

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:20-cv-03650-KPF**

Azor-El et al v. New York City Department of
Corrections et al

Assigned to: Judge Katherine Polk Failla

Related Cases: [1:20-cv-03984-KPF](#)

[1:20-cv-03981-KPF](#)

[1:20-cv-03978-KPF](#)

[1:20-cv-03985-KPF](#)

[1:20-cv-03990-KPF](#)

[1:20-cv-03979-KPF](#)

[1:20-cv-03980-KPF](#)

[1:20-cv-03982-KPF](#)

[1:20-cv-03983-KPF](#)

Cause: 42:1983 Prisoner Civil Rights

Date Filed: 05/11/2020

Jury Demand: Plaintiff

Nature of Suit: 555 Prisoner: Prison
Condition

Jurisdiction: Federal Question

Plaintiff

Jean Azor

represented by **Jean Azor**
PRO SE

Edward Emmett Keenan
Keenan & Bhatia, LLC
90 Broad Street
Ste. 200
New York, NY 10004
917-975-5278
Email: ee@kclaborlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Anthony Medina

TERMINATED: 05/21/2020

represented by **Anthony Medina**
NYSID: 07982100K
B&C No. 2412000049
North Infirmary Command
15-00 Hazen Street
East Elmhurst, NY 11370
PRO SE

Edward Emmett Keenan

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

James Carter

TERMINATED: 05/21/2020

represented by **James Carter**

NYSID: 05940325H
B&C No. 1001900347
North Infirmary Command
15-00 Hazen Street
East Elmhurst, NY 11370
PRO SE

Edward Emmett Keenan

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Dakwan Fennell

TERMINATED: 05/21/2020

represented by **Dakwan Fennell**

NYSID: 07934806P
B&C No. 4411904639
North Infirmary Command
15-00 Hazen Street
East Elmhurst, NY 11370
PRO SE

Edward Emmett Keenan

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Ronnie Cole

represented by **Ronnie Cole**

NYSID: 04200697R
B&C No. 9801900423
West Facility
16-06 Hazen Street
East Elmhurst, NY 11370
PRO SE

Edward Emmett Keenan

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Lance Kelly
TERMINATED: 05/21/2020

represented by **Lance Kelly**
NYSID: 05707030Q
B&C No. 3491808075
Robert N. Davoren Center
11-11 Hazen Street
East Elmhurst, NY 11370
PRO SE

Edward Emmett Keenan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Ramon Gomez
TERMINATED: 05/21/2020

represented by **Ramon Gomez**
NYSID: 13923555R
B&C No. 3492000441
North Infirmery Command
15-00 Hazen Street
East Elmhurst, NY 11370
PRO SE

Edward Emmett Keenan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Antonio Graham
TERMINATED: 05/21/2020

represented by **Antonio Graham**
NYSID: 05337571Z
B&C No. 1411905134
North Infirmery Command
15-00 Hazen Street
East Elmhurst, NY 11370
PRO SE

Plaintiff

Maurice Barnar
TERMINATED: 11/24/2020

represented by **Edward Emmett Keenan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Anthony Brown
TERMINATED: 05/21/2020

represented by **Anthony Brown**
NYSID: 09090584Q
B&C No. 3492000266

North Infirmery Command
15-00 Hazen Street
East Elmhurst, NY 11370
PRO SE

V.

Consolidated Plaintiff

Anthony Brown

TERMINATED: 11/24/2020

represented by **Anthony Brown**
NYSID: 09090584Q
B&C No. 3492000266
North Infirmery Command
15-00 Hazen Street
East Elmhurst, NY 11370
PRO SE

Consolidated Plaintiff

James Carter

TERMINATED: 11/24/2020

represented by **Edward Emmett Keenan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Consolidated Plaintiff

Dakwan Fennell

TERMINATED: 11/24/2020

represented by **Edward Emmett Keenan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Consolidated Plaintiff

Ramon Gomez

TERMINATED: 11/24/2020

represented by **Edward Emmett Keenan**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Consolidated Plaintiff

Antonio Graham

TERMINATED: 11/24/2020

represented by **Antonio Graham**
North Infirmery Command
28 MacDonough Street
Apt. 2-F
Brooklyn, NY 11216
PRO SE

Consolidated Plaintiff

Anthony Medina

TERMINATED: 11/24/2020

represented by **Edward Emmett Keenan**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Consolidated Plaintiff

Lance Kelly
TERMINATED: 11/24/2020

represented by **Edward Emmett Keenan**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

V.

Defendant

**New York City Department of
Corrections**
*is sued in its official capacity
TERMINATED: 06/10/2020*

Defendant

Warden Kisa Smalls
*North Infirmary Command, New
York City Department of
Corrections, is sued in her individual
and official capacities
TERMINATED: 11/24/2020*

represented by **Chlarens Orsland**
NYC Law Department, Office of the
Corporation Counsel (NYC)
100 Church Street
New York, NY 10007
212-788-0904
Fax: 212-788-0877
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

David Sumner Thayer
New York City Law Department
100 Church Street
New York, NY 10007
212-356-2649
Fax: 212-356-1148
Email: dthayer@law.nyc.gov
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

City of New York
is sued in its official capacity

represented by **Chlarens Orsland**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

David Sumner Thayer

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

New York State Division of Parole
TERMINATED: 06/10/2020

Defendant

Jane/John Doe
NIC Respiratory Therapist
TERMINATED: 11/24/2020

Defendant

Present Commissioner

Defendant

Clerk of Court, Supreme Court
100 Centre Street, New York, NY
10013

Defendant

Cynthia Brann
Commissioner of N.Y.C. D.O.C.

Defendant

Clerk of Court, Supreme Court
Queens, Kew Gardens, N.Y. 11415

Date Filed	#	Docket Text
05/11/2020	<u>1</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Jean Azor-El. (sac) (Entered: 05/11/2020)
05/11/2020	<u>2</u>	CLASS ACTION COMPLAINT against City of New York, New York City Department of Corrections, New York State Division of Parole, Kisa Smalls. Document filed by Lance Kelly, James Carter, Ramon Gomez, Maurice Barnar, Anthony Medina, Antonio Graham, Jean Azor-El, Dakwan Fennell, Anthony Brown, Ronnie Cole. (sac) (Entered: 05/11/2020)
05/11/2020	<u>3</u>	PRISONER AUTHORIZATION. Document filed by Jean Azor-El. (sac) (Entered: 05/11/2020)
05/11/2020		Case Designated ECF. (sac) (Entered: 05/11/2020)

05/11/2020	<u>4</u>	UNSIGNED ORDER TO SHOW CAUSE filed by Jean Azor-El, Maurice Barnar, Anthony Brown, James Carter, Ronnie Cole, Dakwan Fennell, Ramon Gomez, Antonio Graham, Lance Kelly, Anthony Medina. (sac) (Entered: 05/11/2020)
05/11/2020	<u>5</u>	MOTION for Appointment of Counsel. Document filed by Jean Azor-El, Maurice Barnar, Anthony Brown, James Carter, Ronnie Cole, Dakwan Fennell, Ramon Gomez, Antonio Graham, Lance Kelly, Anthony Medina. (sac) (Entered: 05/11/2020)
05/11/2020	<u>6</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Anthony Brown. (sac) (Entered: 05/11/2020)
05/11/2020	<u>7</u>	PRISONER AUTHORIZATION. Document filed by James Carter. (sac) (Entered: 05/11/2020)
05/11/2020	<u>8</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by James Carter. (sac) (Entered: 05/11/2020)
05/11/2020	<u>9</u>	PRISONER AUTHORIZATION. Document filed by James Carter. (sac) (Entered: 05/11/2020)
05/11/2020	<u>10</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Dakwan Fennell. (sac) (Entered: 05/11/2020)
05/11/2020	<u>11</u>	PRISONER AUTHORIZATION. Document filed by Dakwan Fennell. (sac) (Entered: 05/11/2020)
05/11/2020	<u>12</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Ramon Gomez.(sac) (Entered: 05/11/2020)
05/11/2020	<u>13</u>	PRISONER AUTHORIZATION. Document filed by Ramon Gomez. (sac) (Entered: 05/11/2020)
05/11/2020	<u>14</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Antonio Graham. (sac) (Entered: 05/11/2020)
05/11/2020	<u>15</u>	PRISONER AUTHORIZATION. Document filed by Antonio Graham.(sac) (Entered: 05/11/2020)
05/11/2020	<u>16</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Lance Kelly. (sac) (Entered: 05/11/2020)
05/11/2020	<u>17</u>	PRISONER AUTHORIZATION. Document filed by Lance Kelly. (sac) (Entered: 05/11/2020)
05/11/2020	<u>18</u>	REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Anthony Medina. (sac) (Entered: 05/11/2020)
05/11/2020	<u>19</u>	PRISONER AUTHORIZATION. Document filed by Anthony Medina.(sac) (Entered: 05/11/2020)

05/16/2020		NOTICE OF CASE REASSIGNMENT - SUA SPONTE to Judge Louis L. Stanton. Judge Unassigned is no longer assigned to the case. (ad) (Entered: 05/16/2020)
05/18/2020	20	ORDER: The Court severs Plaintiffs' claims from each other under Fed. R. Civ. P. 21. Jean Azor-El will proceed as the sole plaintiff in this action. The Clerk of Court is further directed to open separate civil actions with new docket numbers for Anthony Medina, James Carter, Dakwan Fennell, Ronnie Cole, Lance Kelly, Ramon Gomez, Antonio Graham, Maurice Barnar, and Anthony Brown. A copy of the complaint (ECF No. 2), the order to show cause (ECF No. 4), the motion for the appointment of counsel (ECF No. 5), each plaintiff's respective request to proceed IFP and prisoner authorization, and this order should be docketed in each new case. Chambers will mail a copy of this order to all Plaintiffs and note service on the docket. SO ORDERED. (Signed by Judge Louis L. Stanton on 5/18/20) (rdz) (Entered: 05/19/2020)
05/18/2020		Transmission to Office of the Clerk of Court. Transmitted re: 20 Order, to the Office of the Clerk of Court for processing..(rdz) (Entered: 05/20/2020)
05/19/2020		Mailed a copy of 20 Order, to each Plaintiff: Jean Azor-El, NYSID: 07315251M, B&C No. 4411905123, North Infirmiry Command, 15-00 Hazen Street, New York, NY 11370; Anthony Medina, NYSID: 07982100K, B&C No. 2412000049, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; James Carter, NYSID: 05940325H, B&C No. 1001900347, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Dakwan Fennell, NYSID: 07934806P, B&C No. 4411904639, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Ronnie Cole, NYSID: 04200697R, B&C No. 9801900423, West Facility, 16-06 Hazen Street, East Elmhurst, NY 11370; Lance Kelly, NYSID: 05707030Q B&C, No. 3491808075, Robert N. Davoren Center, 11-11 Hazen Street, East Elmhurst, NY 11370; Ramon Gomez, NYSID: 13923555R, B&C No. 3492000441, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Antonio Graham, NYSID: 05337571Z, B&C No. 1411905134, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Maurice Barnar, NYSID: 08439171L, B&C No. 8951900337, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Anthony Brown, NYSID: 09090584Q, B&C No. 3492000266, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370.(ml) (Entered: 05/19/2020)

