

**U.S. District Court
Eastern District of New York (Uniondale)
CIVIL DOCKET FOR CASE #: 9:77-cv-01881-JS-ETB**

United States, et al v. Nassau County, et al
Assigned to: Judge Joanna Seybert
Referred to: Magistrate Judge E. Thomas Boyle
Demand: \$0
Cause: 42:1983 Civil Rights Act

Date Filed: 09/21/1977
Date Terminated: 07/20/2004
Jury Demand: None
Nature of Suit: 442 Civil Rights:
Jobs
Jurisdiction: U.S. Government
Plaintiff

Plaintiff

United States of America

represented by **Clare F. Geller**
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Plaintiff

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V.

Defendant

County of Nassau

*a municipal corporation organized
pursuant to the laws of the State of
New York*

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Defendant

Commissioner Daniel Guido
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Defendant

Commissioner Gabriel S. Kohn
*Nassau County Civil Service
Commission*

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Defendant

**Commissioner Edward S.
Witanowski**
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Commission*

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Defendant

**Commissioner Edward A.
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Defendant

**Nassau County Patrolmen's
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Date Filed	#	Docket Text
09/21/1977		REFER TO MANUAL DOCKET FOR PRIOR ENTRIES Documents 1-392. (Valle, Christine) (Entered: 08/16/2002)
09/21/1977		Please refer to paper docket for entries 1-392. (Valle, Christine) (Entered: 08/16/2002)
04/27/1982		Case closed (Valle, Christine) (Entered: 08/16/2002)
05/17/1983		CASE reassigned to Judge Frank X. Altimari (Valle, Christine) (Entered: 08/16/2002)

08/24/1983	393	LETTER dated 8/24/83 from Warren Bennia to Judge Mishler RE: I am writing to provide the Court with additional relevant information which should be of assistance during the deliberation on and disposition of the motion for intervention pending in the consolidated actions. (Valle, Christine) (Entered: 08/16/2002)
01/31/1990		CASE reassigned to Senior Judge Jacob Mishler (Valle, Christine) (Entered: 08/16/2002)
03/22/1990	394	LETTER dated 3/22/90 from Harry Greenberg to Judge Mishler RE: Today I was informed by your Law Secretary that the hearing is now scheduled for 3/29/90. (Valle, Christine) (Entered: 08/16/2002)
03/23/1990	395	LETTER dated 3/23/90 from Harry Greenberg to Judge Mishler RE: All counsel have now agreed to be present for the hearing on 3/28/90. (Valle, Christine) (Entered: 08/16/2002)
05/22/1990	396	MEMORANDUM IN RESPONSE by United States to the motion of Anderson et. al. to intervene. (Valle, Christine) (Entered: 08/16/2002)
05/22/1990	397	ORDER - The Court approves and enters the consent order between plttf USA and dfts Nassau County et. al. executed on 4/16/90 and the consent order between the Guardians plttfs and dft Nassau County et. al. executed on 4/25/90 . (Signed by Senior Judge Jacob Mishler, on 5/22/90) (Valle, Christine) (Entered: 08/16/2002)
05/13/1993	398	LETTER dated 5/13/93 from William H. Pauley III to Judge Mishler RE: On behalf of all counsel, here is a proposed supplemental consent order which modifies certain provisions of the consent order entered in this action on 5/22/90. (Valle, Christine) (Entered: 08/16/2002)
07/26/2002		CASE reassigned to Judge Joanna Seybert (Valle, Christine) (Entered: 08/16/2002)
07/26/2002		Case reopened (Valle, Christine) (Entered: 08/16/2002)
07/31/2002	399	AFFIDAVIT OF SERVICE - Copy of Order to Show Cause with supporting affirmation and memorandum of law served upon Nassau County Attorney and John M. Gadzichowski, Esq. via UPS overnight delivery on 7/26/02. (Valle, Christine) (Entered: 08/16/2002)
10/11/2002		Show cause hearing held (Valle, Christine) (Entered: 10/23/2002)

10/11/2002	400	Calendar entry: Before Judge Joanna Seybert on 10/11/02 at 10:30AM. Civil Cause for Order to Show Cause. Counsel for all sides present. Argument heard; decision reserved. Court Reporter: O. Wicker (Valle, Christine) (Entered: 10/23/2002)
12/17/2002	401	TRANSCRIPT OF ORDER TO SHOW CAUSE before Judge Joanna Seybert filed for date of 10/11/02 at 10:30AM; Court Reporter: Owen Wicker. (Valle, Christine) (Entered: 01/06/2003)
12/17/2002	402	ORDER - Pending before the Court is a motion to compel the dfsts in this action to comply with the terms of the Consent Decree. The Court finds that the relief sought is barred by the statute of limitations and as such, the motion is DENIED. (Signed by Judge Joanna Seybert, on 12/17/02) C/M (Valle, Christine) (Entered: 01/06/2003)
01/14/2003	403	NOTICE OF APPEAL by Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Michele Meyer, Lorraine McIntyre, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder Fee Paid \$ 105.00 Receipt # 8420 [402-1] order. Copy of notice of appeal, copy of order, court receipt and certified copy of docket sheet forwarded to USCA. Copy of notice of appeal sent to Chambers. Service made by Clerk. (Duong, Susan) (Entered: 01/15/2003)
04/22/2003	404	USCA Scheduling Order: [403-1] appeal USCA Number: 03-6009 Index to the record on appeal due 5/13/03. Appellant's brief due 5/20/03. Appellee's brief due 6/19/03. Argument set for 8/4/03. A telephonic pre-argument conference scheduled for 4/29/03 at 10:00 a.m. (Duong, Susan) (Entered: 04/23/2003)
05/16/2003		DESIGNATION of Record on Appeal re 403 Notice of Appeal forwarded to USCA including: original and 3 copies of the index to the record on appeal, clerk certificate and certified copy of docket sheet. USCA# 03-6009. (Duong, Susan) (Entered: 05/21/2003)
06/02/2003	405	USCA Acknowledgment received: index to the record on appeal. USCA# 03-6009(LEAD). (Duong, Susan) (Entered: 06/02/2003)
07/11/2003	407	FAX RECEIPT for Order to Show Cause; To: Damon Levenstein from Bonnie Nohs, Secretary to The Honorable Joanna Seybert, dated 7/11/03 re: the attached Order to Show Cause by depts County of Nassau, Nassau County Civil Service Commission and the Commissioner of the Nassau County Police Department.(Fagan, Linda) (Entered: 07/22/2003)

