

CLOSED,SA,CMLC3,MJLC2,SCHEDCONFSET,STAYDISC
U.S. District Court
DISTRICT OF KANSAS (Kansas City)
CIVIL DOCKET FOR CASE #: 2:19-cv-02541-JWB-ADM

Crews v. Hawk Sawyer et al
Assigned to: District Judge John W. Broomes
Referred to: Magistrate Judge Angel D. Mitchell
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 09/06/2019
Date Terminated: 03/31/2020
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Leaman Crews

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V.

Defendant

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*in her official capacity as the Director of
the Bureau of Prisons*

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Defendant

Deborah G. Schult
*in her official capacity as Assistant
Director for the Health Services Division
of the Federal Bureau of Prisons*

represented by **Bryan C. Clark**
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Christopher Allman
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Date Filed	#	Docket Text
09/06/2019	<u>1</u>	COMPLAINT AND REQUEST FOR EMERGENCY INJUNCTIVE RELIEF with trial location of Kansas City (Filing fee \$400, Internet Payment Receipt Number AKSDC-4914804.), filed by Leaman Crews.(Bonds, Lauren) Modified on 9/9/2019 to add correct title of document(ses). (Entered: 09/06/2019)
09/06/2019	<u>2</u>	(WITHDRAWN PER <u>32</u> ORDER) EMERGENCY MOTION for Temporary Restraining Order and Preliminary Injunction by Plaintiff Leaman Crews (Bonds, Lauren). MODIFIED Added MOTION for Preliminary Injunction on 9/9/2019 (ses). Modified on 12/4/2019 (hw). (Entered: 09/06/2019)
09/06/2019	<u>3</u>	MEMORANDUM IN SUPPORT of <u>2</u> MOTION for Temporary Restraining Order and Preliminary Injunction by Plaintiff Leaman Crews (Attachments: # <u>1</u> Exhibit BOP Program Statement, # <u>2</u> Exhibit BOP Health Services National Formulary, # <u>3</u> Exhibit US DOJ Letter)(Shroff, Zal) Modified on 9/9/2019 to include full name of motion (ses). (Entered: 09/06/2019)
09/06/2019		NOTICE OF JUDGE ASSIGNMENT: Case assigned to District Judge John W. Lungstrum and Magistrate Judge Angel D. Mitchell for all proceedings. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (ca) (Entered: 09/06/2019)
09/06/2019	<u>4</u>	AFFIDAVIT of Dr. Ross MacDonald re <u>2</u> MOTION for Temporary Restraining Order by Plaintiff Leaman Crews (Attachments: # <u>1</u> Exhibit MacDonald Curriculum Vitae, # <u>2</u> Exhibit Opioid Substitution Therapy Article, # <u>3</u> Exhibit SAMHSA Paper, # <u>4</u> Exhibit BOP Guidance re Detoxification, # <u>5</u> Exhibit Opioid Substitution Therapy Article, # <u>6</u> Exhibit Release from Prison Article, # <u>7</u> Exhibit Methadone Continuation Article, # <u>8</u> Exhibit Opioid Treatment in Prison Article, # <u>9</u> Exhibit Study re