05/28/2020	<u>21</u>	ORDER GRANTING IFP APPLICATION IN PRISONER CASE: Plaintiff's application for leave to proceed without prepayment of fees is granted. A prisoner bringing a civil action is required to pay the full \$350 filing fee even when proceeding <i>in forma pauperis</i> (IFP), that is, without prepayment of fees.... The Court must collect, when funds exist in a prisoner's account, an initial partial filing fee plus monthly payments. The Clerk of Court is directed to send a copy of this order and the prisoner authorization to the agency having custody of Plaintiff. That agency is directed to forward copies of Plaintiff's prison trust fund account for the past six months and to disburse the payments required under 28 U.S.C. § 1915 to the United States District Court for the Southern District of New York and to include the above docket number on the disbursement before sending it to the Court. If Plaintiff is transferred to another facility, the current facility shall provide a copy of this order to the facility to which Plaintiff is transferred. The Clerk of Court is also directed to send a copy of this order to Plaintiff and note service on the docket. Finally, it is Plaintiff's obligation to promptly submit a written notification to the Court if Plaintiff's address changes, and the Court may dismiss the action if Plaintiff fails to do so. (Signed by Judge Louis L. Stanton on 5/28/2020) (sac) Transmission to Docket Assistant Clerk for processing. Modified on 6/3/2020 (sac). (Entered: 05/29/2020)
06/04/2020	<u>22</u>	LETTER addressed to Judge Louis L. Stanton from Jean Azor-El dated 5/26/20 re: proposed class action Complaint along with a Motion for a Temporary restraining Order and Preliminary Injunction seeking immediate relief. Document filed by Jean Azor-El.(yv) (Entered: 06/04/2020)
06/04/2020	<u>23</u>	LETTER addressed to Judge Louis L. Stanton from Anthony Medina dated 5/28/2020 re: withdrawing as a plaintiff. Document filed by Anthony Medina.(rro) (Entered: 06/04/2020)
06/05/2020		Mailed a copy of <u>21</u> Order Granting IFP Application in Prisoner Case, to Jean Azor-El, NYSID: 07315251M, B&C No. 4411905123; North Infirmary Command, 15-00 Hazen Street, New York, NY 11370; to the Warden/Superintendent of North Infirmary Command. (sac) (Entered: 06/05/2020)
06/05/2020		Magistrate Judge James L. Cott is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: https://nysd.uscourts.gov/sites/default/files/2018-06/AO-3.pdf . (ad) (Entered: 06/05/2020)

06/05/2020		NOTICE OF CASE REASSIGNMENT to Judge Katherine Polk Failla. Judge Louis L. Stanton is no longer assigned to the case. (ad) (Entered: 06/05/2020)
06/05/2020	24	Notice of Reassignment to Judge Failla mailed to Jean Azor-El. (ad) (Entered: 06/05/2020)
06/10/2020	26	ORDER OF SERVICE: The Clerk of Court is directed to mail a copy this Order to Plaintiff, together with an information package. The Court dismisses Plaintiff's claims against the Department of Correction and the New York State Division of Parole. See 28 U.S.C. § 1915(e)(2)(B)(ii), (iii). The Clerk of Court is directed to add "Jane/John Doe, NIC Respiratory Therapist" under Fed. R. Civ. P. 21. The Clerk of Court is directed to electronically notify the New York City Department of Correction and the New York City Law Department of this Order. The Court requests that Defendants City of New York and Warden Kisa Smalls, waive service of summons. The Clerk of the Court is directed to mail a copy of this Order and the complaint to the New York City Law Department at 100 Church Street New York, New York 10007. An Amended Complaint form is attached to this Order. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. Cf. Coppedge v. United States, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue). SO ORDERED. (Waiver of Service due by 7/10/2020. Jane/John Doe added. New York City Department of Corrections (is sued in its official capacity) and New York State Division of Parole terminated. (Signed by Judge Katherine Polk Failla on 6/9/2020) (rro) Transmission to Pro Se Assistants for processing. Modified on 6/17/2020 (rro). (Entered: 06/10/2020)
06/15/2020	27	ORDER CONSOLIDATING CASES AND GRANTING REQUEST FOR PRO BONO COUNSEL granting (5) Motion to Appoint Counsel in case 1:20-cv-03650-KPF; granting (5) Motion to Appoint Counsel in case 1:20-cv-03984-KPF; granting (5) Motion to Appoint Counsel in case 1:20-cv-03985-KPF; granting (5) Motion to Appoint Counsel in case 1:20-cv-03990-KPF; granting (6) Motion to Appoint Counsel in case 1:20-cv-03979-KPF; granting (6) Motion to Appoint Counsel in case 1:20-cv-03980-KPF; granting (6) Motion to Appoint Counsel in case 1:20-cv-03982-KPF; granting (6) Motion to Appoint Counsel in case 1:20-cv-03983-KPF. For the foregoing reasons, the Clerk of Court is directed to consolidate these cases, and Plaintiffs' motion for the appointment of counsel is granted. The Court advises Plaintiffs that there are no funds to retain counsel in civil cases and the Court

		<p>relies on volunteers. Due to a scarcity of volunteer attorneys, a lengthy period of time may pass before counsel volunteers to represent Plaintiffs. If an attorney volunteers, the attorney will contact Plaintiffs directly. There is no guarantee, however, that a volunteer attorney will decide to take the case, and Plaintiffs should be prepared to proceed with the case without an attorney. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. Cf. Coppedge v. United States, 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue). (Signed by Judge Katherine Polk Failla on 6/15/2020) Filed In Associated Cases: 1:20-cv-03650-KPF et al. Copies Mailed By Chambers. (rro) Transmission to Office of Pro Se Litigation for processing. (Entered: 06/15/2020)</p>
06/16/2020		<p>Mailed a copy of (10 in 1:20-cv-03985-KPF, 10 in 1:20-cv-03983-KPF, 10 in 1:20-cv-03990-KPF, 27 in 1:20-cv-03650-KPF, 10 in 1:20-cv-03984-KPF, 10 in 1:20-cv-03980-KPF, 10 in 1:20-cv-03979-KPF, 10 in 1:20-cv-03982-KPF) Order on Motion to Appoint Counsel, to Jean Azor-El, NYSID: 07315251M, B&C No. 4411905123, North Infirmity Command, 15-00 Hazen Street, East Elmhurst, New York 11370; Anthony Medina, NYSID: 07982100K, B&C No. 2412000049, North Infirmity Command, 15-00 Hazen Street, East Elmhurst, New York 11370; James Carter, NYSID: 05940325H, B&C No. 1001900347, North Infirmity Command, 15-00 Hazen Street, East Elmhurst, New York 11370; Dakwan Fennell, NYSID: 07934806P, B&C No. 4411904639, North Infirmity Command, 15-00 Hazen Street, East Elmhurst, New York 11370; Lance Kelly, NYSID: 05707030Q, B&C No. 3491808075, Robert N. Davoren Center, 11-11 Hazen Street, East Elmhurst, New York 11370; Ramon Gomez, NYSID: 13923555R, B&C No. 3492000441, North Infirmity Command, 15-00 Hazen Street, East Elmhurst, New York 11370; Antonio Graham, NYSID: 05337571Z, B&C No. 1411905134, North Infirmity Command, 15-00 Hazen Street, East Elmhurst, New York 11370; Anthony Brown, NYSID: 09090584Q, B&C No. 3492000266, North Infirmity Command, 150-00 Hazen Street, East Elmhurst, New York 11370. Filed In Associated Cases: 1:20-cv-03650-KPF et al.(tn) (Entered: 06/16/2020)</p>
06/18/2020	28	<p>LETTER addressed to Judge Louis L. Stanton from Anthony Medina dated 6/11/2020 re: transfer back to the disability ADA Unit. Document filed by Anthony Medina.(rro) (Entered: 06/18/2020)</p>

07/02/2020	<u>29</u>	WAIVER OF SERVICE RETURNED EXECUTED. Kisa Smalls waiver sent on 6/2/2020, answer due 8/3/2020. Document filed by Kisa Smalls..(Maginley-Liddie, Lynelle) (Entered: 07/02/2020)
07/08/2020	<u>30</u>	NOTICE OF APPEARANCE by David Sumner Thayer on behalf of City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 07/08/2020)
07/08/2020	<u>31</u>	WAIVER OF SERVICE RETURNED EXECUTED. City of New York waiver sent on 7/8/2020, answer due 9/8/2020. Document filed by City of New York; Kisa Smalls. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 07/08/2020)
07/08/2020	<u>32</u>	CERTIFICATE OF SERVICE of (1) Notice of Appearance, dated July 8, 2020, and (2) Waiver of Service, dated July 8, 2020, served on Jean Azor-El, Anthony Brown, James Carter, Dakwan Fennell, Ramon Gomez, Antonio Graham, Anthony Medina, and Lance Kelly on 07/08/2020. Service was made by First-Class Mail. Document filed by City of New York, Kisa Smalls. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 07/08/2020)
07/10/2020		Received returned mail re: Mail Order by USPS. Mail was addressed to Anthony Brown at NYSID: 09090584Q, B&C No. 3492000266, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY 11370 and was returned for the following reason(s): Return To Sender. Insufficient Address. Unable To Forward. (ta) (Entered: 07/10/2020)
07/21/2020		Pro Se Payment of Fee Processed: \$88.59 Check processed by the Finance Department on 6/18/2020, Receipt Number 465401262915. (sw) (Entered: 07/21/2020)
07/21/2020	<u>33</u>	ORDER GRANTING IFP APPLICATION IN PRISONER CASE AND CONSOLIDATING CASE: For the foregoing reasons, Plaintiffs' application to proceed in forma pauperis is granted, and the Clerk of Court is directed to consolidate this case with the cases already consolidated as Azor-El v. New York City Dep't of Corr., No. 20 Civ. 3650 (KPF). The Clerk of Court is directed to send a copy of this Order and the prisoner authorization to the agency having custody of Plaintiff. That agency is directed to forward copies of Plaintiff's prison trust fund account for the past six months and to disburse the payments required under 28 U.S.C. § 1915 to the United States District Court for the Southern District of New York and to include the above docket number on the disbursement before sending it to the Court. If Plaintiff is transferred to another facility, the current facility shall provide a copy of this Order to the facility