07/11/2003	408	ORDER TO SHOW CAUSE by defts County of Nassau, Nasau County Civil Service Commission and the Commissioner of the Nssau County Police Department for entry of an Order to extend until the earlier of (1) 4/15/04, or (b) the certification of a new eligible list, the current list of candidates eligible for appointment as police officers in Nassau County. Show Cause Hearing set for 7/14/03 at 2:00 p.m. before Judge Joanna Seybert.(Signed by Judge Joanna Seybert on 7/11/03.) c-faxed (Fagan, Linda) (Entered: 07/22/2003)
07/11/2003	409	Declaration of Chief James Russo in Support re 408 Order to Show Cause, filed by Nassau County, Nassau County Civil Service Commission and the Commissioner of the Nassau County Police Department. (Fagan, Linda) (Entered: 07/22/2003)
07/14/2003	406	ORDER; Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, and the local police departments in Nassau County which rely on the results of the 1994 Examinatin as part of the process for the selection and appointment of candidates to the rank of Police Officer, may continue to use the Current List in accord with the provisions of the Consent Decree and the Consent Order issued 9/22/95, until the earlier of (1) 4/15/04, or (2) the establishment of a new elegible list of candidates for appointment to the rank of Police Officer in the Department.(Signed by Judge Joanna Seybert on 7/14/03.) (Fagan, Linda) (Entered: 07/22/2003)
07/14/2003	410	Minute Entry for proceedings held before Joanna Seybert: Civil Cause for Order to Show Cause Hearing held on 7/14/2003 at 2:00PM. Case called. Counsel for all concerned parties present. Counsel for plttf not present. Argument heard; Application granted. Order issued. Court Reporter: E. Combs. (Valle, Christine) (Entered: 07/25/2003)
12/19/2003	411	ORDER dtd. 12/19/03: In accordance with decision issued by Second Circuit in this case, the parties are hereby ordered to subit written argument on the issues of 1) the equitble doctrine of laches and 2) the ripeness of the claims of the USA plfs. Dfts' papers shall be submitted on/or before 1/26/03. Plfs' shall file opposition papers on/before 2/9/03 and dfts' reply shall be filed on/before 2/16/03. So Ordered. Signed by Judge Joanna Seybert on 12/19/03. (Barhome, Sydelle) (Entered: 01/09/2004)
01/14/2004	412	Fax Letter dated 1/13/04 from Clare F. Geller to Judge Seybert Re: To request a thirty day extension - from 1/26/04 to 2/26/04 - for

		the United States to submit its written argument. (Valle, Christine) (Entered: 02/02/2004)
01/14/2004		ENDORSED ORDER on 412 Letter. Application Granted. Signed by Judge Joanna Seybert on 1/14/04. EOD #412 C/M(Valle, Christine) (Entered: 02/02/2004)
01/16/2004	413	Fax Letter dated 1/16/04 from Clare F. Geller to Judge Seybert Re: I have just been advised by a member of your staff to fax a letter to your Chambers requesting that any decision or proposed order that you may issue in regard to the United States' letter application for an extension of the briefing schedule, be faxed to the attention of John M. Gadzichowski, Deputy Section Chief. (Valle, Christine) (Entered: 02/03/2004)
01/20/2004	414	ORDER - It is hereby Ordered that this Court's order, dated 12/19/03, setting forth a briefing schedule, is MODIFIED as follows: The United States and Nassau County shall submit written argument on or before 2/26/04. Pltffs and putative pltffs-USA Decree Beneficiaries shall submit written argument on or before 3/26/04. Any reply by the United States and Nassau County shall be filed on or before 4/9/04. Signed by Judge Joanna Seybert on 1/20/04. C/F (Valle, Christine) (Entered: 02/27/2004)
02/25/2004	415	Letter undated from Tatum J. Fox to Judge Seybert Re: The County requests an extension of time until 3/18/04 to submit our papers pursuant to the Court's order, which are currently due on 2/26/04. (Valle, Christine) (Entered: 03/24/2004)
02/25/2004		ENDORSED ORDER on 415 Letter. Application Granted. The County and the United States shall file their papers on or before 3/18/04. Signed by Judge Joanna Seybert on 2/25/04. EOD #415 C/F (Valle, Christine) (Entered: 03/24/2004)
03/03/2004	416	Letter dated 2/26/04 from Michele Gapinski to Judge Seybert Re: To request that the briefing schedule be adjusted as further set forth herein. (Valle, Christine) (Entered: 03/24/2004)
03/03/2004		ENDORSED ORDER on 416 Letter. Application Granted. Signed by Judge Joanna Seybert on 3/3/04. EOD #416 C/M(Valle, Christine) (Entered: 03/24/2004)
03/18/2004	417	MEMORANDUM IN RESPONSE to Court's 12/19/03 Order, filed by United States of America. (Valle, Christine) (Entered: 04/06/2004)

