

**U.S. District Court
Southern District of Indiana (New Albany)
CIVIL DOCKET FOR CASE #: 4:07-cv-00014-SEB-WGH**

WALKER v. FLOYD COUNTY INDIANA et al
Assigned to: Judge Sarah Evans Barker
Referred to: Magistrate Judge William G. Hussmann, Jr
Cause: 42:1983 Civil Rights Act

Date Filed: 02/06/2007
Date Terminated: 09/27/2010
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

PAMELA WALKER
*Individually and on behalf of all others
similarly situated*
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
PO Box 278
Prospect, KY 40059
(502) 228-5084
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ATTORNEY TO BE NOTICED

John R. Shelton
SALES TILLMAN WALLBAUM
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Email: kenyon.meyer@dinslaw.com
ATTORNEY TO BE NOTICED

Plaintiff

BRENT HOUSER
*individually and on behalf of all others
similarly situated*
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
(See above for address)
ATTORNEY TO BE NOTICED

Robert Kenyon Meyer
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

FLOYD COUNTY INDIANA

represented by **R. Jeffrey Lowe**
KIGHTLINGER & GRAY, LLP—New
Albany
Bonterra Building
3620 Blackiston Boulevard, Suite 200
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ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Defendant

DARRELL MILLS

*Individually and in his official capacity as
Floyd County Sheriff*

represented by **R. Jeffrey Lowe**
(See above for address)
ATTORNEY TO BE NOTICED

Richard T. Mullineaux
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

JOHN DOES 1–3

*Individually and in their official capacity
as medical professionals, officers and
employees of the Floyd County Jail*

represented by **R. Jeffrey Lowe**
(See above for address)
ATTORNEY TO BE NOTICED

Richard T. Mullineaux
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ATTORNEY TO BE NOTICED

Defendant

JANE DOES 1–3

*Individually and in their official capacity
as medical professionals, officers and
employees of the Floyd County Jail*

represented by **R. Jeffrey Lowe**
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ATTORNEY TO BE NOTICED

Richard T. Mullineaux
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ATTORNEY TO BE NOTICED

Defendant

STEVE KNIGHT

*individually and in his official capacity as
Floyd County Jail Commander*

represented by **R. Jeffrey Lowe**
(See above for address)
ATTORNEY TO BE NOTICED

Richard T. Mullineaux
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

RANDY HUBBARD

*individually and in his official capacity as
former Floyd County Sheriff*

represented by **R. Jeffrey Lowe**
(See above for address)
ATTORNEY TO BE NOTICED

Richard T. Mullineaux
(See above for address)
ATTORNEY TO BE NOTICED

V.

Intervenor Plaintiff

KELLY CROSBY
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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John R. Shelton
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Robert Kenyon Meyer
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Intervenor Plaintiff

STEVE GARY
TERMINATED: 06/15/2010

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John R. Shelton
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Intervenor Plaintiff

DAVID JONES
TERMINATED: 06/15/2010

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Intervenor Plaintiff

SEAN STAGER
TERMINATED: 06/15/2010

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Intervenor Plaintiff

JAMES THURMAN
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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Intervenor Plaintiff

JOHN WHITFILL
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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Intervenor Plaintiff

KENNETH CORLEY
TERMINATED: 06/15/2010

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John R. Shelton
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Intervenor Plaintiff

MARVIN HOOD
TERMINATED: 06/15/2010

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Robert Kenyon Meyer
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Intervenor Plaintiff

JOHNNY JULIOT
TERMINATED: 06/15/2010

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Intervenor Plaintiff

MELVIN KNOWLAND
TERMINATED: 06/15/2010

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Intervenor Plaintiff

GERALD MACRANDER
TERMINATED: 06/15/2010

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Intervenor Plaintiff

ROBERT RICKETTS
TERMINATED: 06/15/2010

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Robert Kenyon Meyer
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Intervenor Plaintiff

ROBERT ROSS
*Per No. 163, also send notice to Robert
Ross at 2307 West Madison Street,
Louisville, KY 40202
TERMINATED: 04/02/2010*

represented by **ROBERT ROSS**
1810 Graybrook Lane
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PRO SE

Gregory A. Belzley
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John R. Shelton
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TERMINATED: 01/27/2010
ATTORNEY TO BE NOTICED

Robert Kenyon Meyer
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Intervenor Plaintiff

THOMAS ROY
TERMINATED: 06/15/2010

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Intervenor Plaintiff

CHRISTEENA TIMBERLAKE
TERMINATED: 06/15/2010

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Intervenor Plaintiff

DIANA ARNOLD
TERMINATED: 06/15/2010

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Intervenor Plaintiff

JOSHUA BARD
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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Intervenor Plaintiff

KILE BEAVIN
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Intervenor Plaintiff

ALBERT BLANKEN, JR.
TERMINATED: 06/15/2010

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John R. Shelton
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Robert Kenyon Meyer
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Intervenor Plaintiff

JERRY BROWDER
TERMINATED: 06/15/2010

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Intervenor Plaintiff

DOUGLAS BURRIS
TERMINATED: 06/15/2010

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Intervenor Plaintiff

MICHAEL CAMPBELL
TERMINATED: 06/15/2010

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Intervenor Plaintiff

RONALD COLLINS
TERMINATED: 06/15/2010

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Intervenor Plaintiff

ANTON COUSINS
TERMINATED: 06/15/2010

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John R. Shelton
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Intervenor Plaintiff

NEAL CRONE
TERMINATED: 06/15/2010

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John R. Shelton
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Intervenor Plaintiff

WILLIAM DENSFORD
TERMINATED: 06/15/2010

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Intervenor Plaintiff

PAULA DENTON
TERMINATED: 06/15/2010

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Intervenor Plaintiff

ERIC FARNSLEY

represented by **ERIC FARNSLEY**
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Robert Kenyon Meyer
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Intervenor Plaintiff

ROBBY GRIFFIN
TERMINATED: 06/15/2010

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Intervenor Plaintiff

THOMAS GUNTER
TERMINATED: 06/15/2010

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Intervenor Plaintiff

DIAZ GUYTON
TERMINATED: 06/15/2010

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John R. Shelton
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Intervenor Plaintiff

DANIEL HAMILTON
TERMINATED: 06/15/2010

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Intervenor Plaintiff

JAMES HILL
TERMINATED: 06/15/2010

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Intervenor Plaintiff

JAMES HOWELL
TERMINATED: 06/15/2010

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John R. Shelton
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Intervenor Plaintiff

JASON JOHNSON
TERMINATED: 06/15/2010

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Robert Kenyon Meyer
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Intervenor Plaintiff

TRAVIS JONES
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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John R. Shelton
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Robert Kenyon Meyer
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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

GARRY KELLY
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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John R. Shelton
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Robert Kenyon Meyer
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Intervenor Plaintiff

JOSHUA LEE
TERMINATED: 06/15/2010

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John R. Shelton
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Intervenor Plaintiff

RODNEY LEE
TERMINATED: 06/15/2010

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John R. Shelton
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Robert Kenyon Meyer
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Intervenor Plaintiff

JOSEPH LEWIS
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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John R. Shelton
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Robert Kenyon Meyer
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Intervenor Plaintiff

MAURICE MASON
TERMINATED: 06/15/2010

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John R. Shelton
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Robert Kenyon Meyer
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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

represented by

CRAIG PROCTOR
TERMINATED: 06/15/2010

Gregory A. Belzley
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John R. Shelton
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Robert Kenyon Meyer
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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

THOMAS SMITHSON
TERMINATED: 06/15/2010

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John R. Shelton
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Robert Kenyon Meyer
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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

BRANDON SPARKS
TERMINATED: 06/15/2010

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John R. Shelton
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Robert Kenyon Meyer
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ATTORNEY TO BE NOTICED

Intervenor Plaintiff

SONNY STORMS
TERMINATED: 06/15/2010

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John R. Shelton
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Robert Kenyon Meyer
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TERMINATED: 04/02/2010
ATTORNEY TO BE NOTICED

Intervenor Plaintiff

ROGER THOMPSON
TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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John R. Shelton
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Robert Kenyon Meyer

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Intervenor Plaintiff

JERAMEY TYLER
 TERMINATED: 01/14/2010

represented by **Gregory A. Belzley**
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 TERMINATED: 01/14/2010
 ATTORNEY TO BE NOTICED

John R. Shelton
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 TERMINATED: 01/14/2010
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Robert Kenyon Meyer
 (See above for address)
 TERMINATED: 01/14/2010
 ATTORNEY TO BE NOTICED

Intervenor Plaintiff

JUSTIN VAUGHN
 TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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John R. Shelton
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Robert Kenyon Meyer
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Intervenor Plaintiff

SANFORD WALKER
 TERMINATED: 06/15/2010

represented by **Gregory A. Belzley**
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John R. Shelton
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Robert Kenyon Meyer
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 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/06/2007	<u>1</u>	COMPLAINT against FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, JANE DOES 1-3 with Jury Demand filed by PAMELA WALKER.(KTK) (Entered: 02/06/2007)
02/06/2007	<u>2</u>	Summons Issued as to FLOYD COUNTY INDIANA, and DARRELL MILLS. (KTK) (Entered: 02/06/2007)
02/06/2007	<u>3</u>	CIVIL COVER SHEET filed by Plaintiff PAMELA WALKER. (KTK) (Entered: 02/06/2007)
02/06/2007	<u>4</u>	NOTICE – INSTRUCTIONS FOR PREPARING CASE MANAGEMENT PLAN issued. (KTK) (Entered: 02/06/2007)
02/06/2007	<u>5</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (KTK) (Entered: 02/06/2007)

