

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:03-cv-01062-RJL**

HUBBARD et al v. POTTER  
Assigned to: Judge Richard J. Leon  
Cause: 28:1343 Violation of Civil Rights

Date Filed: 05/14/2003  
Date Terminated: 07/31/2013  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**BRUCE C. HUBBARD**

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**Plaintiff**

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**Plaintiff**

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*TERMINATED: 12/08/2006*

**Shamoil Tamim Shipchandler**  
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**Plaintiff**

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*individually and on behalf of a class of*  
*persons similarly situated*

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**Plaintiff**

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**Plaintiff**

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V.

**Defendant**

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**Defendant**

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Date Filed	#	Docket Text
05/14/2003	<a href="#">1</a>	COMPLAINT against JOHN E. POTTER (Filing fee \$ 150.) , filed by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER.(nmw, ) (Entered: 05/16/2003)
05/14/2003		SUMMONS Not Issued as to JOHN E. POTTER (nmw, ) (Entered: 05/16/2003)
05/14/2003		SUMMONS (3) Issued as to JOHN E. POTTER, U.S. Attorney and U.S. Attorney General (nmw, ) (Entered: 05/16/2003)
05/30/2003	<a href="#">2</a>	ATTORNEY APPEARANCE. (McDaniel, Oliver) (Entered: 05/30/2003)
07/10/2003	<a href="#">3</a>	MOTION for Extension of Time to File Answer re <a href="#">1</a> Complaint or Other Response and Memorandum in Support Thereof by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 07/10/2003)
07/14/2003	<a href="#">4</a>	ORDER granting <a href="#">3</a> MOTION for Extension of Time to File Answer re <a href="#">1</a> Complaint or Other Respond. Defendant shall have up to and including 8/22/03, to answer or to

		otherwise respond. Signed by Judge Richard J. Leon on 7/12/03. (whb) (Entered: 07/14/2003)
08/04/2003	<a href="#">5</a>	MOTION for Extension of Time to File <i>Motion for Class Certification and Memorandum in Support Thereof</i> by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER. (Denig, Christopher) (Entered: 08/04/2003)
08/06/2003	<a href="#">6</a>	NOTICE of Appearance by Carla M. Mathers, James E. McCollum Jr. on behalf of BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (jf, ) (Entered: 08/07/2003)
08/22/2003	<a href="#">7</a>	ANSWER to Complaint by JOHN E. POTTER.(McDaniel, Oliver) (Entered: 08/22/2003)
10/27/2003	<a href="#">8</a>	NOTICE of Appearance by Elizabeth Elaine Gardner on behalf of all plaintiffs (Gardner, Elizabeth) (Entered: 10/27/2003)
11/13/2003	<a href="#">9</a>	ENTERED IN ERROR.....REPORT of Rule 26(f) Planning Meeting. (Denig, Christopher) Modified on 11/14/2003 (jf, ). (Entered: 11/13/2003)
11/13/2003	<a href="#">10</a>	MOTION to Dismiss, MOTION to Strike <a href="#">1</a> Complaint ( <i>Class Allegations</i> ) and <i>Memorandum of Points and Authorities in Support Thereof</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order # <a href="#">2</a> Attachment)(McDaniel, Oliver) (Entered: 11/13/2003)
11/14/2003		NOTICE OF CORRECTED DOCKET ENTRY. Document No. 9 was entered in error and counsel was instructed to re-file said pleading, using correct category. (jf, ) (Entered: 11/14/2003)
11/14/2003	<a href="#">11</a>	MEET AND CONFER STATEMENT. (Denig, Christopher) (Entered: 11/14/2003)
11/26/2003		Set/Reset Hearings: Status Conference set for 12/9/2003 03:00 PM in Courtroom 7 before Judge Richard J. Leon. (whb) (Entered: 11/26/2003)
11/28/2003	<a href="#">12</a>	Memorandum in opposition to motion re <a href="#">10</a> <i>to strike or dismiss the class allegations of the complaint</i> filed by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER. (Denig, Christopher) (Entered: 11/28/2003)
12/04/2003	<a href="#">13</a>	Consent MOTION to Continue <i>Status Conference</i> by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER. (Denig, Christopher) (Entered: 12/04/2003)
12/10/2003	<a href="#">14</a>	ORDER GRANTING re <a href="#">13</a> Consent MOTION to Continue <i>Status Conference</i> filed by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER Status Conference set for 1/13/2004 11:00 AM in Courtroom 7 before Judge Richard J. Leon. Signed by Judge Richard J. Leon on 12/8/03. (zwhb) (Entered: 12/10/2003)
12/10/2003	<a href="#">15</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">12</a> Memorandum in Opposition ( <i>Unopposed</i> ) and <i>Memorandum in Support Thereof</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 12/10/2003)
12/15/2003	<a href="#">16</a>	ORDER granting <a href="#">15</a> MOTION for Extension of Time to File Response/Reply as to <a href="#">12</a> Memorandum in Opposition and Memorandum in Support Thereof by JOHN E. POTTER Replies due by 12/17/2003.. Signed by Judge Richard J. Leon on 12/11/03. (zwhb) (Entered: 12/15/2003)
12/17/2003	<a href="#">17</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">12</a> Memorandum in Opposition ( <i>Two-Day</i> ) and <i>Memorandum in Support Thereof</i> by JOHN E. POTTER.

		(Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 12/17/2003)
12/19/2003	<a href="#">18</a>	First MOTION to Compel <i>Defendant to Respond to Plaintiffs' First Set of Interrogatories and Plaintiffs' First Request for Production of Documents</i> by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER. (Attachments: # <a href="#">1</a> Exhibit Plaintiffs' Discovery Requests# <a href="#">2</a> Text of Proposed Order Plaintiffs' Proposed Order re: Motion to Compel)(Denig, Christopher) (Entered: 12/19/2003)
12/19/2003	<a href="#">19</a>	REPLY to opposition to motion re <a href="#">10</a> <i>Defendant's Motion to Strike or Dismiss Class Action Allegations of the Complaint</i> filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 12/19/2003)
12/19/2003	<a href="#">20</a>	MOTION for Protective Order <i>and Memorandum in Support Thereof</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order # <a href="#">2</a> Attachment (Plaintiff's Discovery))(McDaniel, Oliver) (Entered: 12/19/2003)
12/19/2003	<a href="#">21</a>	MOTION for Extension of Time to <i>Respond to Plaintiffs' Pre-conference Discovery Requests, and Memorandum in Support Thereof</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 12/19/2003)
12/22/2003	<a href="#">22</a>	ORDER granting <a href="#">17</a> MOTION for Extension of Time to File Response/Reply as to <a href="#">12</a> Memorandum in Opposition (Two-Day) and Memorandum in Support Thereof by JOHN E. POTTER. Responses due by 12/19/2003. Signed by Judge Richard J. Leon on 12/20/03. (whb) (Entered: 12/22/2003)
01/05/2004	<a href="#">23</a>	ORDER granting <a href="#">21</a> MOTION for Extension of Time to Respond to Plaintiffs' Pre-conference Discovery Requests, and Memorandum in Support Thereof by JOHN E. POTTER. Defendant shall have thirty days after the Court orders the commencement of discovery in this case to respond to plaintiff's discovery requests dated November 14, 2003. Signed by Judge Richard J. Leon on 12/24/03. (whb) (Entered: 01/05/2004)
01/08/2004		Reset Hearings: Status Conference RE-set for 1/30/2004 02:30 PM in Courtroom 7 before Judge Judge Richard J. Leon. (whb) (Entered: 01/08/2004)
01/09/2004	<a href="#">24</a>	ORDERED, that the taking of discovery be stayed in this case, at this time, relieving Defendant of any obligation to respond to or object to the seventeen interrogatories and fifty requests to produce . Signed by Judge Richard J. Leon on 1/7/04. (whb) (Entered: 01/09/2004)
01/30/2004		Minute Entry for proceedings held before Judge Richard J. Leon : Status Conference held on 1/30/2004. Motion Hearing set for 4/23/2004 02:00 PM in Courtroom 7 before Judge Richard J. Leon. (Court Reporter PATTY GELS.) (whb) (Entered: 01/30/2004)
02/11/2004	<a href="#">25</a>	SUPPLEMENTAL MEMORANDUM <i>in Further Support of Plaintiffs' Class Action Complaint and in Support of Proceeding Immediately with Class Discovery</i> from Plaintiffs. (Attachments: # <a href="#">1</a> Affidavit Declaration of Carla Mathers# <a href="#">2</a> Exhibit Exhibit A March 20, 2002 USPS Memorandum# <a href="#">3</a> Exhibit Exhibit B USPS Affirmative Employment Plan Report)(Denig, Christopher) (Entered: 02/11/2004)
02/11/2004	<a href="#">26</a>	NOTICE of Appearance by Shamoil Tamim Shipchandler on behalf of BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (Shipchandler, Shamoil) (Entered: 02/11/2004)
02/11/2004	<a href="#">27</a>	SUPPLEMENTAL MEMORANDUM <i>IN SUPPORT OF MOTION TO STRIKE OR DISMISS CLASS ACTION ALLEGATIONS OF THE COMPLAINT</i> from John E. Potter. (McDaniel, Oliver) (Entered: 02/11/2004)
03/11/2004	<a href="#">28</a>	ORDER granting <a href="#">5</a> MOTION for Extension of Time to File Motion for Class

