

CLOSED

U.S. DISTRICT COURT
U.S. District Court, Western District of New York (Buffalo)
CIVIL DOCKET FOR CASE #: 1:89-cv-01556-JTC

Comer, et al v. Kemp, et al
Assigned to: Hon. John T. Curtin
Demand: \$0
Case in other court: 92-06247
93-06207
93-06253

Cause: 42:1981 Civil Rights

Plaintiff

Jessie Comer

Date Filed: 12/04/1989
Date Terminated: 09/09/1996
Jury Demand: Defendant
Nature of Suit: 443 Civil Rights:
Accommodations
Jurisdiction: U.S. Government Defendant

represented by **Alice L. Brown**
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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

Rosetta Weeden

*Individually and on behalf of all persons
similarly situated*

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Plaintiff

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Tenants**

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Defendant

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Defendant

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Defendant

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*in his official capacity as Secretary of the
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Urban Development*

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Defendant

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Defendant

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TERMINATED: 04/24/2006

Defendant

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TERMINATED: 12/27/1991

Defendant

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Defendant

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Defendant

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Defendant

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Development
TERMINATED: 08/20/1993*

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Date Filed	#	Docket Text
01/31/1992	203	NOTICE of Address Change by Federal defts Jack Kemp, US Dept. of H.U.D. (former empl) (Entered: 02/04/1992)
02/05/1992		Minute entry: meeting and telephone conf. held w/ all participating counsel. (former empl) (Entered: 02/12/1992)
02/10/1992	204	ORDER, to Sever following pleadings from Comer v. Kemp, et al., (Civ 89-1556C) (Docket Nos. 175-178, 180, 187, 189-194, 196); allowing proposed Intervenor-Pltf Warda N. Thomas to intervene as a named pltf in a separate action and may proceed in forma pauperis etc; setting a hearing date on 4/2/92 at 9:00 a.m. (signed by Judge John T. Curtin) Notice and copy of order sent to all parties. (former empl) (Entered: 02/10/1992)
04/02/1992		Minute entry: Meeting held with counsel (former empl) (Entered: 04/09/1992)
04/07/1992	205	Filed letter to Judge Curtin from Barbra A. Kavanaugh dated 4/6/92 (former empl) (Entered: 04/07/1992)
08/10/1992	206	MOTION by pltf's to Intervene by Dorothy Solomon, Saren Lewis & Betty Smith , for Preliminary Injunction , for Summary Judgment (no ret date) (former empl) (Entered: 08/10/1992)

08/10/1992	207	MEMORANDUM by pltfs in support of [206-1] motion to Intervene by Dorothy Solomon, Saren Lewis & Betty Smith (former empl) (Entered: 08/10/1992)
08/10/1992	208	STATEMENT OF FACTS pursuant to Rule 25, by plaintiffs (former empl) (Entered: 08/10/1992)
08/10/1992	209	MEMORANDUM by plaintiffs in support of [206-2] motion for Preliminary Injunction, [206-3] motion for Summary Judgment (former empl) (Entered: 08/10/1992)
08/10/1992	210	CERTIFICATE OF SERVICE by Jessie Comer et al., 8/10/92 (former empl) (Entered: 08/10/1992)
08/12/1992	211	ORDER, set Brief & Affidavit filing deadline to 8/26/92, Motion Hearing set for 2:00 9/8/92 for [206-2] motion for Preliminary Injunction (signed by Judge John T. Curtin) Notice and copy of order sent to Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally Mennen, Patricia Sharin Flagg, James C. Brylinski, Michael A. Battle, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Barbra A. Kavanaugh, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 08/13/1992)
08/13/1992	212	Filed letter to Judge Curtin from Charles C. Swanekamp dated 8/13/92 (former empl) (Entered: 08/13/1992)
08/13/1992	213	MOTION by Jack Kemp, US Dept. of H.U.D. to Stay proceedings and all existing deadlines pending further ruling on all dispositive motions (former empl) (Entered: 08/13/1992)
08/13/1992	214	MEMORANDUM by Jack Kemp, US Dept. of H.U.D. in support of [213-1] motion to Stay (former empl) (Entered: 08/13/1992)
08/13/1992	215	AFFIDAVIT (Declaration) of Harry A. Reese by Jack Kemp, US Dept. of H.U.D. (former empl) (Entered: 08/13/1992)
08/14/1992	216	Filed letter to Judge Curtin from John P. Lane dated 8/13/92 (former empl) (Entered: 08/17/1992)
08/27/1992	217	Filed letter to Judge Curtin from Barbra Kavanaugh dated 8/20/92 (former empl) (Entered: 08/28/1992)
08/27/1992	218	Filed letter to Judge Curtin from John P. Lane dated 8/25/92 (former empl) (Entered: 08/28/1992)
09/04/1992	219	AFFIDAVIT by Elizabeth Huckabone for Belmont Shelter Corp in opposition to [206-2] motion for Preliminary Injunction (former empl) (Entered: 09/04/1992)
09/08/1992	220	LETTER filed from Barbara Kavanaugh to Judge Curtin dtd 9/3/92 re: conversation of 9/2/92, etc. (mj) (Entered: 09/08/1992)
09/08/1992		Minute entry: Oral argument adj to 9/18/92 at 2:00 (mj) (Entered: 09/11/1992)
09/14/1992	221	LETTER to Judge Curtin from John P. Lane dated 9/11/92 (former empl) (Entered: 09/15/1992)
09/15/1992	222	ORDER, setting further meeting and argument for 9/21/92 at 3:00 p.m. (signed by Judge John T. Curtin) Notice and copy of order sent to Sheldon Melnitsky, Mark R. Walling, John Lane, R. Peter Morrow III, James N. Schmit, Sally S. Paul J. Campana, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Barbra A. Kavanaugh, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 09/16/1992)
09/15/1992	223	LETTER to Judge Curtin from Charles C. Swanekamp dated 9/10/92 (former empl) (Entered: 09/16/1992)
09/16/1992	224	LETTER to Judge Curtin from Barbra A. Kavanaugh dated 9/8/92 (former empl) (Entered: 09/16/1992)
09/18/1992	225	REPLY/RESPONSE by Jessie Comer et al, to deft Belmont's Affidavit in Opposition to Pltfs' motion for PI and to Federal defts' motion for stay of pltfs' motion (former empl) (Entered: 09/18/1992)

09/18/1992	226	CERTIFICATE OF SERVICE by Jessie Comer et al., on 9/17/92 (former empl) (Entered: 09/18/1992)
09/21/1992	227	REPLY/RESPONSE of Federal Defendants in support of motion to stay. (former empl) (Entered: 09/23/1992)
09/21/1992		Motion hearing held; pltf declares system used by Belmont is unconstitutional; pltf's motion to intervene and defts motion to deny intervention submitted; pltf's to file intervening motion papers by 10/26/92 (former empl) (Entered: 10/02/1992)
09/23/1992	228	ORDER granting [213-1] motion to Stay; [206-1] motion to Intervene & [206-3] motion for Summary Judgment stayed; denying [206-2] motion for Preliminary Injunction; reset BMHA's Supplemental Brief deadline to 10/26/92 (signed by Judge John T. Curtin) Notice and copy of order sent to Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Paul J. Campana, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Ellen Yacknin, Michael L. Hanley, Barbra A. Kavanaugh, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 09/25/1992)
09/24/1992	229	LETTER to Judge Curtin from Barbra Kavanaugh dated 9/22/92 (former empl) (Entered: 09/25/1992)
10/06/1992	230	NOTICE OF APPEAL by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Yvonne Primm . Fee Status: Paid \$105.00 Receipt #43296 (copy mailed to E. Yacknin, M. Hanley, A. Brown, J. Mugel, S. Porcellio, C. Swanekamp, P. Campana, S. Troutman, M. Walling, S. Licht, J. Brylinski, P. Flagg, S. Mennen, J. Schmit, R. Morrow, J. Lane, S. Melnitsky, and to Clerk, USCA, with copy of docket entries) (USCA Forms C and D to B. Kavanaugh) (DR) (Entered: 10/07/1992)
10/13/1992	231	AMENDED NOTICE OF APPEAL by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Yvonne Primm, Dorothy Solomon, Saren Lewis . Fee Status: Not Paid (copy mailed to E. Yacknin, M. Hanley, A. Brown, J. Mugel, S. Porcellio, C. Swanekamp, P. Campana, S. Troutman, M. Walling, S. Licht, J. Brylinski, P. Flagg, S. Mennen, J. Schmit, R. Morrow, J. Lane, S. Melnitsky, and to Clerk, USCA, with copy of docket entries) (DR) (Entered: 10/14/1992)
10/20/1992	232	ORDER, certified copy, of the USCA granting petitioner's motion to expedite appeal to the extent the Record on Appeal is due 10/30/92, appellant's brief and joint appendix due 11/6/92, appellee's brief due 12/7/92 () (DR) (Entered: 10/21/1992)
10/23/1992		Received USCA Scheduling Order Re: [231-1] appeal by Yvonne Primm, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer, [230-1] appeal by Yvonne Primm, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer USCA NUMBER: 92-6247 Appeal record due on 10/30/92 (DR) (Entered: 10/28/1992)
10/26/1992	233	AFFIDAVIT of Jodi L. Boeheim by Bflo. Mun. Housing in opposition to Motion for Class Certification (former empl) (Entered: 10/27/1992)
10/26/1992	234	AFFIDAVIT of Paula Sebastian by Bflo. Mun. Housing in opposition to Motion for Class certification (former empl) (Entered: 10/27/1992)
10/27/1992	235	MOTION by Belmont Shelter Corp for an order modifying record on appeal (no return) (former empl) (Entered: 10/28/1992)
10/27/1992	236	MEMORANDUM by Belmont Shelter Corp in support of [235-1] motion modifying record on appeal (former empl) (Entered: 10/28/1992)
10/28/1992	237	AFFIDAVIT (DECLARATION) of Ellen M. Yacknin by Jessie Comer in opposition to [235-1] motion modifying record on appeal (former empl) (Entered: 10/28/1992)
10/28/1992	238	ORDER denying [235-1] motion modifying record on appeal, directing Clerk to file letter from Barbra Kavanaugh dated 9/21/92, etc. (signed by Judge John T. Curtin) Notice and copy of order sent to Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Shirley Troutman, Alice L. Brown, Ellen

