

**United States District Court
Western District of Michigan (Southern Division (1))
CIVIL DOCKET FOR CASE #: 1:20-cv-00458-PLM-PJG**

League of Independent Fitness Facilities and Trainers,
Inc. et al v. Whitmer et al
Assigned to: District Judge Paul L. Maloney
Referred to: Magistrate Judge Phillip J. Green (events
as ordered)
Case in other court: the Sixth Circuit, 20-01581
Cause: 42:1983 Other Civil Rights

Date Filed: 05/22/2020
Date Terminated: 03/03/2021
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

plaintiff

**Leauge of Independent Fitness
Facilities and Trainers, Inc.**

represented by **Scott M. Erskine**
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plaintiff

Baseline Fitness LLC
TERMINATED: 12/18/2020

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

Building Your Temple LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

BYT Fitness 247 LLC

represented by **Carly Ann Van Thomme**
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H3 Fitness LLC

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plaintiff

JKP Fitness, LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

JPF Enterprises, LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine

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plaintiff

Nascot Enterprises, LLC

TERMINATED: 12/18/2020

represented by **Carly Ann Van Thomme**

(See above for address)

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Scott M. Erskine

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plaintiff

24/7 Bootcamp and Boxing Inc.

represented by **Carly Ann Van Thomme**

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ATTORNEY TO BE NOTICED

Scott M. Erskine

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ATTORNEY TO BE NOTICED

plaintiff

Fenton Athletic Club, Inc.

represented by **Carly Ann Van Thomme**

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ATTORNEY TO BE NOTICED

Scott M. Erskine

(See above for address)

ATTORNEY TO BE NOTICED

plaintiff

4 Seasons Gym, LLC

represented by **Carly Ann Van Thomme**

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Scott M. Erskine

(See above for address)

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plaintiff

MH & AB LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

Fenton Karate, LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

RMP Fitness Inc.

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

Fusion Fitness 24/7 LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

D-Lux Karate University LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

Prison City Physique LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

**Motor City CF - St. Clair Shores,
LLC**

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

Clawson Fitness, LLC

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Scott M. Erskine
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plaintiff

Strength Beyond LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

M Fitness Club, LLC

represented by **Carly Ann Van Thomme**
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Scott M. Erskine
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plaintiff

Clinton Fitness, Inc.

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Scott M. Erskine
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plaintiff

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V.

defendant

Gretchen E. Whitmer

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defendant

Robert Gordon

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Joseph T. Froehlich
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Joshua O. Booth
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/22/2020	<u>1</u>	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against All Defendants filed by JKP Fitness, LLC, Building Your Temple LLC, JPF Enterprises, LLC, Baseline Fitness LLC, Nascot Enterprises, LLC, BYT Fitness 247 LLC, League of Independent Fitness Facilities and Trainers, Inc., H3 Fitness LLC (Attachments: # <u>1</u> Exhibit Anderson Economic Report, # <u>2</u> Exhibit Planet Fitness Letter, # <u>3</u> Exhibit Michigan Fitness Clubs Association Letter, # <u>4</u> Exhibit LIFFT Letter to Governor) (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020		FILING FEE PAID re <u>1</u> by plaintiffs JKP Fitness, LLC, Building Your Temple LLC, JPF Enterprises, LLC, Baseline Fitness LLC, Nascot Enterprises, LLC, BYT Fitness 247 LLC, League of Independent Fitness Facilities and Trainers, Inc., H3 Fitness LLC in the amount of \$400, receipt number AMIWDC-5270934 (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	<u>2</u>	PROPOSED SUMMONS to be issued re <u>1</u> (Erskine, Scott) (Entered: 05/22/2020)
05/22/2020	<u>3</u>	PROPOSED SUMMONS to be issued re <u>1</u> (Erskine, Scott) (Entered: 05/22/2020)
05/22/2020	<u>4</u>	CORPORATE DISCLOSURE STATEMENT by Baseline Fitness LLC (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	<u>5</u>	CORPORATE DISCLOSURE STATEMENT by Building Your Temple LLC (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)