		Certification and Memorandum in Support Thereof by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER. Plaintiff's shall file their motion for class certification pursuant to Local Rule 23.1(b) at a time deemed appropriate by the Court. Signed by Judge Richard J. Leon on 3/10/04. (whb) (Entered: 03/11/2004)
04/23/2004		Minute Entry for proceedings held before Judge Richard J. Leon : Motion Hearing held on 4/23/2004 re <a href="#">10</a> MOTION to Dismiss, MOTION to Strike <a href="#">1</a> Complaint ( <i>Class Allegations</i> ) filed by JOHN E. POTTER-TAKEN UNDER ADVISEMENT. (Court Reporter Patty Gels.) (whb) (Entered: 04/23/2004)
05/26/2004	<a href="#">29</a>	MEMORANDUM OPINION AND ORDER: DENYING: re <a href="#">20</a> MOTION for Protective Order filed by JOHN E. POTTER, GRANTING IN PART: <a href="#">18</a> First MOTION to Compel Defendant to Respond to Plaintiffs' First Set of Interrogatories and Plaintiffs' First Request for Production of Documents filed by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER, GRANTING WITHOUT PREJUDICE: <a href="#">10</a> MOTION to Dismiss MOTION to Strike <a href="#">1</a> Complaint ( <i>Class Allegations</i> ) filed by JOHN E. POTTER. Signed by Judge Richard J. Leon on 5/26/04. (whb) (Entered: 05/26/2004)
06/18/2004	<a href="#">30</a>	Second MOTION for Extension of Time to Complete Discovery and Memorandum in Support Thereof by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order) (McDaniel, Oliver) (Entered: 06/18/2004)
07/12/2004		MINUTE ORDER granting <a href="#">30</a> Second MOTION for Extension of Time to Complete Discovery and Memorandum in Support Thereof by JOHN E. POTTER until July 15, 2004. Signed by Judge Richard J. Leon on 7/12/2004. (lcrjl2, ) (Entered: 07/12/2004)
07/16/2004	<a href="#">31</a>	MOTION for Extension of Time to Complete Discovery ( <i>For One Day</i> ) by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 07/16/2004)
07/20/2004	<a href="#">32</a>	NOTICE OF TRANSCRIPT FILED for Motion hearing held on dates April 23, 2004; Court Reporter: Patty A. Gels. (jf, ) (Entered: 07/23/2004)
07/27/2004	<a href="#">33</a>	ORDER granting <a href="#">31</a> MOTION for Extension of Time to Complete Discovery (For One Day) by JOHN E. POTTER. Defendant shall have up to an including 7/16/04, to respond to Plaintiff's discovery request. Signed by Judge Richard J. Leon on 7/24/04. (whb) (Entered: 07/27/2004)
02/08/2005	<a href="#">34</a>	MOTION for Judgment <i>on the Pleadings</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 02/08/2005)
02/08/2005	<a href="#">35</a>	NOTICE of Filing Corrected Certificate of Service by JOHN E. POTTER re <a href="#">34</a> MOTION for Judgment <i>on the Pleadings</i> (Attachments: # <a href="#">1</a> Corrected Certificate of Service) (McDaniel, Oliver) (Entered: 02/08/2005)
02/11/2005	<a href="#">36</a>	NOTICE of Filing Stipulated Privacy Protection Order by GEORGE R. WESTENBERGER, JOHN E. POTTER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ (Attachments: # <a href="#">1</a> Stipulated Privacy Protection Order)(McDaniel, Oliver) (Entered: 02/11/2005)
02/22/2005	<a href="#">37</a>	Memorandum in opposition to motion re <a href="#">34</a> filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Exhibit Exhibits 1-7)(Denig, Christopher) (Entered: 02/22/2005)
02/22/2005	<a href="#">38</a>	MOTION to Compel by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ.



		(Attachments: # <a href="#">1</a> Exhibit Exhibits 1-13)(Denig, Christopher) (Entered: 02/22/2005)
02/23/2005	<a href="#">39</a>	STIPULATED PRIVACY PROTECTION ORDER . Signed by Judge Richard J. Leon on 2/22/05. (whb) (Entered: 02/23/2005)
03/03/2005	<a href="#">40</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">37</a> Memorandum in Opposition, <a href="#">38</a> MOTION to Compel by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 03/03/2005)
03/08/2005		MINUTE ORDER granting <a href="#">40</a> Motion for Extension of Time to File Response/Reply to Plaintiffs' Opposition to Defendant's Motion for Judgment and An Opposition to Plaintiffs' Motion to Compel. It is further ordered that the defendant shall file said documents by March 23, 2005. Signed by Judge Richard J. Leon on 3/8/05. (lcrjl2, ) (Entered: 03/08/2005)
03/23/2005	<a href="#">41</a>	Second MOTION for Extension of Time to File Response/Reply as to <a href="#">37</a> Memorandum in Opposition, <a href="#">38</a> MOTION to Compel by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 03/23/2005)
03/28/2005	<a href="#">42</a>	REPLY to opposition to motion re <a href="#">34</a> filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 03/28/2005)
03/28/2005	<a href="#">43</a>	Second MOTION for Protective Order by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order # <a href="#">2</a> Memorandum of Points and Authorities)(McDaniel, Oliver) (Entered: 03/28/2005)
03/28/2005	<a href="#">44</a>	Memorandum in opposition to motion re <a href="#">38</a> filed by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Exh. A (Supp. Doc. Prod. 2/11/05)# <a href="#">2</a> Exh. B (Sample Survey Form)# <a href="#">3</a> Exh. C (Survey Results))(McDaniel, Oliver) (Entered: 03/28/2005)
03/29/2005	<a href="#">45</a>	NOTICE of Filing Exhibit by JOHN E. POTTER re <a href="#">43</a> Second MOTION for Protective Order, <a href="#">44</a> Memorandum in Opposition (Attachments: # <a href="#">1</a> Exhibit D (USPS Self-Identification of Handicap Form))(McDaniel, Oliver) (Entered: 03/29/2005)
04/05/2005		MINUTE ORDER granting nunc pro tunc <a href="#">41</a> Motion for Extension of Time to File Response/Reply to Plaintiff's Opposition to Defendant's Motion for Judgment and Opposition to Plaintiff's Motion to Compel. Defendant shall have up to and including March 28, 2005 to file a reply to Plaintiff's Opposition to Defendant's Motion for Judgment and an Opposition to Plaintiff's Motion to Compel. Signed by Judge Richard J. Leon on 4/5/05. (lcrjl2, ) (Entered: 04/05/2005)
04/07/2005	<a href="#">46</a>	REPLY to opposition to motion re <a href="#">43</a> filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Denig, Christopher) (Entered: 04/07/2005)
04/08/2005	<a href="#">47</a>	MOTION to Stay <i>Discovery</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 04/08/2005)
04/12/2005	<a href="#">48</a>	Memorandum in opposition to motion re <a href="#">47</a> filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Denig, Christopher) (Entered: 04/12/2005)
04/21/2005		MINUTE ORDER granting <a href="#">47</a> Defendant's MOTION to Stay Discovery. It is further ordered that all discovery in this matter is stayed pending decision on defendant's Motion for Judgment on the Pleadings. Signed by Judge Richard J. Leon on 4/21/05. (lcrjl2, ) (Entered: 04/21/2005)
07/12/2005	<a href="#">49</a>	MOTION for Leave to File <i>An Amended Class Action Complaint</i> by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-

		EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Exhibit)(Denig, Christopher) (Entered: 07/12/2005)
07/12/2005	<a href="#">50</a>	MEMORANDUM re <a href="#">49</a> MOTION for Leave to File <i>An Amended Class Action Complaint</i> filed by BRUCE C. HUBBARD,, JUDY M. SCHULD,, GRACE J. SHIRK-EMMONS,, LUCY I. STIEGLITZ,, GEORGE R. WESTENBERGER, by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Denig, Christopher) (Entered: 07/12/2005)
07/25/2005	<a href="#">51</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">50</a> Memorandum,, <a href="#">49</a> MOTION for Leave to File <i>An Amended Class Action Complaint</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 07/25/2005)
07/26/2005	<a href="#">52</a>	NOTICE of Plaintiff's Consent by JOHN E. POTTER re <a href="#">51</a> MOTION for Extension of Time to File Response/Reply as to <a href="#">50</a> Memorandum,, <a href="#">49</a> MOTION for Leave to File <i>An Amended Class Action Complaint</i> (McDaniel, Oliver) (Entered: 07/26/2005)
08/09/2005	<a href="#">53</a>	Second MOTION for Extension of Time to File Response/Reply as to <a href="#">50</a> Memorandum,, <a href="#">49</a> MOTION for Leave to File <i>An Amended Class Action Complaint</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 08/09/2005)
08/16/2005	<a href="#">54</a>	Memorandum in opposition to motion re <a href="#">49</a> filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 08/16/2005)
08/22/2005	<a href="#">55</a>	ORDER denying <a href="#">34</a> Motion for Judgment, denying without prejudice <a href="#">38</a> Motion to Compel, denying without prejudice <a href="#">43</a> Motion for Protective Order, granting <a href="#">49</a> Motion for Leave to File, granting nunc pro tunc <a href="#">51</a> Motion for Extension of Time to File Response/Reply, granting nunc pro tunc <a href="#">53</a> Motion for Extension of Time to File Response/Reply; it is further ORDERED that the discovery period is re-stated. Signed by Judge Richard J. Leon on 08/22/05. (tb) (Entered: 08/22/2005)
08/22/2005	<a href="#">58</a>	FIRST AMENDED COMPLAINT against JOHN E. POTTER filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ.(nmw, ) (Entered: 09/29/2005)
09/08/2005	<a href="#">56</a>	MOTION for Extension of Time to File Answer to <i>Amended Complaint</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 09/08/2005)
09/22/2005	<a href="#">57</a>	ANSWER to Complaint ( <i>First Amended</i> ) by JOHN E. POTTER.(McDaniel, Oliver) (Entered: 09/22/2005)
09/22/2005		MINUTE ORDER granting <a href="#">56</a> MOTION for Extension of Time. The defendant shall file an answer or otherwise respond to the Amended Complaint in this matter by September 22, 2005. Signed by Judge Richard J. Leon on 9/22/05. (lcrjl2, ) (Entered: 09/22/2005)
10/13/2005	<a href="#">59</a>	MOTION for Extension of Time to <i>Respond to Plaintiffs' Second Request for Production of Documents</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order) (McDaniel, Oliver) (Entered: 10/13/2005)
10/13/2005	<a href="#">60</a>	MOTION for Hearing ( <i>Scheduling Conference</i> ) by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 10/13/2005)
10/14/2005	<a href="#">61</a>	Memorandum in opposition to motion re <a href="#">59</a> Defendant's Motion for An Extention of Time to Respond to Plaintiffs' Second Request for Production of Documents filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Exhibit Exhibit A# <a href="#">2</a> Text of Proposed Order)(Denig, Christopher) (Entered: 10/14/2005)

