amount of \$ 105.00 - Receipt # 415896 - appeal case # 01-1418 (nh) (Entered: 04/11/2001)
04/04/2001	227	APPEAL filing fee received from plaintiff Jennifer Gratz for appeal notice of appeal & docket [214-1] in the amount of \$ 105.00 - Receipt # 415897 - appeal case # 01-1416 (nh) (Entered: 04/11/2001)

04/11/2001	228	TRANSCRIPT order form by James T. Duderstadt, Lee Bollinger appeal case # 01-1416 (lg) (Entered: 04/12/2001)
04/12/2001	229	APPEAL filing fee received from Natl Assn Adv for appeal notice [220-1] in the amount of \$ 105.00 – Receipt # 416306 – appeal case # 01-1438 (jg) (Entered: 04/17/2001)
04/30/2001	230	TRANSCRIPT order form with no request: – appeal case # 01-1418 (cm) (Entered: 05/01/2001)
06/22/2001	231	NOTICE by plaintiff Jennifer Gratz of of designation of record for appeal (dp) (Entered: 06/26/2001)
06/26/2001	232	RECORD consisting of: 18 volumes of pleadings and 3 transcripts transmitted to USCA – appeal case # 01-1333 &# 01-1438. (UPS 1Z 467 088 03 1209 636 6, UPS 1Z 467 088 03 1209 637 5, and UPS 1Z 467 088 03 1209 638 4) (cf) (Entered: 06/26/2001)
08/02/2001	233	ACKNOWLEDGEMENT from USCA of receipt of record – appeal case # 01-1333, 01-1416, 01-1418. (cf) (Entered: 08/03/2001)
08/02/2001	234	ACKNOWLEDGEMENT from USCA of receipt of record – appeal case # 01-1438. (cf) (Entered: 08/03/2001)
10/31/2002	235	NOTICE from the US Supreme Court that a petition for writ of certiorari was filed and placed on the docket (kg) (Entered: 10/31/2002)
10/31/2002	236	NOTICE from the US Supreme Court that a petition for writ of certiorari was filed and placed on the docket (kg) (Entered: 10/31/2002)
12/11/2002	<u>237</u>	ORDER from the U.S. Supreme Court denying writ of certiorari regarding – appeal case # 01-1333/01-1416/01-1414/01-1438 [EOD Date: 12/16/02] (cm) (Entered: 12/16/2002)
12/11/2002	<u>238</u>	ORDER from the U.S. Supreme Court of limited grant of writ of certiorari regarding question 1 – appeal case # 01-1333/01-1416/01-1418/01-1438 [EOD Date 12/16/02] (cm) (Entered: 12/16/2002)
02/06/2003	239	LETTER by US Supreme Court requesting case file be sent directly to their office (kg) (Entered: 02/07/2003)
07/08/2003	240	SLIP opinion from USCA reversing that portion of the District Court's decision granting respondents summary judgment with respect to liability and remand the case for proceedings consistent with this opinion – appeal case # 01-1333,01-1416,01-1418, 01-1438 (LS) (Entered: 07/09/2003)
08/04/2003	241	NON-CERTIFIED copy of order from USCA case [0-0] – appeal case # 01-1333; 01-1416; 01-1418; 01-1438 (nh) (Entered: 08/05/2003)
11/03/2003	<u>242</u>	CERTIFIED copy of order from USCA pursuant to the Supreme Courts decision reversing the District Court in part and remanding for further proceedings, therefore the cases are remanded to the District Court for further proceedings in conformity with the opinion of the Supreme Court – appeal case # 01-1333,1416,1418,1438 (LS) (Entered: 11/06/2003)
11/04/2003	<u>244</u>	APPEARANCE for plaintiffs: Patrick Humacher and Jennifer Gratz of attorney Glen N. Lenhoff; with proof of service (jg) (Entered: 11/12/2003)
11/05/2003	<u>243</u>	APPEARANCE for plaintiff Patrick Humacher and plaintiff Jennifer Gratz of attorney James K. Fett; proof of service (jg) (Entered: 11/07/2003)
11/06/2003		STATUS conference held – Judge Patrick J. Duggan (mo) (Entered: 11/06/2003)
11/24/2003	<u>245</u>	MANDATE from USCA reversing and remanding the case for further proceedings – appeal case # 01-1333,1416,1418,1438 (jg) (Entered: 11/26/2003)
12/17/2003	<u>246</u>	RECORD of appeal notices by intervening defendants, appellant [49-1], [220-1]; and by Patrick Humacher, and Jennifer Gratz [212-1], returned from USCA – appeal case # 01-1333,01-1416,01-1418, and 01-1438 (jg) (Entered: 12/18/2003)

06/30/2004	<u>247</u>	MOTION for Attorney Fees and Costs by Jennifer Gratz, Patrick Humacher. (DHame,) (Entered: 07/08/2004)