03/18/2004	418	CERTIFICATE OF SERVICE by United States of America Re: 417 Memorandum in Response served upon Michele Gapinski, Esq; and Peter J. Clines, Esq via Federal Express on 3/17/04. (Valle, Christine) (Entered: 04/06/2004)
03/19/2004	421	MEMORANDUM OF LAW IN RESPONSE to the Court's 12/19/03 Order, filed by Nassau County. (Valle, Christine) (Entered: 04/14/2004)
03/19/2004	422	DECLARATION of Captain Barbara Green in connection with Nassau County's Memorandum of Law in Response pursuant to the Order dated 12/19/03, filed by Nassau County. (Valle, Christine) (Entered: 04/14/2004)
03/19/2004	423	DECLARATION of Tatum J. Fox Re: To provide the Court with a true and accurate copy of the Joint Appendix from the United States Court of Appeals for the Second Circuit, filed by Nassau County, Nassau County Patrolmen's Benevolent Association. (Valle, Christine) (Entered: 04/14/2004)
03/30/2004	419	MANDATE of USCA (certified copy) It is hereby ordered, adjudged and decreed that the order of said District Court be and it hereby is vacated and the case remanded in accordance with the opinion of this Court. Original mandate forwarded to chambers. (Basile, Antonietta) (Entered: 04/07/2004)
03/30/2004	420	ORDER of USCA dated 3/25/2004: It is ordered that costs shall be taxed against the appellees in favor of the appellants as to 403 Notice of Appeal, filed by Doreen Triola, Ellen Stein, Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Michele Meyer, Lorraine McIntyre, Barbara Stemmler, Kathleen Vedder. Copy of order forwarded to chambers. (Basile, Antonietta) (Entered: 04/07/2004)
04/02/2004	424	Letter dated 4/1/04 from Michele Gapinski to Judge Seybert Re: For reasons more fully set forth herein, we are writing to request permission to take discovery. (Valle, Christine) (Entered: 04/21/2004)
04/06/2004	425	Letter dated 4/5/04 from Clare F. Geller to Judge Seybert Re: The United States submits this letter in response to the request for discovery "on the merits and the issue of laches" made by counsel for the beneficiaries. The United States opposes this request for the reasons set forth herein. (Valle, Christine) (Entered: 04/21/2004)
04/07/2004	426	Letter dated 4/6/04 from Tatum J. Fox to Judge Seybert Re: For the reasons set forth herein, it is requested that plttfs' letter

		application dated 4/1/04, for permission to take discovery, be denied. (Valle, Christine) (Entered: 04/21/2004)
04/13/2004	432	Letter dtd.4/12/04 from L. Susan Scelzo Slavin to Hon. J. Seybert requesting an opportunity to conduct proper discovery in order to develop a "full factual record" as set forth by the Second Circuit. (Barhome, Sydelle) (Entered: 05/07/2004)
04/19/2004	427	Letter dated 4/16/04 from L. Susan Scelzo Slavin to Judge Seybert Re: To enclose movants' Memorandum of Law, with supporting affidavits. To advise the Court that we continue our request for discovery. To request oral argument before the Court on the issues of laches and ripeness. (Valle, Christine) (Entered: 05/04/2004)
04/19/2004	428	MEMORANDUM OF LAW IN RESPONSE TO THE COURT'S 12/19/03 ORDER by Pltffs-Movants. (Valle, Christine) (Entered: 05/04/2004)
04/19/2004	429	AFFIDAVIT of Susan J. Giannone in connection with the Pltffs-Movants Memorandum of Law submitted pursuant to this Court's order dated 12/19/03. (Valle, Christine) (Entered: 05/04/2004)
04/19/2004	430	AFFIDAVIT of Mary Ann Durkin in connection with the Pltffs-Movants Memorandum of Law submitted pursuant to this Court's order dated 12/19/03. (Valle, Christine) (Entered: 05/04/2004)
04/21/2004		CASE REFERRED to Magistrate Judge E. Thomas Boyle. (Mahon, Cinthia) (Entered: 04/21/2004)
04/21/2004		ENDORSED ORDER re 432 Letter: The plf's request to conduct discovery is hereby referred to Mag. Judge E Thomas Boyle. So Ordered. Signed by Judge Joanna Seybert on 4/21/04. (Barhome, Sydelle) (Entered: 05/07/2004)
04/29/2004	431	ORDER Status Conference set for 5/10/2004 10:00 AM before Magistrate-Judge E. Thomas Boyle. So Ordered. Signed by Judge E. Thomas Boyle on 4/29/04. (Barhome, Sydelle) (Entered: 05/07/2004)
04/30/2004	433	REPLY MEMORANDUM OF PLF UNITED STATES to Plfs-Movants' Memorandum submittted pursuant to the court Order dated December 19, 2003 by United States of America. (Barhome, Sydelle) (Entered: 05/12/2004)
05/03/2004	434	REPLY MEMORANDUM OF LAW in further Support of 411 Court's Order of 12/19/03 and in support of their opposition to the Order to Show Cause, by Daniel Guido, Gabriel S. Kohn, Nassau

