

**U.S. District Court
District of Vermont (Brattleboro)
CIVIL DOCKET FOR CASE #: 1:05-cv-00151-jgm**

Bock v. Gold et al
Assigned to: Judge J. Garvan Murtha
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 06/03/2005
Date Terminated: 03/21/2008
Jury Demand: Plaintiff
Nature of Suit: 555 Habeas Corpus (Prison Condition)
Jurisdiction: Federal Question

Plaintiff

Gordon Bock

represented by **Aaron H. Hauptman**
575 Grand Street
Suite No. E-501
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(917) 613-9429
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Barry Kade
Barry Kade, Attorney at Law
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ATTORNEY TO BE NOTICED

V.

Defendant

Steven Gold
*Commissioner, Department of
Corrections*
TERMINATED: 02/07/2008

represented by **Kurt A. Kuehl**
Vermont Attorney General's Office
103 South Main Street
Waterbury, VT 05671-0701
(802) 241-2288
LEAD ATTORNEY
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Defendant

Janice Ryan
*Deputy Commissioner, Department of
Corrections*
TERMINATED: 02/07/2008

represented by **Kurt A. Kuehl**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Susan Blair
*Department of Corrections,
Superintendent*

represented by **Kurt A. Kuehl**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

David Turner
Department of Corrections, Caseworker

represented by **Kurt A. Kuehl**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Stuart Gladding
Department of Corrections,
Superintendent

represented by **Kurt A. Kuehl**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

ENE Evaluator

ENE Evaluator
TERMINATED: 03/20/2008

represented by **Richard T. Cassidy**
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TERMINATED: 03/20/2008
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/03/2005	<u>1</u>	MOTION for Leave to Proceed in forma pauperis by Gordon Bock. Responses due by 6/17/2005. Note: 3 additional days will be allowed for mailing in accordance with L.R. 6.1. (Attachments: # Complaint)(jlh,) Additional attachment(s) added on 6/6/2005 (jse,). (Entered: 06/03/2005)
06/03/2005	<u>2</u>	AFFIDAVIT of Gordon Bock in re: <u>1</u> MOTION for Leave to Proceed in forma pauperis by Gordon Bock. (jlh,) (Entered: 06/03/2005)
06/07/2005	<u>3</u>	ORDER granting <u>1</u> Motion for Leave to Proceed in forma pauperis. Signed by Judge Jerome J. Niedermeier on 6/7/2005. (jlh,) (Entered: 06/08/2005)
06/07/2005	<u>4</u>	COMPLAINT against Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding filed by Gordon Bock. Waivers issued. LR 73.1 Form Issued.(jlh,) (Entered: 06/08/2005)
08/02/2005	<u>5</u>	RETURN OF SERVICE Executed. Steven Gold served on 7/29/2005, answer due 8/18/2005. (jlh,) (Entered: 08/02/2005)
08/02/2005	<u>6</u>	RETURN OF SERVICE Executed. Susan Blair served on 7/29/2005, answer due 8/18/2005. (jlh,) (Entered: 08/02/2005)
08/02/2005	<u>7</u>	RETURN OF SERVICE Executed. Janice Ryan served on 7/29/2005, answer due 8/18/2005. (jlh,) (Entered: 08/02/2005)
08/02/2005	<u>8</u>	RETURN OF SERVICE Executed. Stuart Gladding served on 7/29/2005, answer due 8/18/2005. (jlh,) (Entered: 08/02/2005)
08/02/2005	<u>9</u>	RETURN OF SERVICE Executed. David Turner served on 7/29/2005, answer due 8/18/2005. (jlh,) (Entered: 08/02/2005)
08/05/2005	<u>10</u>	ANSWER to Complaint by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding.(jlh,) (Entered: 08/05/2005)
08/08/2005	<u>11</u>	CERTIFICATE OF SERVICE by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding in re <u>10</u> Answer to Complaint (jlh,) (Entered: 08/08/2005)
09/08/2005	<u>12</u>	ORDER: parties are to comply with Local Rule 26.1(b)(1) within 10 days of the date of this order. Signed by Judge Jerome J. Niedermeier on 9/8/2005. (jlh,) (Entered: 09/08/2005)
09/19/2005		RECEIVED (proposed) Stipulated Discovery Schedule/Order by Gordon Bock, Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding.(law) (Entered: 09/19/2005)
09/21/2005	<u>13</u>	STIPULATED DISCOVERY SCHEDULE/ORDER; Discovery due by 4/1/2006. Motions due by 5/1/2006. Early Neutral Evaluation shall be conducted on or before 12/2/2005. Ready for Trial by 6/1/2006. Signed by Judge Jerome J. Niedermeier on