		to which Plaintiff is transferred. The Clerk of Court is also directed to send a copy of this Order to Plaintiff and note service on the docket. The Court certifies under 28 U.S.C. § 1915(a)(3) that any appeal from this order would not be taken in good faith, and therefore IFP status is denied for the purpose of an appeal. Cf. <i>Coppedge v. United States</i> , 369 U.S. 438, 444-45 (1962) (holding that an appellant demonstrates good faith when he seeks review of a nonfrivolous issue). Finally, it is Plaintiff's obligation to promptly submit a written notification to the Court if Plaintiff's address changes, and the Court may dismiss the action if Plaintiff fails to do so. SO ORDERED. (Signed by Judge Katherine Polk Failla on 7/21/2020) Copies sent by Chambers. (ks) Transmission to Docket Assistant Clerk for processing. (Entered: 07/21/2020)
07/22/2020		Mailed a copy of 33 Order Granting IFP Application in Prisoner Case, to Maurice Barnar, NYSID: 08439171L, B&C No. 8951900337, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY 11370. (vn) (Entered: 07/22/2020)
07/22/2020		Mailed a copy of 33 Order Granting IFP Application in Prisoner Case, to Superintendent, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY 11370. (vn) (Entered: 07/22/2020)
07/24/2020		Mailed a copy of 33 Order Granting IFP Application in Prisoner Case, to Maurice Barnar, NYSID: 08439171L, B&C No. 8951900337, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY.(tn) (Entered: 07/29/2020)
07/31/2020	34	FIRST LETTER MOTION for Extension of Time to File Answer re: (3 in 1:20-cv-03982-KPF) Complaint, (3 in 1:20-cv-03984-KPF) Complaint, (3 in 1:20-cv-03990-KPF) Complaint, (3 in 1:20-cv-03980-KPF) Complaint, (2 in 1:20-cv-03650-KPF) Complaint, (3 in 1:20-cv-03983-KPF) Complaint, (3 in 1:20-cv-03985-KPF) Complaint, (2 in 1:20-cv-03978-KPF) Complaint, (3 in 1:20-cv-03979-KPF) Complaint <i>or otherwise respond to the Complaint, and aligning such deadlines to September 9, 2020</i> addressed to Judge Katherine Polk Failla from David S. Thayer dated July 31, 2020. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, City of New York, Kisa Smalls, City of New York, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 07/31/2020)
08/03/2020	35	CERTIFICATE OF SERVICE of Letter Motion for Alignment of Deadline to Respond to the Complaint served on Jean Azor-El, Anthony Brown, James Carter, Dakwan Fennell, Ramon Gomez, Antonio Graham, Anthony Medina, and Lance Kelly on 07/31/2020. Service was made by First-Class Mail. Document filed by City of

		New York, Kisa Smalls. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 08/03/2020)
08/03/2020	36	ORDER granting (34) Letter Motion for Extension of Time to Answer in case 1:20-cv-03650-KPF; granting (15) Letter Motion for Extension of Time to Answer in case 1:20-cv-03984-KPF; granting (16) Letter Motion for Extension of Time to Answer in case 1:20-cv-03978-KPF; granting (22) Letter Motion for Extension of Time to Answer in case 1:20-cv-03985-KPF; granting (15) Letter Motion for Extension of Time to Answer in case 1:20-cv-03990-KPF; granting (16) Letter Motion for Extension of Time to Answer in case 1:20-cv-03979-KPF; granting (15) Letter Motion for Extension of Time to Answer in case 1:20-cv-03980-KPF; granting (15) Letter Motion for Extension of Time to Answer in case 1:20-cv-03982-KPF; granting (15) Letter Motion for Extension of Time to Answer in case 1:20-cv-03983-KPF. Application GRANTED. SO ORDERED. (Signed by Judge Katherine Polk Failla on 7/31/2020) Filed In Associated Cases: 1:20-cv-03650-KPF et al. Copies Mailed By Chambers. (rro) Modified on 8/3/2020 (rro). (Entered: 08/03/2020)
08/03/2020		Set/Reset Deadlines: City of New York answer due 9/9/2020; Kisa Smalls answer due 9/9/2020. (rro) (Entered: 08/03/2020)
08/05/2020	37	FRCP 4 SERVICE PACKAGE MAILED to Jean Azor-El, at North Infirmary Command 15-00 Hazen Street East Elmhurst, NY 11370, on 8/5/2020 Re: 26 Order of Service, via REGULAR MAIL. The following document(s) were enclosed in the Service Package: a copy of the order of service or order to answer and other orders entered to date, the individual practices of the district judge and magistrate judge assigned to your case, Instructions for Litigants Who Do Not Have Attorneys, Notice Regarding Privacy and Public Access to Electronic Case Files, a Motions guide, a notice that the Pro Se Manual has been discontinued, a Notice of Change of Address form to use if your contact information changes, a handout explaining matters handled by magistrate judges and consent form to complete if all parties agree to proceed for all purposes before the magistrate judge. (sbr) (Entered: 08/05/2020)
08/07/2020		Mailed a copy of (17 in 1:20-cv-03982-KPF, 18 in 1:20-cv-03978-KPF, 18 in 1:20-cv-03979-KPF, 17 in 1:20-cv-03983-KPF, 17 in 1:20-cv-03990-KPF, 24 in 1:20-cv-03985-KPF, 17 in 1:20-cv-03984-KPF, 17 in 1:20-cv-03980-KPF, 36 in 1:20-cv-03650-KPF) Order on Motion for Extension of Time to Answer, to Anthony Brown, 440 W. 57th Street, Room #1634, New York, New York 10019; Jean Azor-El, NYSID: 07315251M, B&C No. 4411905123, North Infirmary Command, 15-00 Hazen Street, New York, NY

		11370; Ramon Gomez, NYSID: 13923555R, B&C No. 3492000441, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Antonio Graham, NYSID: 05337571Z, B&C No. 1411905134, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Anthony Brown, NYSID: 09090584Q, B&C No. 3492000266, North Infirmiry Command, 150-00 Hazen Street, East Elmhurst, New York 11370; James Carter, NYSID: 05940325H, North Infirmiry Command, B&C No. 1001900347, 15-00 Hazen Street, East Elmhurst, NY 11370; Maurice Barnar, NYSID: 08439171L, B&C No. 8951900337, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Dakwan Fennell, NYSID: 07934806P, North Infirmiry Command, B&C No. 4411904639, 15-00 Hazen Street, East Elmhurst, NY 11370; Lance Kelly, NYSID: 05707030Q, B&C No. 3491808075, Robert N. Davoren Center, 11-11 Hazen Street, East Elmhurst, NY 11370; Anthony Medina, 2412000049, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Anthony Medina, 241190428, Anna M. Kross Center, 18-18 Hazen Street, East Elmhurst, NY 11370. Filed In Associated Cases: 1:20-cv-03650-KPF et al. (tn) (Entered: 08/07/2020)
08/10/2020	<u>38</u>	LETTER addressed to Judge Katherine Polk Failla from David S. Thayer dated August 10, 2020, re: the Valentin Order concerning the John Doe respiratory therapist defendant. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, City of New York, Kisa Smalls, City of New York, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 08/10/2020)
08/10/2020	<u>39</u>	CERTIFICATE OF SERVICE of DOC Defendants' Letter Response to the Court's Valentin Order served on Jean Azor-El, Anthony Brown, James Carter, Dakwan Fennell, Ramn Gomez, Antonio Graham, Anthony Medina, Lance Kelly, and Maurice Barnar on 08/10/2020. Service was made by First-Class Mail. Document filed by City of New York, Kisa Smalls. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 08/10/2020)
08/11/2020	<u>40</u>	LETTER addressed to Judge Katherine Polk Failla from Anthony Medina dated 8/3/2020 re: response to defense counsel 7/21/2020 letter. Document filed by Anthony Medina, Anthony Medina.(rro) (Entered: 08/11/2020)
08/18/2020		Received returned mail re: <u>36</u> Order on Motion for Extension of Time to Answer. Mail was addressed to Antonio Graham, NYSID: 05337571Z, B&C No. 1411905134, North Infirmiry Command, 15-00 Hazen Street, East Elmhurst, NY 11370 and was returned for the following reason(s): Return to Sender Not Deliverable as Addressed Unable to Forward, RTS. (vn) (Entered: 08/21/2020)

08/20/2020	<u>41</u>	ENDORSED LETTER from Antonio Graham dated 8/6/2020 re: updated address. ENDORSEMENT: The Clerk of Court is directed to update Mr. Graham's address on the docket. (Signed by Judge Katherine Polk Failla on 8/20/2020) Copies Mailed By Chambers. (rro) (Entered: 08/20/2020)
08/21/2020	<u>42</u>	NOTICE OF LIMITED APPEARANCE OF PRO BONO COUNSEL for James Carter, Anthony Medina, Jean Azor-El. Filed In Associated Cases: 1:20-cv-03650-KPF, 1:20-cv-03980-KPF, 1:20-cv-03985-KPF.(Keenan, Edward) (Entered: 08/21/2020)
08/21/2020	<u>43</u>	NOTICE OF APPEARANCE OF PRO BONO COUNSEL by Edward Emmett Keenan on behalf of James Carter, Anthony Medina, Jean Azor-El Filed In Associated Cases: 1:20-cv-03650-KPF, 1:20-cv-03980-KPF, 1:20-cv-03985-KPF.(Keenan, Edward) (Entered: 08/21/2020)
08/21/2020		Mailed a copy of <u>41</u> Endorsed Letter, to Antonio Graham, 28 MacDonough Street, Apt. 2-F, Brooklyn, New York 11216.(tn) (Entered: 08/25/2020)
09/08/2020		Received returned mail re: <u>36</u> Order on Motion for Extension of Time to Answer. Mail was addressed to Anthony Brown, NYSID: 09090584Q, B&C No. 3492000266, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY 11370 and was returned for the following reason(s): Return To Sender Not Deliverable As Addressed Unable To Forward. (vn) (Entered: 09/09/2020)
09/09/2020	<u>44</u>	LETTER MOTION for Conference <i>in anticipation of a motion to dismiss</i> addressed to Judge Katherine Polk Failla from David S. Thayer dated September 9, 2020,. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, City of New York, Kisa Smalls, City of New York, City of New York.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 09/09/2020)
09/10/2020	<u>45</u>	ORDER granting (44) Letter Motion for Conference in case 1:20-cv-03650-KPF; granting (21) Letter Motion for Conference in case 1:20-cv-03984-KPF; granting (22) Letter Motion for Conference in case 1:20-cv-03978-KPF; granting (47) Letter Motion for Conference in case 1:20-cv-03985-KPF; granting (21) Letter Motion for Conference in case 1:20-cv-03990-KPF; granting (22) Letter Motion for Conference in case 1:20-cv-03979-KPF; granting (23) Letter Motion for Conference in case 1:20-cv-03980-KPF; granting (21) Letter Motion for Conference in case 1:20-cv-03982-KPF; granting (21) Letter Motion for Conference in case 1:20-cv-03983-KPF. The Court is in receipt of Defendants' September 9, 2020 letter requesting a pre-motion conference in anticipation of filing a motion to dismiss. (Dkt. #44). The parties are hereby ORDERED to appear