		Yacknin, Michael L. Hanley, Barbra A. Kavanaugh, Sharon M. Porcellio, Charles Swanekamp (former empl) (Entered: 10/28/1992)
10/28/1992	239	LETTER to Judge Curtin from Barbra Kavanaugh dated 9/21/92 (former empl) (Entered: 10/28/1992)
10/28/1992	240	DESIGNATION of Exhibits for record on appeal by plaintiffs-appellants (DR) (Entered: 10/29/1992)
10/28/1992	241	CERTIFICATE OF SERVICE of Designation of Exhibits for Record on Appeal (DR) (Entered: 10/29/1992)
10/28/1992		Minute entry: meeting held w/counsel; appeal pending from Order of the District Court; dispute over letter of 9/21/92 which was not docketed and made part of the record; court orders that this letter be docketed and made part of the record; documents referred to in the letter are to be marked as exhibits (former empl) (Entered: 11/05/1992)
10/29/1992		Mailed Index to Record on Appeal, copy of docket entries, and Clerk's Certificate to Clerk, USCA (DR) (Entered: 10/29/1992)
10/29/1992	242	TRANSCRIPT of Proceedings (Meeting) before Judge Curtin on 9/21/92 (former empl) (Entered: 10/30/1992)
11/03/1992	243	ORDER, extending pltf's time to respond to papers filed by def't BMHA to 11/30/92; (signed by Judge John T. Curtin) Notice and copy of order sent to Sheldon Melnitsky, Mark R. Walling, John Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Shirley Troutman, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Barbra A. Kavanaugh, Sharon M. Porcellio, Charles Swanekamp (former empl) (Entered: 11/04/1992)
11/30/1992		Certified and transmitted supplemental index to record on appeal to U.S. Court of Appeals (DR) (Entered: 11/30/1992)
11/30/1992	244	MOTION to Intervene as named pl'tfs & class representatives by Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry (former empl) (Entered: 12/01/1992)
11/30/1992	245	MEMORANDUM by Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry in support of [244-1] motion to Intervene as named pl'tfs & class representatives (former empl) (Entered: 12/01/1992)
11/30/1992	246	AFFIDAVIT of Barbra Kavanaugh in support of [244-1] motion to Intervene as named pl'tfs & class representatives (former empl) (Entered: 12/01/1992)
12/07/1992	247	ORDER, Response to Motion reset to 12/21/92 for [244-1] motion to Intervene as named pl'tfs & class representatives ; counsel for parties shall notify court as to whether or not successive applications for intervention may be made, etc.; (signed by Judge John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Shirley Troutman, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 12/08/1992)
12/16/1992	248	LETTER to Judge Curtin from Barbra A. Kavanaugh dated 12/14/92 (former empl) (Entered: 12/17/1992)
12/21/1992	249	AFFIDAVIT by City of Buffalo, NY, James D. Griffin in opposition to [244-1] motion to Intervene as named pl'tfs & class representatives by Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry (former empl) (Entered: 12/23/1992)
12/21/1992	250	MEMORANDUM by Richard L. Higgins in opposition to [244-1] motion to Intervene as named pl'tfs & class representatives by Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry (former empl) (Entered: 12/23/1992)

12/21/1992	251	CERTIFICATE OF SERVICE by Richard L. Higgins of Memorandum in Opposition on 12/21/92 (former empl) (Entered: 12/23/1992)
12/21/1992	252	MEMORANDUM by Bflo. Mun. Housing in opposition to [244-1] motion to Intervene as named pltf's & class representatives by Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry (former empl) (Entered: 12/23/1992)
12/21/1992	253	AFFIDAVIT of Ian A. Bradford by Bflo. Mun. Housing in opposition to [244-1] motion to Intervene as named pltf's & class representatives by Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry (former empl) (Entered: 12/23/1992)
12/23/1992	254	MOTION by Jack Kemp, US Dept. of H.U.D. to Stay proceedings with respect to pltf's motion to intervene, pending court's ruling on all dispositive & class certification motions (no ret date) (former empl) (Entered: 12/23/1992)
01/06/1993	255	ORDER, directing that before deciding whether certain individuals shall be permitted to intervene, the court will decide motion to dismiss (signed by Judge John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James Schmit, Sally S. Mennen, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Shirley Troutman, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 01/06/1993)
02/10/1993	256	JUDGMENT OF USCA (certified copy) affirming the Order of District Court Re: [231-1] appeal by Yvonne Primm, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer, [230-1] appeal by Yvonne Primm, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer (DR) (Entered: 02/11/1993)
02/12/1993	257	ORDER, making the mandate of the USCA the judgment of this Court (signed by Judge John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Paul J. Campana, Patricia Sharin Flagg, James C. Brylinski, Michael A. Battle, Stuart A. Licht, Shirley Troutman, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Jonathan A. Mugel, Carol E. Heckman, Charles C. Swanekamp (DR) (Entered: 02/18/1993)
02/19/1993	258	LETTER from Michael L. Hanley re: availability to the Court to facilitate resolution of outstanding motions (SMO) (Entered: 02/22/1993)
03/23/1993	259	REPLY AFFIDAVIT of Paula Sebastian by Bflo. Mun. Housing in opposition to motion for class certification and response to [246-1] support affidavit (former empl) (Entered: 03/23/1993)
03/23/1993	260	AFFIDAVIT of Sally S. Mennen by Bflo. Mun. Housing in reply to pltf's atty's [246-1] support affidavit (former empl) (Entered: 03/23/1993)
05/11/1993	261	LETTER to Judge Curtin from Mark R. Walling dated 5/7/93 re deft Higgins joining deft BMHA's motion to dismiss complaint (former empl) (Entered: 05/11/1993)
05/28/1993	262	SUPPLEMENTAL MEMORANDUM by Jack Kemp, US Dept. of H.U.D. in support of motion to dismiss and in opposition to pltf's motion for class certification (former empl) (Entered: 06/01/1993)
06/02/1993	263	ORDER, granting summary jgmt and Dismissing Belmont complaint in its entirety , granting summary jgmt and dismissing the RAC complaint in its entirety, that BMHA pltf's Rosemary Comer, Jessie Comer, J. Culverhouse & H. Grimes lack standing necessary to pursue declaratory & prospective injunctive relief sought, insofar as compensatory damage for past discrimination is concerned, pltf's may individually pursue such claims; that pltf's claims agnst deft Higgins concerning federal projects are dismissed & those claims pertaining to state projects are severed from this action; that pltf's file an amended complaint limited to remaining claims in this case; that pltf's file separate complaint limited to those state claims alleged agnst deft Higgins; that pltf's motion for class certification in BMHA complaint is denied. (signed by Judge John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter

		Morrow III, James N. Schmit, Sally S. Mennen, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Shirley Troutman, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Jonathan A. Mugel, Charles C. Swanekamp (former empl) (Entered: 06/02/1993)
06/09/1993	268	Copy of LETTER to Elaine Goldsmith, Clerk, CA from Michael E. Robinson, Atty, Civil Division, DOJ, dated 6/7/93 (cc Judge Curtin) (former empl) (Entered: 06/30/1993)
06/15/1993	264	ORDER, Amending appearance list in [263-1] order dated 6/2/93; (signed by Judge John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally Mennen, Patricia Sharin Flagg, James C. Brylinski, Stuart Licht, Shirley Troutman, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 06/18/1993)
06/21/1993	265	MOTION by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Annette McCutcheon, Yvonne Primm, Matilda Santiago, Rosetta Weeden, Bflo. League-Public for Certification and Entry of Final Judgment (ret 7/7/93, 9:00) (former empl) (Entered: 06/22/1993)
06/21/1993	266	ORDER, Response to Motion reset to 7/2/93 for [265-1] motion for Certification and Entry of Final Judgment , Motion Hearing set for 3:00 7/7/93 for [265-1] motion for Certification and Entry of Final Judgment (signed by Judge John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Shirley Troutman, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 06/22/1993)
06/21/1993	267	ORDER OF USCA (certified copy) Re: [231-1] appeal by Yvonne Primm, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer denying petitioners Writ of Mandamus (DR) (Entered: 06/24/1993)
07/02/1993	269	MEMORANDUM by Bflo. Mun. Housing in opposition to [265-1] motion for Certification and Entry of Final Judgment by plaintiff (former empl) (Entered: 07/06/1993)
07/02/1993	270	RESPONSE by Jack Kemp, US Dept. of H.U.D. to [265-1] motion for Certification and Entry of Final Judgment by plaintiff (former empl) (Entered: 07/06/1993)
07/02/1993	271	RESPONSE by Richard L. Higgins to [265-1] motion for Certification and Entry of Final Judgment by plaintiff (former empl) (Entered: 07/06/1993)
07/02/1993	272	CERTIFICATE OF SERVICE by Richard L. Higgins (former empl) (Entered: 07/06/1993)
07/07/1993		Status conference/oral argument held on Rule 54B certification; submitted (former empl) (Entered: 07/12/1993)
07/14/1993	273	ORDER any party desiring to file written comments on the BMHA's memo filed 7/2/93 may do so n/l/t 7/30/93. The court will then issue an order (signed by Judge John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Shirley Troutman, Paul J. Campana, Patricia Sharin Flagg, James C. Brylinski, Michael A. Battle, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Jonathan A. Mugel, Carol E. Heckman, Charles C. Swanekamp (former empl) (Entered: 07/20/1993)
07/14/1993		Deadline updated: Parties to respond in writing to 7/2/93 BHMA's memo; response by 7/30/93 (former empl) (Entered: 07/20/1993)
07/23/1993	274	REPLY/RESPONSE by Jessie Comer, et al. to Order of 7/14/93 to deflt BMHA's Memorandum filed 7/2/93 . (former empl) (Entered: 07/26/1993)
07/29/1993		Status conference/meeting held with counsel for pltf & State of NY & City of Bflo; various motions were discussed and extesive dialogue had w/court & counsel; court

		to file an order (former empl) (Entered: 08/03/1993)
07/30/1993	276	NOTICE OF APPEAL by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Annette McCutcheon, Yvonne Primm, Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry, and proposed intervenor–plaintiffs. Fee Status: Paid \$105.00 Receipt #45740 (copy mailed to C. Swanekamp, S. Porcellio, S. Troutman, S. Licht, J. Brylinski, P. Flagg, S. Mennen, J. Schmit, R. Morrow, J. Lane, M. Walling, S. Melnitsky, and to Clerk, USCA, with copy of docket entries) (USCA Forms C and D to B. Kavanaugh) (DR) Modified on 08/05/1993 (Entered: 08/05/1993)
08/04/1993	275	LETTER to Judge Curtin from Barbra A. Kavanaugh dated 8/3/93 (former empl) (Entered: 08/04/1993)
08/12/1993	277	LETTER to Clerk, U.S. Court of Appeals from James N. Schmit dated 8/6/93 (cc Judge Curtin) (former empl) (Entered: 08/16/1993)
08/19/1993	278	ORDER, Dismissing claims agnst the State defendant , directing Clerk to enter final jgmt in favor of defts RAC, Belmont, Town of Amherst, HUD, Kemp and the State in accordance with this order and court's prior order of 6/2/93; denying application to direct jgmt as to action agnst BMHA and City of Buffalo; set Discovery deadline to 2:00 9/15/93 (signed by Senior USDJ John T. Curtin) Notice copy of order sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Shirley Troutman, Patricia Sharin Flagg, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 08/20/1993)
08/20/1993	279	JUDGMENT for Belmont Shelter Corp, Rental Assistance Co, Jack Kemp, US Dept. of H.U.D., Town of Amherst, NY, Richard L. Higgins (Clerk). Notice and copy of judgment sent to Barbra A. Kavanaugh, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Shirley Troutman, Patricia Sharin Flagg, James C. Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (former empl) (Entered: 08/20/1993)
08/20/1993	280	REPLY/RESPONSE (LETTER) by Bflo. Mun. Housing, James N. Schmit dated 7/28/93 . (former empl) (Entered: 08/24/1993)
09/09/1993	281	AMENDED NOTICE OF APPEAL by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Annette McCutcheon, Yvonne Primm, Matilda Santiago, Rosetta Weeden, Bflo. League–Public, Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry , and proposed intervenor–plaintiffs. Fee Status: Paid \$105.00 Receipt #46049 (copy mailed to E. Yackin, M. Hanley, A. Brown, J. Schmit, S. Mennen, R. Morrow, and to Clerk, USCA, with copy of docket entries) (USCA Forms C and D to B. Kavanaugh) (DR) Modified on 09/30/1993 (Entered: 09/14/1993)
09/16/1993	282	NOTICE OF APPEAL by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Annette McCutcheon, Yvonne Primm, Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry, Dorothy Solomon, Saren Lewis, Betty Smith . (copy mailed to E. Yackin, M. Hanley, A. Brown, J. Schmit, S. Mennen, R. Morrow, and to Clerk, USCA, with copy of docket entries) (DR) (Entered: 11/19/1993)
09/17/1993	283	LETTER to Judge Curtin from Barbra A. Kavanaugh dated 9/15/93, requesting an adjournment of discovery conference to 10/25/93 at 9:00 (former empl) Modified on 11/19/1993 (Entered: 09/20/1993)
09/17/1993		Discovery hearing reset to 9:00 10/25/93 (former empl) (Entered: 09/20/1993)
09/20/1993		Received USCA Scheduling Order Re: [281–1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Bflo. League–Public, Rosetta Weeden, Matilda Santiago, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel

