

**U.S. District Court
Eastern District of Michigan (Ann Arbor)
CIVIL DOCKET FOR CASE #: 5:16-cv-12412-JEL-MKM**

Guertin et al v. State of Michigan et al
Assigned to: District Judge Judith E. Levy
Referred to: Magistrate Judge Mona K. Majzoub
Case in other court: U.S. Court of Appeals – Sixth Circuit,
17-01698/17-01699/17-00001
U.S. Court of Appeals – Sixth Circuit,
17-01699
U.S. Court of Appeals – Sixth Circuit,
17-01699
U.S. Court of Appeals – Sixth Circuit,
17-01699

Date Filed: 06/27/2016
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Cause: 42:1983 Civil Rights Act

Plaintiff

Shari Guertin

represented by **Jack B. Prior**
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Plaintiff

Shari Guertin
as next friend of her child, E.B., a minor

represented by **Jack B. Prior**
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John S. Sawin
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Steven A. Hart
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David E. Hart
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Plaintiff

Diogenes Muse-Cleveland

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V.

Defendant

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TERMINATED: 01/14/2020
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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

Nick Lyon

Defendant

Nick Lyon

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ATTORNEY TO BE NOTICED

| Date Filed | # | Docket Text |
|------------|-----------|--|
| 06/27/2016 | <u>1</u> | COMPLAINT filed by All Plaintiffs against All Defendants with Jury Demand. Plaintiff requests summons issued. Receipt No: 0645-5756718 – Fee: $ 400. County of 1st Plaintiff: Genesee – County Where Action Arose: Genesee – County of 1st Defendant: Ingham. [Previously dismissed case: No] [Possible companion case(s): None] (Hart, David) (Entered: 06/27/2016) |
| 06/27/2016 | <u>2</u> | SUMMONS Issued for * All Defendants * (SOso) (Entered: 06/27/2016) |
| 06/27/2016 | | A United States Magistrate Judge of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form is available for download at http://www.mied.uscourts.gov (SOso) (Entered: 06/27/2016) |
| 09/09/2016 | <u>3</u> | ATTORNEY APPEARANCE: Philip A. Grashoff, Jr appearing on behalf of Stephen Busch w/ <i>Certificate of Service</i> (Grashoff, Philip) (Entered: 09/09/2016) |
| 09/09/2016 | <u>4</u> | ATTORNEY APPEARANCE: Dennis K. Egan appearing on behalf of Stephen Busch w/ <i>Certificate of Service</i> (Egan, Dennis) (Entered: 09/09/2016) |
| 09/09/2016 | <u>5</u> | ATTORNEY APPEARANCE: Courtney B. Ciullo appearing on behalf of Stephen Busch w/ <i>Certificate of Service</i> (Ciullo, Courtney) (Entered: 09/09/2016) |
| 09/12/2016 | <u>6</u> | NOTICE of Appearance by Michael J. Pattwell on behalf of Daniel Wyant. (Pattwell, Michael) (Entered: 09/12/2016) |
| 09/12/2016 | <u>7</u> | NOTICE of Appearance by Michael J. Pattwell on behalf of Bradley Wurfel. (Pattwell, Michael) (Entered: 09/12/2016) |
| 09/12/2016 | <u>8</u> | NOTICE of Appearance by Jordan S. Bolton on behalf of Daniel Wyant. (Bolton, Jordan) (Entered: 09/12/2016) |
| 09/15/2016 | <u>9</u> | NOTICE of Appearance by Stacy Erwin Oakes on behalf of Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Erwin Oakes, Stacy) (Entered: 09/15/2016) |
| 09/15/2016 | <u>10</u> | NOTICE of Appearance by William Young Kim on behalf of Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Kim, William) (Entered: 09/15/2016) |
| 09/15/2016 | <u>11</u> | [STRICKEN] NOTICE of Appearance by Reed E. Eriksson on behalf of Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Eriksson, Reed) Modified on 9/15/2016 (FMos).[LINKED TO INCORRECT PARTY] (Entered: 09/15/2016) |
| 09/15/2016 | <u>12</u> | NOTICE of Appearance by Reed E. Eriksson on behalf of Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Eriksson, Reed) (Entered: 09/15/2016) |
| 09/15/2016 | <u>13</u> | NOTICE of Appearance by Christopher B. Clare on behalf of Bradley Wurfel, Daniel Wyant. (Clare, Christopher) (Entered: 09/15/2016) |
| 09/16/2016 | <u>14</u> | WAIVER OF SERVICE Returned Executed. Bradley Wurfel waiver sent on 9/12/2016, answer due 11/14/2016. (Hart, David) (Entered: 09/16/2016) |

| | | |
|------------|-----------|--|
| 09/16/2016 | <u>15</u> | WAIVER OF SERVICE Returned Executed. Flint, City of waiver sent on 9/13/2016, answer due 11/14/2016. (Hart, David) Modified on 9/19/2016 (DWor). [WAIVER SENT ON 8/31/16] (Entered: 09/16/2016) |
| 09/16/2016 | <u>16</u> | WAIVER OF SERVICE Returned Executed. Daniel Wyant waiver sent on 9/12/2016, answer due 11/14/2016. (Hart, David) Modified on 9/19/2016 (DWor). [WAIVER SENT ON 9/2/16] (Entered: 09/16/2016) |
| 09/16/2016 | <u>17</u> | WAIVER OF SERVICE Returned Executed. Darnell Earley waiver sent on 8/31/2016, answer due 10/31/2016. (Hart, David) (Entered: 09/16/2016) |
| 09/16/2016 | <u>18</u> | WAIVER OF SERVICE Returned Executed. Gerald Ambrose waiver sent on 8/31/2016, answer due 10/31/2016. (Hart, David) (Entered: 09/16/2016) |
| 09/16/2016 | <u>19</u> | WAIVER OF SERVICE Returned Executed. Howard Croft waiver sent on 8/31/2016, answer due 10/31/2016. (Hart, David) (Entered: 09/16/2016) |
| 09/16/2016 | <u>20</u> | WAIVER OF SERVICE Returned Executed. Michael Glasgow waiver sent on 8/31/2016, answer due 10/31/2016. (Hart, David) (Entered: 09/16/2016) |
| 09/16/2016 | <u>21</u> | WAIVER OF SERVICE Returned Executed. Veolia North America, LLC waiver sent on 8/31/2016, answer due 10/31/2016. (Hart, David) (Entered: 09/16/2016) |
| 09/20/2016 | <u>22</u> | WAIVER OF SERVICE Returned Executed. Stephen Busch waiver sent on 9/13/2016, answer due 11/14/2016. (Hart, David) Modified on 9/21/2016 (DWor). [WAIVER MAILED ON 12/6/16] (Entered: 09/20/2016) |
| 09/21/2016 | <u>23</u> | STIPULATION <i>for Entry of Order to Extend Deadline to File a Response to Complaint</i> by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells (Bettenhausen, Margaret) (Entered: 09/21/2016) |
| 09/21/2016 | <u>24</u> | ATTORNEY APPEARANCE: Margaret A. Bettenhausen appearing on behalf of Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells (Bettenhausen, Margaret) (Entered: 09/21/2016) |
| 09/21/2016 | <u>25</u> | ATTORNEY APPEARANCE: Richard S. Kuhl appearing on behalf of Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells (Kuhl, Richard) (Entered: 09/21/2016) |
| 09/22/2016 | <u>26</u> | ATTORNEY APPEARANCE: Nathan A. Gambill appearing on behalf of Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells (Gambill, Nathan) (Entered: 09/22/2016) |
| 09/22/2016 | <u>27</u> | STIPULATED ORDER to Extend Deadline to File a Response to <u>1</u> Complaint – (Response due by 12/6/2016) – Signed by District Judge Judith E. Levy. (FMos) (Entered: 09/22/2016) |
| 09/22/2016 | <u>28</u> | ATTORNEY APPEARANCE: Zachary C. Larsen appearing on behalf of Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells (Larsen, Zachary) (Entered: 09/22/2016) |
| 09/22/2016 | <u>29</u> | NOTICE of Appearance by Frederick A. Berg on behalf of Flint, City of. (Berg, Frederick) (Entered: 09/22/2016) |
| 09/22/2016 | <u>30</u> | NOTICE of Appearance by Sheldon H. Klein on behalf of Flint, City of. (Klein, Sheldon) (Entered: 09/22/2016) |
| 09/23/2016 | <u>31</u> | WAIVER OF SERVICE Returned Executed. Lockwood, Andrews & Newnam, Inc. waiver sent on 9/8/2016, answer due 11/7/2016. (Hart, David) (Entered: 09/23/2016) |
| 09/26/2016 | <u>32</u> | NOTICE of Appearance by Krista A. Jackson on behalf of Stephen Busch. (Jackson, Krista) (Entered: 09/26/2016) |
| 09/27/2016 | <u>33</u> | NOTICE of Appearance by Jay M. Berger on behalf of Bradley Wurfel, Daniel Wyant. (Berger, Jay) (Entered: 09/27/2016) |