		Post-Incarceration Fatal Overdose, # <u>10</u> Exhibit Study re Medication for OUD, # <u>11</u> Exhibit Article re Opioid Substitution Treatment, # <u>12</u> Exhibit Article re mortality risk after MAT, # <u>13</u> Exhibit Medical Records for Mr. Crews)(Shroff, Zal) (Entered: 09/06/2019)
09/06/2019		NOTICE OF DEFICIENCY – Civil cover sheet is missing. The filing party/attorney is directed to correct the deficiency immediately.(This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (ca) (Entered: 09/06/2019)
09/06/2019	<u>5</u>	AFFIDAVIT of Dr. Laurel Witt re <u>2</u> MOTION for Temporary Restraining Order by Plaintiff Leaman Crews (Attachments: # <u>1</u> Exhibit Dr. Witt Curriculum Vitae, # <u>2</u> Exhibit DSM–5 Excerpts, # <u>3</u> Exhibit Article re Opioid Abuse in Chronic Pain, # <u>4</u> Exhibit Risk Factors for Proscribed Opioids Abuse Article, # <u>5</u> Exhibit SG's Report on Addiction, # <u>6</u> Exhibit SAMHSA Medications for OUD)(Shroff, Zal) (Entered: 09/06/2019)
09/06/2019	<u>6</u>	CIVIL COVER SHEET by Plaintiff Leaman Crews. (Bonds, Lauren) (Entered: 09/06/2019)
09/06/2019	<u>7</u>	AFFIDAVIT of Amy Crews re <u>2</u> MOTION for Temporary Restraining Order by Plaintiff Leaman Crews(Shroff, Zal) (Entered: 09/06/2019)
09/06/2019	<u>8</u>	RULE 65(b)(1)(B) CERTIFICATION by Movant's counsel of Jessie Steffan re <u>2</u> MOTION for Temporary Restraining Order by Plaintiff Leaman Crews(Shroff, Zal) Modified on 9/9/2019 to correct title of document (ses). (Entered: 09/06/2019)
09/06/2019	<u>9</u>	DESIGNATION OF PLACE OF TRIAL filed by Plaintiff Leaman Crews – trial to be held in Kansas City. (Bonds, Lauren) (Entered: 09/06/2019)
09/07/2019	<u>10</u>	NOTICE OF SERVICE by Leaman Crews of Notice of TRO Hearing and Response Deadline (Bonds, Lauren) (Entered: 09/07/2019)
09/07/2019	<u>11</u>	MOTION for attorney Jessica Steffan to appear pro hac vice (Pro hac vice fee \$50, Internet Payment Receipt Number AKSDC–4914926.) by Plaintiff Leaman Crews (referred to Magistrate Judge Angel D. Mitchell) (Attachments: # <u>1</u> Affidavit Steffan Pro Hac Vice Affidavit, # <u>2</u> ECF Registration Form Steffan ECF Registration Form)(Bonds, Lauren) (Entered: 09/07/2019)
09/07/2019	<u>12</u>	MOTION for attorney Anthony Rothert to appear pro hac vice (Pro hac vice fee \$50, Internet Payment Receipt Number AKSDC–4914927.) by Plaintiff Leaman Crews (referred to Magistrate Judge Angel D. Mitchell) (Attachments: # <u>1</u> Affidavit Rothert PHV Affidavit, # <u>2</u> ECF Registration Form Rothert ECF Form)(Bonds, Lauren) (Entered: 09/07/2019)
09/07/2019	<u>13</u>	MOTION for attorney Gillian Wilcox to appear pro hac vice (Pro hac vice fee \$50, Internet Payment Receipt Number AKSDC–4914929.) by Plaintiff Leaman Crews (referred to Magistrate Judge Angel D. Mitchell) (Attachments: # <u>1</u> Affidavit Wilcox PHV Affidavit, # <u>2</u> ECF Registration Form Wilcox ECF Registration Form)(Bonds, Lauren) (Entered: 09/07/2019)
09/07/2019	<u>14</u>	FIRST AMENDED COMPLAINT AND REQUEST FOR EMERGENCY INJUNCTIVE RELIEF against Leaman Crews, filed by Leaman Crews.(Bonds, Lauren) Modified on 9/9/2019 to add correct title of document(ses). (Entered: 09/07/2019)
09/07/2019	<u>15</u>	AMENDED MEMORANDUM IN SUPPORT of <u>2</u> EMERGENCY MOTION for Temporary Restraining Order and Preliminary Injunction <i>Amended to Correct Misnomer</i> by Plaintiff Leaman Crews(Bonds, Lauren) Modified on 9/9/2019 correct title (ses). (Entered: 09/07/2019)
09/07/2019	<u>16</u>	***WITHDRAWN PER <u>28</u> ORDER*** APPLICATION FOR WRIT of OF HABEAS CORPUS AD TESTIFICANDUM by Leaman Crews. (Bonds, Lauren) (Entered: 09/07/2019)
09/07/2019		ORDER REASSIGNING CASE: Case reassigned to District Judge Carlos Murguia for all further proceedings. District Judge John W. Lungstrum no longer assigned to case. Signed by deputy clerk on 9/7/2019. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.)(hw) (Entered: 09/07/2019)

