

**U.S. DISTRICT COURT**  
**U.S. District Court, Western District of New York (Rochester)**  
**CIVIL DOCKET FOR CASE #: 6:21-cv-06296-FPG**

Hall et al v. Warren et al  
Assigned to: Hon. Frank P. Geraci, Jr.  
Cause: 42:1983 Civil Rights Act

Date Filed: 04/05/2021  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights:  
Other  
Jurisdiction: Federal Question

**Plaintiff**

**Anthony Hall**

represented by **Donald M. Thompson**  
16 West Main Street  
Suite 243  
Rochester, NY 14614  
(585) 423-8290  
Fax: 585-423-0890  
Email:  
dmthompson@etksdefense.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
Baker & Hostetler LLP (NYC)  
45 Rockefeller Plaza  
New York, NY 10111  
212 589-4674  
Fax: 212 589-4201  
Email: ejacobs@bakerlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
Roth & Roth, LLP  
192 Lexington Avenue  
Suite 802  
New York, NY 10016  
212-425-1020  
Fax: 212-532-3801  
Email:

eshields@rothandrothlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
BakerHostetler LLP  
14th Floor  
45 Rockefeller Plaza  
New York, NY 10111  
212-589-4214  
Fax: 212-589-4201  
Email: jmartino@bakerlaw.com  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskowitz**  
The Law Office of Joshua  
Moskovitz  
233 Broadway  
Suite 2220  
New York, NY 10279  
212-380-7040  
Fax: 888-398-0032  
Email: josh@moskovitzlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
Neufeld Scheck & Brustin LLP  
99 Hudson Street  
8th Floor  
New York, NY 10013  
212-965-9081  
Fax: 212 965-9084  
Email: katie@nsbcivilrights.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
Neufeld Scheck & Brustin, LLP  
99 Hudson Street  
8th Floor  
New York, NY 10013  
212-965-9081  
Fax: 212-965-9084

Email: [nick@nsbcivilrights.com](mailto:nick@nsbcivilrights.com)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
Baker & Hostetler LLP  
45 Rockefeller Plaza , NY  
631-767-8908  
Fax: 212-589-4201  
Email: [ibishop@bakerlaw.com](mailto:ibishop@bakerlaw.com)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Stanley Martin**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**

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

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Nicholas Robertson**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Devorah Chatman**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Reynaldo Deguzman**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Emily Good**

represented by **Donald M. Thompson**  
(See above for address)

*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Winona Miller**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**

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

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskowitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Dynasty Buggs**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*



**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lore McSpadden-Walker**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Emily McIntyre**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*

*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskowitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Free the People ROC**

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskowitz**

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

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**National Lawyers Guild  
Rochester, Inc.**  
*on behalf of themselves and other  
people similarly situated*

represented by **Donald M. Thompson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Edward John Jacobs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Elliot Dolby Shields**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jeffrey D. Martino**  
(See above for address)  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Joshua S. Moskovitz**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mary Katherine McCarthy**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Nick Joel Brustin**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ivory L. Bishop , Jr.**  
(See above for address)  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Lovely Ann Warren**

represented by **Patrick Beath**  
City of Rochester  
30 Church Street  
Suite 400A  
Rochester, NY 14614  
585-428-6812  
Fax: 585-428-6950  
Email:  
patrick.beath@cityofrochester.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
City of Rochester  
Law Department  
City Hall, Room 400-A  
30 Church Street  
Rochester, NY 14614-1295  
585-428-6699  
Fax: 585-428-6950  
Email: ashs@cityofrochester.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Cynthia Herriott-Sullivan**  
*TERMINATED: 08/31/2021*

represented by **Patrick Beath**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Henry C. Favor**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Raymond W. Dearcop**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Ralph Montinarelli**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Samuel Lucyshyn**

represented by **Patrick Beath**  
(See above for address)

*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Randy Potuck**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**William Baker**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Alexander Elmore**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**John Clinkhammer**

represented by **Patrick Beath**  
(See above for address)

*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**La'Ron Singletary**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Matthew Drake**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dakota Vanbrederode**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Ethan Paszko**

represented by **Patrick Beath**  
(See above for address)