		Culverhouse, Rosemary Comer, Jessie Comer, [276-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer USCA NUMBER: 93-6207 Record due 10/5/93 (DR) (Entered: 09/20/1993)
10/05/1993		Certified and transmitted index to record on appeal to U.S. Court of Appeals: [281-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Bflo. League-Public, Rosetta Weeden, Matilda Santiago, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer (DR) (Entered: 10/05/1993)
10/20/1993		Received USCA Scheduling Order Re: [281-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Bflo. League-Public, Rosetta Weeden, Matilda Santiago, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer USCA NUMBER: 93-6253 Record due 11/5/93 (DR) (Entered: 10/20/1993)
10/28/1993		Return of order to show cause; Tele-conference held; all parties have not had opportunity to read supporting papers; telephone conference reset to 2:00 11/3/93 (former empl) (Entered: 10/28/1993)
11/03/1993		Meeting and Tele-conference held and several topics were discussed. (SMO) (Entered: 11/17/1993)
11/05/1993	284	ORDER, stating that all plaintiff-intervention motions still pending on 6/2/93 were dismissed in the decision and order of that date. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (former empl) Modified on 11/19/1993 (Entered: 11/09/1993)
11/09/1993		Certified and transmitted index to record on appeal to U.S. Court of Appeals: [281-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Bflo. League-Public, Rosetta Weeden, Matilda Santiago, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer (DR) (Entered: 11/09/1993)
11/09/1993	285	NOTICE OF APPEAL by Dorothy Solomon, Saren Lewis, Betty Smith, Karen Edmond, Odessa Edwards, Penny Ferguson, Claude Fletcher, Ronda Mays, Jane Pennick, Tyrone Pennick, Darlene Perry . Fee Status: Paid \$105.00 Receipt #48716 (copy mailed to J. Schmit, S. Mennen, R. Morrow, Daniel Smirlock, and to Clerk, USCA, with copy of docket entries) (USCA Forms C, C-A, and D to B. Kavanaugh) (DR) Modified on 11/19/1993 (Entered: 11/10/1993)
12/15/1993	286	JUDGMENT OF USCA (certified copy) Re: [285-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, [282-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer, [276-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer (USCA Docket Nos. 93-6207, 93-6253, 93-6333) modifying Order of the USCA to reflect that it does not dismiss proposed intervenors' appeal from the denial of their intervention motion with respect to their claims against Buffalo Municipal Housing Authority (DR) Modified on 12/15/1993 (Entered: 12/15/1993)
12/20/1993	287	ORDER, making the mandate of the USCA the Judgment of this Court (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Shirley Troutman, Paul J. Campana, Patricia Sharin Flagg, James C. Brylinski, Michael A. Battle, Stuart A.

		Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Jonathan A. Mugel, Carol E. Heckman, Charles C. Swanekamp (DR) (Entered: 12/20/1993)
06/28/1994		Meeting set for 3:00 on 7/15/94 pursuant to notice from courtroom deputy (mj) (Entered: 07/05/1994)
09/08/1994	288	ORDER, set Status Conference for 2:00 9/22/94 regarding opinion of Court of Appeals, etc. Parties to notify court in writing by 9/19/94 regarding a proposed schedule to resolve remaining issues, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (mj) (Entered: 09/15/1994)
09/21/1994	289	ORDER OF USCA (certified copy) Re: [285-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, [282-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer, [281-1] appeal by Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Bflo. League-Public, Rosetta Weeden, Matilda Santiago, Yvonne Primm, Annette McCutcheon, Hazel Grimes, Jewel Culverhouse, Rosemary Comer, Jessie Comer affirming in part and vacating in part the judgment of District Court, and remanding to District Court for further proceedings consistent with the opinion of the USCA (DR) Modified on 09/21/1994 (Entered: 09/21/1994)
09/22/1994		Meeting held with Barbara Kavanaugh-JTC (mj) (Entered: 09/30/1994)
09/30/1994	290	LETTER to Judge Curtin from Barbara Kavanaugh regarding meeting, etc. (mj) (Entered: 09/30/1994)
10/12/1994	291	ORDER, reset Status Conference for 10/20/94 (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, John P. Lane, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (mj) (Entered: 10/20/1994)
10/28/1994	292	LETTER to Judge Curtin from B. Kavanagh regarding class certification, etc. (mj) (Entered: 10/28/1994)
10/31/1994		Meeting held with counsel who advise on status of settlement, etc.; parties to continue to work on problems, etc.; further, Meeting set for 12/12/94 - JTC (mj) (Entered: 11/01/1994)
11/01/1994	293	LETTER to Judge Curtin from Mark Walling regarding Kavanaugh's 10/27/94 letter, etc. (mj) (Entered: 11/01/1994)
11/02/1994	294	ORDER, set Settlement Conference for 3:00 12/12/94 ; parties to delay filing of motions until after the conference (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (mj) (Entered: 11/08/1994)
11/09/1994	295	TRANSCRIPT of proceeding held on 10/31/94 before Judge Curtin (mj) (Entered: 11/10/1994)
11/18/1994	296	ORDER OF USCA (certified copy) that costs shall be taxed against the appellees in favor of the appellants Jessie Comer, et al (DR) (Entered: 11/18/1994)
11/18/1994		Bill of costs, certified copy, USCA, taxed in the amount of \$1500.55 in favor of appellants Jessie Comer, et al; this statement of costs is attached to and made part of the USCA Mandate filed in District Court on 11/18/94 (DR) (Entered: 11/22/1994)
12/12/1994		Meeting held with counsel; parties to hold a settlement conference later this month; Meeting set for 2:00 1/19/95-JTC (mj) (Entered: 12/19/1994)

12/16/1994	297	ORDER set Status Conference/meeting for 12/22/94 to discuss plan; parties also to meet on 1/19/95, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (mj) (Entered: 12/20/1994)
12/21/1994	298	MOTION by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Annette McCutcheon, Yvonne Primm, Matilda Santiago, Rosetta Weeden, Buffalo League—Public to implement mandate of 2nd Circuit Court (mj) (Entered: 12/22/1994)
12/21/1994	299	MOTION by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Annette McCutcheon, Yvonne Primm, Matilda Santiago, Rosetta Weeden, Buffalo League—Public for Reconsideration of [263–1] order (mj) (Entered: 12/22/1994)
12/21/1994	300	MEMORANDUM by Jessie Comer, Rosemary Comer, Jewel Culverhouse, Hazel Grimes, Annette McCutcheon, Yvonne Primm, Matilda Santiago, Rosetta Weeden, Buffalo League—Public in support of [299–1] motion for Reconsideration of [263–1] order (mj) (Entered: 12/22/1994)
12/21/1994	301	CERTIFICATE OF SERVICE (mj) (Entered: 12/22/1994)
12/21/1994	302	CERTIFICATE OF SERVICE (mj) (Entered: 12/22/1994)
12/27/1994	303	ORDER directing defendants' Response to Motion reset to 12/12/95 for [298–1] motion to implement mandate of 2nd Circuit Court , and Motion Hearing set for 2:00 1/19/95 for [298–1] motion to implement mandate of 2nd Circuit Court (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (mj) (Entered: 12/27/1994)
12/30/1994	304	LETTER to Judge Curtin from Lisa Olson regarding responses, etc. (mj) (Entered: 01/03/1995)
12/30/1994	305	ORDER, to modify order of 12/27/94 regarding length of responses, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (mj) (Entered: 01/04/1995)
01/06/1995	306	LETTER to Judge Curtin from Phillip Thielman regarding responses to motion, etc. (mj) (Entered: 01/06/1995)
01/09/1995	307	LETTER to Judge Curtin from Charles Swanekamp regarding responses, etc. (mj) (Entered: 01/10/1995)
01/11/1995	308	LETTER to Judge Curtin from Sharon Porcellio regarding order of 12/27/94, etc. (mj) (Entered: 01/11/1995)
01/12/1995	311	LETTER to Judge Curtin from Diane Devlin regarding motion for reconsideration (mj) (Entered: 01/19/1995)
01/17/1995	309	LETTER to Judge Curtin from James Schmitt regarding plaintiffs' motion, etc. (mj) (Entered: 01/17/1995)
01/17/1995	310	LETTER to Judge Curtin from Barbara Kavanagh regarding outstanding issues, etc. (mj) (Entered: 01/17/1995)
01/19/1995		Meeting held; pending motion to consolidated different classes; parties to respond in 6 weeks; Meeting set for 1:30 2/3/95–JTC (mj) (Entered: 01/27/1995)
01/24/1995	312	ORDER, reset Meeting for for 1:30 2/3/95 , and Response to Motion reset to 3/2/95 for [299–1] motion for Reconsideration of [263–1] order, reset to 3/2/95 for [298–1] motion to implement mandate of 2nd Circuit Court, reset to 3/2/95 for [265–1] motion for Certification and Entry of Final Judgment (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, Sheldon Melnitsky, Mark R. Walling, John P. Lane, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, Shirley