09/08/2019	<u>17</u>	ORDER: MOTION HEARING regarding <u>2</u> PLAINTIFF'S EMERGENCY MOTION FOR A TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION: MOTION HEARING, which tentatively had been set for 9/9/2019, is <i>rescheduled to 9/11/2019 at 01:00 PM</i> in KC Courtroom 463 (CM) before District Judge Carlos Murguia. Defendants shall file any RESPONSES to this <u>2</u> MOTION and Plaintiff's <u>16</u> PETITION FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM on or before 1:00 PM CDT on 9/9/2019. Any REPLIES by Plaintiff shall be filed on or before 1:00 PM CDT on 9/10/2019. <i>Plaintiff is ordered to notify defendants of the rescheduled hearing date and time and the extended RESPONSE deadlines and to file notice of confirmation of service with the Court.</i> Signed by District Judge Carlos Murguia on 9/8/2019. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (jsh) (Entered: 09/08/2019)
09/08/2019	<u>18</u>	NOTICE OF SERVICE by Leaman Crews of Notice of Rescheduled TRO Hearing and Extended Response Deadline (Bonds, Lauren) (Entered: 09/08/2019)
09/09/2019	<u>19</u>	ENTRY OF APPEARANCE by Christopher Allman on behalf of All Defendants (Allman, Christopher) (Entered: 09/09/2019)
09/09/2019	<u>20</u>	ENTRY OF APPEARANCE by Bryan C. Clark on behalf of All Defendants (Clark, Bryan) (Entered: 09/09/2019)
09/09/2019	21	ORDER granting <u>11</u> Motion to Appear Pro Hac Vice of Jessica Steffan for Leaman Crews pursuant to D. Kan. Rule 83.5.4 for purposes of this case only. Unless already registered, pro hac vice counsel should register for electronic notification pursuant to the court's Administrative Procedures by completing a CM/ECF Electronic Filing Registration Form at http://www.ksd.uscourts.gov/ . Signed by Magistrate Judge Angel D. Mitchell on 9/9/2019. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (ydm) (Entered: 09/09/2019)
09/09/2019	22	ORDER granting <u>12</u> Motion to Appear Pro Hac Vice of Anthony E. Rothert for Leaman Crews pursuant to D. Kan. Rule 83.5.4 for purposes of this case only. Unless already registered, pro hac vice counsel should register for electronic notification pursuant to the court's Administrative Procedures by completing a CM/ECF Electronic Filing Registration Form at http://www.ksd.uscourts.gov/ . Signed by Magistrate Judge Angel D. Mitchell on 9/9/2019. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (ydm) (Entered: 09/09/2019)
09/09/2019	23	ORDER granting <u>13</u> Motion to Appear Pro Hac Vice of Gillian R. Wilcox for Leaman Crews pursuant to D. Kan. Rule 83.5.4 for purposes of this case only. Unless already registered, pro hac vice counsel should register for electronic notification pursuant to the court's Administrative Procedures by completing a CM/ECF Electronic Filing Registration Form at http://www.ksd.uscourts.gov/ . Signed by Magistrate Judge Angel D. Mitchell on 9/9/2019. (ydm) (Entered: 09/09/2019)
09/09/2019		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>2</u> MOTION for Temporary Restraining Order. The motion will be resolved by the District Judge. (ks) (Entered: 09/09/2019)
09/09/2019	<u>24</u>	Unopposed MOTION to Withdraw <i>Petition for Writ of Habeas Corpus Ad Testificandum</i> by Plaintiff Leaman Crews (Bonds, Lauren) (Entered: 09/09/2019)
09/09/2019	<u>25</u>	SEALED MOTION for Leave to File Under Seal by Defendants Kathleen Hawk Sawyer, Deborah G. Schult (referred to Magistrate Judge Angel D. Mitchell) (Attachments: # <u>1</u> Proposed Sealed Document Response to Plaintiff's Emergency Motion for TRO and PI, # <u>2</u> Proposed Sealed Document Newell Declaration, # <u>3</u> Proposed Sealed Document Noland Declaration)(Clark, Bryan) (Entered: 09/09/2019)
09/09/2019	26	ORDER granting <u>25</u> Motion for Leave to File Under Seal. Counsel directed to file forthwith requested document(s) with an event from the SEALED DOCUMENTS category. The clerk shall grant access to sealed document(s) to counsel of record. Pro hac vice attorneys must obtain sealed document(s) from local counsel. Signed by District Judge Carlos Murguia on 9/9/2019. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (jsh) (Entered: 09/09/2019)
09/09/2019		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>24</u> Unopposed MOTION to Withdraw <i>Petition for Writ of Habeas Corpus Ad Testificandum</i>. The motion will be resolved by the District Judge. (ks) (Entered: 09/09/2019)