*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**The City of Rochester**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Adam Bello**  
*TERMINATED: 08/31/2021*

represented by **Maria Elizabeth Rodi**  
Monroe County Department of Law  
39 West Main Street  
Rochester, NY 14614  
585-753-1495  
Fax: 585-324-4227  
Email:  
mariarodi@monroecounty.gov  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Alissa M. Brennan**  
Monroe County Department of Law  
39 West Main Street  
Room 307  
Rochester, NY 14614  
585-530-3100  
Fax: 585-530-3247  
Email:  
alissabrennan@monroecounty.gov  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Todd Baxter**

represented by **Maria Elizabeth Rodi**  
(See above for address)

*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alissa M. Brennan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**County of Monroe**

represented by **Maria Elizabeth Rodi**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alissa M. Brennan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Stephen A. Dellasala**

represented by **Curtis Alan Johnson**  
Bond Schoeneck & King PLLC  
350 Linden Oaks  
3rd Floor  
Rochester, NY 14625  
585-362-4812  
Fax: 585-362-4881  
Email: cjohnson@bsk.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Mitchell J. Banas , Jr.**  
Bond, Schoeneck & King, PLLC  
Avant Building  
200 Delaware Avenue  
Suite 900  
Buffalo, NY 14202  
716-416-7000  
Fax: 716-416-7310  
Email: mbanas@bsk.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Riane F. Lafferty**  
Bond, Schoeneck & King, PLLC  
Avant Building  
200 Delaware Avenue

Suite 900  
Buffalo, NY 14202  
716-416-7000  
Email: rlafferty@bsk.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Domenic Borrelli**

represented by **Patrick Beath**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Spencer L. Ash**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Richard Roe**

*Monroe County Sheriff's Deputies 1-200 (the names and numbers of which are currently unknown)*

represented by **Maria Elizabeth Rodi**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alissa M. Brennan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Sally Sue**

*New York State Police Officers 1-200 (the names and numbers of which are currently unknown)*  
*TERMINATED: 08/31/2021*

**Defendant**

**. John Doe**

*Rochester Police Department Officers 1-200 (the names and numbers of which are currently unknown)*

**Defendant**

**Stephen Boily**

represented by **Spencer L. Ash**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
04/05/2021	<u><a href="#">1</a></u>	COMPLAINT against All Defendants \$ 402 receipt number 0209-4207180, filed by Free the People ROC, Winona Miller, Stanley Martin, Anthony Hall, Emily Good, Nicholas Robertson, Lore McSpadden-Walker, National Lawyers Guild Rochester, Dynasty Buggs, Devorah Chatman, Emily McIntyre, Reynaldo Deguzman. (Attachments: # <u><a href="#">1</a></u> Civil Cover Sheet)(McCarthy, Mary) (Entered: 04/05/2021)
04/05/2021	<u><a href="#">2</a></u>	NOTICE of Appearance by Joshua S. Moskowitz on behalf of Dynasty Buggs, Devorah Chatman, Reynaldo Deguzman, Free the People ROC, Emily Good, Anthony Hall, Stanley Martin, Emily McIntyre, Lore McSpadden-Walker, Winona Miller, National Lawyers Guild Rochester, Nicholas Robertson (Moskovitz, Joshua) (Entered: 04/05/2021)
04/05/2021	<u><a href="#">3</a></u>	NOTICE of Appearance by Elliot Dolby Shields on behalf of All Plaintiffs (Shields, Elliot) (Entered: 04/05/2021)
04/05/2021	<u><a href="#">4</a></u>	CONTINUATION OF EXHIBITS to <u><a href="#">1</a></u> Complaint, <i>Summonses - request to be issued.</i> (Shields, Elliot) (Entered: 04/05/2021)
04/06/2021		Case assigned to Hon. Frank P. Geraci, Jr., Notification to Chambers of on-line civil case opening. (SG) (Entered: 04/06/2021)
04/06/2021		AUTOMATIC REFERRAL to Mediation The ADR Plan is available for download at <a href="http://www.nywd.uscourts.gov/alternative-dispute-resolution">http://www.nywd.uscourts.gov/alternative-dispute-resolution</a> . (SG) (Entered: 04/06/2021)
04/06/2021		Notice of Availability of Magistrate Judge: A United States Magistrate of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form (AO-85) is available for download at <a href="http://www.uscourts.gov/services-forms/forms">http://www.uscourts.gov/services-forms/forms</a> . (SG) (Entered: 04/06/2021)
04/06/2021	<u><a href="#">5</a></u>	Summons Issued as to William Baker, Todd Baxter, Adam Bello, Domenic Borrelli, John Clinkhammer, County of Monroe,