		9/20/2005. (jlh,) (Entered: 09/21/2005)
12/30/2005	<u>14</u>	AFFIDAVIT of Expert Witness Rabbi Menachem M. Katz by Gordon Bock. Exhibit D (Institutional Handbook of Jewish Practice and Procedure)is a bound book and can not be scanned, original is available and on file at the clerk's office. (jlh,) Modified on 1/3/2006 (jse,). Modified on 1/3/2006 (jse,). (Entered: 12/30/2005)
01/30/2006	<u>15</u>	CERTIFICATE OF SERVICE – First Set of Interrogatories and Requests for Production of Documents by Pltf Gordon Bock.(kac,) (Entered: 01/30/2006)
01/31/2006	<u>16</u>	CERTIFICATE OF SERVICE – First Set of Interrogatories and Requests for Production of Documents by Steven Gold.(gmg,) (Entered: 01/31/2006)
02/14/2006	<u>17</u>	Notice of Deposition of Gordon Bock by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding.(gmg,) (Entered: 02/14/2006)
03/06/2006	<u>18</u>	DISCOVERY CERTIFICATE – First Set of Requests for Admissions by Gordon Bock.(wjf,) (Entered: 03/06/2006)
04/28/2006	<u>19</u>	MOTION for Extension of Time for dfts to file a motion for summary judgment by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding. Responses due by 5/12/2006. Note: 3 additional days will be allowed for mailing. See 2005 Amendment to Fed. R. Civ. P. 6e, effective Dec. 1, 2005. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D)(law) (Entered: 04/28/2006)
05/16/2006	20	ORDER granting <u>19</u> Motion to Extend Time . Signed by Judge Jerome J. Niedermeier on 05/16/06. (This is a text only Order.) (mld) (Entered: 05/16/2006)
05/16/2006		Reset Scheduling Order Deadlines: Motions due by 7/1/2006 per Doc 20 (jjj,) (Entered: 05/16/2006)
05/18/2006	<u>21</u>	REPLY to <u>19</u> MOTION for Extension of Time for dfts to file a motion for summary judgment filed by Gordon Bock. (law) (Entered: 05/18/2006)
05/24/2006	<u>22</u>	AMENDED REPLY to <u>19</u> MOTION to Extension of Time for dfts to file a motion for summary judgment filed by Gordon Bock. (Attachments: #(1) attachment 1; #(2) attachment A; #(3) attachment B; #(4) Certificate of Service). Next Entry same image.(gmg,) (Entered: 05/24/2006)
05/24/2006	<u>23</u>	MOTION to Admit Plaintiff's Requests for Admissions, First Set (FRCP 36); MOTION for the Court to Quash Subpoena of Plaintiff's Counseling Records under FRE 403 and FRCP 26(b)(1). Responses due by 6/8/2006. Note: 3 additional days will be allowed for mailing. See 2005 Amendment to Fed. R. Civ. P. 6e, effective Dec. 1, 2005. (Attachments: #(1) attachment 1; #(2) attachment A; #(3)attachment B; #(4) Certificate of Service). This image same as previous entry.(gmg,) (Entered: 05/24/2006)
05/25/2006	<u>24</u>	LETTER from Gordon Bock stating he agreed to extending deadline to a 5/1/06 extension for defendants to answer plaintiff's requests for admissions. (gmg,) (Entered: 05/25/2006)
05/26/2006	<u>25</u>	DEFENDANT'S OPPOSITION to <u>23</u> MOTION to Admit Plaintiff's Requests for Admissions First Set (FRCP 36) filed by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding. (gmg,) (Entered: 05/26/2006)
05/30/2006	<u>26</u>	OPPOSITION to <u>23</u> MOTION to Quash Subpoena of Plaintiff's Counseling Records Under F.R.E. 403 and FRCP 26(b)(1) filed by Steven Gold, Janice Ryan, Susan Blair, David Turner. (Attachments: # <u>1</u> Exhibit A part 1 of 3# <u>2</u> Exhibit A part 2 of 3# <u>3</u> Exhibit B part 3 of 3)(gmg,) Modified on 5/31/2006 (jse,). (Entered: 05/30/2006)
06/02/2006	<u>27</u>	CERTIFICATE OF SERVICE – Answers to Requests for Admissions, First Set by David Turner.(gmg,) (Entered: 06/02/2006)
06/02/2006	<u>28</u>	CERTIFICATE OF SERVICE – Answers to Requests for Admissions, First Set by Janice Ryan.(gmg,) (Entered: 06/02/2006)
06/02/2006	<u>29</u>	CERTIFICATE OF SERVICE – Answers to Requests for Admissions, First Set by Stuart Gladding.(gmg,) (Entered: 06/02/2006)

