

**U.S. District Court
Eastern District of Michigan (Bay City)
CIVIL DOCKET FOR CASE #: 1:19-cv-12470-TLL-PTM**

Human Rights Defense Center v. Winn et al
Assigned to: District Judge Thomas L. Ludington
Referred to: Magistrate Judge Patricia T. Morris
Cause: 28:2201 Injunction

Date Filed: 08/22/2019
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Human Rights Defense Center

represented by **Daniel E. Manville**
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V.

Defendant

O'Bell Winn
TERMINATED: 01/06/2020

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Defendant

Heidi Washington

represented by **Cori E. Barkman**
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Jennifer A. Foster
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ATTORNEY TO BE NOTICED

Defendant

Bonita Hoffner

TERMINATED: 01/06/2020

represented by **Cori E. Barkman**
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Jennifer A. Foster
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Defendant

Willie Smith

TERMINATED: 01/06/2020

represented by **Cori E. Barkman**
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Jennifer A. Foster
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ATTORNEY TO BE NOTICED

Defendant

Carmen Palmer

TERMINATED: 01/06/2020

represented by **Cori E. Barkman**
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Jennifer A. Foster
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Does 1-30

TERMINATED: 01/06/2020

Date Filed	#	Docket Text
08/22/2019	<u>1</u>	COMPLAINT filed by Human Rights Defense Center against All Defendants with Jury Demand. Plaintiff requests summons issued. Receipt No: 0645-7374935 – Fee: \$ 400. County of 1st Plaintiff: Palm Beach County, Florida – County Where Action Arose: Saginaw – County of 1st Defendant: Saginaw. [Previously dismissed case: No] [Possible companion case(s): None] (Pauwels, Andrew) (Entered: 08/22/2019)
08/22/2019	<u>2</u>	NOTICE of Appearance by Rian Cierra Dawson on behalf of Human Rights Defense Center. (Dawson, Rian) (Entered: 08/22/2019)