11/14/2005		MINUTE ORDER granting nunc pro tunc <a href="#">59</a> Defendant's MOTION for Extension of Time. It is hereby ORDERED that Defendant has until November 15, 2005 to respond to Plaintiffs' Second Request for Production of Documents. Signed by Judge Richard J. Leon on 11/14/05. (lcrjl2) (Entered: 11/14/2005)
11/16/2005		MINUTE ORDER granting <a href="#">60</a> MOTION for Hearing (Scheduling Conference) by JOHN E. POTTER. Scheduling Conference set for 12/5/2005 at 10:30 AM in Courtroom 7 before Judge Richard J. Leon. Signed by Judge Richard J. Leon on 11/16/05. (lcrjl2) (Entered: 11/16/2005)
12/01/2005	<a href="#">62</a>	Joint MOTION to Continue <i>the Status Conference</i> by GEORGE R. WESTENBERGER, JOHN E. POTTER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 12/01/2005)
12/02/2005		MINUTE ORDER denying <a href="#">62</a> Joint MOTION to Continue the Status Conference by GEORGE R. WESTENBERGER, JOHN E. POTTER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. It is hereby ORDERED that the parties shall appear for a Scheduling Conference before Judge Richard J. Leon on the originally scheduled date of 12/5/2005 at 10:30 AM in Courtroom 7. Signed by Judge Richard J. Leon on 12/2/05. (lcrjl2) (Entered: 12/02/2005)
12/04/2005	<a href="#">63</a>	MEET AND CONFER STATEMENT. (Attachments: # <a href="#">1</a> Exhibit A)(Denig, Christopher) (Entered: 12/04/2005)
12/05/2005		Minute Entry for proceedings held before Judge Richard J. Leon : Status Conference held on 12/5/2005. (Court Reporter Rebecca King.) (whb) (Entered: 12/06/2005)
12/15/2005	<a href="#">64</a>	NOTICE <i>Regarding Local Civil Rule 23.1</i> by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ (Denig, Christopher) (Entered: 12/15/2005)
12/19/2005	<a href="#">65</a>	NOTICE of Filing <i>Scheduling Order</i> by JOHN E. POTTER (Attachments: # <a href="#">1</a> Scheduling Order)(McDaniel, Oliver) (Entered: 12/19/2005)
12/22/2005	<a href="#">66</a>	SCHEDULING ORDER: Motions for class certification due by 5/30/2006. Opposition due 6/30/06 Replies due by 7/17/2006. Signed by Judge Richard J. Leon on 12/21/05. (whb) (Entered: 12/22/2005)
01/27/2006	67	TRANSCRIPT of Status Conference held on December 05, 2005 before Judge Richard J. Leon. Court Reporter: Rebecca King. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (jf, ) (Entered: 01/30/2006)
04/25/2006	<a href="#">68</a>	MOTION for Protective Order <i>As to the Noticed Deposition of Patrick R. Donahoe, Deputy Postmaster General and Chief Operating Officer, and Certification of Conference, and Memorandum of Points and Authorities</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 04/25/2006)
04/26/2006	<a href="#">69</a>	NOTICE of Filing <i>Attachments</i> by JOHN E. POTTER re <a href="#">68</a> MOTION for Protective Order <i>As to the Noticed Deposition of Patrick R. Donahoe, Deputy Postmaster General and Chief Operating Officer, and Certification of Conference, and Memorandum of Points and Authorities</i> (Attachments: # <a href="#">1</a> Exh. 1 (Notice of Deposition of Patrick R. Donahoe)# <a href="#">2</a> Exh. 2 (March 20, 2002 Memorandum)# <a href="#">3</a> Exh. 3 (Plaintiffs' March 14, 2006 Rule 30(b)(6) Notice)# <a href="#">4</a> Exh. 4 (Defendant's Responses and Objections to Plaintiffs' "First" Set of Class-Related Interrogatories and Requests for Production of Documents)# <a href="#">5</a> Declaration of Patrick R. Donahoe)(McDaniel, Oliver) (Entered: 04/26/2006)
05/01/2006	<a href="#">70</a>	Joint MOTION for Extension of Time to Complete Discovery ( <i>Limited Extension to</i>

		<i>Complete Outstanding Discovery</i> ) by GEORGE R. WESTENBERGER, JOHN E. POTTER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 05/01/2006)
05/01/2006	<a href="#">71</a>	NOTICE of Appearance by Nadia Ibrahim Shihata on behalf of GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ (Shihata, Nadia) (Entered: 05/01/2006)
05/01/2006	<a href="#">72</a>	MOTION for Protective Order <i>Regarding Certain Topics Enumerated in Plaintiffs' Amended 30(b)(6) Deposition Notice</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 05/01/2006)
05/01/2006	<a href="#">73</a>	MOTION to Compel <i>CERTAIN TESTIMONY, DOCUMENTS, AND INTERROGATORY ANSWERS FROM DEFENDANT AND CROSS-MOTION TO COMPEL TESTIMONY FROM PATRICK R. DONAHOE</i> by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Affidavit of Thomas Williamson, Esq.# <a href="#">2</a> Exhibit 1-24# <a href="#">3</a> Text of Proposed Order)(Shihata, Nadia) (Entered: 05/01/2006)
05/02/2006	<a href="#">74</a>	MOTION to Compel <i>Initial Disclosures, Response to Interrogatory, and Production of Documents</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 05/02/2006)
05/06/2006	<a href="#">75</a>	NOTICE of Filing Exhibits in Support of Motion to Compel by JOHN E. POTTER re <a href="#">74</a> MOTION to Compel <i>Initial Disclosures, Response to Interrogatory, and Production of Documents</i> (Attachments: # <a href="#">1</a> Exhibit 1 (Plaintiff's Objections & Responses to Defendant's First Set of Interrogatories to the Proposed Class)# <a href="#">2</a> Exhibit 2 (Plaintiff's Objections & Responses to Defendants First Set of Document Requests to the Proposed Class)# <a href="#">3</a> Exhibit 3 (March 7, 2006 Letter from Defendant to Plaintiffs)# <a href="#">4</a> Exhibit 4 (April 11, 2006 Letter from Defendant to Plaintiffs)# <a href="#">5</a> Exhibit 5 (April 26, 2006 Letter from Defendant to Plaintiffs)# <a href="#">6</a> Exhibit 6 (Agency's First Set of Discovery Requests to the Individually Named Plaintiffs))(McDaniel, Oliver) (Entered: 05/06/2006)
05/09/2006		MINUTE ORDER REFERRING CASE to Magistrate Judge Facciola for resolution of non-dispositive motions. Signed by Judge Richard J. Leon on 5/9/06. (lcrjl2) (Entered: 05/09/2006)
05/12/2006	<a href="#">76</a>	NOTICE of Appearance by Beverly Maria Russell on behalf of JOHN E. POTTER (Russell, Beverly) (Entered: 05/12/2006)
05/12/2006	<a href="#">77</a>	Unopposed MOTION for Extension of Time to <i>Respond to Plaintiffs' Motion to Compel and Memorandum in Support Thereof</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 05/12/2006)
05/12/2006		CASE REFERRED to Magistrate Judge John M. Facciola for resolution of non dispositive motions. (jsc) (Entered: 05/15/2006)
05/16/2006	<a href="#">79</a>	MOTION to Seal <i>Plaintiffs' Memorandum in Opposition to Defendant's Motion for a Protective Order Regarding Certain Topics Enumerated In Plaintiffs' Amended Notice of Deposition Pursuant to Fed. R. Civ. P. 30(b)(6)</i> by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Shihata, Nadia) (Entered: 05/16/2006)
05/16/2006	<a href="#">80</a>	NOTICE of Filing Redacted "Version One" of Plaintiffs' Memorandum in Opposition to Defendant's Motion for a Protective Order Regarding Certain Topics Enumerated In Plaintiffs' Amended Notice of Deposition Pursuant to Fed. R. Civ. P. 30(b)(6) by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD,



		GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ re <a href="#">72</a> MOTION for Protective Order <i>Regarding Certain Topics Enumerated in Plaintiffs' Amended 30(b)(6) Deposition Notice</i> (Attachments: # <a href="#">1</a> # <a href="#">2</a> )(Shihata, Nadia) (Entered: 05/16/2006)
05/16/2006	<a href="#">81</a>	Memorandum in opposition to re <a href="#">74</a> MOTION to Compel <i>Initial Disclosures, Response to Interrogatory, and Production of Documents</i> filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Exhibit A-E# <a href="#">2</a> Text of Proposed Order)(Shihata, Nadia) (Entered: 05/16/2006)
05/17/2006	<a href="#">82</a>	ORDER re referral to Judge Facciola for non-dispositive motions. Signed by Magistrate Judge John M. Facciola on 5/17/06. (SP, ) (Entered: 05/17/2006)
05/17/2006	<a href="#">83</a>	MOTION for Extension of Time to <i>Respond to Plaintiffs' Motion to Compel and Memorandum in Support Thereof</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 05/17/2006)
05/18/2006		Paperless ORDER granting <a href="#">83</a> Motion for Extension of Time to Respond to Plaintiff's Motion to Compel. Signed by Magistrate Judge John M. Facciola on 5/18/06. (SP, ) (Entered: 05/18/2006)
05/18/2006	<a href="#">84</a>	Memorandum in opposition to re <a href="#">73</a> MOTION to Compel <i>CERTAIN TESTIMONY, DOCUMENTS, AND INTERROGATORY ANSWERS FROM DEFENDANT AND CROSS-MOTION TO COMPEL TESTIMONY FROM PATRICK R. DONAHOE</i> filed by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Exhibit 1# <a href="#">2</a> Exhibit 2# <a href="#">3</a> Exhibit 3# <a href="#">4</a> Exhibit 4# <a href="#">5</a> Exhibit 6# <a href="#">6</a> Exhibit 9# <a href="#">7</a> Exhibit 10# <a href="#">8</a> Exhibit 11# <a href="#">9</a> Text of Proposed Order)(Russell, Beverly) (Entered: 05/18/2006)
05/24/2006	<a href="#">85</a>	NOTICE of Filing Exhibits Supporting Defendant's Opposition to Plaintiffs' Motion to Compel by JOHN E. POTTER (Attachments: # <a href="#">1</a> Exhibit 5# <a href="#">2</a> Exhibit 7# <a href="#">3</a> Exhibit 8) (Russell, Beverly) (Entered: 05/24/2006)
05/24/2006	<a href="#">86</a>	Joint MOTION for Extension of Time to File Response/Reply by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 05/24/2006)
05/25/2006		ORDER granting <a href="#">86</a> Joint Motion for Enlargement of Time for the Parties to File Their Replies and Memorandum in Support Thereof. Signed by Magistrate Judge John M. Facciola on 5/25/06. (lcjf1, ) (Entered: 05/25/2006)
05/31/2006	<a href="#">87</a>	REPLY to opposition to motion re <a href="#">74</a> MOTION to Compel <i>Initial Disclosures, Response to Interrogatory, and Production of Documents</i> , <a href="#">72</a> MOTION for Protective Order <i>Regarding Certain Topics Enumerated in Plaintiffs' Amended 30(b)(6) Deposition Notice</i> filed by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Exhibit 12. Cokely Report# <a href="#">2</a> Exhibit 13. EL-312, Section 543# <a href="#">3</a> Exhibit 14. Hubbard Transcript# <a href="#">4</a> Exhibit 15. Various Depositions)(Russell, Beverly) (Entered: 05/31/2006)
06/02/2006	<a href="#">88</a>	REPLY to opposition to motion re <a href="#">73</a> MOTION to Compel <i>CERTAIN TESTIMONY, DOCUMENTS, AND INTERROGATORY ANSWERS FROM DEFENDANT AND CROSS-MOTION TO COMPEL TESTIMONY FROM PATRICK R. DONAHOE</i> filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Exhibit Exhibits 1-8) (Shihata, Nadia) (Entered: 06/02/2006)
07/03/2006	<a href="#">89</a>	Consent MOTION to Amend/Correct <i>First Amended Class Action Complaint (Consent Motion to File Second Amended Class Action Complaint)</i> by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Exhibit 1# <a href="#">2</a> Text of Proposed Order)(Shihata, Nadia) (Entered: 07/03/2006)

07/10/2006		Paperless ORDER granting <a href="#">89</a> Motion to Amend/Correct. Signed by Magistrate Judge John M. Facciola on 7/10/06. (SP, ) (Entered: 07/10/2006)
07/10/2006	<a href="#">90</a>	FIRST AMENDED COMPLAINT against JOHN E. POTTER filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ.(jf, ) (Entered: 07/12/2006)
07/27/2006	<a href="#">91</a>	ANSWER to Amended Complaint ( <i>Second Amended Complaint</i> ) by JOHN E. POTTER. Related document: <a href="#">90</a> Amended Complaint filed by BRUCE C. HUBBARD,, JUDY M. SCHULD,, GRACE J. SHIRK-EMMONS,, LUCY I. STIEGLITZ,, GEORGE R. WESTENBERGER,,(McDaniel, Oliver) (Entered: 07/27/2006)
09/07/2006		Paperless ORDER granting nunc pro tunc <a href="#">77</a> Motion for Extension of Time to Respond to Plaintiff's Motion to Compel, granting <a href="#">79</a> Motion to Seal. Signed by Magistrate Judge John M. Facciola on 9/7/06. (SP, ) (Entered: 09/07/2006)
10/05/2006		Set/Reset Hearings: A hearing on all pending discovery motions is set for 10/27/2006 at 02:00 PM in Courtroom 2 before Magistrate Judge John M. Facciola. (SP, ) (Entered: 10/05/2006)
10/05/2006	<a href="#">92</a>	NOTICE of Pendency of EEOC Matter by JOHN E. POTTER (McDaniel, Oliver) (Entered: 10/05/2006)
10/05/2006	<a href="#">93</a>	NOTICE of Unavailability for Hearing by JOHN E. POTTER re Set/Reset Hearings (McDaniel, Oliver) (Entered: 10/05/2006)
10/10/2006	<a href="#">94</a>	Consent MOTION to Continue <i>Motion's Hearing</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 10/10/2006)
10/12/2006		ORDER granting <a href="#">94</a> Consent Motion to Continue Motion's Hearing. Hearing has been reset for 11/30/06 at 10:00 AM. Signed by Magistrate Judge John M. Facciola on 10/12/06. (SP, ) (Entered: 10/12/2006)
11/20/2006	<a href="#">95</a>	MOTION to Strike , <i>Limit or Exclude Plaintiffs' Expert Report</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order # <a href="#">2</a> Exh. 1 (Cokely's First Report)# <a href="#">3</a> Exh. 2 (Cokely Deposition Pages)# <a href="#">4</a> Exh. 3 (Cokely Second Report))(McDaniel, Oliver) (Entered: 11/20/2006)
11/21/2006	<a href="#">96</a>	NOTICE of Appearance by Elisabeth E. Boyan on behalf of JOHN E. POTTER (Boyan, Elisabeth) (Entered: 11/21/2006)
11/27/2006	<a href="#">97</a>	Memorandum in opposition to re <a href="#">95</a> MOTION to Strike , <i>Limit or Exclude Plaintiffs' Expert Report</i> filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Declaration of Thomas S. Williamson, Jr.# <a href="#">2</a> Exhibit Exhibits A-D# <a href="#">3</a> Text of Proposed Order Proposed Order)(Shihata, Nadia) (Entered: 11/27/2006)
11/30/2006		Minute Entry for proceedings held before Magistrate Judge John M. Facciola : Motion Hearing held on 11/30/2006 re <a href="#">70</a> Joint MOTION for Extension of Time to Complete Discovery ( <i>Limited Extension to Complete Outstanding Discovery</i> ) filed by JOHN E. POTTER,, BRUCE C. HUBBARD,, JUDY M. SCHULD,, GRACE J. SHIRK-EMMONS,, LUCY I. STIEGLITZ,, GEORGE R. WESTENBERGER; plaintiffs supplemental briefing on defendants stipulation of facts due 10 (ten) business days from today 11/30/06; replies due 7 (seven) business days later. (Court Reporter Pro Typist.) (Idc, ) Modified on 12/1/2006 (SP, ). (Entered: 11/30/2006)
11/30/2006		ORAL ORDER granting <a href="#">70</a> Motion for Extension of Time to Complete Discovery . Signed by Magistrate Judge John M. Facciola on 11/30/06. (Idc, ) (Entered: 11/30/2006)

12/07/2006	<a href="#">98</a>	MOTION for Extension of Time to File Response/Reply as to <a href="#">95</a> MOTION to Strike , <i>Limit or Exclude Plaintiffs' Expert Report (One-Day Extension)</i> by JOHN E. POTTER. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 12/07/2006)
12/08/2006	<a href="#">99</a>	REPLY to opposition to motion re <a href="#">95</a> MOTION to Strike , <i>Limit or Exclude Plaintiffs' Expert Report</i> filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 12/08/2006)
12/08/2006	<a href="#">100</a>	NOTICE OF WITHDRAWAL OF APPEARANCE as to GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. Attorney Nadia Ibrahim Shihata terminated. (Shihata, Nadia) (Entered: 12/08/2006)
12/14/2006	<a href="#">101</a>	MEMORANDUM by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Decaration of Thomas S. Williamson, Jr.# <a href="#">2</a> Exhibits 1-4)(Denig, Christopher) (Entered: 12/14/2006)
12/22/2006	102	TRANSCRIPT of Hearing on Motions held on November 30, 2006 before Judge John M. Facciola. Court Reporter: Pro-Typists, Inc.. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (lc, ) (Entered: 12/26/2006)
12/29/2006	<a href="#">103</a>	REPLY re <a href="#">101</a> Memorandum <i>In Opposition to Plaintiffs' Brief In Response to Defendant's Proposed Stipulations of Fact</i> filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 12/29/2006)
01/09/2007	<a href="#">104</a>	ERRATA TO DEFENDANT'S BRIEF IN REPLY TO PLAINTIFFS' BRIEF IN RESPONSE TO DEFENDANT'S PROPOSED STIPULATIONS OF FACT by JOHN E. POTTER <a href="#">103</a> Reply to Document filed by JOHN E. POTTER,. (McDaniel, Oliver) (Entered: 01/09/2007)
01/10/2007	<a href="#">105</a>	NOTICE of Filing Exhibits in Support of Defendant's Brief in Reply to Plaintiffs' Brief in Response to Defendant's Proposed Stipulations of Fact by JOHN E. POTTER re <a href="#">103</a> Reply to Document (Attachments: # <a href="#">1</a> Exhibit 1 - Defendant's Opposition to Plaintiffs' Motion to Compel# <a href="#">2</a> Exhibit 2 - Transcript of November 30, 2006 Motions Hearing (select pages)# <a href="#">3</a> Exhibit 3 - July 14, 2006 Deposition of Samuel Pulcrano (select pages)# <a href="#">4</a> Exhibit 4 - March 1, 2006 Deposition of Joe Smith (select pages))(McDaniel, Oliver) (Entered: 01/10/2007)
02/21/2007	<a href="#">106</a>	NOTICE of Appearance by Frederick G. Sandstrom on behalf of all plaintiffs (Sandstrom, Frederick) (Entered: 02/21/2007)
02/22/2007	<a href="#">107</a>	ORDER re discovery. Signed by Magistrate Judge John M. Facciola on 2/22/07. (SP, ) (Entered: 02/22/2007)
02/22/2007	<a href="#">108</a>	MEMORANDUM AND OPINION re discovery. Signed by Magistrate Judge John M. Facciola on 2/22/07. (SP, ) (Entered: 02/22/2007)
02/22/2007		Set/Reset Hearings: Status Conference set for 5/7/2007 at 02:00 PM in Courtroom 6 before Magistrate Judge John M. Facciola. (SP, ) (Entered: 02/22/2007)
03/06/2007	<a href="#">109</a>	ORDER denying without prejudice <a href="#">68</a> Motion for Protective Order, denying without prejudice <a href="#">72</a> Motion for Protective Order, denying without prejudice <a href="#">73</a> Motion to Compel, denying without prejudice <a href="#">74</a> Motion to Compel. Signed by Magistrate Judge John M. Facciola on 3/6/07. (SP, ) (Entered: 03/06/2007)
04/20/2007	<a href="#">110</a>	Consent MOTION for Extension of Time to Complete Discovery ( <i>TO PROVIDE DISCOVERY RESPONSES</i> ), MOTION to Continue <i>SCHEDULED STATUS HEARING</i> by