05/22/2020	6	CORPORATE DISCLOSURE STATEMENT by BYT Fitness 247 LLC (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	7	CORPORATE DISCLOSURE STATEMENT by H3 Fitness LLC (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	8	CORPORATE DISCLOSURE STATEMENT by JKP Fitness, LLC (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	9	CORPORATE DISCLOSURE STATEMENT by JPF Enterprises, LLC (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	10	CORPORATE DISCLOSURE STATEMENT by League of Independent Fitness Facilities and Trainers, Inc. (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	11	CORPORATE DISCLOSURE STATEMENT by Nascot Enterprises, LLC (Erskine, Scott) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/22/2020	12	PROPOSED SUMMONS to be issued re 1 (Erskine, Scott) (Entered: 05/22/2020)
05/22/2020	13	PROPOSED SUMMONS to be issued re 1 (Erskine, Scott) (Entered: 05/22/2020)
05/22/2020		(NON-DOCUMENT) ATTORNEY APPEARANCE of Carly Ann Van Thomme on behalf of plaintiffs JKP Fitness, LLC, Building Your Temple LLC, JPF Enterprises, LLC, Baseline Fitness LLC, Nascot Enterprises, LLC, BYT Fitness 247 LLC, League of Independent Fitness Facilities and Trainers, Inc., H3 Fitness LLC (Van Thomme, Carly) Modified text on 5/27/2020 (clw). (Entered: 05/22/2020)
05/27/2020	14	NOTICE that this case has been assigned Paul L. Maloney (clw) (Entered: 05/27/2020)
05/27/2020	15	SUMMONS ISSUED as to defendants Robert Gordon, Gretchen E. Whitmer (clw) (Entered: 05/27/2020)

05/28/2020		(NON-DOCUMENT) ATTORNEY APPEARANCE of John G. Fedynsky on behalf of defendants Robert Gordon, Gretchen E. Whitmer (Fedynsky, John) (Entered: 05/28/2020)
05/28/2020		(NON-DOCUMENT) ATTORNEY APPEARANCE of Andrew J. Jurgensen on behalf of defendants Robert Gordon, Gretchen E. Whitmer (Jurgensen, Andrew) (Entered: 05/28/2020)
05/28/2020		(NON-DOCUMENT) ATTORNEY APPEARANCE of Joseph T. Froehlich on behalf of defendants Robert Gordon, Gretchen E. Whitmer (Froehlich, Joseph) (Entered: 05/28/2020)
05/28/2020		(NON-DOCUMENT) ATTORNEY APPEARANCE of Joshua O. Booth on behalf of defendants Robert Gordon, Gretchen E. Whitmer (Booth, Joshua) (Entered: 05/28/2020)
05/28/2020		(NON-DOCUMENT) ATTORNEY APPEARANCE of Christopher M. Allen on behalf of defendants Robert Gordon, Gretchen E. Whitmer (Allen, Christopher) (Entered: 05/28/2020)
06/01/2020	16	<i>FIRST AMENDED COMPLAINT for Declaratory and Injunctive Relief</i> against Robert Gordon, Gretchen E. Whitmer filed by JPF Enterprises, LLC, Baseline Fitness LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., JKP Fitness, LLC, Building Your Temple LLC, Nascot Enterprises, LLC, BYT Fitness 247 LLC, H3 Fitness LLC, 24/7 Bootcamp and Boxing Inc., Fenton Athletic Club Inc., 4 Seasons Gym LLC, MH & AB LLC, Fenton Karate LLC, RMP Fitness Inc., Fusion Fitness 24/7 LLC, D-Lux Karate University LLC, Prison City Physique LLC, Motor City CF - St. Clair Shores LLC, Clawson Fitness LLC, Strength Beyond LLC, M Fitness Club LLC, Clinton Fitness Inc., I Fitness Personal Training Inc. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4) (Erskine, Scott) (Entered: 06/01/2020)
06/01/2020		(NON-DOCUMENT) ATTORNEY APPEARANCE of Carly Ann Van Thomme on behalf of plaintiffs 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym LLC, Clawson Fitness LLC, Clinton Fitness Inc., D-Lux Karate University LLC, Fenton Athletic Club Inc., Fenton Karate LLC, Fusion Fitness 24/7 LLC, I Fitness Personal Training Inc., M Fitness Club LLC, MH & AB LLC, Motor City CF - St. Clair Shores LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC (Van Thomme, Carly) (Entered: 06/01/2020)
06/01/2020	17	CORPORATE DISCLOSURE STATEMENT by 4 Seasons Gym, LLC (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)