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| 09/29/2016 | <u>34</u> | NOTICE of Appearance by Charles E. Barbieri on behalf of Patrick Cook, Michael Prysby. (Barbieri, Charles) (Entered: 09/29/2016) |
| 09/29/2016 | <u>35</u> | NOTICE of Appearance by Allison M. Collins on behalf of Patrick Cook, Michael Prysby. (Collins, Allison) (Entered: 09/29/2016) |
| 10/03/2016 | <u>36</u> | WAIVER OF SERVICE Returned Executed. Patrick Cook waiver sent on 9/20/2016, answer due 11/21/2016. (Hart, David) (Entered: 10/03/2016) |
| 10/03/2016 | <u>37</u> | WAIVER OF SERVICE Returned Executed. Michael Prysby waiver sent on 9/20/2016, answer due 11/21/2016. (Hart, David) (Entered: 10/03/2016) |
| 10/11/2016 | <u>38</u> | NOTICE of Appearance by Philip A. Erickson on behalf of Lockwood, Andrews & Newnam, Inc.. (Erickson, Philip) (Entered: 10/11/2016) |
| 10/11/2016 | <u>39</u> | STIPULATION for Extension of Time to File Responsive Pleadings for Defendant Lockwood Andrews & Newnam Inc. by Lockwood, Andrews & Newnam, Inc. (Erickson, Philip) (Entered: 10/11/2016) |
| 10/13/2016 | <u>40</u> | STIPULATED ORDER to Extend Deadline to File a Response to <u>1</u> Complaint – (Response due by 11/7/2016) – Signed by District Judge Judith E. Levy. (FMos) (Entered: 10/13/2016) |
| 10/19/2016 | <u>41</u> | ATTORNEY APPEARANCE: Michael S. Cafferty appearing on behalf of Nancy Peeler (Cafferty, Michael) (Entered: 10/19/2016) |
| 10/19/2016 | <u>42</u> | Ex Parte MOTION for Leave to File Excess Pages w/ <i>Certificate of Service</i> by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter–Smith, Bradley Wurfel, Daniel Wyant. (Egan, Dennis) (Entered: 10/19/2016) |
| 10/25/2016 | | TEXT–ONLY ORDER Granting <u>42</u> Ex Parte MOTION for Leave to File Excess Pages w/ <i>Certificate of Service</i> filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Patrick Cook, Daniel Wyant. Issued by District Judge Judith E. Levy. (FMos) (Entered: 10/25/2016) |
| 10/25/2016 | <u>43</u> | WAIVER OF SERVICE Returned Executed. Robert Scott waiver sent on 9/23/2016, answer due 11/22/2016. (Hart, David) (Entered: 10/25/2016) |
| 10/25/2016 | <u>44</u> | WAIVER OF SERVICE Returned Executed. Nancy Peeler waiver sent on 9/23/2016, answer due 11/22/2016. (Hart, David) (Entered: 10/25/2016) |
| 10/27/2016 | <u>45</u> | MOTION to Change Venue by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter–Smith, Bradley Wurfel, Daniel Wyant. (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 G1, # <u>9</u> Exhibit G2, # <u>10</u> Exhibit G3, # <u>11</u> Exhibit G4, # <u>12</u> Exhibit G5, # <u>13</u> Exhibit G6, # <u>14</u> Exhibit H, # <u>15</u> Exhibit I, # <u>16</u> Exhibit J, # <u>17</u> Exhibit K, # <u>18</u> Exhibit L, # <u>19</u> Exhibit M, # <u>20</u> Exhibit N, # <u>21</u> Exhibit O, # <u>22</u> Exhibit P, # <u>23</u> Exhibit Q, # <u>24</u> Exhibit R) (Grashoff, Philip) (Entered: 10/27/2016) |
| 10/28/2016 | <u>46</u> | MOTION for Leave to File Excess Pages by Daniel Wyant. (Clare, Christopher) (Entered: 10/28/2016) |
| 10/28/2016 | <u>47</u> | MOTION for Leave to File Excess Pages by Bradley Wurfel. (Clare, Christopher) (Entered: 10/28/2016) |
| 10/28/2016 | <u>48</u> | Ex Parte MOTION for Leave to File Excess Pages by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Eriksson, Reed) (Entered: 10/28/2016) |
| 10/31/2016 | | TEXT–ONLY ORDER Granting <u>47</u> MOTION for Leave to File Excess Pages filed by Bradley Wurfel, <u>48</u> Ex Parte MOTION for Leave to File Excess Pages filed by Howard Croft, Flint, City of, Darnell Earley, Michael Glasgow, Gerald Ambrose, <u>46</u> MOTION for Leave to File Excess Pages filed by Daniel Wyant. Issued by District Judge Judith E. Levy. (FMos) (Entered: 10/31/2016) |
| 10/31/2016 | <u>49</u> | NOTICE OF HEARING on <u>45</u> MOTION to Change Venue . Motion Hearing set for 1/4/2017 at 12:00 PM before District Judge Judith E. Levy in ANN ARBOR, MI (FMos) (Entered: 10/31/2016) |

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| 10/31/2016 | <u>50</u> | MOTION to Dismiss by Veolia North America, LLC. (Attachments: # <u>1</u> Index of Exhibits Index, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2) (Bush, Cheryl) (Entered: 10/31/2016) |
| 10/31/2016 | <u>51</u> | ATTORNEY APPEARANCE: Thaddeus E. Morgan appearing on behalf of Liane Sheckter-Smith (Morgan, Thaddeus) (Entered: 10/31/2016) |
| 10/31/2016 | <u>52</u> | MOTION to Dismiss by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A: EPA Emergency Administrative Order, # <u>3</u> Exhibit B: Unpublished Cases, # <u>4</u> Exhibit C: City of Flint Code/Charter Provisions, # <u>5</u> Exhibit D: Comparison of Plaintiffs Allegations to MSDWA Requirements) (Eriksson, Reed) (Entered: 10/31/2016) |
| 11/01/2016 | <u>53</u> | NOTICE of Appearance by Michael R. Williams on behalf of Veolia North America, LLC. (Williams, Michael) (Entered: 11/01/2016) |
| 11/01/2016 | <u>54</u> | ANSWER to Complaint with Affirmative Defenses with Jury Demand by Veolia North America, LLC. (Bush, Cheryl) (Entered: 11/01/2016) |
| 11/02/2016 | <u>55</u> | NOTICE OF HEARING on <u>50</u> MOTION to Dismiss , <u>52</u> MOTION to Dismiss . Motion Hearing set for 1/4/2017 at 12:00 PM before District Judge Judith E. Levy in ANN ARBOR, MI (FMos) (Entered: 11/02/2016) |
| 11/02/2016 | <u>56</u> | ATTORNEY APPEARANCE: Eugene Driker appearing on behalf of Richard Snyder (Driker, Eugene) (Entered: 11/02/2016) |
| 11/02/2016 | <u>57</u> | ATTORNEY APPEARANCE: Todd R. Mendel appearing on behalf of Richard Snyder (Mendel, Todd) (Entered: 11/02/2016) |
| 11/02/2016 | <u>58</u> | ATTORNEY APPEARANCE: Morley Witus appearing on behalf of Richard Snyder (Witus, Morley) (Entered: 11/02/2016) |
| 11/07/2016 | <u>59</u> | MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Failure to State a Cause of Action</i> by Lockwood, Andrews & Newnam, Inc.. (Attachments: # <u>1</u> Exhibit A – Eichholz v Wells Fargo) (Kamenec, Robert) (Entered: 11/07/2016) |
| 11/08/2016 | <u>60</u> | RESPONSE to <u>45</u> MOTION to Change Venue (<i>Concurrence</i>) by the MDEQ Defendants filed by Veolia North America, LLC. (Bush, Cheryl) (Entered: 11/08/2016) |
| 11/08/2016 | <u>61</u> | ATTORNEY APPEARANCE: Mary Chartier-Mittendorf appearing on behalf of Robert Scott (Chartier-Mittendorf, Mary) (Entered: 11/08/2016) |
| 11/10/2016 | <u>62</u> | RESPONSE to <u>45</u> MOTION to Change Venue filed by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Bettenhausen, Margaret) (Entered: 11/10/2016) |
| 11/10/2016 | <u>63</u> | STIPULATION re <u>45</u> MOTION to Change Venue <i>Extending Time to Respond</i> by All Plaintiffs (Hart, David) (Entered: 11/10/2016) |
| 11/11/2016 | <u>64</u> | RESPONSE to <u>45</u> MOTION to Change Venue filed by Flint, City of. (Berg, Frederick) (Entered: 11/11/2016) |
| 11/11/2016 | <u>65</u> | MOTION Adjournment of Hearings on Motions to Dismiss Pending Resolution of Motion to Change Venue and for Coordination of Briefing <i>and Brief</i> by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel, Daniel Wyant. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit) (Egan, Dennis) (Entered: 11/11/2016) |
| 11/14/2016 | <u>66</u> | NOTICE of Joinder/Concurrence in <u>65</u> MOTION Adjournment of Hearings on Motions to Dismiss Pending Resolution of Motion to Change Venue and for Coordination of Briefing <i>and Brief</i> filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Patrick Cook, Daniel Wyant by Robert Scott (Chartier-Mittendorf, Mary) (Entered: 11/14/2016) |
| 11/14/2016 | <u>67</u> | STIPULATION re <u>45</u> MOTION to Change Venue " <i>CORRECTED</i> " stipulation to extend time to respond and reply by All Plaintiffs (Hart, David) (Entered: 11/14/2016) |