		JOHN E. POTTERMotions referred to John M. Facciola. (Attachments: # <a href="#">1</a> Text of Proposed Order)(McDaniel, Oliver) (Entered: 04/20/2007)
05/02/2007		MINUTE ORDER granting <a href="#">110</a> Motion for Extension of Time to Complete Discovery; granting <a href="#">110</a> Motion to Continue. Status presently set for May 7, 2007 has been continued until May 14, 2007 at 9:30 am. Signed by Magistrate Judge John M. Facciola on 5/2/07. (SP, ) (Entered: 05/02/2007)
05/03/2007		Set Deadlines/Hearings: Discovery due by 4/30/2007.,Status Hearing set for 5/14/2007 09:30 AM in Courtroom 6 before Magistrate Judge John M. Facciola. (ldc, ) (Entered: 05/03/2007)
05/14/2007		Minute Entry. Proceedings held before Magistrate Judge John M. Facciola : Discovery Hearing held on 5/14/2007. Discovery Hearing set for 6/12/2007 09:30 AM in Courtroom 6 before Magistrate Judge John M. Facciola. (Court Reporter Pro Typist.) (ldc, ) (Entered: 05/14/2007)
05/15/2007		MINUTE ORDER denying <a href="#">95</a> Motion to Strike; finding as moot <a href="#">98</a> Motion for Extension of Time to File Response/Reply. After the deadline set by Judge Leon for the disclosure of expert witness information had passed, and after the deposition of an expert witness, Dennis Cokely, PhD, had been taken, plaintiff sent defendant a second report by that witness, claiming that the second report was necessitated by new material that had not been available to the expert when he produced his first report. While defendant moves to strike the second report for failure to be produced before the deadline set by Judge Leon, plaintiffs counter that, as the parties anticipated, additional information was produced during discovery that could not been made available to the expert before he completed his first report. It is, in my view, unnecessary to resolve this controversy because all would have to agree that permitting defendant to take the deposition of the expert to inquire about matters that either came into existence or came into his possession after the submission would remove any prejudice that defendant could claim. IT IS THEREFORE ORDERED THAT defendant may take a second deposition of Dr. Cokely to inquire about any matters not discussed in his initial report. Signed by Magistrate Judge John M. Facciola on 5/15/07. (SP, ) (Entered: 05/15/2007)
06/11/2007	<a href="#">111</a>	MOTION Leave to Designate a Rebuttal Expert and Serve that Expert's Report <i>and Memorandum in Support Thereof</i> by JOHN E. POTTERMotions referred to John M. Facciola. (Attachments: # <a href="#">1</a> Rebuttal Expert's Report# <a href="#">2</a> Text of Proposed Order)(Russell, Beverly) (Entered: 06/11/2007)
06/12/2007		MINUTE ORDER: Upon consent of the parties at todays discovery status hearing, it is, hereby, ORDERED that defendants shall have until June 29, 2007 to supplement their discovery responses. Defendants shall have until July 13, 2007 to move for the conclusion of discovery. Plaintiffs shall have until August 3, 2007 to oppose/move to compel. Defendants shall have until August 22, 2007 to reply. Signed by Magistrate Judge John M. Facciola on 6/12/07. (SP, ) (Entered: 06/12/2007)
06/12/2007		Minute Entry. Proceedings held before Magistrate Judge John M. Facciola : Discovery Hearing held on 6/12/2007. (Court Reporter Pro Typist.) (ldc, ) (Entered: 06/12/2007)
06/13/2007		Set/Reset Deadlines: Replies due by 8/22/2007. (ldc, ) (Entered: 06/13/2007)
06/25/2007	<a href="#">112</a>	Memorandum in opposition to re <a href="#">111</a> MOTION Leave to Designate a Rebuttal Expert and Serve that Expert's Report <i>and Memorandum in Support Thereof</i> filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Denig Declaration# <a href="#">2</a> Exhibit Exhibit A-1# <a href="#">3</a> Exhibit Exhibit A-2# <a href="#">4</a> Exhibit Exhibits B-D# <a href="#">5</a> Text of Proposed Order) (Sandstrom, Frederick) (Entered: 06/25/2007)



06/26/2007	113	TRANSCRIPT of Status Hearing on Discovery held on May 14, 2007 before Magistrate Judge John M. Facciola. Court Reporter: Pro-Typists, Inc.. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (jf, ) (Entered: 06/27/2007)
06/28/2007	<a href="#">114</a>	Consent MOTION for Extension of Time to File Response/Reply as to <a href="#">111</a> MOTION Leave to Designate a Rebuttal Expert and Serve that Expert's Report <i>and Memorandum in Support Thereof</i> by JOHN E. POTTER (Attachments: # <a href="#">1</a> Text of Proposed Order) (McDaniel, Oliver) (Entered: 06/28/2007)
06/28/2007		ORDER granting <a href="#">114</a> Motion for Extension of Time to File Response/Reply to Plaintiff's Opposition to Motion for Leave to Designate a Rebuttal Expert and Serve that Expert's Report. Replies due by 7/12/2007. Signed by Magistrate Judge John M. Facciola on 6/28/07. (SP, ) (Entered: 06/28/2007)
07/12/2007	<a href="#">115</a>	REPLY to opposition to motion re <a href="#">111</a> MOTION Leave to Designate a Rebuttal Expert and Serve that Expert's Report <i>and Memorandum in Support Thereof</i> filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 07/12/2007)
07/13/2007	<a href="#">116</a>	MOTION To End Pre-Certification Discovery by JOHN E. POTTER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 07/13/2007)
08/02/2007	117	TRANSCRIPT of Status Hearing on Discovery held on June 12, 2007 before Judge John M. Facciola. Court Reporter: Pro-Typists, Inc. The public may view the document in the Clerk's Office between the hours of 9:00 a.m. and 4:00 p.m, Monday through Friday. (lc, ) (Entered: 08/03/2007)
08/03/2007	<a href="#">118</a>	Memorandum in opposition to re <a href="#">116</a> MOTION To End Pre-Certification Discovery "Version One" filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Sandstrom Declaration# <a href="#">2</a> Appendix (Redacted)# <a href="#">3</a> Text of Proposed Order)(Sandstrom, Frederick) ( Unredacted version of the Opposition to Motion to End Pre-Certification filed UNDER SEAL on 8/6/07) Modified on 8/7/2007 (tg, ). (Entered: 08/03/2007)
08/22/2007	<a href="#">119</a>	REPLY to opposition to motion re <a href="#">116</a> MOTION To End Pre-Certification Discovery filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 08/22/2007)
08/28/2007	<a href="#">120</a>	NOTICE OF FILING EXHIBITS UNDER SEAL by JOHN E. POTTER re <a href="#">119</a> Reply to opposition to Motion (McDaniel, Oliver) (Entered: 08/28/2007)
01/03/2008	<a href="#">121</a>	ORDER denying <a href="#">111</a> Motion for Leave to Designate a Rebuttal Expert; granting in part and denying in part <a href="#">116</a> Motion to End Pre-Certification Discovery. Signed by Magistrate Judge John M. Facciola on 1/3/08. (SP, ) (Entered: 01/03/2008)
01/03/2008	<a href="#">122</a>	MEMORANDUM AND OPINION re <a href="#">116</a> and <a href="#">111</a> . Signed by Magistrate Judge John M. Facciola on 1/3/08. (SP, ) (Entered: 01/03/2008)
01/07/2008		Set/Reset Hearings: Evidentiary Hearing set for 1/17/2008 02:00 PM in Courtroom 6 before Magistrate Judge John M. Facciola. (ldc, ) (Entered: 01/07/2008)
01/16/2008	<a href="#">123</a>	NOTICE Of Position Concerning Testimony of Agency Counsel by JOHN E. POTTER (McDaniel, Oliver) (Entered: 01/16/2008)
01/17/2008		Minute Entry. Proceedings held before Magistrate Judge John M. Facciola: Evidentiary Hearing held on 1/17/2008. Matters to be taken under advisement. (Court Reporter Annie Shaw.) (ldc, ) (Entered: 01/17/2008)
01/22/2008	<a href="#">124</a>	Appeal of Magistrate Judge Decision to District Court by JOHN E. POTTER re <a href="#">122</a> Memorandum & Opinion, <a href="#">121</a> Order on Motion for Miscellaneous Relief, (Attachments:

