

**United States District Court
Eastern District of Wisconsin (Milwaukee)
CIVIL DOCKET FOR CASE #: 2:01-cv-00928-RTR**

S v. School Bd Milwaukee et al
Assigned to: Judge Rudolph T Randa
Demand: \$0

Case in other court: Seventh Circuit, 09-2741
Eastern District of Kentucky, 05-47-WOB
USCA Milw Public Schools 07/08/09,
09-2741
09-3274
USCA: Biagio R. , et al; 09/11/09, 09-3274
12-3506
USCA Jamies S 10/31/12, 12-3506

Date Filed: 09/13/2001
Date Terminated: 08/21/2012
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Cause: 20:1400 Civil Rights of Handicapped Child

Plaintiff

Lamont A
by his father and next friend, Maurice A
TERMINATED: 11/14/2003

represented by **Jeffrey D Spitzer-Resnick**
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Plaintiff

Aaron V
by his mother and next friend, Kimberly V
TERMINATED: 02/18/2004

represented by **Jeffrey D Spitzer-Resnick**
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Michael J Bachhuber
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Plaintiff

Jim M

*by his father and next friend, William M
TERMINATED: 11/14/2003*

represented by **Jeffrey D Spitzer–Resnick**
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Plaintiff

Tyler C

*by his mother and next friend, Vickie S
TERMINATED: 11/14/2003*

represented by **Jeffrey D Spitzer–Resnick**
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Plaintiff

David P

*by his mother and next friend, Doris T
TERMINATED: 11/14/2003*

represented by **Jeffrey D Spitzer–Resnick**
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Plaintiff

Jamie S

*on her own behalf and on behalf of a
class of similarly–situated persons*

represented by **Jeffrey D Spitzer–Resnick**
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Plaintiff

Maiysha Y
by her mother and next friend, Flora Y
TERMINATED: 11/14/2003

represented by **Jeffrey D Spitzer–Resnick**
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Plaintiff

Biagio R
by his parent and next friend Debra W

represented by **Jeffrey D Spitzer–Resnick**
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Monica M Murphy
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Plaintiff

Bryan E
by his mother and next friend Bridget E

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Monica M Murphy
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Plaintiff

Melanie V
by her parents and next friends Jane P
and Peter V

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V.

Defendant

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TERMINATED: 09/25/2002

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TERMINATED: 09/25/2002

Defendant

Spence Korte
*Superintendent Milwaukee Public
Schools, in his official capacity*
TERMINATED: 09/25/2002

represented by **Nicholas O Anderson**
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TERMINATED: 09/25/2002

Susan D Bickert
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TERMINATED: 09/25/2002

Defendant

Department of Public Instruction
State of Wisconsin
TERMINATED: 07/28/2008

represented by **Bruce A Olsen**
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TERMINATED: 07/13/2009

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Defendant

Elizabeth Burmaster
State Superintendent of Public
Instruction, in her official capacity
TERMINATED: 07/28/2008

represented by **Bruce A Olsen**
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Defendant

Milwaukee Board of School Directors

represented by **Adrienne J Olson**
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TERMINATED: 11/01/2007
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TERMINATED: 09/25/2002

Defendant

William Andrekopolous
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Susan D Bickert
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TERMINATED: 09/25/2002

Movant

Milwaukee Teachers' Education Association
TERMINATED: 05/03/2002

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Movant

Milwaukee Public Schools
TERMINATED: 06/06/2003

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Movant

Milwaukee Board of School Directors
TERMINATED: 06/06/2003

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Movant

William Andrekopolous
TERMINATED: 06/06/2003

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TERMINATED: 12/11/2003
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V.

Objector

United States Department of Justice
TERMINATED: 03/28/2006

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| Date Filed | # | Docket Text |
|------------|-----------|--|
| 09/13/2001 | <u>1</u> | COMPLAINT (Summons(es) issued); consent forms distributed for Magistrate Judge Goodstein (vlh,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E) (blr). (Additional attachment(s) added on 5/7/2012: # <u>6</u> Civil Cover Sheet) (blr). |
| 09/13/2001 | <u>2</u> | CERTIFICATE of interest by plaintiffs (vlh,) (blr). (Entered: 09/14/2001) |
| 09/13/2001 | <u>3</u> | CERTIFICATE of interest (SEALED) by plaintiffs (vlh,) (blr). (Entered: 09/14/2001) |
| 09/17/2001 | <u>4</u> | ORDER for random reassignment by Judge Lynn Adelman for Judge Reynolds: case randomly reassigned to Judge Charles N. Clevert (cc: all counsel) (vlh,) (blr). (Entered: 09/18/2001) |
| 09/24/2001 | <u>5</u> | MOTION by plaintiff FOR ORDER FOR PERMISSION TO PROCEED ANONYMOUSLY , and TO SEAL CERTIFICATE OF INTEREST (ers,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Cover Letter) (blr). |
| 10/03/2001 | <u>6</u> | DECISION AND ORDER: by Judge Charles N. Clevert GRANTING motion FOR ORDER FOR PERMISSION TO PROCEED ANONYMOUSLY [5-1], GRANTING motion TO SEAL CERTIFICATE OF INTEREST [5-2] THAT the parties shall refer to any Plaintiff of proposed class members by their first name & last initial in any document filed w/ the court unless the documents are sealed upon a proper request by the parties. THAT the identification information beyond the Plaintiffs or proposed class members first name & last initial obtained during the course of discovery shall not be disclosed except as necessary for the prosecution of the case or the defense or upon a proper application to the court. (cc: all counsel) (ers,) (blr). (Entered: 10/04/2001) |
| 10/05/2001 | <u>7</u> | REFUSAL to Consent to Proceed before Magistrate Judge by defendant Public Instruction, defendant Elizabeth Burmaster w/ attached Certificate of Service (ers,) (Additional attachment(s) added on 5/9/2012: # <u>1</u> Certificate of Service) (blr). |
| 10/18/2001 | <u>8</u> | CONSENT to Proceed before Magistrate Judge by defendant Public Instruction, defendant Elizabeth Burmaster (A Change from 10/4/01) (ers,) Modified on 10/18/2001 (Additional attachment(s) added on 4/4/2012: # <u>1</u> Cover Letter, # <u>2</u> Certificate of Service) (blr). |
| 10/24/2001 | <u>9</u> | CONSENT to Proceed before Magistrate Judge by ALL plaintiffs (ers,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Cover Letter) (blr). |
| 10/24/2001 | <u>10</u> | CERTIFICATE Of Service by plaintiffs (ers,) (blr). |
| 11/13/2001 | <u>11</u> | ANSWER & Affirmative Defenses by defendant Public Instruction, defendant Elizabeth Burmaster to [1-1] (ers,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter) (blr). |
| 11/13/2001 | <u>12</u> | ANSWER by defendant Schools Milwaukee, defendant Spence Korte, defendant Board of Sch Dir Mil to [1-1] (ers,) (blr). (Attachments: # <u>1</u> Certificate of Service) |
| 11/13/2001 | <u>13</u> | CERTIFICATE OF SERVICE by defendant Schools Milwaukee, defendant Spence Korte, defendant Board of Sch Dir Mil (ers,) (blr). |
| 11/14/2001 | <u>14</u> | NOTICE by the Court ; Scheduling Conference set for 9:30 12/13/01 Joint Written Report outlining their discovery plan due 12/5/01 (cc: all counsel) (ers,) (blr). (Entered: 11/16/2001) |
| 11/28/2001 | <u>15</u> | CONSENT to Proceed before Magistrate Judge by defendant Board of Sch Dir Mil, defendant Schools Milwaukee and defendant Spence Korte (vkb,) (blr). (Entered: 11/29/2001) |

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|------------|-----------|--|
| 11/28/2001 | <u>16</u> | CERTIFICATE of service by defendant Schools Milwaukee, defendant Spence Korte and defendant Board of Sch Dir Mil (vkb,) (blr). (Entered: 11/29/2001) |
| 11/28/2001 | <u>17</u> | ORDER by Judge Charles N. Clevert upon consent of parties, this case transferred to Mag Judge Aaron E. Goodstein for final disposition (cc: all counsel) (kah,) (blr). (Entered: 11/29/2001) |
| 11/28/2001 | | Consent to Magistrate Jurisdiction (vkb) (Entered: 03/21/2005) |
| 12/03/2001 | <u>18</u> | NOTICE of hearing by the Court ; Rule 16 scheduling conference rescheduled for 9:30am on 12/19/01 (cc: all counsel) (vkb,) (blr). (Entered: 12/04/2001) |
| 12/05/2001 | <u>19</u> | JOINT RULE 26 DISCOVERY PLAN by plaintiffs and defendants (vkb,) (blr). (Entered: 12/06/2001) |
| 12/13/2001 | <u>20</u> | JOINT SCHEDULING CONFERENCE REPORT from plaintiffs, defendants (kah,) (blr). (Entered: 12/14/2001) |
| 12/17/2001 | <u>21</u> | ATTORNEY APPEARANCE for defendant Board of Sch Dir Mil by Stuart Parsons, Gary M Ruesch, Michael Aldana, Lafayette L Crump (kah,) (blr). |
| 12/19/2001 | <u>22</u> | HEARING MINUTES: by Mag Judge Aaron E. Goodstein ; any motions relating to discovery disputes are to be filed no later than 3/13/02; Rule 16 conference continued to 9:30am on 3/20/02; Joint Rule 26f report to be filed by 3/13/02 Court Reporter: Tape 2011 1-966 (vkb,) Modified on 03/05/2002 (blr). (Entered: 12/20/2001) |
| 12/21/2001 | <u>23</u> | SCHEDULING ORDER by Mag Judge Aaron E. Goodstein; see hearing minutes (cc: all counsel) (vkb,) (blr). (Entered: 12/27/2001) |
| 03/04/2002 | <u>24</u> | JOINT MOTION by plaintiffs and defendants Dept of Public Instruction and Elizabeth Burmaster for protective order ; proposed order attached (vkb,) (blr). (Entered: 03/05/2002) |
| 03/04/2002 | <u>25</u> | BRIEF by plaintiffs and State defendants in support of joint motion for protective order [24-1] (vkb,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Appendix 101 - 106, # <u>2</u> Appendix 107 - 112) (blr). (Entered: 03/05/2002) |
| 03/08/2002 | <u>26</u> | MOTION by plaintiff for declaratory order (vkb,) (blr). (Entered: 03/11/2002) |
| 03/08/2002 | <u>27</u> | BRIEF by plaintiffs in support of motion for declaratory order [26-1] (vkb,) (blr). (Additional attachment(s) added on 5/9/2012: # <u>1</u> Affidavit of Jeffrey Spitzer-Resnick) (blr). (Entered: 03/11/2002) |
| 03/08/2002 | <u>28</u> | LETTER from the court to plaintiffs; the court has received plaintiffs' motion for a declaratory order, however, before the court will consider this motion compliance with Civil Local Rule 37.1 is necessary (vkb,) (blr). (Entered: 03/11/2002) |
| 03/08/2002 | <u>29</u> | PROTECTIVE ORDER by Mag Judge Aaron E. Goodstein: see order for details (cc: all counsel) (vkb,) (blr). (Entered: 03/11/2002) |
| 03/13/2002 | <u>30</u> | JOINT RULE 26 DISCOVERY PLAN by plaintiffs and defendants (vkb,) (blr). |
| 03/13/2002 | <u>31</u> | LETTER from plaintiffs in response to letter from the court dated 03/08/02 re: Motion for Declaratory Order that was filed. (kah,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Exhibit A) (blr). (Entered: 03/15/2002) |
| 03/19/2002 | <u>32</u> | MOTION of the Milwaukee Teachers' Education Association to intervene (vkb,) (blr). (Entered: 03/20/2002) |
| 03/19/2002 | <u>33</u> | BRIEF in support of motion to intervene [32-1] by the Milwaukee Teachers' Education Association (vkb,) (blr). (Entered: 03/20/2002) |
| 03/19/2002 | <u>34</u> | AFFIDAVIT of Sam Carmen in support of motion of the Milwaukee Teachers' Education Association to intervene (vkb) (Additional attachment(s) added on 1/24/2014: # <u>1</u> Certificate of Service) (blr). (Entered: 03/20/2002) |
| 03/19/2002 | <u>35</u> | LETTER from Milwaukee Teachers Education Association re: plaintiffs Motion for Declaratory Order (vkb,) (blr). (Entered: 03/20/2002) |
| 03/20/2002 | <u>36</u> | HEARING MINUTES: by Mag Judge Aaron E. Goodstein status hearing held 3/20/02 ; defendant to respond to plaintiffs' motion for declaratory order by 4/03/02; plaintiff |

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|------------|-----------|--|
| | | to respond by 4/17/02; parties to respond to Milwaukee Teachers Education Association's motion to intervene and its letter requesting notice of informal interviews and depositions no later than 4/03/02; MTEA to respond by 4/10/02; initial disclosures to be exchanged by 5/20/02; plaintiffs to disclose expert witnesses by 7/22/02; defendants by 9/06/02; motion for class certification due by 10/31/02; responses by 12/16/02 and reply by 1/10/03 Court Reporter: John Schindhelm (vkb,) Modified on 03/25/2002 (blr). (Entered: 03/21/2002) |
| 03/22/2002 | <u>37</u> | SCHEDULING ORDER II by Mag Judge Aaron E. Goodstein: see hearing minutes (cc: all counsel) (vkb,) (blr). (Entered: 03/25/2002) |
| 03/28/2002 | <u>38</u> | MOTION by plaintiffs to compel (vkb,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (blr). |
| 03/28/2002 | <u>39</u> | BRIEF by plaintiffs in support of motion to compel [38-1] (vkb,) (blr). |
| 03/28/2002 | <u>40</u> | SECOND AFFIDAVIT of Jeffrey Spitzer-Resnick (vkb,) (blr). |
| 04/03/2002 | <u>41</u> | LETTER from defendants Department of Public Instruction and Elizabeth Burmaster stating that they do not object to MTEA's motion to intervene nor do they object to the request in MTEA's 3/19/02 letter (vkb,) (blr). (Entered: 04/04/2002) |
| 04/03/2002 | <u>42</u> | LETTER from plaintiffs in response to MTEA's motion to intervene and request in MTEA's 3/19/02 letter (vkb,) (blr). (Entered: 04/04/2002) |
| 04/03/2002 | <u>43</u> | LETTER from defendants MPS, Spence Korte and Board of Sch Dir stating that they do not object to MTEA's motion to intervene and that their position with regard to plaintiffs' interviewing bargaining unit members is stated in their brief in opposition to plaintiffs' motion for a declaratory ruling (vkb,) (blr). (Entered: 04/04/2002) |
| 04/03/2002 | <u>44</u> | BRIEF by defendant MPS, Spence Korte and Board of Sch Dir Mil in opposition to plaintiffs' motion for declaratory order [26-1] (vkb,) (blr). (Attachments: # <u>1</u> Certificate of Service) (Entered: 04/04/2002) |
| 04/08/2002 | <u>45</u> | LETTER from plaintiffs re: discovery dispute (vkb,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Exhibit) (blr). (Entered: 04/09/2002) |
| 04/10/2002 | <u>46</u> | LETTER from the Court to plaintiff; the court will consider the motion to compel; the defendant shall respond no later than 4/19/02 and any reply must be filed no later than 5/03/02 (vkb,) (blr). (Entered: 04/11/2002) |
| 04/10/2002 | <u>47</u> | MOTION by defendants Department of Public Instruction and Elizabeth Burmaster for hearing on parent objections to proposed release of student records (vkb,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (blr). (Entered: 04/11/2002) |
| 04/10/2002 | <u>48</u> | DOCUMENTS received from defendants Department of Public Instruction and Elizabeth Burmaster; copies of documents containing personally identifiable student information regarding the three students whose parents or guardians have objected to the release of certain documents pursuant to the Court's Protective Order (SEALED) (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Documents - Part 2, # <u>2</u> Cover Letter) (blr). (Entered: 04/11/2002) |
| 04/11/2002 | <u>49</u> | ORDER by Mag Judge Aaron E. Goodstein granting motion for hearing on parent objections to proposed release of student records [47-1] (cc: all counsel) (vkb,) (blr). (Entered: 04/12/2002) |
| 04/11/2002 | <u>49</u> | NOTICE of hearing by the Court ; hearing on parent objections set for 9:00am on 5/1/02 in Courtroom 254 (cc: all counsel) (vkb,) (blr). (Entered: 04/12/2002) |
| 04/15/2002 | <u>50</u> | SUPPLEMENTAL DOCUMENT relating to the hearing on objections to the release of certain documents by defendants Department of Public Instruction and Elizabeth Burmaster (SEALED) (vkb,) (blr). (Additional attachment(s) added on 5/2/2012: # <u>1</u> Cover Letter) (blr). (Entered: 04/16/2002) |
| 04/17/2002 | <u>51</u> | REPLY BRIEF by plaintiffs in support of motion for declaratory order [26-1] (vkb,) (blr). (Entered: 04/18/2002) |

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| 04/19/2002 | <u>52</u> | BRIEF by defendants Board of Sch Dir Mil, MPS and Spence Korte in opposition to plaintiffs' motion to compel [38-1] (vkb,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Exhibit A) (blr). (Entered: 04/22/2002) |
| 04/19/2002 | <u>53</u> | AFFIDAVIT of Gary Ruesch in support of defendants Milwaukee Board of School Directors, Milwaukee Public Schools and Spence Korte's response to plaintiffs' motion to compel (vkb,) (Additional attachment(s) added on 4/4/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (blr). (Entered: 04/22/2002) |
| 04/29/2002 | <u>54</u> | LETTER from Susie Smith, mother of Beatrice Smith, stating that she does not object to the release of information about her daughter and she does not intend on appearing at the hearing on this matter (vkb,) (blr). |
| 05/01/2002 | <u>55</u> | HEARING MINUTES: by Mag Judge Aaron E. Goodstein ; hearing held 5/1/02 ; parties agree to draft letter to parents which will give parents more information as to the dissemination of information; parties have not appeared; Court states that parties have waived objections due to non-appearance; Court Reporter: Kristin Wurgler, Schindhelm (vkb,) (blr). (Entered: 05/02/2002) |
| 05/01/2002 | <u>56</u> | ORDER AUTHORIZING RELEASE by Mag Judge Aaron E. Goodstein; because the parents or guardians failed to appear, the court, in the exercise of its discretion, concludes that the parents have waived their objections to the release of information; the defendants may release the documents in accordance with the protective order; the plaintiffs and defendants agree to work on revising the letter sent to parents concerning the release of information in an effort to make it more consumer friendly (cc: all counsel) (vkb,) (blr). (Entered: 05/02/2002) |
| 05/03/2002 | <u>57</u> | REPLY BRIEF by plaintiffs in support of motion to compel [38-1] (vkb,) (blr). |
| 05/03/2002 | <u>58</u> | ORDER by Mag Judge Aaron E. Goodstein denying without prejudice MTEA's motion to intervene [32-1]; denying plaintiffs' motion for declaratory order [26-1] but the court establishes the informal discovery procedure set forth in this order at pages 9-10; denying plaintiffs' motion to compel [38-1] (cc: all counsel) (vkb,) (blr). (Entered: 05/06/2002) |
| 06/12/2002 | <u>59</u> | REQUEST by defense attorney Bruce Olson for a telephone status conference re: parents objections to release of documents (vkb,) (blr). (Entered: 06/13/2002) |
| 06/17/2002 | <u>60</u> | NOTICE of hearing by the Court ; Telephonic scheduling conference to discuss parents' objections set for 8:30am on 6/27/02 (cc: all counsel) (vkb,) (blr). |
| 06/24/2002 | <u>61</u> | LETTER from plaintiffs re: 6/27/02 hearing (vkb,) (blr). |
| 06/27/2002 | <u>62</u> | HEARING MINUTES: by Mag Judge Aaron E. Goodstein; John and Rosa Malave called but not available; because they failed to appear the court concludes that the parents have waived their objections to the release of information; the plaintiffs and defendants agree to work on revising the letter sent to parents in an effort to make it more consumer friendly; draft of the revised letter to plaintiffs' counsel by 7/9/02 ; telephone hearing held 6/27/02 Court Reporter: None (vkb,) (blr). (Entered: 06/28/2002) |
| 06/28/2002 | <u>63</u> | ORDER AUTHORIZING RELEASE OF DOCUMENTS by Mag Judge Aaron E. Goodstein; because Juan and Rosa Malave failed to appear, the court, in the exercise of its discretion, concludes that the parents have waived their objections to the release of information; the defendants may release the documents in accordance with the protective order; see hearing minutes (cc: all counsel) (vkb,) (blr). (Entered: 07/01/2002) |
| 07/15/2002 | <u>64</u> | LETTER from plaintiffs; the parties have agreed to modify dates for sharing certain information; the response deadlined to plaintiffs Second Set of Interrogatories and Request for Production of Documents Directed Towards Defendnats MBSD, MPS and Spence Korte and plaintiff's Rule 34 Request related to the deposition of Carol Topinka is exntended to 7/31/02; plaintiff shall disclose the names, CV, and other expert experience of their experts by 8/02/02; plaintiffs shall disclose their experts' reports by 8/16/02; all defendants shall disclose the names, CV, and other expert experience of their experts by 9/06/02; all defendants shall disclose their experts' reports by 9/20/02 (vkb,) (blr). (Entered: 07/16/2002) |