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| 11/14/2016 | <u>68</u> | STIPULATION re <u>45</u> MOTION to Change Venue <i>2nd Corrected Stipulation to extend response and reply dates</i> by All Plaintiffs (Hart, David) (Entered: 11/14/2016) |
| 11/14/2016 | <u>69</u> | MOTION to Dismiss by Daniel Wyant. (Attachments: # <u>1</u> Exhibit A (Unpublished Cases Cited in Brief)) (Clare, Christopher) (Entered: 11/14/2016) |
| 11/14/2016 | <u>70</u> | MOTION to Dismiss by Bradley Wurfel. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B) (Clare, Christopher) (Entered: 11/14/2016) |
| 11/15/2016 | <u>71</u> | STIPULATION AND ORDER Regarding Extension of Deadline for MDEQ Defendants to Respond to <u>1</u> Complaint (Response due by December 6, 2016) – Signed by District Judge Judith E. Levy. (FMos) (Entered: 11/15/2016) |
| 11/15/2016 | <u>72</u> | CORRECTED ORDER Granting Extension of Time. Signed by District Judge Judith E. Levy. (FMos) (Entered: 11/15/2016) |
| 11/15/2016 | <u>73</u> | NOTICE of Joinder/Concurrence in <u>65</u> MOTION Adjournment of Hearings on Motions to Dismiss Pending Resolution of Motion to Change Venue and for Coordination of Briefing <i>and Brief</i> filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Patrick Cook, Daniel Wyant by Nancy Peeler (Cafferty, Michael) (Entered: 11/15/2016) |
| 11/15/2016 | <u>74</u> | NOTICE OF HEARING on <u>50</u> MOTION to Dismiss , <u>59</u> MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Failure to State a Cause of Action</i> , <u>69</u> MOTION to Dismiss , <u>52</u> MOTION to Dismiss , <u>70</u> MOTION to Dismiss . Motion Hearing set for 3/27/2017 at 12:00 PM before District Judge Judith E. Levy (FMos) (Entered: 11/15/2016) |
| 11/15/2016 | <u>75</u> | NOTICE of Joinder/Concurrence in <u>65</u> MOTION Adjournment of Hearings on Motions to Dismiss Pending Resolution of Motion to Change Venue and for Coordination of Briefing <i>and Brief</i> filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Patrick Cook, Daniel Wyant by All Plaintiffs (Hart, David) (Entered: 11/15/2016) |
| 11/16/2016 | <u>76</u> | ORDER Granting <u>65</u> Motion for Adjournment of Hearings on Motions to Dismiss Pending Resolution of Motion to Change Venue and for Coordinating Briefing. Signed by District Judge Judith E. Levy. (FMos) (Entered: 11/16/2016) |
| 11/17/2016 | <u>77</u> | STIPULATION AND ORDER to Extend Time to File a Reply Brief to Defendant City of Flint's Response to MDEQ Defendants' Motion for Change of Venue. Signed by District Judge Judith E. Levy. (FMos) (Entered: 11/17/2016) |
| 11/17/2016 | <u>78</u> | MOTION to Reassign Case by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Bettenhausen, Margaret) (Entered: 11/17/2016) |
| 11/19/2016 | <u>79</u> | STIPULATION <i>to extend time to respond</i> by Robert Scott (Attachments: # <u>1</u> Exhibit Proposed Order) (Chartier–Mittendorf, Mary) (Entered: 11/19/2016) |
| 11/21/2016 | <u>80</u> | STIPULATION re <u>1</u> Complaint., <i>Stipulation for Extension of Time to File Responsive Pleadings</i> by Nancy Peeler (Cafferty, Michael) (Entered: 11/21/2016) |
| 11/21/2016 | <u>81</u> | RESPONSE to <u>52</u> MOTION to Dismiss filed by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Larsen, Zachary) (Entered: 11/21/2016) |
| 11/21/2016 | <u>82</u> | REPLY to Response re <u>45</u> MOTION to Change Venue filed by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter–Smith, Bradley Wurfel, Daniel Wyant. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B) (Clare, Christopher) (Entered: 11/21/2016) |
| 11/22/2016 | <u>83</u> | STIPULATED ORDER for Extension of time to File a Responsive Pleading to <u>79</u> – Signed by District Judge Judith E. Levy. (FMos) (Entered: 11/22/2016) |
| 11/22/2016 | <u>85</u> | NOTICE OF HEARING on <u>78</u> MOTION to Reassign Case . Motion Hearing set for 3/27/2017 at 12:00 PM before District Judge Judith E. Levy (FMos) (Entered: 11/22/2016) |

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| 11/28/2016 | <u>86</u> | RESPONSE to <u>78</u> MOTION to Reassign Case filed by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel, Daniel Wyant. (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) (Grashoff, Philip) (Entered: 11/28/2016) |
| 11/30/2016 | <u>87</u> | NOTICE of Appearance by James M. Campbell on behalf of Veolia North America, LLC. (Campbell, James) (Entered: 11/30/2016) |
| 11/30/2016 | <u>88</u> | NOTICE of Appearance by John A.K. Grunert on behalf of Veolia North America, LLC. (Grunert, John) (Entered: 11/30/2016) |
| 12/01/2016 | <u>89</u> | NOTICE of Appearance by Steven A. Hart on behalf of All Plaintiffs. (Hart, Steven) (Entered: 12/01/2016) |
| 12/01/2016 | <u>90</u> | NOTICE of Appearance by Robert J. McLaughlin on behalf of All Plaintiffs. (McLaughlin, Robert) (Entered: 12/01/2016) |
| 12/01/2016 | <u>91</u> | NOTICE of Appearance by John B. Prior on behalf of All Plaintiffs. (Prior, John) (Entered: 12/01/2016) |
| 12/01/2016 | <u>92</u> | STATEMENT of DISCLOSURE of CORPORATE AFFILIATIONS and FINANCIAL INTEREST by Veolia North America, LLC identifying Corporate Parent Veolia Environnement S.A. for Veolia North America, LLC. (Bush, Cheryl) (Entered: 12/01/2016) |
| 12/01/2016 | <u>93</u> | NOTICE of Appearance by David C. Kent on behalf of Lockwood, Andrews & Newnam, Inc.. (Kent, David) (Entered: 12/01/2016) |
| 12/01/2016 | <u>94</u> | RESPONSE to <u>45</u> MOTION to Change Venue filed by All Plaintiffs. (Hart, David) (Entered: 12/01/2016) |
| 12/02/2016 | <u>95</u> | MOTION for Leave to File Excess Pages by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Larsen, Zachary) (Entered: 12/02/2016) |
| 12/04/2016 | <u>96</u> | MOTION to Dismiss by Robert Scott. (Attachments: # <u>1</u> Document Continuation Certificate of Compliance) (Chartier-Mittendorf, Mary) (Entered: 12/04/2016) |
| 12/04/2016 | <u>97</u> | MOTION for Leave to File Excess Pages by Robert Scott. (Attachments: # <u>1</u> Exhibit Certificate of Compliance) (Chartier-Mittendorf, Mary) (Entered: 12/04/2016) |
| 12/05/2016 | <u>98</u> | NOTICE of Appearance by Michael H. Perry on behalf of Liane Sheckter-Smith. (Perry, Michael) (Entered: 12/05/2016) |
| 12/05/2016 | | TEXT-ONLY ORDER Granting <u>97</u> MOTION for Leave to File Excess Pages filed by Robert Scott, <u>95</u> MOTION for Leave to File Excess Pages filed by Nick Lyon, Michigan Department of Health and Human Services, Eden Wells, Michigan, State of, Richard Snyder, Michigan Department of Environmental Quality. Issued by District Judge Judith E. Levy. (FMos) (Entered: 12/05/2016) |
| 12/05/2016 | <u>99</u> | NOTICE OF HEARING on <u>96</u> MOTION to Dismiss . Motion Hearing set for 3/27/2017 at 12:00 PM before District Judge Judith E. Levy (FMos) (Entered: 12/05/2016) |
| 12/05/2016 | <u>100</u> | REPLY to Response re <u>78</u> MOTION to Reassign Case filed by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Bettenhausen, Margaret) (Entered: 12/05/2016) |
| 12/05/2016 | <u>101</u> | MOTION for Leave to File Excess Pages <i>in Brief</i> by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter-Smith. (Morgan, Thaddeus) (Entered: 12/05/2016) |
| 12/06/2016 | | TEXT-ONLY ORDER Granting <u>101</u> MOTION for Leave to File Excess Pages <i>in Brief</i> filed by Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Patrick Cook. Issued by District Judge Judith E. Levy. (FMos) (Entered: 12/06/2016) |
| 12/06/2016 | <u>102</u> | MOTION to Dismiss <i>Plaintiff's Complaint</i> by <i>MDEQ Employee Defendants</i> by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter-Smith. (Attachments: |

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| | | # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C) (Morgan, Thaddeus) (Entered: 12/06/2016) |
| 12/06/2016 | <u>103</u> | MOTION to Dismiss <i>Under Fed. R. Civ. Proc. 12(b)(1) & (b)(6)</i> by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit Executive Order No. 2015-4, # <u>3</u> Exhibit Dr. Eden Wells Appointment April 30, 2015, # <u>4</u> Exhibit Boler – Order of Dismissal, # <u>5</u> Exhibit Boler – Class Action Complaint, # <u>6</u> Exhibit Anderson – Opinion and Order) (Larsen, Zachary) (Entered: 12/06/2016) |
| 12/08/2016 | <u>104</u> | NOTICE OF HEARING on <u>102</u> MOTION to Dismiss <i>Plaintiff's Complaint by MDEQ Employee Defendants</i> , <u>103</u> MOTION to Dismiss <i>Under Fed. R. Civ. Proc. 12(b)(1) & (b)(6)</i> . Motion Hearing set for 3/27/2017 at 12:00 PM before District Judge Judith E. Levy (FMos) (Entered: 12/08/2016) |
| 12/08/2016 | <u>105</u> | MOTION to Dismiss <i>Memorandum of Law, Certificate of Service</i> by Nancy Peeler. (Attachments: # <u>1</u> Index of Exhibits INDEX OF EXHIBITS, # <u>2</u> Exhibit EXHIBIT 1 – BOLER V EARLY) (Cafferty, Michael) (Entered: 12/08/2016) |
| 12/14/2016 | <u>106</u> | NOTICE OF HEARING on <u>105</u> MOTION to Dismiss <i>Memorandum of Law, Certificate of Service</i> . Motion Hearing set for 3/27/2017 at 12:00 PM before District Judge Judith E. Levy (FMos) (Entered: 12/14/2016) |
| 12/21/2016 | <u>107</u> | NOTICE by Lockwood, Andrews & Newnam, Inc. re <u>45</u> MOTION to Change Venue <i>Concurrence in MDEQ Defendants' Motion Change of Venue</i> (Erickson, Philip) (Entered: 12/21/2016) |
| 12/21/2016 | <u>108</u> | Ex Parte MOTION for Leave to File <i>to File Reply Brief That Exceeds Page Limitation</i> by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter–Smith, Bradley Wurfel, Daniel Wyant. (Morgan, Thaddeus) (Entered: 12/21/2016) |
| 12/21/2016 | | TEXT–ONLY ORDER Granting <u>108</u> Ex Parte MOTION for Leave to File <i>to File Reply Brief That Exceeds Page Limitation – Issued by District Judge Judith E. Levy</i> . (FMos) (Entered: 12/21/2016) |
| 12/22/2016 | <u>109</u> | REPLY to Response re <u>45</u> MOTION to Change Venue filed by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter–Smith, Bradley Wurfel, Daniel Wyant. (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) (Morgan, Thaddeus) (Entered: 12/22/2016) |
| 12/28/2016 | <u>110</u> | ORDER Adopting Proposed Briefing Schedule on the Motions to Dismiss <u>65</u> . Signed by District Judge Judith E. Levy. (FMos) (Entered: 12/28/2016) |
| 01/02/2017 | <u>111</u> | NOTICE of Joinder/Concurrence in <u>45</u> MOTION to Change Venue filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Patrick Cook, Daniel Wyant by Robert Scott (Chartier–Mittendorf, Mary) (Entered: 01/02/2017) |
| 01/04/2017 | | Minute Entry for proceedings before District Judge Judith E. Levy: Motion Hearing held on 1/4/2017 re <u>45</u> MOTION to Change Venue filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Patrick Cook, Daniel Wyant. Disposition: Motion taken under advisement (Court Reporter: Janice Coleman) (FMos) (Entered: 01/04/2017) |
| 01/10/2017 | <u>112</u> | ORDER denying <u>78</u> Motion to reassign case. Signed by District Judge Judith E. Levy. (DPer) (Entered: 01/10/2017) |
| 01/23/2017 | <u>113</u> | OPINION AND ORDER Denying <u>45</u> Motion to Change Venue Without Prejudice. Signed by District Judge Judith E. Levy. (FMos) (Entered: 01/23/2017) |
| 01/30/2017 | <u>114</u> | NOTICE of Non–Party Fault by Veolia North America, LLC (Williams, Michael) (Entered: 01/30/2017) |
| 01/31/2017 | <u>115</u> | STIPULATED ORDER MODIFYING BRIEFING SCHEDULE ON MOTIONS TO DISMISS. Signed by District Judge Judith E. Levy. (TBan) (Entered: 01/31/2017) |
| 02/06/2017 | <u>116</u> | MOTION for Reconsideration re <u>113</u> Order on Motion to Change Venue by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter–Smith, Bradley Wurfel, Daniel Wyant. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit |

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| | | C) (Pattwell, Michael) (Entered: 02/06/2017) |
| 02/06/2017 | <u>117</u> | RESPONSE to <u>50</u> MOTION to Dismiss <i>Veolia North America LLC</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/06/2017 | <u>118</u> | RESPONSE to <u>59</u> MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Failure to State a Cause of Action Lockwood, Andrews & Newnam</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/06/2017 | <u>119</u> | Ex Parte MOTION for Leave to File Excess Pages by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/06/2017 | <u>120</u> | RESPONSE to <u>96</u> MOTION to Dismiss <i>Robert Scott</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/06/2017 | <u>121</u> | RESPONSE to <u>105</u> MOTION to Dismiss <i>Memorandum of Law, Certificate of Service Nancy Peeler</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/06/2017 | <u>122</u> | RESPONSE to <u>52</u> MOTION to Dismiss <i>City of Flint, Darnell Early, Gerald Ambrose, Howard Croft and Michael Glasgow</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/06/2017 | <u>123</u> | RESPONSE to <u>70</u> MOTION to Dismiss , <u>102</u> MOTION to Dismiss <i>Plaintiff's Complaint by MDEQ Employee Defendants, 69</i> MOTION to Dismiss <i>Wyant, Wurfel, Busch, Cook, Prysby, Shekter-Smith</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/06/2017 | <u>124</u> | RESPONSE to <u>103</u> MOTION to Dismiss <i>Under Fed. R. Civ. Proc. 12(b)(1) & (b)(6) State of Michigan, MDEQ, MDHHS, Snyder, Lyons, Wells</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 02/06/2017) |
| 02/07/2017 | <u>125</u> | Notice of Determination of Motion Without Oral Argument re <u>116</u> MOTION for Reconsideration re <u>113</u> Order on Motion to Change Venue (FMos) (Entered: 02/07/2017) |
| 02/09/2017 | | TEXT-ONLY ORDER Granting <u>119</u> Ex Parte MOTION for Leave to File Excess Pages filed by Shari Guertin, Diogenes Muse-Cleveland. Issued by District Judge Judith E. Levy. (FMos) (Entered: 02/09/2017) |
| 02/09/2017 | <u>126</u> | OPINION and ORDER Denying the <u>116</u> MDEQ Employee Defendants' Motion for Reconsideration. Signed by District Judge Judith E. Levy. (FMos) (Entered: 02/09/2017) |
| 02/15/2017 | <u>127</u> | Ex Parte MOTION for Leave to File Excess Pages by Bradley Wurfel. (Pattwell, Michael) (Entered: 02/15/2017) |
| 02/15/2017 | <u>128</u> | Ex Parte MOTION for Leave to File Excess Pages by Daniel Wyant. (Pattwell, Michael) (Entered: 02/15/2017) |
| 02/15/2017 | | TEXT-ONLY ORDER Granting re <u>127</u> Ex Parte MOTION for Leave to File Excess Pages filed by Bradley Wurfel, <u>128</u> Ex Parte MOTION for Leave to File Excess Pages filed by Daniel Wyant. Issued by District Judge Judith E. Levy. (FMos) (Entered: 02/15/2017) |
| 02/17/2017 | <u>129</u> | MOTION for Leave to File Excess Pages <i>for State Defendants' Reply Brief in Support of Their Motion to Dismiss</i> by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Larsen, Zachary) (Entered: 02/17/2017) |
| 02/17/2017 | | TEXT-ONLY ORDER Granting <u>129</u> MOTION for Leave to File Excess Pages <i>for State Defendants' Reply Brief in Support of Their Motion to Dismiss</i> filed by Nick Lyon, Michigan Department of Health and Human Services, Eden Wells, Michigan, State of, Richard Snyder, Michigan Department of Environmental Quality. Issued by District Judge Judith E. Levy. (FMos) (Entered: 02/17/2017) |
| 02/21/2017 | <u>130</u> | MOTION for Leave to File Excess Pages <i>by MDEQ Employees for Reply</i> by Stephen Busch, Patrick Cook, Michael Prysby, Liane Shekter-Smith. (Morgan, Thaddeus) (Entered: 02/21/2017) |

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| 02/21/2017 | <u>131</u> | Ex Parte MOTION for Leave to File Excess Pages by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Kim, William) (Entered: 02/21/2017) |
| 02/24/2017 | <u>132</u> | REPLY to Response re <u>59</u> MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Failure to State a Cause of Action</i> filed by Lockwood, Andrews & Newnam, Inc.. (Attachments: # <u>1</u> Exhibit A – Bagley v Homrich) (Kamenec, Robert) (Entered: 02/24/2017) |
| 02/24/2017 | <u>133</u> | REPLY to Response re <u>69</u> MOTION to Dismiss filed by Daniel Wyant. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B) (Pattwell, Michael) (Entered: 02/24/2017) |
| 02/24/2017 | <u>134</u> | REPLY to Response re <u>70</u> MOTION to Dismiss filed by Bradley Wurfel. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B) (Pattwell, Michael) (Entered: 02/24/2017) |
| 02/24/2017 | <u>135</u> | REPLY to Response re <u>102</u> MOTION to Dismiss <i>Plaintiff's Complaint by MDEQ Employee Defendants</i> filed by Stephen Busch, Patrick Cook, Michael Prysby, Liane Sheckter–Smith. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7) (Morgan, Thaddeus) (Entered: 02/24/2017) |
| 02/24/2017 | <u>136</u> | REPLY to Response re <u>103</u> MOTION to Dismiss <i>Under Fed. R. Civ. Proc. 12(b)(1) & (b)(6)</i> filed by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells. (Attachments: # <u>1</u> Exhibit) (Larsen, Zachary) (Entered: 02/24/2017) |
| 02/24/2017 | | TEXT–ONLY ORDER Granting <u>131</u> Ex Parte MOTION for Leave to File Excess Pages filed by Howard Croft, Flint, City of, Darnell Earley, Michael Glasgow, Gerald Ambrose, <u>130</u> MOTION for Leave to File Excess Pages by <i>MDEQ Employees for Reply</i> filed by Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Patrick Cook. Issued by District Judge Judith E. Levy. (FMos) (Entered: 02/24/2017) |
| 02/24/2017 | <u>137</u> | REPLY to Response re <u>105</u> MOTION to Dismiss <i>Memorandum of Law, Certificate of Service</i> filed by Nancy Peeler. (Attachments: # <u>1</u> Index of Exhibits INDEX OF EXHIBITS, # <u>2</u> Exhibit EXHIBIT 1) (Cafferty, Michael) (Entered: 02/24/2017) |
| 02/24/2017 | <u>138</u> | REPLY to Response re <u>52</u> MOTION to Dismiss filed by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Attachments: # <u>1</u> Exhibit Exhibit A) (Kim, William) (Entered: 02/24/2017) |
| 02/24/2017 | <u>139</u> | REPLY to Response re <u>50</u> MOTION to Dismiss filed by Veolia North America, LLC. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1 – Unpublished Authorities) (Williams, Michael) (Entered: 02/24/2017) |
| 02/28/2017 | <u>140</u> | ORDER of Attorney Substitution with stipulation. Attorney Barry A. Wolf for Gerald Ambrose added. Signed by District Judge Judith E. Levy. (SSch) (Entered: 03/01/2017) |
| 02/28/2017 | <u>141</u> | ORDER of Attorney Substitution with stipulation. Attorney Alexander S. Rusek for Howard Croft added. Signed by District Judge Judith E. Levy. (SSch) (Entered: 03/01/2017) |
| 02/28/2017 | <u>142</u> | ORDER of Attorney Substitution with stipulation. Attorney Todd Russell Perkins for Darnell Earley added. Signed by District Judge Judith E. Levy. (SSch) (Entered: 03/01/2017) |
| 02/28/2017 | <u>143</u> | ORDER of Attorney Substitution with stipulation. Attorney Brett T. Meyer for Michael Glasgow added. Signed by District Judge Judith E. Levy. (SSch) (Entered: 03/01/2017) |
| 03/15/2017 | <u>144</u> | NOTICE by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells re <u>103</u> MOTION to Dismiss <i>Under Fed. R. Civ. Proc. 12(b)(1) & (b)(6) for Supplemental Authority in Support of State Defendants' Motion to Dismiss</i> (Attachments: # <u>1</u> Exhibit A – Waid Opinion and Order) (Larsen, Zachary) (Entered: 03/15/2017) |