		# <a href="#">1</a> Cokely Deposition Exerpt)(McDaniel, Oliver) (Entered: 01/22/2008)
01/25/2008	<a href="#">125</a>	ORDER re evidentiary hearing held on January 17, 2008. Signed by Magistrate Judge John M. Facciola on 1/25/08. (SP, ) (Entered: 01/25/2008)
02/05/2008	<a href="#">126</a>	RESPONSE re <a href="#">124</a> Appeal of Magistrate Judge Decision to District Court filed by GEORGE R. WESTENBERGER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (Attachments: # <a href="#">1</a> Declaration Denig Decl., # <a href="#">2</a> Exhibit Ex. A-1, # <a href="#">3</a> Exhibit Ex. A-2, # <a href="#">4</a> Exhibit Exs. B-D, # <a href="#">5</a> Text of Proposed Order)(Sandstrom, Frederick) (Entered: 02/05/2008)
02/15/2008	<a href="#">127</a>	REPLY re <a href="#">124</a> Appeal of Magistrate Judge Decision to District Court <i>and Supplemental Memorandum in Support of the Appeal</i> filed by JOHN E. POTTER. (McDaniel, Oliver) (Entered: 02/15/2008)
04/21/2008		Set/Reset Hearings: Status Conference set for 5/7/2008 03:30 PM in Courtroom 18 before Judge Richard J. Leon. (lcrjl2) (Entered: 04/21/2008)
04/29/2008		MINUTE ORDER denying <a href="#">124</a> Appeal of Magistrate Judge Decision to District Court by JOHN E. POTTER. Signed by Judge Richard J. Leon on 4/29/2008. (lcrjl2) (Entered: 04/29/2008)
05/07/2008		Minute Entry Status Conference held on 5/7/2008 before Judge Richard J. Leon: Status Conference set for 11/24/2008 11:00 AM in Courtroom 18 before Judge Richard J. Leon. (Court Reporter Patty Gels) (tb,) (Entered: 05/07/2008)
09/09/2008	<a href="#">128</a>	STIPULATION <i>IN CONNECTION WITH PRE-CERTIFICATION DISCOVERY</i> by GEORGE R. WESTENBERGER, JOHN E. POTTER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ. (McDaniel, Oliver) (Entered: 09/09/2008)
11/24/2008		Minute Entry for proceedings held before Judge Richard J. Leon: Status Conference held on 11/24/2008. (Court Reporter Lisa Griffith.) (kc) (Entered: 11/24/2008)
12/23/2008	<a href="#">129</a>	NOTICE OF WITHDRAWAL OF APPEARANCE as to JOHN E. POTTER. Attorney Oliver W. McDaniel terminated. (McDaniel, Oliver) (Entered: 12/23/2008)
01/14/2009	<a href="#">130</a>	Joint MOTION for Mediation <i>Referral</i> by GEORGE R. WESTENBERGER, JOHN E. POTTER, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ (Attachments: # <a href="#">1</a> Text of Proposed Order)(Sandstrom, Frederick) (Entered: 01/14/2009)
01/22/2009	<a href="#">131</a>	ORDER REFERRING CASE to Mediation and granting Joint Motion <a href="#">130</a> for mediation. Signed by Judge Richard J. Leon on 1/21/09. (kc) (Entered: 01/22/2009)
02/02/2009	<a href="#">132</a>	NOTICE of Appearance by Michelle Lo on behalf of JOHN E. POTTER (Lo, Michelle) (Entered: 02/02/2009)
03/19/2009	<a href="#">133</a>	Joint MOTION for Extension of Time to Complete Mediation by JOHN E. POTTER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 03/19/2009)
03/23/2009		MINUTE ORDER granting <a href="#">133</a> Joint MOTION for Extension of Time to Complete Mediation. It is hereby ORDERED that the motion is GRANTED, and the mediation period is extended through 6/22/2009. Signed by Judge Richard J. Leon on 3/23/2009. (lcrjl3) (Entered: 03/23/2009)
06/22/2009	<a href="#">134</a>	Joint MOTION for Extension of Time to Complete Mediation by JOHN E. POTTER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 06/22/2009)
06/24/2009		MINUTE ORDER granting <a href="#">134</a> Joint MOTION for Extension of Time to Complete

		Mediation by JOHN E. POTTER. It is hereby ORDERED that the motion is GRANTED, and the mediation period is extended through 9/30/2009. Signed by Judge Richard J. Leon on 6/24/2009. (lcrjl1) (Entered: 06/24/2009)
09/29/2009	<a href="#">135</a>	Joint MOTION for Extension of Time to Complete Mediation by JOHN E. POTTER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 09/29/2009)
10/01/2009		MINUTE ORDER granting <a href="#">135</a> Parties' Joint Motion to Extend the Mediation Period. It is hereby ORDERED that the parties' motion is GRANTED; and it is further ORDERED that the mediation period shall be extended no later than March 31, 2010. Signed by Judge Richard J. Leon on 9/30/2009. (lcrjl1) (Entered: 10/01/2009)
03/24/2010	<a href="#">136</a>	Joint MOTION for Extension of Time to Complete Mediation by JOHN E. POTTER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 03/24/2010)
04/01/2010		MINUTE ORDER granting <a href="#">136</a> the Parties' Joint Motion to Extend the Mediation Period. It is hereby ORDERED that the motion is GRANTED; and it is further ORDERED that the mediation period is extended to September 30, 2010. Signed by Judge Richard J. Leon on 3/31/2010. (lcrjl1) (Entered: 04/01/2010)
09/27/2010	<a href="#">137</a>	Joint MOTION for Extension of Time to Complete Mediation <i>and Memorandum of Points and Authorities in Support Thereof</i> by JOHN E. POTTER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Russell, Beverly) (Entered: 09/27/2010)
09/28/2010		MINUTE ORDER granting <a href="#">137</a> Joint Motion to Extend the Mediation Period. It is hereby ORDERED that the motion is GRANTED and that the mediation period be extended to December 30, 2010. Signed by Judge Richard J. Leon on 9/28/10. (lcrjl2) (Entered: 09/28/2010)
10/21/2011	<a href="#">138</a>	ENTERED IN ERROR..... MOTION to Certify Class <i>Conditionally, Appointment of Class Representatives and Counsel, Approval of Class Notice, Preliminary Approval of the Proposed Settlement, Approval of Proposed Schedule, Hearing for Final Approval of the Global Settlement Agreement, and Leave to File A Third Amended Complaint</i> by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4)(Jones, Phyllis) Modified on 10/24/2011 (znmw, ). (Entered: 10/21/2011)
10/24/2011		NOTICE OF ERROR re <a href="#">138</a> Motion to Certify Class; emailed to pajones@cov.com, cc'd 19 associated attorneys -- The PDF file you docketed contained errors: 1. Please refile document, 2. P.Jones is not an attorney of record; An attorney who appears on the docket/document must refile. (znmw, ) (Entered: 10/24/2011)
10/24/2011	<a href="#">139</a>	NOTICE of Appearance by Phyllis A. Jones on behalf of BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (Jones, Phyllis) (Entered: 10/24/2011)
10/24/2011	<a href="#">140</a>	Unopposed MOTION to Certify Class <i>and for Appointment of Class Representatives and Counsel; Approval of Class Notice; Preliminary Approval of the Proposed Settlement; Approval of Proposed Schedule; Hearing for Final Approval of Settlement Agreement; and Leave to File Third Amended Complaint</i> by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4)(Jones, Phyllis). Added MOTION for Leave to File Third Amended Complaint, MOTION for Preliminary Approval of Settlement, MOTION for Approval of Proposed Scheduling Order, MOTION for Hearing on 10/25/2011 (znmw, ). (Entered: 10/24/2011)
12/15/2011	<a href="#">141</a>	Joint MOTION for Hearing <i>Status Conference and Statement of Points and Authorities in</i>