		Raymond W. Dearcop, Stephen A. Dellasala, Matthew Drake, Alexander Elmore, Henry C. Favor, Cynthia Herriott-Sullivan, Samuel Lucyshyn, Ralph Montinarelli, Ethan Paszko, Randy Potuck, La'Ron Singletary, The City of Rochester, Dakota Vanbrederode, Lovely Ann Warren. (Attachments: # <a href="#">1</a> Summons, # <a href="#">2</a> Summons, # <a href="#">3</a> Summons)(SG) (Entered: 04/06/2021)
04/12/2021		ATTENTION CORPORATION PLAINTIFFS/DEFENDANTS: All Corporate Disclosure Statements pursuant to Fed. R. Civ. P.7.1(b) are to be filed within seven (7) days of this notice. (KM) (Entered: 04/12/2021)
04/12/2021	<a href="#">6</a>	First MOTION to appear pro hac vice of <i>Jeffrey D. Martino</i> ( Filing fee \$ 200 receipt number 0209-4215113.) by Anthony Hall. (Attachments: # <a href="#">1</a> Exhibit Pro Hac Vice forms)(Shields, Elliot) (Entered: 04/12/2021)
04/12/2021	<a href="#">7</a>	Corporate Disclosure Statement by Free the People ROC. (Shields, Elliot) (Entered: 04/12/2021)
04/13/2021	<a href="#">8</a>	Corporate Disclosure Statement by National Lawyers Guild Rochester, Inc.. (Shields, Elliot) (Entered: 04/13/2021)
04/13/2021		E-Filing Notification regarding <a href="#">6</a> First MOTION to appear pro hac vice. Filer is directed to refile both pages of the Attorney Database & Electronic Case Filing Registration form using the (continuation of exhibits) event. (KM) (Entered: 04/13/2021)
04/15/2021	<a href="#">9</a>	MOTION to appear pro hac vice of <i>Ivory L. Bishop, Jr.</i> ( Filing fee \$ 200 receipt number 0209-4218822.) by Anthony Hall. (Attachments: # <a href="#">1</a> Affidavit in support of motion, # <a href="#">2</a> Affidavit sponsoring admission, # <a href="#">3</a> Declaration attorney's oath, # <a href="#">4</a> Declaration civility principals oath, # <a href="#">5</a> Exhibit attorney database and ECF registration form)(Thompson, Donald) (Entered: 04/15/2021)
04/15/2021	<a href="#">10</a>	CONTINUATION OF EXHIBITS by Anthony Hall. to <a href="#">6</a> First MOTION to appear pro hac vice of <i>Jeffrey D. Martino</i> ( Filing fee \$ 200 receipt number 0209-4215113.) filed by Anthony Hall. (Shields, Elliot) (Entered: 04/15/2021)
04/20/2021	<a href="#">11</a>	ORDER granting <a href="#">6</a> Motion for Pro Hac Vice as to Jeffrey D. Martino. Signed by Hon. Frank P. Geraci, Jr. on 4/19/21. (JHF) (Entered: 04/20/2021)