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| 03/20/2017 | <u>145</u> | ATTORNEY APPEARANCE: John S. Sawin appearing on behalf of Shari Guertin(as next friend of her child, E.B., a minor), Shari Guertin, Diogenes Muse–Cleveland (Sawin, John) (Entered: 03/20/2017) |
| 03/21/2017 | <u>146</u> | NOTICE of Non–Party Fault by Lockwood, Andrews & Newnam, Inc. (Erickson, Philip) (Entered: 03/21/2017) |
| 03/27/2017 | | Minute Entry for proceedings before District Judge Judith E. Levy: Motion Hearing held on 3/27/2017 re <u>70</u> MOTION to Dismiss filed by Bradley Wurfel, <u>52</u> MOTION to Dismiss filed by Howard Croft, Flint, City of, Darnell Earley, Michael Glasgow, Gerald Ambrose, <u>96</u> MOTION to Dismiss filed by Robert Scott, <u>105</u> MOTION to Dismiss <i>Memorandum of Law, Certificate of Service</i> filed by Nancy Peeler, <u>103</u> MOTION to Dismiss <i>Under Fed. R. Civ. Proc. 12(b)(1) & (b)(6)</i> filed by Nick Lyon, Michigan Department of Health and Human Services, Eden Wells, Michigan, State of, Richard Snyder, Michigan Department of Environmental Quality, <u>50</u> MOTION to Dismiss filed by Veolia North America, LLC, <u>102</u> MOTION to Dismiss <i>Plaintiff's Complaint by MDEQ Employee Defendants</i> filed by Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Patrick Cook, <u>59</u> MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction and Failure to State a Cause of Action</i> filed by Lockwood, Andrews & Newnam, Inc., <u>69</u> MOTION to Dismiss filed by Daniel Wyant. Disposition: Motions taken under advisement (Court Reporter: Peg Goodrich) (FMos) Modified on 3/30/2017 (FMos). (Entered: 03/28/2017) |
| 04/12/2017 | <u>147</u> | TRANSCRIPT of MOTIONS TO DISMISS held on March 27, 2017. (Court Reporter: Peg L. Goodrich) (Number of Pages: 80) The parties have 21 days to file with the court and Court Reporter a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 5/3/2017. Redacted Transcript Deadline set for 5/15/2017. Release of Transcript Restriction set for 7/11/2017. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Goodrich, P) (Entered: 04/12/2017) |
| 04/17/2017 | <u>148</u> | NOTICE of Appearance by Nikkiya Branch on behalf of Darnell Earley. (Branch, Nikkiya) (Entered: 04/17/2017) |
| 04/21/2017 | <u>149</u> | MOTION TO REASSIGN AS A COMPANION CASE by Veolia North America, LLC. (Attachments: # <u>1</u> Exhibit 1 – Unpublished Cases) (Williams, Michael) (Entered: 04/21/2017) |
| 04/24/2017 | | TEXT–ONLY ORDER Denying <u>149</u> MOTION TO REASSIGN AS A COMPANION CASE filed by Veolia North America, LLC. Issued by District Judge Judith E. Levy. (FMos) (Entered: 04/24/2017) |
| 05/23/2017 | <u>150</u> | NOTICE by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells re <u>103</u> MOTION to Dismiss <i>Under Fed. R. Civ. Proc. 12(b)(1) & (b)(6) for Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit 1 – Lake v. City of Southgate) (Larsen, Zachary) (Entered: 05/23/2017) |
| 06/05/2017 | <u>151</u> | OPINION AND ORDER Granting in Part and Denying in Part Defendants' Motions to Dismiss <u>50</u> , <u>52</u> , <u>59</u> , <u>69</u> , <u>70</u> , <u>96</u> , <u>102</u> , <u>103</u> , <u>105</u> – Signed by District Judge Judith E. Levy. (FMos) (Entered: 06/05/2017) |
| 06/08/2017 | <u>152</u> | ORDER Regarding Status Conference in All Flint Water Cases: (In–Person Status Conference set for 7/26/2017 at 1:00 PM in Courtroom 1 before District Judge Judith E. Levy) – Signed by District Judge Judith E. Levy. (FMos) (Entered: 06/08/2017) |
| 06/09/2017 | <u>153</u> | Emergency MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, by Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Bradley Wurfel, Daniel Wyant. (Attachments: # <u>1</u> Exhibit A) (Grashoff, Philip) (Entered: 06/09/2017) |
| 06/09/2017 | <u>154</u> | NOTICE of Joinder/Concurrence in <u>153</u> Emergency MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Daniel Wyant, <u>1</u> Complaint,, filed by Shari Guertin, Diogenes Muse–Cleveland by Nancy Peeler (Cafferty, Michael) (Entered: 06/09/2017) |

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| 06/09/2017 | | TEXT-ONLY ORDER Granting in Part and Denying in Part <u>153</u> Emergency MOTION for Extension of Time to File Answer. Defendants' Time to Answer the Complaint is Extended until July 6, 2017, unless a motion to amend the complaint is filed, in which case further relief may be sought. – Entered by District Judge Judith E. Levy. (FMos) (Entered: 06/09/2017) |
| 06/16/2017 | <u>155</u> | MOTION for Reconsideration re <u>151</u> Order on Motion to Dismiss,,,,,,, by Veolia North America, LLC. (Attachments: # <u>1</u> Exhibit A) (Bush, Cheryl) (Entered: 06/16/2017) |
| 06/19/2017 | <u>156</u> | STIPULATION to Extend Time to Answer by Lockwood, Andrews & Newnam, Inc. (Erickson, Philip) (Entered: 06/19/2017) |
| 06/19/2017 | <u>157</u> | NOTICE OF APPEAL by Nick Lyon, Eden Wells re <u>151</u> Order on Motion to Dismiss,,,,,,, Fee Status: No Fee Paid. (Larsen, Zachary) (Entered: 06/19/2017) |
| 06/19/2017 | <u>158</u> | NOTICE OF APPEAL by Flint, City of re <u>151</u> Order on Motion to Dismiss,,,,,,, Receipt No: 0645-6273972 – Fee: \$ 505 – Fee Status: Fee Paid. (Berg, Frederick) (Entered: 06/19/2017) |
| 06/19/2017 | <u>159</u> | MOTION for Reconsideration re <u>151</u> Order on Motion to Dismiss,,,,,,, by Daniel Wyant. (Attachments: # <u>1</u> Exhibit A (Unpublished Cases Cited in Brief)) (Pattwell, Michael) (Entered: 06/19/2017) |
| 06/19/2017 | <u>160</u> | MOTION for Reconsideration re <u>151</u> Order on Motion to Dismiss,,,,,,, by Lockwood, Andrews & Newnam, Inc.. (Attachments: # <u>1</u> Exhibit A – Unpublished cases) (Kamenec, Robert) (Entered: 06/19/2017) |
| 06/19/2017 | <u>161</u> | MOTION for Leave to File <i>First Amended Complaint</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A) (Sawin, John) (Entered: 06/19/2017) |
| 06/20/2017 | <u>162</u> | Certificate of Service re <u>157</u> Notice of Appeal. (LGra) (Entered: 06/20/2017) |
| 06/20/2017 | <u>163</u> | Certificate of Service re <u>158</u> Notice of Appeal. (LGra) (Entered: 06/20/2017) |
| 06/22/2017 | 164 | Appeal Fee received for <u>157</u> Notice of Appeal filed by Nick Lyon, Eden Wells in the amount of \$ \$505.00 – Receipt No. DET104822. (RBog) (Entered: 06/23/2017) |
| 06/23/2017 | <u>165</u> | MOTION to Consolidate Cases AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (Sawin, John) (Entered: 06/23/2017) |
| 06/26/2017 | <u>166</u> | Joint MOTION to Stay <i>Pending Appeal</i> by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of. (Attachments: # <u>1</u> Exhibit Exhibit A) (Kim, William) (Entered: 06/26/2017) |
| 06/28/2017 | <u>167</u> | NOTICE OF APPEAL by Michael Prysby, Bradley Wurfel, Liane Sheckter-Smith, Daniel Wyant, Stephen Busch re <u>151</u> Order on Motion to Dismiss,,,,,,, Receipt No: 0645-6288717 – Fee: \$ 505 – Fee Status: Fee Paid. (Morgan, Thaddeus) (Entered: 06/28/2017) |
| 06/28/2017 | <u>168</u> | Emergency MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, pursuant to this Court's Order of June 9, 2017, and Brief in Support by Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel, Daniel Wyant. (Grashoff, Philip) (Entered: 06/28/2017) |
| 06/28/2017 | <u>169</u> | MOTION to Stay by Nick Lyon, Eden Wells. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A – Lyon Felony Information, # <u>3</u> Exhibit B – Wells Felony Information) (Larsen, Zachary) (Entered: 06/28/2017) |
| 06/28/2017 | <u>170</u> | NOTICE of Joinder/Concurrence in <u>168</u> Emergency MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, pursuant to this Court's Order of June 9, 2017, and Brief in Support filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Daniel Wyant by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of (Kim, William) (Entered: 06/28/2017) |
| 06/28/2017 | <u>171</u> | ORDER Granting in Part MDEQ Employee Defendants' <u>168</u> Second Emergency Motion for Extension of Time to Respond to Plaintiffs' Complaint. (Refer to order for dates) Signed by District Judge Judith E. Levy. (SBur) (Entered: 06/28/2017) |

