CLOSED, RWL

U.S. District Court District of Rhode Island (Providence) CIVIL DOCKET FOR CASE #: 1:00-cv-00261-ML

Savard, et al v. State of Rhode, et al Assigned to: Judge Mary M Lisi

Demand: \$0

Cause: 42:1983 Civil Rights Act

Date Filed: 05/30/2000 Jury Demand: Plaintiff

Nature of Suit: 440 Civil Rights: Other

Jurisdiction: Federal Question

Plaintiff

Angela Savard

represented by Gregory A. Belzley

Dinsmore & Shohl LLP 1400 PNC Plaza

500 West Jefferson Street

14th Floor

Louisville, KY 40202

502-540-2300 Fax: 585-2207 *LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

Thomas W. Kelly

10 Bull Street Newport, RI 02840

846-1995 Fax: 846-1997

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Plaintiff

Lisa Ronci

represented by Edward C. Roy, Jr.

Federal Defender's Office

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Suite 300

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Gregory A. Belzley

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ATTORNEY TO BE NOTICED

Thomas W. Kelly

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Plaintiff

Priscilla Harris represented by Gregory A. Belzley

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Thomas W. Kellv (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Plaintiff

represented by Gregory A. Belzley Craig L. Roberts, Sr.

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ATTORNEY TO BE NOTICED

Thomas W. Kelly

(See above for address) LEAD ATTORNEY

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Plaintiff

Rebecca Dorsey represented by Gregory A. Belzley

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> ATTORNEY TO BE NOTICED

Thomas W. Kelly

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Plaintiff

Kenneth Lowe, Jr. represented by Gregory A. Belzley

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Thomas W. Kelly

(See above for address) LEAD ATTORNEY

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Plaintiff

Robert Dull represented by Gregory A. Belzley

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> Thomas W. Kelly (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Plaintiff

represented by Gregory A. Belzley Stephanie Clarke

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> Thomas W. Kelly (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Plaintiff

Misty Tolleson represented by Gregory A. Belzley

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Thomas W. Kelly (See above for address)

LEAD ATTORNEY

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Plaintiff

George Barber represented by Gregory A. Belzley

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Thomas W. Kelly

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Plaintiff

William Carcieri represented by Gregory A. Belzley

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Thomas W. Kelly

(See above for address)

LEAD ATTORNEY

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<u>Plaintiff</u>

Rebecca Dorsey represented by Gregory A. Belzley

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Thomas W. Kelly

(See above for address)

LEAD ATTORNEY

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Plaintiff

Sammy Farland represented by Gregory A. Belzley

(See above for address)

LEAD ATTORNEY

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Thomas W. Kelly

(See above for address) LEAD ATTORNEY

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Plaintiff

Steven Fusco represented by Gregory A. Belzley

(See above for address)

LEAD ATTORNEY

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Thomas W. Kelly

(See above for address)

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Plaintiff

Jeffrey Larisa represented by Gregory A. Belzley

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Thomas W. Kelly

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Plaintiff

Charles Sanchez

represented by Gregory A. Belzley

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Thomas W. Kelly

(See above for address) *LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

Plaintiff

Richard Squires

represented by Gregory A. Belzley

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Thomas W. Kelly

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ATTORNEY TO BE NOTICED

Plaintiff

Anita Tarczuk

represented by Gregory A. Belzley

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ATTORNEY TO BE NOTICED

Thomas W. Kelly

(See above for address) *LEAD ATTORNEY*

ATTORNEY TO BE NOTICED

Plaintiff

Nabbil Rashid

represented by Thomas W. Kelly

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Plaintiff

Kevin Mancieri

individually, and on behalf of others similarly situated

represented by Thomas W. Kelly

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

V.