04/20/2021	<a href="#"><u>12</u></a>	ORDER granting <a href="#"><u>9</u></a> Motion for Pro Hac Vice as to Ivory L. Bishop, Jr. Signed by Hon. Frank P. Geraci, Jr. on 4/19/21. (JHF) (Entered: 04/20/2021)
04/21/2021	<a href="#"><u>13</u></a>	AFFIDAVIT of Service for Summons and Complaint served on all RPD defendants on 4/12/2021, filed by Anthony Hall. (Shields, Elliot) (Entered: 04/21/2021)
04/21/2021	<a href="#"><u>14</u></a>	AFFIDAVIT of Service for Summons and Complaint served on La'Ron Singletary on 4/14/2021, filed by Anthony Hall. (Attachments: # <a href="#"><u>1</u></a> Affidavit add'l aos)(Shields, Elliot) (Entered: 04/21/2021)
04/21/2021	<a href="#"><u>15</u></a>	AFFIDAVIT of Service for Summons and Complaint served on City, County, Lovely Warren, Adam Bello, Todd Baxter on April 8, 2021, filed by Anthony Hall. (Shields, Elliot) (Entered: 04/21/2021)
04/22/2021	<a href="#"><u>16</u></a>	AFFIDAVIT of Service for Summons and Complaint served on Stephen A. Dellasala on April 14, 2021, filed by Anthony Hall. (Shields, Elliot) (Entered: 04/22/2021)
04/23/2021	<a href="#"><u>17</u></a>	AFFIDAVIT of Service for Summons and Complaint <i>Corrected Affidavit of Service</i> served on Stephen A. Dellasala on April 14, 2021, filed by Anthony Hall. (Shields, Elliot) (Entered: 04/23/2021)
05/03/2021	<a href="#"><u>18</u></a>	MOTION for Extension of Time to File Answer <i>Letter Motion on Consent for Extension of Time to Respond to the Complaint by Answer or by Rule 12 Motion</i> by William Baker, Domenic Borrelli, John Clinkhammer, Raymond W. Dearcop, Matthew Drake, Alexander Elmore, Henry C. Favor, Cynthia Herriott-Sullivan, Samuel Lucyshyn, Ralph Montinarelli, Ethan Paszko, Randy Potuck, La'Ron Singletary, The City of Rochester, Dakota Vanbrederode, Lovely Ann Warren.(Beath, Patrick) (Entered: 05/03/2021)
05/04/2021	<a href="#"><u>19</u></a>	ORDER granting <a href="#"><u>18</u></a> City Defendants' Motion for Extension of Time to Answer. City Defendants' answers now due 6/7/2021. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 5/4/21. (BJJ) (Entered: 05/04/2021)
05/12/2021	<a href="#"><u>20</u></a>	NOTICE of Appearance by Maria Elizabeth Rodi on behalf of Todd Baxter, Adam Bello, County of Monroe, Richard Roe (Rodi, Maria) (Entered: 05/12/2021)
05/12/2021	<a href="#"><u>21</u></a>	Consent MOTION for Extension of Time to File Answer <i>or Otherwise Respond to Complaint</i> by Todd Baxter, Adam Bello,

		County of Monroe, Richard Roe.(Rodi, Maria) (Entered: 05/12/2021)
05/13/2021	<a href="#"><u>22</u></a>	ORDER granting <a href="#"><u>21</u></a> Motion for Extension of Time to Answer. Todd Baxter answer due 6/7/2021; Adam Bello answer due 6/7/2021; County of Monroe answer due 6/7/2021; Richard Roe answer due 6/7/2021. Signed by Hon. Frank P. Geraci, Jr. on 5/13/21. (BJJ) (Entered: 05/13/2021)
05/14/2021	<a href="#"><u>23</u></a>	NOTICE of Appearance by Alissa M. Fortuna-Valentine on behalf of Todd Baxter, Adam Bello, County of Monroe, Richard Roe (Fortuna-Valentine, Alissa) (Entered: 05/14/2021)
05/24/2021	<a href="#"><u>24</u></a>	MOTION for Leave to File Excess Pages <i>on Consent of Plaintiffs</i> by Todd Baxter, Adam Bello, County of Monroe, Richard Roe.(Rodi, Maria) (Entered: 05/24/2021)
05/26/2021	<a href="#"><u>25</u></a>	ORDER granting <a href="#"><u>24</u></a> Motion for Leave to File Excess Pages. Signed by Hon. Frank P. Geraci, Jr. on 5/25/21. (JHF) (Entered: 05/26/2021)
05/27/2021	<a href="#"><u>26</u></a>	MOTION for Leave to File Excess Pages by William Baker, Domenic Borrelli, John Clinkhammer, Raymond W. Dearcop, Matthew Drake, Alexander Elmore, Henry C. Favor, Cynthia Herriott-Sullivan, Samuel Lucyshyn, Ralph Montinarelli, Ethan Paszko, Randy Potuck, La'Ron Singletary, The City of Rochester, Dakota Vanbrederode, Lovely Ann Warren.(Beath, Patrick) (Entered: 05/27/2021)
05/28/2021	27	TEXT ORDER granting <a href="#"><u>26</u></a> Motion for Leave to File Excess Pages. Defendant may file a brief of up to 35 pages. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 5/28/21. (BJJ) (Entered: 05/28/2021)
06/03/2021	<a href="#"><u>28</u></a>	NOTICE of Appearance by Spencer L. Ash on behalf of John Clinkhammer, Raymond W. Dearcop, Matthew Drake, Henry C. Favor, Cynthia Herriott-Sullivan, Samuel Lucyshyn, Randy Potuck, La'Ron Singletary, The City of Rochester, Lovely Ann Warren (Ash, Spencer) (Entered: 06/03/2021)
06/03/2021	<a href="#"><u>29</u></a>	Letter filed by Ethan Paszko, John Clinkhammer, Samuel Lucyshyn, La'Ron Singletary, Lovely Ann Warren, Dakota Vanbrederode, The City of Rochester, Cynthia Herriott-Sullivan, Henry C. Favor, Matthew Drake, Randy Potuck as to Alexander Elmore, Sally Sue, Ethan Paszko, Domenic Borrelli, Ralph Montinarelli, Richard Roe, John Clinkhammer, Samuel Lucyshyn, County of Monroe, La'Ron Singletary, Lovely Ann Warren,