09/09/2019	<u>27</u>	SEALED RESPONSE by Defendants Kathleen Hawk Sawyer, Deborah G. Schult re <u>2</u> MOTION for Temporary Restraining Order (Attachments: # <u>1</u> Exhibit Newell Declaration, # <u>2</u> Exhibit Noland Declaration)(Clark, Bryan) (Entered: 09/09/2019)
09/09/2019	<u>28</u>	ORDER granting <u>24</u> Motion to Withdraw Petition for Writ of Habeas Corpus AD Testificandum. Signed by District Judge Carlos Murguia on 9/9/2019. (ydm) (Entered: 09/09/2019)
09/09/2019		Pursuant to the Order 17 – Set/Reset Deadlines as to <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction. Response deadline 1:00 PM CDT on 9/9/2019 and Reply deadline 1:00 PM CDT on 9/10/2019(ses) (Entered: 09/09/2019)
09/10/2019	<u>29</u>	REPLY TO RESPONSE TO MOTION by Plaintiff Leaman Crews re: <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction (Bonds, Lauren) (Entered: 09/10/2019)
09/11/2019	<u>30</u>	NOTICE OF CONTINUED MOTION HEARING regarding <u>2</u> PLAINTIFF'S EMERGENCY MOTION FOR A TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION: **THIS IS AN OFFICIAL NOTICE FOR THIS HEARING** By joint request of parties, MOTION HEARING, set for 9/11/2019, is continued to 9/13/2019 at 09:30 AM in KC Courtroom 463 (CM) before District Judge Carlos Murguia. Parties shall notify Court no later than close of business (5:00 PM CDT) on 9/12/2019 if hearing is still necessary. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (jsh) (Entered: 09/11/2019)
09/11/2019	<u>31</u>	Unopposed MOTION to Withdraw <i>Motion for Temporary Restraining Order and Emergency Hearing</i> by Plaintiff Leaman Crews (Bonds, Lauren) (Entered: 09/11/2019)
09/11/2019		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>31</u> Unopposed MOTION to Withdraw <i>Motion for Temporary Restraining Order and Emergency Hearing</i>. The motion will be resolved by the District Judge. (ks) (Entered: 09/11/2019)
09/12/2019	<u>32</u>	ORDER granting <u>31</u> Motion to Withdraw Temporary Restraining Order; withdrawing <u>2</u> Emergency Motion for a Temporary Restraining Order; Motion for Preliminary Injunction remains pending. Motion Hearing set for September 13, 2019 is hereby vacated and cancelled. Signed by District Judge Carlos Murguia on 9/11/2019. (ydm) (Entered: 09/12/2019)
10/31/2019		SUMMONS ISSUED as to Kathleen Hawk Sawyer, Deborah G. Schult. (issued to Attorney for service) (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry) (ca) (Entered: 10/31/2019)
11/07/2019	<u>33</u>	PROOF OF SERVICE via Certified Mail Summons Returned Executed — served by Certified Mail on 11/4/2019 All Defendants. Summons served on United States Attorney. (Bonds, Lauren) (Entered: 11/07/2019)
12/20/2019	<u>34</u>	CLERKS ORDER EXTENDING TIME until 1/17/20 for Defendants Kathleen Hawk Sawyer, Deborah G. Schult to answer or otherwise plead. Signed by deputy clerk on 12/20/19. (smc) (Entered: 12/20/2019)
12/26/2019	<u>35</u>	INITIAL ORDER REGARDING PLANNING AND SCHEDULING: Scheduling Conference set for 2/11/2020 at 11:00 AM in KC Courtroom 643 before Magistrate Judge Angel D. Mitchell. Rule 26 Planning Conference Deadline 1/21/2020. Rule 26 Initial Disclosures Deadline set for 2/4/2020. Signed by Magistrate Judge Angel D. Mitchell on 12/26/2019. (ht) (Entered: 12/26/2019)
01/17/2020	<u>36</u>	MOTION to Dismiss by Defendants Kathleen Hawk Sawyer, Deborah G. Schult (Clark, Bryan) (Entered: 01/17/2020)
01/17/2020	<u>37</u>	MEMORANDUM IN SUPPORT of <u>36</u> MOTION to Dismiss by Defendants Kathleen Hawk Sawyer, Deborah G. Schult (Attachments: # <u>1</u> Attachment Index, # <u>2</u> Attachment A, # <u>3</u> Attachment B, # <u>4</u> Attachment C, # <u>5</u> Attachment D)(Clark, Bryan) (Additional attachment(s) added on 1/24/2020: # <u>6</u> Exhibit – Redacted Attachment A) (smc). (Entered: 01/17/2020)