06/02/2006	<u>30</u>	CERTIFICATE OF SERVICE – Answers to Requests for Admissions, First Set by Susan Blair.(gmg,) (Entered: 06/02/2006)
06/02/2006	<u>31</u>	CERTIFICATE OF SERVICE – Answers to Requests for Admissions, First Set by Steven Gold.(gmg,) (Entered: 06/02/2006)
06/13/2006	<u>32</u>	ORDER denying <u>23</u> Bock's motion to admit the items set forth in his request for admissions is DENIED. Bock's motion to quash is also DENIED, subject to reconsideration if Bock informs the defendants and the Court that he is not seeking damages for emotional harm, and that he will not raise the issue of emotional harm at any future stage in this case. Signed by Judge Jerome J. Niedermeier on 6/13/06. (jjj,) (Entered: 06/13/2006)
06/29/2006	<u>33</u>	REPLY to <u>32</u> Order denying <u>23</u> Bock's motion to admit the items set forth in his request for admissions and denying Motion to Quash, by Gordon Bock. (jlh) (Entered: 06/29/2006)
07/21/2006	<u>34</u>	JOINT MOTION to Amend <u>13</u> Stipulated Discovery Schedule / Order by Gordon Bock, Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding. (Attachments: # <u>1</u> Redlined Discovery Schedule# <u>2</u> Proposed Discovery Schedule)(wjf,) (Entered: 07/21/2006)
07/21/2006	<u>35</u>	ORDERED case no longer referred to Magistrate Judge . Signed by Judge Jerome J. Niedermeier on 7/21/2006. Copy provided to non NEF'd parties. (jlh) (Entered: 07/21/2006)
08/04/2006	<u>36</u>	STIPULATED DISCOVERY SCHEDULE/ORDER; Discovery due by 8/1/2006. Motions due by 9/1/2006. Ready for Trial by 11/1/2006. Signed by Judge J. Garvan Murtha on 8/4/2006. Cys to counsel.(kak,) (Entered: 08/04/2006)
08/10/2006	<u>37</u>	NOTICE of Appearance by Barry Kade on behalf of Gordon Bock (jlh) (Entered: 08/10/2006)
08/10/2006	<u>38</u>	MOTION for Appearance Pro Hac Vice of Aaron H. Hauptman, Esq. by Gordon Bock. Responses due by 8/24/2006. Note: 3 additional days will be allowed for mailing. See 2005 Amendment to Fed. R. Civ. P. 6e, effective Dec. 1, 2005. (jlh) (Entered: 08/10/2006)
08/10/2006	<u>39</u>	AFFIDAVIT of Aaron H. Hauptman, Esq. in support of <u>38</u> MOTION to Appear Pro Hac Vice. (jlh) (Entered: 08/10/2006)
08/11/2006	40	ORDER granting <u>38</u> Motion for Admission Pro Hac Vice re: Aaron H. Hauptman, Esq. for plaintiff. Signed by Judge J. Garvan Murtha on 8/11/2006. (This is a text only Order.) (kbl,) (Entered: 08/11/2006)
10/02/2006	<u>41</u>	JOINT MOTION to Amend <u>36</u> Stipulated Discovery Schedule / Order by Gordon Bock, Steven Gold, Janice Ryan, Susan Blair, David Turner and Stuart Gladding. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2)(kak) (Entered: 10/02/2006)
10/02/2006	42	RECEIVED (proposed) Stipulated Discovery Schedule/Order by Gordon Bock, Steven Gold, Janice Ryan, Susan Blair, David Turner and Stuart Gladding.(kak) (Entered: 10/02/2006)
10/09/2006	43	ORDER granting <u>41</u> Joint Motion to Amend Stipulated Discovery Schedule/Order. Signed by Judge J. Garvan Murtha on 10/9/2006. (This is a text only Order.) (kbl,) (Entered: 10/09/2006)
10/10/2006	<u>44</u>	AMENDED STIPULATED DISCOVERY SCHEDULE/ORDER; Motions due by 11/6/2006. Ready for Trial by 1/8/2007. Signed by Judge J. Garvan Murtha on 10/9/2006. Cy to counsel.(wjf) (Entered: 10/10/2006)
10/11/2006	<u>45</u>	DISCOVERY CERTIFICATE – Answers to First Set of Interrogatories and Requests for Production of Documents by Stuart Gladding.(wjf) (Entered: 10/11/2006)
10/11/2006	<u>46</u>	DISCOVERY CERTIFICATE – Answers to First Set of Interrogatories and Requests for Production of Documents by Susan Blair.(wjf) (Entered: 10/11/2006)
10/11/2006	<u>47</u>	DISCOVERY CERTIFICATE – Answers to First Set of Interrogatories and Requests for Production of Documents by Steven Gold.(wjf) (Entered: 10/11/2006)