06/30/2004	<u>248</u>	AFFIDAVIT of Kirk O. Kolbo re <u>247</u> MOTION for Attorney Fees MOTION for Costs by plaintiffs (Attachments: # <u>1</u> Document Continuation # <u>2</u> Document Continuation # <u>3</u> Document Continuation # <u>4</u> Document Continuation # <u>5</u> Document Continuation # <u>6</u> Document Continuation # <u>7</u> Document Continuation)(DHame,) (Entered: 07/08/2004)
06/30/2004	<u>249</u>	CERTIFICATE OF SERVICE by Jennifer Gratz, Patrick Humacher re <u>247</u> MOTION for Attorney Fees and MOTION for Costs, <u>248</u> Affidavit,. (DHame,) (Entered: 07/08/2004)
06/30/2004	<u>250</u>	AFFIDAVIT of Mark L. Kowalsky re <u>247</u> MOTION for Attorney Fees MOTION for Costs (DHame,) (Entered: 07/08/2004)
06/30/2004	<u>251</u>	AFFIDAVIT of Kerry L. Morgan re <u>247</u> MOTION for Attorney Fees MOTION for Costs with attachment A (DHame,) (Entered: 07/08/2004)
06/30/2004	<u>252</u>	STATEMENT of Michael E. Rosman (Attachments: # <u>1</u> Document Continuation # <u>2</u> Document Continuation # <u>3</u> Document Continuation # <u>4</u> Document Continuation)(DHame,) (Entered: 07/08/2004)
07/06/2004	<u>253</u>	CERTIFICATE OF SERVICE by Jennifer Gratz, Patrick Humacher re <u>247</u> MOTION for Attorney Fees MOTION for Costs, <u>248</u> Affidavit,, <u>250</u> Affidavit, <u>251</u> Affidavit. (DHame,) (Entered: 07/12/2004)
09/03/2004	<u>254</u>	RESPONSE brief in opposition with attachments A–E to <u>247</u> MOTION for Attorney Fees MOTION for Costs filed by Lee Bollinger, James T. Duderstadt, University of Michigan, University of Michigan College of Literature, Arts and Science. (DHame,) (Entered: 09/08/2004)
09/24/2004	<u>255</u>	Letter from Kirk O. Kolbo (DHame,) (Entered: 09/27/2004)
10/01/2004	<u>256</u>	REPLY to Response re <u>247</u> MOTION for Attorney Fees MOTION for Costs filed by Jennifer Gratz, Patrick Humacher. (Kolbo, Kirk) (Entered: 10/01/2004)
10/01/2004	<u>257</u>	AFFIDAVIT of Kirk O. Kolbo re <u>256</u> Reply to Response to Motion <i>For an Interim Award of Attorneys' Fees and Costs Pursuant to 42 U.S.C. Section 1988</i> filed by Jennifer Gratz, Patrick Humacher. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit A# <u>3</u> Exhibit B# <u>4</u> Exhibit C# <u>5</u> Exhibit D# <u>6</u> Exhibit E)(Kolbo, Kirk) (Entered: 10/01/2004)
10/18/2004	<u>258</u>	SUPPLEMENTAL BRIEF with attachments 1,2 in opposition to <u>247</u> MOTION for Attorney Fees MOTION for Costs filed by all defendants. (DHame,) (Entered: 10/20/2004)
10/18/2004	<u>259</u>	EXHIBIT 2 re <u>258</u> Supplemental Brief by all defendants. (DHame,) (Entered: 10/20/2004)
10/21/2004	<u>260</u>	MOTION to allow limited discovery related to fees and costs by all plaintiffs. (DHame,) (Entered: 10/25/2004)
10/21/2004	<u>261</u>	AFFIDAVIT of Kirk O. Kolbo with attachments A–H.(DHame,) (Entered: 10/25/2004)
10/21/2004	<u>262</u>	CERTIFICATE OF SERVICE re <u>260</u> MOTION to allow limited discovery related to fees and costs, <u>261</u> Affidavit. (DHame,) (Entered: 10/25/2004)
11/10/2004	<u>263</u>	RESPONSE brief in opposition with attachment A to <u>260</u> MOTION to allow limited discovery related to fees and costs filed by defendants. (DHame,) (Entered: 11/15/2004)
11/19/2004	<u>264</u>	REPLY to Response re <u>260</u> MOTION to allow limited discovery related to fees and costs filed by Jennifer Gratz, Patrick Humacher. (Kolbo, Kirk) (Entered: 11/19/2004)
11/19/2004	<u>265</u>	AFFIDAVIT of Kirk O. Kolbo re <u>264</u> Reply to Response to Motion filed by Jennifer Gratz, Patrick Humacher. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit A)(Kolbo, Kirk) (Entered: 11/19/2004)

12/08/2004	<u>266</u>	MOTION for Partial Summary Judgment <i>on Liability</i> by Jennifer Gratz, Patrick Humacher. (Kolbo, Kirk) (Entered: 12/08/2004)
12/08/2004	<u>267</u>	MOTION to Certify Class, MOTION for Partial Summary Judgment by Jennifer Gratz, Patrick Humacher. (Kolbo, Kirk) (Entered: 12/08/2004)