		<p>for a conference to discuss Plaintiffs' motion for a preliminary injunction (Dkt. #22), as well as Defendants' anticipated motion to dismiss, on October 6, 2020, at 10:00 a.m. At 10:00 a.m. the parties shall call (888) 363-4749 and enter access code 5123533. Please note, the conference will not be available prior to 10:00 a.m. The Court has given the parties additional time to prepare for this conference in the hopes that Plaintiffs will address outstanding issues related to representation by the time the conference occurs. Counsel for Plaintiffs Medina, Azor-El, and Carter shall notify the Court on or by September 30, 2020, if counsel believes that any of the consolidated plaintiffs will still be unrepresented at the time of the Conference so that the Court may arrange for those pro se plaintiffs to attend the conference as well. (Telephone Conference set for 10/6/2020 at 10:00 AM before Judge Katherine Polk Failla.) (Signed by Judge Katherine Polk Failla on 9/10/2020) Filed In Associated Cases: 1:20-cv-03650-KPF et al. Copies Mailed By Chambers. (rro) (Entered: 09/10/2020)</p>
09/11/2020		<p>Mailed a copy of (22 in 1:20-cv-03983-KPF, 23 in 1:20-cv-03978-KPF, 45 in 1:20-cv-03650-KPF, 23 in 1:20-cv-03979-KPF, 22 in 1:20-cv-03982-KPF, 24 in 1:20-cv-03980-KPF, 48 in 1:20-cv-03985-KPF, 22 in 1:20-cv-03990-KPF, 22 in 1:20-cv-03984-KPF) Order on Motion for Conference, to Anthony Brown, NYSID: 09090584Q, B&C No. 3492000266, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, New York 113702; Anthony Brown, 440 W. 57th Street, Room #1634, New York, New York 10019; Dakwan Fennell, NYSID: 07934806P, North Infirmary Command, B&C No. 4411904639, 15-00 Hazen Street, East Elmhurst, NY 11370; Antonio Graham, 28 MacDonough Street, Apt. 2-F, Brooklyn, NY 11216; Maurice Barnar, NYSID: 08439171L, B&C No. 8951900337, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Ramon Gomez, NYSID: 13923555R, B&C No. 3492000441, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY 11370; Lance Kelly, NYSID: 05707030Q, B&C No. 3491808075, Robert N. Davoren Center, 11-11 Hazen Street, East Elmhurst, NY 11370. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(tn) (Entered: 09/11/2020)</p>
09/18/2020		<p>Pro Se Payment of Fee Processed: \$248.69 Check processed by the Finance Department on 9/18/20, Receipt Number 465401266689. (jgl) (Entered: 09/21/2020)</p>
10/02/2020	46	<p>LETTER addressed to Judge Katherine Polk Failla from David S. Thayer dated October 2, 2020 re: order of production of Plaintiff Lance Kelly for the 10/06/2020 conference. Document filed by City of New York, Kisa Smalls, City of New York, City of New York,</p>

		City of New York, Kisa Smalls, City of New York, City of New York. (Attachments: # 1 Text of Proposed Order to Produce)Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 10/02/2020)
10/02/2020	47	ORDER: IT IS HEREBY ORDERED that the Superintendent or other official in charge of Downstate Correctional Facility, or of whichever DOCCS facility in which Mr. Kelly is housed at the date and time of the aforementioned conference, shall produce Mr. Kelly to a place designated by the Superintendent or other official for participation by telephone in said conference. (Signed by Judge Katherine Polk Failla on 10/2/2020) (rro) (Entered: 10/02/2020)
10/05/2020		Mailed a copy of 47 Order, to Lance Kelly, NYSID: 05707030Q, B&C No. 3491808075 at Robert N. Davoren Center, 11-11 Hazen Street, East Elmhurst, NY 11370. (dsh) (Entered: 10/05/2020)
10/05/2020	48	ORDER: IT IS HEREBY ORDERED that the Warden or other official in charge of the North Infirmary Command, or of whichever DOC facility in which Mr. Barnar is housed at the date and time of the aforementioned conference, shall produce Mr. Barnar to a place designated by the Warden or other official for participation by telephone in said conference. (Signed by Judge Katherine Polk Failla on 10/5/2020) (rro) (Entered: 10/05/2020)
10/06/2020		Minute Entry for proceedings held before Judge Katherine Polk Failla: Initial Pretrial Conference held on 10/6/2020. Attorney E.E. Kennan and Litigation Manager Julia Gokhberg, representing Plaintiffs Jean Azor-El, James Carter, and Anthony Medina present. Plaintiffs Maurice Barnar and Lance Kelly present. Attorney David Sumner Thayer representing Defendants present. Plaintiffs Barnar and Kelly agree to be represented by Mr. Keenan. By the end of October, Mr. Keenan will follow up with Plaintiffs Fennell and Ramon Gomez, and continue to try to contact Plaintiffs Brown and Graham, who are now out of custody, regarding representation. By no later than the end of November Plaintiffs are to file an Amended Complaint. Defendants are to submit a letter to the Court two weeks after receiving the Amended Complaint, informing the Court if they intend on filing an answer or motion to dismiss. Defendants are to order a copy of today's transcript and provide a copy, at the minimum, to Plaintiffs Barnar and Kelly. (Court Reporter Kelly Surina) Associated Cases: 1:20-cv-03650-KPF et al.(tn) (Entered: 10/06/2020)
11/02/2020	49	TRANSCRIPT of Proceedings re: CONFERENCE held on 10/6/2020 before Judge Katherine Polk Failla. Court

		Reporter/Transcriber: Kelly Surina, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 11/23/2020. Redacted Transcript Deadline set for 12/3/2020. Release of Transcript Restriction set for 1/31/2021..(McGuirk, Kelly) (Entered: 11/02/2020)
11/02/2020	50	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 10/6/20 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days....(McGuirk, Kelly) (Entered: 11/02/2020)
11/10/2020		Received returned mail re: 47 Order. Mail was addressed to Lance Kelly, NYSID: 05707030Q, B&C No. 3491808075, Robert N. Davoren Center, 11-11 Hazen Street, East Elmhurst, NY 11370 and was returned for the following reason(s): Return To Sender Not Deliverable As Addressed Unable To Forward, RTS. (vn) (Entered: 11/10/2020)
11/19/2020	51	NOTICE OF APPEARANCE OF PRO BONO COUNSEL by Edward Emmett Keenan on behalf of Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor-El, James Carter, Ronnie Cole, Dakwan Fennell, Anthony Medina, Anthony Medina Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 11/19/2020)
11/24/2020	52	AMENDED COMPLAINT, re: amending 2 Complaint, against Cynthia Brann, City of New York, Clerk of Court, Supreme Court(100 Centre Street, New York, NY 10013), Clerk of Court, Supreme Court(Queens, Kew Gardens, N.Y. 11415), Present Commissioner.Document filed by Jean Azor. Related document: 2 Complaint.(sc) (Entered: 11/24/2020)
11/25/2020		Pro Se Payment of Fee Processed: \$12.72 Check processed by the Finance Department on 11/17/2020, Receipt Number 465401270312. (sw) (Entered: 11/25/2020)
11/30/2020	53	LETTER MOTION for Extension of Time to Amend addressed to Judge Katherine Polk Failla from E.E. Keenan dated 11/30/2020. Document filed by Lance Kelly, Dakwan Fennell, Maurice Barnar,

		Anthony Medina, Ramon Gomez, Jean Azor, James Carter, James Carter, Ronnie Cole, Dakwan Fennell, Anthony Medina, Anthony Medina. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 11/30/2020)
12/01/2020	54	ORDER granting (53) Letter Motion for Extension of Time to Amend in case 1:20-cv-03650-KPF; granting (26) Letter Motion for Extension of Time to Amend in case 1:20-cv-03978-KPF; granting (53) Letter Motion for Extension of Time to Amend in case 1:20-cv-03985-KPF; granting (25) Letter Motion for Extension of Time to Amend in case 1:20-cv-03990-KPF; granting (27) Letter Motion for Extension of Time to Amend in case 1:20-cv-03980-KPF; granting (25) Letter Motion for Extension of Time to Amend in case 1:20-cv-03982-KPF; granting (25) Letter Motion for Extension of Time to Amend in case 1:20-cv-03983-KPF. Application GRANTED. The Clerk of Court is directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3982, 20-cv-3983, 20-cv-3985, and 20-cv-3990. (Amended Pleadings due by 12/11/2020.) (Signed by Judge Katherine Polk Failla on 12/1/2020) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (rro) (Entered: 12/01/2020)
12/01/2020	55	ORDER: The Court has received Plaintiff Jean Azor-El's amended complaint, filed pro se, dated November 12, 2020, and docketed on November 24, 2020. (Dkt. #52). Plaintiff's pro se amended complaint is hereby DISMISSED without prejudice because the claims asserted therein are unrelated to the consolidated action. Plaintiff's counsel is directed to deliver a copy of this Order to Plaintiff. (Signed by Judge Katherine Polk Failla on 12/1/2020) (rro) (Entered: 12/01/2020)
12/08/2020		Received returned mail re: 20 Order. Mail was addressed to Anthony Brown, NYSID: 09090584Q, B&C No. 3492000266, North Infirmary Command, 15-00 Hazen Street, East Elmhurst, NY 11370 and was returned for the following reason(s): Return To Sender. (vn) (Entered: 12/09/2020)
12/11/2020	56	CONSENT LETTER MOTION for Extension of Time to Amend <i>Complaint</i> addressed to Judge Katherine Polk Failla from E.E. Keenan dated 12/11/2020. Document filed by Lance Kelly, Dakwan Fennell, Maurice Barnar, James Carter, Anthony Medina, Ramon Gomez, Jean Azor, James Carter, Ronnie Cole, Dakwan Fennell, Anthony Medina, Anthony Medina. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 12/11/2020)