06/01/2020	<u>18</u>	CORPORATE DISCLOSURE STATEMENT by 24/7 Bootcamp and Boxing Inc. (Erskine, Scott) (Entered: 06/01/2020)
06/01/2020	<u>19</u>	CORPORATE DISCLOSURE STATEMENT by Clawson Fitness, LLC (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)
06/01/2020	<u>20</u>	CORPORATE DISCLOSURE STATEMENT by Clinton Fitness, Inc. (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)
06/01/2020	<u>21</u>	CORPORATE DISCLOSURE STATEMENT by D-Lux Karate University LLC (Erskine, Scott) (Entered: 06/01/2020)
06/01/2020	<u>22</u>	CORPORATE DISCLOSURE STATEMENT by Fenton Athletic Club, Inc. (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)
06/01/2020	<u>23</u>	CORPORATE DISCLOSURE STATEMENT by Fenton Karate, LLC (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)
06/01/2020	<u>24</u>	CORPORATE DISCLOSURE STATEMENT by Fusion Fitness 24/7 LLC (Erskine, Scott) (Entered: 06/01/2020)
06/01/2020	<u>25</u>	CORPORATE DISCLOSURE STATEMENT by I Fitness Personal Training, Inc. (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)
06/01/2020	<u>26</u>	CORPORATE DISCLOSURE STATEMENT by M Fitness Club, LLC (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)
06/01/2020	<u>27</u>	CORPORATE DISCLOSURE STATEMENT by MH & AB LLC (Erskine, Scott) (Entered: 06/01/2020)
06/01/2020	<u>28</u>	CORPORATE DISCLOSURE STATEMENT by Motor City CF - St. Clair Shores, LLC (Erskine, Scott) Modified text on 6/3/2020 (clw). (Entered: 06/01/2020)
06/01/2020	<u>29</u>	CORPORATE DISCLOSURE STATEMENT by Prison City Physique LLC (Erskine, Scott) (Entered: 06/01/2020)
06/01/2020	<u>30</u>	CORPORATE DISCLOSURE STATEMENT by RMP Fitness Inc. (Erskine, Scott) (Entered: 06/01/2020)
06/01/2020	<u>31</u>	CORPORATE DISCLOSURE STATEMENT by Strength Beyond LLC (Erskine, Scott) (Entered: 06/01/2020)

06/08/2020	32	EMERGENCY MOTION for preliminary injunction <i>with Proof of Service</i> by plaintiffs 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC; (Erskine, Scott) (Entered: 06/08/2020)
06/08/2020	33	BRIEF in support of EMERGENCY MOTION for preliminary injunction <i>with Proof of Service</i> 32 <i>with Proof of Service</i> filed by 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15, # 16 Exhibit 16, # 17 Exhibit 17, # 18 Exhibit 18, # 19 Exhibit 19) (Erskine, Scott) (Entered: 06/08/2020)
06/09/2020	34	ORDER regarding response to Motion for Preliminary Injunction 32 ; responses due by 12:00 p.m. (noon) on 6/12/2020; a hearing on the motion is scheduled for 6/17/2020 at 9:00 a.m., 174 Federal Building, Kalamazoo, Michigan; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 06/09/2020)
06/12/2020	35	RESPONSE TO EMERGENCY MOTION for preliminary injunction <i>with Proof of Service</i> 32 filed by Robert Gordon, Gretchen E. Whitmer (Attachments: # 1 Index of Exhibits, # 2 Exhibit A: Opinion and Order Denying Plaintiffs Motion, # 3 Exhibit B: Summary Order, South Bay United Pentecostal Church v. Gavin, # 4 Exhibit C: Modes of transmission of virus causing COVID-19, # 5 Exhibit D: Social Distancing, Quarantine, and Isolation, # 6 Exhibit E: Flattening the Coronavirus Curve,