		Troutman, Paul J. Campana, Patricia Sharin Flagg, James C. Brylinski, Michael A. Battle, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Jonathan A. Mugel, Carol E. Heckman, Charles C. Swanekamp (SMO) (Entered: 01/30/1995)
02/03/1995		Minute entry: Meeting held; proposed settlement decree reviewed by all parties; set Brief deadline to 3/5/95 , and set Status Conference for 2:00 3/7/95 –JTC (mj) (Entered: 02/09/1995)
02/06/1995	313	TRANSCRIPT of proceeding held on 1/19/95 before Judge Curtin (mj) (Entered: 02/06/1995)
02/07/1995	314	ORDER, Response to Motion reset to 3/2/95 for [299–1] motion for Reconsideration of [263–1] order , and set Status Conference for 2:00 3/7/95 (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, Alice L. Brown, Ellen Yacknin, Michael L. Hanley (mj) (Entered: 02/08/1995)
02/24/1995	315	TRANSCRIPT of proceeding held before Judge Curtin on 7/7/93 (mj) (Entered: 02/24/1995)
02/24/1995	316	TRANSCRIPT of proceeding held before Judge Curtin on 7/29/93 (mj) (Entered: 02/24/1995)
02/24/1995	317	TRANSCRIPT of proceeding before Judge Curtin held on 12/12/94 (mj) (Entered: 02/24/1995)
02/24/1995	318	TRANSCRIPT of proceeding held before Judge Curtin on 2/3/95 (mj) (Entered: 02/24/1995)
02/28/1995	319	RESPONSE by defendant Belmont Shelter Corp to [298–1] motion to implement mandate of 2nd Circuit Court, and in the alternative, a cross motion to alter or amend an order of class certification. (JMD) (Entered: 03/03/1995)
02/28/1995		CROSS MOTION by defendant Belmont Shelter Corp to Amend or Alter an Order of Class Certification. (JMD) (Entered: 03/03/1995)
03/02/1995	320	MOTION by Federal Defendant to alter or amend plaintiffs' proposed sub–class definitions (DMS) (Entered: 03/06/1995)
03/02/1995	321	MEMORANDUM by Jack Kemp in support of [320–1] motion to alter or amend Plaintiff's Proposed Sub–Class Definitions (DMS) (Entered: 03/06/1995)
03/02/1995	321	RESPONSE by Jack Kemp to: 1) [299–1] plaintiff's motion for Reconsideration of [263–1] order and 2) [298–1] motion to implement mandate of 2nd Circuit Court (DMS) (Entered: 03/06/1995)
03/02/1995	322	LETTER to Clerk of Court by Diane Y. Devlin, counsel for Defendant City of Buffalo, joining in response of defendant Rental Assistance Corporation of Buffalo to plaintiff's motion to Implement Mandate of Second Circuit when it is filed (DMS) (Entered: 03/06/1995)
03/02/1995	323	RESPONSE by Town of Amherst, NY, who adopts the response of the defendant, Belmont Shelter Corporation to [298–1] plaintiff's motion to implement mandate of 2nd Circuit Court and adopts the cross–motion of defendant, Belmont Shelter Corporation, to alter or to amend an order of class certification (DMS) (Entered: 03/06/1995)
03/03/1995	324	MEMORANDUM by Bflo. Mun. Housing in opposition to [299–1] plaintiff's Motion for Reconsideration of [263–1] order (DMS) (Entered: 03/06/1995)
03/03/1995	327	LETTER to Judge Curtin from Diane Roberts regarding filing of papers, etc. (mj) (Entered: 03/07/1995)
03/06/1995	325	CROSS MOTION by Rental Assistance Co to Amend/Alter order regarding class certification (mj) (Entered: 03/07/1995)

03/06/1995	326	MEMORANDUM by Rental Assistance Co in support of [325-1] cross motion to Amend/Alter order regarding class certification, etc. (mj) (Entered: 03/07/1995)
03/07/1995		Meeting held; discussion regarding class representation and plaintiff to respond by 3/28/95; Meeting set for 2:00 4/11/95-JTC (mj) (Entered: 03/20/1995)
03/08/1995	328	ORDER, plaintiffs' Response to Motion reset to 3/28/95 for [320-1] motion to alter or amend, reset to 3/28/95 for [254-1] motion to Stay , and Motion Hearing set for 4/11/95 for [320-1] motion to alter or amend, set for 4/11/95 for [254-1] motion to Stay (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 03/13/1995)
03/23/1995	329	LETTER to Judge Curtin from Barbra Kavanaugh regarding petition for mandamus, etc. (mj) (Entered: 03/27/1995)
03/27/1995	330	TRANSCRIPT of proceeding held before Judge Curtin on 3/7/95 (mj) (Entered: 03/27/1995)
03/29/1995	331	LETTER to Judge Curtin from Barbara Kavanaugh regarding conversation with Linda Hassberg, etc. (mj) (Entered: 03/29/1995)
03/29/1995	332	LETTER to Judge Curtin from Stuart Licht regarding class certification, etc. (mj) (Entered: 03/29/1995)
03/29/1995	333	LETTER to Judge Curtin from Charles Swanekamp regarding mandamus petition, etc. (mj) (Entered: 03/29/1995)
03/30/1995	334	LETTER to Judge Curtin from Phillip A. Thielman regarding Barbara Kavanaugh's letter, etc. (mj) (Entered: 03/30/1995)
03/30/1995	335	LETTER to Judge Curtin from Sharon Porcellio regarding mandamus petition, etc. (mj) (Entered: 03/30/1995)
03/30/1995	336	LETTER to Judge Curtin from Stuart Licht regarding class certification, etc. (mj) (Entered: 03/30/1995)
03/30/1995	337	ORDER, to Extend Time , and plaintiff's Response to Motion reset to 4/3/95 for [298-1] motion (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 03/31/1995)
04/03/1995	338	REPLY to response to [298-1] motion to implement mandate of 2nd Circuit Court by plaintiffs (mj) (Entered: 04/03/1995)
04/06/1995	339	MOTION by Federal defendants to Extend Time (mj) (Entered: 04/06/1995)
04/07/1995	340	MOTION by Federal Defendants to Extend Time to reply (mj) (Entered: 04/10/1995)
04/07/1995	341	REPLY/RESPONSE by Federal Defendants [320-1] motion to alter or amend (mj) (Entered: 04/10/1995)
04/11/1995	342	ORDER granting [340-1] motion to Extend Time to 4/7/95 to reply (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 04/11/1995)
04/11/1995		Meeting held with counsel; discussion and Court certifies class; further, Meeting set for 2:00 5/10/95-JTC (mj) (Entered: 04/17/1995)
04/12/1995	343	ORDER defining Rental Assistance class and Belmont Shelter class , and set Status Conference for 5/10/95 ; if settlement cannot be reached, proposed discovery schedule due by 5/5/95, etc. (signed by Senior USDJ John T. Curtin) Notice and

		copy of order sent to Barbra A. Kavanaugh, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 04/13/1995)
04/25/1995	344	TRANSCRIPT hearing held on 4/11/95 before Judge Curtin. (mj) (Entered: 04/25/1995)
05/01/1995	346	LETTER to Judge Curtin from Ellen Yacknin regarding class certification, etc. (mj) (Entered: 05/02/1995)
05/02/1995	345	LETTER to Judge Curtin from Joseph Kelemen regarding change of attorney (mj) (Entered: 05/02/1995)
05/02/1995	347	LETTER to Judge Curtin from Sharon Porcellio objecting to certain statements in 4/19/95 letter, etc. (mj) (Entered: 05/05/1995)
05/04/1995	348	LETTER to Judge Curtin From John Lane regarding requested documents, etc. (mj) (Entered: 05/05/1995)
05/09/1995	349	LETTER to Judge Curtin from Sharon Porcellio regarding objection to certain statements, etc. (mj) (Entered: 05/09/1995)
05/09/1995	350	LETTER to Judge Curtin from Ellen Yacknin regarding proposed discovery schedule. (mj) (Entered: 05/09/1995)
05/10/1995		Meeting held with counsel; settlement meetings shall continue and discovery shall wait for present; adjourned to 6/5/95 for report on settlement discussions (deadline previously set by notice from chambers)-JTC (mj) (Entered: 05/18/1995)
05/17/1995	351	ORDER, set Settlement Conference for 6/5/95 (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 05/17/1995)
05/18/1995	352	LETTER to Judge Curtin from Ellen Yacknin regarding proposed discovery schedule, etc. (mj) (Entered: 05/18/1995)
06/02/1995	353	TRANSCRIPT of proceeding held before Judge Curtin on 5/10/95 (mj) (Entered: 06/02/1995)
06/05/1995		Status report held; plaintiffs have filed settlement proposal and defendants to respond by 6/29/95; Status conference set at 11:00 on 6/29/95-JTC (mj) (Entered: 06/09/1995)
06/06/1995	354	ORDER, set Status Conference for 11:00 6/29/95 (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 06/07/1995)
06/19/1995	355	ORDER OF USCA (certified copy) granting petitioners withdrawal of mandamus petition without prejudice to renew reassignment application (DR) (Entered: 06/21/1995)
06/21/1995	356	ORDER, reset meeting/Status Conference for 11:00 7/14/95 (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 06/27/1995)
07/14/1995		Status report meeting held; parties are working on settlement; further Status conference set at 1:00 10/2/95-JTC (mj) (Entered: 07/19/1995)
07/14/1995		Status report meeting held; parties are working on settlement; Meeting set for 1:00 10/2/95-JTC (mj) (Entered: 07/27/1995)

07/24/1995	357	STATUS REPORT by federal defendants regarding settlement. (mj) (Entered: 07/25/1995)
08/08/1995	358	TRANSCRIPT of proceeding held before Judge Curtin on 6/5/95 (mj) (Entered: 08/08/1995)
09/26/1995	359	FEDERAL DEFENDANTS' SECOND STATUS REPORT REGARDING SETTLEMENT (mj) (Entered: 09/26/1995)
10/02/1995		Meeting held with counsel on progress; discussions held; 2 additional status meeting set— one on 10/17/95 and a Meeting set for 10:00 11/13/95—JTC (mj) (Entered: 10/17/1995)
10/04/1995	360	ORDER, set Status Conference for 1:00 10/17/95 , set Meeting for 10:00 11/13/95. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Jonathan A. Mugel, Charles C. Swanekamp (JMD) (Entered: 10/06/1995)
10/11/1995	361	TRANSCRIPT of meeting held before Judge Curtin on 7/14/95 (mj) (Entered: 10/12/1995)
10/11/1995	362	TRANSCRIPT of meeting held before Judge Curtin on 10/4/95 (mj) (Entered: 10/12/1995)
10/17/1995		Meeting held with counsel regarding status report; same appearances as 10/2/95 meeting; responses are due in two weeks and proposals discussed at length; meeting set for 11/13/95—JTC (mj) (Entered: 10/17/1995)
10/17/1995		Meeting set for 10:00 11/13/95—JTC (mj) (Entered: 10/17/1995)
10/18/1995	363	ORDER, set Status Conference/meetings for 11/13/95 and 12/18/95 ; plaintiffs to file written response before meeting set for 12/18/95 (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 10/24/1995)
11/02/1995	364	LETTER (copy) to attorneys from Charles Carra regarding proposed consent decree, etc. (mj) (Entered: 11/07/1995)
11/13/1995		Status report—court informed settlement talks are progressing well; Meeting set for 12/18/95—JTC (mj) (Entered: 11/29/1995)
11/21/1995	365	ORDER withdrawing the [298–1] motion to implement mandate of 2nd Circuit Court; if settlement meetings are not effective, this motion shall be restored, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 11/22/1995)
12/14/1995		Notice from chambers setting a Meeting for 11:00 on 12/18/95 (mj) (Entered: 12/14/1995)
12/18/1995		Meeting held with counsel who advise that two meetings were held; parties to continue to negotiating; Meeting set for 1:00 1/16/96 and 2/20/96 at 1:00—JTC (mj) (Entered: 12/28/1995)
12/20/1995	366	TRANSCRIPT of proceeding held before Judge Curtin on 10/17/95 (mj) (Entered: 12/22/1995)
12/20/1995	367	TRANSCRIPT of proceeding before Judge Curtin on 10/17/95 (mj) (Entered: 12/22/1995)
01/24/1996	368	LETTER to Judge Curtin from David Hayes regarding lead attorney, etc. (mj) (Entered: 01/24/1996)