		Raymond W. Dearcop, Todd Baxter, Dakota Vanbrederode, The City of Rochester, Adam Bello, Cynthia Herriott-Sullivan, Henry C. Favor, William Baker,. John Doe, Matthew Drake, Randy Potuck, Stephen A. Dellasala <i>Extend Answer Deadline</i> . (Ash, Spencer) (Entered: 06/03/2021)
06/04/2021		E-Filing Notification regarding <a href="#">29</a> LETTER: this document contains a request for relief and should be filed as a motion. ACTION REQUIRED: Re-file document using the motion event. (SG) (Entered: 06/04/2021)
06/04/2021	<a href="#">30</a>	First MOTION for Extension of Time to File Answer by John Clinkhammer, Raymond W. Dearcop, Matthew Drake, Alexander Elmore, Henry C. Favor, Cynthia Herriott-Sullivan, Samuel Lucyshyn, Ralph Montinarelli, Ethan Paszko, Randy Potuck, The City of Rochester, Dakota Vanbrederode, Lovely Ann Warren. (Attachments: # <a href="#">1</a> Affidavit)(Ash, Spencer) (Entered: 06/04/2021)
06/07/2021	<a href="#">31</a>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>and other relief</i> by Todd Baxter, Adam Bello, County of Monroe, Richard Roe. (Attachments: # <a href="#">1</a> Declaration, # <a href="#">2</a> Exhibit, # <a href="#">3</a> Memorandum in Support)(Rodi, Maria) (Entered: 06/07/2021)
06/08/2021	32	TEXT ORDER ORDER granting <a href="#">30</a> Motion for Extension of Time to Answer. City Defendants' answer now due 6/14/2021. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 6/4/21. (BJJ) (Entered: 06/08/2021)
06/08/2021	33	TEXT ORDER: The County Defendants have filed a motion to dismiss, ECF No. <a href="#">31</a> . Responses to the motion are due on or before 6/29/2021. Replies, if any, are due on or before 7/12/2021. The Court will review the submissions and decide if oral argument is necessary and, if so, notify the parties of the date and time. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 6/8/21. (BJJ) (Entered: 06/08/2021)
06/14/2021	<a href="#">34</a>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>AND TO STRIKE PURSUANT TO RULE 12(f)</i> by William Baker, Domenic Borrelli, John Clinkhammer, Raymond W. Dearcop, Matthew Drake, Alexander Elmore, Henry C. Favor, Cynthia Herriott-Sullivan, Samuel Lucyshyn, Ralph Montinarelli, Ethan Paszko, Randy Potuck, La'Ron Singletary, The City of Rochester, Dakota Vanbrederode, Lovely Ann Warren. (Attachments: # <a href="#">1</a> Declaration Declaration of Patrick Beath in Support of City Defendants' Rule 12 Motion, # <a href="#">2</a> Exhibit A (Complaint), # <a href="#">3</a> Exhibit B (Dr. Charles LoFaso Dissertation),