		<p># 7 Exhibit F: E.O. No. 2020-4, # 8 Exhibit G: E.O. No. 2020-5, # 9 Exhibit H: E.O. No. 2020-9, # 10 Exhibit I: E.O. No. 2020-11, # 11 Exhibit J: E.O. No. 2020-21, # 12 Exhibit K: E.O. No. 2020-110, # 13 Exhibit L: E.O. No. 2020-115) (Fedynsky, John) (Entered: 06/12/2020)</p>
06/12/2020	36	<p>CERTIFICATE of compliance re word count for Response to Motion 35 filed by Robert Gordon, Gretchen E. Whitmer (Fedynsky, John) Modified text on 6/15/2020 (clw). (Entered: 06/12/2020)</p>
06/15/2020	37	<p>REPLY to response to motion 32 with <i>Certificate of Compliance and Proof of Service</i> filed by 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC (Attachments: # 1 Exhibit 20, # 2 Exhibit 21, # 3 Exhibit 22, # 4 Exhibit 23) (Erskine, Scott) (Entered: 06/15/2020)</p>
06/16/2020	38	<p>MOTION for leave to file excess pages <i>Exceed Word Limit</i> by defendants Robert Gordon, Gretchen E. Whitmer; (Attachments: # 1 Exhibit 1: Defs. Whitmer and Gordon's Motion to Dismiss, # 2 Defendants' Brief in Support of Motion to Dismiss, # 3 Index of Exhibits, # 4 Exhibit A: Unsuccessful State Court Challenges to Executive Orders, # 5 Exhibit B: May 29, 2020 Summary Order, South Bay United Pentecostal, # 6 Exhibit C: Social Distancing, Quarantine and Isolation, # 7 Exhibit D: Flattening the Coronavirus Curve, # 8 Exhibit E: E.O. No. 2020-4, # 9 Exhibit F: E.O. No. 2020-5, # 10 Exhibit G: E.O. No. 2020-9, # 11 Exhibit H: E.O. No. 2020-11, # 12 Exhibit I: E.O. No. 2020-21, # 13 Exhibit J: E.O. No. 2020-110, # 14 Exhibit K: E.O. No. 2020-115, # 15 Exhibit L: Governors Bypass Application to the Michigan Supreme Court) (Fedynsky, John) Modified text on 6/17/2020 (clw). (Entered: 06/16/2020)</p>
06/17/2020	39	<p>MINUTES of motion hearing re 32 EMERGENCY MOTION for preliminary injunction filed by 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, Fusion Fitness 24/7 LLC, JPF Enterprises, LLC, Fenton Karate, LLC, H3 Fitness LLC, Motor City CF - St.</p>