12/08/2004	<u>268</u>	AFFIDAVIT of Kirk O. Kolbo re <u>267</u> MOTION to Certify Class MOTION for Partial Summary Judgment filed by all plaintiffs. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit A# <u>3</u> Exhibit B# <u>4</u> Exhibit C# <u>5</u> Exhibit D# <u>6</u> Exhibit E# <u>7</u> Exhibit F# <u>8</u> Exhibit G# <u>9</u> Exhibit H# <u>10</u> Exhibit I# <u>11</u> Exhibit J)(Kolbo, Kirk) (Entered: 12/08/2004)
01/19/2005	<u>269</u>	MOTION for stay of briefing and hearing on plaintiffs' motion for class certification and partial summary judgment with respect to certain nominal and incidental damages claims and for certification of a subclass to determine compensatory damages claims by defendants. (DHame,) (Entered: 01/24/2005)
01/19/2005	<u>270</u>	RESPONSE to <u>266</u> MOTION for Partial Summary Judgment <i>on Liability</i> , <u>267</u> MOTION to Certify Class MOTION for Partial Summary Judgment filed by defendants. (DHame,) (Entered: 01/24/2005)
01/27/2005	<u>271</u>	ORDER granting in part and denying in part <u>247</u> Motion for Attorney Fees, granting in part and denying in part <u>247</u> Motion for Costs, denying <u>260</u> Motion to allow limited discovery related to fees and costs– Signed by Honorable Patrick J Duggan. (DHame,) (Entered: 01/28/2005)
01/27/2005	<u>272</u>	OPINION re <u>260</u> MOTION to allow limited discovery related to fees and costs, <u>247</u> MOTION for Attorney Fees MOTION for Costs Signed by Honorable Patrick J Duggan. (DHame,) (Entered: 01/28/2005)
01/28/2005	<u>273</u>	REPLY to Response re <u>266</u> MOTION for Partial Summary Judgment <i>on Liability</i> , <u>267</u> MOTION to Certify Class MOTION for Partial Summary Judgment, <u>269</u> MOTION to Stay filed by Jennifer Gratz, Patrick Humacher. (Kolbo, Kirk) (Entered: 01/28/2005)
01/31/2005		Minute Entry –Status Conference held on 1/31/2005 before Honorable Patrick J Duggan. (MOre,) (Entered: 02/01/2005)
02/22/2005	<u>274</u>	MEMORANDUM <i>Regarding (1) Burden of Proof; (2) Legal Standard; and (3) Standing</i> by Jennifer Gratz, Patrick Humacher.(Kolbo, Kirk) (Entered: 02/22/2005)
03/23/2005	<u>275</u>	RESPONSE to <u>274</u> plaintiffs' brief regarding (1) standing (2) burden of proof and (3) legal standard by defendants. (DTyle,) (Entered: 03/28/2005)
04/06/2005	<u>276</u>	REPLY to <u>275</u> Response (Free) <i>Regarding (1) Burden of Proof; (2) Legal Standard; and (3) Standing</i> by Jennifer Gratz, Patrick Humacher. (Kolbo, Kirk) (Entered: 04/06/2005)
04/19/2005	<u>278</u>	MOTION for Leave to File supplemental brief by all defendants. (KGeha,) (Entered: 04/21/2005)
04/20/2005	<u>277</u>	RESPONSE : <i>Plaintiffs' Brief in Opposition to Defendants' Motion for Leave to File a Sur–Reply</i> by all plaintiffs. (Attachments: # <u>1</u> Affidavit of Kirk O. Kolbo# <u>2</u> Index of Exhibits # <u>3</u> Exhibit A# <u>4</u> Exhibit B)(Kolbo, Kirk) (Entered: 04/20/2005)
05/09/2005	<u>279</u>	ORDER granting <u>269</u> Motion to Stay, granting <u>278</u> Motion for Leave to File– Signed by Honorable Patrick J Duggan. (MOre,) (Entered: 05/09/2005)
05/09/2005	<u>280</u>	SUPPLEMENTAL BRIEF re <u>274</u> Memorandum filed by all defendants. (KGeha,) (Entered: 05/10/2005)
05/23/2005	<u>281</u>	RESPONSE to <u>280</u> Supplemental Brief <i>Regarding (1) Standing; (2) Burden of Proof; and (3) Legal Standard</i> by all plaintiffs. (Kolbo, Kirk) (Entered: 05/23/2005)
08/05/2005	<u>282</u>	OPINION Regarding Standing, Standard and Burden of Proof Signed by Honorable Patrick J Duggan. (MOre,) (Entered: 08/05/2005)
09/15/2005		Minute Entry –Telephone Conference held on 9/15/2005 before Honorable Patrick J Duggan. (MOre,) (Entered: 09/15/2005)

09/26/2005	<u>283</u>	Letter from plaintiff regarding status conference. (KGeha,) (Entered: 09/28/2005)
01/26/2007	<u>284</u>	Joint MOTION to Dismiss <i>and for Court Approval of Settlement and Notice Plan</i> by all defendants. (Niehoff, Leonard) (Entered: 01/26/2007)
01/31/2007	<u>285</u>	ORDER APPROVING SETTLEMENT & NOTICE PLAN, DECERTIFYING CLASS AND DISMISSING CASE Signed by Honorable Patrick J Duggan. (MOre,) (Entered: 01/31/2007)