12/11/2020	<u>57</u>	ORDER granting (56) Letter Motion for Extension of Time to Amend in case 1:20-cv-03650-KPF; granting (28) Letter Motion for Extension of Time to Amend in case 1:20-cv-03978-KPF; granting (57) Letter Motion for Extension of Time to Amend in case 1:20-cv-03985-KPF; granting (27) Letter Motion for Extension of Time to Amend in case 1:20-cv-03990-KPF; granting (29) Letter Motion for Extension of Time to Amend in case 1:20-cv-03980-KPF; granting (27) Letter Motion for Extension of Time to Amend in case 1:20-cv-03982-KPF; granting (27) Letter Motion for Extension of Time to Amend in case 1:20-cv-03983-KPF. Application GRANTED, with the understanding that no further extensions of the deadline to file an amended complaint will be granted. The Clerk of Court is directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3982, 20-cv-3983, 20-cv-3985, and 20-cv-3990. (Amended Pleadings due by 12/18/2020.) (Signed by Judge Katherine Polk Failla on 12/11/2020) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (rro) (Entered: 12/11/2020)
12/18/2020	<u>58</u>	FILING ERROR - DEFICIENT PLEADING - FILER ERROR - AMENDED COMPLAINT amending <u>2</u> Complaint, against City of New York, Kisa Smalls with JURY DEMAND.Document filed by Ramon Gomez, Dakwan Fennell, Anthony Medina, Jean Azor, Lance Kelly, James Carter, James Carter, Maurice Barnar, Dakwan Fennell, Anthony Medina, Ronnie Cole. Related document: <u>2</u> Complaint,..(Keenan, Edward) Modified on 12/21/2020 (jgo). (Entered: 12/18/2020)
12/21/2020		***NOTICE TO ATTORNEY REGARDING DEFICIENT PLEADING. Notice to Attorney Edward Emmett Keenan to RE-FILE Document No. <u>58</u> Amended Complaint. The filing is deficient for the following reason(s): the PDF attached to the docket entry for the pleading is not correct; the wrong filer/filers were selected for the pleading; some of the parties listed on the pleading caption are terminated parties and must be re-added to the case or removed from the PDF case caption; if removing parties from the PDF case caption, they must not be selected as filers; due to deficient pleading on the due date, Court's leave must be granted. Re-file the pleading using the event type Amended Complaint found under the event list Complaints and Other Initiating Documents - attach the correct signed PDF - select the individually named filer/filers - select the individually named party/parties the pleading is against. (jgo) Modified on 12/21/2020 (jgo). (Entered: 12/21/2020)

01/04/2021	<u>59</u>	<p>CONSENT LETTER MOTION for Extension of Time to File Answer re: (31 in 1:20-cv-03980-KPF) Amended Complaint, (58 in 1:20-cv-03650-KPF) Amended Complaint, (29 in 1:20-cv-03982-KPF) Amended Complaint, (30 in 1:20-cv-03978-KPF) Amended Complaint, (59 in 1:20-cv-03985-KPF) Amended Complaint, (29 in 1:20-cv-03990-KPF) Amended Complaint, (29 in 1:20-cv-03983-KPF) Amended Complaint, <i>and separately requesting that Plaintiffs Brown and Graham be deemed to have voluntarily withdrawn their actions or, in the alternative, that the City's time to respond to the original Complaint with respect to Plaintiffs Brown and Graham continue to be stayed and Plaintiffs Brown and Graham be ordered to show cause as to why they did not file an Amended Complaint</i> addressed to Judge Katherine Polk Failla from David S. Thayer dated January 4, 2021. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York, City of New York.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 01/04/2021)</p>
01/05/2021	<u>60</u>	<p>CONSENT LETTER MOTION for Leave to File First Amended Petition to Be Deemed Filed addressed to Judge Katherine Polk Failla from E.E. Keenan dated 1/5/2021. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 01/05/2021)</p>
01/06/2021	<u>61</u>	<p>ORDER granting (59) Letter Motion for Extension of Time to Answer in case 1:20-cv-03650-KPF; granting (25) Letter Motion for Extension of Time to Answer in case 1:20-cv-03984-KPF; granting (32) Letter Motion for Extension of Time to Answer in case 1:20-cv-03978-KPF; granting (60) Letter Motion for Extension of Time to Answer in case 1:20-cv-03985-KPF; granting (30) Letter Motion for Extension of Time to Answer in case 1:20-cv-03990-KPF; granting (26) Letter Motion for Extension of Time to Answer in case 1:20-cv-03979-KPF; granting (32) Letter Motion for Extension of Time to Answer in case 1:20-cv-03980-KPF; granting (30) Letter Motion for Extension of Time to Answer in case 1:20-cv-03982-KPF; granting (30) Letter Motion for Extension of Time to Answer in case 1:20-cv-03983-KPF. Defendants' application for an extension to the deadline to respond to the Amended Complaint is GRANTED. The Court will address Mr. Brown's and Mr. Graham's cases in separate orders.Plaintiffs' counsel is directed to respond to Defendant's concern regarding Plaintiffs' claims brought pursuant to 28 U.S.C. § 2241 on or by January 14, 2021. The Clerk of Court is directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3981, 20-cv-3982, 20-cv-3983, 20-cv-</p>

		3985, and 20-cv-3990. (Signed by Judge Katherine Polk Failla on 1/6/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (rro) Modified on 1/6/2021 (rro). (Entered: 01/06/2021)
01/06/2021		Set/Reset Deadlines: City of New York answer due 1/25/2021; Kisa Smalls answer due 1/25/2021. (rro) (Entered: 01/06/2021)
01/06/2021	62	ORDER granting (60) Letter Motion for Leave to File Document in case 1:20-cv-03650-KPF; granting (33) Letter Motion for Leave to File Document in case 1:20-cv-03978-KPF; granting (61) Letter Motion for Leave to File Document in case 1:20-cv-03985-KPF; granting (31) Letter Motion for Leave to File Document in case 1:20-cv-03990-KPF; granting (33) Letter Motion for Leave to File Document in case 1:20-cv-03980-KPF; granting (31) Letter Motion for Leave to File Document in case 1:20-cv-03982-KPF; granting (31) Letter Motion for Leave to File Document in case 1:20-cv-03983-KPF. Application GRANTED, with the exception that in case number 20-cv-3981, the First Amended Complaint will be deemed properly filed when and if the Court receives and approves Mr. Cole's request to proceed in forma pauperis. The Clerk of Court is directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3981, 20-cv-3982, 20-cv-3983, 20-cv-3985, and 20-cv-3990. (Signed by Judge Katherine Polk Failla on 1/6/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (rro) (Entered: 01/06/2021)
01/14/2021	63	LETTER RESPONSE to Motion addressed to Judge Katherine Polk Failla from E.E. Keenan dated 1/14/2021 re: (60 in 1:20-cv-03985-KPF, 30 in 1:20-cv-03990-KPF, 30 in 1:20-cv-03983-KPF, 30 in 1:20-cv-03982-KPF, 26 in 1:20-cv-03979-KPF, 32 in 1:20-cv-03980-KPF) CONSENT LETTER MOTION for Extension of Time to File Answer re: (31 in 1:20-cv-03980-KPF) Amended Complaint, (58 in 1:20-cv-03650-KPF) Amended Complaint, (29 in 1:20-cv-03982-KPF) Amended Complaint, (30 in 1:20-cv-03978-KPF) Amended Complaint, (59 <i>Addressing Habeas Issue</i> . Document filed by Lance Kelly, Dakwan Fennell, Maurice Barnar, James Carter, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 01/14/2021)
01/21/2021	64	ANSWER to 58 Amended Complaint,. Document filed by City of New York, Kisa Smalls..(Thayer, David) (Entered: 01/21/2021)
01/22/2021	65	MOTION for Preliminary Injunction . Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 01/22/2021)

01/22/2021	<u>66</u>	MEMORANDUM OF LAW in Support re: (65 in 1:20-cv-03650-KPF, 36 in 1:20-cv-03983-KPF, 38 in 1:20-cv-03980-KPF, 66 in 1:20-cv-03985-KPF, 36 in 1:20-cv-03982-KPF, 36 in 1:20-cv-03990-KPF, 38 in 1:20-cv-03978-KPF) MOTION for Preliminary Injunction . . Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. (Attachments: # <u>1</u> Exhibit A - Azor-El Declaration, # <u>2</u> Exhibit B - Barnar Declaration, # <u>3</u> Exhibit C - Cole Declaration, # <u>4</u> Exhibit D - Feeney Deposition, # <u>5</u> Exhibit E - Distribution of Masks Order, # <u>6</u> Exhibit F - Herrington Declaration, # <u>7</u> Exhibit G - Sanitizing Manual, # <u>8</u> Exhibit H - Televisit Guidelines, # <u>9</u> Exhibit I - OCC Report, # <u>10</u> Exhibit J - Ventilation Information)Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 01/22/2021)
01/22/2021	<u>67</u>	MEMORANDUM OF LAW in Support re: (65 in 1:20-cv-03650-KPF, 36 in 1:20-cv-03983-KPF, 38 in 1:20-cv-03980-KPF, 66 in 1:20-cv-03985-KPF, 36 in 1:20-cv-03982-KPF, 36 in 1:20-cv-03990-KPF, 38 in 1:20-cv-03978-KPF) MOTION for Preliminary Injunction . . Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. (Attachments: # <u>1</u> Exhibit A - Azor-El Declaration, # <u>2</u> Exhibit B - Barnar Declaration, # <u>3</u> Exhibit C - Cole Declaration, # <u>4</u> Exhibit D - Feeney Deposition, # <u>5</u> Exhibit E - Distribution of Masks Order, # <u>6</u> Exhibit F - Herrington Declaration, # <u>7</u> Exhibit G - Sanitizing Manual, # <u>8</u> Exhibit H - Televisit Guidelines, # <u>9</u> Exhibit I - OCC Report, # <u>10</u> Exhibit J - Ventilation Information)Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 01/22/2021)
01/25/2021	<u>68</u>	ORDER: The Court is in receipt of the consolidated Plaintiffs' Motion for a Preliminary Injunction. (Dkt #65-67). Accordingly, the Court adopts the following briefing schedule: Defendants' opposition shall be due on or by February 1, 2021; and Plaintiff's reply papers, if any, shall be due on or by February 5, 2021. The parties shall appear for oral argument on Plaintiffs' pending motion on February 10, 2021, at 3:00 p.m. The oral argument shall take place by videoconference, and the Court will distribute information for accessing the conference in advance of the oral argument., (Responses due by 2/1/2021, Replies due by 2/5/2021., Oral Argument set for 2/10/2021 at 03:00 PM before Judge Katherine Polk Failla.) (Signed by Judge Katherine Polk Failla on 1/25/2021)