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| 08/27/2002 | <u>65</u> | JOINT MOTION by plaintiffs and defendants for protective order (vkb,) (blr). (Entered: 08/28/2002) |
| 08/28/2002 | <u>66</u> | PROTECTIVE ORDER by Mag Judge Aaron E. Goodstein : granting motion for protective order [65-1] (cc: all counsel) (vkb,) (blr). (Entered: 08/30/2002) |
| 09/11/2002 | <u>67</u> | RULE 7.4 EXPEDITED NON-DISPOSITIVE MOTION by defendants Board of Sch Dir Mil, MPS and Spence Korte to enlarge the time to serve their expert report (vkb,) (blr). (Entered: 09/12/2002) |
| 09/13/2002 | <u>68</u> | ORDER by Mag Judge Aaron E. Goodstein granting defendants motion to enlarge the time to serve their expert report [67-1]; granted on the condition that the report is delivered to plaintiffs' counsel on or before 9/27/02; the deadline for the filing of the motion for class certification is extended to 11/07/02; the date for responding is extended to 12/23/02; and the date for reply is extended to 1/17/03 (cc: all counsel) (vkb,) (blr). (Entered: 09/16/2002) |
| 09/16/2002 | <u>69</u> | BRIEF IN OPPOSITION TO MPS DEFENDANTS' MOTION TO ENLARGE TIME by plaintiffs [67-1] (vkb,) (blr). (Entered: 09/17/2002) |
| 09/16/2002 | <u>70</u> | THIRD AFFIDAVIT of Jeffrey Spitzer-Resnick (vkb,) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I) (blr). (Entered: 09/17/2002) |
| 09/25/2002 | <u>71</u> | RULE 7.4 EXPEDITED NON-DISPOSITIVE MOTION by plaintiffs for leave to file a supplemental complaint (vkb,) (blr). (Entered: 09/26/2002) |
| 09/25/2002 | <u>72</u> | PROPOSED First Supplemental Complaint submitted by plaintiffs (vkb,) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (blr). (Entered: 09/26/2002) |
| 09/25/2002 | <u>73</u> | MOTION by plaintiffs for preliminary injunction (vkb,) (blr). (Entered: 09/26/2002) |
| 09/25/2002 | <u>74</u> | BRIEF by plaintiffs in support of motion for preliminary injunction [73-1] (vkb,) (blr). (Entered: 09/26/2002) |
| 09/25/2002 | <u>75</u> | DECLARATION of Maurice A in support of Motion for Preliminary Injunction (unsigned) (vkb,) (blr). (Entered: 09/26/2002) |
| 09/25/2002 | <u>76</u> | DECLARATION of Laura Owens in support of motion for preliminary injunction (vkb,) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (blr). (Entered: 09/26/2002) |
| 09/25/2002 | <u>77</u> | DECLARATION of Michael J Bachhuber in support of motion for preliminary injunction (vkb,) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A) (blr). (Entered: 09/26/2002) |
| 09/25/2002 | <u>78</u> | RULE 7.4 EXPEDITED NON-DISPOSITIVE MOTION by plaintiffs to file signed copy of declaration under seal (vkb,) (blr). (Entered: 09/26/2002) |
| 09/27/2002 | <u>79</u> | NOTICE of hearing by the Court setting telephone hearing on plaintiff's motion for leave to file a supplemental complaint [71-1] for 4:00pm on 10/9/02; defendants shall file their written response in accordance with Civil LR 7.4(b); plaintiffs shall file a proposed supplemental complaint that meets the requirements of Civil LR 15 in that "the entire pleading as amended" must be reproduced and it "may not incorporate any prior pleading by reference"; this shall be filed no later than 10/04/02 (cc: all counsel) (vkb,) (blr). (Entered: 09/30/2002) |
| 10/01/2002 | <u>80</u> | LETTER from Attorney Roxane Crawford stating that she will not be participating in the 10/09/02 hearing; the Milw Board of School Directors will be represented by Quarles & Brady at the hearing (vkb,) (blr). (Entered: 10/02/2002) |
| 10/03/2002 | <u>81</u> | MOTION by plaintiffs to compel (vkb,) (blr). (Entered: 10/04/2002) |
| 10/03/2002 | <u>82</u> | BRIEF by plaintiffs in support of motion to compel [81-1] (vkb,) (blr). (Entered: 10/04/2002) |
| 10/03/2002 | <u>83</u> | FOURTH AFFIDAVIT of Jeffrey Spitzer-Resnick (vkb,) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (blr). |

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| | | (Entered: 10/04/2002) |
| 10/04/2002 | <u>84</u> | PROPOSED First Amended and Supplemental Complaint submitted by plaintiff (vkb,) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (blr). (Entered: 10/07/2002) |
| 10/04/2002 | <u>85</u> | BRIEF by state defendants Public Instruction and Elizabeth Burmaster in opposition to plaintiffs' motion for leave to file a supplemental complaint [71-1] (vkb,) (blr). (Entered: 10/07/2002) |
| 10/04/2002 | <u>86</u> | BRIEF by defendants MPS, Board of Sch Dir Mil and William Andrekopolous in opposition to plaintiffs' motion for leave to file a supplemental complaint [71-1] (vkb,) (blr). (Entered: 10/07/2002) |
| 10/08/2002 | <u>87</u> | LETTER BRIEF by MPS defendants in opposition to plaintiffs' motion to compel [81-1] (vkb,) Modified on 10/09/2002 (blr). (Entered: 10/09/2002) |
| 10/09/2002 | <u>88</u> | ATTORNEY APPEARANCE for movants MPS, Board of Sch Dir Mil, William Andrekopolous by William P Croke and Todd M Rowe (vkb,) (Attachments: # <u>1</u> Certificate of Service) (blr). (Entered: 10/10/2002) |
| 10/09/2002 | <u>89</u> | MOTION by movants MPS, Board of Sch Dir Mil and William Andrekopolous to bring in third-party defendant (vkb,) (Additional attachment(s) added on 4/13/2012: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C) (blr). (Entered: 10/10/2002) |
| 10/09/2002 | <u>90</u> | BRIEF by movants MPS, Board of Sch Dir Mil and William Andrekopolous in support of motion to bring in third-party defendant [89-1] (vkb,) (blr). (Entered: 10/10/2002) |
| 10/09/2002 | <u>91</u> | AFFIDAVIT of William P Croke in support of motion to bring in third-party defendant (vkb,) (Additional attachment(s) added on 4/17/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (blr). (Entered: 10/10/2002) |
| 10/09/2002 | <u>92</u> | HEARING MINUTES: by Mag Judge Aaron E. Goodstein on motion for leave to file a supplemental complaint [71-1] and motion to compel [81-1]; the court will DENY plaintiffs' motion for leave to file a supplemental complaint [71-1]; the court lacks jurisdiction; plaintiffs' motion to compel [81-1] is GRANTED; defendants to state reasons for denial within 10 days; Court Reporter: Recorded 4:02:26 - 4:44:31 (vkb,) (blr). (Entered: 10/10/2002) |
| 10/11/2002 | <u>93</u> | ORDER by Mag Judge Aaron E. Goodstein; see hearing minutes (cc: all counsel) (vkb,) (blr). |
| 10/23/2002 | <u>94</u> | PLAINTIFF'S STATEMENT regarding response brief to MPS defendants' motion for leave to bring in third-party defendant docketed as BRIEF IN OPPOSITION to motion to bring in third-party defendant [89-1] (vkb,) (blr). (Entered: 10/24/2002) |
| 10/25/2002 | <u>95</u> | REPLY BRIEF by defendants Board of Sch Dir Mil, MPS, and William Andrekopolous in support of their motion to bring in third-party defendant [89-1] (vkb,) (blr). (Entered: 10/28/2002) |
| 11/06/2002 | <u>96</u> | NOTICE of hearing by the Court setting hearing on motion to bring in third-party defendant [89-1] for 9:00am on 11/18/02 (cc: all counsel) (vkb,) (blr). (Entered: 11/07/2002) |
| 11/07/2002 | <u>97</u> | MOTION by plaintiffs for class certification (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>98</u> | BRIEF by plaintiffs in support of motion for class certification [97-1] (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>99</u> | MOTION by plaintiffs to file signed copy of declarations in support of motion for class certification under seal (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>100</u> | Signed copy of declarations in support of plaintiffs' Motion for Class Certification filed under SEAL (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Declaration of Jim M., # <u>2</u> Declaration of Jim M. - Exhibit A, # <u>3</u> Declaration of Jim M. - Exhibit B, # <u>4</u> Declaration of Kim V., # <u>5</u> Declaration of Jeff A., # <u>6</u> Declaration of Linda B., # <u>7</u> Declaration of Linda B. - Exhibits, # <u>8</u> Declaration of Teresa C., # <u>2</u> |

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| | | Declaration of Tracey C., # <u>10</u> Declaration of Tracey C. – Exhibit A, # <u>11</u> Declaration of Anges D., # <u>12</u> Declaration of Tameka D., # <u>13</u> Declaration of Rebecca F., # <u>14</u> Declaration of Ellouise G., # <u>15</u> Declaration of Gala H., # <u>16</u> Declaration of Sandra H., # <u>17</u> Declaration of Kathleen K., # <u>18</u> Declaration of Kathleen K. – Exhibits, # <u>19</u> Declaration of Tanya N., # <u>20</u> Declaration of Ann O., # <u>21</u> Declaration of Ann O. – Exhibit A, # <u>22</u> Declaration of Ann O. – Exhibit B, # <u>23</u> Declaration of Ann O. – Exhibit C, # <u>24</u> Declaration of Joanie P., # <u>25</u> Declaration of John P., # <u>26</u> Declaration of Golda R., # <u>27</u> Declaration of Ken R., # <u>28</u> Declaration of Bobby S., # <u>29</u> Declaration of Detra S., # <u>30</u> Declaration of Laura S., # <u>31</u> Declaration of Pam S., # <u>32</u> Declaration of Pam S. #2, # <u>33</u> Declaration of Susan S., # <u>34</u> Declaration of Theresa S., # <u>35</u> Declaration of Harvenia W., # <u>36</u> Declaration of Latika W., # <u>37</u> Declaration of Stephanie W–G) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>101</u> | DOCUMENTS received from plaintiffs; Volume 2 – Affidavit of Counsel, Deposition Excerpts, Exhibits (vkb,) (Additional attachment(s) added on 4/17/2012: # <u>2</u> Affidavit of Monica Murphy, # <u>3</u> Affidavit of Kathryn Peacock, # <u>4</u> Affidavit of Kathryn Peacock – Exhibit A, # <u>5</u> Affidavit of Kathryn Peacock – Exhibit B, # <u>6</u> Deposition of Richard Brigham, # <u>7</u> Deposition of Janice Duff, # <u>8</u> Deposition of Jack L. Frye–Osier, # <u>9</u> Deposition of Spence Korte, # <u>10</u> Deposition of John S. Gardner, # <u>11</u> Deposition of Suzanne Lundin, # <u>12</u> Deposition of Stephanie Petska, # <u>13</u> Deposition of Robert Plath, # <u>14</u> Deposition of Audrey Potter, # <u>15</u> Deposition of Kaye Reynolds, # <u>16</u> Deposition of Susan M. Ristow, # <u>17</u> Deposition of Georgette Rodriguez, # <u>18</u> Deposition of Carol Topinka, # <u>19</u> Deposition of Elliot Weiman, # <u>20</u> Deposition of Patricia Yahle, # <u>21</u> Yahle – Exhibit 7, # <u>22</u> Brigham – Exhibit 15, # <u>23</u> Topinka – Exhibit 18, # <u>24</u> Weiman – Exhibit 66, # <u>25</u> Weiman – Exhibit 67, # <u>26</u> Weiman – Exhibit 68, # <u>27</u> Weiman – Exhibit 69, # <u>28</u> Weiman – Exhibit 70, # <u>29</u> Weiman – Exhibit 71, # <u>30</u> Weiman – Exhibit 72, # <u>31</u> Weiman – Exhibit 73, # <u>32</u> Weiman – Exhibit 74, # <u>33</u> Exhibit 75, # <u>34</u> Exhibit 78, # <u>35</u> Duff – Exhibit 86, # <u>36</u> Duff – Exhibit 87, # <u>37</u> Duff – Exhibit 88, # <u>38</u> Duff – Exhibit 89, # <u>39</u> Duff – Exhibit 90, # <u>40</u> Duff – Exhibit 91, # <u>41</u> Duff – Exhibit 92, # <u>42</u> Duff – Exhibit 93, # <u>43</u> Duff – Exhibit 94, # <u>44</u> Duff – Exhibit 95, # <u>45</u> Duff – Exhibit 96, # <u>46</u> Duff – Exhibit 100, # <u>47</u> Petska – Exhibit 111, # <u>48</u> Petska – Exhibit 112, # <u>49</u> Korte – Exhibit 125) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>102</u> | DOCUMENTS received from plaintiffs; Volume 3 – Experts' Vitae, Experts' Reports (vkb,) (Additional attachment(s) added on 4/17/2012: # <u>1</u> Exhibit C, # <u>2</u> Exhibit D, # <u>3</u> Exhibit E, # <u>4</u> Exhibit F, # <u>5</u> Exhibit G, # <u>6</u> Exhibit H) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>103</u> | DOCUMENTS received from plaintiffs; Volume 4 – Declarations (vkb,) (blr). (Additional attachment(s) added on 4/17/2012: # <u>1</u> Declaration of Kim V., # <u>2</u> Declaration of Jim M., # <u>3</u> Declaration of Jim M. – Exhibit A, # <u>4</u> Declaration of Jim M. – Exhibit B, # <u>5</u> Declaration of Terri Fuller, # <u>6</u> Declaration of Pat Patterson, # <u>7</u> Declaration of Vickie S., # <u>8</u> Declaration of Doris T., # <u>9</u> Declaration of Flora Y., # <u>10</u> Declaration of Jeff A., # <u>11</u> Declaration of Julie B., # <u>12</u> Declaration of Linda B., # <u>13</u> Declaration of Teresa C., # <u>14</u> Declaration of Tracey C., # <u>15</u> Declaration of Anges D., # <u>16</u> Declaration of Rhonda D., # <u>17</u> Declaration of Tameka D., # <u>18</u> Declaration of Rebecca F., # <u>19</u> Declaration of Ellouise G., # <u>20</u> Declaration of Gala H., # <u>21</u> Declaration of Sandra H., # <u>22</u> Declaration of Kathleen K., # <u>23</u> Declaration of Lynn M., # <u>24</u> Declaration of Tanya N., # <u>25</u> Declaration of Ann O., # <u>26</u> Declaration of Joanie P., # <u>27</u> Declaration of John P., # <u>28</u> Declaration of Golda R., # <u>29</u> Declaration of Ken R., # <u>30</u> Declaration of Bobby S., # <u>31</u> Declaration of Detra S., # <u>32</u> Declaration of Laura S., # <u>33</u> Declaration of Pam S. #1, # <u>34</u> Declaration of Pam S. #2, # <u>35</u> Declaration of Susan S., # <u>36</u> Declaration of Theresa S., # <u>37</u> Declaration of Christine W., # <u>38</u> Declaration of Harvenia W., # <u>39</u> Declaration of Latika W., # <u>40</u> Declaration of Stephanie W–G) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>104</u> | DECLARATION of Terri Fuller in support of motion for class certification (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>105</u> | DECLARATION of Pat Patterson in support of motion for class certification (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>106</u> | DECLARATION of Flora Y (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>107</u> | DECLARATION of Vickie S (vkb,) (blr). (Entered: 11/08/2002) |

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| 11/07/2002 | <u>108</u> | DECLARATION of Julie B (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>109</u> | DECLARATION of Rhonda D (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>110</u> | DECLARATION of Lynn M (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>111</u> | DECLARATION of Christine W (copy filed) (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>112</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Spence Korte 10/24/02 (vkb,) Modified on 11/08/2002 (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>113</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Susan Ristow 5/24/02 (vkb,) Modified on 11/08/2002 (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>114</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Elliot Weiman 7/01/02 (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Exhibit 66, # <u>2</u> Exhibit 67, # <u>3</u> Exhibit 68, # <u>4</u> Exhibit 69, # <u>5</u> Exhibit 70, # <u>6</u> Exhibit 71, # <u>7</u> Exhibit 72, # <u>8</u> Exhibit 73, # <u>9</u> Exhibit 74) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>115</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Georgette Rodriguez 6/10/02 (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Exhibit 61) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>116</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Robert Plath 7/11/02 (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Exhibit 82, # <u>2</u> Exhibit 83, # <u>3</u> Exhibit 84, # <u>4</u> Exhibit 85) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>117</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Suzanne Lundin 6/24/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>118</u> | ORIGINAL SEALED TRANSCRIPT filed; Examination of Jack L Frye-Osier 7/02/02 (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Exhibit 75, # <u>2</u> Exhibit 76, # <u>3</u> Exhibit 77, # <u>4</u> Exhibit 78, # <u>5</u> Exhibit 79, # <u>6</u> Exhibit 80, # <u>7</u> Exhibit 81) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>119</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Kaye Reynolds 10/09/02 (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Exhibit 118, # <u>2</u> Exhibit 119) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>120</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of John Gardner 5/31/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>121</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Stephanie Petska 10/04/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>122</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Audrey Potter 10/07/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>123</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Carol R Topinka 5/30/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>124</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Janice Duff 7/15/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>125</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Richard Brigham 5/29/02 (vkb,) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Exhibit 15) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>126</u> | ORIGINAL SEALED TRANSCRIPT filed; Volume 2 Deposition of Richard Brigham 6/13/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>127</u> | ORIGINAL SEALED TRANSCRIPT filed; Deposition of Patricia A Yahle 5/22/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/07/2002 | <u>128</u> | ORIGINAL SEALED TRANSCRIPT filed; Volume 2 Deposition of Patricia A Yahle 6/05/02 (vkb,) (blr). (Entered: 11/08/2002) |
| 11/18/2002 | <u>129</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein: Motion Hearing held on 11/18/2002 re <u>99</u> Motion to File signed copy of declarations in support of motion for class certification under seal and <u>89</u> Motion to Add Party as third party defendant; court will GRANT motion to maintain signed declarations under seal; court |

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| | | will order substitution of the new superintendent in place of Spence Korte; plaintiff has no objection to adding 3rd party defendant so long as it does not impede movement of the case; court will only bring in National Union and USF&G if the parties will consent to proceed before the magistrate; National Union to discuss and advise the court; Atty Fredrickson to advise the court within 7 days (Tape #9:04:10 – 9:40:04) (vkb) Modified on 11/19/2002 (vkb,). (blr). (Entered: 11/19/2002) |
| 11/19/2002 | <u>130</u> | ORDER signed by Judge Aaron E Goodstein; plaintiff's Motion to file signed copy of declarations in support of motion for class certification under seal is GRANTED; defendants' Motion to bring in third party is TAKEN UNDER ADVISEMENT; National Union Fire Ins Co is to advise the court, in writing by 11/25/02, whether or not it will consent to Magistrate Judge jurisdiction if the defendants' motion is granted; pursuant to Rule 25(d), William Andrekopolous is substituted as Superintendent of Milw Public Schools replacing Spence Korte (cc: all counsel) (vkb) (blr). (Entered: 11/21/2002) |
| 11/20/2002 | <u>131</u> | MOTION by plaintiffs to Compel answers to plaintiffs' third set of interrogatories and request for production of documents (vkb) (blr). (Entered: 11/22/2002) |
| 11/20/2002 | <u>131</u> | MOTION by plaintiffs for Leave to Exceed Interrogatories Limit (vkb) (blr). (Entered: 11/22/2002) |
| 11/20/2002 | <u>132</u> | BRIEF in Support of plaintiffs' <u>131</u> MOTION to Compel and <u>131</u> MOTION for Leave (vkb) (blr). (Entered: 11/22/2002) |
| 11/20/2002 | <u>133</u> | FIFTH AFFIDAVIT of Jeffrey Spitzer–Resnick (vkb) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E) (blr). (Entered: 11/22/2002) |
| 12/02/2002 | <u>134</u> | LETTER from National Union; National Union has chosen not to consent to magistrate jurisdiction and wishes to maintain its full, unencumbered rights to bring in third–parties to any action in which it is named (vkb) (blr). (Entered: 12/03/2002) |
| 12/11/2002 | <u>135</u> | BRIEF in Opposition re <u>131</u> plaintiffs' MOTION to Compel answers to plaintiffs' third set of interrogatories and request for production of documents and re <u>131</u> MOTION by plaintiffs for Leave to Exceed Interrogatories Limit filed by Defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). (Entered: 12/12/2002) |
| 12/11/2002 | <u>136</u> | AFFIDAVIT of Lafayette L Crump in support of response to plaintiffs' motion to compel and to seek responses to additional interrogatories (vkb) (Additional attachment(s) added on 4/3/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (blr). (Entered: 12/12/2002) |
| 12/23/2002 | <u>137</u> | BRIEF in Opposition re <u>97</u> Motion to Certify Class filed by State Defendants (vkb) (blr). |
| 12/23/2002 | <u>138</u> | AFFIDAVIT of Bruce A Olsen (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4) (blr). |
| 12/23/2002 | <u>139</u> | AFFIDAVIT of Sherri Honaker (vkb) (blr). |
| 12/23/2002 | <u>140</u> | BRIEF in Opposition re <u>97</u> plaintiffs' Motion to Certify Class filed by Defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). (Entered: 12/24/2002) |
| 12/23/2002 | <u>141</u> | AFFIDAVIT of Patricia Yahle in support of Milwaukee Board of School Directors, Milwaukee Public Schools and William Andrekopoulos's Brief in Opposition to Plaintiffs' Motion for Class Certification (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit A) (blr). (Entered: 12/24/2002) |
| 12/24/2002 | <u>142</u> | REPLY BRIEF in Support re <u>131</u> MOTION to Compel and <u>131</u> MOTION to Seek Responses to additional interrogatories beyond those permitted by rule filed by Plaintiffs (vkb) (blr). |
| 12/24/2002 | <u>143</u> | SIXTH AFFIDAVIT of Jeffrey Spitzer–Resnick (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (blr). |