01/24/2020	<u>38</u>	DOCKET ANNOTATION: A redacted version of attachment 2 <u>37</u> Memorandum in Support of Motion, has been added to this entry and is attached to the annotation for noticing purposes only. (smc) (Entered: 01/24/2020)
01/27/2020	<u>39</u>	Unopposed MOTION to Stay Discovery <i>and Related Deadlines</i> by Defendants Kathleen Hawk Sawyer, Deborah G. Schult (referred to Magistrate Judge Angel D. Mitchell) (Clark, Bryan) (Entered: 01/27/2020)
01/30/2020	<u>40</u>	ORDER ENTERED: Defendants' Unopposed Motion to Stay Discovery and Related Deadlines (ECF No. <u>39</u>) is granted. Discovery, including the requirements of preparing a report of parties' planning meeting and exchanging Rule 26 initial disclosures, is stayed pending the court's ruling on the motion to dismiss. The February 11, 2020 scheduling conference is cancelled. Should any of Mr. Crews' claims survive, the parties are directed to meet and confer and submit a proposed scheduling order via email to the undersigned's chambers within 14 days of the district judge's ruling on defendants' motion to dismiss. The court will then re-set the scheduling conference. Signed by Magistrate Judge Angel D. Mitchell on 1/30/2020. (jal) (Entered: 01/30/2020)
02/06/2020	<u>41</u>	Unopposed MOTION for Extension of Time to File RESPONSE as to <u>36</u> MOTION to Dismiss by Plaintiff Leaman Crews (Bonds, Lauren) (Entered: 02/06/2020)
02/07/2020		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>41</u> Unopposed MOTION for Extension of Time to File RESPONSE as to <u>36</u> MOTION to Dismiss. The motion will be resolved by the District Judge. (ks) (Entered: 02/07/2020)
02/07/2020	42	ORDER granting <u>41</u> Plaintiff's Unopposed Motion for Extension of Time to File Response/Reply re <u>36</u> MOTION to Dismiss. Response deadline 2/14/2020. Signed by District Judge Carlos Murguia on 2/7/2020. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (ddk) (Entered: 02/07/2020)
02/13/2020	<u>43</u>	Unopposed MOTION for Extension of Time to File response as to <u>36</u> MOTION to Dismiss by Plaintiff Leaman Crews (Shroff, Zal) (Entered: 02/13/2020)
02/13/2020		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>43</u> Unopposed MOTION for Extension of Time to File response as to <u>36</u> MOTION to Dismiss. The motion will be resolved by the District Judge. (ks) (Entered: 02/13/2020)
02/18/2020	44	ORDER granting Plaintiff's <u>43</u> SECOND UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND TO DEFENDANTS' <u>36</u> MOTION TO DISMISS. Plaintiff's RESPONSE deadline is extended to 2/21/2020. Signed by District Judge Carlos Murguia on 2/18/2020. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (jsh) (Entered: 02/18/2020)
02/20/2020	<u>45</u>	RESPONSE by Plaintiff Leaman Crews re <u>36</u> MOTION to Dismiss (Attachments: # <u>1</u> Exhibit Declaration of Leaman Crews)(Shroff, Zal) (Entered: 02/20/2020)
02/21/2020	46	MINUTE ORDER REASSIGNING CASE: Case reassigned to District Judge John W. Broomes for all further proceedings. District Judge Carlos Murguia no longer assigned to case. Signed by deputy clerk on 2/21/20. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.)(kao) (Entered: 02/21/2020)
03/03/2020	<u>47</u>	Unopposed MOTION for Extension of Time to File Reply as to <u>36</u> MOTION to Dismiss by Defendants Kathleen Hawk Sawyer, Deborah G. Schult (Allman, Christopher) (Entered: 03/03/2020)
03/03/2020		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>47</u> Unopposed MOTION for Extension of Time to File Reply as to <u>36</u> MOTION to Dismiss. The motion will be resolved by the District Judge. (ks) (Entered: 03/03/2020)
03/03/2020	48	ORDER granting <u>47</u> Motion for Extension of Time to File Reply re <u>36</u> MOTION to Dismiss . Reply deadline 3/19/2020. Entered by District Judge John W. Broomes on 03/03/2020. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (jmr) (Entered: 03/03/2020)
03/19/2020	<u>49</u>	REPLY TO RESPONSE TO MOTION by Defendants Kathleen Hawk Sawyer, Deborah G. Schult re: <u>36</u> MOTION to Dismiss (Attachments: # <u>1</u> List of Attachments, # <u>2</u> Declaration of Kristine A. Aulepp, D.O., Clinical Director, # <u>3</u> Declaration of