		<i>Support Thereof</i> by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Jones, Phyllis) (Entered: 12/15/2011)
02/09/2012		Set/Reset Hearings: Status Conference set for 2/21/2012 10:30 AM in Courtroom 18 before Judge Richard J. Leon. (kc ) (Entered: 02/09/2012)
06/08/2012	<a href="#">142</a>	Joint MOTION for Hearing <i>Status Conference and Statement of Points and Authorities in Support Thereof</i> by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (Attachments: # <a href="#">1</a> Exhibit Exhibit A - Joint Memorandum Providing Factual and Legal Support for Preliminary Approval of Global Settlement Agreement, # <a href="#">2</a> Text of Proposed Order Proposed Order)(Jones, Phyllis) (Entered: 06/08/2012)
06/26/2012		NOTICE of Hearing: Please take notice that a Status Conference is scheduled for 7/11/2012 at 11:00 AM in Courtroom 18 before Judge Richard J. Leon. (tg, ) (Entered: 06/26/2012)
07/25/2012	<a href="#">143</a>	Joint MOTION for Hearing by BRUCE C. HUBBARD (Attachments: # <a href="#">1</a> Text of Proposed Order)(Jones, Phyllis) (Entered: 07/25/2012)
08/02/2012		MINUTE ORDER denying <a href="#">143</a> Joint Motion for Status Conference. It is hereby ORDERED that the motion is DENIED. Signed by Judge Richard J. Leon on 8/2/12. (lcrjl2) (Entered: 08/02/2012)
08/10/2012	<a href="#">144</a>	Joint MOTION for Status Conference by BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER (Attachments: # <a href="#">1</a> Text of Proposed Order)(Jones, Phyllis) Modified on 8/13/2012 to edit event (dr). (Entered: 08/10/2012)
09/19/2012		MINUTE ORDER granting in part and denying in part <a href="#">144</a> Joint Motion for Status Conference. It is hereby ORDERED that the motion is GRANTED in part, and that a status conference be set for October 4, 2012 at 11:00am. Signed by Judge Richard J. Leon on 9/19/12. (lcrjl2) (Entered: 09/19/2012)
10/02/2012	<a href="#">145</a>	Joint MOTION to Take Judicial Notice of <i>Recent D.C. District Court Opinion</i> by BRUCE C. HUBBARD (Attachments: # <a href="#">1</a> Exhibit A)(Jones, Phyllis) (Entered: 10/02/2012)
10/04/2012		Minute Entry for proceedings held before Judge Richard J. Leon. Status Conference held on 10/4/2012. Status Conference set for 1/22/2013 at 11:00 AM in Courtroom 18 before Judge Richard J. Leon. (Court Reporter Patty Gels.) (kc ) (Entered: 10/04/2012)
10/05/2012	<a href="#">146</a>	Joint MOTION to Stay <i>Preliminary Approval of Settlement</i> by BRUCE C. HUBBARD (Attachments: # <a href="#">1</a> Text of Proposed Order)(Jones, Phyllis) (Entered: 10/05/2012)
10/17/2012	<a href="#">147</a>	NOTICE of Filing of Documents Relating to Hiring of Mediator by BRUCE C. HUBBARD (Attachments: # <a href="#">1</a> Exhibit 1, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4) (Jones, Phyllis) (Entered: 10/17/2012)
10/19/2012	<a href="#">148</a>	ORDER granting plaintiffs' <a href="#">140</a> Motion for Leave to File a Third Amended Complaint; plaintiffs' motion for Conditional Certification of the Proposed Settlement Classes; granting plaintiffs' Motion for Appointment of Class Representatives and Counsel; granting in part and denying in part plaintiffs' motion for Preliminary Approval of the Global Settlement Agreement; plaintiff's motion for Approval of the Class Notice;granting plaintiffs' motion for Approval of Proposed Schedule; granting plaintiffs' motion for Final Hearing of the Settlement Agreement. A Fairness Hearing will be held on January 22, 2013 at 11:00 AM in Courtroom 18. Signed by Judge Richard J. Leon on 10/19/2012. (see order) (kc ) (Entered: 10/19/2012)



10/19/2012		MINUTE ORDER denying as moot <a href="#">146</a> Joint Motion for Stay of Order Granting Preliminary Approval of Settlement and Directing Parties to Issue Class Notice. It is hereby ORDERED that the motion is DENIED as moot. Signed by Judge Richard J. Leon on 10/19/12. (lcrjl2) (Entered: 10/19/2012)
10/19/2012	<a href="#">149</a>	THIRD AMENDED CLASS ACTION COMPLAINT against PATRICK R. DONAHOE filed by GRACE J. SHIRK-EMMONS, BRUCE C. HUBBARD, LUCY I. STIEGLITZ, JUDY M. SCHULD, GEORGE R. WESTENBERGER, SUSAN TIGHE, GAIL WALKER, JAMES GRALUND, ARLEN WHITSIT, DIANE WHITENER, DANIEL TIGHE.(znmw, ) (Entered: 10/22/2012)
11/15/2012		MINUTE ORDER. It is hereby ORDERED that a Status Conference be set for 12/13/12 at 11:00am in Courtroom 18 before Judge Richard J. Leon to discuss the Fairness Hearing currently scheduled for 1/22/13. Signed by Judge Richard J. Leon on 11/15/12. (lcrjl2) (Entered: 11/15/2012)
11/16/2012		Set/Reset Hearings: Status Conferences are scheduled for 12/13/2012 at 11:00 AM and for 1/22/2013 at 11:00 AM in Courtroom 18 before Judge Richard J. Leon. (jth) (Entered: 11/16/2012)
12/13/2012		Minute Entry for proceedings held before Judge Richard J. Leon: Status Conference held on 12/13/2012. Status Conference originally set 1/22/2012 is RESCHEDULED for 1/30/2013 at 02:30 PM in Courtroom 18 before Judge Richard J. Leon. (Court Reporter Theresa Sorenson.) (kc ) (Entered: 12/13/2012)
01/24/2013	<a href="#">150</a>	NOTICE of Appearance by Shankar Duraiswamy on behalf of All Plaintiffs (Duraiswamy, Shankar) (Entered: 01/24/2013)
01/25/2013	<a href="#">151</a>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Kevin C Flesch, :Firm- Law Office of Kevin C. Flesch, :Address- 333 West Hampden, Ave., Suite 710, Englewood, CO 80110. Phone No. - 303-806-8886. Fax No. - 303-806-8882 by BRUCE C. HUBBARD (Attachments: # <a href="#">1</a> Declaration Declaration in Support of Pro Hac Vice Application of K. Flesch, # <a href="#">2</a> Text of Proposed Order)(Duraiswamy, Shankar) (Entered: 01/25/2013)
01/25/2013	<a href="#">152</a>	NOTICE of Filing of Joint Response to Class Member Submissions Received to Date by BRUCE C. HUBBARD (Duraiswamy, Shankar) (Entered: 01/25/2013)
01/25/2013	<a href="#">153</a>	NOTICE of Filing of Declaration of Esther F. Lardent by BRUCE C. HUBBARD (Attachments: # <a href="#">1</a> Declaration of Esther F. Lardent)(Duraiswamy, Shankar) (Entered: 01/25/2013)
01/30/2013		Minute Entry: Fairness Hearing held on 1/30/2013 before Judge Richard J. Leon: Fairness Hearing continued to 2/15/2013 11:00 AM in Courtroom 18 before Judge Richard J. Leon. Testimonial Statements to Court by: Tim Ryan,Sr., Joe Ortiz, Brian Bush, Marie Bryan and Rostam Yazdani. Interpreters: Mindy Leanie and Michelle Sumner. (Court Reporter Patty Gels) (tb, ) (Entered: 01/31/2013)
01/31/2013		MINUTE ORDER granting <a href="#">151</a> Motion for Leave to Appear Pro Hac Vice. It is hereby ORDERED that the motion is GRANTED and that Kevin C. Flesch be, and hereby is, admitted pro hac vice in this case. Signed by Judge Richard J. Leon on 1/31/13. (lcrjl2) (Entered: 01/31/2013)
02/11/2013	<a href="#">154</a>	NOTICE of Filing of Documents Related to Retention of Mediator by BRUCE C. HUBBARD (Attachments: # <a href="#">1</a> Declaration of Kenneth R. Feinberg, # <a href="#">2</a> Exhibit 2, # <a href="#">3</a> Exhibit 3, # <a href="#">4</a> Exhibit 4, # <a href="#">5</a> Exhibit 5)(Duraiswamy, Shankar) (Entered: 02/11/2013)
02/14/2013	<a href="#">155</a>	ERRATA to Joint Memorandum Providing Factual and Legal Support for Preliminary Approval of Global Settlement Agreement by BRUCE C. HUBBARD <a href="#">142</a> Joint MOTION

		for Hearing <i>Status Conference and Statement of Points and Authorities in Support Thereof</i> filed by LUCY I. STIEGLITZ, GEORGE R. WESTENBERGER, GRACE J. SHIRK-EMMONS, JUDY M. SCHULD, BRUCE C. HUBBARD. (Duraismwamy, Shankar) (Entered: 02/14/2013)
02/15/2013		Minute Entry for proceedings held before Judge Richard J. Leon: Fairness Hearing held on 2/15/2013. Fairness Hearing continued to 3/1/2013 at 11:00 AM in Courtroom 18 before Judge Richard J. Leon. (Defendant's Witness: Scott Ostermiller; Interpreters: Andrea Casesmith and John Cochrane; Court Reporter Patty Gels.) (kc ) (Entered: 02/15/2013)
02/20/2013	<a href="#">156</a>	NOTICE OF SUBSTITUTION OF COUNSEL by Matthew K. Handley on behalf of All Plaintiffs Substituting for attorney Elizabeth Elaine Gardner (Handley, Matthew) (Entered: 02/20/2013)
02/22/2013	<a href="#">157</a>	NOTICE of Appearance by Shannen W. Coffin on behalf of All Plaintiffs (Coffin, Shannen) (Entered: 02/22/2013)
02/22/2013	<a href="#">158</a>	NOTICE OF FILING OF TIME RECORDS OF COVINGTON & BURLING LLP AND THE WASHINGTON LAWYERS COMMITTEE IN SUPPORT OF JOINT MEMORANDUM PROVIDING FACTUAL AND LEGAL SUPPORT FOR PRELIMINARY APPROVAL OF GLOBAL SETTLEMENT AGREEMENT by JAMES GRALUND, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, DANIEL TIGHE, SUSAN TIGHE, GAIL WALKER, GEORGE R. WESTENBERGER, DIANE WHITENER, ARLEN WHITSIT re <a href="#">142</a> Joint MOTION for Hearing <i>Status Conference and Statement of Points and Authorities in Support Thereof</i> (Attachments: # <a href="#">1</a> Exhibit Exhibit 1, # <a href="#">2</a> Exhibit Exhibit 2)(Duraismwamy, Shankar) (Entered: 02/22/2013)
02/26/2013	<a href="#">159</a>	NOTICE OF FILING OF TIME RECORDS OF McCOLLUM & ASSOCIATES, LLC, IN SUPPORT OF JOINT MEMORANDUM PROVIDING FACTUAL AND LEGAL SUPPORT FOR PRELIMINARY APPROVAL OF GLOBAL SETTLEMENT AGREEMENT by JAMES GRALUND, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, DANIEL TIGHE, SUSAN TIGHE, GAIL WALKER, GEORGE R. WESTENBERGER, DIANE WHITENER, ARLEN WHITSIT re <a href="#">142</a> Joint MOTION for Hearing <i>Status Conference and Statement of Points and Authorities in Support Thereof</i> (Attachments: # <a href="#">1</a> Exhibit 1)(McCollum, James) (Entered: 02/26/2013)
02/28/2013	<a href="#">160</a>	NOTICE OF FILING OF EXPENSE RECORDS OF COVINGTON & BURLING LLP by JAMES GRALUND, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, DANIEL TIGHE, SUSAN TIGHE, GAIL WALKER, GEORGE R. WESTENBERGER, DIANE WHITENER, ARLEN WHITSIT (Attachments: # <a href="#">1</a> Exhibit Exhibit 1)(Duraismwamy, Shankar) (Entered: 02/28/2013)
03/01/2013	<a href="#">161</a>	NOTICE <i>Second Notice of Filing of Time Records for McCollum &amp; Associates, LLC</i> by JAMES GRALUND, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, DANIEL TIGHE, SUSAN TIGHE, GAIL WALKER, GEORGE R. WESTENBERGER, DIANE WHITENER, ARLEN WHITSIT (Attachments: # <a href="#">1</a> Exhibit Exhibit 1)(McCollum, James) (Entered: 03/01/2013)
03/01/2013		Minute Entry for proceedings held before Judge Richard J. Leon: Fairness Hearing held on 3/1/2013. Fairness Hearing set for 3/21/2013 at 11:00 AM in Courtroom 18 before Judge Richard J. Leon. (Court Reporter Patty Gels.) (kc ) (Entered: 03/01/2013)
03/18/2013		MINUTE ORDER that the Fairness Hearing scheduled for Thursday, 3/21/2013 at 11:00 AM is vacated and will be rescheduled for another date and time to be determined. Signed