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| 01/03/2003 | <u>144</u> | LETTER from MPS defendants clarifying a point in their brief in opposition to plaintiffs' motion to compel and to seek responses to additional interrogatories (vkb) (blr). (Entered: 01/06/2003) |
| 01/17/2003 | <u>145</u> | REPLY BRIEF in Support re <u>97</u> Motion to Certify Class filed by Plaintiffs (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>146</u> | AFFIDAVIT of Monica Murphy in support of motion for class certification (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>147</u> | MOTION to Enlarge Page Limits for its Reply Brief in Support of Plaintiffs' Motion for Class Certification by Plaintiffs (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>148</u> | MOTION to Strike the Affidavit of Patricia Yahle by Plaintiffs (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>149</u> | BRIEF in Support re <u>148</u> MOTION to Strike the Affidavit of Patricia Yahle filed by Plaintiffs (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>150</u> | AFFIDAVIT of Monica Murphy in support of Motion to Strike the Affidavit of Patricia Yahle (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>151</u> | DECLARATION of Ayoka Huff in support of Motion to Strike Pat Yahle Affidavit (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>152</u> | TRANSCRIPT of Deposition of Ada Rivera on 12/11/02; in judge's file (vkb) (blr). (Entered: 01/21/2003) |
| 01/17/2003 | <u>153</u> | TRANSCRIPT of Deposition of Elise Frattura, PhD held on 10/18/02; in judge's file (vkb) (blr). (Entered: 01/21/2003) |
| 02/10/2003 | <u>154</u> | BRIEF in Opposition re <u>148</u> plaintiffs' MOTION to Strike Affidavit of Patricia Yahle filed by City of Milwaukee Defendants(vkb) (blr). |
| 02/10/2003 | <u>155</u> | AFFIDAVIT of Patricia Yahle in opposition to plaintiff's motion to strike (vkb) (blr). |
| 02/10/2003 | <u>156</u> | AFFIDAVIT of Joann Buhr in opposition to plaintiff's motion to strike (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit) (blr). |
| 02/10/2003 | <u>157</u> | AFFIDAVIT of Richard Desotelle in opposition to plaintiffs' motion to strike (vkb) (blr). |
| 02/24/2003 | <u>158</u> | REPLY BRIEF in Support re <u>148</u> MOTION to Strike the Affidavit of Patricia Yahle filed by Plaintiffs (vkb) (blr). |
| 05/23/2003 | <u>159</u> | DECISION & ORDER REGARDING CLASS CERTIFICATION signed by Judge Aaron E Goodstein on 05/23/03: IT IS ORDERED that Pltf's <u>147</u> Motion for Leave to File Excess Pages is GRANTED; FURTHER ORDERED that the pltf's submit an amended class certification motion by 06/23/03; defts to submit their response by 07/14/03; pltf's reply due by 07/21/03; FURTHER ORDERED that Deft's <u>148</u> Motion to Strike the affidavit of Patricia Yahle is DENIED WITHOUT PREJUDICE . (cc: all counsel) (kah,) (blr). (Entered: 05/27/2003) |
| 05/27/2003 | <u>160</u> | LETTER from the Court to counsel; regarding some unresolved matters in this case, plaintiffs' motion to compel which was filed on 11/20/02 and defendants motion to add a third-party defendant which was filed 10/9/02. Plaintiffs counsel should submit a letter indicating which interrogatories need to be answered and which documents should be produced. Plaintiffs letter should be submitted nolater than 6/6/03, and defendants respond no later than 6/16/03, no reply is required. Defendants are to advise the court in writing no later than 6/6/03 as to whether they are still pursuing their motion to add a third-party defendant.(eeb,) Modified on 5/27/2003 (eeb,). (blr). |
| 06/06/2003 | <u>161</u> | LETTER from Milwaukee defendants (movants) confirming that the motion to add a third-party in this case was effectively withdrawn by Atty. Fredrickson's 12/02/02 letter (vkb) (blr). (Entered: 06/09/2003) |
| 06/06/2003 | | MARGINAL ORDER by Judge Aaron E Goodstein that the clerk is directed to have the docket reflect that <u>89</u> defendants'/movants' Motion to Add a Third-Party Defendant has been WITHDRAWN (motion terminated and movants terminated) (cc: |

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| | | all counsel)(vkb) (Entered: 06/09/2003) |
| 06/06/2003 | <u>162</u> | LETTER from plaintiffs indicating which interrogatories need to be answered and which documents need to be produced (vkb) (blr). (Entered: 06/12/2003) |
| 06/06/2003 | <u>163</u> | SEVENTH AFFIDAVIT of Jeffrey Spitzer–Resnick (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H) (blr) (Entered: 06/12/2003) |
| 06/16/2003 | <u>164</u> | LETTER from Milwaukee defendants requesting that the Court deny plaintiffs' Motion to Compel and deny plaintiffs' Motion to File Additional Interrogatories as moot, or, in the alternative, limit plaintiffs' additional interrogatories to those that have already been answered (vkb) (blr). (Entered: 06/18/2003) |
| 06/23/2003 | <u>165</u> | AMENDED MOTION for Class Certification by Plaintiffs (vkb) (blr). (Entered: 06/24/2003) |
| 06/23/2003 | | ***Motions terminated: <u>97</u> Motion to Certify Class filed by plaintiffs; amended motion filed (vkb) (Entered: 06/24/2003) |
| 06/23/2003 | <u>166</u> | BRIEF in Support re <u>165</u> Amended MOTION for Class Certification filed by Plaintiffs (vkb) (Additional attachment(s) added on 4/17/2012: # <u>1</u> Appendix A, # <u>2</u> Appendix B) (blr). (Entered: 06/24/2003) |
| 06/23/2003 | <u>167</u> | Eighth AFFIDAVIT of Jeffrey Spitzer–Resnick (vkb) (Additional attachment(s) added on 4/17/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H) (blr). (Entered: 06/24/2003) |
| 06/24/2003 | <u>168</u> | CERTIFICATE OF SERVICE of Amended Motion for Class Certification by Plaintiffs (vkb) (blr). (Entered: 06/25/2003) |
| 07/14/2003 | <u>169</u> | BRIEF in Opposition re <u>165</u> plaintiffs' Amended MOTION for Class Certification filed by Defendants William Andrekopoulous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit) (blr). (Entered: 07/15/2003) |
| 07/14/2003 | <u>170</u> | AFFIDAVIT of Nancy Fuhrman in opposition to plaintiff's amended motion for class certification (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (blr). (Entered: 07/15/2003) |
| 07/14/2003 | <u>171</u> | AFFIDAVIT of Patricia Yahle in support of Milwaukee Board of School Directors, MPS, and William Andrekopoulos' brief in opposition to plaintiffs' amended motion for class certification (SEALED per the 8/01/03 order) (vkb) (Additional attachment(s) added on 5/2/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M) (blr). (Entered: 07/15/2003) |
| 07/15/2003 | <u>172</u> | BRIEF in Opposition re <u>165</u> plaintiffs' Amended MOTION for Class Certification filed by Defendants Elizabeth Burmaster and Department of Public Instruction (vkb) (blr). |
| 07/21/2003 | <u>173</u> | REPLY BRIEF in Support re <u>165</u> MOTION to Certify Class filed by Plaintiff Lamont A. (eeb,) (blr). (Entered: 07/22/2003) |
| 07/21/2003 | <u>174</u> | NINTH AFFIDAVIT of Jeffrey Spitzer–Resnick (eeb,) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (blr). (Entered: 07/22/2003) |
| 07/23/2003 | <u>175</u> | JOINT MOTION to Seal Affidavit of Patricia Yahle and Attached Documents Submitted Therewith (vkb) (blr). (Entered: 07/24/2003) |
| 07/23/2003 | <u>176</u> | Copy of <u>169</u> defendants' BRIEF in Opposition to <u>165</u> plaintiffs' Amended MOTION for Class Certification; appendices properly attached; filed by Defendants William Andrekopoulous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Appendix A, # <u>2</u> Appendix B, # <u>3</u> Appendix C) (blr). (Entered: 07/24/2003) |
| 07/28/2003 | <u>177</u> | DOCUMENTS RECEIVED from plaintiffs; first page from Exhibit B of the Ninth Affidavit of Jeffrey Spitzer–Resnick (vkb) (blr). (Entered: 07/29/2003) |

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| 07/29/2003 | <u>178</u> | MOTION to Strike the Milwaukee Defendants' Brief in Opposition to Plaintiffs' Amended Motion for Class Certification with Appendices by Plaintiffs (vkb) (blr). |
| 07/29/2003 | <u>179</u> | DECLARATION of Michael J Bachhuber in support of plaintiffs' motion to strike the Milwaukee defendants' brief in opposition to plaintiffs' amended motion for class certification with appendices (vkb) (Additional attachment(s) added on 3/30/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (blr). |
| 07/29/2003 | <u>180</u> | BRIEF in Opposition re <u>178</u> plaintiffs' MOTION to Strike filed by Defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). |
| 07/30/2003 | <u>181</u> | MOTION for Summary Judgment by Defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). (Entered: 07/31/2003) |
| 07/30/2003 | <u>182</u> | BRIEF in Support re <u>181</u> MOTION for Summary Judgment filed by Defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (Appendix C SEALED per 8/08/03 order) (vkb) Modified on 8/8/2003 (vkb) (Additional attachment(s) added on 4/17/2012: # <u>1</u> Appendix A, # <u>2</u> Appendix B, # <u>3</u> Appendix D, # <u>4</u> Exhibit A, # <u>5</u> Exhibit B, # <u>6</u> Exhibit C, # <u>7</u> Exhibit D) (blr). (Additional attachment(s) added on 5/2/2012: # <u>8</u> SEALED Appendix C) (blr). (Entered: 07/31/2003) |
| 08/01/2003 | <u>184</u> | DECISION AND ORDER by Judge Aaron E Goodstein that the plaintiffs shall submit their second amended class certification motion by not later than 8/22/03; the defendants shall file their response by no later than 9/08/03; and any reply must be filed by no later than 9/18/03; IT IS FURTHER ORDERED that <u>73</u> plaintiffs' Motion for Preliminary Injunction is DENIED as moot; IT IS FURTHER ORDERED that <u>131</u> plaintiffs' Motion to Compel is DENIED without prejudice; IT IS FURTHER ORDERED that the parties' <u>175</u> joint Motion to Seal the affidavit of Patricia Yahle, along with all of the supporting documents, is GRANTED; IT IS FURTHER ORDERED that the <u>178</u> plaintiffs' Motion to Strike the Milwaukee defendants' brief in opposition to the amended motion for class certification is DENIED; IT IS FURTHER ORDERED that <u>181</u> the Milwaukee defendants' Motion for Summary Judgment is DENIED without prejudice; terminating <u>165</u> plaintiffs' Motion to Certify Class (cc: all counsel) (vkb) (blr). (Entered: 08/05/2003) |
| 08/04/2003 | <u>183</u> | Joint MOTION to Seal Appendix C to the Brief in Support of Motion for Summary Judgment by the parties (vkb) (Additional attachment(s) added on 4/2/2012: # <u>2</u> Cover Letter) (blr). (Entered: 08/05/2003) |
| 08/05/2003 | <u>185</u> | ORDER AMENDING DECISION AND ORDER REGARDING CLASS CERTIFICATION by Judge Aaron E Goodstein; due to an editorial error, that portion of the Order of 8/01/03 which reads as follows "It is further ordered that the Milwaukee defendants' motion for summary judgment is denied with prejudice" shall be amended to read as follows: IT IS FURTHER ORDERED that the Milwaukee defendants' motion for summary judgment is denied without prejudice; in all other respects, the Order of 8/01/03 remains unchanged (cc: all counsel)(vkb) (blr). (Entered: 08/06/2003) |
| 08/08/2003 | | MARGINAL ORDER by Judge Aaron E Goodstein GRANTING <u>183</u> joint Motion to Seal Appendix C to the Brief in Support of Motion for Summary Judgment (cc: all counsel) (vkb) |
| 08/22/2003 | <u>186</u> | Second Amended MOTION for Class Certification by Plaintiffs(vkb) (blr). (Entered: 08/25/2003) |
| 09/08/2003 | <u>187</u> | BRIEF in Opposition re <u>186</u> plaintiffs' Second Amended MOTION for Class Certification filed by Defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools; affidavit of Patricia Yahle in support of brief in opposition attached with exhibits (vkb) (Additional attachment(s) added on 4/18/2012: # <u>1</u> Affidavit of Patricia Yahle, # <u>2</u> Exhibits A-K) (blr). (Entered: 09/09/2003) |
| 09/09/2003 | <u>188</u> | BRIEF in Opposition re <u>186</u> plaintiffs' Second Amended MOTION for Class Certification filed by Defendants Elizabeth Burmaster and Department of Public Instruction (vkb) (blr). |

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| 09/09/2003 | <u>189</u> | AFFIDAVIT of Elliot Weiman (vkb) (Additional attachment(s) added on 4/2/2012: # <u>1</u> Exhibit 1) (blr). |
| 09/09/2003 | <u>190</u> | AFFIDAVIT of Jack Marker (vkb) (Additional attachment(s) added on 4/2/2012: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4) (blr). |
| 09/18/2003 | <u>191</u> | REPLY BRIEF in Support re <u>186</u> plaintiff's Second Amended Motion for Class Certification filed by Plaintiffs (vkb) (blr). (Entered: 09/19/2003) |
| 09/18/2003 | <u>192</u> | SECOND MOTION to Strike the Affidavit of Patricia Yahle (a Rule 7.4 Expedited Non-Dispositive Motion) by Plaintiffs (vkb) (blr). (Additional attachment(s) added on 1/16/2014: # <u>1</u> Certificate of Service) (blr). (Entered: 09/19/2003) |
| 09/26/2003 | <u>193</u> | BRIEF in Opposition re <u>192</u> plaintiffs' Second MOTION to Strike the Affidavit of Patricia Yahle filed by Defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). (Entered: 09/29/2003) |
| 09/26/2003 | <u>194</u> | SUPPLEMENTAL AFFIDAVIT of Patricia Yahle in support of Milwaukee Board of School Directors', Milwaukee Public Schools' and William Andrekopoulos' Brief in Opposition to Plaintiffs' Second Amended Motion for Class Certification (vkb) (Additional attachment(s) added on 4/18/2012: # <u>1</u> Exhibit L, # <u>2</u> Exhibit M, # <u>3</u> Exhibit N, # <u>4</u> Exhibit O, # <u>5</u> Exhibit P, # <u>6</u> Exhibit Q, # <u>7</u> Exhibit R, # <u>8</u> Exhibit S, # <u>9</u> Exhibit T, # <u>10</u> Exhibit U, # <u>11</u> Exhibit V, # <u>12</u> Exhibit W, # <u>13</u> Exhibit X, # <u>14</u> Exhibit Y, # <u>15</u> Exhibit Z, # <u>16</u> Exhibit AA, # <u>17</u> Exhibit BB, # <u>18</u> Exhibit CC, # <u>19</u> Exhibit DD, # <u>20</u> Exhibit EE, # <u>21</u> Exhibit FF, # <u>22</u> Exhibit GG, # <u>23</u> Exhibit HH, # <u>24</u> Exhibit II, # <u>25</u> Exhibit JJ, # <u>26</u> Exhibit KK, # <u>27</u> Exhibit LL, # <u>28</u> Exhibit MM, # <u>29</u> Exhibit NN, # <u>30</u> Exhibit OO, # <u>31</u> Exhibit PP, # <u>32</u> Exhibit QQ, # <u>33</u> Exhibit RR, # <u>34</u> Exhibit SS, # <u>35</u> Exhibit TT, # <u>36</u> Exhibit UU, # <u>37</u> Exhibit VV) (blr). (Entered: 09/29/2003) |
| 11/14/2003 | <u>195</u> | DECISION AND ORDER by Judge Aaron E Goodstein GRANTING IN PART <u>186</u> plaintiffs' Motion for Class Certification; the class is defined as follows: those students eligible for special education services from the Milwaukee Public School System who are, have been or will be either denied or delayed entry or participation in the processes which result in properly constituted meeting between the IEP team and the parents or guardians of the student; IT IS FURTHER ORDERED that the caption shall be changed to reflect the fact that Jamie S. and Aaron V. are the only class representatives and named plaintiffs; IT IS FURTHER ORDERED that <u>192</u> plaintiffs' Motion to Strike the Affidavit of Patricia Yahle is DENIED; IT IS FURTHER ORDERED that the court shall conduct a conference on 12/01/03 at 9:30am, in Courtroom 254, to discuss all matters, such as further scheduling, post-certification discovery and notice to the class members (cc: all counsel) (vkb) (blr). (Entered: 11/17/2003) |
| 11/14/2003 | | Set/Reset Hearings: In-court Scheduling Conference set for 12/1/2003 at 9:30 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein; terminating plaintiffs Jim M, David P, Maiysha Y, Lamont A and Tyler C (vk) (Entered: 11/17/2003) |
| 11/17/2003 | <u>196</u> | MOTION to Strike the Supplemental Affidavit of Patricia Yahle by plaintiffs (vkb) (blr). (Entered: 11/18/2003) |
| 11/17/2003 | <u>197</u> | DECLARATION of Michael J. Bachhuber in support of plaintiffs' motion to strike the supplemental affidavit of Patricia Yahle (vkb) (blr). (Entered: 11/18/2003) |
| 11/25/2003 | <u>198</u> | MOTION to Dismiss Aaron V's Claims as Not Typical to the Class by defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). (Entered: 11/26/2003) |
| 11/25/2003 | <u>199</u> | BRIEF in Support re <u>198</u> MOTION to Dismiss Aaron V's Claims as Not Typical to the Class filed by defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (Additional attachment(s) added on 4/5/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C) (blr). (Entered: 11/26/2003) |
| 11/26/2003 | <u>200</u> | MOTION to Compel and to Seek Production of Materials from the United States Department of Justice Pursuant to Federal Rule of Civil Procedure 45 by plaintiffs (vkb) (blr). |

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| 11/26/2003 | <u>201</u> | BRIEF in Support re <u>200</u> MOTION to Compel and to Seek Production of Materials from the United States Department of Justice Pursuant to Federal Rule of Civil Procedure 45 filed by plaintiffs (vkb) (blr). |
| 11/26/2003 | <u>202</u> | TENTH AFFIDAVIT of Jeffrey Spitzer-Resnick (vkb) (Additional attachment(s) added on 4/5/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F) (blr). |
| 12/01/2003 | <u>203</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Scheduling Conference held on 12/1/2003; see order(Court Reporter John Schindhelm) (vkb) (blr). (Entered: 12/02/2003) |
| 12/01/2003 | <u>204</u> | ORDER by Judge Aaron E Goodstein that the court will defer making a decision on the defendants' motion to dismiss Aaron V.'s claims until after the 7th Circuit has ruled on the plaintiff's appeal; thereafter, a briefing will be established; the parties shall be permitted to engage in limited discovery pending the decision of the 7th Circuit (see order for details); the plaintiffs' motion to compel documents from the US Dept of Justice shall be considered by the court during this interim period; a separate scheduling order will set the time and date for that hearing (cc: all counsel)(vkb) (blr). (Entered: 12/02/2003) |
| 12/02/2003 | <u>205</u> | NOTICE of Hearing on Motion <u>200</u> plaintiffs' MOTION to Compel: Motion Hearing set for 1/21/2004 at 9:30 AM before Magistrate Judge Aaron E Goodstein; the Department of Justice shall respond to plaintiff's motion by 12/10/03; any response shall be due by 12/17/03(vkb) (blr). (Entered: 12/03/2003) |
| 12/03/2003 | | Attorney Lafayette L Crump terminated (vkb) |
| 12/09/2003 | <u>206</u> | NOTICE of Hearing on Motion <u>200</u> MOTION to Compel: Motion Hearing rescheduled for 1/23/2004 at 9:30 AM before Magistrate Judge Aaron E Goodstein(vkb) (blr). (Entered: 12/10/2003) |
| 12/10/2003 | <u>207</u> | BRIEF in Opposition re <u>200</u> plaintiffs' MOTION to Compel filed by US Department of Justice (vkb) (blr). (Entered: 12/11/2003) |
| 12/10/2003 | <u>208</u> | DECLARATION of Jonathan H. Koenig (vkb) (Additional attachment(s) added on 4/5/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G) (blr). (Entered: 12/11/2003) |
| 12/10/2003 | <u>209</u> | DECLARATION of Iris Goldschmidt (vkb) (Additional attachment(s) added on 4/5/2012: # <u>1</u> Exhibit A) (blr). (Entered: 12/11/2003) |
| 12/10/2003 | <u>210</u> | CERTIFICATE OF SERVICE by US Department of Justice (vkb) (blr). (Entered: 12/11/2003) |
| 12/17/2003 | <u>211</u> | REPLY BRIEF in Support re <u>200</u> MOTION to Compel filed by all plaintiffs. (eeb,) (blr). (Entered: 12/19/2003) |
| 12/17/2003 | <u>212</u> | DECLARATION of Terry Fuller (eeb,) (blr). (Entered: 12/19/2003) |
| 12/19/2003 | <u>213</u> | USCA CERTIFIED ORDER that the Petition for Permission to Appeal, filed on 12/01/03, is DENIED (vkb) (blr). (Entered: 12/22/2003) |
| 12/19/2003 | <u>214</u> | LETTER from Atty. Olson providing a courtesy copy of the 7th Circuit's order denying the plaintiffs' petition for permission to appeal and stating that a briefing schedule will now be set regarding defendant MPS' motion to dismiss Aaron V's claims (vkb) (blr). (Entered: 12/22/2003) |
| 01/23/2004 | <u>215</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Motion Hearing held on 1/23/2004 re <u>200</u> plaintiffs' MOTION to Compel; see order (Court Reporter Heidi Trapp) (vkb) (blr). (Entered: 01/26/2004) |
| 01/26/2004 | <u>216</u> | LETTER from the court to the parties; the parties should move forward on the defendant's motion to dismiss Aaron V's claims <u>198</u> ; the plaintiffs' response to the motion shall be filed by no later than 2/13/04; the defendants' reply, if any, shall be filed by no later than 2/23/04; a modified Rule 26(f) report shall be filed by no later than 3/01/04; a proposed class notice shall be filed with the court by no later than 3/31/04 (vkb) (blr). (Entered: 01/27/2004) |