03/06/1996	369	ORDER, set Meeting for for 1:00 4/10/96 and another meeting for 5/21/96 at 1:00 regarding various issues, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Barbra A. Kavanaugh (mj) (Entered: 03/11/1996)
04/10/1996		Status report; parties working on settlement agreement; further Status conferences set at 1:00 on 5/21/96 and 6/19/96 at 1:00-JTC (mj) (Entered: 05/01/1996)
05/21/1996		Meeting held with counsel who advise settlement talks are progressing, etc.; further Meetings set for 1:00 6/19/96, 1:00 7/17/96-JTC (mj) (Entered: 05/30/1996)
06/19/1996		Meeting held with counsel; status report; parties report they are making progress in Section 8, etc.; further Meeting set for 1:00 7/17/96 and 8/21/96 at 1:00-JTC (mj) (Entered: 07/08/1996)
07/17/1996		Status report; parties to meet and report back to court on accomplishments; further Meetings set for 8/21/96 and 9/17/96 at 1:00-JTC (mj) (Entered: 07/19/1996)
07/29/1996	370	STIPULATION and ORDER, to Substitute Attorney terminated attorney Joseph A. Keleman for Darlene Perry, Tyrone Pennick, Jane Pennick, Ronda Mays, Claude Fletcher, Penny Ferguson, Odessa Edwards, Karen Edmond, Buffalo League-Public, Annette McCutcheon, Jessie Comer and Added James W. Morrissey signed by Senior USDJ John T. Curtin . Notice and copy of order sent to James W. Morrissey, Joseph A. Keleman, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp . (mj) (Entered: 07/31/1996)
08/05/1996		Meeting held; plaintiff to file summary judgment motion by end of September-JTC (mj) (Entered: 08/15/1996)
08/06/1996		Telephone/settlement conference held; further conference set for 8/9/96-JTC (mj) (Entered: 08/15/1996)
08/09/1996		Tele-conference held; court informed that Common Council approved settlement agreement-JTC (mj) (Entered: 08/15/1996)
08/13/1996	371	TRANSCRIPT of proceeding held on 7/17/96 before Judge Curtin (mj) (Entered: 08/13/1996)
08/13/1996	372	ORDER set Meeting for for 10:00 9/5/96 ; further, the definition of the classes are amended, etc.; the notice of proposed settlement is approved, etc.; any potential class member who objects to approval shall file notice prior to hearing, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 08/14/1996)
08/13/1996	373	ORDER amended the definition of class, etc.; further approving notice of proposed settlement, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 08/14/1996)
08/13/1996	374	MEMORANDUM by all parties in support of joint request for approval of settlement (mj) (Entered: 08/14/1996)
08/13/1996	375	JOINT MOTION by all parties for approval of BMHA Settlement (mj) (Entered: 08/14/1996)
08/13/1996	376	JOINT MOTION by all parties for approval of RAC and Belmont Settlement (mj) (Entered: 08/14/1996)
08/13/1996	377	MEMORANDUM by all parties in support of [376-1] joint motion for approval of RAC and Belmont Settlement (mj) (Entered: 08/14/1996)

08/13/1996	378	LETTER (copy) to Stuart Licht from Michael Hanley dated 8/12/96 (mj) (Entered: 08/14/1996)
08/13/1996		Meeting held with counsel regarding signing the consent decrees, etc.-JTC (mj) (Entered: 08/19/1996)
08/19/1996		Meeting held with counsel who advise court regarding details of settlement agreement-JTC (mj) (Entered: 08/20/1996)
08/20/1996	379	LETTER to Judge Curting from Valerie Smith dated 8/19/96 (mj) (Entered: 08/21/1996)
08/20/1996	380	LETTER to Judge Curtin from Arthur Eve dated 8/16/96 (mj) (Entered: 08/21/1996)
08/21/1996	381	LETTER to Judge Curtin from Ernestine Ford dated 8/20/96 (mj) (Entered: 08/22/1996)
08/21/1996	382	LETTER to Judge Curtin from Arnie Blackwell dated 8/19/96 (mj) (Entered: 08/22/1996)
08/21/1996	383	LETTER to Judge Curtin from Lorraine White dated 8/21/96 (mj) (Entered: 08/22/1996)
08/21/1996	384	LETTER to Judge Curtin from Lori Stineman dated 8/21/96 (mj) (Entered: 08/22/1996)
08/21/1996	385	LETTER to Judge Curtin from Theresa Harris dated 8/16/96 (mj) (Entered: 08/22/1996)
08/22/1996	386	LETTER to Judge Curtin from Stephanie Gill dated 8/19/96 (mj) (Entered: 08/22/1996)
08/23/1996	387	LETTER to Judge Curtin from Kytia Balcarek dated 8/23/96 (mj) (Entered: 08/23/1996)
08/23/1996	388	LETTER to Judge Curtin from John Loder dated 8/21/96 (mj) (Entered: 08/23/1996)
08/23/1996	389	LETTER to Judge Curtin from Patricia Sanders dated 8/21/96 (mj) (Entered: 08/23/1996)
08/23/1996	390	LETTER to Judge Curtin from Eva DeBerry dated 8/18/96 (mj) (Entered: 08/23/1996)
08/27/1996	391	AFFIDAVIT by Gillian Brown, attorney for Buffalo Municipal Housing Re: posting of the Notice to Class members, etc. (mj) (Entered: 08/27/1996)
08/27/1996	392	LETTER to Judge Curtin from John Hernandez dated 8/20/96 (mj) (Entered: 08/28/1996)
08/27/1996	393	LETTER to Court from Hazel Grimes dated 8/23/96 (mj) (Entered: 08/28/1996)
08/27/1996	394	LETTER to Judge Curtin from Sharon Gardner dated 8/16/96 (mj) (Entered: 08/28/1996)
08/27/1996	395	LETTER to Judge Curtin from Barbara Daniels dated 8/26/96 (mj) (Entered: 08/28/1996)
08/27/1996	396	LETTER to Judge Curtin from Adell Thomas dated 8/24/96 (mj) (Entered: 08/28/1996)
08/27/1996	397	LETTER to Judge Curtin from Ellen Yacknin dated 8/15/96 (mj) (Entered: 08/28/1996)
08/27/1996	398	LETTER to Judge Curtin from Madeline Jones dated 8/26/96 (mj) (Entered: 08/28/1996)
08/27/1996	399	AFFIDAVIT by Gillian Brown, attorney for Buffalo Municipal Housing Re: distribution of Notice to Class Members, etc. (mj) (Entered: 08/28/1996)

08/28/1996	400	LETTER to Judge Curtin from Reletta Patterson dated 8/26/96 (mj) (Entered: 08/29/1996)
08/29/1996	401	LETTER to Judge Curtin from Carol Jackson dated 8/25/96 (mj) (Entered: 08/29/1996)
08/29/1996	402	LETTER to Judge Curtin from Brenda Severson dated 8/29/96 (mj) (Entered: 08/29/1996)
08/29/1996	403	LETTER to Judge Curtin from William Crayton dated 8/27/96 (mj) (Entered: 08/29/1996)
08/30/1996	404	LETTER to Judge Curtin from John Long dated 8/29/96 (mj) (Entered: 08/30/1996)
08/30/1996	405	LETTER to Judge Curtin from James Morrissey dated 8/29/96 (mj) (Entered: 08/30/1996)
08/30/1996	406	AFFIDAVIT of Mary Shine regarding mailing of notice, etc. (mj) (Entered: 08/30/1996)
08/30/1996		Meeting held; extensive discussion on notifying class, etc.-JTC (mj) (Entered: 09/24/1996)
09/03/1996	407	LETTER to Judge Curtin from Eric Anthony dated 9/3/96 (mj) (Entered: 09/03/1996)
09/03/1996	408	LETTER to Judge Curtin from Sonya Bryant dated 8/28/96 (mj) (Entered: 09/03/1996)
09/03/1996	409	LETTER to Judge Curtin from Rudolph Johnson dated 9/3/96 (mj) (Entered: 09/03/1996)
09/04/1996	410	LETTER to Judge Curtin from Jeanne Mahoney dated 8/31/96 (mj) (Entered: 09/04/1996)
09/04/1996	411	LETTER to Judge Curtin from Donna Simmons dated 8/31/96 (mj) (Entered: 09/04/1996)
09/04/1996	412	LETTER to Judge Curtin from Lillie Dunbar dated 9/4/96 (mj) (Entered: 09/04/1996)
09/04/1996	413	LETTER to Judge Curtin from Verna Merriweather dated 8/27/96 (mj) (Entered: 09/04/1996)
09/04/1996	414	LETTER to Judge Curtin from Pauline Price dated 8/27/96 (mj) (Entered: 09/04/1996)
09/04/1996	415	AFFIDAVIT by Kathleen O'Brien regarding notice, etc. (mj) (Entered: 09/04/1996)
09/05/1996	416	LETTER to Judge Curtin from Patrice Bailly dated 8/30/96 (mj) (Entered: 09/05/1996)
09/05/1996		Status conference held regarding court's approval of consent decree, etc.; this was an open hearing, etc.-JTC (mj) (Entered: 09/17/1996)
09/06/1996	417	Artical from Buffalo Alternative Press (mj) (Entered: 09/06/1996)
09/06/1996	418	LETTER to Judge Curtin from Ophelia Adams (mj) (Entered: 09/06/1996)
09/06/1996	419	LETTER to Judge Curtin from Dorothy Brown dated 8/18/96 (mj) (Entered: 09/06/1996)
09/06/1996	420	LETTER to Judge Curtin from concerned citizen dated 8/21/96 (mj) (Entered: 09/06/1996)
09/06/1996	421	LETTER to Judge Curtin from Scott Gehl dated 9/4/96 (mj) (Entered: 09/06/1996)
09/06/1996	422	LETTER to Judge Curtin from Ellen Grant Bishop/Phillip Santa Maria dated 9/4/96 (mj) (Entered: 09/06/1996)

09/06/1996	423	LETTER to Judge Curtin from Sharon West dated 9/5/96 (mj) (Entered: 09/06/1996)
09/06/1996	424	55 LETTERS to Judge Curtin from members of Calvary Baptist Church dated 8/27/96 (mj) (Entered: 09/06/1996)
09/06/1996	425	Statement by unidentified concerned citizen (mj) (Entered: 09/06/1996)
09/09/1996	426	List of Speakers (mj) (Entered: 09/09/1996)
09/09/1996	427	LETTER to Judge Curtin from Steven Polowitz dated 9/4/96 (mj) (Entered: 09/09/1996)
09/09/1996	428	Exhibits filed. (mj) (Entered: 09/09/1996)
09/09/1996	429	ORDER directing that consent decrees are approved and shall be filed and case is settled and closed; further, court shall have continuing jurisdiction, etc. (close case pursuant to conversation with chambers) (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to all attorneys (mj) (Entered: 09/11/1996)
09/09/1996	430	STIPULATION/CONSENT DECREE for Settlement signed by Senior USDJ John T. Curtin. Notice and copy of order sent to all attorneys. (mj) (Entered: 09/11/1996)
09/09/1996	431	STIPULATION and CONSENT DECREE for Settlement signed by Senior USDJ John T. Curtin. Notice and copy of order sent to all attorneys. (mj) (Entered: 09/11/1996)
09/09/1996		Case closed (mj) (Entered: 09/11/1996)
09/09/1996	453	BRIEF by plaintiffs in support of proposed consent decrees, etc. (document places in file prior to docketing – brought to clerk's attention on 9/27/96 and docketed on that date) (mj) (Entered: 09/27/1996)
09/09/1996	462	FINAL JUDGMENT and ORDER (nunc pro tunc pursuant to instructions from chambers–this document previously Exhibit 2 in Consent Decree) (signed by Senior USDJ John T. Curtin). Notice and copy of judgment sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 12/19/1996)
09/09/1996	463	FINAL JUDGMENT and ORDER (nunc pro tunc–pursuant to instructions from chambers; this document was previously exhibit F in the consent decree) (signed by Senior USDJ John T. Curtin). Notice and copy of judgment sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 12/19/1996)
09/11/1996	432	LETTER to Judge Curtin from Phillip Santa Maria dated 9/10/96 (mj) (Entered: 09/11/1996)
09/12/1996		Minute entry: Motion by certain defendants to amend the order of settlement; discussion held; motion granted and amended settlement to be filed–JTC (mj) (Entered: 09/24/1996)
09/16/1996	433	LETTER to Judge Curtin from Keith Bryant dated 9/16/96 (mj) (Entered: 09/16/1996)
09/16/1996	434	LETTER to Judge Curtin from Richard Kern dated 9/8/96 (mj) (Entered: 09/17/1996)
09/16/1996	435	Article dated 9/6 – 9/20 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	436	Notice printed in Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	437	Article dated 9/2 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)