		Filed In Associated Cases: 1:20-cv-03650-KPF et al, 20 Civ. 3978 (KPF), 20 Civ. 3980 (KPF), 20 Civ. 3981 (KPF), 20 Civ. 3982 (KPF), 20 Civ. 3983 (KPF), 20 Civ. 3985 (KPF), 20 Civ. 3990 (KPF), (nb) (Entered: 01/25/2021)
01/27/2021	69	NOTICE OF APPEARANCE by Chlarens Orsland on behalf of City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Orsland, Chlarens) (Entered: 01/27/2021)
01/29/2021	70	LETTER MOTION for Discovery addressed to Judge Katherine Polk Failla from E.E. Keenan dated 1/28/2021. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 01/29/2021)
01/29/2021	71	LETTER RESPONSE in Opposition to Motion addressed to Judge Katherine Polk Failla from David S. Thayer dated January 28, 2021 re: (70 in 1:20-cv-03650-KPF, 41 in 1:20-cv-03990-KPF, 41 in 1:20-cv-03982-KPF, 41 in 1:20-cv-03983-KPF, 43 in 1:20-cv-03980-KPF, 43 in 1:20-cv-03978-KPF, 71 in 1:20-cv-03985-KPF) LETTER MOTION for Discovery addressed to Judge Katherine Polk Failla from E.E. Keenan dated 1/28/2021. . Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 01/29/2021)
01/29/2021	72	ORDER denying (70) Letter Motion for Discovery in case 1:20-cv-03650-KPF. The Court is in receipt of the parties' letters regarding Plaintiffs' request to pursue additional depositions in advance of oral argument on Plaintiffs' pending motion for a preliminary injunction. (See, e.g., Azor-El v. City of New York et al., No. 20 Civ. 3650 (KPF), Dkt. #70-71). Plaintiffs' request is DENIED without prejudice. Plaintiffs may renew their request after the pending motion for a preliminary injunction is resolved. The Court understands that Plaintiffs seek relief for a class that includes all persons currently incarcerated at Rikers Island (see, e.g., Azor-El, No. 20 Civ. 3650, Dkt. #58 (First Amended Complaint), 171), and that the pending motion for a preliminary injunction similarly seeks relief on behalf of all persons incarcerated at Rikers Island (see, e.g., Azor-El, No. 20 Civ. 3650, Dkt. #65, 67). To the extent Defendants challenge Plaintiffs' standing to seek such relief, they may raise their objections in their opposition to the pending motion for a preliminary injunction and/or through future motion practice. The Clerk of Court is respectfully directed to docket this Order in case

		<p>numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3981, 20-cv-3982, 20-cv-3983, 20-cv-3985, 20-cv-3990. The Clerk of Court is directed to terminate the motions pending at docket number 70 in case number 20-cv-3650; docket number 43 in case number 20-cv-3978; docket number 43 in case number 20-cv-3980; docket number 18 in case number 20-cv-3981; docket number 41 in case number 20-cv-3982; docket number 71 in case 5; and docket number 41 in case number 20-cv-3990.. (Signed by Judge Katherine Polk Failla on 1/29/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al., 20cv3978, 20cv3980, 20cv3981, 20cv3982, 20cv3983, 20cv3985, 20cv3990. (nb) (Entered: 01/29/2021)</p>
02/01/2021	73	<p>DECLARATION of Patricia Feeney in Opposition re: (36 in 1:20-cv-03983-KPF) MOTION for Preliminary Injunction .. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. (Attachments: # 1 Exhibit 1 -- Directive 3900R, # 2 Exhibit 2 -- Direction 3900R-B, # 3 Exhibit 3 -- Directive 3903, # 4 Exhibit 4 -- Directive 2269, # 5 Exhibit 5 -- Teletype Order No. HQ-02752-0, # 6 Exhibit 6 -- Assorted Teletype Orders)Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 02/01/2021)</p>
02/01/2021	74	<p>DECLARATION of Patricia Yang, DrPH, in Opposition re: (65 in 1:20-cv-03650-KPF, 36 in 1:20-cv-03983-KPF, 38 in 1:20-cv-03980-KPF, 66 in 1:20-cv-03985-KPF, 36 in 1:20-cv-03982-KPF, 36 in 1:20-cv-03990-KPF, 38 in 1:20-cv-03978-KPF) MOTION for Preliminary Injunction .. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 02/01/2021)</p>
02/01/2021	75	<p>DECLARATION of Richard C. Reilly in Opposition re: (65 in 1:20-cv-03650-KPF, 36 in 1:20-cv-03983-KPF, 38 in 1:20-cv-03980-KPF, 66 in 1:20-cv-03985-KPF, 36 in 1:20-cv-03982-KPF, 36 in 1:20-cv-03990-KPF, 38 in 1:20-cv-03978-KPF) MOTION for Preliminary Injunction .. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 02/01/2021)</p>
02/01/2021	76	<p>MEMORANDUM OF LAW in Opposition re: (65 in 1:20-cv-03650-KPF, 36 in 1:20-cv-03983-KPF, 38 in 1:20-cv-03980-KPF, 66 in 1:20-cv-03985-KPF, 36 in 1:20-cv-03982-KPF, 36 in 1:20-cv-03990-KPF, 38 in 1:20-cv-03978-KPF) MOTION for Preliminary Injunction . . Document filed by City of New York, Kisa Smalls,</p>

		City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 02/01/2021)
02/05/2021	77	LETTER MOTION for Extension of Time to File Response/Reply <i>in Support of Motion for Preliminary Injunction</i> addressed to Judge Katherine Polk Failla from E.E. Keenan dated 2/5/2021. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 02/05/2021)
02/05/2021	78	DECLARATION of Ryan Herrington, MD, MPH in Support re: (65 in 1:20-cv-03650-KPF, 36 in 1:20-cv-03983-KPF, 38 in 1:20-cv-03980-KPF, 66 in 1:20-cv-03985-KPF, 36 in 1:20-cv-03982-KPF, 36 in 1:20-cv-03990-KPF, 38 in 1:20-cv-03978-KPF) MOTION for Preliminary Injunction .. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 02/05/2021)
02/06/2021	80	ORDER granting (77) Letter Motion for Extension of Time to File Response/Reply in case 1:20-cv-03650-KPF. Application GRANTED. The Clerk of Court is respectfully directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3981, 20-cv-3982, 20- cv-3983, 20- cv-3985, 20-cv-3990. (Signed by Judge Katherine Polk Failla on 2/6/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (nb) (Entered: 02/08/2021)
02/07/2021	79	REPLY MEMORANDUM OF LAW in Support re: (65 in 1:20-cv-03650-KPF, 36 in 1:20-cv-03983-KPF, 38 in 1:20-cv-03980-KPF, 66 in 1:20-cv-03985-KPF, 36 in 1:20-cv-03982-KPF, 36 in 1:20-cv-03990-KPF, 38 in 1:20-cv-03978-KPF) MOTION for Preliminary Injunction . . Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. (Attachments: # 1 Exhibit 1 - Board of Correction Weekly Report, # 2 Exhibit 2 - Rikers Housing Density Deck, # 3 Exhibit 3 - NYT Inmate Op-Ed, # 4 Exhibit 4 - Supplemental Herrington Declaration)Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 02/07/2021)
02/09/2021	81	ORDER: It is hereby ORDERED that the Warden or other official in charge of the North Infirmary Command, or of whichever DOC facility in which Mssrs. Azor-El, Barnar, and Cole are housed at the date and time of the aforementioned conference, shall produce Mssrs. Azor-El, Barnar, and Cole to a place designated by the Warden or other official for participation by telephone in said

		conference. At the appointed time, Mssrs. Azor-El, Barnar, and Cole shall call (917) 933-2166 and enter access code 298332451. This dial-in information is for use by the parties only. (Signed by Judge Katherine Polk Failla on 2/9/2021) (nb) (Entered: 02/09/2021)
02/09/2021		NOTICE OF LISTEN-ONLY, REMOTE PUBLIC AUDIO ACCESS DIAL-IN re: (41 in 1:20-cv-03980-KPF, 41 in 1:20-cv-03980-KPF, 39 in 1:20-cv-03990-KPF, 39 in 1:20-cv-03990-KPF, 69 in 1:20-cv-03985-KPF, 69 in 1:20-cv-03985-KPF, 68 in 1:20-cv-03650-KPF, 68 in 1:20-cv-03650-KPF, 39 in 1:20-cv-03983-KPF, 39 in 1:20-cv-03983-KPF, 41 in 1:20-cv-03978-KPF, 41 in 1:20-cv-03978-KPF, 39 in 1:20-cv-03982-KPF, 39 in 1:20-cv-03982-KPF): The conference scheduled for February 10, 2021 at 3:00 p.m. will be held telephonically. Public access dial-in is: (888) 363-4749, access code 5123533. ***No PDF is attached to this entry. (tn) (Entered: 02/09/2021)
02/09/2021	82	LETTER addressed to Judge Katherine Polk Failla from E.E. Keenan dated 2/9/2021 re: Supplemental Information Regarding Staff Testing at Rikers and Housing Density. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 02/09/2021)
02/09/2021	83	LETTER addressed to Judge Katherine Polk Failla from E.E. Keenan dated 2/9/2021 re: Pro Hac Vice Admission of Sonal Bhatia. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 02/09/2021)
02/09/2021	84	PROPOSED ORDER. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole..(Keenan, Edward) Proposed Order to be reviewed by Clerk's Office staff. (Entered: 02/09/2021)
02/10/2021		Minute Entry for proceedings held before Judge Katherine Polk Failla: Motion Hearing held on 2/10/2021 re: 65 MOTION for Preliminary Injunction filed by James Carter, Maurice Barnar, Ronnie Cole, Anthony Medina, Lance Kelly, Jean Azor, Dakwan Fennell, Ramon Gomez: Attorneys Edward Emmett Keenan, Sonal Keenan Bhatia, and Julia Gokhberg, Litigation Manager, representing Plaintiffs present. Attorneys David Sumner Thayer and Chlarens Orsland representing Defendants City of New York and Warden Kisa Smalls present. The Court defers ruling on Plaintiffs'

		<p>motion. The parties shall submit proposed language for an order to disclose medical records. Defendants are to order a copy of today's transcript. (See transcript.) (Court Reporter Rose Prater) (tn) (Entered: 02/10/2021)</p>
02/17/2021	<u>85</u>	<p>ORDER: The parties shall appear for an oral decision regarding Plaintiffs' pending motion for a preliminary injunction on February 19, 2021, at 11:00 a.m. At the appointed time, the parties shall call (888) 363-4749 and enter access code 5123533. Please note, the conference will not be available prior to 11:00 a.m., (Telephone Conference set for 2/19/2021 at 11:00 AM before Judge Katherine Polk Failla.) (Signed by Judge Katherine Polk Failla on 2/17/2021) (nb) (Entered: 02/17/2021)</p>
02/18/2021	<u>86</u>	<p>LETTER addressed to Judge Katherine Polk Failla from Sonal Bhatia & E.E. Keenan dated 2/18/2021 re: Issues Discussed at Oral Argument. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. (Attachments: # <u>1</u> Exhibit 1 - Board of Correction Weekly Report - Feb 17 2021, # <u>2</u> Exhibit 2 - Uniformed Fire Officers Ass'n v. de Blasio (2d Cir.)) Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 02/18/2021)</p>
02/19/2021	<u>87</u>	<p>LETTER addressed to Judge Katherine Polk Failla from David S. Thayer & Chlarens Orsland dated February 19, 2021 re: response to Plaintiffs' February 18, 2021 Letter. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 02/19/2021)</p>
02/19/2021	<u>88</u>	<p>ORDER denying (65) Motion for Preliminary Injunction in case 1:20-cv-03650- KPF. For the reasons stated on the record on February 19, 2021, Plaintiffs' motion for the preliminary injunction is DENIED without prejudice. The Clerk of Court is directed to terminate the motion pending at docket entry 65. SO ORDERED. (Signed by Judge Katherine Polk Failla on 2/19/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (nb) (Entered: 02/19/2021)</p>
02/19/2021		<p>Minute Entry for proceedings held before Judge Katherine Polk Failla: Telephone Conference held on 2/19/2021. Attorneys Edward Emmett Keenan, Sonal Keenan Bhatia, and Marcus Miller, with Julia Gokhberg, Litigation Manager, representing Plaintiffs present. Plaintiff Anthony Medina present. Attorneys David Sumner Thayer, Chlarens Orsland, and Amy Gordon representing Defendants present. Plaintiffs' motion for the preliminary injunction is DENIED without prejudice. (See transcript.) (Court Reporter Pamela Utter)</p>