08/22/2019	<u>3</u>	MOTION for Preliminary Injunction by Human Rights Defense Center. (Attachments: # <u>1</u> Exhibit A – Declaration of Paul Wright) (Pauwels, Andrew) (Entered: 08/22/2019)
08/22/2019	<u>4</u>	Notice of Corrected Judicial Assignment due to Clerical Error: Reassigned from * District Judge Matthew F. Leitman* and *Magistrate Judge David R. Grand* to District Judge Thomas L. Ludington and Magistrate Judge Patricia T. Morris (SSch) (Entered: 08/22/2019)
08/22/2019	<u>5</u>	STATEMENT of DISCLOSURE of CORPORATE AFFILIATIONS and FINANCIAL INTEREST by Human Rights Defense Center identifying Corporate Parent Human Rights Defense Center for Human Rights Defense Center. (Dawson, Rian) (Entered: 08/22/2019)
08/22/2019	<u>6</u>	SUMMONS Issued for *Bonita Hoffner, Carmen Palmer, Willie Smith, Heidi Washington, O'Bell Winn* (SKra) (Entered: 08/22/2019)
08/22/2019		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 (SKra) (Entered: 08/22/2019)
08/22/2019		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 (SKra) (Entered: 08/22/2019)
08/28/2019	<u>7</u>	CERTIFICATE of Service/Summons Returned Executed. All Plaintiffs. (Manville, Daniel) (Entered: 08/28/2019)
08/28/2019	<u>8</u>	SUMMONS Issued for *Bonita Hoffner, Carmen Palmer, Willie Smith, Heidi Washington, O'Bell Winn* (SKra) (Entered: 08/28/2019)
08/28/2019	<u>9</u>	ATTORNEY APPEARANCE: Daniel E. Manville appearing on behalf of Human Rights Defense Center (Manville, Daniel) (Entered: 08/28/2019)
08/28/2019	<u>10</u>	NOTICE by Human Rights Defense Center re <u>7</u> Certificate of Service/Summons Returned Executed <i>withdraw</i> (Manville, Daniel) (Entered: 08/28/2019)
08/28/2019	<u>11</u>	CERTIFICATE of Service/Summons Returned Executed. Heidi Washington served on 8/28/2019, answer due 9/18/2019. (Manville, Daniel) (Entered: 08/28/2019)
08/29/2019	<u>12</u>	CERTIFICATE of Service/Summons Returned Executed. Carmen Palmer served on 8/24/2019, answer due 9/16/2019. (Dawson, Rian) (Entered: 08/29/2019)
08/30/2019	<u>13</u>	CERTIFICATE of Service/Summons Returned Executed. O'Bell Winn served on 8/26/2019, answer due 9/16/2019. (Dawson, Rian) (Entered: 08/30/2019)
09/10/2019	<u>14</u>	NOTICE of Appearance by Cori E. Barkman on behalf of Bonita Hoffner, Heidi Washington, O'Bell Winn. (Barkman, Cori) (Entered: 09/10/2019)
09/10/2019	<u>15</u>	WAIVER OF SERVICE Returned Executed. Bonita Hoffner waiver sent on 8/24/2019, answer due 10/23/2019; Heidi Washington waiver sent on 8/28/2019, answer due 10/28/2019; O'Bell Winn waiver sent on 8/26/2019, answer due 10/25/2019. (Barkman, Cori) (Entered: 09/10/2019)
09/11/2019	<u>16</u>	WAIVER OF SERVICE Returned Executed. (Barkman, Cori) (Entered: 09/11/2019)
09/11/2019	<u>17</u>	NOTICE of Appearance by Cori E. Barkman on behalf of Carmen Palmer. (Barkman, Cori) (Entered: 09/11/2019)
09/11/2019	<u>18</u>	STIPULATED ORDER to Extend Time for Defendants (Bonita Hoffner, Heidi Washington, O'Bell Winn) to Respond re <u>1</u> Complaint and <u>3</u> MOTION for Preliminary Injunction. Signed by District Judge Thomas L. Ludington. (KWin) (Entered: 09/11/2019)
09/27/2019	<u>19</u>	CERTIFICATE of Service/Summons Returned Executed. Willie Smith served on 9/25/2019, answer due 10/16/2019. (Dawson, Rian) (Entered: 09/27/2019)
09/30/2019	<u>20</u>	NOTICE of Appearance by Cori E. Barkman on behalf of Willie Smith. (Barkman, Cori) (Entered: 09/30/2019)