02/06/2007	<u>6</u>	RECEIPT #401-1982 in the amount of \$ 350.00, filing fee. (KTK) (Entered: 02/06/2007)
02/07/2007	<u>7</u>	NOTICE of Appearance by Robert Kenyon Meyer on behalf of Plaintiff PAMELA WALKER. (Meyer, Robert) (Entered: 02/07/2007)
02/14/2007	<u>8</u>	NOTICE of Appearance by Richard T. Mullineaux on behalf of Defendants FLOYD COUNTY INDIANA, DARRELL MILLS. (Mullineaux, Richard) (Entered: 02/14/2007)
02/14/2007	<u>9</u>	NOTICE of Appearance by Robert Jeffrey Lowe on behalf of Defendants FLOYD COUNTY INDIANA, DARRELL MILLS. (Lowe, Robert) (Entered: 02/14/2007)
02/14/2007	<u>10</u>	RETURN of Service by CMRRR, filed by PAMELA WALKER. FLOYD COUNTY INDIANA served on 2/7/2007. (Meyer, Robert) (Entered: 02/14/2007)
02/14/2007	<u>11</u>	NOTICE of Appearance by Richard T. Mullineaux on behalf of Defendant JOHN DOES 1-3, Defendant JANE DOES 1-3. (Mullineaux, Richard) Modified on 2/15/2007 (KTK). (Entered: 02/14/2007)
02/14/2007	<u>12</u>	NOTICE of Appearance by Robert Jeffrey Lowe on behalf of Defendant JOHN DOES 1-3, Defendant JANE DOES 1-3. (Lowe, Robert) Modified on 2/15/2007 (KTK). (Entered: 02/14/2007)
02/16/2007	<u>13</u>	RETURN of Service by CMRRR, filed by PAMELA WALKER. DARRELL MILLS served on 2/8/2007. (Meyer, Robert) (Entered: 02/16/2007)
02/21/2007	<u>14</u>	MOTION by Gregory A. Belzley to Appear pro hac vice filed by Plaintiff PAMELA WALKER. (Attachments: # <u>1</u> Good Standing Certificate# <u>2</u> Text of Proposed Order)(JLM) (Entered: 02/22/2007)
02/21/2007	<u>15</u>	RECEIPT #NA000010 in the amount of \$ 30.00 for PHV fee of Gregory A. Belzley. (JLM) (Entered: 02/22/2007)
02/27/2007	<u>16</u>	ANSWER to Complaint with Jury Demand filed by all defendants.(Mullineaux, Richard) Modified on 2/28/2007 (KTK). (Entered: 02/27/2007)
03/07/2007	<u>17</u>	NOTICE of Appearance by John R. Shelton on behalf of Plaintiff PAMELA WALKER. (Shelton, John) (Entered: 03/07/2007)
03/27/2007	<u>18</u>	ORDER granting <u>14</u> Motion to Appear pro hac vice. Attorney Gregory A. Belzley for PAMELA WALKER added. Signed by Judge Sarah Evans Barker on 3/27/2007. (KTK) (Entered: 03/27/2007)
04/24/2007	<u>19</u>	CASE MANAGEMENT PLAN TENDERED, filed by Plaintiff PAMELA WALKER. (Attachments: # <u>1</u> Supplement Case Management Plan Summary)(Shelton, John) (Entered: 04/24/2007)
04/30/2007	<u>20</u>	ORDER: CASE MANAGEMENT PLAN NOT APPROVED at this time. However, pursuant to Fed. R. Civ. P. 26(f), discovery may now commence. SCHEDULING ORDER:Telephonic Status Conference set for 5/25/2007 02:00 PM, New Albany time, before Magistrate Judge William G. Hussmann Jr. Signed by Judge William G. Hussmann Jr. on 4/30/2007. (KTK) (Entered: 04/30/2007)
05/02/2007	<u>21</u>	MOTION for Leave to File <i>First Amended Class Action Complaint</i> , filed by Plaintiff PAMELA WALKER., (Attachments: # <u>1</u> Supplement First Amended Complaint# <u>2</u> Text of Proposed Order) (Meyer, Robert) Modified on 5/3/2007 (KTK). (Entered: 05/02/2007)
05/03/2007	<u>22</u>	MOTION for Preliminary Injunction, filed by Plaintiff PAMELA WALKER., (Attachments: # <u>1</u> Memorandum in Support# <u>2</u> Order Granting Preliminary Injunction)(Meyer, Robert) (Entered: 05/03/2007)
05/07/2007	<u>23</u>	BRIEF/MEMORANDUM in Support re <u>22</u> MOTION for Preliminary Injunction, filed by Plaintiff PAMELA WALKER. (Meyer, Robert) (Entered: 05/07/2007)
05/22/2007	<u>24</u>	MOTION for Emergency Hearing re <u>22</u> MOTION for Preliminary Injunction, <u>23</u> Brief/Memorandum in Support of Motion, filed by Plaintiff PAMELA WALKER., (Attachments: # <u>1</u> Text of Proposed Order)(Meyer, Robert) (Entered: 05/22/2007)

05/22/2007	<u>25</u>	MOTION for Extension of Time to 5/22/07 to file response to <u>22</u> MOTION for Preliminary Injunction, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order Order Granting Extension of Time# <u>2</u> Exhibit Defendant's Response to Plaintiff's Motion for Preliminary Injunction# <u>3</u> Exhibit Proposed Order Denying Plaintiffs' Motion for Preliminary Injunction)(Lowe, Robert) (Entered: 05/22/2007)
05/22/2007	<u>27</u>	RESPONSE in Opposition re <u>22</u> MOTION for Preliminary Injunction, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, JANE DOES 1-3. Filed 5/22/2007, per Entry # 26. (KTK) (Entered: 05/24/2007)
05/23/2007	<u>26</u>	ORDER granting <u>25</u> Motion for Extension of Time to File Response re <u>22</u> MOTION for Preliminary Injunction and Response attached to the Motion is hereby deemed filed as of 5/22/2007. Signed by Judge William G. Hussmann Jr. on 5/23/2007. (KTK) (Entered: 05/24/2007)
05/25/2007	<u>28</u>	ORDER granting <u>21</u> Plaintiff's Motion for Leave to File First Amended Complaint. Signed by Judge Sarah Evans Barker on 5/25/07. (JLM) (Entered: 05/25/2007)
05/25/2007	<u>29</u>	AMENDED COMPLAINT against FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, and, JANE DOES 1-3 filed by PAMELA WALKER. Filed per # 28.(KTK) (Entered: 05/29/2007)
05/29/2007	<u>30</u>	ORDER granting <u>24</u> Motion – Evidentiary Hearing, on the issues made the subject of plaintiff's motion for preliminary injunction, set for 6/26/2007 10:00 AM in room #200 before Judge Sarah Evans Barker. Signed by Judge Sarah Evans Barker on 5/29/2007. (KTK) (Entered: 05/29/2007)
05/31/2007	<u>31</u>	Minute Entry for proceedings held before Judge William G. Hussmann Jr.: Status Conference held on 5/25/2007. (KTK) (Entered: 05/31/2007)
05/31/2007	32	(continuation of # 31) SCHEDULING ORDER: Settlement Conference set for 8/23/2007 01:00 PM, New Albany time, in room #228 before Magistrate Judge William G. Hussmann Jr. Signed by Judge William G. Hussmann Jr. on 5/31/2007. (KTK) (Entered: 05/31/2007)
06/04/2007	<u>33</u>	NOTICE of Appearance by Richard T. Mullineaux on behalf of Defendants STEVE KNIGHT, RANDY HUBBARD. (Mullineaux, Richard) (Entered: 06/04/2007)
06/04/2007	<u>34</u>	NOTICE of Appearance by Robert Jeffrey Lowe on behalf of Defendants STEVE KNIGHT, RANDY HUBBARD. (Lowe, Robert) (Entered: 06/04/2007)
06/04/2007	<u>35</u>	<i>Defendants'</i> ANSWER to Amended Complaint, filed by all defendants.(Lowe, Robert) (Entered: 06/04/2007)
06/06/2007	<u>36</u>	MOTION for Extension of Time to June 11, 2007 to file reply to <u>22</u> MOTION for Preliminary Injunction, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order granting extension)(Meyer, Robert) (Entered: 06/06/2007)
06/07/2007	<u>37</u>	ORDER granting <u>36</u> Plaintiffs' Motion for Extension of Time to File Reply re <u>22</u> MOTION for Preliminary Injunction. Plaintiffs shall file their reply on or before 6/11/2007. Signed by Judge Sarah Evans Barker on 6/7/07. (JLM) (Entered: 06/07/2007)
06/08/2007	<u>38</u>	REPLY in Support of Motion re <u>22</u> MOTION for Preliminary Injunction, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Meyer, Robert) (Entered: 06/08/2007)
06/11/2007	<u>39</u>	MOTION for Order of Personal Appearance, filed by Plaintiff PAMELA WALKER., (Attachments: # <u>1</u> Text of Proposed Order Order of Appearance# <u>2</u> Text of Proposed Order Order of Appearance)(Shelton, John) (Entered: 06/11/2007)
06/14/2007	<u>40</u>	MOTION for Joinder in the Motion for Preliminary Injunction, filed by Plaintiff BRENT HOUSER., (Attachments: # (1) Text of Proposed Order)(Meyer, Robert) Modified on 6/15/2007 (KTK). (Entered: 06/14/2007)