09/16/1996	438	Article dated 9/96 (mj) (Entered: 09/17/1996)
09/16/1996	439	LETTER (copy) to Otis Glover from Richard Kern dated 9/3/96 (mj) (Entered: 09/17/1996)
09/16/1996	440	Article dated 8/9/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	441	Article dated 8/5/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	442	Article dated 7/27/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	443	Article dated 7/19/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	444	Article dated 8/24/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	445	Article dated 8/19/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	446	Article from Buffalo Alternative Press (no date indicated) (mj) (Entered: 09/17/1996)
09/16/1996	447	Article dated 7/13/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	448	Article dated 6/21/96 from Buffalo Alternative Press (mj) (Entered: 09/17/1996)
09/16/1996	449	Buffalo Alternative Press paper dated 9-6 - 9-20 (mj) (Entered: 09/17/1996)
09/16/1996	450	Buffalo Alternative Press paper dated 8/1996 (mj) (Entered: 09/17/1996)
09/17/1996	451	ORDER, to Amend [429-1] order regarding first sentence on page 6, etc. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 09/17/1996)
09/17/1996	452	TRANSCRIPT of proceeding held on 9/5/96 before Judge Curtin (4 pages) (mj) (Entered: 09/17/1996)
09/30/1996	454	STIPULATION and ORDER, between counsel for plaintiffs and counsel for the Federal Defendants regarding payment of attorney fees. signed by Senior USDJ John T. Curtin . Notice and copy of order sent to James W. Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. . (JMD) (Entered: 09/30/1996)
10/10/1996	455	LETTER to Stuart Licht from James Morrissey counsel for plaintiffs dated 10/9/96. (JMD) (Entered: 10/11/1996)
11/06/1996	456	LETTER (copy) to Stuart Licht and Howard Schmeltzer from Ellen Yacknin dated 10/24/96 (mj) (Entered: 11/07/1996)
11/12/1996	457	LETTER to Judge Curtin from James Morrissey dated 11/7/96 (mj) (Entered: 11/12/1996)
11/19/1996	458	ORDER set Meeting for for 10:00 12/17/96 for parties to show cause why relief sought by Ms. Smith should not be granted; copy of order to be sent to all attorneys and Ms. Smith (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to Sharon Smith, James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 11/20/1996)
12/09/1996		Meeting held with counsel; status report on process of settlement-JTC (mj) (Entered: 12/13/1996)
12/16/1996	459	BRIEF/response by federal defendants regarding [458-1] order (mj) (Entered: 12/17/1996)
12/17/1996	460	STIPULATION and ORDER directing that letters and notices provided for in consent decree be sent within 30 days after parties are notified of awarded of the CHC Contract, etc. signed by Senior USDJ John T. Curtin . Notice and copy of

		order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp . (mj) (Entered: 12/18/1996)
12/17/1996		Status conference held; complaint by Sharon SMith RE: mistreatment by employees of HUD, etc.; argument held; transcripts to be prepared and a further meeting shall be set by court-JTC (mj) (Entered: 12/20/1996)
12/18/1996	461	LETTER to Judge Curtin from Stuart Licht dtd 12/16/96 regarding exhibits from consent decrees, etc. (mj) (Entered: 12/18/1996)
12/23/1996	464	LETTER to Judge Curtin from David Hayes dated 12/18/96 (mj) (Entered: 12/23/1996)
01/13/1997	465	LETTER to Judge Curtin from James Morrissey dated 1/9/97 (mj) (Entered: 01/13/1997)
02/04/1997	466	TRANSCRIPT of motion hearing before Judge Curtin on 9/5/96 (71 pages) (mj) (Entered: 02/04/1997)
03/14/1997	467	Certificate from City Clerk's Office regarding Section 8 Housing Funds (mj) (Entered: 03/17/1997)
05/29/1997	468	AFFIDAVIT by David Hayes, attoreny for City of Buffalo Re: Stipulation of settlement, etc. (mj) (Entered: 05/30/1997)
05/29/1997		Received from City of Buffalo – Request for proposals for Serving as a Community Housing Center... (mj) (Entered: 05/30/1997)
05/29/1997	469	CERTIFICATE OF SERVICE (mj) (Entered: 05/30/1997)
06/09/1997	470	JOINT MOTION by parties for approval of consent order and amended consent decree (proposed documents forwarded to chambers with motion) (mj) (Entered: 06/09/1997)
06/09/1997		Meeting held to determine how to proceed with settlement; Meeting set for 3:00 on 6/26/97-JTC (mj) (Entered: 06/12/1997)
06/26/1997	471	AMENDED STIPULATION and CONSENT DECREE for Settlement signed by Senior USDJ John T. Curtin . Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp . (mj) (Entered: 06/30/1997)
06/26/1997	472	CONSENT DECREE/ORDER (by Senior USDJ John T. Curtin) Notice and copy to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (mj) (Entered: 06/30/1997)
06/26/1997		Meeting held-court approves consent decree-JTC (mj) (Entered: 07/01/1997)
10/10/1997	473	STIPULATION and ORDER directing that the City of Buffalo offer Section 8 Certificates to named plaintiffs/intervenors, etc. ; this modifies the procedures under the consent decree, etc. signed by Senior USDJ John T. Curtin . Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp . (mj) (Entered: 10/10/1997)
11/14/1997	474	ORDER, to Substitute Attorney terminated attorney Charles C. Swanekamp for Belmont Shelter Corp Added Charles C. Swanekamp pursuant to change of Law Firm by attorney Swanekamp. (signed by Senior USDJ John T. Curtin) Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp (JMD) (Entered: 11/17/1997)

01/12/1998	475	LETTER to Judge Curtin from David Hayes dated 1/9/98. (mj) (Entered: 01/13/1998)
02/03/1998	476	AFFIDAVIT by David Hayes, attorney for City of Buffalo, NY Re: request for proposals, etc. (mj) (Entered: 02/03/1998)
02/03/1998		Received Request for proposals for serving as a Community Housing Center. (mj) (Entered: 02/03/1998)
03/06/1998	477	Copy of Request for Proposals for serving as a Community Housing Center (mj) (Entered: 03/09/1998)
04/07/1998	478	LETTER to Judge Curtin from Charles S. Carra, dated 03/27/98 (DMS) (Entered: 04/07/1998)
05/07/1998	479	LETTER (copy) to Attorneys in action from David Hayes dated 4/30/98. (mj) (Entered: 05/07/1998)
05/21/1998	480	LETTER (copy) to J. Morrissey, M. Hanley and E. Yacknin from David Hayes dated 5/18/98. (mj) (Entered: 05/21/1998)
06/22/1998	481	LETTER to Judge Curtin from David Hayes dated 6/19/98. (mj) (Entered: 06/22/1998)
12/23/1998	482	LETTER to USDJ Curtin from David Hayes dated 12/18/98 (mj) (Entered: 12/23/1998)
01/28/1999	483	LETTER (copy) to attorneys from David Hayes dated 1/26/99 (mj) (Entered: 01/29/1999)
04/07/1999	484	LETTER to USDJ Curtin from Charles Carra dated 4/6/99 (mj) (Entered: 04/07/1999)
06/30/1999	485	LETTER to USDJ Curtin from David Hayes dated 6/25/99 (mj) (Entered: 06/30/1999)
11/05/1999		Minute entry: Considerable discussions had regarding the consent decree; Court signs decree—JTC (mj) (Entered: 11/19/1999)
11/16/1999	486	STIPULATION and ORDER amending the consent decree, etc. signed by Senior USDJ John T. Curtin . Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp . (mj) (Entered: 11/17/1999)
11/16/1999	487	STIPULATION and ORDER to amend the consent decree (please refer to document for specific amendments.) signed by Senior USDJ John T. Curtin . Notice and copy of order sent to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp . (mj) (Entered: 11/17/1999)
11/19/1999	488	LETTER to USDJ Curtin from Scott Gehl dated 11/18/99 (with attachments) (mj) (Entered: 11/22/1999)
01/03/2000	489	LETTER to USDJ Curtin from Michael Riseman dated 12/23/99 (mj) (Entered: 01/04/2000)
05/16/2000	490	LETTER to Judge Curtin from David Hayes Assistant Corporation Counsel on behalf of defendant City of Buffalo dated 5/12/00 (JMD) (Entered: 05/16/2000)
05/16/2000	491	LETTER to Judge Curtin from Stuart Licht counsel for defendant HUD dated 5/12/00 (JMD) (Entered: 05/16/2000)
05/16/2000	492	LETTER to Judge Curtin from Sharon Porcellio counsel for defendant Rental Assistance dated 5/9/00 (JMD) (Entered: 05/17/2000)
05/23/2000	493	LETTER to Judge Curtin from Charles Cara dated 5/18/00 (4 pages) (DMZ) (Entered: 05/24/2000)