		Associated Cases: 1:20-cv-03650-KPF et al.(tn) (Entered: 02/23/2021)
02/26/2021	<u>89</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 2/10/2021 before Judge Katherine Polk Failla. Court Reporter/Transcriber: Rose Prater, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/19/2021. Redacted Transcript Deadline set for 3/29/2021. Release of Transcript Restriction set for 5/27/2021.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(McGuirk, Kelly) (Entered: 02/26/2021)
02/26/2021	<u>90</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 2/10/21 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...Filed In Associated Cases: 1:20-cv-03650-KPF et al..(McGuirk, Kelly) (Entered: 02/26/2021)
02/26/2021	<u>91</u>	STATUS REPORT. , <i>regarding targeted discovery, and requesting leave to file an additional update and proposed order on March 3, 2021</i> Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York, City of New York.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 02/26/2021)
02/27/2021	<u>92</u>	MEMO ENDORSEMENT on re: (34 in 1:20-cv-03984-KPF, 61 in 1:20-cv-03982-KPF, 91 in 1:20-cv-03985-KPF, 61 in 1:20-cv-03983-KPF, 63 in 1:20-cv-03980-KPF, 61 in 1:20-cv-03990-KPF, 35 in 1:20-cv-03979-KPF, 63 in 1:20-cv-03978-KPF, 91 in 1:20-cv-03650-KPF) Status Report, filed by Kisa Smalls, City of New York. ENDORSEMENT: Application GRANTED. The Clerk of Court is respectfully directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3981, 20-cv-3982, 20-cv-3983, 20-cv-3985, 20-cv-3990. (Signed by Judge Katherine Polk Failla on 2/27/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (cf) (Entered: 03/01/2021)
03/02/2021	<u>93</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 2/19/2021 before Judge Katherine Polk Failla. Court Reporter/Transcriber: Pamela Utter, (212) 805-0300. Transcript may

		be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/23/2021. Redacted Transcript Deadline set for 4/2/2021. Release of Transcript Restriction set for 6/1/2021. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(McGuirk, Kelly) (Entered: 03/02/2021)
03/02/2021	<u>94</u>	TRANSCRIPT of Proceedings re: CONFERENCE held on 2/19/2021 before Judge Katherine Polk Failla. Court Reporter/Transcriber: Pamela Utter, (212) 805-0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/23/2021. Redacted Transcript Deadline set for 4/2/2021. Release of Transcript Restriction set for 6/1/2021. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(McGuirk, Kelly) (Entered: 03/02/2021)
03/02/2021	<u>95</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a CONFERENCE proceeding held on 2/19/21 has been filed by the court reporter/transcriber in the above-captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days...Filed In Associated Cases: 1:20-cv-03650-KPF et al..(McGuirk, Kelly) (Entered: 03/02/2021)
03/03/2021	<u>96</u>	LETTER addressed to Judge Katherine Polk Failla from Sonal Bhatia & E.E. Keenan dated 3/3/2021 re: Contact with Clients in Rikers Island. Document filed by Lance Kelly, Dakwan Fennell, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor, Ronnie Cole. (Attachments: # <u>1</u> Exhibit 1 - Teleconference Scheduling Receipts) Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 03/03/2021)
03/03/2021	<u>97</u>	LETTER addressed to Judge Katherine Polk Failla from David S. Thayer & Chlarens Orsland dated March 3, 2021 re: Plaintiffs' application of March 3, 2021, regarding communications between Plaintiffs and their counsel. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 03/03/2021)

03/03/2021	<u>98</u>	SUPPLEMENTAL LETTER addressed to Judge Katherine Polk Failla from Sonal Bhatia & E.E. Keenan dated 3/3/2021 re: Reply re: Contact with Clients in Rikers Island. Document filed by Ronnie Cole.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 03/03/2021)
03/03/2021	<u>99</u>	JOINT LETTER addressed to Judge Katherine Polk Failla from David S. Thayer dated March 3, 2021 re: expedited discovery in relation to Plaintiffs' motion for a preliminary injunction. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 03/03/2021)
03/04/2021	<u>100</u>	ORDER. Plaintiff's motion to reopen is granted, and the Clerk of Court is directed to reopen this case and to consolidate this case with the cases already consolidated as Azor-El v. New York City Dep't of Corr., No. 20 Civ. 3650 (KPF). SO ORDERED. (Signed by Judge Katherine Polk Failla on 3/4/21) (yv) (Entered: 03/05/2021)
03/05/2021	<u>101</u>	MEMO ENDORSEMENT re: (69 in 1:20-cv-03983-KPF, 71 in 1:20-cv-03978-KPF, 99 in 1:20-cv-03985-KPF, 69 in 1:20-cv-03982-KPF, 71 in 1:20-cv-03980-KPF, 99 in 1:20-cv-03650-KPF, 69 in 1:20-cv-03990-KPF) Letter, filed by Kisa Smalls, City of New York, (44 in 1:20-cv-03981-KPF) Letter, filed by Kisa Smalls, City of New York. ENDORSEMENT: The Court is in receipt of the parties' joint letter regarding a proposed schedule for targeted expedited discovery. (Dkt. #99). Although sympathetic to Plaintiffs' desire to move discovery as quickly as possible, the Court understands that conducting discovery in this case will likely entail unforeseen delays and prefers to give the parties extra time up front so that no extensions will be required. Accordingly, the Court ORDERS that targeted expedited discovery shall conclude on April 30, 2021. Turning to the parties' dispute over whether discovery will be permitted outside the NIC, the Court ORDERS that for the purposes of this targeted expedited discovery, Plaintiffs may pursue discovery beyond the NIC. On the record on February 10, 2021, the Court explained its understanding that Plaintiffs sought relief for all persons detained on Rikers Island, and Defendants had the opportunity to challenge the scope of Plaintiffs' preliminary injunction but did not. (See Dkt. #89 (Transcript)). Defendants may revisit this issue on a motion for class certification or in opposition to a second motion for injunctive relief. Finally, Plaintiffs ask the Court to order Defendants to respond to requests for production within two weeks, while Defendants request that they be permitted to provide an "informal" response in two weeks, which response will "provide an early assessment of what documents could be

		<p>produced quickly, which would need more time, and highlight any significant disagreements so that [the parties] could begin discussions of those areas and be able to seek Court intervention as needed." (Dkt. #99 at 3). At this time, the Court adopts Defendants' proposal with the understanding that Defendants shall: (i) honor their proposal of an informal response; and (ii) respond with objections to Plaintiffs' requests as soon as possible to bring those issues to the Court's attention promptly. To the extent additional disputes arise in the course of targeted expedited discovery, the parties are expected to meet and confer in good faith to address those disputes. If they are unable to resolve disputes, the parties are to raise those issues promptly with the Court. The Clerk of Court is respectfully directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3981, 20-cv-3982, 20-cv-3983, 20-cv-3985, and 20-cv-3990., (Discovery due by 4/30/2021.) (Signed by Judge Katherine Polk Failla on 3/5/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (nb) (Entered: 03/05/2021)</p>
03/08/2021	102	<p>JOINT LETTER MOTION for Discovery , <i>namely, the 'so-ordering' of the attached proposed order regarding disclosure of certain Plaintiffs' medical records</i> addressed to Judge Katherine Polk Failla from David S. Thayer dated March 8, 2021. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. (Attachments: # 1 Text of Proposed Order to Produce and Qualified Protective Order Under HIPAA)Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 03/08/2021)</p>
03/08/2021	103	<p>ORDER TO PRODUCE AND QUALIFIED PROTECTIVE ORDER UNDER HIPAA...regarding procedures to be followed that shall govern the handling of confidential material...The Court ORDERS that the New York City Health + Hospitals' Correctional Health Services unit, 55 Water Street, 18th Floor, New York, NY (CHS) produce to counsel for the parties(1) Keenan & Bhatia, LLC, 90 Broad Street, New York, N.Y. 10004, via protected email (ee@keenanfirm.com) and (2) James E. Johnson, Corporation of the City of New York, 100 Church Street, New York, N.Y. 10025, via protected email (dthayer@law.nyc.gov)the medical records (other than mental health records, substance use disorder treatment records, and HIV records) concerning treatment rendered at any correctional facility from January 1, 2019 to present of the following persons; as set forth herein. The Clerk of Court is directed to docket this Order in case numbers 20-cv-3650, 20-cv-3978, 20-cv-3980, 20-cv-3981, 20-cv-3982, 20-cv-3983, 20-cv-3985, and 20-cv-3990. (Signed by Judge Katherine Polk Failla on 3/9/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (nb) (Entered: 03/09/2021)</p>