10/11/2006	<u>48</u>	DISCOVERY CERTIFICATE – Answers to First Set of Interrogatories and Requests for Production of Documents by Janice Ryan.(wjf) (Entered: 10/11/2006)
10/11/2006	<u>49</u>	DISCOVERY CERTIFICATE – Answers to First Set of Interrogatories and Requests for Production of Documents by David Turner.(wjf) (Entered: 10/11/2006)
11/06/2006	<u>50</u>	MOTION to Extend Time to File Motions for Summary Judgment by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding.(wjf) (Entered: 11/06/2006)
11/27/2006	51	ORDER granting absent objection <u>50</u> Dfts' Motion to Enlarge Time to File Motions for Summary Judgment. All motions for summary judgment shall be filed by 1/5/2007. Signed by Judge J. Garvan Murtha on 11/27/2006. (This is a text only Order.) (kbl,) (Entered: 11/27/2006)
12/13/2006	<u>52</u>	MOTION to Compel Responses to First Set of Interrogatories and Requests for Production of Documents by Steven Gold. (Attachments: # <u>1</u> Exhibit 1# <u>2</u> Exhibit 2# <u>3</u> Exhibit 3# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8)(wjf) (Entered: 12/13/2006)
01/04/2007	<u>53</u>	MOTION to Enlarge Time to File Motion for Summary Judgment by Steven Gold, Janice Ryan, Susan Blair, David Turner and Stuart Gladding.(kak) (Entered: 01/05/2007)
01/05/2007	<u>54</u>	RESPONSE in Opposition re <u>52</u> MOTION to Compel filed by Gordon Bock. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Certificate of Service)(Kade, Barry) (Entered: 01/05/2007)
02/01/2007	55	ORDER denying as moot <u>52</u> Motion to Compel, in view of pltf's recently filed supplemental discovery response appended to <u>54</u> Response in Opposition. The motion is denied without prejudice in the event dft finds the responses arguably deficient. Signed by Judge J. Garvan Murtha on 2/1/2007. (This is a text only Order.) (kbl) (Entered: 02/01/2007)
02/01/2007	56	ORDER granting <u>53</u> Motion to Enlarge Time to File Motion for Summary Judgment. Dfts shall file their motion for summary judgment, if any, on or before 3/1/2007. Signed by Judge J. Garvan Murtha on 2/1/2007. (This is a text only Order.) (kbl,) (Entered: 02/01/2007)
02/28/2007	<u>57</u>	MOTION for Summary Judgment by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding. (Attachments: # <u>1</u> Motion for Summary Judgment (2 of 2))(wjf). (Entered: 03/01/2007)
02/28/2007	<u>58</u>	STATEMENT OF UNDISPUTED FACTS by Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding re: <u>57</u> MOTION for Summary Judgment. (Attachments: # <u>1</u> Exhibit 1 (1 of 2)# <u>2</u> Exhibit 1 (2 of 2)# <u>3</u> Exhibit 2# <u>4</u> Exhibit 3 (1 of 2)# <u>5</u> Exhibit 3 (2 of 2)# <u>6</u> Exhibit 4# <u>7</u> Exhibit 4, Part 1 (1 of 3)# <u>8</u> Exhibit 4, Part 1 (2 of 3)# <u>9</u> Exhibit 4, Part 1 (3 of 3)# <u>10</u> Exhibit 4, Part 2 (1 of 4)# <u>11</u> Exhibit 4, Part 2 (2 of 4)# <u>12</u> Exhibit 4, Part 2 (3 of 4)# <u>13</u> Exhibit 4, Part 2 (4 of 4)# <u>14</u> Exhibit 5# <u>15</u> Exhibit 6# <u>16</u> Exhibit 7# <u>17</u> Exhibit 8# <u>18</u> Exhibit 9 (1 of 2)# <u>19</u> Exhibit 9 (2 of 2))(wjf,) (Entered: 03/01/2007)
03/27/2007	<u>59</u>	STIPULATED MOTION for Extension of Time to File Response re <u>57</u> MOTION for Summary Judgment by Gordon Bock. (Attachments: # <u>1</u> Certificate of Service# <u>2</u> Text of Proposed Order)(Kade, Barry) (Entered: 03/27/2007)
03/28/2007	60	ORDER granting <u>59</u> Motion for Extension of Time to File Response re <u>57</u> MOTION for Summary Judgment. Plaintiff's response shall be filed on or before 4/26/2007. Signed by Judge J. Garvan Murtha on 3/28/2007. (This is a text only Order.) (kbl,) (Entered: 03/28/2007)
04/26/2007		RECEIVED Stipulation re: Additional Time to Respond to <u>57</u> Motion for Summary Judgment by Gordon Bock, Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding. (law) (Entered: 04/26/2007)
05/03/2007	<u>61</u>	STIPULATION AND ORDER to Extend Time to 5/15/2007 to respond to Defts' <u>57</u> Motion for Summary Judgment. Signed by Judge J. Garvan Murtha on 05/3/2007. (wjf) (Entered: 05/03/2007)