		# <a href="#">4</a> Memorandum in Support)(Beath, Patrick) (Entered: 06/14/2021)
06/15/2021	<a href="#">35</a>	TEXT ORDER: The City Defendants have filed a motion to dismiss, ECF No. <a href="#">34</a> . Responses to the motion are due on or before 7/9/2021. Replies, if any, are due on or before 7/16/2021. The Court will review the submissions and decide if oral argument is necessary and, if so, notify the parties of the date and time. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 6/15/21. (BJJ) (Entered: 06/15/2021)
06/15/2021	<a href="#">36</a>	NOTICE of Appearance by Mitchell J. Banas, Jr on behalf of Stephen A. Dellasala (Banas, Mitchell) (Entered: 06/15/2021)
06/15/2021	<a href="#">37</a>	NOTICE of Appearance by Riane F. Lafferty on behalf of Stephen A. Dellasala (Lafferty, Riane) (Entered: 06/15/2021)
06/16/2021	<a href="#">38</a>	NOTICE of Appearance by Curtis Alan Johnson on behalf of Stephen A. Dellasala (Johnson, Curtis) (Entered: 06/16/2021)
06/21/2021	<a href="#">39</a>	STIPULATION re <a href="#">34</a> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>AND TO STRIKE PURSUANT TO RULE 12(f)</i> , <a href="#">31</a> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>and other relief</i> , 35 Text Order, 33 Text Order, <i>Briefing schedule - request to be so ordered</i> by Anthony Hall. (Shields, Elliot) (Entered: 06/21/2021)
06/22/2021	<a href="#">40</a>	Letter filed by Stephen A. Dellasala as to Alexander Elmore, Sally Sue, Ethan Paszko, Domenic Borrelli, Ralph Montinarelli, Richard Roe, John Clinkhammer, Samuel Lucyshyn, County of Monroe, La'Ron Singletary, Lovely Ann Warren, Raymond W. Dearcop, Todd Baxter, Dakota Vanbrederode, The City of Rochester, Adam Bello, Cynthia Herriott-Sullivan, Henry C. Favor, William Baker,, John Doe, Matthew Drake, Randy Potuck, Stephen A. Dellasala <i>TO EXTEND ANSWER OR MOTION DEADLINE</i> . (Banas, Mitchell) (Entered: 06/22/2021)
06/23/2021	<a href="#">41</a>	TEXT ORDER: The Court approves the stipulations and requests for extension of time in ECF Nos. <a href="#">39</a> , <a href="#">40</a> . Defendant Dellasala shall file his response to the Complaint on or before 7/9/2021. Any opposition to the pending motions to dismiss shall be filed on or before 8/17/2021. Any replies shall be filed on or before 9/7/2021. Any Amended Complaint shall be filed on or before 8/17/2021, and Defendants shall answer on or before 9/28/2021. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 6/21/21. (BJJ) (Entered: 06/23/2021)