06/20/2007	<u>41</u>	NOTICE of Service of Initial Disclosures, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Lowe, Robert) (Entered: 06/20/2007)
06/21/2007	<u>42</u>	APPLICATION for Writ of Habeas Corpus Ad Prosequendum by all plaintiffs. (Attachments: # <u>1</u> Appendix Writ of Habeas Corpus Ad Prosequendum for Pamela Walker# <u>2</u> Appendix Writ of Habeas Corpus Ad Prosequendum for Brent Houser# <u>3</u> Appendix Writ of Habeas Corpus Ad Prosequendum for Angela Foster)(Belzley, Gregory) (Entered: 06/21/2007)
06/21/2007	<u>43</u>	WRIT of HABEAS CORPUS AD PROSEQUENDUM issued for the presence of Pamela Walker for the 6/26/2007, 10:00am proceedings. Signed 6/21/2007 by Judge Sarah Evans Barker. (KTK) (Entered: 06/21/2007)
06/21/2007	<u>44</u>	WRIT of HABEAS CORPUS AD PROSEQUENDUM issued for the presence of Brent Houser to at 6/26/2007 10:00AM proceedings. Signed 6/21/2007, Judge Sarah Evans Barker. (KTK) (Entered: 06/21/2007)
06/21/2007	<u>45</u>	WRIT of HABEAS CORPUS AD PROSEQUENDUM issued for the presence of Angela Foster as the 6/26/2007, 10:00AM proceedings. Costs of compliance with writ shall be borne by Plaintiffs. Signed on 6/21/2007, by Judge Sarah Evans Barker. (KTK) (Entered: 06/21/2007)
06/22/2007	<u>46</u>	Submission of Signature Requirement re <u>42</u> Application for Writ, by all plaintiffs. (Attachments: # <u>1</u> Appendix Writ of Habeas Corpus Ad Prosequendum for Pamela Walker# <u>2</u> Appendix Writ of Habeas Corpus Ad Prosequendum for Brent Houser# <u>3</u> Appendix Writ of Habeas Corpus Ad Prosequendum for Angela Foster)(Meyer, Robert) (Entered: 06/22/2007)
06/22/2007	<u>47</u>	APPLICATION for Writ of Habeas Corpus Ad Prosequendum by all plaintiffs. (Attachments: # <u>1</u> Appendix Writ of Habeas Corpus Ad Prosequendum for Paula Benton)(Belzley, Gregory) (Entered: 06/22/2007)
06/25/2007	<u>48</u>	WRIT of HABEAS CORPUS AD PROSEQUENDUM issued for the presence of Paula Benton for the 6/26/2007, 10:00 a.m. proceedings. Signed 6/25/2007 by Judge Sarah Evans Barker. (JLM) Modified on 6/25/2007 (JLM). (Entered: 06/25/2007)
06/26/2007	<u>49</u>	Minute Entry for proceedings held before Judge Sarah Evans Barker : Motion Hearing held on 6/26/2007 re <u>22</u> MOTION for Preliminary Injunction filed by PAMELA WALKER. The Court addressed some preliminary matters, including Plaintiff Brent Houser's Motion to Join in the Motion for Preliminary Injunction <u>40</u> . Plaintiffs' counsel conceded that the Motion <u>40</u> was moot and withdrew it. Parties presented evidence. Witnesses were examined and cross examined. Defendants rested. Plaintiffs had no rebuttal evidence. All parties waived closing arguments. The Court took the matter under advisement, and the proceeding were adjourned.(Court Reporter Fred Pratt.) (KTK) (Entered: 06/28/2007)
07/31/2007	<u>50</u>	ORDER denying <u>22</u> Motion for Preliminary Injunction. IT IS SO ORDERED. Signed by Judge Sarah Evans Barker on 7/31/2007. (KTK) (Entered: 08/01/2007)
08/07/2007	<u>51</u>	*** WITHDRAWN per # 55 *** MOTION to Produce HIPAA-Protected Inmate Documents, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER., (Attachments: # <u>1</u> Text of Proposed Order)(Belzley, Gregory) Modified on 9/14/2007 (KTK). (Entered: 08/07/2007)
08/22/2007	<u>52</u>	<i>Defendants' Response to <u>51</u> Motion for Production of HIPAA-protected inmate documents</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Exhibit A; # <u>2</u> Exhibit B)(Lowe, Robert) Modified on 8/29/2007 (KTK). (Entered: 08/22/2007)
08/29/2007	<u>53</u>	Minute Entry for proceedings held before Judge William G. Hussmann Jr.: Settlement Conference held on 8/23/2007. PLaintiffs are GRANTED an extension of time to and including 9/13/2007, to file a reply brief to Motion for Production of DDocuments (Docket # 51) if necessary. The parties are DIRECTED to exchange such discovery information as relates to the class action issue. (KTK) (Entered: 08/29/2007)

08/29/2007		(continuation of # 53) SCHEDULING ORDER:Telephonic Settlement/Status Conference set for 10/31/2007 03:00 PM, New Albany time, before Magistrate Judge William G. Hussmann Jr. Signed by Judge William G. Hussmann Jr. on 8/29/2007. (KTK) (Entered: 08/29/2007)
09/12/2007	<u>54</u>	NOTICE of Withdrawal of Plaintiffs' Motion for Production of HIPAA-Protected Inmate Documents, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER, re <u>51</u> MOTION to Produce HIPAA-Protected Inmate Documents. (Belzley, Gregory) (Entered: 09/12/2007)
09/13/2007	<u>55</u>	ORDER withdrawing <u>51</u> Motion to Produce. Signed by Judge Sarah Evans Barker on 9/13/2007. (KTK) (Entered: 09/14/2007)
10/12/2007	<u>56</u>	*** WITHDRAWN per # 58 *** MOTION to Compel <i>Inspection of Premises</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER., (Attachments: # <u>1</u> Exhibit E-mail# <u>2</u> Text of Proposed Order Proposed order to compel)(Meyer, Robert) Modified on 10/30/2007 (KTK). (Entered: 10/12/2007)
10/23/2007	<u>57</u>	MOTION to Withdraw <u>56</u> MOTION to Compel <i>Inspection of Premises</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Meyer, Robert) (Entered: 10/23/2007)
10/30/2007	<u>58</u>	ORDER granting <u>57</u> Motion to Withdraw <u>56</u> MOTION to Compel Inspection of Premises. Signed by Judge William G. Hussmann Jr. on 10/30/2007. (KTK) (Entered: 10/30/2007)
11/07/2007	<u>59</u>	Minute Entry for proceedings held before Judge William G. Hussmann Jr.: Telephonic Settlement/Status Conference held on 10/31/2007. Any motions to certify this case as a class action shall be filed on or before 2/1/2008. (KTK) (Entered: 11/07/2007)
11/07/2007		(continuation of # 59) SCHEDULING ORDER:Telephonic Status Conference set for 1/9/2008 04:00 PM, New Albany time, before Magistrate Judge William G. Hussmann Jr. Signed by Judge William G. Hussmann Jr. on 11/07/2007. (KTK) (Entered: 11/07/2007)
12/11/2007	<u>60</u>	MOTION to Compel <i>Inspection of the Floyd County Detention Center</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Belzley, Gregory) (Entered: 12/11/2007)
12/12/2007	<u>61</u>	SUBMISSION OF OMITTED EXHIBITS for <u>60</u> MOTION to Compel <i>Inspection of the Floyd County Detention Center</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Exhibit Plaintiff's Request to Inspect, # <u>2</u> Exhibit Defendants' Response to Plaintiff's Request for Production of Documents)(Belzley, Gregory) Modified on 12/13/2007 (PGS). Modified on 1/3/2008 (TMD). (Entered: 12/12/2007)
12/21/2007	<u>62</u>	NOTICE of Taking Deposition of Randy Hubbard by PAMELA WALKER. (KTK) (Entered: 12/21/2007)
12/27/2007	<u>63</u>	RESPONSE in Opposition re <u>60</u> MOTION to Compel <i>Inspection of the Floyd County Detention Center</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Lowe, Robert) (Entered: 12/27/2007)
01/07/2008	<u>64</u>	REPLY in Support of Motion re <u>60</u> MOTION to Compel <i>Inspection of the Floyd County Detention Center</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Belzley, Gregory) (Entered: 01/07/2008)
01/18/2008	<u>65</u>	ORDER granting in part and denying in part <u>60</u> Motion to Compel Inspection of the Floyd County Detention Center. See order for particulars. Signed by Magistrate Judge William G. Hussmann, Jr on 1/18/2008. (KTK) (Entered: 01/18/2008)
01/18/2008	<u>66</u>	Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr: Telephonic Status Conference held on 1/9/2008. Plaintiffs orally moved to extend the deadline for filing their motions for class certification for 60 days. Over the objection of the Defendants, the motion is GRANTED. (KTK) (Entered: 01/18/2008)