10/07/2019	<u>21</u>	STIPULATED ORDER to Set Deadline for Defendants (Carmen Palmer and Willie Smith) to Respond to Complaint and Motion. (Response to <u>1</u> Complaint due by 10/18/2019), (Defendants' Response for <u>3</u> MOTION for Preliminary Injunction due by 10/18/2019.) Signed by District Judge Thomas L. Ludington. (KWin) (Entered: 10/07/2019)
10/18/2019	<u>22</u>	MOTION to Dismiss <i>with Brief in Support</i> by Bonita Hoffner, Carmen Palmer, Willie Smith, Heidi Washington, O'Bell Winn. (Barkman, Cori) (Entered: 10/18/2019)
10/18/2019	<u>23</u>	RESPONSE to <u>3</u> MOTION for Preliminary Injunction filed by Bonita Hoffner, Carmen Palmer, Willie Smith, Heidi Washington, O'Bell Winn. (Barkman, Cori) (Entered: 10/18/2019)
10/23/2019	<u>24</u>	AMENDED COMPLAINT with Jury Demand filed by Human Rights Defense Center against All Defendants. NO NEW PARTIES ADDED. (Pauwels, Andrew) (Entered: 10/23/2019)
10/24/2019	<u>25</u>	NOTICE of Appearance by Jennifer A. Foster on behalf of Bonita Hoffner, Carmen Palmer, Willie Smith, Heidi Washington, O'Bell Winn. (Foster, Jennifer) (Entered: 10/24/2019)
10/31/2019	<u>26</u>	NOTICE OF HEARING on <u>3</u> MOTION for Preliminary Injunction. Motion Hearing set for 12/4/2019 at 2:00 PM before District Judge Thomas L. Ludington. (KWin) (Entered: 10/31/2019)
10/31/2019	<u>27</u>	NOTICE OF HEARING on <u>22</u> MOTION to Dismiss <i>with Brief in Support</i> . Accelerated Response due by 11/6/2019; Accelerated Reply due by 11/18/2019; Motion Hearing set for 12/4/2019 at 2:00 PM before District Judge Thomas L. Ludington. (KWin) (Entered: 10/31/2019)
11/01/2019	<u>28</u>	REPLY to Response re <u>3</u> MOTION for Preliminary Injunction filed by Human Rights Defense Center. (Pauwels, Andrew) (Entered: 11/01/2019)
11/06/2019	<u>29</u>	RESPONSE to <u>22</u> MOTION to Dismiss <i>with Brief in Support</i> filed by Human Rights Defense Center. (Attachments: # <u>1</u> Exhibit 1 – Notice Regarding Prisoner Mail) (Pauwels, Andrew) (Entered: 11/06/2019)
11/18/2019	<u>30</u>	REPLY to Response re <u>22</u> MOTION to Dismiss <i>with Brief in Support</i> filed by Bonita Hoffner, Carmen Palmer, Willie Smith, Heidi Washington, O'Bell Winn. (Barkman, Cori) (Entered: 11/18/2019)
11/19/2019	<u>31</u>	NOTICE of Appearance by Daniel Lucas Marshall on behalf of Human Rights Defense Center. (Marshall, Daniel) (Entered: 11/19/2019)
11/26/2019		TEXT-ONLY NOTICE: Motion Hearings on 12/4/2019 are Cancelled re <u>22</u> MOTION to Dismiss <i>with Brief in Support</i> , and <u>3</u> MOTION for Preliminary Injunction. Motions will be Decided Without Oral Argument on the Filed Papers. (KWin) (Entered: 11/26/2019)
01/06/2020	<u>32</u>	ORDER Granting in Part and Denying in Part Defendants' <u>22</u> Motion to Dismiss and Denying Plaintiff's <u>3</u> Motion for Preliminary Injunction. (Carmen Palmer, Willie Smith, O'Bell Winn, Does 1-30 and Bonita Hoffner terminated.) Signed by District Judge Thomas L. Ludington. (KWin) (Entered: 01/06/2020)
01/28/2020	<u>33</u>	ORDER for Plaintiff(s) to Show Cause Why This Case Should Not be Dismissed for Failure to Prosecute as to Heidi Washington. Show Cause Response due by 2/11/2020. Signed by District Judge Thomas L. Ludington. (KWin) (Entered: 01/28/2020)
01/29/2020	<u>34</u>	ANSWER to Amended Complaint with Affirmative Defenses by Heidi Washington. (Barkman, Cori) (Entered: 01/29/2020)
01/30/2020	<u>35</u>	Order Vacating <u>33</u> Order to Show Cause – Failure to Prosecute. Signed by District Judge Thomas L. Ludington. (KWin) (Entered: 01/30/2020)
01/30/2020	<u>36</u>	ORDER to Submit Material for Case Management Order. (Short Statement Submitted to CM/Utilities/Proposed Orders by 2/14/2020.) Signed by District Judge Thomas L. Ludington. (KWin) (Entered: 01/30/2020)

02/27/2020	<u>37</u>	Case Management and SCHEDULING ORDER: Discovery due by 7/28/2020; Settlement Conference set for 8/5/2020 at 3:00 PM before District Judge Thomas L. Ludington; Dispositive Motion Cut-off set for 8/28/2020; Final Pretrial Conference set for 1/5/2021 at 2:00 PM before District Judge Thomas L. Ludington; Jury Trial set for 1/19/2021 at 8:30 AM before District Judge Thomas L. Ludington. Signed by District Judge Thomas L. Ludington. (Refer to image for additional dates) (KWin) (Entered: 02/27/2020)
04/24/2020	<u>38</u>	STIPULATED ORDER Extending Time for Defendants to Respond. Signed by District Judge Thomas L. Ludington. (KWin) (Entered: 04/24/2020)