		Clair Shores, LLC, Fenton Athletic Club, Inc., Clawson Fitness, LLC, Building Your Temple LLC, D-Lux Karate University LLC, Prison City Physique LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, MH & AB LLC, RMP Fitness Inc., Leauge of Independent Fitness Facilities and Trainers, Inc., Clinton Fitness, Inc., Nascot Enterprises, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Strength Beyond LLC, M Fitness Club, LLC; opinion and order to issue; held before District Judge Paul L. Maloney (Court Reporter: Kathleen Thomas) (Judge Paul L. Maloney, acr) (Entered: 06/17/2020)
06/17/2020	40	ORDER granting 38 motion for leave to file excess pages/exceed word limits; the Clerk of Court shall accept the proposed document for filing; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 06/17/2020)
06/17/2020	41	MOTION to dismiss by defendants Robert Gordon, Gretchen E. Whitmer; (Attachments: # 1 Brief in Support, # 2 Index, # 3 Exhibit A, # 4 Exhibit B, # 5 Exhibit C, # 6 Exhibit D, # 7 Exhibit E, # 8 Exhibit F, # 9 Exhibit G, # 10 Exhibit H, # 11 Exhibit I, # 12 Exhibit J, # 13 Exhibit K, # 14 Exhibit L) (clw) (Entered: 06/18/2020)
06/19/2020	42	OPINION AND ORDER granting 32 motion for preliminary injunction; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, cmc) (Entered: 06/19/2020)
06/19/2020	43	NOTICE OF APPEAL re 42 by defendants Robert Gordon, Gretchen E. Whitmer (Fedynsky, John) (Entered: 06/19/2020)
06/19/2020	44	EMERGENCY MOTION for stay <i>pending appeal</i> by defendants Robert Gordon, Gretchen E. Whitmer; (Fedynsky, John) Modified text on 6/22/2020 (clw). (Entered: 06/19/2020)
06/19/2020	45	BRIEF in support of EMERGENCY MOTION for stay <i>pending appeal</i> 44 filed by Robert Gordon, Gretchen E. Whitmer (Fedynsky, John) Modified text on 6/22/2020 (clw). (Entered: 06/19/2020)
06/19/2020		APPEAL FEE PAID re 43 by defendants Robert Gordon, Gretchen E. Whitmer in the amount of \$505, receipt number AMIWDC-5373540 (Fedynsky, John) (Entered: 06/19/2020)

06/19/2020	46	ORDER regarding response to motion to stay 44 ; responses due by 10:00 a.m. on 6/22/2020; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 06/19/2020)
06/20/2020	47	CERTIFICATE of compliance re word count for Brief in Support of a Motion 45 filed by Robert Gordon, Gretchen E. Whitmer (Fedynsky, John) (Entered: 06/20/2020)
06/22/2020	48	RESPONSE in opposition to EMERGENCY MOTION to stay pending appeal 44 with Proof of Service filed by 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC (Erskine, Scott) (Entered: 06/22/2020)
06/22/2020	49	RESPONSE in opposition to EMERGENCY MOTION to stay pending appeal 44 (Brief in Opposition) with Proof of Service filed by 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC (Erskine, Scott) (Entered: 06/22/2020)
06/22/2020	50	CERTIFICATE of compliance re word count for Response in Opposition,, 49 with Proof of Service filed by 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness

		Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC (Erskine, Scott) (Entered: 06/22/2020)
06/22/2020		CASE NUMBER 20-1581 assigned by the Sixth Circuit to appeal 43 (mkc) (Entered: 06/22/2020)
06/22/2020	51	ORDER denying 44 motion to stay pending appeal; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, cmc) (Entered: 06/22/2020)
06/22/2020	52	LETTER FROM CCA regarding appeal 43 indicating Civil Case Docketed (clw) (Entered: 06/23/2020)
06/24/2020	53	ORDER of USCA (certified copy) re appeal 43 <i>The motion for an emergency stay is GRANTED</i> (clw) (Entered: 06/25/2020)
07/07/2020	54	ORDER of USCA (certified copy) re appeal 43 <i>DENYING Appellees' motion to reconsider the order filed 6/24/2020 filed by Ms. Carly Ann Van Thomme</i> (clw) (Entered: 07/08/2020)
07/16/2020	55	RESPONSE in opposition to MOTION to dismiss 41 <i>with Proof of Service</i> filed by 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC (Erskine, Scott) (Entered: 07/16/2020)
07/30/2020	56	REPLY to response to motion 41 <i>to Dismiss</i> filed by Robert Gordon, Gretchen E. Whitmer (Attachments: # 1 Index of Exhibits, # 2 Exhibit 1: LIFFT v. Whitmer, et al., ___ F.3d ___ (slip opinion), Sixth Cir. No. 20-1581 (June 24, 2020), # 3 Exhibit 2: Opinion and Order Denying Plaintiffs Motion for Preliminary Injunction, CH Royal Oak, LLC v. Whitmer, et al., W.D. Mich. No. 20-cv-570 (July 16, 2020), # 4 Exhibit 3: Order Denying Plaintiffs Motion for Preliminary Injunction, Baker Events, LLC v. Whitmer, et al, W.D. Mich. No. 20-cv-654 (July 23, 2020), # 5 Exhibit 4: Sports Illustrated article: Michigan State the Latest and Most Significant Victim of College Footballs Biggest Obstacle (July 24, 2020), # 6 Exhibit 5: Los Angeles Times article: Marlins coronavirus