01/18/2008		(continuation of # 66) SCHEDULING ORDER: Settlement Conference set for 8/15/2008 10:00 AM, New Albany time, in room #228 before Magistrate Judge William G. Hussmann Jr. A trial date will be set at the conclusion of the settlement conference, if necessary. Signed by Magistrate Judge William G. Hussmann, Jr on 1/18/2008.(KTK) (Entered: 01/18/2008)
02/04/2008	<u>67</u>	TRANSCRIPT of Proceedings held on June 26, 2007 before Judge Sarah Evans Barker. Court Reporter: Fred Pratt. (One Volume) (MAC) (Entered: 02/04/2008)
02/07/2008	<u>68</u>	NOTICE of Change of Address by R. Jeffrey Lowe (Lowe, R.) (Entered: 02/07/2008)
03/19/2008	<u>69</u>	MOTION for Extension of Time to April 15, 2008 to File Motion for Class Certification, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Shelton, John) (Entered: 03/19/2008)
03/20/2008	<u>70</u>	Submission of Proposed Order for Extension of Time to File Class Certification, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Shelton, John) (Entered: 03/20/2008)
03/20/2008	<u>71</u>	ORDER granting <u>69</u> Motion for Extension of Time to 4/15/2008, to file a Motion for Class Certification. Signed by Magistrate Judge William G. Hussmann, Jr on 3/20/2008. (KTK) (Entered: 03/21/2008)
04/14/2008	<u>72</u>	Submission Agreed Order for Extension of Time for Plaintiffs' Motion for Class Certification, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER, Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Belzley, Gregory) (Entered: 04/14/2008)
04/15/2008	<u>73</u>	Unopposed MOTION for Extension of Time to April 30, 2008 in which to file Motion for Class Certification, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Belzley, Gregory) (Entered: 04/15/2008)
04/16/2008	<u>74</u>	ORDER granting <u>73</u> Motion for Extension of Time to and including 4/30/2008, to file Plaintiffs' motion for class certification. Signed by Magistrate Judge William G. Hussmann, Jr on 4/16/2008. (KTK) (Entered: 04/16/2008)
04/30/2008	<u>75</u>	MOTION for Leave to File Excess Pages, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Belzley, Gregory) (Entered: 04/30/2008)
04/30/2008	<u>76</u>	MOTION to Certify Class, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Belzley, Gregory) (Entered: 04/30/2008)
04/30/2008	<u>77</u>	BRIEF/MEMORANDUM in Support re <u>76</u> MOTION to Certify Class, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. *** NOTE: Reference List and declarations SEALED per # 80 *** (Attachments: # (1) Exhibit A, CDC MRSA Information for Public, # (2) Exhibit B, Part 1, Management of MRSA, # (3) Exhibit B, Part 2, Management of MRSA, # (4) Exhibit C, Chicago Tribune Article, # (5) Exhibit D, Invasive MRSA Infections in U.S., # (6) Exhibit E, Communicable Disease Control, # (7) Exhibit F, Community Associated MRSA, # (8) Exhibit G, The Role of Institutional Epidemiologic, # (9) Exhibit H, Affidavit of Dr. Clark, # (10) Exhibit I, Spotlight: So Your Facility has CA-MRSA, # (11) Exhibit J, MRSA in Correctional Settings, # (12) Exhibit K, Medical & Suicide Questionnaire, # (13) Exhibit L, Dr. Eichenberger Deposition, # (14) Exhibit M, Nurse Lewis Deposition, # (15) Exhibit N, Exhibit Filed Under Seal)(Belzley, Gregory) Modified on 5/19/2008 (KTK). (Entered: 04/30/2008)
04/30/2008	<u>78</u>	MOTION to Seal Document <u>77</u> Brief/Memorandum in Support of Motion, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Belzley, Gregory) (Entered: 04/30/2008)
05/16/2008	<u>79</u>	MOTION for Extension of Time to June 2, 2008 in which to <u>76</u> MOTION to Certify Class, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES

		1-3. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 05/16/2008)
05/19/2008	<u>80</u>	ORDER granting <u>78</u> Motion to Seal the reference list and declarations attached to <u>77</u> Brief/Memorandum in Support of Motion for Class Certification. Signed by Magistrate Judge William G. Hussmann, Jr on 05/19/2008. (KTK) (Entered: 05/19/2008)
05/19/2008	<u>81</u>	ORDER granting <u>75</u> Motion for Leave to File the 38 page Memorandum in support Motion for Class Certification (See docket number 77). Signed by Magistrate Judge William G. Hussmann, Jr on 05/19/2008. (KTK) (Entered: 05/19/2008)
05/21/2008	<u>82</u>	ORDER granting <u>79</u> Defendant's Unopposed Motion for Extension of Time until 6/2/2008, to respond to <u>76</u> Plaintiffs' Motion for Class Certification. Signed by Magistrate Judge William G. Hussmann, Jr on 5/21/08. (JLM) (Entered: 05/21/2008)
06/02/2008	<u>83</u>	RESPONSE in Opposition re <u>76</u> MOTION to Certify Class, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit One, Dr. Eichenberger Affidavit, # <u>3</u> Exhibit Two, Margaret Lewis Affidavit, # <u>4</u> Exhibit Three, Dr. Eichenberger Deposition Excerpts, # <u>5</u> Exhibit Four, Margaret Lewis Deposition Excerpts)(Lowe, R.) (Entered: 06/02/2008)
06/02/2008	<u>84</u>	MOTION for Leave to File <i>Supporting Memorandum in Excess of 35 pages</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 06/02/2008)
06/02/2008	<u>85</u>	MOTION for Leave to File <i>Exhibits Attached to Margaret Lewis' Affidavit Manually Under Seal</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 06/02/2008)
06/03/2008	<u>86</u>	ORDER denying <u>85</u> Defendants' Motion for Leave to File Exhibits Attached to Margaret Lewis Affidavit Manually Under Seal. Signed by Judge Sarah Evans Barker on 6/3/2008. (JLM) (Entered: 06/03/2008)
06/03/2008	<u>87</u>	SEALED <i>Exhibits to Lewis Affidavit</i> , re <u>83</u> Response in Opposition to Motion, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # (1) Exhibit to Lewis Affidavit (Part 1), # (2) Exhibit to Lewis Affidavit (Part 2), # (3) Exhibit to Lewis Affidavit (Part 3), # (4) Exhibit to Lewis Affidavit (Part 4), # (5) Exhibit to Lewis Affidavit (Part 5), # (6) Exhibit to Lewis Affidavit (Part 6)(Lowe, R.) Modified on 6/4/2008 (JLM). (Entered: 06/03/2008)
06/03/2008	<u>88</u>	MOTION for Leave to file under seal – Document <u>87</u> SEALED Document, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Cover Sheet for Sealed Document)(Lowe, R.) Modified on 6/4/2008 (TMD). (Entered: 06/03/2008)
06/06/2008	<u>89</u>	ORDER granting <u>88</u> Defendant's Renewed Motion for Leave to File Exhibit Under Seal. Defendants are granted leave to file the attachments to Margaret Lewis' Affidavit filed in Support of the Defendants' Response to the Plaintiffs' Motion for Class Certification under seal. Signed by Magistrate Judge William G. Hussmann, Jr on 6/6/08. (JLM) (Entered: 06/06/2008)
06/06/2008	<u>90</u>	MOTION for Extension of Time to June 21, 2008, to file Reply in Support of <u>76</u> Plaintiffs' Motion for Class Certification, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order Granting Plaintiffs' Unopposed Motion for Extension of Time to Reply to Defendants' Response to Plaintiffs' Motion for Class Certification)(Shelton, John) Modified on 6/9/2008 (JLM). (Entered: 06/06/2008)
06/11/2008	<u>91</u>	ORDER granting <u>84</u> defendants' Motion for Leave to File Memorandum in excess of the limit imposed by Local Rule 7.1(c). Signed by Magistrate Judge William G.