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| 02/02/2004 | <u>217</u> | ORDER by Judge Aaron E Goodstein GRANTING <u>200</u> plaintiffs' Motion to Compel and to Seek Production of Materials from the United States Department of Justice Pursuant to Federal Rule of Civil Procedure 45; IT IS THEREFORE ORDERED that the US Atty's Office for the Eastern District of WI, on behalf of the US Dept of Justice, shall disclose a redacted copy of the report by Dr. Kerr to the parties in this case no later than 2/09/04; IT IS FURTHER ORDERED that the US Atty's Office for the Eastern District of WI, on behalf of the US Dept of Justice, shall make the interview notes associated with Dr. Kerr's report available for viewing by the parties in this case; the parties must view the notes by no later than 2/20/04; any duplication must take place by no later than 2/27/04 (cc: all counsel) (vkb) (blr). (Entered: 02/03/2004) |
| 02/06/2004 | <u>218</u> | Rule 7.4 Expedited MOTION for Extension of Time to Comply with the Court's 2/02/04 Discovery Order and for Extension of Time to Seek Reconsideration or Seek Review of the 2/02/04 Order by US Department of Justice (vkb) (blr). (Entered: 02/09/2004) |
| 02/06/2004 | <u>219</u> | Local Rule 37.1 CERTIFICATION of Consultation with Counsel by US Department of Justice (vkb) (blr). (Entered: 02/09/2004) |
| 02/06/2004 | <u>220</u> | NOTICE of Hearing on Motion re: <u>218</u> MOTION for Extension of Time:Telephonic Motion Hearing set for 2/11/2004 at 2:00 PM before Magistrate Judge Aaron E Goodstein; plaintiffs' written response is due by 2/10/04; the 2/09/04 deadline for disclosure of report and notes is STAYED until further order of the court(vkb) (blr). (Entered: 02/09/2004) |
| 02/10/2004 | <u>221</u> | BRIEF in Opposition re <u>218</u> US Dept of Justice's MOTION for Extension of Time filed by plaintiffs (vkb) (blr). |
| 02/11/2004 | <u>222</u> | CERTIFICATE OF SERVICE by US Department of Justice (vkb) (blr). (Entered: 02/12/2004) |
| 02/11/2004 | <u>223</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Motion Hearing held on 2/11/2004 re <u>218</u> MOTION for Extension of Time filed by US Department of Justice; see order for details (Tape #2:04:04 – 2:56:42) (vkb) (blr). (Entered: 02/12/2004) |
| 02/12/2004 | <u>224</u> | ORDER by Judge Aaron E Goodstein on <u>218</u> USDOJ's Motion for Extension of Time; the USDOJ shall provide the plaintiffs with a redacted copy of the Kerr Report by no later than 3/09/04; the USDOJ shall make available for inspection by the plaintiffs a redacted copy of the notes associated with the Kerr report by no later than 3/22/04; counsel for the plaintiffs shall furnish the USDOJ a list of its clients in this case, together with a list of the names of persons who have furnished plaintiffs' counsel with declarations in regard to this case by no later than 2/17/04; the USDOJ shall provide the Milwaukee and State defendants with a partially redacted copy of the Kerr report by no later than 3/09/04; the USDOJ shall make available for inspection by the defendants a partially redacted copy of the notes associated with the Kerr report by no later than 3/22/04; the notes prepared in anticipation of litigation by the USDOJ are covered by the work product doctrine and shall not be disclosed (see order for further details) (cc: all counsel) (vkb) (blr). (Entered: 02/13/2004) |
| 02/18/2004 | <u>225</u> | NOTICE of Appearance by Atty Adrienne J Olson on behalf of defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). |
| 02/18/2004 | <u>226</u> | LETTER from plaintiffs re: Aaron V's claims do not fall within the certified class as defined by the court and therefore are not typical of the class (vkb) (blr). (Entered: 02/19/2004) |
| 02/18/2004 | <u>227</u> | ORDER by Judge Aaron E Goodstein GRANTING <u>198</u> defendants' Motion to Dismiss Aaron V. as not typical of the class; Aaron V's claims shall be DISMISSED and his name shall be removed from the caption (cc: all counsel) (vkb) (blr). (Entered: 02/19/2004) |
| 02/18/2004 | | Plaintiff Aaron V terminated (vkb) (Entered: 02/19/2004) |
| 02/26/2004 | <u>228</u> | JOINT MODIFIED REPORT of Rule 26(f) Plan by the parties (vkb) (blr). (Entered: 02/27/2004) |

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| 02/26/2004 | <u>229</u> | TRANSCRIPT of Motion Hearing held on 2/11/04 before Judge Goodstein; Court Reporter: Julie Bouressa (vkb) (blr). (Entered: 02/27/2004) |
| 03/01/2004 | <u>230</u> | TRANSCRIPT of Hearing on Motion to Compel held on 1/23/04 before Judge Goodstein, Court Reporter: Heidi Trapp (vkb) (blr). (Entered: 03/03/2004) |
| 03/31/2004 | <u>231</u> | JOINT PROPOSED Class Notice filed by the parties (vkb) (blr). (Entered: 04/01/2004) |
| 04/01/2004 | <u>232</u> | CERTIFICATE OF SERVICE by defendants (vkb) (blr). |
| 04/05/2004 | <u>233</u> | NOTICE of Hearing: In-court Status Conference set for 4/14/2004 at 10:00 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein (cc: all counsel)(vkb) (blr). |
| 04/14/2004 | <u>234</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Scheduling Conference held on 4/14/2004; amended complaint to be filed no later than 5/03/04; plaintiff shall disclose expert witnesses no later than 8/16/04; defendant shall disclose expert witnesses no later than 10/01/04; discovery deadline set for 12/01/04; telephone scheduling conference set for 12/09/04 at 9:00am(Tape #10:00:26 – 10:59:21) (vkb) (blr). (Entered: 04/15/2004) |
| 04/15/2004 | <u>235</u> | SCHEDULING ORDER: by Judge Aaron E Goodstein; see hearing minutes for scheduling dates; in regard to the proposed class notice: the plaintiffs will submit a final draft of both short and long form notices to the defendants by no later than 5/10/04; the defendants will have until 5/17/04 to object; if the defendants do not object, the defendants should commence the posting of the non-individual distribution of the notices on 5/18/04 and the posting of notices shall be complete by no later than 6/01/04; if the defendants object to the content of the final draft of the notices and the parties are unable to resolve their differences, the court will hold a hearing on 5/19/04 at 10:00am; the plaintiffs shall notify the court if such a hearing is necessary; see order for further details (cc: all counsel)(vkb) (blr). (Entered: 04/16/2004) |
| 05/03/2004 | <u>236</u> | AMENDED COMPLAINT filed by plaintiffs; original redacted version(vkb) (blr). (Entered: 05/04/2004) |
| 05/03/2004 | <u>237</u> | SEALED DOCUMENT RECEIVED from plaintiffs; unredacted amended complaint filed under seal (vkb) (blr). (Entered: 05/04/2004) |
| 05/05/2004 | <u>238</u> | EXHIBIT B to plaintiffs' Amended Complaint; inadvertently omitted from the amended complaint(vkb) (blr). |
| 05/13/2004 | <u>239</u> | LETTER from plaintiffs submitting both the short and long forms of the class notice which the parties have agreed upon (vkb) (blr). |
| 05/13/2004 | | MARGIN ORDER by Judge Aaron E Goodstein; the court accepts the forms of class notice and each shall be docketed; posting and distribution shall proceed in accordance with the court's order of 4/15/04 (cc: all counsel)(vkb) |
| 05/13/2004 | <u>240</u> | LEGAL NOTICE to Potential Class Members filed by plaintiffs; long form (vkb) (blr). |
| 05/13/2004 | <u>241</u> | LEGAL NOTICE to Potential Class Members filed by plaintiffs; short form (vkb) (blr). |
| 05/20/2004 | <u>242</u> | ANSWER AND AFFIRMATIVE DEFENSES to Amended Complaint by defendants Elizabeth Burmaster and Department of Public Instruction (vkb) (blr). (Entered: 05/21/2004) |
| 05/25/2004 | <u>243</u> | ANSWER to Amended Complaint by defendants William Andrekopolous, Milwaukee Board of School Directors and Milwaukee Public Schools (vkb) (blr). (Entered: 05/26/2004) |
| 06/15/2004 | <u>244</u> | MOTION to Reconsider Decision and Order Regarding Second Amended Motion for Class Certification by plaintiffs (vkb) (blr). |
| 06/15/2004 | <u>244</u> | BRIEF in Support re <u>244</u> MOTION to Reconsider Decision and Order Regarding Second Amended Motion for Class Certification filed by plaintiffs (vkb) Modified on 6/15/2004, changing document number (vkb) (blr). |

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| 06/15/2004 | <u>245</u> | Eleventh AFFIDAVIT of Jeffrey Spitzer–Resnick (vkb) (blr). |
| 07/06/2004 | <u>246</u> | BRIEF in Opposition re <u>244</u> MOTION to Reconsider the Decision and Order Regarding Class Certification filed by William Andrekopolous, Milwaukee Board of School Directors, Milwaukee Public Schools. (kah,) (blr). (Entered: 07/07/2004) |
| 07/06/2004 | <u>247</u> | AFFIDAVIT of Patricia Yahle in Support of MPS Defts Response to Pltfs Motion to Reconsider (kah,) (Additional attachment(s) added on 4/24/2012: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F) (blr). (Entered: 07/07/2004) |
| 07/06/2004 | <u>248</u> | CERTIFICATE OF SERVICE by William Andrekopolous, Milwaukee Board of School Directors, Milwaukee Public Schools (kah,) (blr). (Entered: 07/07/2004) |
| 07/08/2004 | <u>249</u> | BRIEF in Opposition re <u>244</u> plaintiffs' MOTION to Reconsider Decision and Order Regarding Second Amended Motion for Class Certification filed by defendants Elizabeth Burmaster and Department of Public Instruction (vkb) (blr). |
| 07/21/2004 | <u>250</u> | REPLY BRIEF in Support re <u>244</u> MOTION to Reconsider Decision and Order Regarding Second Amended Motion for Class Certification filed by plaintiffs (vkb) (blr). |
| 08/02/2004 | <u>251</u> | STIPULATION and PROPOSED ORDER To Amend Scheduling Order signed by Judge Aaron E Goodstein on 8/2/04. Parties have agree that the 4/15/04 Scheduling Order should be amended as follows: 10/18/04 plfts expert disclosures; 12/16/04 defts expert disclosures; 2/1/05 all factual and expert discovery closes. This will be the last discovery extension request to be granted, except for a showing of substantial good cause. Telephone Conference scheduled for 12/9/04 is rescheduled for 2/2/2005 08:30 AM. (cc: all counsel)(eeb,) (blr). |
| 10/13/2004 | <u>252</u> | LETTER from plaintiffs providing the court with a recent decision from the Court of Appeals for the Second Circuit in J.S., et al. vs Attica Central Schools (vkb) (blr). |
| 10/29/2004 | <u>253</u> | LETTER from defendants responding to plaintiffs' filing of the Second Circuit decision, J.S. et al. vs Attica Central Schools (vkb) (blr). (Entered: 11/01/2004) |
| 11/18/2004 | <u>254</u> | LETTER from plaintiffs providing the court with a copy of a recent decision from the Court of Appeals or the Ninth Circuit, Christopher S. v Stanislaus County Office of Education (vkb) (blr). |
| 01/24/2005 | <u>255</u> | ORDER by Judge Aaron E Goodstein DENYING <u>244</u> plaintiffs' Motion for Reconsideration (cc: all counsel) (vkb) (blr). (Entered: 01/25/2005) |
| 02/02/2005 | <u>256</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Telephone Conference held on 2/2/2005; stipulation of facts, statement of disputed facts, summaries of expert testimony (not to exceed 4 pages) to be submitted by 5/27/05; in–court scheduling conference set for 6/20/05 at 2:00pm (Tape #8:30:17 – 8:54:29) (vkb) (blr). (Entered: 02/03/2005) |
| 02/07/2005 | <u>257</u> | SCHEDULING ORDER signed by Judge Aaron E Goodstein on 2/7/2005. Parties to submit stipulated fact statement by May 27, 2005.Scheduling Conference set for 6/20/2005 at 2:00 PM in Courtroom 254 before Magistrate Judge Aaron E Goodstein. (cc: all counsel)(Goodstein,) |
| 05/03/2005 | <u>258</u> | Joint MOTION to Amend/Correct February 7, 2005, Scheduling Order by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 05/03/2005 | <u>259</u> | AFFIDAVIT of Bruce A. Olsen (Olsen, Bruce) Additional attachment(s) added on 5/3/2005 (vkb,). |
| 05/03/2005 | <u>260</u> | LETTER from Bruce A. Olsen (Olsen, Bruce) |
| 05/03/2005 | <u>261</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 05/03/2005 | <u>262</u> | Docket Annotation; email sent to Atty. Olsen re: all e–filed documents should be electronically signed (vkb) |
| 05/03/2005 | <u>263</u> | Docket Annotation; email sent to Atty. Olsen re: incorrect document attached to #259 (vkb) |

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| 05/03/2005 | <u>264</u> | INCORRECT ENTRY; DISREGARD (Joint MOTION to Amend/Correct February 7, 2005, Scheduling Order by Department of Public Instruction, Elizabeth Burmaster.) (Olsen, Bruce) Modified on 5/3/2005 (vkb) |
| 05/03/2005 | <u>265</u> | Docket Annotation; Affidavit of Bruce Olsen has been attached to <u>259</u> and to this entry (vkb) |
| 05/04/2005 | <u>266</u> | ORDER signed by Judge Aaron E Goodstein on 5/4/2005 GRANTING <u>258</u> Motion to Amend/Correct. SEE Order. An in-court hearing to discuss further scheduling will be held July 19, 2005, at 9:30 A.M. in Courtroom 254. (cc: all counsel) (Goodstein, Aaron) |
| 05/04/2005 | | Set Deadlines/Hearings: Scheduling Conference set for 7/19/2005 at 9:30 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein. (cq) |
| 06/24/2005 | <u>267</u> | JOINT STIPULATED STATEMENT OF FACTS by the parties (Attachments: # <u>1</u> Stipulated Facts continued# <u>2</u> Cover Letter)(vkb) |
| 06/24/2005 | <u>268</u> | MPS and DPI Defendants' Joint Disputed Facts (vkb) |
| 06/24/2005 | <u>269</u> | Summary of MPS' Expert Davied P. Riley, Ph.D.'s Report to US District Court Eastern District of Wisconsin 9/26/02 (vkb) |
| 06/24/2005 | <u>270</u> | Summary of MPS' Expert Elise M. Frattura, Ph.D.'s Report to US District Court for Eastern District of Wisconsin 12/15/04 (vkb) |
| 06/24/2005 | <u>271</u> | Summary of MPS' Expert Eric P. Hartwig, Ph.D.'s Report to US District Court for Eastern District of Wisconsin 12/16/04 (vkb) |
| 06/24/2005 | <u>272</u> | Summary of Expert Witness Report of Judy A. Schrag (vkb) |
| 06/24/2005 | <u>273</u> | Plaintiffs' Expert Summaries (vkb) (Entered: 06/27/2005) |
| 06/24/2005 | <u>274</u> | Additional Proposed Findings of Fact by plaintiffs (vkb) (Entered: 06/27/2005) |
| 07/11/2005 | <u>275</u> | REVISED Additional Proposed Findings of Fact by plaintiffs (correcting formatting error in the 6/24/05 submission) (vkb) Modified on 7/12/2005 (vkb) (Entered: 07/12/2005) |
| 07/19/2005 | <u>276</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Scheduling Conference held on 7/19/2005; final pretrial scheduled for 10/06/05 at 2:00pm; final pretrial report to be filed at least 5 days before the conference and should include a list of each parties witnesses, together with a joint list of exhibits; court trial for expert witnesses RESCHEDULED to begin on 10/18/05 at 9:30am; estimated length of trial is 3 days; 10/31/05 is being reserved on the court's calendar if the parties advise the court that they are unable to begin trial on 10/18/05 (vkb) (Entered: 07/20/2005) |
| 07/21/2005 | <u>277</u> | SCHEDULING ORDER: by Judge Aaron E Goodstein; Final Pretrial Conference set for 10/6/2005 at 2:00 PM in Courtroom 254; Court Trial RESCHEDULED for 10/18/2005 at 9:30 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein (alternate trial date of 10/31/05 set); see hearing minutes for further details (Attachments: # <u>1</u> Exhibit List Form) (cc: all counsel)(vkb) |
| 07/21/2005 | | Copy of Scheduling Order <u>277</u> sent via U.S. Mail to Atty. Spitzer-Resnick (vkb) |
| 08/03/2005 | <u>282</u> | LETTER from Atty Stuart Parsons re: scheduling of expert witness testimony (vkb) (Entered: 09/19/2005) |
| 09/12/2005 | <u>278</u> | MOTION in Limine to Strike David Riley as an Expert Witness and BRIEF IN SUPPORT by plaintiffs (vkb) (Entered: 09/13/2005) |
| 09/12/2005 | <u>279</u> | Twelfth AFFIDAVIT of Jeffrey Spitzer-Resnick (vkb) (Entered: 09/13/2005) |
| 09/12/2005 | <u>280</u> | Original TRANSCRIPT of the Deposition of David Riley held on 10/21/02; Court Reporter: Colleen Reed; IN JUDGE'S FILE (vkb) (blr). (Entered: 09/13/2005) |
| 09/15/2005 | <u>281</u> | LETTER from the MPS defendants stating that they have decided not to call David Riley as an expert witness (vkb) (Entered: 09/16/2005) |
| 09/30/2005 | <u>283</u> | LETTER from Atty. Stuart Parsons re: schedule for expert testimony (vkb) (Entered: 10/03/2005) |

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| 10/03/2005 | <u>284</u> | <i>State Defendants'</i> PRETRIAL REPORT by Department of Public Instruction, Elizabeth Burmaster (Attachments: # <u>1</u> Cover Letter# <u>2</u> Cert of Service)(Olsen, Bruce) |
| 10/03/2005 | <u>285</u> | PRETRIAL REPORT by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 10/03/2005 | <u>286</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>MPS' Pretrial Report Docket 285</i> (Olson, Adrienne) |
| 10/03/2005 | <u>287</u> | <i>Joint Exhibit List</i> by all parties. (Olson, Adrienne) |
| 10/03/2005 | <u>288</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>Joint Exhibit List Docket No. 287</i> (Olson, Adrienne) |
| 10/03/2005 | <u>289</u> | MOTION in Limine to <i>Exclude Portions of Dr. Rogers–Adkinson's Expert Report</i> by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 10/03/2005 | <u>290</u> | BRIEF in Support re <u>289</u> MOTION in Limine to <i>Exclude Portions of Dr. Rogers–Adkinson's Expert Report</i> filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Olson, Adrienne) |
| 10/03/2005 | <u>291</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>Motion in Limine and Supporting Brief Docket Nos. 289, 290</i> (Olson, Adrienne) |
| 10/03/2005 | <u>292</u> | <i>Plaintiffs</i> PRETRIAL REPORT <i>submitted</i> by all plaintiffs. (Attachments: # <u>1</u> cover letter# <u>2</u> certification)(Murphy, Monica) |
| 10/06/2005 | <u>293</u> | SUPPLEMENT by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools <i>Index to Stipulated Facts Filed June 24, 2005</i> (Olson, Adrienne) |
| 10/06/2005 | <u>294</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>Index of Stipulated Facts (Docket No. 293)</i> (Olson, Adrienne) |
| 10/06/2005 | <u>295</u> | OBJECTIONS by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools to <i>Exhibits on Joint Exhibit List Filed October 3, 2005</i> (Olson, Adrienne) |
| 10/06/2005 | <u>297</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Final Pretrial Conference held on 10/6/2005; see Pretrial Order(Tape #2:07:53 – 2:50:21) (vkb) (Entered: 10/07/2005) |
| 10/07/2005 | <u>296</u> | PRETRIAL ORDER, TRIAL TO THE COURT, PHASE I, signed by Judge Aaron E Goodstein on 10/7/2005, finding as moot <u>278</u> Plaintiffs' Motion in Limine. Plaintiffs shall respond to MPS's motion in limine no later than October 11, 2005, MPS shall file its reply, if any, no later than October 13, 2005. (cc: all counsel) (Goodstein, A.) |
| 10/11/2005 | <u>298</u> | RESPONSE to Motion re <u>289</u> MOTION in Limine to <i>Exclude Portions of Dr. Rogers–Adkinson's Expert Report</i> filed by all plaintiffs. (Murphy, Monica) |
| 10/14/2005 | <u>299</u> | ORDER signed by Judge Aaron E Goodstein on 10/14/2005 GRANTING IN PART AND DENYING IN PART <u>289</u> Motion in Limine . (cc: all counsel) (Goodstein, A.) |
| 10/17/2005 | <u>300</u> | AMENDED Exhibit List (Amendment to <u>287</u> Exhibit List) (vkb) (Entered: 10/24/2005) |
| 10/18/2005 | <u>301</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Court Trial begun on 10/18/2005 and continued on 10/19/05 and 10/20/05 (court trial to resume 10/31/05)(Court Reporter John Schindhelm) (vkb) (Entered: 10/24/2005) |
| 10/24/2005 | | Set Hearings: Court Trial to resume on 10/31/2005 at 9:00 AM before Magistrate Judge Aaron E Goodstein (vkb) |