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| 06/29/2017 | <u>172</u> | Certificate of Service re <u>167</u> Notice of Appeal. (DAll) (Entered: 06/29/2017) |
| 06/29/2017 | <u>173</u> | Joint MOTION to Stay <i>Pending Appeal</i> by Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel, Daniel Wyant. (Barbieri, Charles) (Entered: 06/29/2017) |
| 06/29/2017 | <u>174</u> | NOTICE OF APPEAL by Nancy Peeler re <u>151</u> Order on Motion to Dismiss,,,,,,. Receipt No: 0645-6291228 - Fee: \$ 505 - Fee Status: Fee Paid. (Cafferty, Michael) (Entered: 06/29/2017) |
| 06/29/2017 | <u>175</u> | NOTICE by Robert Scott <i>NOTICE OF SUBSTITUTION OF COUNSEL</i> (Chartier-Mittendorf, Mary) (Entered: 06/29/2017) |
| 06/30/2017 | <u>176</u> | Certificate of Service re <u>174</u> Notice of Appeal. (DAll) (Entered: 06/30/2017) |
| 06/30/2017 | <u>177</u> | NOTICE of Joinder/Concurrence in <u>168</u> Emergency MOTION for Extension of Time to File Answer re <u>1</u> Complaint,, <i>pursuant to this Court's Order of June 9, 2017, and Brief in Support</i> filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Daniel Wyant by Nancy Peeler (Cafferty, Michael) (Entered: 06/30/2017) |
| 06/30/2017 | <u>178</u> | STIPULATION AND ORDER for Entry of Order Regarding Extension of Deadline for Governmental Defendants to Respond to Plaintiffs' <u>161</u> Motion for Leave to file First Amended Complaint and Plaintiffs' <u>165</u> Motion for Consolidation of Flint Water Cases and Appointment of Interim Class Counsel. (Response due by 7/14/2017) Signed by District Judge Judith E. Levy. (SBur) (Entered: 06/30/2017) |
| 06/30/2017 | <u>179</u> | RESPONSE to <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by Veolia North America, LLC. (Williams, Michael) (Entered: 06/30/2017) |
| 07/03/2017 | <u>180</u> | NOTICE OF APPEAL by Robert Scott. Receipt No: 0645-6294217 - Fee: \$ 505 - Fee Status: Fee Paid. (Chartier-Mittendorf, Mary) (Entered: 07/03/2017) |
| 07/05/2017 | <u>181</u> | Certificate of Service re <u>180</u> Notice of Appeal. (DAll) (Entered: 07/05/2017) |
| 07/05/2017 | <u>182</u> | RESPONSE to <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL</i> filed by Lockwood, Andrews & Newnam, Inc.. (Erickson, Philip) (Entered: 07/05/2017) |
| 07/07/2017 | <u>183</u> | RESPONSE to <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL</i> filed by Veolia North America, LLC. (Bush, Cheryl) (Entered: 07/07/2017) |
| 07/07/2017 | <u>184</u> | REPLY to Response re <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by All Plaintiffs. (Sawin, John) (Entered: 07/07/2017) |
| 07/10/2017 | <u>185</u> | [STRICKEN] RESPONSE to <u>166</u> Joint MOTION to Stay <i>Pending Appeal and Plaintiffs Motion for Certification of Appeal as Frivolous</i> filed by All Plaintiffs. (Prior, John) Modified on 8/10/2017 (SBur). (Entered: 07/10/2017) |
| 07/12/2017 | <u>186</u> | RESPONSE to <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL and Certificate of Service</i> filed by Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder. (Kuhl, Richard) (Entered: 07/12/2017) |
| 07/12/2017 | <u>187</u> | RESPONSE to <u>169</u> MOTION to Stay filed by All Plaintiffs. (Sawin, John) (Entered: 07/12/2017) |
| 07/13/2017 | <u>188</u> | RESPONSE to <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of. (Klein, Sheldon) (Entered: 07/13/2017) |
| 07/13/2017 | <u>189</u> | RESPONSE to <u>173</u> Joint MOTION to Stay <i>Pending Appeal</i> filed by All Plaintiffs. (Sawin, John) (Entered: 07/13/2017) |
| 07/14/2017 | <u>190</u> | RESPONSE to <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL and Certificate of Service</i> filed by Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel, Daniel Wyant. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3) (Grashoff, Philip) (Entered: 07/14/2017) |

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| 07/14/2017 | <u>191</u> | OPINION and ORDER Granting Defendant Veolia's <u>155</u> Motion for Reconsideration, Denying Defendant Wyant's <u>159</u> Motion for Reconsideration, and Granting Defendant Lockwood's <u>160</u> Motion for Reconsideration. Signed by District Judge Judith E. Levy. (SBur) (Entered: 07/14/2017) |
| 07/14/2017 | <u>192</u> | RESPONSE to <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel, Daniel Wyant. (Attachments: # <u>1</u> Exhibit A (Unpublished Cases Cited in Response)) (Pattwell, Michael) (Entered: 07/14/2017) |
| 07/14/2017 | <u>193</u> | RESPONSE to <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL</i> filed by Flint, City of. (Berg, Frederick) (Entered: 07/14/2017) |
| 07/14/2017 | <u>194</u> | REPLY to Response re <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL</i> filed by All Plaintiffs. (Sawin, John) (Entered: 07/14/2017) |
| 07/14/2017 | <u>195</u> | RESPONSE to <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL</i> filed by Robert Scott. (Chartier-Mittendorf, Mary) (Entered: 07/14/2017) |
| 07/17/2017 | <u>196</u> | REPLY to Response re <u>166</u> Joint MOTION to Stay <i>Pending Appeal</i> filed by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of. (Klein, Sheldon) (Entered: 07/17/2017) |
| 07/17/2017 | <u>197</u> | [STRICKEN] Joint MOTION to Strike <u>185</u> Response to Motion <i>and Motion for Certification of Appeal as Frivolous</i> by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of. (Klein, Sheldon) Modified on 8/10/2017 (SBur). (Entered: 07/17/2017) |
| 07/18/2017 | <u>198</u> | Amended MOTION to Strike <u>185</u> Response to Motion <i>Plaintiffs' Motion for Certification of Appeal as Frivolous</i> by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of. (Klein, Sheldon) (Entered: 07/18/2017) |
| 07/19/2017 | <u>199</u> | REPLY to Response re <u>169</u> MOTION to Stay filed by Nick Lyon, Eden Wells. (Bettenhausen, Margaret) (Entered: 07/19/2017) |
| 07/19/2017 | <u>200</u> | REPLY to Response re <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL</i> filed by All Plaintiffs. (Sawin, John) (Entered: 07/19/2017) |
| 07/20/2017 | <u>201</u> | REPLY to Response re <u>173</u> Joint MOTION to Stay <i>Pending Appeal</i> filed by Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel, Daniel Wyant. (Barbieri, Charles) (Entered: 07/20/2017) |
| 07/20/2017 | <u>202</u> | REPLY to Response re <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by All Plaintiffs. (Sawin, John) (Entered: 07/20/2017) |
| 07/21/2017 | <u>203</u> | REPLY to Response re <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by All Plaintiffs. (Sawin, John) (Entered: 07/21/2017) |
| 07/24/2017 | <u>204</u> | CERTIFICATE OF SERVICE re <u>165</u> MOTION to Consolidate Cases <i>AND APPOINTMENT OF INTERIM LEAD CLASS COUNSEL</i> by All Plaintiffs (Sawin, John) (Entered: 07/24/2017) |
| 07/25/2017 | <u>205</u> | MEMORANDUM <i>GUERTIN PLAINTIFFS PROPOSED AGENDA FOR JULY 26, 2017 STATUS CONFERENCE IN ALL FLINT WATER CASES, AND PROPOSED DISCOVERY PLAN AND SCHEDULING ORDER</i> by All Plaintiffs (Sawin, John) (Entered: 07/25/2017) |
| 07/25/2017 | <u>206</u> | CERTIFICATE OF SERVICE re <u>205</u> Memorandum by All Plaintiffs (Sawin, John) (Entered: 07/25/2017) |
| 07/26/2017 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 7/26/2017. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 07/26/2017) |
| 07/27/2017 | <u>207</u> | ORDER Granting In Part the Waid Motion for Consolidation of the Class Actions, Appointment of Interim Co-Lead Class Counsel, and Appointment of Liaison Counsel for the Individual Actions [Case No. 16-cv-10444, Dkt. 136], Denying the Guertin |

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| | | Motion to Consolidate Cases [Case No. 16–cv–12412, Dkt. 165], Holding in Abyeance Briefing in All Non–Class Action Flint Water Cases, and Setting Dates. (Refer to Order for Dates) Signed by District Judge Judith E. Levy. (SBur) (Entered: 07/27/2017) |
| 08/10/2017 | <u>208</u> | ORDER Granting the Flint Defendants' <u>198</u> Amended Motion to Strike Plaintiffs' Response to the Flint Defendants' Motion to Stay. (Amended Response due by 8/17/2017) Signed by District Judge Judith E. Levy. (SBur) (Entered: 08/10/2017) |
| 08/10/2017 | <u>209</u> | RESPONSE to <u>166</u> Joint MOTION to Stay <i>Pending Appeal Plaintiffs' Amended Brief in Opposition to City Defendants' Joint Motion to Stay Proceedings</i> filed by All Plaintiffs. (Hart, Steven) (Entered: 08/10/2017) |
| 08/24/2017 | <u>210</u> | REPLY to Response re <u>166</u> Joint MOTION to Stay <i>Pending Appeal</i> filed by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of. (Attachments: # <u>1</u> Exhibit A (Unpublished Cases)) (Kim, William) (Entered: 08/24/2017) |
| 08/24/2017 | <u>211</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>167</u> Notice of Appeal filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Daniel Wyant [Appeal Case Number 17–1699] (Ahmed, N) (Entered: 08/25/2017) |
| 09/11/2017 | <u>212</u> | ORDER Regarding Second Status Conference in All Flint Water Cases – (In–Person Status Conference set for 10/25/2017 at 2:00 PM before District Judge Judith E. Levy) in Courtroom 1 – Signed by District Judge Judith E. Levy. (SBur) (Entered: 09/11/2017) |
| 10/20/2017 | <u>213</u> | AGENDA for October 25, 2017 Status Conference. (SBur) (Entered: 10/20/2017) |
| 10/25/2017 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 10/25/2017. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 10/25/2017) |
| 10/27/2017 | <u>214</u> | ORDER Regarding Issues Discussed at the October 25, 2017 Status Conference – (In–Person Status Conference set for 11/15/2017 at 10:00 AM before District Judge Judith E. Levy) – in Courtroom 1 – Signed by District Judge Judith E. Levy. (SBur) (Entered: 10/27/2017) |
| 10/30/2017 | <u>215</u> | OPINION and ORDER Granting Defendants' Motions to Stay. Signed by District Judge Judith E. Levy. (SBur) (Entered: 10/30/2017) |
| 10/30/2017 | <u>216</u> | NOTICE by Nick Lyon, Michigan Department of Environmental Quality, Michigan Department of Health and Human Services, Michigan, State of, Richard Snyder, Eden Wells of <i>Screening Device</i> (Kuhl, Richard) (Entered: 10/30/2017) |
| 11/09/2017 | <u>217</u> | AGENDA for November 15, 2017 Status Conference. Signed by District Judge Judith E. Levy. (SBur) (Entered: 11/09/2017) |
| 11/15/2017 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 11/15/2017. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 11/15/2017) |
| 11/16/2017 | <u>218</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>180</u> Notice of Appeal filed by Robert Scott [Appeal Case Number 17–1698/17–1699] (Krause, S) (Entered: 11/16/2017) |
| 11/17/2017 | <u>219</u> | ORDER Regarding Issues Discussed at the November 15, 2017 Status Conference – (In–Person Status Conference set for 1/4/2018 at 2:00 PM before District Judge Judith E. Levy) – in Courtroom 1 – Signed by District Judge Judith E. Levy. (SBur) (Entered: 11/17/2017) |
| 11/17/2017 | <u>220</u> | SUPPLEMENTAL BRIEF re <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> filed by Shari Guertin(as next friend of her child, E.B., a minor), Shari Guertin, Diogenes Muse–Cleveland. (Sawin, John) (Entered: 11/17/2017) |
| 12/07/2017 | | Set Deadlines/Hearings: In–Person Status Conference reset for 1/11/2018 at 11:00 AM before District Judge Judith E. Levy. (SBur) (Entered: 12/07/2017) |
| 12/27/2017 | <u>221</u> | AGENDA for January 11, 2018 Status Conference. Signed by District Judge Judith E. Levy. (SBur) (Entered: 12/27/2017) |