		Hussmann, Jr on 6/11/2008. (KTK) (Entered: 06/11/2008)
06/16/2008	<u>92</u>	ORDER granting <u>90</u> Unopposed Motion for Extension of Time. Plaintiffs' time to reply to the Defendants' Response to <u>76</u> Plaintiff's Motion for Class Certification shall be and hereby is extended to 6/21/08. Signed by Magistrate Judge William G. Hussmann, Jr on 6/16/08. (JLM) Modified on 6/16/2008 (JLM). (Entered: 06/16/2008)
06/23/2008	<u>93</u>	REPLY in Support of Motion re <u>76</u> MOTION to Certify Class, <u>78</u> MOTION to Seal Document <u>77</u> Brief/Memorandum in Support of Motion, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Exhibit A, Community-Acquired MRSA Infection, # <u>2</u> Exhibit B, CA-MRSA Abscess Care and Treatment)(Meyer, Robert) (Entered: 06/23/2008)
07/17/2008	<u>94</u>	MOTION for Leave to File <i>Surreply to Plaintiff's Reply to Defendants' Response to Plaintiffs' Motion for Class Certification</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # (1) Exhibit Proposed Surreply, # (2) ***SEALED PER DOC #99*** Exhibit Dr. Eichenberger's Deposition Testimony, # (3) Text of Proposed Order Granting Leave to File Surreply)(Lowe, R.) Modified on 7/18/2008 (JLM). Modified on 7/23/2008 (JLM). (Entered: 07/17/2008)
07/17/2008	<u>95</u>	MOTION to Seal Document <u>94</u> MOTION for Leave to File <i>Surreply to Plaintiff's Reply to Defendants' Response to Plaintiffs' Motion for Class Certification</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Cover Sheet for Sealed Document, # <u>2</u> Text of Proposed Order)(Lowe, R.) (Entered: 07/17/2008)
07/22/2008	<u>96</u>	RESPONSE in Opposition re <u>94</u> MOTION for Leave to File <i>Surreply to Plaintiff's Reply to Defendants' Response to Plaintiffs' Motion for Class Certification</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Shelton, John) (Entered: 07/22/2008)
07/23/2008	<u>97</u>	ORDER granting <u>94</u> Defendant's Motion for Leave to File Surreply. The Surreply attached to the Defendants' Motion for Leave to File Surreply, is hereby filed as of today's date. The Clerk shall detach the proposed surreply from Docket #94 and file it with the Court, causing an appropriate docket entry to be made. Signed by Judge Sarah Evans Barker on 7/23/08. (JLM) (Entered: 07/23/2008)
07/23/2008	<u>98</u>	Surreply re <u>76</u> MOTION to Certify Class, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # (1)***SEALED PER DOC #99*** Dr. Eichenberger's Deposition Testimony)(JLM) Modified on 7/23/2008 (JLM). (Entered: 07/23/2008)
07/23/2008	<u>99</u>	ORDER granting <u>95</u> Motion to Seal. The Defendants are granted leave to file the attachments to <u>94</u> Motion for Leave to File a Surreply under seal. Signed by Magistrate Judge William G. Hussmann, Jr on 7/23/08. (JLM) (Entered: 07/23/2008)
08/18/2008	<u>100</u>	Minute Order. for proceedings held before Magistrate Judge William G. Hussmann, Jr: Telephone Conference held on 8/11/2008. The settlement conference set for 8/15/2008 is VACATED.(KTK) (Entered: 08/18/2008)
08/18/2008		(continuation of #100) SCHEDULING ORDER:Telephonic Status Conference set for 9/29/2008 09:15 AM, New Albany time, before Magistrate Judge William G. Hussmann Jr. Signed by Magistrate Judge William G. Hussmann, Jr on 8/18/2008.(KTK) (Entered: 08/18/2008)
10/01/2008	<u>101</u>	MAGISTRATE JUDGE'S ORDER ON TELEPHONIC STATUS CONFERENCE held before Magistrate Judge William G. Hussmann, Jr. on 9/29/08. The parties were represented by counsel. Telephonic Status Conference is continued to 1/14/2009 09:15 AM (New Albany time) before Magistrate Judge William G. Hussmann Jr. See Order for particulars. (LBT) (Entered: 10/01/2008)

11/03/2008	<u>102</u>	SEALED <i>Notice of Filing Under Seal of Exhibit N</i> , re <u>76</u> Motion to Certify Class, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Exhibit N, pages 1–20, # <u>2</u> Exhibit N, pages 21–40, # <u>3</u> Exhibit N, Pages 41–67, # <u>4</u> Exhibit N, Pages 68–94)(Belzley, Gregory) (Entered: 11/03/2008)
11/26/2008	<u>103</u>	ENTRY DENYING CLASS CERTIFICATION – Plaintiff's Motion for Class Certification <u>76</u> is denied. Signed by Judge Sarah Evans Barker on 11/26/08. (JLM) (Entered: 11/26/2008)
01/22/2009	<u>104</u>	Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr: Telephonic Status Conference held on 1/14/2009. Plaintiffs' motion for leave to amend complaint shall be filed not later than forty–five (45) days from the entry of this order. A Settlement Conference is set for 8/28/2009, at 1:00 PM, New Albany time (EDT), in room #228, U.S. Courthouse, New Albany, Indiana, before Magistrate Judge William G. Hussmann Jr. Parties are to complete discovery not later than 9/30/2009. This matter is set for a jury trial during the February 2010 trial term. See attachment for particulars. (JLM) (Entered: 01/22/2009)
01/23/2009	<u>105</u>	SCHEDULING ENTRY: Final Pretrial Conference set for 1/26/2010, at 2:00 PM in room #210, United States Courthouse, Indianapolis, Indiana, before Judge Sarah Evans Barker. PLEASE NOTE THE INDIANAPOLIS LOCATION OF THE FINAL PRETRIAL CONFERENCE. Jury Trial set for 2/8/2010, at 9:30 AM in room #200, United States Courthouse, New Albany, Indiana, before Judge Sarah Evans Barker. Signed by Judge Sarah Evans Barker on 1/23/09.(JLM) (Entered: 01/23/2009)
01/30/2009	<u>106</u>	MOTION to Intervene, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Exhibit Intervening Complaint, # <u>2</u> Text of Proposed Order)(Meyer, Robert) (Entered: 01/30/2009)
02/02/2009	<u>107</u>	Submission of Signature Requirement re <u>106</u> MOTION to Intervene by all plaintiffs. (Attachments: # <u>1</u> Exhibit Intervening Complaint, # <u>2</u> Text of Proposed Order)(Meyer, Robert) (Entered: 02/02/2009)
02/17/2009	<u>108</u>	RESPONSE in Opposition re <u>106</u> MOTION to Intervene, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1–3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1–3. (Attachments: # <u>1</u> Affidavit of Margaret Lewis, # <u>2</u> Text of Proposed Order Denying Motion To Intervene)(Lowe, R.) (Entered: 02/17/2009)
02/27/2009	<u>109</u>	MOTION <i>Plaintiff's Motion to Late File Reply to Defendant's Response to Plaintiff's Motion to Intervene</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Shelton, John) (Entered: 02/27/2009)
03/02/2009	<u>110</u>	REPLY in Support of Motion re <u>106</u> MOTION to Intervene <i>Plaintiffs' Reply to Defendant's Response to Plaintiffs' Motion to Intervene</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Exhibit Order on Case Management Plan)(Shelton, John) (Entered: 03/02/2009)
03/03/2009	<u>111</u>	ORDER granting <u>109</u> Plaintiff's Motion to file their Reply to Defendant's Response to the Motion to Intervene up to and including 3/2/2009. Signed by Judge Sarah Evans Barker on 3/3/2009. (JLM) (Entered: 03/03/2009)
03/06/2009	<u>112</u>	***WITHDRAWN PER NO. 114*** MOTION for Leave to File <i>Amended Intervening Complaint</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # (1) Exhibit 1, Amended Intervening Complaint, # (2) Text of Proposed Order)(Belzley, Gregory) Modified on 3/9/2009 (LBT). (Entered: 03/06/2009)
03/06/2009	<u>113</u>	MOTION to Withdraw <u>112</u> MOTION for Leave to File <i>Amended Intervening Complaint</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Text of Proposed Order)(Belzley, Gregory) (Entered: 03/06/2009)
03/09/2009	<u>114</u>	ORDER granting <u>113</u> Motion to Withdraw <u>112</u> MOTION for Leave to File <i>Amended Intervening Complaint</i> . Signed by Judge Sarah Evans Barker on 3/9/2009. (LBT) (Entered: 03/09/2009)

03/27/2009	<u>115</u>	MOTION for Leave to File <i>Supplement to 106 Motion to Intervene</i> , filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Attachments: # <u>1</u> Exhibit Judge Russell's Memorandum Opinion and Order, # <u>2</u> Text of Proposed Order)(Belzley, Gregory) Modified on 3/30/2009 to link this document with Doc #106 (JLM). (Entered: 03/27/2009)
04/13/2009	<u>116</u>	RESPONSE in Opposition re <u>115</u> MOTION for Leave to File <i>Supplement to Motion to Intervene</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 04/13/2009)
05/21/2009	<u>117</u>	MOTION to Intervene. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit Intervening Complaint)(Belzley, Gregory) (Entered: 05/21/2009)
06/08/2009	<u>118</u>	RESPONSE in Opposition re <u>117</u> MOTION to Intervene, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Exhibit 1, Affidavit of Elizabeth Brewer, # <u>2</u> Text of Proposed Order)(Lowe, R.) (Entered: 06/08/2009)
06/18/2009	<u>119</u>	MOTION to Intervene. (Attachments: # <u>1</u> Text of Proposed Order)(Meyer, Robert) (Entered: 06/18/2009)
07/06/2009	<u>120</u>	MOTION for Extension of Time to July 7, 2009 to file response to <u>119</u> MOTION to Intervene, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 07/06/2009)
07/07/2009	<u>121</u>	RESPONSE in Opposition re <u>119</u> MOTION to Intervene, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Exhibit 1, Affidavit of Elizabeth Brewer, # <u>2</u> Text of Proposed Order)(Lowe, R.) (Entered: 07/07/2009)
07/09/2009	<u>122</u>	ORDER granting <u>120</u> Defendants' Motion for Extension of Time. The Defendants shall have up through and including 7/7/2009, to file their Response to <u>119</u> Plaintiffs' Third Motion to Intervene. Signed by Judge Sarah Evans Barker on 7/8/2009. (JLM) (Entered: 07/09/2009)
07/22/2009	<u>123</u>	ENTRY ON MOTIONS TO INTERVENE. <u>106</u> Motion to Intervene, <u>117</u> Motion to Intervene, and <u>119</u> Motion to Intervene are each GRANTED. <u>115</u> Motion for Leave to File Supplement to Motion to Intervene is GRANTED as well. See Entry for particulars. Signed by Judge Sarah Evans Barker on 7/22/2009. (LBT) (Entered: 07/23/2009)
07/22/2009	<u>127</u>	Intervenor COMPLAINT filed by DIANA ARNOLD, JOSHUA BARD, KILE BEAVIN, ALBERT BLANKEN, JR, JERRY BROWDER, DOUGLAS BURRIS, MICHAEL CAMPBELL, RONALD COLLINS, ANTON COUSINS, NEAL CRONE, WILLIAM DENSFORD, PAULA DENTON, ERIC FARNSELY, ROBBY GRIFFIN, THOMAS GUNTER, DIAZ GUYTON, DANIEL HAMILTON, JAMES HILL, JAMES HOWELL, JASON JOHNSON, TRAVIS JONES, GARRY KELLY, JOSHUA LEE, RODNEY LEE, JOSEPH LEWIS, MAURICE MASON, CRAIG PROCTOR, THOMAS SMITHSON, BRANDON SPARKS, SONNY STORMS, ROGER THOMPSON, JERAMEY TYLER, JUSTIN VAUGHN, SANFORD WALKER. ***FILED PER DOC #123*** (JLM) (Entered: 08/19/2009)
07/22/2009	<u>128</u>	Intervenor COMPLAINT filed by KELLY CROSBY, STEVE GARY, DAVID JONES, SEAN STAGER, JAMES THURMAN, JOHN WHITFILL. ***FILED PER DOC #123*** (JLM) (Entered: 08/19/2009)
08/05/2009	<u>124</u>	Third Intervenor COMPLAINT, filed by KENNETH CORLEY, MARVIN HOOD, JOHNNY JULIOT, MELVIN KNOWLAND, GERALD MACRANDER, ROBERT RICKETTS, ROBERT ROSS, THOMAS ROY, CHRISTEENA TIMBERLAKE.(Meyer, Robert) (Entered: 08/05/2009)