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| 10/25/2005 | <u>302</u> | LETTER from Stuart Parsons <i>Re: Revised Witness Schedule</i> (Olson, Adrienne) |
| 11/02/2005 | <u>303</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Court Trial held on 10/31/05, 11/01/05 and completed on 11/2/2005;status conference scheduled for 11/28/05 at 9:30am(Court Reporter John Schindhelm) (vkb) (Entered: 11/04/2005) |
| 11/02/2005 | <u>313</u> | Amended Trial Exhibit List (vkb) (Entered: 02/17/2006) |
| 11/28/2005 | <u>304</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Status Conference held on 11/28/2005; see Order(Court Reporter Heidi Trapp) (vkb) (Entered: 11/29/2005) |
| 11/29/2005 | <u>305</u> | POST PHASE I SCHEDULING ORDER: by Judge Aaron E Goodstein; the parties are to submit written proposals regarding Phase II of the trial by 1/05/06; In-court Conference set for 1/11/2006 at 2:00 PM in Courtroom 254 before Magistrate Judge Aaron E Goodstein (cc: all counsel)(vkb) |
| 11/30/2005 | 306 | TRANSCRIPT of In-court Status Conference held on 11/28/05 before Judge Goodstein. Court Reporter: Heidi Trapp – (IN PAPER FORMAT) (kah,) |
| 01/03/2006 | 307 | TRANSCRIPT of Status Conference held on 7/19/05 before Judge Goodstein; Court Reporter: Sharon Vivian; Original transcript in JUDGE'S FILE with copy in clerk's file (vkb) (Entered: 01/04/2006) |
| 01/05/2006 | <u>308</u> | LETTER from AAG Bruce Olsen w/ <i>Certificate of Service by E-Filing</i> (Attachments: # <u>1</u>)(Olsen, Bruce) |
| 01/05/2006 | <u>309</u> | LETTER from Plaintiffs' Counsel (Murphy, Monica) |
| 01/05/2006 | <u>310</u> | LETTER from MPS Defendants <i>Re: Phase II Trial Proposal</i> (Olson, Adrienne) |
| 01/11/2006 | <u>311</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Scheduling Conference held on 1/11/2006; plaintiff witness list to be filed no later than 3/03/06; defendant witness list to be filed no later than 3/10/06; joint supplemental exhibit list to be filed no later than 4/03/06; final pretrial conference set for 10:00am on 4/03/06; court trial scheduled for 4/10/06 at 9:00am; estimated length of trial is 3 weeks(Court Reporter Cindy Bohman) (vkb) (Entered: 01/12/2006) |
| 01/12/2006 | <u>312</u> | PHASE II SCHEDULING ORDER: by Judge Aaron E Goodstein; see hearing minutes (cc: all counsel)(vkb) (Entered: 01/13/2006) |
| 03/03/2006 | <u>314</u> | Witness List by all plaintiffs. (Murphy, Monica) |
| 03/03/2006 | <u>315</u> | CERTIFICATE OF SERVICE Witness List by all plaintiffs. (Murphy, Monica) Modified to fix event on 3/6/2006 (kah,). |
| 03/06/2006 | <u>316</u> | Docket Annotation to Atty Murphy re: doc. 314 & 315. (kah,) |
| 03/10/2006 | <u>317</u> | LETTER from Bruce Olsen (Attachments: # <u>1</u>)(Olsen, Bruce) |
| 03/10/2006 | <u>318</u> | Witness List by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 03/10/2006 | <u>319</u> | TRANSCRIPT of Status Conference held on 1/11/06 before Judge Goodstein; Court Reporter: Cynthia Bohman; in PAPER format only (vkb) Modified on 5/9/2012 (blr). (blr). |
| 03/10/2006 | <u>320</u> | 7.4 MOTION for Order <i>Limiting Plaintiffs' Witness List and Requiring Plaintiffs' to Schedule Testimony</i> by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 03/10/2006 | <u>321</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>7.4 Motion for Order Limiting Plaintiffs' Witness List and Requiring Plaintiffs to Schedule Testimony</i> (Olson, Adrienne) |
| 03/10/2006 | <u>322</u> | Witness List by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 03/10/2006 | <u>323</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>MPS' Witness List</i> (Olson, Adrienne) |

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| 03/15/2006 | <u>324</u> | BRIEF in Opposition re <u>320</u> 7.4 MOTION for Order <i>Limiting Plaintiffs' Witness List and Requiring Plaintiffs' to Schedule Testimony</i> filed by all plaintiffs. (Murphy, Monica) |
| 03/15/2006 | <u>325</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 03/16/2006 | <u>326</u> | ORDER re <u>320</u> 7.4 MOTION for Order signed by Judge Aaron E Goodstein on 3/16/2006. IT IS ORDERED that all parties supplement their witness list as described herein no later than 3/23/2006. (cc: all counsel)(Goodstein, A.) |
| 03/23/2006 | <u>327</u> | Witness List by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 03/23/2006 | <u>328</u> | LETTER from Bruce Olsen, AAG (Olsen, Bruce) |
| 03/23/2006 | <u>329</u> | LETTER from Bruce Olsen, AAG (Olsen, Bruce) |
| 03/23/2006 | <u>330</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 03/23/2006 | <u>331</u> | Witness List by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 03/23/2006 | <u>332</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>Amended Witness List</i> (Olson, Adrienne) |
| 03/23/2006 | <u>333</u> | Witness List by all plaintiffs. (Murphy, Monica) |
| 03/23/2006 | <u>334</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 03/24/2006 | <u>335</u> | LETTER from Michael Aldana to <i>Honorable Aaron E. Goodstein</i> (Aldana, Michael) |
| 03/27/2006 | <u>336</u> | COVER LETTER for Amended Witness List by all plaintiffs. (Attachments: # <u>1</u> cover letter)(Murphy, Monica) Modified on 3/28/2006 (vkb) |
| 03/27/2006 | <u>337</u> | Witness List by all plaintiffs. (Murphy, Monica) |
| 03/28/2006 | <u>338</u> | ORDER signed by Judge Aaron E Goodstein on 3/28/2006 GRANTING in part and DENYING in part <u>320</u> Motion for Order. To the extent that MPS seeks to limit the number of witnesses that plaintiffs may call and hourly witness schedule, the motion is DENIED. (cc: all counsel) (Goodstein, A.) |
| 03/29/2006 | <u>339</u> | First MOTION in Limine to <i>Exclude Evidence on Individual Students' Circumstances Outside of the Certified Class</i> by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 03/29/2006 | <u>340</u> | BRIEF in Support re <u>339</u> First MOTION in Limine to <i>Exclude Evidence on Individual Students' Circumstances Outside of the Certified Class</i> filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Attachments: # <u>1</u> Affidavit of Adrienne J. Olson# <u>2</u> Exhibit A–E# <u>3</u> Exhibit F–H# <u>4</u> Exhibit I–K)(Olson, Adrienne) |
| 03/29/2006 | <u>341</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>Motion in Limine, Brief in Support, Affidavit of Adrienne Olson and Exhibits A–K</i> (Olson, Adrienne) |
| 04/03/2006 | <u>342</u> | <i>Jointly Filed Phase II</i> Exhibit List by all parties. (Olson, Adrienne) |
| 04/03/2006 | <u>343</u> | LETTER from Adrienne Olson <i>Regarding Joint Exhibit List</i> (Olson, Adrienne) |
| 04/03/2006 | <u>344</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Final Pretrial Conference held on 4/3/2006; see final pretrial order(Court Reporter John Schindhelm) (vkb) (Entered: 04/04/2006) |
| 04/04/2006 | <u>345</u> | PRETRIAL ORDER – TRIAL TO THE COURT, PHASE II signed by Judge Aaron E Goodstein on 4/4/06 granting <u>339</u> Motion in Limine. (cc: all counsel) |
| 04/05/2006 | <u>346</u> | INCORRECT DOCUMENT ATTACHED LETTER from Monica Murphy, Attorney for Plaintiffs (Murphy, Monica) Modified on 4/5/2006 (vkb) |

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| 04/05/2006 | <u>347</u> | LETTER from Monica Murphy, Attorney for Plaintiffs (vkb) |
| 04/10/2006 | <u>348</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Court Trial begun on 4/10/2006 and concluded on 4/26/06(Court Reporter John Schindhelm) (vkb) (Entered: 04/27/2006) |
| 04/10/2006 | <u>349</u> | Trial Exhibit List (vkb) (Entered: 04/27/2006) |
| 04/26/2006 | | Minute Entry for proceedings held before Judge Aaron E Goodstein : Court Trial completed on 4/26/2006 (Court Reporter John Schindhelm) (vkb) (Entered: 04/27/2006) |
| 05/04/2006 | <u>350</u> | Volume 12 of TRANSCRIPT of Court Trial held on 4/14/06 before Judge Goodstein Court Reporter: Kathy Malsom (vkb) (blr). |
| 05/31/2006 | <u>351</u> | BRIEF <i>Post Trial Brief on Issue of Liability</i> filed by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 05/31/2006 | <u>352</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Attachments: # <u>1</u>)(Olsen, Bruce) |
| 05/31/2006 | <u>353</u> | BRIEF (<i>Post Trial</i>) filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 05/31/2006 | <u>354</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>Post Trial Brief</i> (Olson, Adrienne) |
| 05/31/2006 | <u>355</u> | BRIEF filed by all plaintiffs. (Murphy, Monica) |
| 05/31/2006 | <u>356</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 05/31/2006 | <u>357</u> | LETTER from plaintiffs counsel (Murphy, Monica) |
| 06/01/2006 | <u>358</u> | Docket Annotation; email sent to Attys. Olson and Parsons re: all documents should be efiled by the attorney who signed them (vkb) |
| 06/14/2006 | <u>359</u> | REPLY <i>Post Trial Brief</i> filed by all plaintiffs. (Spitzer–Resnick, Jeffrey) |
| 06/14/2006 | <u>360</u> | LETTER from Jeffrey Spitzer–Resnick (Spitzer–Resnick, Jeffrey) |
| 06/14/2006 | <u>361</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 06/14/2006 | <u>362</u> | REPLY <i>Post–Trial Reply Brief on Issue of Liability</i> filed by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 06/14/2006 | <u>363</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 06/14/2006 | <u>364</u> | LETTER from Bruce Olsen (Olsen, Bruce) |
| 06/14/2006 | <u>365</u> | REPLY [<i>Post–Trial</i>] filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Olson, Adrienne) |
| 06/14/2006 | <u>366</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools of <i>Post–Trial Reply Brief</i> (Olson, Adrienne) |
| 06/16/2006 | <u>367</u> | MASTER INDEX for Phase I Court Trial 10/18/05 – 11/20/05 (Volumes 1–6) and Phase II Court Trial 4/10/06 – 4/26/06 (Volumes 7–20) (vkb) (blr). |
| 06/16/2006 | <u>368</u> | TRANSCRIPT, Volume 1, of Court Trial held on 10/18/05 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>369</u> | TRANSCRIPT of Court Trial, Volume 2, held on 10/19/05 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>370</u> | TRANSCRIPT of Court Trial, Volume 3, held on 10/20/05 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>371</u> | TRANSCRIPT of Court Trial, Volume 4, held on 10/31/05 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |

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| 06/16/2006 | <u>372</u> | TRANSCRIPT of Court Trial, Volume 5, held on 11/01/05 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>373</u> | TRANSCRIPT of Court Trial, Volume 6, held on 11/02/05 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>374</u> | TRANSCRIPT of Court Trial, Volume 7, held on 4/10/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>375</u> | TRANSCRIPT of Court Trial, Volume 8, held on 4/11/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>376</u> | TRANSCRIPT of Court Trial, Volume 9, held on 4/12/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>377</u> | TRANSCRIPT of Court Trial, Volume 10, held on 4/13/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>378</u> | TRANSCRIPT of Court Trial, Volume 11, held on 4/14/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>379</u> | TRANSCRIPT of Court Trial, Volume 13, held on 4/17/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>380</u> | TRANSCRIPT of Court Trial, Volume 14, held on 4/18/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>381</u> | TRANSCRIPT of Court Trial, Volume 15, held on 4/19/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>382</u> | TRANSCRIPT of Court Trial, Volume 16, held on 4/20/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>383</u> | TRANSCRIPT of Court Trial, Volume 17, held on 4/21/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>384</u> | TRANSCRIPT of Court Trial, Volume 18, held on 4/24/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>385</u> | TRANSCRIPT of Court Trial, Volume 19, held on 4/25/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 06/16/2006 | <u>386</u> | TRANSCRIPT of Court Trial, Volume 20, held on 4/26/06 before Judge Goodstein; Court Reporter: John Schindhelm (vkb) (blr). |
| 10/17/2006 | <u>387</u> | LETTER from Jeffrey Spitzer–Resnick. (Spitzer–Resnick, Jeffrey) |
| 06/06/2007 | <u>388</u> | LETTER from Plaintiffs' counsel, Jeffrey Spitzer–Resnick. (Spitzer–Resnick, Jeffrey) |
| 09/11/2007 | <u>389</u> | DECISION AND ORDER signed by Judge Aaron E Goodstein on 9/11/2007. Status Conference set for 9/27/2007 at 10:00 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein. (cc: all counsel)(Goodstein, A.) |
| 09/27/2007 | <u>390</u> | SCHEDULING ORDER: by Judge Aaron E Goodstein; plaintiffs shall submit their petition and supporting affidavits for attorney fees no later than 10/12/07; defendants' response shall be filed no later than 10/26/07; any reply shall be filed no later than 11/09/07; in–court conference set for 12/6/2007 at 9:30 AM in Courtroom 254; the court stays further discovery until the 12/6/2007 hearing; Court Trial set for 11/3/2008 at 9:00 AM in Courtroom 254; estimated length of trial is 2 weeks (cc: all counsel)(vkb) (Entered: 09/28/2007) |
| 09/27/2007 | | Set Hearings: Court Trial set for 11/3/2008 09:00 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein (vkb) (Entered: 09/28/2007) |
| 09/27/2007 | <u>391</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Status Conference held on 9/27/2007; see Scheduling Order (Tape #10:02:30 – 10:26:51) (vkb) (Entered: 09/28/2007) |
| 10/12/2007 | <u>392</u> | MOTION for Attorney Fees by all plaintiffs. (Spitzer–Resnick, Jeffrey) |

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| 10/12/2007 | <u>393</u> | <i>Thirteenth</i> AFFIDAVIT of Jeffrey Spitzer–Resnick. (Attachments: # <u>1</u> Exhibit A)(Spitzer–Resnick, Jeffrey) |
| 10/12/2007 | <u>394</u> | AFFIDAVIT of Lynn Novotnak. (Spitzer–Resnick, Jeffrey) |
| 10/12/2007 | <u>395</u> | AFFIDAVIT of Leslie Seid Margolis. (Spitzer–Resnick, Jeffrey) |
| 10/12/2007 | <u>396</u> | CERTIFICATE OF SERVICE by pltf's in letter format LETTER from Jeffrey Spitzer–Resnick . (Spitzer–Resnick, Jeffrey) Modified event on 10/15/2007 (kah). |
| 10/12/2007 | <u>397</u> | AFFIDAVIT of Monica Murphy. (Murphy, Monica) |
| 10/15/2007 | <u>398</u> | Docket Annotation to Atty Spitzer–Resnick re: doc. 396. (kah) |
| 10/26/2007 | <u>399</u> | MOTION for Leave to File Excess Pages by Department of Public Instruction, Milwaukee Board of School Directors, Milwaukee Public Schools. (Appleby, Jane) |
| 10/26/2007 | <u>400</u> | RESPONSE filed by Department of Public Instruction, Milwaukee Board of School Directors, Milwaukee Public Schools re <u>392</u> MOTION for Attorney Fees.. (Attachments: # <u>1</u> Affidavit of Jane Appleby# <u>2</u> Exhibit A (Part 1 of 2)# <u>3</u> Exhibit A (Part 2 of 2)# <u>4</u> Errata B# <u>5</u> Exhibit C# <u>6</u> Exhibit D# <u>7</u> Exhibit E# <u>8</u> Exhibit F# <u>9</u> Exhibit G# <u>10</u> Exhibit H# <u>11</u> Exhibit I# <u>12</u> Exhibit J (Part 1 of 2)# <u>13</u> Exhibit J (Part 2 of 2))(Appleby, Jane) |
| 10/26/2007 | <u>401</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Milwaukee Board of School Directors, Milwaukee Public Schools (Appleby, Jane) |
| 10/29/2007 | <u>402</u> | Docket Annotation; email sent to Atty. Appleby re: affidavits should be filed separately from briefs (vkb) |
| 10/30/2007 | <u>403</u> | LETTER from Bruce Olsen. (Olsen, Bruce) |
| 10/30/2007 | <u>404</u> | BRIEF in Support filed by Department of Public Instruction, Milwaukee Board of School Directors, Milwaukee Public Schools re <u>392</u> MOTION for Attorney Fees (<i>CORRECTED</i>). (Appleby, Jane) |
| 10/30/2007 | <u>405</u> | <i>SECOND</i> AFFIDAVIT of Jane Appleby <i>AS TO CORRECTED JOINT BRIEF AND EXHIBITS TENDERED IN SUPPORT OF DEFENDANTS' OBJECTIONS TO PLAINTIFFS' PETITION FOR ATTORNEYS FEES AND COSTS</i> . (Attachments: # <u>1</u> Exhibit F# <u>2</u> Exhibit H# <u>3</u> Exhibit K)(Appleby, Jane) |
| 10/30/2007 | <u>406</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Milwaukee Board of School Directors, Milwaukee Public Schools (Appleby, Jane) |
| 10/31/2007 | <u>407</u> | NOTICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools <i>of Withdrawal of Atty. A. Olson</i> (Olson, Adrienne) |
| 11/14/2007 | <u>408</u> | REPLY BRIEF in Support filed by all plaintiffs re <u>392</u> MOTION for Attorney Fees. (Murphy, Monica) |
| 11/14/2007 | <u>409</u> | <i>Second Fee Petition</i> AFFIDAVIT of Monica M. Murphy. (Murphy, Monica) |
| 11/14/2007 | <u>410</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 11/14/2007 | <u>411</u> | <i>Fourteenth</i> AFFIDAVIT of Jeffrey Spitzer–Resnick. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Spitzer–Resnick, Jeffrey) |
| 11/14/2007 | <u>412</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 11/28/2007 | <u>413</u> | MOTION to Clarify <i>of September 11, 2007, Decision and Order</i> by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 11/28/2007 | <u>414</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 12/06/2007 | <u>416</u> | Minute Entry for proceedings held before Judge Aaron E Goodstein : Scheduling Conference held on 12/6/2007; see Scheduling Order (Tape #9:38:46 – 10:31:20) (vkb) (Entered: 12/10/2007) |
| 12/07/2007 | <u>415</u> | PHASE III SCHEDULING ORDER signed by Judge Aaron E Goodstein on 12/7/2007. See Order for all deadlines. Telephone Conference set for 4/10/2008 at |

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| | | 8:30 AM.; Final Pretrial Conference set for 10/20/2008 at 9:30 AM in Courtroom 254; Court Trial set for 11/3/2008 at 9:00 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein. (cc: all counsel)(Goodstein, A.) |
| 12/12/2007 | <u>417</u> | NOTICE of Appearance by Autumn M Kruse on behalf of Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. Attorney(s) appearing: Autumn M. Kruse (Kruse, Autumn) |
| 12/12/2007 | <u>418</u> | REPLY to <u>408</u> filed by Department of Public Instruction, Elizabeth Burmaster, Milwaukee Board of School Directors, Milwaukee Public Schools of a <i>Joint Sur-Reply Brief in Support of Objections to Plaintiffs' Petition for Attorneys' Fees and Costs</i> . (Olsen, Bruce) Corrected PDF added on 12/12/2007 (vkb) |
| 12/12/2007 | <u>419</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster, Milwaukee Board of School Directors, Milwaukee Public Schools (Olsen, Bruce) |
| 12/12/2007 | <u>420</u> | ORDER signed by Judge Aaron E Goodstein on 12/12/2007 DENYING <u>413</u> Motion to clarify. (cc: all counsel) (Goodstein, A.) |
| 12/12/2007 | <u>421</u> | <i>THIRD AFFIDAVIT of Jane E. Appleby AS TO JOINT SUR-REPLY BRIEF AND EXHIBITS TENDERED IN SUPPORT OF DEFENDANTS' OBJECTIONS TO PLAINTIFFS' PETITION FOR ATTORNEYS' FEES AND COSTS (Joint Sur-Reply Brief filed by Bruce Olsen)</i> . (Attachments: # <u>1</u> Exhibit L# <u>2</u> Exhibit M# <u>3</u> Exhibit N# <u>4</u> Exhibit O)(Appleby, Jane) |
| 12/12/2007 | <u>422</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster, Milwaukee Board of School Directors, Milwaukee Public Schools (Appleby, Jane) |
| 02/28/2008 | | NOTICE RESCHEDULING HEARING TIME: (cc: all counsel) Due to a conflict in the court's calendar, the Telephone Conference set for 4/10/2008 is rescheduled to 9:00 AM before Magistrate Judge Aaron E Goodstein. The court will initiate the call.(Quinn, C., Deputy Clerk) |
| 03/03/2008 | <u>423</u> | Witness List by Jamie S, Biagio R, Bryan E, Melanie V. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Spitzer-Resnick, Jeffrey) |
| 03/03/2008 | <u>424</u> | CERTIFICATE OF SERVICE by Jamie S, Biagio R, Bryan E, Melanie V (Spitzer-Resnick, Jeffrey) |
| 03/03/2008 | <u>425</u> | NOTICE of Appearance by Katie A Featherston on behalf of Milwaukee Board of School Directors, Milwaukee Public Schools. Attorney(s) appearing: Katie A. Featherston (Featherston, Katie) |
| 03/03/2008 | <u>426</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, Milwaukee Public Schools of <i>Notice of Appearance</i> (Featherston, Katie) |
| 04/03/2008 | <u>427</u> | Witness List by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 04/03/2008 | <u>428</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 04/03/2008 | <u>429</u> | Witness List by all defendants Milwaukee Board of School Directors, Milwaukee Public Schools and William Andreopolous (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Aldana, Michael) Modified on 4/4/2008, correcting filer (vkb) |
| 04/03/2008 | <u>430</u> | CERTIFICATE OF SERVICE by all defendants (Aldana, Michael) |
| 04/07/2008 | <u>431</u> | MOTION Joint Motion by Plaintiffs and State Defendants to Approve Settlement Agreement by all plaintiffs. (Attachments: # <u>1</u> Exhibit A)(Spitzer-Resnick, Jeffrey) |
| 04/07/2008 | <u>432</u> | BRIEF in Support filed by all plaintiffs re <u>431</u> MOTION Joint Motion by Plaintiffs and State Defendants to Approve Settlement Agreement <i>Joint Brief of Plaintiffs and State Defendants in Support of Motion to Approve Settlement Agreement</i> . (Spitzer-Resnick, Jeffrey) |