		outbreak has sports world on edge (July 27, 2020)) (Fedynsky, John) (Entered: 07/30/2020)
08/10/2020	57	APPEAL TRANSCRIPT of the Hearing on Emergency Motion for Preliminary Injunction held June 17, 2020, before the Honorable Paul L. Maloney; re appeal 43 ; NOTE: this transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the release of transcript restriction date; after that date it may be obtained through PACER; under the Policy Regarding Transcripts the parties have 14 days within which to file a Notice of Intent to redact, and 21 days within which to file a Redaction Request; if no Transcript Redaction Request is filed, the court will assume redaction of personal identifiers is not necessary and this transcript will be made available via PACER after the release of transcript restriction set for 11/9/2020 ; redaction request due 8/31/2020 (Court Reporter-Transcriptionist: K. Thomas, (269) 808-6116) (Entered: 08/10/2020)
10/28/2020	58	MOTION to amend/correct <i>the complaint</i> with Brief in Support by plaintiffs 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC; (Attachments: # 1 Exhibit Proposed Second Amended Complaint) (Erskine, Scott) Modified text on 10/29/2020 (pjw). (Entered: 10/28/2020)
11/12/2020	59	RESPONSE TO MOTION to amend/correct <i>the complaint</i> 58 with <i>Cetificate of Service</i> filed by Robert Gordon, Gretchen E. Whitmer (Attachments: # 1 Exhibit 1) (Fedynsky, John) (Entered: 11/12/2020)
12/14/2020	60	UNOPPOSED MOTION for order <i>Dismissing Baseline Fitness LLC</i> by plaintiffs 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC,

		Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC; (Erskine, Scott) (Entered: 12/14/2020)
12/15/2020	61	UNOPPOSED MOTION for order <i>Dismissing Nascot Enterprises, LLC</i> with brief support and certificate of compliance by plaintiffs 24/7 Bootcamp and Boxing Inc., 4 Seasons Gym, LLC, BYT Fitness 247 LLC, Baseline Fitness LLC, Building Your Temple LLC, Clawson Fitness, LLC, Clinton Fitness, Inc., D-Lux Karate University LLC, Fenton Athletic Club, Inc., Fenton Karate, LLC, Fusion Fitness 24/7 LLC, H3 Fitness LLC, I Fitness Personal Training, Inc., JKP Fitness, LLC, JPF Enterprises, LLC, Leauge of Independent Fitness Facilities and Trainers, Inc., M Fitness Club, LLC, MH & AB LLC, Motor City CF - St. Clair Shores, LLC, Nascot Enterprises, LLC, Prison City Physique LLC, RMP Fitness Inc., Strength Beyond LLC; (Erskine, Scott) Modified text on 12/16/2020 (eod) (Entered: 12/15/2020)
12/18/2020	62	ORDER granting 60 motion to dismiss plaintiff Baseline Fitness LLC; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 12/18/2020)
12/18/2020	63	ORDER granting 61 motion to dismiss plaintiff Nascot Fitness, LLC; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 12/18/2020)
02/03/2021	64	OPINION of USCA re appeal 43 <i>dismissed for lack of jurisdiction, mandate to issue</i> (ndj) Modified text on 2/10/2021 (ndj) (Entered: 02/04/2021)
03/01/2021	65	MANDATE of USCA re appeal 43 (ndj) (Entered: 03/01/2021)
03/03/2021	66	OPINION AND ORDER granting 41 motion to dismiss; denying 58 motion to amend/correct; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, cmc) (Entered: 03/03/2021)
03/03/2021	67	JUDGMENT ; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, cmc) (Entered: 03/03/2021)

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