08/05/2009	<u>125</u>	SCHEDULING ORDER: Status Conference set for 8/5/2009 03:00 PM Telephonic before Magistrate Judge William G. Hussmann, Jr. Signed by Magistrate Judge William G. Hussmann, Jr., on 8/5/2009.(NRN) (Entered: 08/05/2009)
08/14/2009	<u>126</u>	Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr. Attorney Conference Call held on 8/5/2009. The Settlement Conference set for 8/28/2009 at 2:00 PM (EDT) before Magistrate Judge William G. Hussmann Jr. is hereby CONVERTED to a Telephonic Status Conference to address the establishment of an appropriate scheduling order in this case. The Settlement Conference will now be conducted on 11/2/2009 at 10:00 AM, New Albany time (EST), in room #228, U.S. Courthouse, New Albany, IN, before Magistrate Judge William G. Hussmann Jr. See Order for particulars. (LBT) (Entered: 08/14/2009)
08/19/2009	<u>129</u>	ANSWER to <u>124</u> Intervenor Complaint, filed by all defendants.(Lowe, R.) (Entered: 08/19/2009)
08/19/2009	<u>130</u>	ANSWER to <u>127</u> Intervenor Complaint, filed by all defendants.(Lowe, R.) (Entered: 08/19/2009)
08/19/2009	<u>131</u>	ANSWER to <u>128</u> Intervenor Complaint, filed by all defendants.(Lowe, R.) (Entered: 08/19/2009)
09/01/2009	<u>132</u>	Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr: Telephonic Status Conference held on 8/28/2009. On or before 9/30/2009, plaintiffs will file preliminary witness and exhibit lists and a statement of special damages with respect to each plaintiff. On or before 10/30/2009, defendants will file preliminary witness and exhibit lists and respond to any settlement demand, if such a demand has been made by plaintiffs. This case remains set for a settlement conference on 11/2/2009. Further deadlines will be set following the 11/2/2009 settlement conference, if necessary. The current trial date of 2/8/2010, and the final pretrial conference of 1/26/2010, are VACATED. The jury trial in this matter is reset for the May 2010 trial term before District Judge Barker. The exact date of the trial will be set in a notice issued directly from Judge Barker's chambers. (JLM) (Entered: 09/01/2009)
09/02/2009	<u>133</u>	SCHEDULING ENTRY: Final Pretrial Conference set for 4/27/2010 at 2:00 PM, Indianapolis time, in room #216, U.S. Courthouse, Indianapolis, IN, before Judge Sarah Evans Barker. PLEASE NOTE THE INDIANAPOLIS LOCATION OF THE PRETRIAL CONFERENCE. Jury Trial set for 5/10/2010 at 9:30 AM, New Albany time, in room #200, U.S. Courthouse, New Albany, IN, before Judge Sarah Evans Barker.(LBT) (Entered: 09/02/2009)
09/30/2009	<u>134</u>	Plaintiff's Preliminary Witness and Exhibit List and Statement of Special Damages, filed by Plaintiffs PAMELA WALKER, BRENT HOUSER. (Shelton, John) Modified on 10/1/2009 to remove duplicate wording (JLM). (Entered: 09/30/2009)
10/07/2009	<u>135</u>	MOTION to Withdraw as Attorney <i>Plaintiffs' Motion to Withdraw as Counsel for Certain Intervening Plaintiffs</i> , filed by Plaintiffs JERAMEY TYLER, ALBERT BLANKEN, JR., DANIEL HAMILTON, JOSHUA BARD, AND TRAVIS JONES. (Attachments: # (1) Text of Proposed Order)(Shelton, John) Modified on 10/8/2009, to remove duplicate wording and add correct filers (JLM). (Entered: 10/07/2009)
10/09/2009	<u>136</u>	Special Damages <i>Intervening Plaintiffs' Supplemntal Itemization of Special Damages</i> by all plaintiffs. (Shelton, John) (Entered: 10/09/2009)
10/09/2009	<u>137</u>	RESPONSE in Opposition re <u>135</u> MOTION to Withdraw as Attorney <i>Plaintiffs' Motion to Withdraw as Counsel for Certain Intervening Plaintiffs</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 10/09/2009)
10/09/2009	<u>138</u>	AMENDED MOTION to Withdraw as Counsel for Certain Intervening Plaintiffs <i>and to Remand Previously Filed Motion <u>135</u></i> , filed by Plaintiffs JERAMEY TYLER, ALBERT BLANKEN, JR., DANIEL HAMILTON, JOSHUA BARD and DAVID JONES. (Attachments: # <u>1</u> Text of Proposed Order)(Shelton, John) Modified on 10/14/2009 to reflect accurate title of document and to reflect correct filers (JLM).

		(Entered: 10/09/2009)
10/14/2009	<u>139</u>	MOTION for Continuance of <i>Settlement Conference</i> , filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Exhibit 1 – Email dated August 19 2009, # <u>2</u> Exhibit 2 – Email dated September 22 2009, # <u>3</u> Exhibit 3 – Email dated October 7 2009, # <u>4</u> Text of Proposed Order)(Lowe, R.) (Entered: 10/14/2009)
10/15/2009	<u>140</u>	JOINT MOTION to Dismiss Jeramy Tyler as Intervening Plaintiff, filed by Intervenor Plaintiff JERAMEY TYLER, Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Attachments: # <u>1</u> Text of Proposed Order)(Shelton, John) Modified on 10/16/2009 to reflect accurate filers (JLM). (Entered: 10/15/2009)
10/16/2009	<u>141</u>	REPLY in Support of , <u>138</u> AMENDED MOTION to Withdraw as Counsel for Certain Intervening Plaintiffs <i>and to Remand Previously Filed Motion</i> by Intervening Plaintiffs JERAMEY TYLER, ALBERT BLANKEN, JR., DANIEL HAMILTON, JOSHUA BARD and DAVID JONES. (Attachments: # <u>1</u> Text of Proposed Order)(Shelton, John) Modified on 10/19/2009, to reflect correct filers and to reflect accurate title of document (JLM). (Entered: 10/16/2009)
10/16/2009	<u>142</u>	NOTICE OF STATUS CONFERENCE – This case is hereby assigned for a Telephonic Status Conference for 10/16/2009, at 4:30 PM, New Albany time (EDT), before Magistrate Judge William G. Hussmann Jr. Signed by Magistrate Judge William G. Hussmann, Jr on 10/16/2009.(JLM) (Entered: 10/16/2009)
10/16/2009	<u>143</u>	MARGINAL ENTRTY – <u>135</u> Motion to Withdraw as Attorney DENIED at this time. Counsel is ordered to make diligent efforts to have plaintiffs appear in person at the settlement conference. Signed by Magistrate Judge William G. Hussmann, Jr on 10/16/2009. (LBT) (Entered: 10/16/2009)
10/16/2009	<u>144</u>	MARGINAL ENTRY – <u>138</u> Motion to Amend/Correct is DENIED at this time. The Court may reconsider after the settlement conference. Signed by Magistrate Judge William G. Hussmann, Jr on 10/16/2009. (LBT) (Entered: 10/16/2009)
10/16/2009	<u>145</u>	MARGINAL ENTRY – <u>139</u> Motion for Continuance of Settlement Conference is DENIED. Signed by Magistrate Judge William G. Hussmann, Jr on 10/16/2009. (LBT) (Entered: 10/16/2009)
10/22/2009	<u>146</u>	Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr: Attorney Conference Call held on 10/16/2009. The Settlement Conference set on 11/2/2009, will be held as scheduled. (JLM) (Entered: 10/22/2009)
10/30/2009	<u>147</u>	Letter from Sanford Walker, Jr. regarding Settlement Conference on 11/2/2009. (Attachments: # <u>1</u> Request re 11/2/2009 Conference) (JLM) (Entered: 10/30/2009)
10/30/2009	<u>148</u>	Witness List, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3, Exhibit List, filed by Defendants FLOYD COUNTY INDIANA, DARRELL MILLS, JOHN DOES 1-3, STEVE KNIGHT, RANDY HUBBARD, JANE DOES 1-3. (Lowe, R.) (Entered: 10/30/2009)
11/04/2009	<u>149</u>	Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr. Settlement Conference held on 11/2/2009. The parties entered into settlement negotiations. Plaintiffs Paula Denton, Steve Gary, Brent Houser, Roger Thompson, Pamela Walker, William Densford, Melvin Knowland, Thomas Roy and Justin Vaughn have reached agreements in principle to resolve this matter. On or before 12/2/09 plaintiffs' counsel is to notify defendants' counsel of whether other plaintiffs have accepted settlement offers, or if not, what their counter proposals are to resolve the matter. A Telephonic Status Conference is set for 12/7/2009 at 2:00 PM, New Albany time (EST), before Magistrate Judge William G. Hussmann Jr. The parties should be prepared to discuss any amendments to the current scheduling order at the time of this conference. (LBT) (Entered: 11/04/2009)
11/18/2009	<u>150</u>	NOTICE of Change of <i>Address</i> by Gregory A. Belzley (Belzley, Gregory) (Entered: 11/18/2009)