07/09/2021	<a href="#">42</a>	MOTION to Dismiss by Stephen A. Dellasala. Responses due by 8/17/2021. (Attachments: # <a href="#">1</a> Memorandum in Support, # <a href="#">2</a> Exhibit A, # <a href="#">3</a> Declaration of Mitchell Banas)(Banas, Mitchell) (Entered: 07/09/2021)
08/13/2021	<a href="#">43</a>	Letter filed by Anthony Hall as to Alexander Elmore, Sally Sue, Ethan Paszko, Domenic Borrelli, Ralph Montinarelli, Richard Roe, John Clinkhammer, Samuel Lucyshyn, County of Monroe, La'Ron Singletary, Lovely Ann Warren, Raymond W. Dearcop, Todd Baxter, Dakota Vanbrederode, The City of Rochester, Adam Bello, Cynthia Herriott-Sullivan, Henry C. Favor, William Baker,. John Doe, Matthew Drake, Randy Potuck, Stephen A. Dellasala <i>Request on consent for extension of time to file the Amended Complaint.</i> (Shields, Elliot) (Entered: 08/13/2021)
08/16/2021		E-Filing Notification regarding <a href="#">43</a> LETTER: this document contains a request for relief and should be filed as a motion. ACTION REQUIRED: Re-file document using the motion event. (SG) (Entered: 08/16/2021)
08/16/2021	<a href="#">44</a>	First MOTION for Extension of Time to Amend <a href="#">1</a> Complaint, <i>on consent of all parties</i> by Anthony Hall.(Shields, Elliot) (Entered: 08/16/2021)
08/16/2021	45	TEXT ORDER: Plaintiffs' motion, on consent of all parties, for an extension of time to amend the complaint is granted. Amended Complaint now due on or before 8/31/2021. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 8/16/21. (BJJ) (Entered: 08/16/2021)
08/31/2021	<a href="#">46</a>	NOTICE of Appearance by Edward John Jacobs on behalf of Dynasty Buggs, Devorah Chatman, Reynaldo Deguzman, Free the People ROC, Emily Good, Anthony Hall, Stanley Martin, Emily McIntyre, Lore McSpadden-Walker, Winona Miller, National Lawyers Guild Rochester, Inc., Nicholas Robertson (Jacobs, Edward) (Entered: 08/31/2021)
08/31/2021	<a href="#">47</a>	AMENDED COMPLAINT <i>First Amended Complaint</i> against All Defendants, filed by Anthony Hall.(Shields, Elliot) (Entered: 08/31/2021)
09/02/2021	<a href="#">48</a>	CONTINUATION OF EXHIBITS to <a href="#">47</a> Amended Complaint <i>Summons Request for Stephen Boily.</i> (Shields, Elliot) (Entered: 09/02/2021)
09/03/2021	49	TEXT ORDER: Defendants' filed motions to dismiss the original complaint. ECF Nos. <a href="#">31</a> , <a href="#">34</a> , <a href="#">42</a> . The parties then entered into a

		<p>stipulation extending Plaintiffs' time to file an amended complaint so that they "could attempt to resolve any disputes regarding the sufficiency of the pleading prior to it being filed with the Court." ECF No. <a href="#">44</a> . On 8/31/2021, Plaintiffs filed an amended complaint.</p> <p>Accordingly, on or before 9/8/2021, the parties shall file a joint status report indicating whether Defendants are withdrawing their motions to dismiss in light of the amended complaint.</p> <p>SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 9/3/2021. (BJJ) (Entered: 09/03/2021)</p>
09/03/2021	<a href="#">50</a>	Summons Issued as to Stephen Boily. (SG) (Entered: 09/03/2021)
09/08/2021	<a href="#">51</a>	STATUS REPORT <i>re 12(b)(6) motions per ECF 49</i> by Anthony Hall. (Shields, Elliot) (Entered: 09/08/2021)
09/14/2021	<a href="#">52</a>	Second MOTION for Extension of Time to File Answer <i>re 50</i> Summons Issued, <a href="#">47</a> Amended Complaint, <a href="#">48</a> Continuation of Exhibits by Stephen Boily, Domenic Borrelli. (Attachments: # <a href="#">1</a> Declaration)(Ash, Spencer) (Entered: 09/14/2021)
09/14/2021	<a href="#">53</a>	Consent MOTION for Extension of Time to File Answer <i>Second Request</i> by Todd Baxter, County of Monroe, Richard Roe.(Rodi, Maria) (Entered: 09/14/2021)
09/15/2021	<a href="#">54</a>	Consent MOTION for Extension of Time to File Answer <i>re 47</i> Amended Complaint <i>First Request</i> by Stephen A. Dellasala.(Banas, Mitchell) (Entered: 09/15/2021)
09/15/2021	55	TEXT ORDER granting motions for extension of time to file answers to the amended complaint. ECF Nos. <a href="#">52</a> , <a href="#">53</a> , <a href="#">54</a> . Answers due 10/30/2021. SO ORDERED. Signed by Hon. Frank P. Geraci, Jr. on 9/15/21. (BJJ) Modified on 9/15/2021 to correct answer deadline - answers due 10/30/2021. (BJJ). (Entered: 09/15/2021)

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