04/20/2021	<u>104</u>	LETTER MOTION for Discovery , <i>namely, the so-ordering of a jointly submitted and countersigned stipulation and protective order</i> addressed to Judge Katherine Polk Failla from David S. Thayer dated April 20, 2021. Document filed by City of New York, Kisa Smalls, City of New York, City of New York, Kisa Smalls, City of New York, Kisa Smalls, City of New York. (Attachments: # <u>1</u> Text of Proposed Order re Confidentiality & Disclosure)Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Thayer, David) (Entered: 04/20/2021)
04/20/2021	<u>105</u>	STIPULATION AND PROTECTIVE ORDER RE: CONFIDENTIALITY AND DISCLOSURE...regarding procedures to be followed that shall govern the handling of confidential material...This confidentiality agreement does not bind the Court or any of its personnel. The Court can modify this stipulation at any time. The Court will retain jurisdiction over the terms and conditions of this agreement only for the pendency of this litigation. Any party wishing to make redacted or sealed submissions shall comply with Rule 6(A) of this Court's Individual Rules of Civil Procedure. (Signed by Judge Katherine Polk Failla on 4/20/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (nb) (Entered: 04/21/2021)
04/21/2021	<u>106</u>	ORDER TO PRODUCE FOR DEPOSITION. IT IS HEREBY ORDERED that the wardens and/or other persons in charge of the respective DOC facilities in which the aforementioned persons are housed produce said persons for depositions by videoconference at such dates/times as may be agreed to by the parties, and as coordinated in conjunction with DOC. SO ORDERED. (Signed by Judge Katherine Polk Failla on 4/21/21) (yv) (Entered: 04/22/2021)
04/27/2021	<u>107</u>	CONSENT LETTER MOTION for Extension of Time to Complete Discovery addressed to Judge Katherine Polk Failla from E.E. Keenan dated 4/27/2021. Document filed by Lance Kelly, Dakwan Fennell, Ronnie Cole, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 04/27/2021)
04/27/2021	<u>108</u>	ORDER granting (107) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03650-KPF; granting (77) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03978-KPF; granting (105) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03985-KPF; granting (75) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03990-KPF; granting (77) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03980-KPF; granting (51) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03981-KPF; granting (75) Letter Motion

		for Extension of Time to Complete Discovery in case 1:20-cv-03982-KPF; granting (75) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03983-KPF. Application GRANTED. The Clerk of Court is directed to docket this Order in case numbers 20 Civ. 3650, 20 Civ. 3978, 20 Civ. 3980, 20 Civ. 3981, 20 Civ. 3982, 20 Civ. 3983, 20 Civ. 3985, and 20 Civ. 3990. The Clerk of Court is directed to terminate the motions pending at: docket entry 107 in case number 20 Civ. 3650; docket entry 77 in case number 20 Civ. 3978; docket entry 77 in case number 20 Civ. 3980; docket entry 51 in case number 20 Civ. 3981; docket entry 75 in case number 20 Civ. 3982; docket entry 75 in case number 20 Civ. 3983; docket entry 105 in case number 20 Civ. 3985; and docket entry 75 in case number 20 Civ. 3990. (Discovery due by 5/21/2021.) (Signed by Judge Katherine Polk Failla on 4/27/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (rro) (Entered: 04/27/2021)
05/21/2021	<u>109</u>	CONSENT LETTER MOTION for Extension of Time to Complete Discovery addressed to Judge Katherine Polk Failla from E.E. Keenan dated 5/21/2021. Document filed by Lance Kelly, Dakwan Fennell, Ronnie Cole, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 05/21/2021)
05/24/2021	<u>110</u>	FILING ERROR - DEFICIENT DOCKET ENTRY - MOTION for Sonal Bhatia to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number NYSDC-24576336. Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Lance Kelly, Dakwan Fennell, Ronnie Cole, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor. (Attachments: # <u>1</u> Exhibit Bhatia Declaration, # <u>2</u> Exhibit Bhatia Missouri Certificate, # <u>3</u> Exhibit Bhatia New Mexico Certificate) Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) Modified on 5/24/2021 (wb). (Entered: 05/24/2021)
05/24/2021	<u>111</u>	LETTER addressed to Judge Katherine Polk Failla from E.E. Keenan dated 5/24/2021 re: Pro Hac Vice Admission of Sonal Bhatia. Document filed by Lance Kelly, Dakwan Fennell, Ronnie Cole, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor. Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 05/24/2021)
05/24/2021		>>>NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice to RE-FILE Document No. (110 in 1:20-cv-03650-KPF, 80 in 1:20-cv-03980-KPF, 80 in 1:20-cv-03978-KPF, 54 in 1:20-cv-03981-KPF, 78 in 1:20-cv-03982-KPF, 78 in 1:20-cv-03983-KPF, 78 in 1:20-cv-03990-KPF, 108 in 1:20-cv-03985-KPF) MOTION for Sonal Bhatia to

		<p>Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number NYSDC-24576336. Motion and supporting papers to be reviewed by Clerk's Office staff... The filing is deficient for the following reason(s): missing Proposed Order; the motion to appear pro hac vice was spread to multiple civil cases; Please pay the Pro Hac Vice filing fee for all the related cases.;. Re-file the motion as a Motion to Appear Pro Hac Vice in the lead case and a separate Motion to Appear Pro Hac Vice in each case and pay the filing fee for each motion - attach the correct signed PDF - select the correct named filer/filers - attach valid Certificates of Good Standing issued within the past 30 days - attach Proposed Order.. Filed In Associated Cases: 1:20-cv-03650-KPF et al.(wb) (Entered: 05/24/2021)</p>
05/24/2021	<u>112</u>	<p>ORDER granting (109) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03650-KPF; granting (79) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03978-KPF; granting (107) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03985-KPF; granting (77) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03990-KPF; granting (79) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03980-KPF; granting (53) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03981-KPF; granting (77) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03982-KPF; granting (77) Letter Motion for Extension of Time to Complete Discovery in case 1:20-cv-03983-KPF. Application GRANTED. The parties are directed to submit a joint status letter on or by June 4, 2021. The Clerk of Court is directed to docket this Order in case numbers 20 Civ. 3650, 20 Civ. 3978, 20 Civ. 3980, 20 Civ. 3981, 20 Civ. 3982, 20 Civ. 3983, 20 Civ. 3985, and 20 Civ. 3990. The Clerk of Court is directed to terminate the motions pending at: docket entry 109 in case number 20 Civ. 3650; docket entry 79 in case number 20 Civ. 3978; docket entry 79 in case number 20 Civ. 3980; docket entry 53 in case number 20 Civ. 3981; docket entry 77 in case number 20 Civ. 3982; docket entry 77 in case number 20 Civ. 3983; docket entry 107 in case number 20 Civ. 3985; and docket entry 78 in case number 20 Civ. 3990. (Discovery due by 6/4/2021.) (Signed by Judge Katherine Polk Failla on 5/24/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (rro) (Entered: 05/24/2021)</p>
05/25/2021	<u>113</u>	<p>MOTION for Sonal Bhatia to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff. Document filed by Jean Azor, Maurice Barnar, James Carter, Ronnie Cole, Dakwan Fennell, Ramon Gomez, Lance Kelly, Anthony Medina. (Attachments: # <u>1</u> Exhibit Bhatia Declaration,</p>

		# 2 Exhibit Missouri Certificate, # 3 Exhibit New Mexico Certificate, # 4 Text of Proposed Order Proposed Order).(Keenan, Edward) (Entered: 05/25/2021)
05/25/2021		>>>NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. 113 MOTION for Sonal Bhatia to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (wb) (Entered: 05/25/2021)
05/25/2021	114	LETTER addressed to Judge Katherine Polk Failla from E.E. Keenan dated 5/25/2021 re: Pro Hac Vice Admission of Sonal Bhatia. Document filed by Lance Kelly, Dakwan Fennell, Ronnie Cole, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 05/25/2021)
05/25/2021	115	MEMO ENDORSEMENT on re: (114 in 1:20-cv-03650-KPF, 81 in 1:20-cv-03983-KPF, 81 in 1:20-cv-03982-KPF, 57 in 1:20-cv-03981-KPF, 83 in 1:20-cv-03978-KPF, 111 in 1:20-cv-03985-KPF, 83 in 1:20-cv-03980-KPF, 81 in 1:20-cv-03990-KPF) Letter re: Pro Hac Vice Admission of Sonal Bhatia, filed by James Carter, Maurice Barnar, Ronnie Cole, Anthony Medina, Lance Kelly, Jean Azor, Dakwan Fennell, Ramon Gomez. ENDORSEMENT: The Court is in receipt of Plaintiffs request that the Court deem the fee for Ms. Bhatia's motion to appear pro hac vice to be paid in a series of related cases. The Court notes that: (i) these individual actions were originally filed as a single case, and were separated into individual actions by the Court, (ii) these cases are effectively consolidated, and (iii) counsel is representing Plaintiffs on a pro bono basis. Accordingly, Plaintiffs' counsel's motion is GRANTED and the Court hereby deems the fee to appear pro hac vice in the follow cases to be paid: 20 Civ. 3650, 20 Civ. 3978, 20 Civ. 3980, 20 Civ. 3981, 20 Civ. 3982, 20 Civ. 3983, 20 Civ. 3985, and 20 Civ. 3990. The Court will grant Ms. Bhatia's motion to appear pro hac vice under separate cover. SO ORDERED. (Signed by Judge Katherine Polk Failla on 5/25/2021) (rj) Modified on 5/26/2021 (rj). (Entered: 05/26/2021)
05/25/2021	116	ORDER FOR ADMISSION PRO HAC VICE granting (113) Motion for Sonal Bhatia to Appear Pro Hac Vice in case 1:20-cv-03650-KPF; terminating (78) Motion for Sonal Bhatia to Appear Pro Hac Vice in case 1:20-cv-03990-KPF. The Clerk of Court is directed to terminate the motion at docket entry 113 in case number 20 Civ. 3650. The Clerk of Court is directed to docket this Order in case numbers 20 Civ. 3650, 20 Civ. 3978, 20 Civ. 3980, 20 Civ. 3981, 20 Civ. 3982, 20 Civ. 3983, 20 Civ. 3985, and 20 Civ. 3990.

		(Signed by Judge Katherine Polk Failla on 5/25/2021) Filed In Associated Cases: 1:20-cv-03650-KPF et al. (tro) (Entered: 05/26/2021)
06/04/2021	117	JOINT LETTER addressed to Judge Katherine Polk Failla from Sonal Bhatia & E.E. Keenan (on behalf of all parties) dated 6/4/2021 re: Joint Status Letter Regarding Second-Round Discovery. Document filed by Lance Kelly, Dakwan Fennell, Ronnie Cole, James Carter, Maurice Barnar, Anthony Medina, Ramon Gomez, Jean Azor.Filed In Associated Cases: 1:20-cv-03650-KPF et al..(Keenan, Edward) (Entered: 06/04/2021)
06/07/2021	118	MEMO ENDORSEMENT on re: 117 Letter, filed by James Carter, Maurice Barnar, Ronnie Cole, Anthony Medina, Lance Kelly, Jean Azor, Dakwan Fennell, Ramon Gomez. ENDORSEMENT: The Court is in receipt of the parties' joint status update and Plaintiff's request to pursue a motion for injunctive relief. (Dkt. #117). The Court adopts the following briefing schedule on Plaintiffs' anticipated motion: Plaintiffs' motion and supporting papers shall be due on or by July 9, 2021; Defendants' opposition papers shall be due August 9, 2021; Plaintiffs' reply papers shall be due August 23, 2021. (Motions due by 7/9/2021., Responses due by 8/9/2021, Replies due by 8/23/2021.) (Signed by Judge Katherine Polk Failla on 6/7/2021) (rro) (Entered: 06/07/2021)

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