		County, Nassau County Patrolmen's Benevolent Association, Edward A. Simmons, Edward S. Witanowski. (Barhome, Sydelle) (Entered: 05/18/2004)
05/12/2004	437	Letter dated 5/11/04 from Tatum J. Fox to Magistrate Boyle Re: To enclose courtesy copies of the documents listed herein. (Valle, Christine) (Entered: 06/25/2004)
05/25/2004	438	Letter dated 5/21/04 from Louis Lopez to Magistrate Boyle Re: To request that the Court approve the United States and Nassau County's proposed discovery plan as submitted. (Valle, Christine) (Entered: 06/25/2004)
05/26/2004	439	Letter dated 5/25/04 from Michele Gapinski to Judge Boyle Re: To request that the Court reject the proposed discovery plan submitted by the USA and Nassau County and approve the plan submitted by plttfs-movants. (Valle, Christine) (Entered: 06/25/2004)
05/27/2004	436	Letter APPLICATION dtd. 5/27/04 from Louis Lopez to Mag. J. Boyle requesting an alternative date for the telephone conference call scheduled for 6/2/04 @11:30. (Barhome, Sydelle) (Entered: 06/22/2004)
05/27/2004		ENDORSED ORDER re 436 Letter: The telephone conference scheduled for 6/2/04 is adjourned to 6/7/04 @10:30am. So Ordered. Signed by Judge E. Thomas Boyle on 5/27/04. (Barhome, Sydelle) (Entered: 06/22/2004)
06/02/2004	435	TRANSCRIPT OF CONFERENCE Proceedings held on 5/10/04 before Magistrate Judge E. Thomas Boyle. Terry Gribben's Transcription Service; Renette M. Vincelette. (Valle, Christine) (Entered: 06/17/2004)
06/03/2004	440	ORDER - For the foregoing reasons, the Court denies, without prejudice, plttfs' request to conduct merit discovery at this time. In the event that plttfs survive the pending motions to dismiss, this application may be renewed. The parties are unable to agree on a discovery schedule with respect to the above limited issues - laches and ripeness for review. Discovery shall be completed by 8/30/04 with respect to these issues. Accordingly, the Court sets the following schedule. Service shall be by facsimile: Service of discovery demands 6/11/04. Response to demands 7/2/04. Any letter motion to compel/protective order 7/16/04. Letter opposition 7/23/04. The conference on 6/7/04 is rescheduled to 9/15/04 at 9:30AM. All counsel shall be present. Signed by Judge E. Thomas Boyle on 6/3/04. C/F (Valle, Christine) (Entered: 06/25/2004)

06/03/2004		Set Deadlines/Hearings: Discovery due by 8/30/2004. Status Conference reset for 9/15/2004 at 09:30AM before Magistrate-Judge E. Thomas Boyle. (Valle, Christine) (Entered: 06/25/2004)
07/07/2004		Letter dated 7/6/04 from Michele Gapinski to Judge Boyle Re: To request that the Court enter an Order stating that deposition notices and subpoenas are not subject to the 6/11/04 deadline and may be served at any time so long as the discovery deadline of 8/30/04 is observed. ENDORSED ORDER - The 6/11/04 date refers to initial document and interrogatory demands. It does not refer to deposition/subpoena notices which must be served sufficiently in advance to enable completion in a reasonable manner prior to 8/30/04. Signed by Judge E. Thomas Boyle on 7/7/04. (Docketed as #485 76cv1869). (Valle, Christine) (Entered: 07/27/2004)
07/14/2004	453	Letter dated 7/13/04 from Marc Andrew Kramer to Clerk of Court Re: Enclosed for filing please find, an Order to Show Cause with attached affirmation of L. Susan Scelzo Slavin; Affidavit of Margaret Cavanagh and Memorandum of Law. (Valle, Christine) (Entered: 08/24/2004)
07/14/2004	454	PROPOSED ORDER TO SHOW CAUSE - Unsigned by Chambers. (Valle, Christine) (Entered: 08/24/2004)
07/14/2004	455	AFFIDAVIT of Margaret Cavanagh in Support Re: 454 Proposed Order to Show Cause by Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Lorraine McIntyre, Michele Meyer, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder. (Valle, Christine) (Entered: 08/24/2004)
07/14/2004	456	MEMORANDUM OF LAW in Support Re: 454 Proposed Order to Show Cause by Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Lorraine McIntyre, Michele Meyer, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder. (Valle, Christine) (Entered: 08/24/2004)
07/15/2004	452	Letter dated 7/15/04 from Diana Embrey to Mag. Judge Boyle re: United States respectfully requests an extension of the three-page limit for letter motions. (Dachille, Patti) (Entered: 08/23/2004)
07/15/2004		ENDORSED ORDER re 452 granting Letter requesting an extension of the three-page limit for letter motions. Signed by Judge E. Thomas Boyle on 7/15/04. (Dachille, Patti) (Entered: 08/23/2004)
07/16/2004	449	PROPOSED ORDER TO SHOW CAUSE - Let Pltff and Dfts Show Cause, why an Order should not be issued to consolidate the