Defendant

State of Rhode Island

represented by James R. Lee

Attorney General's Office 150 South Main Street Providence, RI 02903 274-4400

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ATTORNEY TO BE NOTICED

Rebecca Tedford Partington

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

George Vose

individually and in his former capacity as Director of the RI Dept. of Corrections

represented by Rebecca Tedford Partington

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

A. T. Wall

individually and in his capacity as Director of the RI Dept. of Corrections

represented by **Rebecca Tedford Partington**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

William Cudworth

individually and in his capacity as Acting Warden of the Intake Services Center at the ACI TERMINATED: 04/12/2002

represented by Rebecca Tedford Partington

(See above for address)

TERMINATED: 04/12/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Albert Gardiner

individually and in his former capacity as Warden of the Intake Center at the ACI TERMINATED: 04/12/2002

represented by Rebecca Tedford Partington

(See above for address)

TERMINATED: 04/12/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Roberta Richman

individually and in her capacity as Warden

represented by Rebecca Tedford Partington

(See above for address)

of the Women's Facility at the ACI TERMINATED: 04/12/2002 TERMINATED: 04/12/2002 LEAD ATTORNEY ATTORNEY TO BE NOTICED

Defendant

Paul M. Kennedy

individually and in his capacity as Chief of Recruitment and Training of the RI Dept. of Corrections TERMINATED: 04/12/2002 represented by Rebecca Tedford Partington

(See above for address)

TERMINATED: 04/12/2002

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed #		Docket Text	
05/30/2000	1	COMPLAINT filed; FILING FEE \$ 150.00 RECEIPT # 44912 (McCabe, F) (Entered: 05/30/2000)	
05/30/2000		CASE assigned to Judge Mary M. Lisi . Assigned to Magistrate Judge Martin (McCabe, F) (Entered: 05/30/2000)	
06/09/2000	2	NOTICE of Pendency of other action or proceedings by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy (Delano, D) (Entered: 06/12/2000)	
06/09/2000	3	ENTRY of appearance for State of Rhode by James R. Lee, Rebecca Tedford Partington (Delano, D) (Entered: 06/12/2000)	
06/12/2000	4	MOTION by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy to Dismiss (Delano, D) (Entered: 06/14/2000)	
06/12/2000	5	MOTION by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy for Sanctions (Delano, D) (Entered: 06/14/2000)	
06/12/2000	6	ANSWER to Complaint by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy (Attorney Rebecca Tedford Partington), (Delano, D) (Entered: 06/14/2000)	
06/14/2000	7	RETURN OF SERVICE executed as to State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy 6/2/00 Answer due on 6/22/00 for State of Rhode, for George Vose, for A. T. Wall, for William Cudworth, for Albert Gardiner, for Roberta Richman, for Paul M. Kennedy (Delano, D) (Entered: 06/15/2000)	
06/21/2000	8	OBJECTION by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri to [5-1] motion for Sanctions (Delano, D) (Entered: 06/23/2000)	

06/21/2000	9	OBJECTION by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri to [4-1] motion to Dismiss (Delano, D) (Entered: 06/23/2000)	
06/27/2000		Motion(s) referred to Judge: [5-1] motion for Sanctions, [4-1] motion to Dismiss (Brunelle, E) (Entered: 06/27/2000)	
07/20/2000	10	MEMORANDUM and ORDER denying [5-1] motion for Sanctions and granting [4-1] motion to Dismiss (signed by Judge Mary M. Lisi) (Brunelle, E) (Entered: 07/20/2000)	
07/28/2000	11	MOTION by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr. Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczul Nabbil Rashid, Kevin Mancieri to Enlarge Time by 180 days to file class determination (Webb, J) Modified on 07/28/2000 (Entered: 07/28/2000)	
08/08/2000	12	Stipulation: The time for the plaintiffs to answer the Interrogatories and for the production of documents may be enlarged to September 30, 2000. (Delano, D) (Entered: 08/11/2000)	
08/09/2000	13	OBJECTION by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy to [11-1] motion to Enlar Time by 180 days to file class determination (Delano, D) (Entered: 08/15/2000)	
08/18/2000	14	ORDER denying [11-1] motion to Enlarge Time by 180 days to file class determination (signed by Judge Mary M. Lisi) (Brunelle, E) (Entered: 08/18/2000)	
08/22/2000		Rule 16 Conference set 9:15 9/14/00 Before Judge Mary M. Lisi. notices mailed to all parties (Brunelle, E) (Entered: 08/22/2000)	
09/13/2000	15	MOTION by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri for Gregory Bolzlw to Appear Pro Hac Vice (Delano, D) (Entered: 09/14/2000)	
09/13/2000	16	AFFIDAVIT by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri Re: [15-1] motion for Gregory Bolzlw to Appear Pro Hac Vice (Delano, D) (Entered: 09/14/2000)	
09/14/2000		Rule 16 Conference held. Thomas Kelly, Gregory Bolzle, Rebecca Partington and Kevin Aucoin for the parties. This case will be held in abeyance until after the Court of appeals issues a decision in the "Roberts" case. (Brunelle, E) (Entered: 09/21/2000)	