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| 04/07/2008 | <u>433</u> | 15th AFFIDAVIT of Jeffrey Spitzer–Resnick. (Attachments: # <u>1</u> Exhibit A)(Spitzer–Resnick, Jeffrey) |
| 04/07/2008 | <u>434</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 04/07/2008 | <u>435</u> | AFFIDAVIT of Bruce A. Olsen. (Olsen, Bruce) |
| 04/07/2008 | <u>436</u> | Corrected AFFIDAVIT of Bruce A. Olsen. (Olsen, Bruce) |
| 04/08/2008 | <u>437</u> | NOTICE RESCHEDULING Hearing: (cc: all counsel) In Court Status Conference set for 4/17/2008 at 2:00 PM in Courtroom 254 before Magistrate Judge Aaron E Goodstein. See Notice. (Quinn, C., Deputy Clerk) |
| 04/15/2008 | <u>438</u> | MOTION to Compel <i>Directed Towards MPS Defendants</i> by all plaintiffs. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Spitzer–Resnick, Jeffrey) |
| 04/15/2008 | <u>439</u> | Sixteenth AFFIDAVIT of Jeffrey Spitzer–Resnick. (Attachments: # <u>1</u> Exhibit A)(Spitzer–Resnick, Jeffrey) |
| 04/15/2008 | <u>440</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 04/17/2008 | <u>441</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Status Conference held on 4/17/2008; plaintiffs shall provide the court and defendants with a copy of the curriculum vitae for Allen Coulter by 4/24/08; by 4/25/08 the plaintiffs and MPS are to provide the court with a stipulation regarding the scheduling of discovery of expert witnesses for Phase III, if there is no agreement to the schedule, separate proposals are to be submitted; MPS shall file their objections to the settlement agreement by 5/01/08; plaintiffs and DPI shall file any reply by 5/15/08 (Tape #2:02:44 – 2:55:45) (vkb) (Entered: 04/18/2008) |
| 04/18/2008 | <u>442</u> | SCHEDULING ORDER by Magistrate Judge Aaron E Goodstein; see hearing minutes (cc: all counsel)(vkb) |
| 04/24/2008 | <u>443</u> | LETTER from Jeffrey Spitzer–Resnick. (Spitzer–Resnick, Jeffrey) |
| 04/24/2008 | <u>444</u> | ORIGINAL DOCUMENT <i>Curriculum Vitae of Alan Coulter</i> (Spitzer–Resnick, Jeffrey) |
| 04/24/2008 | <u>445</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 04/25/2008 | <u>446</u> | STIPULATION <i>Joint Stipulation Regarding Submission of Expert Reports</i> by all plaintiffs. (Spitzer–Resnick, Jeffrey) |
| 04/25/2008 | <u>447</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 04/29/2008 | <u>448</u> | SETTLEMENT AGREEMENT <i>Memorandum of Understanding Between Plaintiffs and State Defendants</i> by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) |
| 04/29/2008 | <u>449</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 05/01/2008 | <u>450</u> | NOTICE by all plaintiffs of <i>Withdrawal of Plaintiffs' Motion to Compel Directed Towards MPS Defendants</i> (Spitzer–Resnick, Jeffrey) |
| 05/01/2008 | <u>451</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 05/01/2008 | <u>452</u> | BRIEF in Opposition filed by Milwaukee Public Schools re <u>431</u> MOTION Joint Motion by Plaintiffs and State Defendants to Approve Settlement Agreement. (Aldana, Michael) |
| 05/01/2008 | <u>453</u> | AFFIDAVIT of Patricia Yahle. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit I2, # <u>11</u> Exhibit J, # <u>12</u> Exhibit K, # <u>13</u> Exhibit L)(Aldana, Michael) |
| 05/01/2008 | <u>454</u> | Second AFFIDAVIT of Gary Ruesch. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Aldana, Michael) |

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| 05/01/2008 | <u>455</u> | CERTIFICATE OF SERVICE by Milwaukee Public Schools (Aldana, Michael) |
| 05/15/2008 | <u>456</u> | REPLY BRIEF in Support filed by all plaintiffs re <u>431</u> MOTION Joint Motion by Plaintiffs and State Defendants to Approve Settlement Agreement. (Spitzer-Resnick, Jeffrey) |
| 05/15/2008 | <u>457</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 05/15/2008 | <u>458</u> | EXHIBITS TO <u>460</u> AFFIDAVIT of Monica M. Murphy. (Attachments: # <u>1</u> Exhibit C. deposition exhibits, # <u>2</u> Exhibit interrogatory and document response, # <u>3</u> Exhibit Interrogatory 7 and 9, # <u>4</u> Exhibit Interrogatory 18, # <u>5</u> Exhibit parent center complaints, # <u>6</u> Exhibit Journal article, # <u>7</u> Exhibit Yahle deposition, # <u>8</u> Errata deposition ex. 1-5)(Murphy, Monica) Modified on 5/16/2008 (vkb) |
| 05/15/2008 | <u>459</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 05/15/2008 | <u>460</u> | AFFIDAVIT of Monica M. Murphy. (Murphy, Monica) |
| 05/15/2008 | <u>461</u> | AFFIDAVIT of Janice Duff. (Attachments: # <u>1</u> Affidavit)(Olsen, Bruce) |
| 05/15/2008 | <u>462</u> | AFFIDAVIT of Elliot V. Weiman. (Attachments: # <u>1</u> Affidavit)(Olsen, Bruce) |
| 05/15/2008 | <u>463</u> | AFFIDAVIT of Stephanie J. Petska. (Attachments: # <u>1</u> Affidavit)(Olsen, Bruce) |
| 05/15/2008 | <u>464</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 05/21/2008 | <u>465</u> | 7.4 MOTION to Strike <i>the Settling Parties Joint Brief or for Leave to File a Surreponse</i> by Milwaukee Board of School Directors. (Kruse, Autumn) |
| 05/21/2008 | <u>466</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 05/22/2008 | <u>467</u> | ORDER signed by Magistrate Judge Aaron E Goodstein on 5/22/2008: IT IS THEREFORE ORDERED that MPS' motion to strike is denied. (Docket No. 465.) MPS' motion to file a sur-reply is granted. (Docket No. 465.) MPS shall file its sur-reply no later than May 27, 2008. (cc: all counsel) (Goodstein, A.) |
| 05/27/2008 | <u>468</u> | BRIEF in Opposition filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools re <u>431</u> MOTION Joint Motion by Plaintiffs and State Defendants to Approve Settlement Agreement (<i>Surreponse</i>). (Kruse, Autumn) |
| 05/27/2008 | <u>469</u> | AFFIDAVIT of Richard E. Brigham. (Kruse, Autumn) |
| 05/27/2008 | <u>470</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools (Kruse, Autumn) |
| 06/06/2008 | <u>471</u> | ORDER GRANTING PRELIMINARY APPROVAL OF PROPOSED CLASS SETTLEMENT signed by Magistrate Judge Aaron E Goodstein on 6/6/2008. Telephone Conference set for 6/20/2008 at 10:00 AM before Magistrate Judge Aaron E Goodstein. (cc: all counsel)(Goodstein, A.) |
| 06/18/2008 | <u>472</u> | CERTIFICATE OF SERVICE by Milwaukee Public Schools (Kruse, Autumn) |
| 06/18/2008 | <u>473</u> | Expedite MOTION for Order <i>Motion to Order Plaintiffs to Submit to Rule 35 Examinations</i> by Milwaukee Public Schools. (Kruse, Autumn) |
| 06/18/2008 | <u>474</u> | AFFIDAVIT of Michael Aldana. (Kruse, Autumn) |
| 06/18/2008 | <u>475</u> | ATTACHMENTS <i>Exhibit A</i> by Milwaukee Public Schools re <u>474</u> Affidavit. (Kruse, Autumn) |
| 06/18/2008 | <u>476</u> | ATTACHMENTS <i>Exhibit B</i> by Milwaukee Public Schools re <u>474</u> Affidavit. (Kruse, Autumn) |
| 06/18/2008 | <u>477</u> | ATTACHMENTS <i>Exhibit C</i> by Milwaukee Public Schools re <u>474</u> Affidavit. (Kruse, Autumn) |
| 06/18/2008 | <u>478</u> | PROPOSED Proposed Order Granting MPS Defendants' Motion for Rule 35 Mental Examination filed by Milwaukee Public Schools. (Kruse, Autumn) |

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| 06/18/2008 | | NOTICE of Hearing: (cc: all counsel) Telephone Conference set for 6/30/2008 at 4:00 PM before Magistrate Judge Aaron E Goodstein on Defendants' 7.4 Motion for order[Docket 473]. Plaintiffs shall file written response in accordance with Civil L.R. 7.4.(Quinn, C., Deputy Clerk) |
| 06/19/2008 | <u>479</u> | Docket Annotation to Atty Kruse re: doc. 478. (kah) |
| 06/20/2008 | <u>480</u> | RESPONSE to Motion filed by Department of Public Instruction, Elizabeth Burmaster re <u>473</u> Expedite MOTION for Order <i>Motion to Order Plaintiffs to Submit to Rule 35 Examinations Letter Form.</i> (Olsen, Bruce) |
| 06/20/2008 | <u>481</u> | PROPOSED Proposed Legal Notice of Pendency of Class Action Settlement Hearing filed by all plaintiffs. (Spitzer-Resnick, Jeffrey) |
| 06/20/2008 | <u>482</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 06/20/2008 | <u>483</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Telephone Conference held on 6/20/2008; class notification discussed; see Order (Tape #10:09:00 – 11:05:53) (vkb) (Entered: 06/23/2008) |
| 06/23/2008 | <u>484</u> | ORDER REGARDING CLASS NOTIFICATION signed by Magistrate Judge Aaron E Goodstein; IT IS ORDERED that plaintiffs shall file a proposed class notification no later than 6/24/08; the notice shall be published no later than 7/07/08; objections to the proposed class settlement shall be filed no later than 7/21/08; (Fairness Hearing set for 7/28/2008 at 10:00 AM in Courtroom 254; the settling parties shall assume the cost of the publication (cc: all counsel)(vkb) |
| 06/24/2008 | <u>485</u> | LETTER re: PROPOSED Stipulation to Proposed Notice of Pendency of Class Action Settlement Hearing filed by Department of Public Instruction, Elizabeth Burmaster. (Olsen, Bruce) Modified on 6/25/2008 (vkb) |
| 06/25/2008 | <u>486</u> | ORDER by Magistrate Judge Aaron E Goodstein that the parties shall have three days from the date of this order in which to object to the court's proposed changes; at the end of the objection period the court shall resolve any objections and promptly issue an order granting preliminary approval of the proposed class notice (Attachments: # <u>1</u> Draft Proposed Notice of Pendency of Class Action Settlement Hearing) (cc: all counsel)(vkb) |
| 06/25/2008 | <u>487</u> | BRIEF in Opposition filed by all plaintiffs re <u>473</u> Expedite MOTION for Order <i>Motion to Order Plaintiffs to Submit to Rule 35 Examinations.</i> (Attachments: # <u>1</u> Affidavit Monica Murphy, # <u>2</u> Exhibit email exchange, # <u>3</u> Certificate of Service)(Murphy, Monica) |
| 06/26/2008 | <u>488</u> | Docket Annotation; email sent to Atty. Murphy re: affidavits in support should be filed as separate entries, not as attachments (vkb) |
| 06/30/2008 | <u>489</u> | TRANSCRIPT of Deposition of Kenneth Holt held on 7/10/02; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>490</u> | TRANSCRIPT of Deposition of Georgette Rodriguez held on 7/29/04; PAPER format only (vkb) (Additional attachment(s) added on 4/24/2012: # <u>1</u> Exhibit 130, # <u>2</u> Exhibit 131, # <u>3</u> Exhibit 132) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>491</u> | TRANSCRIPT of Deposition of Donna Hart-Tervalon held on 7/30/04; PAPER format (vkb) (Additional attachment(s) added on 4/24/2012: # <u>1</u> Exhibit 133, # <u>2</u> Exhibit 134) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>492</u> | TRANSCRIPT of Deposition of Stephanie Petska held on 8/02/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>493</u> | TRANSCRIPT of Deposition of Donna Maras held on 8/03/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>494</u> | TRANSCRIPT of Deposition of Ada Rivera held on 8/06/04; PAPER format (vkb) (Additional attachment(s) added on 4/24/2012: # <u>1</u> Exhibit 136, # <u>2</u> Exhibit 137) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>495</u> | TRANSCRIPT of Deposition of Patricia Yahle held on 8/31/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |

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| 06/30/2008 | <u>496</u> | TRANSCRIPT of Deposition of Yovira Moroney held on 9/01/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>497</u> | TRANSCRIPT of Deposition of Debra Jacob held on 9/01/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>498</u> | TRANSCRIPT of Deposition of Brigid Boyle held on 9/03/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>499</u> | TRANSCRIPT of Deposition of Monica Lopez held on 9/03/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>500</u> | TRANSCRIPT of Deposition of Janice Duff held on 9/09/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>501</u> | TRANSCRIPT of Deposition of Elliot Weiman held on 9/10/04; PAPER format (vkb) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>502</u> | TRANSCRIPT of Deposition of Paul Pelzek held on 9/23/04; PAPER format (vkb) (Additional attachment(s) added on 4/24/2012: # <u>1</u> Exhibit 146, # <u>2</u> Exhibit 147, # <u>3</u> Exhibit 148, # <u>4</u> Exhibit 149, # <u>5</u> Exhibit 150, # <u>6</u> Exhibit 151, # <u>7</u> Exhibit 152, # <u>8</u> Exhibit 153) (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>503</u> | TRANSCRIPT of Deposition of Judith A. Schrag held on 2/08/05; PAPER format (vkb) (blr). Modified on 11/13/2013 (blr). (Entered: 07/01/2008) |
| 06/30/2008 | <u>504</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Telephone Conference held on 6/30/2008; court sets telephone conference for 7/07/08 at 11:00am to determine schedule for conducting Rule 35 examinations (Tape #4:06:14 – 5:06:02) (vkb) (Entered: 07/01/2008) |
| 07/01/2008 | <u>505</u> | ORDER APPROVING CLASS NOTICE OF SETTLEMENT by Magistrate Judge Aaron E Goodstein; the court hereby APPROVES the attached class notice of settlement; a hearing shall be held in Courtroom 254, United States Courthouse, 517 E Wisconsin Ave, Milwaukee, WI at 10:00am on 7/28/08, to consider whether the settlement should be given final approval of the court; the plaintiffs are directed to have the notice published in the Milwaukee Journal/Sentinel newspaper one day during the week of 7/07/08 (Attachments: # <u>1</u> Notice of Class Action Settlement Hearing) (cc: all counsel)(vkb) |
| 07/03/2008 | <u>506</u> | ORDER by Magistrate Judge Aaron E Goodstein; Telephone Conference set for 7/7/2008 at 11:00 AM to establish procedures and a schedule for conducting Rule 35 examinations; if the parties agree on procedures and a schedule prior to the hearing it should be filed with the court and the hearing will not be held (cc: all counsel)(vkb) |
| 07/07/2008 | <u>507</u> | ORDER SETTING SCHEDULE FOR RULE 35 EXAMINATIONS signed by Magistrate Judge Aaron E Goodstein on 7/7/2008. (cc: all counsel)(Goodstein, A.) |
| 07/07/2008 | | Set Hearings: Oral Argument Hearing set for 8/28/2008 at 9:30 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein. (cq) |
| 07/07/2008 | <u>508</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Telephone Conference held on 7/7/2008 (Tape #11:03:47 – 11:30:10) (vkb) (Entered: 07/08/2008) |
| 07/28/2008 | <u>509</u> | ORDER GRANTING APPROVAL OF CLASS SETTLEMENT signed by Magistrate Judge Aaron E Goodstein on 7/28/2008. Defendants Wisconsin Department of Public Instruction and State Superintendent of Public Instruction Elizabeth Burmaster are hereby dismissed from this action. (cc: all counsel)(Goodstein, A.) |
| 07/28/2008 | <u>510</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Fairness Hearing held on 7/28/2008; no objections received; MPS objections stand; DPI is dismissed as a party to the action (Tape #10:05:31 – 10:15:57) (vkb) |
| 08/15/2008 | <u>511</u> | ORDER GRANTING IN PART PLAINTIFFS' MOTION FOR INTERIM ATTORNEYS' FEES signed by Magistrate Judge Aaron E Goodstein on 8/15/2008. IT IS THEREFORE ORDERED that the plaintiffs' motion for interim attorneys' fees, (Docket No. 392), is granted as modified. The plaintiffs' motion for interim costs is denied without prejudice. (cc: all counsel) (Goodstein, A.) |

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| 08/15/2008 | <u>512</u> | LETTER from Monica Murphy <i>Attorney for Plaintiffs</i> . (Murphy, Monica) |
| 08/15/2008 | <u>513</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 08/20/2008 | | MARGIN ORDER signed by Magistrate Judge Aaron E Goodstein on 8/20/2008 re <u>512</u> Letter. In light of the foregoing, the court will conduct a Telephone Conference instead of an in-court hearing, on 8/28/2008 at 9:30 A.M., if there are matters that the parties need to address with the court. Counsel are encouraged to submit a joint list of matters to be discussed, but if not possible, separate submissions should be made. List of topics is due no later than 8/26/2008. (cc: all counsel)(Goodstein, A.) |
| 08/27/2008 | <u>514</u> | LETTER from Monica Murphy <i>Attorney for Plaintiffs</i> . (Murphy, Monica) |
| 08/27/2008 | <u>515</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 08/28/2008 | <u>516</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Telephone status conference held on 8/28/2008; defendant to file expert reports by 9/19/08; discovery to be completed by 10/10/08; final pretrial report and motions in limine to be filed no later than 10/20/08; final pretrial conference reset for 10/28/08 at 10:00am; court trial reset to 11/06/08 at 9:00am (Tape #9:31:34 – 10:53:42) (vkb) (Entered: 08/29/2008) |
| 08/29/2008 | <u>517</u> | SCHEDULING ORDER signed by Magistrate Judge Aaron E Goodstein on 08/28/2008 is modified as follows: Defendants' Expert Witness Reports due by 9/19/2008 All discovery, including depositions of experts, due by 10/10/2008 Final Pretrial Report and any motions in limine shall be filed by 10/20/2008 Final Pretrial Conference reset for 10/28/2008 10:00 AM in Courtroom 254 before Magistrate Judge Aaron E Goodstein. Court Trial reset for 11/6/2008 09:00 AM before Magistrate Judge Aaron E Goodstein and will last approximately 6 days. No proceedings will be held on Veterans' Day, November 11, 2008. Evidence to be presented limited to the period of 2000 to, and not exceeding, June 30, 2005. (cc: all counsel)(dm) |
| 08/29/2008 | | Set Deadlines/Hearings: All Discovery due by 10/10/2008; Final/Joint Pretrial Report due by 10/20/2008; Final Pretrial Conference reset for 10/28/2008 at 10:00 AM before Magistrate Judge Aaron E Goodstein. Court Trial reset to begin on 11/6/2008 09:00 AM before Magistrate Judge Aaron E Goodstein. (kmf) (Entered: 09/02/2008) |
| 10/20/2008 | <u>518</u> | MOTION in Limine <i>for Phase III trial</i> by all plaintiffs. (Spitzer-Resnick, Jeffrey) |
| 10/20/2008 | <u>519</u> | BRIEF in Support filed by all plaintiffs re <u>518</u> MOTION in Limine <i>for Phase III trial</i> . (Spitzer-Resnick, Jeffrey) |
| 10/20/2008 | <u>520</u> | <i>Seventeenth</i> AFFIDAVIT of Jeffrey Spitzer-Resnick. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Spitzer-Resnick, Jeffrey) |
| 10/20/2008 | <u>521</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 10/20/2008 | <u>522</u> | First MOTION in Limine <i>and Brief to Exclude the Testimony and 2008 Expert Report of Diana Rogers-Adkinson</i> by Milwaukee Board of School Directors. (Kruse, Autumn) |
| 10/20/2008 | <u>523</u> | AFFIDAVIT of Autumn M. Kruse <i>in Support of Motion in Limine #1 to Exclude the Testimony and 2008 Expert Report of Diana-Rogers Adkinson</i> . (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D)(Kruse, Autumn) |
| 10/20/2008 | <u>524</u> | Second MOTION in Limine <i>and Brief to Exclude Evidence Related to Biagio R.</i> by Milwaukee Board of School Directors. (Kruse, Autumn) |
| 10/20/2008 | <u>525</u> | Third MOTION in Limine <i>and Brief to Exclude Evidence Related to Melanie V.</i> by Milwaukee Board of School Directors. (Kruse, Autumn) |
| 10/20/2008 | <u>526</u> | AFFIDAVIT of Patricia Yahle <i>in Support of MPS' Motions in Limine 2 and 3.</i> (Kruse, Autumn) |
| 10/20/2008 | <u>527</u> | Fourth MOTION in Limine <i>and Brief to Exclude Evidence Falling Outside of the Relevant Time Period</i> by Milwaukee Board of School Directors. (Kruse, Autumn) |
| 10/20/2008 | <u>528</u> | <i>MPS Defendants'</i> PRETRIAL REPORT by Milwaukee Board of School Directors. (Kruse, Autumn) |