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| 01/09/2018 | <u>222</u> | NOTICE of Intent to Appoint Senator Carl Levin and Former Wayne County Chief Judge Pro Tem Pamela Harwood as Facilitative Mediators Pursuant to E.D. Mich Local R. 16.4 – Entered by District Judge Judith E. Levy. (SBur) (Entered: 01/09/2018) |
| 01/10/2018 | <u>223</u> | CORRECTED NOTICE of Intent to Appoint Senator Carl Levin and Former Wayne County Chief Judge Pro Tem Pamela Harwood as Facilitative Mediators Pursuant to E.D. Mich Local R. 16.4 – Signed by District Judge Judith E. Levy. (SBur) (Entered: 01/10/2018) |
| 01/11/2018 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 1/11/2018. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 01/11/2018) |
| 01/12/2018 | <u>224</u> | ORDER Regarding Matters Discussed at the January 11, 2018 Status Conference – (In–Person Status Conference set for 2/20/2018 at 11:00 AM before District Judge Judith E. Levy) – in Courtroom 1 – Signed by District Judge Judith E. Levy. (SBur) (Entered: 01/12/2018) |
| 01/30/2018 | <u>225</u> | MOTION to Stay <i>Application of Amended Order Establishing Procedures Regarding Master and Short–Form Complaints</i> by Shari Guertin(as next friend of her child, E.B., a minor). (Hart, Steven) (Entered: 01/30/2018) |
| 02/02/2018 | <u>226</u> | SUPPLEMENTAL BRIEF re <u>225</u> MOTION to Stay <i>Application of Amended Order Establishing Procedures Regarding Master and Short–Form Complaints</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A) (Sawin, John) (Entered: 02/02/2018) |
| 02/13/2018 | <u>227</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>180</u> Notice of Appeal filed by Robert Scott [Appeal Case Number 17–1698/17–1699] (SKra) (Entered: 02/13/2018) |
| 02/20/2018 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 2/20/2018. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 02/20/2018) |
| 02/22/2018 | <u>228</u> | NOTICE TO APPEAR: In–Person Status Conference set for 4/5/2018 at 11:00 AM before District Judge Judith E. Levy in Courtroom 1. (SBur) (Entered: 02/22/2018) |
| 02/27/2018 | | Set Deadlines/Hearings: In–Person Status Conference reset for 4/16/2018 at 2:00 PM before District Judge Judith E. Levy. (SBur) (Entered: 02/27/2018) |
| 04/12/2018 | <u>229</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>167</u> Notice of Appeal filed by Bradley Wurfel, Stephen Busch, Michael Prysby, Liane Sheckter–Smith, Daniel Wyant [Appeal Case Number 17–1699] (DWor) (Entered: 04/12/2018) |
| 04/12/2018 | <u>231</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>157</u> Notice of Appeal filed by Nick Lyon, Eden Wells [Appeal Case Number 17–1698/17–1699/17–1745/17–1752/17–1769] (DWor) (Entered: 04/25/2018) |
| 04/16/2018 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 4/16/2018. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 04/16/2018) |
| 04/17/2018 | <u>230</u> | NOTICE TO APPEAR: In–Person Status Conference set for 6/18/2018 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 04/17/2018) |
| 05/23/2018 | <u>232</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>157</u> Notice of Appeal filed by Nick Lyon, Eden Wells [Appeal Case Number 17–1698/17–1699/17–1745/17–1752/17–1769] (DWor) (Entered: 05/23/2018) |
| 06/15/2018 | <u>233</u> | ATTORNEY APPEARANCE: Paul T. Geske appearing on behalf of All Plaintiffs (Geske, Paul) (Entered: 06/15/2018) |
| 06/18/2018 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 6/18/2018. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 06/18/2018) |
| 06/19/2018 | <u>234</u> | NOTICE TO APPEAR: In–Person Status Conference set for 9/12/2018 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 06/19/2018) |
| 09/12/2018 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 9/12/2018. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 09/12/2018) |

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| 09/17/2018 | <u>235</u> | NOTICE TO APPEAR: In-Person Status Conference set for 11/7/2018 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 09/17/2018) |
| 09/25/2018 | <u>236</u> | Ex Parte MOTION for Withdrawal of Attorney Stacy Erwin Oakes by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Kim, William) (Entered: 09/25/2018) |
| 10/01/2018 | <u>237</u> | ORDER Granting <u>236</u> Ex Parte Motion to Withdraw. Signed by District Judge Judith E. Levy. (SBur) (Entered: 10/01/2018) |
| 11/07/2018 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 11/7/2018. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 11/07/2018) |
| 11/13/2018 | <u>238</u> | NOTICE TO APPEAR: In-Person Status Conference set for 2/6/2019 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 11/13/2018) |
| 01/02/2019 | <u>239</u> | NOTICE of Change of Address/Contact Information by John A.K. Grunert on behalf of Veolia North America, LLC. (Grunert, John) (Entered: 01/02/2019) |
| 01/04/2019 | <u>240</u> | OPINION from U.S. Court of Appeals – Sixth Circuit [Appeal Case Number 17–1698/17–1699/17–1745/17–1752/17–1769] (SKra) (Entered: 01/07/2019) |
| 01/28/2019 | <u>241</u> | MANDATE from U.S. Court of Appeals – Sixth Circuit as to <u>240</u> Appeal Order/Opinion/Judgment [Appeal Case Number 17–1698/17–1752/17–1769] (SKra) (Entered: 01/29/2019) |
| 02/06/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 2/6/2019. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 02/06/2019) |
| 02/07/2019 | <u>242</u> | MOTION for Withdrawal of Attorney Todd R. Mendel by Richard Snyder. (Attachments: # <u>1</u> Exhibit A) (Mendel, Todd) (Entered: 02/07/2019) |
| 02/08/2019 | <u>243</u> | NOTICE TO APPEAR: In-Person Status Conference set for 3/12/2019 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 02/08/2019) |
| 02/08/2019 | <u>244</u> | NOTICE by All Plaintiffs of withdrawal of <u>161</u> MOTION for Leave to File <i>First Amended Complaint</i> . (Sawin, John) (Entered: 02/08/2019) |
| 02/13/2019 | <u>245</u> | ORDER granting <u>242</u> Motion for withdrawal of attorney. Signed by District Judge Judith E. Levy. (DPer) (Entered: 02/13/2019) |
| 03/08/2019 | <u>246</u> | ORDER from U.S. Court of Appeals – Sixth Circuit [Appeal Case Number 17–1745] (DWor) (Entered: 03/08/2019) |
| 03/12/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 3/12/2019. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 03/12/2019) |
| 03/14/2019 | <u>247</u> | NOTICE TO APPEAR: In-Person Status Conference set for 5/15/2019 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 03/14/2019) |
| 04/03/2019 | <u>248</u> | ORDER of Attorney Withdrawal. Signed by District Judge Judith E. Levy. (SSch) (Entered: 04/03/2019) |
| 04/26/2019 | <u>249</u> | ANSWER to Complaint with Affirmative Defenses with Jury Demand by Lockwood, Andrews & Newnam, Inc.. (Erickson, Philip) (Entered: 04/26/2019) |
| 04/26/2019 | <u>250</u> | STATEMENT of DISCLOSURE of CORPORATE AFFILIATIONS and FINANCIAL INTEREST by Lockwood, Andrews & Newnam, Inc. identifying Corporate Parent Leo A Daly Company for Lockwood, Andrews & Newnam, Inc.. (Erickson, Philip) (Entered: 04/26/2019) |
| 05/15/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 5/15/2019. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 05/15/2019) |
| 05/16/2019 | <u>252</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>180</u> Notice of Appeal filed by Robert Scott [Appeal Case Number 17–1699/17–1745] (SKra) (Entered: 05/20/2019) |