09/15/2000	18	MOTION by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri to Certify Class (Delano, D) (Entered: 09/19/2000)	
09/19/2000	17	ORDER granting [15-1] motion for Gregory Bolzle to Appear Pro Hac Vice (signed by Judge Mary M. Lisi) (Brunelle, E) (Entered: 09/19/2000)	
09/20/2000	19	RETURN OF SERVICE executed as to George Vose 9/15/00 Answer due on 10/5/00 for George Vose (Delano, D) (Entered: 09/21/2000)	
09/28/2000	20	OBJECTION by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy to [18-1] motion to Certify Class (Delano, D) (Entered: 10/02/2000)	
09/29/2000	21	Stipulation: The Answer filed by the State of RI shall be considered the Answer of defendants, Vose, Wall, Cudsworth, Gardiner, Richman and Kennedy. No additional Answer is required of these defendants and the Answer is considered timely on behalf of these defendants. (Delano, D) (Entered: 10/03/2000)	
10/02/2000		Motion(s) referred to Judge Lisi: [18-1] motion to Certify Class (Brunelle, E (Entered: 10/02/2000)	
03/15/2001	22	MOTION by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy for Summary Judgment (Delano, D) (Entered: 03/16/2001)	
03/15/2001	23	Statement Of Undisputed Fact by State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy RE: [22-1] motion for Summary Judgment (Delano, D) (Entered: 03/16/2001)	
03/29/2001	24	ORDER extending the time to and including April 11, 2001 in which plaintiffs' may respond to defendants' motion for summary judgment (signed by Judge Mary M. Lisi) (Brunelle, E) (Entered: 03/29/2001)	
04/11/2001	25	OBJECTION by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri to [22-1] motion for Summary Judgment (Duhamel, J) (Entered: 04/11/2001)	
04/11/2001		Motion(s) referred to Judge: [22-1] motion for Summary Judgment (Delano, D (Entered: 04/11/2001)	
04/26/2001		Motion hearing re: [22-1] motion for Summary Judgment at 11:00 5/10/01 (Barletta, B) (Entered: 04/26/2001)	
05/14/2001	27	ENTRY of appearance for Lisa Ronci by Edward C. Roy Jr. (Duhamel, J) (Entered: 05/17/2001)	
05/15/2001		Motion hearing re: [22-1] motion for Summary Judgment Motion hearing held. Crtrpt: N. O'Rourke. Gregory A. Bolzle and Thomas Kelly for pltf; Rebecca	