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| 10/20/2008 | <u>529</u> | Proposed Findings of Fact by Milwaukee Public Schools (Kruse, Autumn) |
| 10/20/2008 | <u>530</u> | <i>Joint Phase III</i> Exhibit List by Milwaukee Board of School Directors. (Kruse, Autumn)(See <u>537</u> for Corrected Joint Phase III Exhibit List) Modified on 10/23/2008 (vkb) |
| 10/20/2008 | <u>531</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 10/20/2008 | <u>532</u> | Proposed Findings of Fact by all plaintiffs. (Murphy, Monica) |
| 10/20/2008 | <u>533</u> | Witness List by all plaintiffs. (Murphy, Monica) |
| 10/20/2008 | <u>534</u> | See <u>540</u> for Complete Trial Brief; TRIAL BRIEF <i>part 1</i> by all plaintiffs. (Murphy, Monica) Modified on 10/23/2008 (vkb) |
| 10/20/2008 | <u>535</u> | See <u>540</u> for Complete Trial Brief; TRIAL BRIEF <i>part 2</i> by all plaintiffs. (Murphy, Monica) Modified on 10/23/2008 (vkb). |
| 10/20/2008 | <u>536</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 10/22/2008 | <u>537</u> | <i>Corrected Joint Phase III</i> Exhibit List by Milwaukee Board of School Directors. (Kruse, Autumn) |
| 10/22/2008 | <u>538</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 10/22/2008 | <u>539</u> | Witness List by all plaintiffs. (Murphy, Monica) |
| 10/22/2008 | <u>540</u> | TRIAL BRIEF <i>reconfigured</i> by all plaintiffs. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G)(Murphy, Monica) |
| 10/22/2008 | <u>541</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 10/24/2008 | <u>542</u> | BRIEF in Opposition filed by all plaintiffs re <u>522</u> First MOTION in <i>Limine and Brief to Exclude the Testimony and 2008 Expert Report of Diana Rogers-Adkinson</i> . (Spitzer-Resnick, Jeffrey) |
| 10/24/2008 | <u>543</u> | <i>Eighteenth</i> AFFIDAVIT of Jeffrey Spitzer-Resnick. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Spitzer-Resnick, Jeffrey) |
| 10/24/2008 | <u>544</u> | BRIEF in Opposition filed by all plaintiffs re <u>525</u> Third MOTION in <i>Limine and Brief to Exclude Evidence Related to Melanie V.</i> (Spitzer-Resnick, Jeffrey) |
| 10/24/2008 | <u>545</u> | BRIEF in Opposition filed by all plaintiffs re <u>527</u> Fourth MOTION in <i>Limine and Brief to Exclude Evidence Falling Outside of the Relevant Time Period</i> . (Spitzer-Resnick, Jeffrey) |
| 10/24/2008 | <u>546</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 10/27/2008 | <u>547</u> | BRIEF in Opposition filed by all defendants re <u>518</u> MOTION in <i>Limine for Phase III trial (and Opposition to Plaintiffs' Motions in Limine Nos. 1-4)</i>. (Kruse, Autumn) Modified on 10/27/2008 (kmf) PER FILER - DOUCMENT DOCKETED IN ERROR. |
| 10/27/2008 | <u>548</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 10/27/2008 | <u>549</u> | BRIEF in Opposition filed by Milwaukee Board of School Directors re <u>518</u> MOTION in <i>Limine for Phase III trial (and Opposition to Plaintiffs' Motions in Limine Nos. 1-4)</i> . (Kruse, Autumn) |
| 10/27/2008 | <u>550</u> | RESPONSE to Motion filed by all plaintiffs re <u>524</u> Second MOTION in <i>Limine and Brief to Exclude Evidence Related to Biagio R.</i> (Murphy, Monica) |
| 10/27/2008 | <u>551</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 10/27/2008 | <u>552</u> | PROPOSED Proposed Remedy filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Featherston, Katie) |

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| 10/27/2008 | <u>553</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools (Featherston, Katie) |
| 10/28/2008 | <u>554</u> | LETTER from Bruce Olsen <i>DPI objects to a portion of MPS's proposed remedy.</i> (Olsen, Bruce) |
| 10/28/2008 | <u>555</u> | CERTIFICATE OF SERVICE by Department of Public Instruction (Olsen, Bruce) |
| 10/28/2008 | <u>556</u> | PHASE III FINAL PRETRIAL ORDER signed by Magistrate Judge Aaron E Goodstein on 10/28/2008. Based upon the parties' pretrial submissions and the argument and discussion at the conference, the court now enters the pretrial order that shall govern the proceeding in this case. See Order. (cc: all counsel) (Goodstein, A.) |
| 10/28/2008 | <u>557</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Final Pretrial Conference held on 10/28/2008; see order (Tape #10:02:46 – 11:52:36) (vkb) (Entered: 10/29/2008) |
| 11/03/2008 | <u>558</u> | BRIEF filed by all defendants <i>MPS Defendants' Phase III Trial Brief.</i> (Aldana, Michael) |
| 11/07/2008 | <u>559</u> | MOTION of Dismissed Defendants, Wisconsin DPI and Burmaster, for Declaratory Order that DPI Has No Legal Liability to Contribute to the Costs of Providing Compensatory Education and Services for MPS Students Whose IDEA Rights will be Determined at Trial Phase III by Department of Public Instruction, Elizabeth Burmaster. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G)(Olsen, Bruce) |
| 11/07/2008 | <u>560</u> | CERTIFICATE by Department of Public Instruction, Elizabeth Burmaster <i>of Counsel Pursuant to Civil Local Rule 7.1(a) Regarding Non-Filing of Brief in Support of Motion</i> (Olsen, Bruce) |
| 11/07/2008 | <u>561</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 11/07/2008 | <u>597</u> | Minute Entry for proceedings held before Magistrate Judge Aaron E Goodstein: Court Trial (PHASE III) completed on 11/14/2008 – SEE minutes for details. (Court Reporter John Schindhelm) (kah) (Entered: 05/07/2009) |
| 11/07/2008 | <u>599</u> | Exhibit List (Phase III Court trial)(vkb) (Entered: 06/09/2009) |
| 11/11/2008 | <u>562</u> | LETTER from Michael Aldana <i>in response to DPI's motion for a declaratory ruling.</i> (Aldana, Michael) |
| 11/11/2008 | <u>563</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools <i>to letter to the Honorable Aaron E. Goodstein</i> (Aldana, Michael) |
| 11/13/2008 | <u>564</u> | ORDER SUSPENDING BRIEFING signed by Magistrate Judge Aaron E Goodstein on 11/13/2008. The briefing on DPI's motion, (Docket No. 559), is hereby suspended until further order of the court. Following the conclusion of Phase III trial, the court shall establish a briefing schedule for all post-trial briefs. As part of this briefing, MPS shall respond to DPI's motion as part of its initial Phase III post-trial brief. DPI shall then be given an opportunity to reply. (cc: all counsel)(Goodstein, A.) |
| 11/13/2008 | <u>565</u> | NOTICE by Department of Public Instruction . <i>Bruce A. Olsen appearing on behalf of Subpoenaed Witness Stephanie Petska</i> (Attachments: # <u>1</u> Certificate of Service)(Olsen, Bruce) |
| 11/17/2008 | <u>566</u> | POST-PHASE III SCHEDULING ORDER signed by Magistrate Judge Aaron E Goodstein on 11/17/2008. On November 14, 2008, the court trial for Phase III of this class action case concluded. At the close of the trial, the court established a briefing schedule; Further, the court stated that it would include certain questions that the court would like the parties to address in their post-trial briefs. The court now issues the following order. (cc: all counsel)(Goodstein, A.) |
| 12/18/2008 | <u>567</u> | TRANSCRIPT of Court Trial – Phase III held on 11/6/2008 – Vol 21 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public terminal. |

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| | | NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 12/18/2008 | <u>568</u> | TRANSCRIPT of Court Trial – Phase III held on 11/7/2008 – Vol 22 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public terminal. NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 12/18/2008 | <u>569</u> | TRANSCRIPT of Court Trial – Phase III held on 11/10/2008 – Vol 23 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public terminal. NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 12/18/2008 | <u>570</u> | TRANSCRIPT of Court Trial – Phase III held on 11/12/2008 – Vol 24 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public terminal. NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 12/18/2008 | <u>571</u> | TRANSCRIPT of Court Trial – Phase III held on 11/13/2008 – Vol 25 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public terminal. NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 12/18/2008 | <u>572</u> | TRANSCRIPT of Court Trial – Phase III held on 11/14/2008 – Vol 26 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public terminal. NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 12/18/2008 | <u>573</u> | TRANSCRIPT of Phase III Court Trial – Word Index held on 11/6–14/2008 Vols 21–26 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public |

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| | | terminal. NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 12/18/2008 | <u>574</u> | TRANSCRIPT of Phase III Court Trial – Master Index held on 11/6–14/2008 – Vols 21–26 before Judge Aaron E Goodstein Court Reporter/Transcriber John Schindhelm, Contact at johns54@sbcglobal.net. Transcripts may be purchased through the court reporter using the Transcript Order Form found here or viewed at the court public terminal. NOTICE RE REDACTION OF TRANSCRIPTS: If necessary, within 7 business days each party shall inform the Court of their intent to redact personal identifiers by filing a Notice of Intent to Redact. Please read the policy located on our website www.wied.uscourts.gov ; Redaction Statement due 1/8/2009. Redacted Transcript Deadline set for 1/18/2009. Release of Transcript Restriction set for 3/18/2009. (Schindhelm, John) |
| 01/14/2009 | <u>575</u> | LETTER from Michael Aldana. (Aldana, Michael) |
| 01/14/2009 | <u>576</u> | DOCUMENT RE-FILED; See <u>579</u> Expedite MOTION to Exclude Plaintiffs from Introducing New Evidence Or Alternatively To Modify The Briefing Schedule by Milwaukee Public Schools (Aldana, Michael) Modified on 1/15/2009 (vkb) |
| 01/14/2009 | <u>577</u> | AFFIDAVIT of Michael Aldana. (Aldana, Michael) |
| 01/14/2009 | <u>578</u> | CERTIFICATE OF SERVICE by Milwaukee Public Schools (Aldana, Michael) |
| 01/14/2009 | <u>579</u> | MOTION to Preclude Plaintiffs from Introducing New Evidence or alternatively MOTION to Modify the Briefing Schedule filed by Milwaukee Public Schools (vkb) (Entered: 01/15/2009) |
| 01/15/2009 | | MARGIN ORDER re [Docket No. 579] signed by Magistrate Judge Aaron E Goodstein on 1/15/2009. The defendants' request for a hearing prior to the January 16 submissions is premature. The court will conduct a prompt review of plaintiffs' submission and decide whether a hearing on defendants' 7.4 motion is warranted. If so, one will be scheduled prior to the date for reply submissions. (cc: all counsel)(Goodstein, A.) |
| 01/15/2009 | <u>580</u> | Docket Annotation; email sent to Atty. Aldana re: filing of multi-part motions (vkb) |
| 01/16/2009 | <u>581</u> | BRIEF filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools <i>Phase III Initial Post-Trial</i> . (Kruse, Autumn) |
| 01/16/2009 | <u>582</u> | RESPONSE to Motion filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools re <u>579</u> MOTION of Dismissed Defendants, Wisconsin DPI and Burmaster, for Declaratory Order that DPI Has No Legal Liability to Contribute to the Costs of Providing Compensatory Education and Services for MPS Students Whose IDEA Rights will be Determined at Tri. (Kruse, Autumn) |
| 01/16/2009 | <u>583</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools (Kruse, Autumn) |
| 01/16/2009 | <u>584</u> | BRIEF filed by all plaintiffs <i>Phase III Post-trial brief</i> . (Spitzer-Resnick, Jeffrey) |
| 01/16/2009 | <u>585</u> | <i>Nineteenth</i> AFFIDAVIT of Jeffrey Spitzer-Resnick. (Attachments: # <u>1</u> Exhibit A)(Spitzer-Resnick, Jeffrey) |
| 01/16/2009 | <u>586</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 01/16/2009 | <u>587</u> | CERTIFICATE OF SERVICE by all plaintiffs (<i>correction on date from previous submission</i>) (Spitzer-Resnick, Jeffrey) |
| 01/20/2009 | <u>588</u> | ORDER signed by Magistrate Judge Aaron E Goodstein on 1/20/2009 denying <u>579</u> Motion to Exclude; denying <u>579</u> Motion to Modify. However, now facing a revised remedy with substantially more detail does warrant the granting of additional time for a reply by MPS. The court will extend the date for reply. IT IS THEREFORE ORDERED, that the parties' Phase III reply briefs shall be filed on February 9, 2009. |

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| | | The Rule 7.4 motion of MPS is hereby denied. (cc: all counsel) (Goodstein, A.) |
| 01/30/2009 | <u>589</u> | REPLY BRIEF in Support filed by Department of Public Instruction, Elizabeth Burmaster re <u>559</u> MOTION of Dismissed Defendants, Wisconsin DPI and Burmaster, for Declaratory Order that DPI Has No Legal Liability to Contribute to the Costs of Providing Compensatory Education and Services for MPS Students Whose IDEA Rights will be Determined at <i>Tri al Phase III</i> . (Olsen, Bruce) |
| 01/30/2009 | <u>590</u> | CERTIFICATE OF SERVICE by Department of Public Instruction, Elizabeth Burmaster (Olsen, Bruce) |
| 02/09/2009 | <u>591</u> | REPLY filed by all plaintiffs <i>Phase III Post-Trial Reply Brief</i> . (Spitzer-Resnick, Jeffrey) |
| 02/09/2009 | <u>592</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 02/09/2009 | <u>593</u> | AFFIDAVIT of Monica Murphy. (Murphy, Monica) |
| 02/09/2009 | <u>594</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 02/09/2009 | <u>595</u> | REPLY filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools <i>Phase III Post-Trial Reply Brief</i> . (Kruse, Autumn) |
| 02/09/2009 | <u>596</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools (Kruse, Autumn) |
| 06/09/2009 | <u>598</u> | DECISION AND ORDER FOLLOWING PHASE III, signed by Magistrate Judge Aaron E Goodstein on 6/9/2009 DENYING <u>559</u> Motion for Declaratory Order. It is the conclusion of the court that MPS' systemic failures to meet its Child Find obligations necessitates an individualized evaluation of all class members to determine whether compensatory services are appropriate for a resulting denial of FAPE, and accordingly, the court hereby orders the remedy set forth herein. The next step of this litigation requires the parties to meet in a good faith effort to reach an agreement as to certain essential matters set forth above. Therefore, no later than July 24, 2009, the parties shall submit joint proposals detailing the means that shall be used to provide individual and general notice to potential class members, as well as the contents of any proposed notice. If after good faith efforts, the parties are unable to reach a mutual agreement, the parties shall each submit separate proposals. Further, no later than July 24, 2009, the parties shall submit jointly the name, curriculum vitae, affidavit pursuant to Rule 53(b)(3)(a), and information indicating the terms under which the independent monitor shall be compensated for the proposed independent monitor. If after good faith efforts, the parties are unable to reach a mutual agreement, the parties shall each submit such information for up to two proposed independent monitors. (cc: all counsel) (Goodstein, A.) |
| 06/17/2009 | <u>600</u> | MOTION for Payment of Expert Fees Taxation of Costs by all plaintiffs (Murphy, Monica) Modified on 6/18/2009 (vkb) |
| 06/17/2009 | <u>601</u> | BRIEF in Support filed by all plaintiffs re <u>600</u> MOTION for Payment of Expert Fees Taxation of Costs (Murphy, Monica) Modified on 6/18/2009 (vkb) |
| 06/17/2009 | <u>602</u> | AFFIDAVIT of Monica Murphy. (Murphy, Monica) |
| 06/17/2009 | <u>603</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 07/08/2009 | <u>604</u> | NOTICE OF APPEAL by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. Filing Fee PAID \$455, receipt number 4689012250 (cc: all counsel)(dlm) (Entered: 07/09/2009) |
| 07/09/2009 | <u>605</u> | 7th Circuit Information Sheet re: <u>604</u> Notice of Appeal (dlm) |
| 07/09/2009 | <u>606</u> | Attorney Cover Letter re: <u>604</u> Notice of Appeal (Attachments: # <u>1</u> appeal record)(dlm) |
| 07/09/2009 | <u>607</u> | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>604</u> Notice of Appeal (dlm) |
| 07/10/2009 | <u>608</u> | USCA Case Number 09-2741 re: <u>604</u> Notice of Appeal filed by Milwaukee Public Schools, William Andrekopolous, Milwaukee Board of School Directors. (dlm) |

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| 07/10/2009 | <u>609</u> | LETTER from Autumn M. Kruse <i>re 6/17/09 Motion</i> . (Kruse, Autumn) |
| 07/10/2009 | <u>610</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 07/10/2009 | <u>611</u> | LETTER from Autumn M. Kruse <i>re notification list</i> . (Kruse, Autumn) |
| 07/10/2009 | <u>612</u> | USCA Case Number 09-2741 Seventh Circuit re: <u>604</u> Notice of Appeal filed by Milwaukee Public Schools, William Andrekopolous, Milwaukee Board of School Directors. (dmm) |
| 07/13/2009 | <u>613</u> | LETTER from Monica Murphy. (Murphy, Monica) |
| 07/13/2009 | <u>614</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 07/14/2009 | | MARGIN ORDER re <u>600</u> MOTION for Order, signed by Magistrate Judge Aaron E Goodstein on 7/14/2009. Based on plaintiffs' request, the motion is deemed withdrawn. (cc: all counsel)(Goodstein, A.) |
| 07/20/2009 | <u>615</u> | LETTER from Jeffrey Spitzer-Resnick. (Spitzer-Resnick, Jeffrey) |
| 07/20/2009 | <u>616</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 07/21/2009 | | MARGIN ORDER signed by Magistrate Judge Aaron E Goodstein on 7/21/09 re <u>615</u> Letter request; The court will accept three names from each party. In regard to an application for attorney fees, the court will establish a date in the future when there is more definition to the remedy. (cc: all counsel)(Goodstein, Aaron)(dm) Modified on 7/21/2009 (vkb). |
| 07/21/2009 | <u>617</u> | LETTER from Autumn M. Kruse, Esq.. (Kruse, Autumn) |
| 07/21/2009 | <u>618</u> | MOTION to Stay by Milwaukee Board of School Directors, Milwaukee Public Schools. (Kruse, Autumn) |
| 07/21/2009 | <u>619</u> | BRIEF in Support filed by Milwaukee Board of School Directors, Milwaukee Public Schools re <u>618</u> MOTION to Stay. (Kruse, Autumn) |
| 07/21/2009 | <u>620</u> | AFFIDAVIT of Patricia Yahle. (Attachments: # <u>1</u> Exhibit Yahle Affidavit Ex. A)(Kruse, Autumn) |
| 07/22/2009 | <u>621</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 07/22/2009 | <u>622</u> | ORDER signed by Magistrate Judge Aaron E Goodstein on 7/22/2009 DENYING <u>618</u> Motion to Stay. (cc: all counsel) (Goodstein, A.) |
| 07/24/2009 | <u>623</u> | LETTER from Autumn M. Kruse <i>Requesting a Schedule</i> . (Kruse, Autumn) |
| 07/24/2009 | <u>624</u> | PROPOSED Proposal Regarding the Appointment of an Independent Monitor and Class Notice filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools. (Attachments: # <u>1</u> Attachment 1, # <u>2</u> Attachment 2, # <u>3</u> Attachment 3, # <u>4</u> Attachment 4)(Kruse, Autumn) |
| 07/24/2009 | <u>625</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools (Kruse, Autumn) |
| 07/24/2009 | <u>626</u> | ORIGINAL DOCUMENT <i>Plaintiffs' Proposed Class Notification Procedures</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Spitzer-Resnick, Jeffrey) |
| 07/24/2009 | <u>627</u> | ORIGINAL DOCUMENT <i>Plaintiffs' List of Proposed Independent Monitors</i> (Spitzer-Resnick, Jeffrey) |
| 07/24/2009 | <u>628</u> | AFFIDAVIT of Elise Baach. (Attachments: # <u>1</u> Letter Information regarding costs for Elise Baach, # <u>2</u> Letter References for Elise Baach, # <u>3</u> Supplement Elise Baach CV, # <u>4</u> Supplement Elise Baach writing samples)(Spitzer-Resnick, Jeffrey) |
| 07/24/2009 | <u>629</u> | AFFIDAVIT of Susan Gramling. (Attachments: # <u>1</u> Supplement References for Susan Gramling)(Spitzer-Resnick, Jeffrey) |
| 07/24/2009 | <u>630</u> | AFFIDAVIT of Deusdedi Merced. (Attachments: # <u>1</u> Supplement References for Deusdedi Merced, # <u>2</u> Supplement Deusdedi Merced CV)(Spitzer-Resnick, Jeffrey) |

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| 07/24/2009 | <u>631</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 07/27/2009 | <u>632</u> | ORDER re <u>623</u> Letter request for schedule signed by Magistrate Judge Aaron E Goodstein on 7/27/2009. The court shall permit the parties to submit a memorandum as to why one of its proposed monitors should be appointed and/or reasons why the opposing party's proposed monitors should not be appointed. Such memorandum shall be submitted no later than Friday, July 31, 2009. (cc: all counsel)(Goodstein, A.) |
| 07/31/2009 | <u>633</u> | RESPONSE filed by all plaintiffs (Murphy, Monica) |
| 07/31/2009 | <u>634</u> | CERTIFICATE OF SERVICE by all plaintiffs (Murphy, Monica) |
| 07/31/2009 | <u>635</u> | BRIEF filed by all defendants <i>Defendants' Memorandum in Support of its Proposed Monitors and Objections to Plaintiffs' Nominations</i> . (Kruse, Autumn) |
| 07/31/2009 | <u>636</u> | AFFIDAVIT of Autumn Kruse. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C)(Kruse, Autumn) |
| 08/03/2009 | <u>637</u> | CERTIFICATE OF SERVICE by all defendants (Kruse, Autumn) |
| 08/19/2009 | <u>638</u> | ORDER APPOINTING INDEPENDENT MONITOR, signed by Magistrate Judge Aaron E Goodstein on 8/19/2009. The court hereby appoints Elise T. Baach to serve as the independent monitor in this case pursuant to Rule 53 of the Federal Rules of Civil Procedure. (cc: all counsel, Elise Baach via U.S. mail)(Goodstein, A.) |
| 08/19/2009 | <u>639</u> | ORDER REGARDING CLASS NOTIFICATION by Magistrate Judge Aaron E Goodstein; see order for details (Attachments: # <u>1</u> Attachment A: Notice of Class Action, # <u>2</u> Attachment B: Individual Information Packet, # <u>3</u> Attachment C: Potential Class Member Claim Form) (cc: all counsel)(vkb) |
| 08/24/2009 | <u>640</u> | EXHIBITS received by Clerk's Office for all parties. Exhibit list filed. (Attachments: # <u>1</u> Exhibit List) (bdr) |
| 08/26/2009 | <u>641</u> | ORDER of USCA re <u>604</u> IT IS ORDERED THAT motion for dismissal of defendant's appeal; opposition to motion to dismiss appeal; plaintiff's reply brief will be determined by the assigned merits panel. IT IS FURTHER ORDERED that motion for stay of District Court's June 9, 2009 Order is GRANTED. IT IS FINALLY ORDERED that briefing schedule will proceed as attached.(dlm) |
| 08/26/2009 | <u>642</u> | MOTION for Extension of Time to file <i>Cross Appeal</i> by all plaintiffs. (Spitzer–Resnick, Jeffrey) |
| 08/26/2009 | <u>643</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer–Resnick, Jeffrey) |
| 08/26/2009 | <u>644</u> | RULE 7.4 MOTION to Stay <i>This Court's August 9, 2009 Order Appointing Independent Monitor Elise T. Baach and Order Regarding Class Notification</i> by Milwaukee Board of School Directors. (Attachments: # <u>1</u> Exhibit A)(Kruse, Autumn) Modified on 8/27/2009 to correct text(cms). |
| 08/27/2009 | <u>645</u> | LETTER from Autumn Kruse. (Kruse, Autumn) |
| 08/27/2009 | <u>646</u> | 7.4 MOTION to Stay <i>the August 19, 2009 Orders Appointing Independent Monitor Elise T. Baach and Order Regarding Class Notification</i> by Milwaukee Board of School Directors. (Attachments: # <u>1</u> Exhibit A)(Kruse, Autumn) |
| 08/27/2009 | <u>647</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 08/27/2009 | <u>648</u> | ORDER signed by Magistrate Judge Aaron E Goodstein on 8/27/09 GRANTING <u>644</u> MPS' Rule 7.4 Motion to Stay. The independent monitor, Elise T. Baach, shall not take any further action in this matter pending further order of this court. Furthermore, the court order appointing an independent monitor, (Docket No. 638), and the court order regarding class notification, (Docket No. 639), are hereby STAYED, until further order of the court. (cc: all counsel, Elise Baach via US Mail) (Goodstein, A.)(dm) |
| 08/27/2009 | <u>649</u> | VACATED pursuant to <u>658</u> ; ORDER signed by Magistrate Judge Aaron E Goodstein on 8/27/09 GRANTING <u>642</u> Plaintiffs' Motion for Extension of Time to File Cross–Appeal; plaintiffs shall file their cross–appeal no later than 9/11/09 (cc: all counsel) (Goodstein, A.)(dm) Modified on 8/27/2009 (vkb) Modified on 9/8/2009 (vkb) |