		application of Margaret Cavanagh, with those applications previously filed, to enforce the terms of the Consent Decree entered. (UNSIGNED) (Valle, Christine) (Entered: 08/18/2004)
07/16/2004	450	AFFIRMATION of L. Susan Scelzo Slavin in Support Re: 449 Proposed Order to Show Cause, by Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Lorraine McIntyre, Michele Meyer, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder. (Valle, Christine) (Entered: 08/18/2004)
07/16/2004	461	Letter from John Gadzichowski; Louis Lopez; Diana Embrey to Judge Boyle undated Re: The United States submits this letter motion for a protective order precluding the beneficiaries of two consent decrees from deposing John Gadzichowski, an attorney of record for the United States in the United States litigation. (Valle, Christine) (Entered: 09/28/2004)
07/19/2004	462	Letter from L. Susan Scelzo Slavin to Judge Boyle dated 7/16/04 Re: Letter motion to compel Nassau County and the United States to properly respond to the document requests propounded by Claimants herein. (Valle, Christine) (Entered: 09/28/2004)
07/20/2004	441	ORDER - For the reasons set forth herein, this Court finds that the USA Beneficiaries' claims are ripe for review. The Court further finds that Durkin's and the USA Beneficiaries' claims are barred by the equitable doctrine of laches. As such, the motion to compel is again DENIED. The Clerk of Court shall mark this case CLOSED. Signed by Judge Joanna Seybert on 7/20/04. C/M (Valle, Christine) (Entered: 07/30/2004)
07/21/2004	470	ORDER - Pending before the Court is an application for an order to show cause, filed by plttf. Plttf seeks to add an additional named plttf to the above referenced cases. Pursuant to this Court's Order, dated 7/20/04, dismissing the cases, the present application is DENIED. Signed by Judge Joanna Seybert on 7/21/04. C/M(Valle, Christine) (Entered: 10/06/2004)
07/22/2004	457	Letter dated 7/22/04 from Tatum J. Fox to Hon. Joanna Seybert re: Nassau County joins in opposing plaintiffs' request to reconsider and vacate the Court's 7/20/04 Order. It is respectfully submitted that plaintiffs' application be denied. (Dachille, Patti) (Entered: 08/30/2004)
07/22/2004	459	Letter dated 7/22/04 from John M. Gadzichowski to Judge Seybert Re: In light of the Court's 7/20/04 order, there is no basis for allowing such discovery to continue; and the continuation of such

		discovery would be improper and oppressive. (Dachille, Patti) (Entered: 09/20/2004)
07/23/2004	451	ORDER - The parties are hereby ORDERED to appear before this Court on 7/29/04 at 10:00AM. The plttfs shall SHOW CAUSE why the Court should vacate it's 7/20/04 Order and allow discovery to continue. Plttfs must be prepared to show a specific and particularized need for discovery and/or further briefing on the limited issues related to the doctrines of laches and ripeness. Absent a showing by plttfs that discovery and/or further briefing would be relevant and material to those issues, the Court will not vacate the 7/20/04 Order. Signed by Judge Joanna Seybert on 7/23/04. C/F(Valle, Christine) (Entered: 08/19/2004)
07/23/2004	463	Letter from John Gadzichowski; Louis Lopez; Diana Embrey to Judge Boyle dated 7/22/04 Re: The United States respectfully notifies the Court that, in light of District Judge Joanna Seybert's 7/21/04 Order denying the Durkin and USA beneficiaries' motion for compliance with the White and United States consent decrees and directing the Clerk of Court to close this matter, the United States will not be submitting a response to the pending motion to compel discovery. (Valle, Christine) (Entered: 09/28/2004)
07/23/2004	464	Letter from L. Susan Scelzo Slavin to Judge Boyle dated 7/22/04 Re: Pursuant to the Court's scheduling order, the following is our opposition to the United States' undated letter motion for a Protective Order with regard to U.S. Attorney John Gadzichowski. (Original filed in 76cv1869 as Doc. #506). (Valle, Christine) (Entered: 09/28/2004)
07/23/2004	465	Letter from Tatum J. Fox to Judge Boyle dated 7/23/04 Re: Pursuant to Judge Seybert's Order dated 7/20/04 denying plttfs' motion to compel and closing this action, Nassau County respectfully notifies the Court that the County will not be submitting a response to plttf's motion to compel documents. (Valle, Christine) (Entered: 09/28/2004)
07/28/2004	444	MOTION for Reconsideration re 441 Order, <i>finding that the USA Beneficiaries' claims are ripe for review</i> . Filed by Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Lorraine McIntyre, Michele Meyer, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder. (Lopez, Adriana) (Entered: 08/13/2004)

07/29/2004	445	AFFIDAVIT of Kathleen M. Tole in Support to the 444 MOTION for Reconsideration re 441 Order Filed by Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Lorraine McIntyre, Michele Meyer, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder. (Lopez, Adriana) (Entered: 08/13/2004)
07/29/2004	446	Minute Entry for proceedings held before Judge Joanna Seybert : Motion Hearing held on 7/29/2004 re: 444 MOTION for Reconsideration re 441 Order. Counsel for all sides present. Argument heard on motion for reconsideration; decision reserved.(Court Reporter M. Steiger.) (Lopez, Adriana) (Entered: 08/13/2004)
07/29/2004	466	Nassau County's and the United States' Joint Index of Facts and Documents in the Record Which Are Relevant to the Issues of Laches and Ripeness. (Valle, Christine) (Entered: 09/28/2004)
08/02/2004	442	NOTICE OF APPEAL as to 441 Order, by Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Lorraine McIntyre, Michele Meyer, Ellen Stein, Barbara Stemmler, Doreen Triola, Kathleen Vedder, Mary Ann Durkin. Filing fee \$ 255.00, receipt number 13692. Copy of notice of appeal, copy of order, court receipt and certified copy of the docket sheet sent to USCA. Copy of appeal sent to Chambers. Service made by Clerk. (Duong, Susan) (Entered: 08/03/2004)
08/11/2004	443	MOTION for Order to Show Cause by Nassau County. Declaration of Lorna B. Goodman, Declaration of Barbara Green, and Proposed Order annexed. (Fox, Tatum) Modified on 8/18/2004 (Valle, Christine). (Entered: 08/11/2004)
08/11/2004	467	Letter from Louis Lopez to Judge Seybert dated 8/11/04 Re: Pursuant to the Court's request, we submit this letter expressing the United States' consent with Nassau County's 8/11/04 application. In addition, to waive appearance for the show cause hearing set for 8/13/04. (Valle, Christine) (Entered: 09/29/2004)
08/13/2004	447	ORDER DENIES Motion for Reconsideration and REAFFIRMS July 20, 2004 Order. Case remains CLOSED. Signed by Judge Joanna Seybert on 08/13/2004. c/m (Nohs, Bonnie) (Entered: 08/13/2004)
08/13/2004	460	Minute Entry for proceedings held before Judge Joanna Seybert : Order to Show Cause Hearing held on 8/13/2004 at 3:00 p.m. Case