06/27/2000	494	LETTER to Judge Curtin from David Hayes dated June 26, 2000 (DMZ) (Entered: 06/27/2000)
01/03/2001	495	LETTER to Judge Curtin from David Hayes dated 12/28/00 (DMZ) (Entered: 01/03/2001)
07/09/2001	496	LETTER to Judge Curtin from David Hayes dated 6/26/01 (DMZ) (Entered: 07/09/2001)
01/04/2002	497	LETTER to Judge Curtin from David Hayes dated 12/26/01 (DMZ) (Entered: 01/04/2002)
03/11/2002	498	JOINT MOTION by plaintiffs and Buffalo Municipal Housing Authority, City of Buffalo, New York for approval of Consent Order and Second Amended Consent Decree with supporting papers (proposed Consent Order submitted) (DMZ) Modified on 03/12/2002 (Entered: 03/12/2002)
03/28/2002	499	CONSENT ORDER re: settlement (signed by Senior USDJ John T. Curtin) Notice and copy to James W. Morrissey, Daniel Smirlock, R. Peter Morrow III, David R. Hayes, Diane Y. Devlin, James N. Schmit, Sally S. Mennen, James C. Brylinski, Stuart A. Licht, Alice L. Brown, Ellen Yacknin, Michael L. Hanley, Sharon M. Porcellio, Charles C. Swanekamp, Linda Hassberg, Judy S. Hernandez (SG) (Entered: 03/29/2002)
06/28/2002	500	LETTER to Judge Curtin from David R. Hayes dated 6/26/02 (DMZ) (Entered: 06/28/2002)
04/23/2004	<u>501</u>	Letter from Michael Hanley and Joseph Keleman, dated 4/20/04, to Judge Curtin (DZ,) (Entered: 04/23/2004)
04/29/2004	<u>502</u>	Faxed Letter from Michael Hanley, dated 4/27/04, to Judge Curtin (DZ,) (Entered: 04/29/2004)
04/30/2004	<u>504</u>	ORDER granting permission for Housing Opportunities Made Equal, Inc. to appear amicus curiae. Signed by Hon. John T. Curtin on 4/29/04. (DZ,) (Entered: 05/05/2004)
05/05/2004	503	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 5/3/2004. Plaintiffs' counsel requested meeting because consent decree will expire on July 1, 2004. All parties agreed that the decree should be extended. They will enter into a written agreement and submit it to the court by June 1, 2004. At present, there is a \$500,000 shortfall to finance HOME. The parties will meet so that a suitable settlement can be reached. A further meeting will be held with court on May 26, 2004, at 2 p.m. Appearances: Michael Hanley, Joseph Keleman, and Dan Kohane for Plaintiffs; Richard Stanton for Buffalo Urban Renewal Agency; Michael Risman for City of Buffalo. Court time: 3:15 – 4:00 p.m. (Court Reporter Janet Curry.) (JEC,) Modified on 5/5/2004 (JEC,). *** Add James Brylinski appearing for HUD*** (Entered: 05/05/2004)
05/05/2004		NOTICE of Hearing: Status Conference set for 5/26/2004 02:00 PM before Hon. John T. Curtin. (JEC) (Entered: 05/05/2004)
05/10/2004	<u>505</u>	Letter from Judy Hernandez, dated 5/6/04, to Judge Curtin (DZ,) (Entered: 05/11/2004)
05/12/2004	<u>506</u>	NOTICE of Appearance by Paul J. Campana on behalf of United States Department of Housing and Urban Development (Campana, Paul) (Entered: 05/12/2004)
05/25/2004	<u>507</u>	ORDER directing any interested party to respond in writing to questions posed (see attached order) regarding letter recently received from Judy Hernandez, attorney for Buffalo Municipal Housing Authority. Signed by Hon. John T. Curtin on 05/21/04. (JEC) (Entered: 05/25/2004)
05/27/2004	<u>508</u>	ORDER directing plaintiffs' counsel to supply additional information to attorney for BMHA relative to extension of consent decree by 5/28/2004. Motion for extension of consent decree and motion asking for specific payment plan from City due by 6/4/2004. Responses due by 6/14/2004 Oral Argument set for 6/16/2004 10:15 AM before Hon. John T. Curtin. Signed by Hon. John T. Curtin on 05/27/04.

		(JEC) (Entered: 05/27/2004)
05/28/2004	509	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 5/26/2004. The proposed extension of the consent decree was discussed. Counsel for BMHA stated that at present she could not agree to the extension. The court directed counsel to meet in an attempt to resolve this matter; if it cannot be resolved, the court directed plaintiff's counsel to file a motion. A discussion was also held on the City's obligation for payment. The court directed plaintiff's counsel to file a motion if this matter cannot be resolved as well. Order to follow. Appearances: Michael Hanley and Joseph Keleman for Plaintiffs; Richard Stanton; Michael Risan for City; Judy Hernandez for BMHA. Court time: 2:15 – 2:55 p.m. (Court Reporter Kimberly Picone) (JEC) (Entered: 05/28/2004)
06/04/2004	<u>510</u>	MOTION Modification and Extension of The "Second Amendments to Stipulation of Settlement and Consent Decree" dated March 11, 2002 by Jessie Comer. (Attachments: # <u>1</u> Affidavit Motion, Affidavit and Supporting Exhibits)(Kelemen, Joseph) (Entered: 06/04/2004)
06/04/2004	<u>511</u>	AFFIDAVIT in Support re <u>510</u> MOTION Modification and Extension of The "Second Amendments to Stipulation of Settlement and Consent Decree" dated March 11, 2002 filed by Housing Opportunities Made Equal, Inc. (HOME). (Kohane, Dan) (Entered: 06/04/2004)
06/07/2004	<u>512</u>	Certificate of Service re <u>511</u> Affidavit in Support of Motion <i>Certificate of Service</i> by Housing Opportunities Made Equal, Inc. (HOME) filed by Housing Opportunities Made Equal, Inc. (HOME). (Kohane, Dan) Modified on 6/8/2004 (DZ,). (Entered: 06/07/2004)
06/07/2004	<u>513</u>	CERTIFICATE OF SERVICE by Jessie Comer re <u>510</u> MOTION Modification and Extension of The "Second Amendments to Stipulation of Settlement and Consent Decree" dated March 11, 2002 (Kelemen, Joseph) (Entered: 06/07/2004)
06/07/2004		E-Filing Correction: <u>512</u> event modified to indicate document is a Certificate of Service in support of the affidavit (DZ,). (DZ,) (Entered: 06/08/2004)
06/14/2004	<u>514</u>	Cross MOTION to Modify the 2002 Consent Decree <i>as to the BMHA</i> by Buffalo Municipal Housing Authority. (Hernandez, Judy) (Entered: 06/14/2004)
06/14/2004	<u>515</u>	AFFIDAVIT of <i>Modesto Candelario in Support of the BMHA's Cross-Motion to Modify and in Opposition to Plaintiff's Motion to Modify and Extend the 2002 Consent Decree</i> by Buffalo Municipal Housing Authority filed by Buffalo Municipal Housing Authority. (Hernandez, Judy) (Entered: 06/14/2004)
06/14/2004	<u>516</u>	MEMORANDUM IN OPPOSITION re <u>510</u> MOTION Modification and Extension of The "Second Amendments to Stipulation of Settlement and Consent Decree" dated March 11, 2002 <i>and in Support of BMHA's Cross-Motion to Modify the 2002 Consent Decree</i> by Buffalo Municipal Housing Authority filed by Buffalo Municipal Housing Authority. (Hernandez, Judy) (Entered: 06/14/2004)
06/15/2004	<u>517</u>	MOTION to Amend Consent Decree by Buffalo Municipal Housing Authority, City of Buffalo, NY. (Attachments: # <u>1</u> Exhibit Risan Affidavit# <u>2</u> Exhibit Tolbert Affidavit# <u>3</u> Exhibit Wanamaker Affidavit# <u>4</u> Certificate of Service)(JMD,) (Entered: 06/15/2004)
06/18/2004	518	Minute Entry for proceedings held before Judge John T. Curtin: Oral Argument/Meeting held on 6/17/2004 with counsel to discuss matters relative to plaintiffs' request to modify and extend consent decree. The court ruled that it will extend the consent decree for 30 days to give the parties an opportunity to try to resolve this matter. The court will set further meeting dates. Order to follow. Appearances: Michael Hanley, Joseph Keleman, and Dan Kohane for Plaintiffs; Michael Risan, Richard Stanton, and Judy Hernandez for Defendants. Court time: 2:15 – 3:05 p.m.. (Court Reporter Kimberly Picone) (JEC) (Entered: 06/18/2004)
06/18/2004	<u>519</u>	ORDER granting <u>510</u> in part Motion to modify and extend consent decree. The court extended the force and effect of the consent decree for 30 days from the current expiration date of 6/30/2004 to give the parties an opportunity to engage in further settlement efforts. Further meeting will be held with counsel for plaintiffs

		and counsel for the City on 6/25/2004 at 10:30 a.m., and further meeting will be held with counsel for plaintiffs and counsel for BMHA on 7/07/2004 at 2 p.m. Signed by Judge John T. Curtin on 06/18/2004. (JEC) Additional attachment(s) added on 6/21/2004 (JEC,). Additional attachment(s) added on 6/21/2004 (JEC,). Additional attachment(s) added on 6/21/2004 (JEC,). Additional attachment(s) added on 6/21/2004 (JEC,). Additional attachment(s) added on 6/21/2004 (JEC,). (Entered: 06/18/2004)
06/18/2004		Set Deadlines/Hearings: Status Conference set for 6/25/2004 10:30 AM before Hon. John T. Curtin. (DZ,) (Entered: 06/21/2004)
06/22/2004		E-Filing Error Corrected: <u>519</u> ORDER granting <u>510</u> in part Motion to modify and extend consent decree. The court extended the force and effect of the consent decree for 30 days from the current expiration date of 6/30/2004 to give the parties an opportunity to engage in further settlement efforts. Further meeting will be held with counsel for plaintiffs and counsel for the City on 6/25/2004 at 10:30 a.m., and further meeting will be held with counsel for plaintiffs and counsel for BMHA on 7/07/2004 at 2 p.m. Signed by Judge John T. Curtin on 06/18/2004. (JEC) Additional attachment(s) added on 6/21/2004 (JEC). ***AMENDED ATTACHMENT TO INCLUDE ORDER IN ITS ENTIRETY*** (JEC) (Entered: 06/22/2004)
06/25/2004	<u>520</u>	Copy of Letter from Judy Hernandez, dated 6/21/04, to Michael Hanley (DZ,) (Entered: 06/25/2004)
06/29/2004	521	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 6/29/2004. Counsel reported on the progress of their settlement efforts. The court set a further meeting for 7/19/2004 at 2:30 p.m. to discuss further progress. The court stated that it will extend the consent decree for 90 days from 7/30/2004. The meeting previously set for 7/7/2004 at 2 p.m. with BMHA will remain on the court's calendar. Appearances: Michael Hanley, Joseph Kelemen, and Dan Kohane for Plaintiffs; Michael Risman and Richard Stanton for Defendants. Court time: 11:00 – 11:20 a.m.; 11:45 a.m. – 12:00 p.m. (Court Reporter Kimberly Picone.) (JEC,) (Entered: 06/29/2004)
06/29/2004	<u>522</u>	ORDER pursuant to meeting of 6/25/2004. The court directed counsel to set forth the terms and status of current settlement proposal in a letter to the court. Status Conference set for 7/19/2004 02:00 PM before Hon. John T. Curtin. The court will extend the force and effect of the consent decree as it applies to both the City and BMHA for 90 days from the current expiration date of 7/30/2004. The meeting previously set for 7/7/2004 with counsel for plaintiffs and BMHA will remain on the court's calendar. Signed by Hon. John T. Curtin on 06/28/2004. (JEC,) (Entered: 06/29/2004)
07/02/2004	<u>523</u>	Letter from Richard E. Stanton, Esq., dated June 24, 2004, to Michael L. Hanley (JMD,) (Entered: 07/02/2004)
07/08/2004	524	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 7/7/2004 with counsel for plaintiffs and counsel for defendant BMHA. Counsel reported to the court that they have been able to come to a resolution of some of the remaining issues and will continue to work toward final resolution. They reported that they do not believe that it will not be necessary to make application for further extension of the consent decree. Appearances: Michael Hanley and Joseph Kelmen for Plaintiffs; Judy Hernandez for Defendant BMHA. Court time: 2:05 – 2:20 p.m. (Court Reporter Kimberly Picone.) (JEC) (Entered: 07/08/2004)
07/16/2004	<u>525</u>	STATUS REPORT <i>Copy of Letter from Michael Hanley dated 7/16/04, to Richard Stanton</i> by Jessie Comer. (Kelemen, Joseph) (Entered: 07/16/2004)
07/16/2004		E-Filing Error : <u>525</u> STATUS REPORT *document to be refiled in document format with a certificate of service (letters are to be sent directly to the Judge) (DZ,) (Entered: 07/19/2004)
07/21/2004	<u>526</u>	ORDER pursuant to meeting on 7/19/2004. The court directs counsel for plaintiffs and H.O.M.E. to file Joint Statement of Claim/ Simplification of Issues by 8/3/2004, along with proposed schedule for discovery and briefing in preparation