05/15/2007	<u>62</u>	STIPULATED MOTION for Extension of Time to File Response to <u>57</u> MOTION for Summary Judgment by Gordon Bock, Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding.(Kade, Barry) Filers added 5/15/2007. (jmm) (Entered: 05/15/2007)
05/17/2007	63	ORDER granting <u>62</u> Stipulated Motion for Extension of Time to File Response/Reply re <u>57</u> MOTION for Summary Judgment. Pltf's response shall be filed by 5/22/2007. Signed by Judge J. Garvan Murtha on 5/17/2007. (This is a text only Order.) (kbl,) (Entered: 05/17/2007)
05/22/2007	<u>64</u>	STIPULATED MOTION for Extension of Time to 5/31/2007 to File Response to <u>57</u> MOTION for Summary Judgment by Gordon Bock, Steven Gold, Janice Ryan, Susan Blair, David Turner, Stuart Gladding.(Kade, Barry) Text clarified, filers added 5/23/2007. (jmm) (Entered: 05/22/2007)
05/24/2007	65	ORDER granting <u>64</u> Stipulated Motion to Extend Time to Respond re <u>57</u> MOTION for Summary Judgment. Pltf's response shall be filed on or before 5/31/2007. No further extensions will be granted. Signed by Judge J. Garvan Murtha on 5/24/2007. (This is a text only Order.) (kbl,) (Entered: 05/24/2007)
05/31/2007	<u>66</u>	RESPONSE in Opposition to <u>57</u> MOTION for Summary Judgment filed by Gordon Bock. (Attachments: # <u>1</u> Statement of Additional Undisputed Facts# <u>2</u> Gold Admissions# <u>3</u> DOC Policy 380# <u>4</u> Plaintiff's Affidavit# <u>5</u> Blair Admissions# <u>6</u> Braasch Affidavit# <u>7</u> Defendants' Request to Produce# <u>8</u> Katz Affidavit# <u>9</u> Aleph Inst letter# <u>10</u> Statement of Facts # <u>11</u> Plaintiff's Exhibit 8#)(Kade, Barry) Text clarified, attachments 10 and 11 added 6/1/2007. (jmm) (Entered: 05/31/2007)
06/01/2007	<u>67</u>	*** This entry was e-filed erroneously and has been removed. The image, Statement of Facts, is now attached to <u>66</u> . (6/1/2007) (jmm) (Entered: 06/01/2007)
06/01/2007	<u>68</u>	*** This entry was e-filed erroneously and has been removed. The image, Plaintiff's Exhibit 8, is now attached to <u>66</u> . (6/1/2007) (jmm) (Entered: 06/01/2007)