		called. Counsel for pltfs. not present. Tatum Fox (County Defendants) and Harry Greenberg (P.B.A. defendant) present. OTHER: Argument heard. Court grants Nassau County's application to extend date of promotion list. Order issued. (Court Reporter Owen Wicker.) (Dachille, Patti) (Entered: 09/20/2004)
08/13/2004	468	Letter from Michael C. Axelrod to Judge Seybert dated 8/12/04 Re: Pursuant to the Court's request, to submit this letter as consent with Nassau County's 8/11/04 application. In addition, to waive appearance for the show cause hearing set for 8/13/04. (Valle, Christine) (Entered: 09/29/2004)
08/17/2004	448	ORDER granting in part and denying in part 443 Motion for Order to Show Cause. ORDERED that Nass Co, Nass Co Civil Svc Comm, Nass Co Police Commissioner and Nass Co Police Dept continue to use current list until earlier of 8/17/05 or establishment of new eligible list of candidates for promotion to sergeant; and ORDERED that County ensure new exam is prepared on or before 12/15/04 and report to Court in writing on/before 12/20/04; and ORDERED that County ensure new exam is administered on/before 4/1/05 and report to Court in writing on/before 4/8/05. No further extensions will be granted. Signed by Judge Joanna Seybert on 08/13/2004. c/m (Nohs, Bonnie) (Entered: 08/17/2004)
08/18/2004	469	PROOF of FAX - Re: Order dated 8/13/04 served upon John Gadzichowski; Harry Greenberg; and Michael Axelrod on 8/18/04 via facsimile by Chambers. (Valle, Christine) (Entered: 09/29/2004)
09/07/2004	458	NOTICE OF APPEAL as to 447 Order on Motion for Reconsideration by Kathleen Brennan. Appeal Record due by 9/13/2004. (Gapinski, Michele) (Entered: 09/07/2004)
09/07/2004		Transmission of Notice of Appeal, Court Receipt and Docket Sheet to US Court of Appeals re 458 Notice of Appeal. Receipt# 14005 in the amount of \$ 255.00. (Duong, Susan) (Entered: 09/08/2004)
10/14/2004	471	USCA Scheduling Order as to 442 Notice of Appeal, filed by Doreen Triola, Ellen Stein, Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Michele Meyer, Lorraine McIntyre, Barbara Stemmler, Kathleen Vedder. Pre-argument scheduled for 10/20/04 at 3:00 a.m.. Index due 11/3/04. Appellant's brief due 11/10/04. Appellee's brief due 12/10/04. Argument shall be heard no earlier than the week of 1/17/05. USCA# 04-4297-cv. (Duong, Susan) (Entered: 10/18/2004)

11/04/2004	473	NOTICE OF APPEAL by Margaret Cavanagh, Putative Plaintiff-USA Decree Beneficiary as to 470 Order. Filing fee \$ 255.00, receipt number 14589. Copy of notice of appeal, copy of order, court receipt and certified copy of the docket sheet forwarded to USCA. Copy of appeal sent to Chambers. Service made by Appellant. (Duong, Susan) (Entered: 11/09/2004)
11/08/2004	472	Letter from Defendant Nassau County to Judge Seybert Regarding request to amend Judge Seybert's August 13, 2004 Order regarding the date to administer the sergeant's examination. (Nicotra, Nancy) (Entered: 11/08/2004)
11/10/2004	474	Letter from County Defendant to Judge Seybert Regarding supplement to County's request to amend August 13, 2004 Order to extend time to administer new sergeant's examination. (Nicotra, Nancy) (Entered: 11/10/2004)
11/29/2004	475	ORDER 472 Letter dated 11/8/04 from Esther D. Miller requesting the Court to amend its Order dated 8/13/04. Request to extend the time from 4/1/05 to 4/9/05 for the County to administer a new sergeant's exam is GRANTED. Signed by Judge Joanna Seybert on 11/19/2004. (c/ECF) (counsel to notify all parties of this Order) (Nohs, Bonnie) (Entered: 11/29/2004)
12/20/2004	476	Letter from Deputy County Attorney Tatum J. Fox to Honorable Joanna Seybert Regarding update to the Court re: preparation of the examination to establish an eligible list of candidates for promotion to the rank of sergeant in the Nassau County Police Department. (Fox, Tatum) (Entered: 12/20/2004)
04/08/2005	477	Letter from Deputy County Attorney Tatum J. Fox to Honorable Joanna Seybert Regarding administration of Sergeant's examination April 9, 2005. (Fox, Tatum) (Entered: 04/08/2005)
07/29/2005	478	NOTICE of Change of Address/Telephone/E-mail by L. Susan Slavin (Slavin, L.) (Entered: 07/29/2005)
08/11/2005	479	Letter from Deputy County Attorney Tatum J. Fox to Honorable Joanna Seybert Regarding request for a four month extension of the Current List for the promotion of sergeant within the Nassau County Police Department. (Fox, Tatum) (Entered: 08/11/2005)
08/15/2005	480	Minute Entry for proceedings held before Judge Joanna Seybert: Telephone Conference held on 8/15/2005. Court grants Defendant County's application 479 for extension of promotion list, but only to 9/30/2005. Order to be issued. (Court Reporter P. Lombardi) (Baran, Charles) (Entered: 08/15/2005)