11/19/2009	<u>151</u>	NOTICE of Change of Address (Amended) by Gregory A. Belzley (Belzley, Gregory) (Entered: 11/19/2009)
12/31/2009	<u>152</u>	Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr. Telephonic Status Conference held on 12/7/2009 and 12/23/2009. The parties were represented by counsel. The parties report settlements with respect to substantially all of the plaintiffs. However, there are certain plaintiffs that may not have settled at this time. Telephonic Status Conference set for 1/15/2010 at 4:00 PM, New Albany time (EST), before Magistrate Judge William G. Hussmann Jr. The court will review the current schedule and trial date at that time. (LBT) (Entered: 12/31/2009)
01/13/2010	<u>153</u>	MOTION to Withdraw as Attorney for Albert Blanken, Jr. and Robert Ross, filed by Intervenor Plaintiff ALBERT BLANKEN, JR. (Attachments: # <u>1</u> Text of Proposed Order)(Meyer, Robert) (Entered: 01/13/2010)
01/14/2010	<u>154</u>	ORDER granting <u>140</u> Joint Motion to Dismiss. All claims of Jeramy Tyler are hereby dismissed with prejudice. Signed by Judge Sarah Evans Barker on 1/14/2010. (JLM) (Entered: 01/14/2010)
01/27/2010	<u>155</u>	Minute Order for proceedings held before Magistrate Judge William G. Hussmann, Jr: Telephonic Status Conference held on 1/15/2010. Counsel reported that there are three remaining plaintiffs who have not agreed to resolve this matter. Negotiations continue with respect to the one plaintiff who is in contact with counsel. Plaintiffs' counsel's Motion to Withdraw <u>153</u> as counsel for two named plaintiffs is granted. Attorney John R. Shelton; Gregory A. Belzley and Robert Kenyon Meyer withdrawn for plaintiffs Albert Blanken, Jr. and Robert Ross. Plaintiffs' counsel is directed to advise the court within five (5) days if there are any additional addresses available to contact these plaintiffs, who are now proceeding pro se. (JLM) (Entered: 01/27/2010)
02/01/2010	<u>156</u>	NOTICE of addresses of Blanken and Ross, filed by Intervenor Plaintiff ALBERT BLANKEN, JR, re <u>155</u> Order on Motion to Withdraw as Attorney Status Conference. (Meyer, Robert) (Entered: 02/01/2010)
02/03/2010	<u>157</u>	ORDER DIRECTING FURTHER PROCEEDINGS Directed to Plaintiffs Albert Blanken, jr. and Robert Ross. Albert Blanken, Jr. and Robert Ross are directed to file with the court within 15 days of the date of this entry a notice of their intentions with respect to this matter. See order for particulars. Signed by Magistrate Judge William G. Hussmann, Jr on 2/3/2010.(LBT) (Entered: 02/03/2010)
02/08/2010	<u>158</u>	NOTICE of Appearance by Robert Kenyon Meyer on behalf of Intervenor Plaintiff ALBERT BLANKEN, JR. (Meyer, Robert) (Entered: 02/08/2010)
02/08/2010	<u>159</u>	Mail Returned as undeliverable. <u>157</u> Order sent to ROBERT ROSS, c/o Laura Ross, 14 High Park Drive, New Albany, IN 47150. (LBT) (Entered: 02/08/2010)
02/09/2010	<u>160</u>	Mail Returned as undeliverable. <u>157</u> Order sent to ROBERT ROSS at 2705 Payton Road SE, Elizabeth, IN 47117. (JLM) (Entered: 02/09/2010)
02/12/2010	<u>161</u>	Mail Returned as undeliverable. <u>157</u> Order sent to ALBERT BLANKEN, JR. (JLM) (Entered: 02/12/2010)
03/03/2010	<u>162</u>	MOTION to Dismiss for Lack of Prosecution, filed by Defendants JANE DOES 1-3, JOHN DOES 1-3, FLOYD COUNTY INDIANA, RANDY HUBBARD, STEVE KNIGHT, DARRELL MILLS. (Attachments: # <u>1</u> Exhibit Robert Ross's Response to Defendants' Discovery Requests, # <u>2</u> Text of Proposed Order Dismiss Claim of Robert Ross)(Lowe, R.) (Entered: 03/03/2010)
03/10/2010	<u>163</u>	ORDER CHANGING SERVICE ADDRESS FOR PLAINTIFF ROBERT ROSS AND DIRECTING FURTHER SERVICE OF MOTION TO DISMISS CLAIM OF ROBERT ROSS. The Clerk of Court is directed to substitute the service address for plaintiff Robert Ross with the following two addresses: 1810 Graybrook Lane, Apt. 109, New Albany, IN 47150 and 2307 West Madison Street, Louisville, KY 40202. Counsel for defendants is ordered to re-serve the Motion to Dismiss Claim of Robert Ross upon Mr. Ross at these new addresses within 10 days of the date of this order. See order for details. Signed by Magistrate Judge

		William G. Hussmann, Jr on 3/10/2010.(LBT) (Entered: 03/10/2010)
03/29/2010	<u>164</u>	Mail Returned as undeliverable. <u>163</u> Order sent to ROBERT ROSS at 2307 West Madison Street, Louisville, KY 40202. (LBT) (Entered: 03/29/2010)
04/02/2010	<u>165</u>	ORDER granting <u>162</u> Defendants' Motion to Dismiss Claim of Robert Ross. Signed by Judge Sarah Evans Barker on 4/2/2010. (JLM) (Entered: 04/05/2010)
04/22/2010	<u>166</u>	Joint MOTION for Continuance of <i>Pre-trial Conference and Trial Date</i> , filed by Intervenor Plaintiffs DIANA ARNOLD, JOSHUA BARD, KILE BEAVIN, ALBERT BLANKEN, JR, JERRY BROWDER, DOUGLAS BURRIS, MICHAEL CAMPBELL, RONALD COLLINS, KENNETH CORLEY, ANTON COUSINS, NEAL CRONE, KELLY CROSBY, WILLIAM DENSFORD, PAULA DENTON, ERIC FARNSLEY, STEVE GARY, ROBBY GRIFFIN, THOMAS GUNTER, DIAZ GUYTON, DANIEL HAMILTON, JAMES HILL, MARVIN HOOD, JAMES HOWELL, JASON JOHNSON, DAVID JONES, TRAVIS JONES, JOHNNY JULIOT, GARRY KELLY, MELVIN KNOWLAND, JOSHUA LEE, RODNEY LEE, JOSEPH LEWIS, GERALD MACRANDER, MAURICE MASON, CRAIG PROCTOR, ROBERT RICKETTS, ROBERT ROSS, THOMAS ROY, THOMAS SMITHSON, BRANDON SPARKS, SEAN STAGER, SONNY STORMS, ROGER THOMPSON, JAMES THURMAN, CHRISTEENA TIMBERLAKE, JERAMEY TYLER, JUSTIN VAUGHN, SANFORD WALKER, JOHN WHITFILL, Defendants JANE DOES 1-3, JOHN DOES 1-3, FLOYD COUNTY INDIANA, RANDY HUBBARD, STEVE KNIGHT, DARRELL MILLS, Plaintiffs BRENT HOUSER, PAMELA WALKER. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 04/22/2010)
04/26/2010	<u>167</u>	Mail Returned as undeliverable <u>165</u> Order Granting Defendants' Motion to Dismiss Claim of Robert Ross sent to ROBERT ROSS at 2307 West Madison Street, Louisville, KY. (JLM) (Entered: 04/26/2010)
04/27/2010	<u>168</u>	ORDER granting <u>166</u> Motion for Continuance of Final Pretrial Conference and Jury Trial. Final Pretrial Conference RESET for 6/22/2010 at 2:00 PM in room #216, U.S. Courthouse, Indianapolis, IN, before Judge Sarah Evans Barker. Jury Trial RESET for 7/6/2010 at 9:30 AM in room #216, U.S. Courthouse, Indianapolis, IN, before Judge Sarah Evans Barker. PLEASE NOTE THE INDIANAPOLIS LOCATION OF BOTH THE FINAL PRE-TRIAL CONFERENCE AND THE TRIAL. Signed by Judge Sarah Evans Barker on 4/27/2010. (LBT) (Entered: 04/27/2010)
05/04/2010	<u>169</u>	MOTION to Withdraw as Attorney <i>Motion to Withdraw as Counsel for Plaintiff Eric Farnsley</i> , filed by Intervenor Plaintiff ERIC FARNSLEY. (Attachments: # (1) Text of Proposed Order to Grant Withdrawal of Counsel for Farnsley)(Shelton, John) Modified on 5/5/2010 to remove duplicate wording (JLM). (Entered: 05/04/2010)
05/20/2010	<u>170</u>	RESPONSE in Opposition re <u>169</u> MOTION to Withdraw as Attorney, filed by Intervenor Plaintiff ERIC FARNSLEY. (Attachments: # <u>1</u> Grievance Sheets, # <u>2</u> Offer of Judgment, # <u>3</u> Letter dated 8-28-2009, # <u>4</u> Letter dated 10-16-2009, # <u>5</u> Letter dated 12-8-2009, # <u>6</u> Letter dated 1-13-2010, # <u>7</u> Letter dated 3-22-2010)(JLM) (Entered: 05/20/2010)
05/20/2010	171	***CONTINUATION OF DOC #170*** MOTION to Appoint Counsel, filed by Intervenor Plaintiff ERIC FARNSLEY. (JLM) (Entered: 05/20/2010)
05/27/2010	<u>172</u>	MOTION TO ENFORCE SETTLEMENT AGREEMENT, filed by Defendants JANE DOES 1-3, JOHN DOES 1-3, FLOYD COUNTY INDIANA, RANDY HUBBARD, STEVE KNIGHT, DARRELL MILLS. (Attachments: # <u>1</u> Text of Proposed Order to Enforce Settlement Agreement)(Lowe, R.) (Entered: 05/27/2010)
05/27/2010	<u>173</u>	BRIEF/MEMORANDUM in Support re <u>172</u> MOTION TO ENFORCE SETTLEMENT AGREEMENT, filed by Defendants JANE DOES 1-3, JOHN DOES 1-3, FLOYD COUNTY INDIANA, RANDY HUBBARD, STEVE KNIGHT, DARRELL MILLS. (Attachments: # <u>1</u> Affidavit of Kenyon Meyer, # <u>2</u> Exhibit A to Affidavit - e-mail, # <u>3</u> Exhibit B to Affidavit - e-mail)(Lowe, R.) (Entered: 05/27/2010)