06/01/2007	<u>69</u>	CERTIFICATE OF SERVICE by Gordon Bock re <u>66</u> Response to Motion for Summary Judgment, (Kade, Barry) (Entered: 06/01/2007)
08/07/2007	<u>70</u>	ORDER REFERRING CASE to Magistrate Judge Jerome J. Niedermeier. Signed by Judge J. Garvan Murtha on 08/07/2007. (wjf) (Entered: 08/07/2007)
08/24/2007	<u>71</u>	NOTICE of Hearing on Motion <u>57</u> Motion for Summary Judgment : Motion Hearing set for 9/5/2007 10:00 AM in Burlington Courtroom 440 before Hon. Jerome J. Niedermeier. (jjj) (Entered: 08/24/2007)
09/05/2007	<u>72</u>	CONSENTED-TO MOTION to Continue <i>Hearing re: <u>57</u> Motion for Summary Judgment</i> by Gordon Bock. (Attachments: # <u>1</u> Stipulation)(Kade, Barry) (Text clarified 9/6/2007)(jmm) (Entered: 09/05/2007)
09/05/2007	<u>73</u>	CERTIFICATE OF SERVICE re: <u>72</u> MOTION to Continue <i>Hearing re: <u>57</u> Motion for Summary Judgment</i> by Gordon Bock. (Kade, Barry) (Text clarified, links added 9/6/2007)(jmm) (Entered: 09/05/2007)
09/06/2007	74	ORDER granting <u>72</u> Consented to Motion to Continue Hearing. Signed by Judge Jerome J. Niedermeier on 09/06/07. (This is a text only Order.) (mld) (Entered: 09/06/2007)
09/13/2007	<u>75</u>	NOTICE of Hearing on Motion <u>57</u> Motion for Summary Judgment. Motion Hearing set for 10/10/2007 10:00 AM in Burlington Courtroom 440 before Hon. Jerome J. Niedermeier. (jjj) (Entered: 09/13/2007)
10/10/2007	76	MINUTE ENTRY for proceedings held before Judge Jerome J. Niedermeier. Motion Hearing held on 10/10/2007 re <u>57</u> Motion for Summary Judgment filed by Steven Gold, Janice Ryan, Stuart Gladding, Susan Blair, David Turner. Aaron Hauptman, Esq. and Barry Kade, Esq. present for pltf; Kurt Kuehl, Esq. present for defts. ORDERED: Motion taken under advisement. (Court Reporter: taped) (jjj) (Entered: 10/15/2007)
10/10/2007		Motions Taken Under Advisement: <u>57</u> Motion for Summary Judgment (jjj) (Entered: 10/15/2007)