08/15/2005	481	ENDORSED ORDER Re: 479 Letter. Based on the County's representations, this Court finds that no threat to public safety exists. The expiration date of the Current List is extended until 9/30/05. No further extensions will be granted. Ordered by Judge Joanna Seybert on 8/15/05. C/ECF - Counsel is directed to notify all parties of this Order. (Valle, Christine) (Entered: 08/16/2005)
09/30/2005	482	Letter from Tatum J. Fox to Honorable Joanna Seybert Regarding One month extension of current sergeant list. (Fox, Tatum) (Entered: 09/30/2005)
09/30/2005		ENDORSED ORDER re 482 Letter Application. The current list is extended to Monday, October 3, 2005. There will be a telephone conference Monday, October 3, 2005, at 2:00pm to discuss any further extension. Counsel is directed to notify all parties of this Order. SO ORDERED by Judge Joanna Seybert on 9/30/2005. (Baran, Charles) (Entered: 09/30/2005)
10/03/2005		ENDORSED ORDER re: 482 Letter. The current list shall expire 11/4/05. No further extensions will be granted. Ordered by Judge Joanna Seybert on 10/3/2005. (c/ECF - counsel directed to notify all parties of this Order) (Nohs, Bonnie) (Entered: 10/03/2005)
10/05/2005	483	Minute Entry for proceedings held before Judge Joanna Seybert: Status Conference held on 10/3/2005. Court grants county's application 482 for extension of promotion list. Order to be issued. (Court Reporter O. Wicker.) (Baran, Charles) (Entered: 10/05/2005)
10/25/2005	484	Letter from Deputy County Attorney Tatum J. Fox to Honorable Joanna Seybert Regarding expiration of Current Promotional List/proposed order. (Attachments: # 1 Text of Proposed Order Proposed Order)(Fox, Tatum) (Entered: 10/25/2005)
10/25/2005	485	ORDER Re: 484 Letter. Ordered that the Current List for the promotion of the rank of sergeant, generated by the examination given on 1/31/99, shall be deemed expired, effective immediately, on the basis that the Nassau County Civil Service Commission has established an eligible list of officers for promotion to the rank of sergeant in the Nassau County Police Dept based on the results of the April 2005 examination. Ordered by Judge Joanna Seybert on 10/25/05. C/ECF; Counsel is directed to notify all parties of this Order. (Valle, Christine) (Entered: 10/28/2005)
05/30/2006	486	MANDATE of USCA: The judgment of the district court is AFFIRMED as to 473 Notice of Appeal, 442 Notice of

		Appeal, filed by Doreen Triola, Ellen Stein, Kathleen Brennan, Susan J. Giannone, Esther Lidstrom, Jean Marcovecchio, Michele Meyer, Lorraine McIntyre, Barbara Stemmle, Kathleen Vedder, 458 Notice of Appeal filed by Kathleen Brennan. Original mandate sent to Chambers. USCA# 04-4281-cv, 04-4882-cv, 04-4297-cv, 04-4869-cv, 04-5960-cv. Mandate also docketed under case# 76cv1869. (Duong, Susan) (Entered: 06/01/2006)
04/05/2007	487	STATUS REPORT <i>regarding administration of entrance examination</i> by Nassau County (Fox, Tatum) (Entered: 04/05/2007)
02/06/2008	488	First MOTION for Extension of Time to File <i>New Civil Service List for Police Officers</i> by Nassau County. (Fox, Tatum) (Entered: 02/06/2008)
02/12/2008	489	ORDER Re: 488 Motion for Extension of Time to File New Civil Service List - It is ORDERED that Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, may continue to use the Current List in accord with the provisions of the Consent Decree until the earlier of (1) 9/17/08, or (2) the establishment of a new eligible list of candidates for Police Officer. Ordered by Judge Joanna Seybert on 2/12/08. C/ECF (Valle, Christine) (Entered: 02/14/2008)
03/21/2013	490	NOTICE of Appearance by Barbara E. Van Riper on behalf of Nassau County (aty to be noticed) (Van Riper, Barbara) (Entered: 03/21/2013)
03/21/2013	491	Letter MOTION to Amend/Correct/Supplement 489 Order on Motion for Extension of Time to File,, by Nassau County. (Attachments: # 1 Proposed Order) (Van Riper, Barbara) (Entered: 03/21/2013)
03/26/2013	492	NOTICE of Appearance by Seth H. Greenberg on behalf of Nassau County Patrolmen's Benevolent Association (aty to be noticed) (Greenberg, Seth) (Entered: 03/26/2013)
03/28/2013	493	ORDER re: 491 Letter/Motion to extend the Nassau County PoliceOfficer List No. 7000 (Current List), which expires March 31, 2013, for six (6) months, or the date on which a new eligible list is established, whichever event occurs first is GRANTED. Ordered by Judge Joanna Seybert on 3/28/2013. (Nohs, Bonnie) (Entered: 03/28/2013)