		for hearing. The court will then issue further order setting briefing and hearing schedule. Signed by Hon. John T. Curtin on 07/20/2004. (JEC) (Entered: 07/21/2004)
07/21/2004	<u>527</u>	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 7/19/2004. Counsel reported that they have been unable to resolve all of the aspects of the current dispute. The court directed counsel for plaintiffs and H.O.M.E. to file joint statement of claim by 8/3/2004, along with a proposed discovery schedule and briefing. The court will then issue further order setting briefing and hearing schedule. Order to follow. Appearances: Michael Hanley, Joseph Kelemen, and Dan Kohane for Plaintiffs; Richard Stanton and Michael Risman for Defendants. Court time: 3:50 – 4:20 p.m. (Court Reporter Kimberly Picone.) (JEC,) (Entered: 07/21/2004)
08/31/2004	<u>528</u>	DISCOVERY PLAN by Jessie Comer.(Kelemen, Joseph) (Entered: 08/31/2004)
09/03/2004		NOTICE of Hearing: Status Conference set for 9/20/2004 02:00 PM before Hon. John T. Curtin. (JEC) (Entered: 09/03/2004)
09/21/2004	<u>529</u>	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 9/20/2004 to discuss plaintiffs' Statement of Claims in Dispute and Proposed Discovery Plan. Parties agree certain adjustments need to be made in both the statement of claim and the discovery schedule. Parties will make revisions and resubmit, as soon as practicable, a Joint Proposed Statement of Claims and Proposed Discovery Plan for the court's review and entry as an order in the case. Plaintiffs' counsel also reported that they are in the process of working out an agreement with the BMHA. Appearances: Michael Hanley, Joseph Kelemen, and Andrea Schillaci for Plaintiffs; Michael Risman, Corporation Counsel for City of Buffalo. Court time: 2:00 – 2:30 p.m. (JEC,) (Entered: 09/21/2004)
10/14/2004	<u>530</u>	Letter from Michael Hanley, dated 10/6/04, to Judge Curtin (DZ,) (Entered: 10/15/2004)
11/17/2004	<u>531</u>	TRANSCRIPT of Proceedings held on 6/25/04 before Judge John T. Curtin. Court Reporter: Michele McLaughlin. (pages 1–14) (Transcript maintained in paper form in the Clerk's office.) (DZ,) (Entered: 11/17/2004)
11/17/2004	<u>532</u>	TRANSCRIPT of Proceedings held on 9/20/04 before Judge John T. Curtin. Court Reporter: Michelle McLaughlin. (pages 1–12) (Transcript maintained in paper form in the Clerk's office.) (DZ,) (Entered: 11/17/2004)
09/01/2005		NOTICE of Hearing: Status Conference set for 10/7/2005 11:00 AM before Hon. John T. Curtin. (JEC) (Entered: 09/01/2005)
09/07/2005		NOTICE of Hearing: Status Conference set for 10/3/2005 10:30 AM before Hon. John T. Curtin. (JEC) (Entered: 09/07/2005)
09/08/2005	<u>533</u>	NOTICE of Appearance by Bryan E. Miller on behalf of Buffalo Municipal Housing Authority (Miller, Bryan) (Entered: 09/08/2005)
10/03/2005	<u>534</u>	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 10/3/2005. Some monies are still due from the City to H.O.M.E. The parties reported that some \$368,000.00 is still at issue, and they are working towards a settlement of the remaining issues in this case. Plaintiffs' counsel has sent a proposal to the City, and the Corporation Counsel reports that the Office of Strategic Planning is reviewing it and he will be able to report back as to the status of this at the next meeting. The Corporation Counsel reported that the City has included \$100,000.00 in this year's budget, and it intends to do the same in next year's budget as well. It is not foreseeable as to what will occur after that time. Plaintiffs' counsel explained to the court that there was an order in the past directing payment which has not been fulfilled, but his client is willing to try to negotiate a final settlement if that can be done. He will send to the court a copy of his proposal. The court will also direct plaintiffs' counsel to send to the court a brief explanation of the status of this matter, why the City is in default, and a general statement of what he believes should happen in the future, along with the settlement proposal. The court set a further meeting for 11/02/2005 at 11 a.m. Appearances: Joe Keleman, Dan Kohane, Brian Miller, Michael Risman,

		Corporation Counsel. Court time: 10:30 – 10:55 a.m.(Court Reporter Michelle McLaughlin.) (JEC) (Entered: 10/03/2005)
10/13/2005	<u>535</u>	Letter from Dan D. Kohane, dated 10/11/05, to Judge Curtin (DZ,) (Entered: 10/17/2005)
10/31/2005	<u>536</u>	Copy of Letter from Joseph A. Kelemen, dated 10/28/05, to Michael B. Risman (DZ,) (Entered: 11/01/2005)
11/02/2005		NOTICE of Hearing: Status Conference set for 11/14/2005 10:45 AM before Hon. John T. Curtin. (JEC) (Entered: 11/02/2005)
11/14/2005	537	Minute Entry for proceedings held before Judge John T. Curtin: Status Conference held on 11/14/2005. The court directed counsel for plaintiffs to submit a proposed order to the court for resolution of the pending motion by 12/2/2005. A further meeting will then be held on 12/8/2005 at 10:45 a.m. Order to follow. Appearances: Michael Hanley, Joseph Kelemen, and Dan Kohane for Plaintiffs; Michael Risman for Defendants. Court time: 10:45 – 11:45 a.m. (Electronic Court Recorder Operator Janet Curry) (JEC) (Entered: 11/15/2005)
11/17/2005	<u>538</u>	ORDER directing that counsel for plaintiff submit proposed order for resolution of pending motion by 12/2/2005. Meeting set for 12/8/2005 10:45 AM to settle the order. Signed by Hon. John T. Curtin on 11/15/2005. (JEC) (Entered: 11/17/2005)
12/08/2005	540	Minute Entry for proceedings held before Judge John T. Curtin: Settlement Conference held on 12/8/2005. The court directed counsel to prepare stipulation and order for final settlement and deliver it to the court by 12/9/2005. Appearances: Joseph Kelemen, Michael Hanley, and Daniel Kohane for Plaintiffs; Michael Risman, Corporation Counsel, Bryan Miller, and Richard Stanton for Defendants. Court time: 11:15 a.m. – 12:00 p.m. (JEC). (Entered: 12/13/2005)
12/09/2005	<u>539</u>	STIPULATION by Housing Opportunities Made Equal, Inc. (HOME). (Kohane, Dan) Modified on 12/12/2005 to indicate document is a Stipulation, not a Stipulation and Order**(DZ,). (Entered: 12/09/2005)
12/09/2005		E-Filing Notification: <u>539</u> STIPULATION (Kohane, Dan) text Modified on 12/12/2005 to indicate document is a Stipulation, not a Stipulation and Order**(DZ,). (DZ,) (Entered: 12/12/2005)
12/13/2005		E-Filing Notification: 540 Minute Entry for proceedings held before Judge John T. Curtin: Settlement Conference held on 12/8/2005. The court directed counsel to prepare stipulation and order for final settlement and deliver it to the court by 12/9/2005. Appearances: Joseph Kelemen, Michael Hanley, and Daniel Kohane for Plaintiffs; Michael Risman, Corporation Counsel, Bryan Miller, and Richard Stanton for Defendants. Court time: 11:15 a.m. – 12:00 p.m. (JEC). (Edited docket entry to include Bryan Miller in Appearances.) (JEC) (Entered: 12/13/2005)
12/13/2005	<u>541</u>	STIPULATION AND ORDER between defendant City of Buffalo, Plaintiffs, and Housing Opportunities Made Equal satisfying in full the City's obligations under Paragraph 59 of the 1997 Amended Consent Decree (Item 479, and as extended by Item 499). Signed by Hon. John T. Curtin on 12/13/2005. (JEC) (Entered: 12/13/2005)
10/25/2006	<u>542</u>	First MOTION to Enforce Judgment (<i>request for Court Conference</i>) by Housing Opportunities Made Equal, Inc. (HOME).(Kohane, Dan) (Entered: 10/25/2006)
10/25/2006		E-Filing Notification: <u>542</u> First MOTION to Enforce Judgment (Kohane, Dan) **Request to be re-filed in proper document format with proof of service** Letters are should not be e-filed unless permission is granted from chambers. (DZ,) (Entered: 10/26/2006)
10/26/2006	543	NOTICE of Hearing: Status Conference set for 11/14/2006 10:00 AM before Hon. John T. Curtin. (JEC) (Entered: 10/26/2006)
10/26/2006		E-Filing Notification: 543 NOTICE of Hearing: Status Conference set for 11/14/2006 10:00 AM before Hon. John T. Curtin. Notice sent by regular mail to Alisa Lukasiewicz, Corporation Counsel, and Richard E. Stanton, Esq. (JEC) (Entered: 10/26/2006)

10/30/2006	<u>544</u>	NOTICE of Appearance by Jane B. Wolfe on behalf of Jack Kemp (Wolfe, Jane) (Entered: 10/30/2006)
11/14/2006	545	Minute Entry for proceedings held before Judge John T. Curtin: Meeting held in court on Plaintiffs' Application to enforce the terms of the court's previous order. The court directed the City that it will hold the City in contempt if they do not comply with the order of the court to provide a contract which satisfies the terms of the order within one week. The City may file a memorandum in writing by 11/21/2006 with the court explaining why the contract fulfills the terms of the order, citing regulations and explaining in detail why these regulations support the City's position. The court directed the City to supply these regulations to the court before the memorandum is filed. The court will meet with counsel on 11/21/2006 at 2 p.m. The court directed defense counsel to have the Corporation Counsel appear on the City's behalf on 11/21/2006. Appearances: Dan Kohane, Michael Hanley, and Joseph Kelemen for Plaintiffs; Eileen Fleming, Assistant Corporation Counsel, for the City. Court time: 10:10 – 10:50 a.m.(JEC) (Entered: 11/21/2006)
11/21/2006	546	Minute Entry for proceedings held before Judge John T. Curtin: Motion Hearing held on 11/21/2006 re <u>542</u> First MOTION to Enforce Judgment filed by Housing Opportunities Made Equal, Inc.(HOME). Counsel reported to the court that they have settled this matter and submitted a proposed order to the court for the court's signature, with one proposed change: the Defendant City of Buffalo shall pay HOME the said amounts within 30 days (changed from 10 days). The parties requested that the court annex Mr. Kohane's 11/20/2006 letter and the proposed contract as attachments to the order, and the court granted this request. Order to follow. Appearances: Dan Kohane and Joseph Kelemen for Plaintiffs; Lisa Yaeger, Assistant Corporation Counsel, for Defendants. Court time: 2:40 – 3:20 p.m. (Court Reporter Janet Curry.) (JEC,) (Entered: 11/21/2006)
11/24/2006	<u>547</u>	ORDER directing defendant City of Buffalo to pay HOME the sum of \$26,776.04 past due for the period ending 4/30/2006; and \$28,432.67 past due for the quarter ending 10/31/2006; and future payments shall be made on cost-reimbursement basis, to be billed quarterly by HOME, and defendant City shall provide payment within 20 days of submission by HOME. It is further ordered that this court will retain jurisdiction of this matter until the obligations have been paid in full. (Attachments: # <u>1</u> # <u>2</u>)(JEC) (Entered: 11/24/2006)