		Partington for defendants. Counsel argue motion. Court takes motion under advisement. (Barletta, B) (Entered: 05/15/2001)	
05/15/2001	26	Minute entry: Defts' M/SJ hearing (Barletta, B) (Entered: 05/15/2001)	
08/27/2001	28	NOTICE of Name Change by Atty Gregory A. Bolzle: last name spelling changed to "Belzley" (Duhamel, J) (Entered: 08/27/2001)	
04/12/2002	29	Stipulation that prior to 3/24/00 after a woman was strip searched at the ACI she was placed in the general population in either a sentenced population or an awaiting trial population. (Barletta, B) (Entered: 04/12/2002)	
04/12/2002	30	MEMORANDUM and ORDER granting [22-1] motion for Summary Judgment (signed by Judge Mary M. Lisi) (Barletta, B) (Entered: 04/12/2002)	
04/12/2002	31	MOTION by Angela Savard for a status conference (Barletta, B) (Entered: 04/15/2002)	
04/12/2002	32	ORDER granting in part, denying in part [31-1] motion for a status conference; status conference held on 4/10/02 (signed by Judge Mary M. Lisi) (Barletta, B) (Entered: 04/15/2002)	
05/02/2002	33	JOINT MOTION by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri, State of Rhode, George Vose, A. T. Wall, William Cudworth, Albert Gardiner, Roberta Richman, Paul M. Kennedy for Entry of Judgment Pursuant to Rule 54 (Duhamel, J) (Entered: 05/03/2002)	
05/08/2002	34	JUDGMENT for George Vose, A. T. Wall against Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Rob Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanch Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri (signed by Judge Mary M. Lisi) (Barletta, B) (Entered: 05/08/2002)	
05/08/2002		Case closed (Barletta, B) (Entered: 05/08/2002)	
05/13/2002	35	NOTICE OF APPEAL by Angela Savard, Lisa Ronci, Priscilla Harris, Craig L. Roberts Sr., Rebecca Dorsey, Kenneth Lowe Jr., Robert Dull, Stephanie Clarke, Misty Tolleson, George Barber, William Carcieri, Rebecca Dorsey, Sammy Farland, Steven Fusco, Jeffrey Larisa, Charles Sanchez, Richard Squires, Anita Tarczuk, Nabbil Rashid, Kevin Mancieri . Fee Status: \$105.00 paidi. Appeal record due on 6/12/02 (Duhamel, J) (Entered: 05/13/2002)	
05/13/2002		USCA appeal fees received \$ 105.00 Receipt# 50979 (Duhamel, J) (Entered: 05/13/2002)	
05/13/2002		"Transcript Order/Report" attached to pltfs' Notice of Appeal, indicating that "Transcript is unnecessary for appeal purposes" (Duhamel, J) (Entered: 05/13/2002)	
05/13/2002	36	6 CERTIFICATE of Clerk as to Record on Appeal (Duhamel, J) (Entered: 05/13/2002)	

05/13/2002		Certified and transmitted record on appeal to U.S. Court of Appeals: [35-1] appeal Forwarded case file and certified docket. (Duhamel, J) (Entered: 05/13/2002)	
05/23/2002	37	NOTICE of Docketing ROA from USCA Re: [35-1] appeal USCA Number: 02-1568 (Duhamel, J) (Entered: 05/23/2002)	
05/23/2002		USCA Case Number Re: [35-1] appeal USCA Number: 02-1568 (Duhamel, J) (Entered: 05/23/2002)	
02/13/2003	38	SLIP OPINION from USCA (2/11/2003): "The district court's decision granting qualified immunity to the defendants-appellees is REVERSED and the case is REMANDED for further proceedings consistent with this opinion. Costs on appeal are awarded to plaintiff-appellants." (Duhamel, J) (Entered: 02/18/2003)	
08/06/2003	39	SLIP OPINION from USCA (August 4, 2003): "the judgment of the district court is affirmed by an equally divided court." (Duhamel, J) (Entered: 08/11/2003)	
08/29/2003	40	MANDATE OF USCA (certified copy Judgment & Opinions En Banc 8/4/03) Re: [35-1] appeal by Kevin Mancieri, Nabbil Rashid, Anita Tarczuk, Richard Squires, Charles Sanchez, Jeffrey Larisa, Steven Fusco, Sammy Farlan Rebecca Dorsey, William Carcieri, George Barber, Misty Tolleson, Stephanie Clarke, Robert Dull, Kenneth Lowe Jr., Rebecca Dorsey, Craig L. Roberts Sr., Priscilla Harris, Lisa Ronci, Angela Savard affirming judgment of the district court (Duhamel, J) (Entered: 08/29/2003)	
09/11/2003		Record on appeal returned from U.S. Court of Appeals: [35-1] appeal by Kevin Mancieri, Nabbil Rashid, Anita Tarczuk, Richard Squires, Charles Sanchez, Jeffrey Larisa, Steven Fusco, Sammy Farland, Rebecca Dorsey, William Carcieri, George Barber, Misty Tolleson, Stephanie Clarke, Robert Dull, Kenneth Lowe Jr., Rebecca Dorsey, Craig L. Roberts Sr., Priscilla Harris, Lisa Ronci, Angela Savard (Duhamel, J) (Entered: 09/11/2003)	

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