		by Judge Richard J. Leon on 3/18/2013. (jth) (Entered: 03/18/2013)
03/20/2013	<a href="#">162</a>	NOTICE <i>to the Court</i> by PATRICK R. DONAHOE (Attachments: # <a href="#">1</a> Exhibit Ex. 1, E-Mail, Nov. 19, 2008, # <a href="#">2</a> Exhibit Ex. 2, E-Mail, March 1, 2010, # <a href="#">3</a> Exhibit Ex. 3, E-Mail, March 6, 2009, # <a href="#">4</a> Exhibit Ex. 4, ADR at the Department of Justice)(Russell, Beverly) (Entered: 03/20/2013)
03/22/2013	<a href="#">163</a>	TRANSCRIPT OF PROCEEDINGS before Judge Richard J. Leon held on 3/1/13; Date of Issuance:3/22/13. Court Reporter/Transcriber Patty Gels, Telephone number 202-354-3236, Court Reporter Email Address : Patty_Gels@dcd.uscourts.gov.<P></P>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.<P> <b>NOTICE RE REDACTION OF TRANSCRIPTS:</b> The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at ww.dcd.uscourts.gov.<P></P>Redaction Request due 4/12/2013. Redacted Transcript Deadline set for 4/22/2013. Release of Transcript Restriction set for 6/20/2013.(Gels, Patty) (Entered: 03/22/2013)
04/03/2013		Set/Reset Hearings: Fairness Hearing set for 5/7/2013 11:30 AM in Courtroom 18 before Judge Richard J. Leon. (kc ) (Entered: 04/03/2013)
04/17/2013	<a href="#">164</a>	NOTICE of Appearance by Lindsey Bishop Lang on behalf of All Plaintiffs (Lang, Lindsey) (Entered: 04/17/2013)
04/25/2013	<a href="#">165</a>	SUPPLEMENTAL MEMORANDUM by JAMES GRALUND, BRUCE C. HUBBARD, JUDY M. SCHULD, GRACE J. SHIRK-EMMONS, LUCY I. STIEGLITZ, DANIEL TIGHE, SUSAN TIGHE, GAIL WALKER, GEORGE R. WESTENBERGER, DIANE WHITENER, ARLEN WHITSIT. (Attachments: # <a href="#">1</a> Exhibit Exhibits A-C)(Duraismamy, Shankar) Modified event title on 4/26/2013 (znmw, ). (Entered: 04/25/2013)
04/29/2013	<a href="#">166</a>	ERRATA <i>to Supplemental Brief in Support of Approval of Global Settlement Agreement</i> by BRUCE C. HUBBARD <a href="#">165</a> Memorandum, filed by JAMES GRALUND, LUCY I. STIEGLITZ, ARLEN WHITSIT, GRACE J. SHIRK-EMMONS, DIANE WHITENER, JUDY M. SCHULD, BRUCE C. HUBBARD, DANIEL TIGHE, GEORGE R. WESTENBERGER, GAIL WALKER, SUSAN TIGHE. (Duraismamy, Shankar) (Entered: 04/29/2013)
05/07/2013		Minute Entry for proceedings held before Judge Richard J. Leon: Fairness Hearing held on 5/7/2013. (Court Reporter Patty Gels.) (kc ) (Entered: 05/07/2013)
07/31/2013	<a href="#">167</a>	MEMORANDUM OPINION. Signed by Judge Richard J. Leon on 7/31/2013. (kc ) (Entered: 07/31/2013)
07/31/2013	<a href="#">168</a>	ORDER, WHEREAS the parties have entered into a Global Settlement Agreement("Agreement"), signed by all parties and filed with the Court on October 24, 2011, [140-2]; and WHEREAS, the Court entered an Order dated October 19, 2013, <a href="#">148</a> , conditionally certifying the Proposed Settlement Classes, appointing the Class Representatives and Class Counsel, approving the Class Notice, granting preliminary approval of the Agreement, and scheduling a Fairness Hearing (the "Preliminary Approval Order"); and WHEREAS, the Court held a Fairness Hearing, over multiple days, to determine whether to grant final approval of the Agreement. NOW THEREFORE, for the reasons stated in the accompanying Memorandum Opinion, it is, this 31st day of July, 2013, hereby ORDERED as follows: 1. Final Class Certification.

		<p>The Proposed Settlement Classes that the Court conditionally certified in its Preliminary Order are hereby finally certified for settlement purposes under Fed. R. Civ. P.23 (b)(2) and (3). The Damages Settlement Class and Injunctive Settlement Class are comprised as stated in the Preliminary Approval Order. 2. Adequacy of Representation. The Court fully and finally confirms the appointment of the Class Representatives and Class Counsel as stated in its Preliminary Approval Order. The Court finds that the Class Representatives and Class Counsel have fully and adequately represented the Proposed Settlement Classes for purposes of entering into and implementing the Agreement and have satisfied the requirements of Fed. R. Civ. P.23(a)(4). 3. Class Notice. The Court finds that the Class Notice, in accordance with the terms of the Agreement and this Court's Preliminary Approval Order, constituted the best practicable notice to Class Members under the Circumstances of this Action; was reasonably calculated, under the circumstances, to apprise Class Members of the pendency of this action, their right to request exclusion, their right to object to any aspect of the proposed settlement, and their right to appear at the Fairness Hearing; was reasonable and constituted due, adequate, and sufficient notice to all persons entitled to such notice; and fully satisfied the requirements of the Federal Rules of Civil Procedure, the United States Constitution, the Rules of this Court, and other applicable laws. 4. Final Settlement Approval. The terms and provisions of the Agreement, except the provisions relating to attorneys' fees and expenses, are fully and finally approved as fair, reasonable, and adequate as to, and in the best interests of, the Plaintiffs and the Class Members, and in full compliance with all applicable requirements of the Federal Rules of Civil Procedure, The United States Constitution, and any other applicable law. The Court overrules all Class Members' objections and approves the Agreement, except the provisions relating to attorneys' fees and expenses, as fair, adequate, and reasonable. The Parties and Class Members are hereby directed to implement and consummate the Settlement Agreement, except as this Order specifies as to attorneys fees and expenses. 5. Class Representatives' Fees. The Court approves payments to the eleven Class Representatives of \$10,000 each. 6. Attorneys' Fees and Expenses. The Court awards \$910,000 in attorneys fees and \$114,216.69 in expenses to Class Counsel. 7. Retention of Jurisdiction. Without affecting the finality of this Order and Judgment, this Court expressly retains exclusive and continuing jurisdiction over the Parties, including the Settlement Classes, and all matters relating to the administration, consummation, validity, enforcement, and interpretation of the Agreement and this Final Order and Judgment. 8. No Admissions. Neither this Final Order and Judgment nor the Agreement is an admission or concession by or against defendant as to the validity of any claim or any actual or potential fault, wrongdoing, or liability whatsoever. 9. Dismissal of action. This Action, including all individual and class claims, is hereby dismissed on the merits and with prejudice against plaintiffs and all other class members. 10. Final Judgment. This is a Final Judgment disposing of all claims and all parties. SO ORDERED. Signed by Judge Richard J. Leon on 7/31/2013. (see order) (kc ) (Entered: 07/31/2013)</p>
09/08/2016	<a href="#">169</a>	NOTICE OF SUBSTITUTION OF COUNSEL by Wynne Patrick Kelly on behalf of PATRICK R. DONAHOE Substituting for attorney Beverly M. Russell (Kelly, Wynne) (Entered: 09/08/2016)
09/08/2016	<a href="#">170</a>	NOTICE of Voluntary Dismissal by PATRICK R. DONAHOE (Kelly, Wynne) (Entered: 09/08/2016)

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