11/28/2007	<u>77</u>	REPORT AND RECOMMENDATION recommending that the Defendants' <u>57</u> Motion for Summary Judgment be GRANTED IN PART and DENIED IN PART. It is recommended that all of Bock's claims against defendants Gold and Ryan be DISMISSED, that all of Bock's claims under RLUIPA be DISMISSED, that all of Bock's claims against the defendants in their official capacities be DISMISSED, and that Bock's claim for injunctive relief be DISMISSED. Objections to RRdue by 12/17/2007. Signed by Judge Jerome J. Niedermeier on 11/28/2007. (jlh) (Entered: 11/28/2007)
12/10/2007	<u>78</u>	OBJECTION by Gordon Bock to <u>77</u> Report and Recommendation re: <u>57</u> Motion for Summary Judgment. (Kade, Barry) (Entered: 12/10/2007)
12/13/2007	<u>79</u>	ERRATA by Gordon Bock re: <u>78</u> Objection to Report and Recommendation re: <u>57</u> Motion for Summary Judgment. (Kade, Barry) (Entered: 12/13/2007)
02/07/2008	<u>80</u>	RULING AFFIRMING, APPROVING and ADOPTING MAGISTRATE JUDGE'S <u>77</u> REPORT AND RECOMMENDATION: Dfts' <u>57</u> Motion for Summary Judgment is GRANTED in part and DENIED in part. Pltf's claim for injunctive relief is DISMISSED as moot. Pltf's claims under 42 U.S.C § 1983 against dfts in their official capacities are DISMISSED. All of pltf's claims against dfts Gold and Ryan are DISMISSED. All of pltf's claims under RLUIPA are DISMISSED. The parties shall select an ENE evaluator and arrange an ENE session to be conducted not later than 4/1/2008. They shall inform the Court, in writing, on or before 2/22/2008, of the name of the evaluator and the date of the ENE session. This case shall be ready for trial on 5/1/2008. Signed by Judge J. Garvan Murtha 2/7/2008. (kak) (Entered: 02/07/2008)
02/21/2008	<u>81</u>	ENE Evaluator Selection Response by Gordon Bock(Kade, Barry) (Entered: 02/21/2008)
02/21/2008	<u>82</u>	ENE Evaluator Richard T. Cassidy assigned. Early Neutral Evaluation set for 3/19/2008 at 09:00 AM.(law) (Entered: 02/21/2008)
03/14/2008	<u>83</u>	ORDER: The matters referred to Judge Niedermeier, having been disposed of, this matter is returned to Judge Murtha for placement on the trial calendar after May 1, 2008. Signed by Judge Jerome J. Niedermeier on 3/13/2008. (jlh) (Entered: 03/14/2008)
03/20/2008	<u>84</u>	REPORT of Early Neutral Evaluation by ENE Evaluator: <i>full settlement</i> . (Cassidy, Richard) Modified on 3/21/2008 (jmm). (Entered: 03/20/2008)
03/21/2008	<u>85</u>	ORDER OF DISMISSAL: This action is hereby dismissed without costs, with the right to petition to reopen the action, upon good cause shown within 60 days, if settlement is not consummated. Signed by Judge J. Garvan Murtha on 3/21/2008. (kak) (Entered: 03/21/2008)
03/21/2008	<u>86</u>	STIPULATION of Dismissal with Prejudice by Gordon Bock, Susan Blair, David Turner, Stuart Gladding. (wjf) (Entered: 03/21/2008)