		Jason Clark, M.D., Staff Physician, # <u>4</u> Declaration of D. Churchill, Senior Officer Specialist, # <u>5</u> Declaration of J. Herbig, Special Investigative Support Technician)(Clark, Bryan) (Entered: 03/19/2020)
03/19/2020	<u>50</u>	Unopposed SEALED MOTION for Leave to File Under Seal by Defendants Kathleen Hawk Sawyer, Deborah G. Schult (Attachments: # <u>1</u> Declaration of Kristine A. Aulepp, D.O., Clinical Director, # <u>2</u> Declaration of Jason Clark, M.D., Staff Physician)(Clark, Bryan) (Entered: 03/19/2020)
03/19/2020		MOTION REFERRAL to Magistrate Judge REMOVED as to: <u>50</u> Unopposed SEALED MOTION for Leave to File Under Seal. The motion will be resolved by the District Judge. (ks) (Entered: 03/19/2020)
03/20/2020	51	ORDER granting <u>50</u> Motion for Leave to File Under Seal. Counsel directed to file forthwith requested document(s) with an event from the SEALED DOCUMENTS category. The clerk shall grant access to sealed document(s) to counsel of record. Pro hac vice attorneys must obtain sealed document(s) from local counsel. Entered by District Judge John W. Broomes on 03/20/2020. (This is a TEXT ENTRY ONLY. There is no.pdf document associated with this entry.) (jmr) (Entered: 03/20/2020)
03/20/2020	<u>52</u>	SEALED EXHIBIT(S) <i>Declaration of Kristine A. Aulepp, D.O., Clinical Director</i> re <u>49</u> Reply to Response to Motion, (Clark, Bryan) (Entered: 03/20/2020)
03/20/2020	<u>53</u>	SEALED EXHIBIT(S) <i>Declaration of Jason Clark, M.D., Staff Physician</i> re <u>49</u> Reply to Response to Motion, (Clark, Bryan) (Entered: 03/20/2020)
03/31/2020	<u>54</u>	MEMORANDUM AND ORDER granting <u>36</u> Motion to Dismiss. The court determines that it lacks subject matter jurisdiction over this case. The court "cannot accord [Plaintiff] prospective relief that would have any effect in the real world." <i>Jordan v. Sosa</i> , 654 F.3d 1012, 1029 (10th Cir. 2011). There is no longer a case or controversy, and Plaintiff's claims are moot. Plaintiff's claims are dismissed without prejudice for lack of subject matter jurisdiction. Signed by District Judge John W. Broomes on 3/31/2020. (sz) (Entered: 03/31/2020)
03/31/2020	<u>55</u>	JUDGMENT. Defendants' motion to dismiss is GRANTED <u>36</u> . Plaintiff's claims are dismissed without prejudice for lack of subject matter jurisdiction. Signed by deputy clerk on 3/31/2020. (sz) (Entered: 03/31/2020)