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| 08/28/2009 | <u>650</u> | MOTION for Reconsideration the Order Oder Granting an Extension of time for Plaintiffs to file a Cross-Appeal by Milwaukee Board of School Directors. (Kruse, Autumn) Modified on 8/28/2009 to correct text (cms). |
| 08/28/2009 | <u>651</u> | BRIEF in Support filed by Milwaukee Board of School Directors re <u>650</u> MOTION for Reconsideration the Oder Granting an Extension of time for Plaintiffs to file a Cross-Appeal. (Kruse, Autumn) |
| 08/28/2009 | <u>652</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors (Kruse, Autumn) |
| 08/28/2009 | <u>653</u> | ORDER signed by Magistrate Judge Aaron E Goodstein on 8/28/09 re <u>650</u> MOTION for Reconsideration filed by Milwaukee Board of School Directors. The court should hear from the plaintiffs before deciding the motion to reconsider. Plaintiffs response is due no later than September 2, 2009, and the defendants should reply no later than September 4, 2009. (cc: all counsel)(Goodstein, A.)(dm) |
| 09/02/2009 | <u>654</u> | RESPONSE to Motion filed by all plaintiffs re <u>650</u> MOTION for Reconsideration the Oder Granting an Extension of time for Plaintiffs to file a Cross-Appeal. (Spitzer-Resnick, Jeffrey) |
| 09/02/2009 | <u>655</u> | CERTIFICATE OF SERVICE by all plaintiffs (Spitzer-Resnick, Jeffrey) |
| 09/04/2009 | <u>656</u> | REPLY BRIEF in Support filed by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools re <u>650</u> MOTION for Reconsideration the Oder Granting an Extension of time for Plaintiffs to file a Cross-Appeal. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Aldana, Michael) |
| 09/04/2009 | <u>657</u> | CERTIFICATE OF SERVICE by Milwaukee Board of School Directors, William Andrekopolous, Milwaukee Public Schools (Aldana, Michael) |
| 09/08/2009 | <u>658</u> | ORDER by Magistrate Judge Aaron E Goodstein GRANTING <u>650</u> MPS' Motion for Reconsideration and VACATING <u>649</u> Order on Motion for Extension of Time; <u>642</u> Plaintiff's Motion for an Extension of Time is DENIED (cc: all counsel) (vkb) |
| 09/11/2009 | <u>659</u> | NOTICE OF APPEAL to the USCA from orders entered on 05/23/03, 08/01/03, 11/14/03. Filing Fee PAID \$455, receipt number MK4689013470 (cc: all counsel) (dlm) (Entered: 09/14/2009) |
| 09/14/2009 | <u>660</u> | 7th Circuit Information Sheet re: <u>659</u> Notice of Appeal (dlm) |
| 09/14/2009 | <u>661</u> | Attorney Cover Letter re: <u>659</u> Notice of Appeal (Attachments: # <u>1</u> docket sheet)(dlm) |
| 09/14/2009 | <u>662</u> | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>659</u> Notice of Appeal (dlm) |
| 09/15/2009 | <u>663</u> | USCA Case Number 09-3274 re: <u>659</u> Notice of Appeal filed by Biagio R, Aaron V, Melanie V, Bryan E, Jim M, Lamont A, Jamie S, Maiysha Y, David P and Tyler C. (lmt) |
| 06/18/2010 | <u>664</u> | Appeal Record Request received from 7th Cir. Re: USCA Case Number 09-2741. (dlm) |
| 06/18/2010 | <u>665</u> | Appeal Record Request received from 7th Cir. Re: USCA Case Number 09-3274. (dlm) |
| 06/22/2010 | <u>666</u> | Certified Record on Appeal 09-2741 and 09-3274 Transmitted to US Court of Appeals re <u>604</u> Notice of Appeal, <u>659</u> Notice of Appeal consisting of 4 vol pldgs paper format, 9 vol pldgs PDF format, 16 loose pldgs, 23 vol transcripts paper format, PDF transcripts: 567-574, 7 boxes of exhibits, 23 in-camera materials, 15 deposition transcripts (cc: all counsel) (Attachments: # <u>1</u> docket sheet)(dlm) |
| 06/30/2010 | <u>667</u> | Supplemental Record on Appeal 09-2741 and 09-3274 sent to USCA consisting of 4 boxes of exhibits and 3 vol transcripts re <u>604</u> Notice of Appeal, <u>659</u> Notice of Appeal (Attachments: # <u>1</u> docket sheet)(dlm) |
| 06/16/2011 | <u>668</u> | Report from W. Alan Coulter, Independent Expert, recommending that MPS be recognized as having met outcome standards 1 & 2 of the Settlement Agreement (Attachments: # <u>1</u> Settlement Agreement, # <u>2</u> Legal Notice (Exhibit A to Settlement Agreement), # <u>3</u> Report to the Independent Expert)(vkb) |

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| 03/13/2012 | <u>669</u> | USCA Mandate (certified copy) USCA 09-3274 is DISMISSED. The motion to dismiss MPS's appeal is DENIED (09-2741). The district court's class certification order is VACATED and the case is REMANDED for further proceedings. The record will be returned at a later date. (dlm) |
| 03/14/2012 | | Pursuant to the USCA Mandate, this case has been randomly reassigned to Judge Rudolph T Randa; Magistrate Judge Aaron E Goodstein no longer assigned to the case. (vkb) |
| 03/14/2012 | | Appeal Record Returned 09-2741 & 09-3274 consisting of 16 loose pleadings, 4 vol pleadings, 23 transcripts, 7 boxes of exhibits, 15 vol depositions, 23 sealed envelopes re <u>659</u> Notice of Appeal, <u>604</u> Notice of Appeal (dlm) |
| 03/20/2012 | <u>670</u> | ORDER. If the plaintiffs want to pursue this case any further, they should meet and confer with the defendants pursuant to Federal Rule of Civil Procedure 26(f) and submit a proposed discovery plan within thirty (30) days of the date of this Order. Failing that, the Court will enter an order of dismissal. Signed by Judge Rudolph T Randa on 03/20/2012. (cc: all counsel)(Koll, J) |
| 03/30/2012 | | Appeal Record Returned consisting of 4 boxes of Exhibits re <u>659</u> Notice of Appeal (lmt) |
| 04/19/2012 | <u>671</u> | REPORT of Rule 26(f) Plan by All Plaintiffs. (Spitzer-Resnick, Jeffrey) |
| 04/19/2012 | <u>672</u> | CERTIFICATE OF SERVICE by All Plaintiffs (Spitzer-Resnick, Jeffrey) |
| 04/19/2012 | <u>673</u> | <i>Defendants' Joint Discovery Plan</i> REPORT of Rule 26(f) Plan by All Defendants. (Olsen, Bruce) |
| 04/19/2012 | <u>674</u> | CERTIFICATE OF SERVICE by All Defendants of <i>Defendants' Joint Discovery Plan</i> (Olsen, Bruce) |
| 04/20/2012 | <u>675</u> | VACATED 5/15/2012 per <u>686</u> ORDER – DECISION and ORDER signed by Judge Rudolph T Randa on 4/20/2012. Written discovery deadline is 10/19/2012; Deadline for lay witness depositions is 12/21/2012; Deadline for naming expert witnesses is 1/22/2013; Deadline for exchanging expert reports is 2/22/2013; Deadline for expert witness depositions is 3/22/2013; and Deadline for dispositive motions is 5/22/2013. (cc: all counsel)(nts) Modified text on 5/16/2012 (blr). |
| 04/25/2012 | <u>676</u> | NOTICE of Appearance by Nicholas O Anderson on behalf of Milwaukee Public Schools. Attorney(s) appearing: Nicholas O. Anderson (Anderson, Nicholas) |
| 05/04/2012 | <u>677</u> | MOTION Restitution of Attorneys Fees Paid to Class Counsel Pursuant to Vacated Order Approving Class Settlement by Elizabeth Burmaster, Department of Public Instruction. (Olsen, Bruce) |
| 05/04/2012 | <u>678</u> | BRIEF in Support filed by Elizabeth Burmaster, Department of Public Instruction re <u>677</u> MOTION Restitution of Attorneys Fees Paid to Class Counsel Pursuant to Vacated Order Approving Class Settlement . (Olsen, Bruce) |
| 05/04/2012 | <u>679</u> | DECLARATION of Bruce A. Olsen . (Attachments: # <u>1</u> Exhibit Settlement Agreement, # <u>2</u> Exhibit Order Approving Settlement, # <u>3</u> Exhibit \$475,000 check and letter, # <u>4</u> Exhibit 7th Circuit amicus brief)(Olsen, Bruce) |
| 05/10/2012 | <u>680</u> | Joint MOTION for Judgment on the Pleadings by All Defendants. (Anderson, Nicholas) |
| 05/10/2012 | <u>681</u> | BRIEF in Support filed by All Defendants re <u>680</u> Joint MOTION for Judgment on the Pleadings . (Anderson, Nicholas) |
| 05/10/2012 | <u>682</u> | MOTION to Vacate <i>Order Granting Interim Attorneys Fees and For Restitution of Attorneys Fees</i> by Milwaukee Public Schools. (Anderson, Nicholas) |
| 05/10/2012 | <u>683</u> | BRIEF in Support filed by Milwaukee Public Schools re <u>682</u> MOTION to Vacate <i>Order Granting Interim Attorneys Fees and For Restitution of Attorneys Fees</i> . (Anderson, Nicholas) |
| 05/10/2012 | <u>684</u> | AFFIDAVIT of Michael Aldana <i>in Support of Motion to Vacate Order Granting Interim Attorneys' Fees and for Restitutoin of Attorneys Fees</i> . (Attachments: # <u>1</u> Exhibit 1)(Anderson, Nicholas) |

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| 05/10/2012 | | NOTICE of Electronic Filing Error re <u>680</u> Joint MOTION for Judgment on the Pleadings, <u>681</u> Brief in Support of Motion, <u>682</u> MOTION to Vacate, <u>683</u> Brief in Support of Motion; All documents should contain the s/signature of the attorney who files the document. These documents do not need to be re-filed; Please refer to the policies and procedures for electronic case filing found at www.wied.uscourts.gov (blr) (Entered: 05/11/2012) |
| 05/14/2012 | <u>685</u> | LETTER from Jeffrey Spitzer-Resnick . (Spitzer-Resnick, Jeffrey) |
| 05/15/2012 | <u>686</u> | ORDER signed by Judge Rudolph T. Randa on 5/15/2012 VACATING Court's Decision and Order <u>675</u> adopting plaintiff's proposed discovery plan. Court will decide pending motions in due course. (cc: all counsel)(cb) (Entered: 05/16/2012) |
| 05/25/2012 | <u>687</u> | BRIEF in Opposition filed by All Plaintiffs re <u>677</u> MOTION Restitution of Attorneys Fees Paid to Class Counsel Pursuant to Vacated Order Approving Class Settlement . (Spitzer-Resnick, Jeffrey) |
| 05/25/2012 | <u>688</u> | DECLARATION of Jeffrey Spitzer-Resnick . (Attachments: # <u>1</u> Exhibit A)(Spitzer-Resnick, Jeffrey) |
| 05/25/2012 | <u>689</u> | DECLARATION of Carol Nelson . (Spitzer-Resnick, Jeffrey) |
| 05/25/2012 | <u>690</u> | DECLARATION of W. Alan Coulter . (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K)(Spitzer-Resnick, Jeffrey) |
| 05/25/2012 | <u>691</u> | CERTIFICATE OF SERVICE by All Plaintiffs (Spitzer-Resnick, Jeffrey) |
| 05/31/2012 | <u>692</u> | RESPONSE to Motion filed by All Plaintiffs re <u>682</u> MOTION to Vacate <i>Order Granting Interim Attorneys Fees and For Restitution of Attorneys Fees</i> . (Spitzer-Resnick, Jeffrey) |
| 05/31/2012 | <u>693</u> | DECLARATION of Jeffrey Spitzer-Resnick <i>Second</i> . (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Spitzer-Resnick, Jeffrey) |
| 05/31/2012 | <u>694</u> | DECLARATION of Carol Nelson <i>Second</i> . (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Spitzer-Resnick, Jeffrey) |
| 05/31/2012 | <u>695</u> | DECLARATION of W. Alan Coulter <i>Second</i> . (Spitzer-Resnick, Jeffrey) |
| 05/31/2012 | <u>696</u> | CERTIFICATE OF SERVICE by All Plaintiffs (Spitzer-Resnick, Jeffrey) |
| 06/08/2012 | <u>697</u> | REPLY BRIEF in Support filed by Elizabeth Burmaster, Department of Public Instruction re <u>677</u> MOTION Restitution of Attorneys Fees Paid to Class Counsel Pursuant to Vacated Order Approving Class Settlement . (Olsen, Bruce) |
| 06/08/2012 | <u>698</u> | DECLARATION of Rollie Boeding . (Olsen, Bruce) |
| 06/11/2012 | <u>699</u> | BRIEF in Opposition filed by All Plaintiffs re <u>680</u> Joint MOTION for Judgment on the Pleadings . (Attachments: # <u>1</u> Appendix)(Murphy, Monica) |
| 06/14/2012 | <u>700</u> | REPLY BRIEF in Support filed by Milwaukee Public Schools re <u>682</u> MOTION to Vacate <i>Order Granting Interim Attorneys Fees and For Restitution of Attorneys Fees</i> . (Aldana, Michael) |
| 06/15/2012 | <u>701</u> | MOTION to Strike <u>700</u> <i>State Defendants' Reply Brief in Support of its Motion for Restitution of Attorneys' Fees Paid to Class Counsel</i> by All Plaintiffs. (Spitzer-Resnick, Jeffrey) Modified text on 6/18/2012 (blr). |
| 06/15/2012 | <u>702</u> | BRIEF in Support filed by All Plaintiffs re <u>701</u> MOTION to Strike <i>State Defendants' Reply Brief in Support of its Motion for Restitution of Attorneys' Fees Paid to Class Counsel</i> . (Spitzer-Resnick, Jeffrey) |
| 06/15/2012 | <u>703</u> | CERTIFICATE OF SERVICE by All Plaintiffs (Spitzer-Resnick, Jeffrey) |
| 06/25/2012 | <u>704</u> | REPLY BRIEF in Support filed by All Defendants re <u>680</u> Joint MOTION for Judgment on the Pleadings . (Attachments: # <u>1</u> Appendix A, # <u>2</u> Appendix B, # <u>3</u> Appendix C)(Aldana, Michael) |
| 06/26/2012 | <u>705</u> | MOTION for Leave to File , <i>Nunc Pro Tunc, Oversize Reply Brief in Support of State Defendants' Motion for Return of Attorneys Fees Paid to Class Counsel Pursuant to</i> |

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| | | <i>Vacated Order Approving Class Settlement</i> by Elizabeth Burmaster, Department of Public Instruction. (Olsen, Bruce) |
| 06/26/2012 | <u>706</u> | DECLARATION of Bruce A. Olsen <i>in Support of Motion for Leave to File, Nunc Pro Tunc, Oversize Reply Brief in Support of State Defendants' Motion for Return of Attorneys Fees Paid to Class Counsel Pursuant to Vacated Order Approving Class Settlement.</i> (Attachments: # <u>1</u> Exhibit Proposed Revised Reply Brief)(Olsen, Bruce) |
| 07/03/2012 | | TEXT ONLY ORDER signed by Judge Rudolph T. Randa on 7/3/2012 GRANTING <u>705</u> MOTION for Leave to File , <i>Nunc Pro Tunc, Oversize Reply Brief</i> . (cc: all counsel)(cb) (Entered: 07/05/2012) |
| 07/05/2012 | <u>707</u> | RESPONSE to Motion filed by Elizabeth Burmaster, Department of Public Instruction re <u>701</u> MOTION to Strike <i>State Defendants' Reply Brief in Support of its Motion for Restitution of Attorneys' Fees Paid to Class Counsel</i> . (Olsen, Bruce) |
| 08/20/2012 | <u>708</u> | ORDER DISMISSING CASE signed by Judge Rudolph T. Randa on 8/20/2012: GRANTING <u>680</u> MOTION for judgment on the pleadings filed by defendants; GRANTING <u>682</u> MOTION to vacate order granting interim attorneys' fees and for restitution of attorneys' fees filed by Milwaukee Public Schools; DENYING WITHOUT PREJUDICE <u>677</u> MOTION for restitution of attorneys' fees filed by Department of Public Instruction; DENYING <u>701</u> MOTION to strike state defendants' reply brief filed by plaintiffs. Matter is DISMISSED. Clerk of Court directed to enter judgment accordingly. (cc: all counsel)(cb) (Entered: 08/21/2012) |
| 08/21/2012 | <u>709</u> | JUDGMENT approved by Judge Rudolph T. Randa on 8/21/2012, signed by Deputy Clerk IN FAVOR OF Department of Public Instruction, Milwaukee Board of School Directors, Milwaukee Public Schools, Elizabeth Burmaster, William Andrekopolous AGAINST Biagio R., Bryan E., Jamie S., Melanie V. (cc: all counsel)(cb) |
| 08/30/2012 | <u>710</u> | MOTION to Alter Judgment <i>Pursuant to Fed. R. Civ. P. 59(e)</i> by Milwaukee Public Schools. (Anderson, Nicholas) |
| 10/03/2012 | <u>711</u> | ORDER signed by Judge Rudolph T. Randa on 10/3/2012 GRANTING <u>710</u> Motion to Alter Judgment. Judgment <u>709</u> to include the following language: "Judgment is entered in favor of defendant Milwaukee Public Schools and against Disability Rights of Wisconsin in the amount of \$459,123.96." Clerk of Court directed to amend judgment accordingly. (cc: all counsel) (cb) (Entered: 10/04/2012) |
| 10/04/2012 | <u>712</u> | AMENDED JUDGMENT approved by Judge Rudolph T. Randa on 10/4/2012, signed by Deputy Clerk IN FAVOR OF Department of Public Instruction, Milwaukee Board of School Directors, Milwaukee Public Schools, Elizabeth Burmaster, William Andrekopolous AGAINST Biagio R., Bryan E., Jamie S., Melanie V. (cc: all counsel)(cb) |
| 10/31/2012 | <u>713</u> | NOTICE OF APPEAL as to <u>711</u> Order on Motion to Alter Judgment, <u>712</u> Judgment, by All Plaintiffs. Filing Fee PAID \$455, receipt number 0757-1580276 (cc: all counsel) (Murphy, Monica) |
| 10/31/2012 | <u>714</u> | Docketing Statement by All Plaintiffs re <u>713</u> Notice of Appeal (cc: all counsel) (Murphy, Monica) |
| 11/01/2012 | <u>715</u> | 7th Circuit Information Sheet re: <u>713</u> Notice of Appeal (jv) |
| 11/01/2012 | <u>716</u> | Attorney Cover Letter re: <u>713</u> Notice of Appeal (Attachments: # <u>1</u> Docket Sheet)(jv) |
| 11/01/2012 | <u>717</u> | Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>713</u> Notice of Appeal (jv) |
| 11/01/2012 | <u>718</u> | USCA Case Number 12-3506 re: <u>713</u> Notice of Appeal filed by Biagio R, Aaron V, Melanie V, Bryan E, Jim M, Lamont A, Jamie S, Maiysha Y, David P, Tyler C. (jv) |
| 11/12/2013 | <u>719</u> | USCA Mandate (certified copy) as to <u>713</u> Notice of Appeal filed by Biagio R, Aaron V, Melanie V, Bryan E, Jim M, Lamont A, Jamie S, Maiysha Y, David P, Tyler C USCA Number 12-3506. Upon consideration of the AGREED MOTION FOR VOLUNTARY DISMISSAL, filed on November 12, 2013, by counsel for Appellant Bryan E., IT IS ORDERED that this case is DISMISSED, pursuant to Federal Rule of Appellate Procedure 42(b). (jv) |

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| 03/14/2014 | <u>720</u> | NOTIFICATION of Exhibit Release sent to counsel of record. (cms) |
| 04/25/2014 | | EXHIBITS destroyed. No response to notification received. (cms) |