09/24/2013	494	Letter MOTION to Amend/Correct/Supplement <i>Consent Decree</i> by Nassau County. (Attachments: # 1 Proposed Order) (Van Riper, Barbara) (Entered: 09/24/2013)
09/30/2013	495	ORDER granting 494 Motion to Amend/Correct/Supplement. ORDERED that Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, may continue to use the Current List for Police Officers in accordance with the provisions of the Consent Decree until the earlier of (1) March 31, 2014, or (2) the establishment of a new eligible list of candidates for Police Officer, whichever occurs first; and may continue to use the Current List for Sergeant in accordance with the provisions of the Consent Decree until the earlier of (1) April 20, 2014, or (2) the establishment of a new eligible list of officers to promote to the rank of Sergeant, whichever occurs first. So Ordered by Judge Joanna Seybert on 9/30/2013. C/ECF (Valle, Christine) (Entered: 10/03/2013)
03/26/2014	496	Letter MOTION to Amend/Correct/Supplement <i>Consent Decree</i> by Nassau County. (Attachments: # 1 Proposed Order) (Tauster, David) (Entered: 03/26/2014)
03/27/2014	497	ORDER re: 496 Motion to extend the Nassau County Police Officer List No. 7000 to April 14, 2014, or the date on which a new eligible list is established, whichever event occurs first, is GRANTED. Ordered by Judge Joanna Seybert on 3/27/2014. (Nohs, Bonnie) (Entered: 03/27/2014)
04/09/2014	498	Letter MOTION to Amend/Correct/Supplement <i>Consent Decree</i> by Nassau County. (Attachments: # 1 Proposed Order) (Tauster, David) (Entered: 04/09/2014)
04/11/2014	499	ORDER granting 498 Motion to Amend/Correct/Supplement; IT IS HEREBY ORDERED over the objection of the Police Benevolent Association, that Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, may continue to use the Current List for Police Officer in accordance with the provisions of the Consent Decree until the earlier of (1) May 5, 2014, or (2) the establishment of a new eligible list of candidates for Police Officer, whichever occurs first. Additionally, Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, may continue to use the Current List for Police

		Sergeant in accordance with the provisions of the Consent Decree until the earlier of (1) May 5, 2014, or (2) the establishment of a new eligible list of candidates for Police Officer, whichever occurs first. No further extension will be granted. So Ordered by Judge Joanna Seybert on 4/11/2014. C/ECF (Valle, Christine) (Entered: 04/11/2014)
05/17/2018	500	NOTICE of Appearance by Marc S. Wenger on behalf of Nassau County (aty to be noticed) (Wenger, Marc) (Entered: 05/17/2018)
05/17/2018	501	NOTICE of Appearance by Kathryn J. Barry on behalf of Nassau County (aty to be noticed) (Barry, Kathryn) (Entered: 05/17/2018)
05/18/2018	502	Letter <i>requesting extension of the Police Officer Hiring List and Sergeant Promotional List</i> by Nassau County (Wenger, Marc) (Entered: 05/18/2018)
05/30/2018	503	ORDER Re: 502 Letter filed by Nassau County; ORDERED: Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, may continue to use the Current List for Police Officer in accordance with the provisions of the Consent Decree until the earlier of (1) December 24, 2018, or (2) the establishment of a new eligible list of candidates for Police Officer, whichever occurs first. Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, may continue to use the Current List for Sergeant in accordance with the provisions of the Consent Decree until the earlier of (1) December 12, 2018, or (2) the establishment of a new eligible list of candidates for Police Officer, whichever occurs first. So Ordered by Judge Joanna Seybert on 5/30/2018. C/ECF (Valle, Christine) (Entered: 05/30/2018)
11/26/2018	504	Letter <i>requesting extension of the Police Officer hiring list</i> by County of Nassau (Wenger, Marc) (Entered: 11/26/2018)
12/06/2018	505	ORDER IT IS HEREBY ORDERED: Nassau County, the Nassau County Civil Service Commission, the Nassau County Commissioner of Police, the Nassau County Police Department, may continue to use the Current List for Police Officer in accordance with the provisions of the Consent Decree until the earlier of (1) May 24, 2019, or (2) the establishment of a new eligible list of candidates for Police Officer, whichever occurs first. Ordered by Judge Joanna Seybert on 12/6/2018. (Bollbach, Jean) (Entered: 12/07/2018)

03/13/2019	506	MOTION to Amend/Correct/Supplement 505 Order, by County of Nassau. (Attachments: # 1 Exhibit) (Wenger, Marc) (Entered: 03/13/2019)
03/19/2019	507	ORDER granting 506 Motion to Amend/Correct/Supplement; This Order replaces the December 6, 2018 Order. So Ordered by Judge Joanna Seybert on 3/19/2019. C/ECF (Valle, Christine) (Entered: 03/20/2019)
11/25/2019	508	NOTICE of Appearance by Taryn W. Null on behalf of United States of America (aty to be noticed) (Null, Taryn) (Entered: 11/25/2019)
12/09/2019	509	STIPULATION <i>and Order</i> by United States of America (Null, Taryn) (Entered: 12/09/2019)
12/18/2019	510	STIPULATION AND ORDER Re: 509 Confidentiality Stipulation & Order filed by United States of America; So Ordered by Judge Joanna Seybert on 12/18/2019. C/ECF (Valle, Christine) (Entered: 12/18/2019)

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