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| 05/20/2019 | <u>251</u> | NOTICE TO APPEAR: In-Person Status Conference set for 6/19/2019 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 05/20/2019) |
| 05/24/2019 | <u>253</u> | MANDATE from U.S. Court of Appeals – Sixth Circuit as to <u>240</u> Appeal Order/Opinion/Judgment [Appeal Case Number 17–1699] (SKra) (Entered: 05/28/2019) |
| 05/24/2019 | <u>256</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>180</u> Notice of Appeal filed by Robert Scott [Appeal Case Number 17–1699] (SKra) (Entered: 05/31/2019) |
| 05/29/2019 | <u>254</u> | ORDER from U.S. Court of Appeals – Sixth Circuit re <u>180</u> Notice of Appeal filed by Robert Scott [Appeal Case Number 17–1745/17–1699] (DWor) (Entered: 05/30/2019) |
| 05/29/2019 | <u>255</u> | MANDATE from U.S. Court of Appeals – Sixth Circuit as to <u>180</u> Notice of Appeal filed by Robert Scott [Appeal Case Number 17–1699/17–1745] (DWor) (Entered: 05/30/2019) |
| 06/19/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 6/19/2019. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 06/19/2019) |
| 06/21/2019 | <u>257</u> | NOTICE TO APPEAR: In-Person Status Conference set for 8/7/2019 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 06/21/2019) |
| 07/19/2019 | <u>258</u> | NOTICE of Appearance by T. Santino Mateo on behalf of Darnell Earley. (Mateo, T.) (Entered: 07/19/2019) |
| 07/30/2019 | <u>259</u> | MOTION for Withdrawal of Attorney John A.K. Grunert by Veolia North America, LLC. (Grunert, John) (Entered: 07/30/2019) |
| 07/31/2019 | <u>260</u> | ANSWER to Complaint with Affirmative Defenses with Jury Demand by Gerald Ambrose. (Wolf, Barry) (Entered: 07/31/2019) |
| 08/02/2019 | <u>261</u> | ANSWER to Complaint with Affirmative Defenses with Jury Demand by Darnell Earley. (Attachments: # <u>1</u> Document Continuation Affirmative Defenses) (Mateo, T.) (Entered: 08/02/2019) |
| 08/02/2019 | <u>262</u> | ANSWER to Complaint with Affirmative Defenses <i>and Reliance on Plaintiffs' Jury Demand</i> by Stephen Busch. (Grashoff, Philip) (Entered: 08/02/2019) |
| 08/02/2019 | <u>263</u> | ANSWER to Complaint with Affirmative Defenses with Jury Demand by Howard Croft. (Rusek, Alexander) (Entered: 08/02/2019) |
| 08/02/2019 | <u>264</u> | ANSWER to Complaint with Affirmative Defenses by Flint, City of. (Klein, Sheldon) (Entered: 08/02/2019) |
| 08/02/2019 | <u>265</u> | ANSWER to Complaint with Affirmative Defenses <i>and Reliance on Plaintiffs' Jury Demand</i> by Michael Prysby. (Barbieri, Charles) (Entered: 08/02/2019) |
| 08/02/2019 | <u>266</u> | ANSWER to Complaint with Affirmative Defenses <i>and Reliance on Plaintiffs' Jury Demand</i> by Liane Sheckter–Smith. (Morgan, Thaddeus) (Entered: 08/02/2019) |
| 08/02/2019 | <u>267</u> | ANSWER to Complaint with Affirmative Defenses with Jury Demand by Bradley Wurfel. (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) (Pattwell, Michael) (Entered: 08/02/2019) |
| 08/05/2019 | <u>268</u> | ORDER granting <u>259</u> Motion to withdraw appearance. Signed by District Judge Judith E. Levy. (DPer) (Entered: 08/05/2019) |
| 08/07/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 8/7/2019. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 08/07/2019) |
| 08/12/2019 | <u>269</u> | NOTICE TO APPEAR: In-Person Status Conference set for 9/25/2019 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 08/12/2019) |
| 08/19/2019 | <u>272</u> | CERTIFICATE OF SERVICE of petition for a writ of certiorari by Cockle Legal Briefs (DPer) (Entered: 08/26/2019) |

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| 08/20/2019 | <u>270</u> | LETTER from the US Supreme Court that a petition for writ of certiorari was filed on 8/14/2019. [Supreme Court Case Number: 19-205] [Court of Appeals Case Number: 17-1698,17-1699, 17-1745, 17-1752, 17-1769] (SKra) (Entered: 08/21/2019) |
| 08/21/2019 | <u>271</u> | AMENDED ANSWER to Complaint with Affirmative Defenses with Jury Demand by Darnell Earley. (Attachments: # <u>1</u> Document Continuation Affirmative Defenses) (Mateo, T.) (Entered: 08/21/2019) |
| 09/18/2019 | <u>273</u> | ORDER Regarding Briefing Schedule. Signed by District Judge Judith E. Levy. (SBur) (Entered: 09/18/2019) |
| 09/20/2019 | <u>274</u> | LETTER from the US Supreme Court that a petition for writ of certiorari was filed on 9/13/19. [Supreme Court Case Number: 19-350] [Court of Appeals Case Number: 17-1745/17-1698/17-1699/17-1752/17-1769] (DWor) (Entered: 09/20/2019) |
| 09/25/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 9/25/2019. (Court Reporter: Jeseca Eddington) (SBur) (Entered: 09/25/2019) |
| 09/27/2019 | <u>275</u> | NOTICE TO APPEAR: In-Person Status Conference set for 11/6/2019 at 2:00 PM before District Judge Judith E. Levy – in Courtroom 1. (SBur) (Entered: 09/27/2019) |
| 10/31/2019 | <u>276</u> | NOTICE of Non-Party Fault by Stephen Busch, Michael Prysby, Liane Sheckter-Smith, Bradley Wurfel (Barbieri, Charles) (Entered: 10/31/2019) |
| 11/06/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 11/6/2019 (Court Reporter: Jeseca Eddington) (WBar) (Entered: 11/10/2019) |
| 11/10/2019 | <u>277</u> | NOTICE TO APPEAR: Status Conference set for 12/10/2019 02:00 PM before District Judge Judith E. Levy (WBar) (Entered: 11/10/2019) |
| 11/25/2019 | <u>278</u> | STATEMENT of DISCLOSURE of CORPORATE AFFILIATIONS and FINANCIAL INTEREST by Veolia North America, LLC (Devine, Alaina) (Entered: 11/25/2019) |
| 12/10/2019 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 12/10/2019 (Court Reporter: Darlene May) (WBar) (Entered: 12/10/2019) |
| 12/15/2019 | <u>279</u> | NOTICE TO APPEAR: Status Conference set for 1/22/2020 02:00 PM before District Judge Judith E. Levy (WBar) (Entered: 12/15/2019) |
| 01/08/2020 | <u>280</u> | NOTICE by Shari Guertin(as next friend of her child, E.B., a minor), Shari Guertin, Diogenes Muse-Cleveland <i>Response to Court's Order to Show Cause</i> (Hart, Steven) (Entered: 01/08/2020) |
| 01/10/2020 | <u>281</u> | MOTION for Withdrawal of Attorney Zachary C. Larsen by Nick Lyon, Richard Snyder, Eden Wells. (Attachments: # <u>1</u> Exhibit A-Proposed Order) (Larsen, Zachary) (Entered: 01/10/2020) |
| 01/14/2020 | <u>282</u> | ORDER granting <u>281</u> Motion to Withdraw as Attorney.. Signed by District Judge Judith E. Levy. (WBar) (Entered: 01/14/2020) |
| 01/21/2020 | <u>283</u> | LETTER from the US Supreme Court denying the petition for writ of certiorari [Supreme Court Case Number: 19-350] [Court of Appeals Case Number: 17-1745/17-1699] (SKra) (Entered: 01/22/2020) |
| 01/21/2020 | <u>284</u> | LETTER from the US Supreme Court denying the petition for writ of certiorari [Supreme Court Case Number: 19-205] [Court of Appeals Case Number: 17-1698/17-1699/17-1745/17-1752/17/1769] (SKra) (Entered: 01/23/2020) |
| 01/22/2020 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 1/22/2020 (Court Reporter: Darlene May) (WBar) (Entered: 01/24/2020) |
| 01/25/2020 | <u>285</u> | NOTICE TO APPEAR: Status Conference set for 3/11/2020 02:00 PM before District Judge Judith E. Levy (WBar) (Entered: 01/25/2020) |
| 02/06/2020 | <u>286</u> | NOTICE of Change of Address/Contact Information by Wayne Brian Mason on behalf of Lockwood, Andrews & Newnam, Inc.. (Mason, Wayne) (Entered: 02/06/2020) |

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| 03/11/2020 | | Minute Entry for proceedings before District Judge Judith E. Levy: Status Conference held on 3/11/2020 (Court Reporter: Jeseca Eddington) (WBar) (Entered: 03/11/2020) |
| 03/12/2020 | | Set Deadlines/Hearings: In-Person Status Conference set for 4/15/2020 03:00 PM before District Judge Judith E. Levy (WBar) (Entered: 03/12/2020) |
| 04/13/2020 | <u>287</u> | MOTION for Withdrawal of Attorney Reed E. Eriksson by Gerald Ambrose, Howard Croft, Darnell Earley, Flint, City of, Michael Glasgow. (Eriksson, Reed) (Entered: 04/13/2020) |
| 04/13/2020 | <u>288</u> | NOTICE FOR APRIL 15, 2020 STATUS CONFERENCE (WBar) (Entered: 04/13/2020) |
| 04/15/2020 | | Minute Entry for proceedings before District Judge Judith E. Levy: Video/Telephone Status Conference held on 4/15/2020, (Video/Telephone Status Conference set for 5/20/2020 02:00 PM before District Judge Judith E. Levy)(See Case No. 16-10444 for video conference access information). (Court Reporter: Jeseca Eddington) (WBar) (Entered: 04/16/2020) |
| 04/16/2020 | | TEXT-ONLY ORDER Granting <u>287</u> MOTION for Withdrawal of Attorney Reed E. Eriksson filed by Howard Croft, Flint, City of, Darnell Earley, Michael Glasgow, Gerald Ambrose. Signed by District Judge Judith E. Levy. (WBar) (Entered: 04/16/2020) |
| 05/20/2020 | | Minute Entry for proceedings before District Judge Judith E. Levy: Video Status Conference held on 5/20/2020, (Next Video Status Conference set for 6/24/2020 03:00 PM before District Judge Judith E. Levy)(See Case No. 16-10444 for video conference access information) (Court Reporter: Jeseca Eddington) (WBar) (Entered: 05/21/2020) |