06/01/2010	<u>174</u>	NOTICE OF HEARING ON <u>169</u> MOTION TO WITHDRAW AS COUNSEL FOR PLAINTIFF ERIC FARNSLEY – This matter is now set for a TELEPHONIC HEARING on 6/15/2010, at 9:00 a.m. New Albany time (EDT) before Magistrate Judge William G. Hussmann Jr. See Notice for details regarding the Telephonic Hearing and appointment of counsel. Signed by Magistrate Judge William G. Hussmann, Jr on 6/1/2010.(JLM) (Entered: 06/01/2010)
06/03/2010	<u>175</u>	Letter from Putnamville Correctional Facility regarding telephonic hearing on 6/15/2010, indicating telephone number for ERIC FARNSLEY. (JLM) (Entered: 06/03/2010)
06/03/2010	<u>176</u>	AMENDED HEARING NOTICE – The original notice <u>174</u> is hereby AMENDED to require plaintiff's counsel to place a call to Mr. Farnsley at (765) 653–8441, Ext. 403, and then add a call to the Magistrate Judge's bridge line at (812) 434–6403. Signed by Magistrate Judge William G. Hussmann, Jr on 6/4/2010.(JLM) Modified on 6/4/2010 to change filed date (JLM). (Entered: 06/04/2010)
06/11/2010	<u>177</u>	STIPULATION of Dismissal, filed by Defendants JANE DOES 1–3, JOHN DOES 1–3, FLOYD COUNTY INDIANA, RANDY HUBBARD, STEVE KNIGHT, DARRELL MILLS. (Attachments: # <u>1</u> Text of Proposed Order)(Lowe, R.) (Entered: 06/11/2010)
06/15/2010	<u>178</u>	ORDER OF PARTIAL DISMISSAL – Pursuant to the Stipulation of Dismissal <u>177</u> , all claims pertaining only to the plaintiffs KILE BEAVIN, ALBERT BLANKEN, JR, JERRY BROWDER, DOUGLAS BURRIS, MICHAEL CAMPBELL, RONALD COLLINS, KENNETH CORLEY, ANTON COUSINS, NEAL CRONE, KELLY CROSBY, WILLIAM DENSFORD, PAULA DENTON, STEVE GARY, ROBBY GRIFFIN, THOMAS GUNTER, DIAZ GUYTON, DANIEL HAMILTON, JAMES HILL, MARVIN HOOD, BRENT HOUSER, JAMES HOWELL, JASON JOHNSON, DAVID JONES, TRAVIS JONES, JOHNNY JULIOT, GARRY KELLY, MELVIN KNOWLAND, JOSHUA LEE, RODNEY LEE, JOSEPH LEWIS, GERALD MACRANDER, MAURICE MASON, CRAIG PROCTOR, ROBERT RICKETTS, THOMAS ROY, THOMAS SMITHSON, BRANDON SPARKS, SEAN STAGER, SONNY STORMS, ROGER THOMPSON, JAMES THURMAN, CHRISTEENA TIMBERLAKE, JUSTIN VAUGHN, PAMELA WALKER, SANFORD WALKER, JOHN WHITFILL, DIANA ARNOLD and JOSHUA BARD are dismissed with prejudice, the parties to pay their own costs. This does not affect the remaining claim of ERIC FARNSLEY against the Defendants. Signed by Judge Sarah Evans Barker on 6/15/2010.(JLM) (Entered: 06/15/2010)
06/22/2010	<u>179</u>	Minute Order for proceedings held before Magistrate Judge William G. Hussmann, Jr. Motion Hearing held on 6/22/2010 re 171 MOTION to Appoint Counsel filed by ERIC FARNSLEY and <u>169</u> MOTION to Withdraw as Attorney. <u>169</u> Motion to Withdraw as Attorney is GRANTED, conditioned upon counsel providing to Mr. Farnsley his personal file and any discovery materials applicable to the case generally on or before 6/29/2010. Mr. Farnsley will not be entitled to the files of the other plaintiffs at this time and until further discovery orders may issue in this cause. Attorney John R. Shelton; Gregory A. Belzley and Robert Kenyon Meyer withdrawn. 171 Motion to Appoint Counsel is DENIED at this time. Mr. Farnsley is ORDERED to file a response to <u>172</u> Motion to Enforce Settlement Agreement on or before 8/1/2010. He must file the response, in writing, and serve a copy of his response on Mr. Lowe. All discovery in this case is STAYED until the court has ruled on whether there is an enforceable settlement agreement in place. The Mag. Judge will issue a scheduling order upon a ruling on <u>172</u> Motion to Enforce Settlement Agreement, if necessary. The final pretrial conference set before District Judge Barker on 6/22/2010 and the jury trial currently set for 7/6/2010 are VACATED at this time and will be reset by the Mag. Judge in his scheduling order, if appropriate. Telephonic Status Conference set for 10/5/2010 at 10:00 AM, New Albany time (EDT), before Magistrate Judge William G. Hussmann Jr. Defendant's counsel is ordered to make advance arrangements with the correctional facility to place a call to Mr. Farnsley at the time of the conference and shall then initiate the conference call at the appropriate time to Mr. Farnsley and then to the Mag. Judge in his chambers in Evansville, Indiana. The Clerk of Court is directed to send a copy of this entry to counsel of record and to Eric Farnsley. See Order for details. Signed by Magistrate Judge William G. Hussmann, Jr.(LBT) (Entered: 06/22/2010)

		06/22/2010)
07/28/2010	<u>180</u>	RESPONSE in Opposition re <u>172</u> MOTION TO ENFORCE SETTLEMENT AGREEMENT, filed by Intervenor Plaintiff ERIC FARNSLEY. (LBT) (Entered: 07/28/2010)
08/04/2010	<u>181</u>	REPLY in Support of Motion re <u>172</u> MOTION TO ENFORCE SETTLEMENT AGREEMENT, filed by Defendants JANE DOES 1-3, JOHN DOES 1-3, FLOYD COUNTY INDIANA, RANDY HUBBARD, STEVE KNIGHT, DARRELL MILLS. (Attachments: # <u>1</u> Exhibit Excerpts of Deposition of Eric Farnsley)(Lowe, R.) (Entered: 08/04/2010)
08/27/2010	<u>182</u>	ORDER granting <u>172</u> Motion to Enforce Settlement Agreement. Counsel for Defendants should tender a check in the appropriate amount, a release, and stipulation of dismissal to Mr. Farnsley within 7 days of the date of this Order. Mr. Farnsley is directed to sign and return the stipulation of dismissal and release within 7 days thereafter, if he chooses to accept the Court's ruling and the settlement payment. In any event, a final judgment shall enter dismissing his case based upon the settlement reached on or about September 30, 2010. See order for details. Signed by Judge Sarah Evans Barker on 8/27/2010. (LBT) Modified on 8/27/2010 to correct a typographical error in docket text (LBT). (Entered: 08/27/2010)
09/27/2010	<u>183</u>	CLOSED DISMISSED – Consistent with the order of 8/27/2010, and all prior settlements, Final Judgment is hereby entered as to all claims. Signed by Judge Sarah Evans Barker on 9/27/2010.(LBT) (Entered: 09/27/2010)
10/04/2010	<u>184</u>	Mail Returned as undeliverable. <u>183</u> Final Judgment sent to ERIC FARNSLEY. (LBT) (Entered: 10/04/2010)

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