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CLOSED, ECF

# U.S. District Court Southern District of New York (Foley Square) CIVIL DOCKET FOR CASE #: 1:09-cv-00598-AKH

Woods v. The City of New York et al Assigned to: Judge Alvin K. Hellerstein Cause: 42:1983 Civil Rights Act Date Filed: 01/21/2009 Date Terminated: 09/16/2011 Jury Demand: Both

Nature of Suit: 440 Civil Rights: Other

Jurisdiction: Federal Question

#### **Plaintiff**

Lee Woods

## represented by Andrew Brian Stoll

Stoll, Glickman & Bellina, LLP 475 Atlantic Aveune, 3rd Floor Brooklyn, NY 11217 718–852–3710 Fax: 718–852–3586 Email: astoll@stollglickman.com LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### Cvnthia Helen Conti-Cook

Stoll, Glickman & Bellina, LLP 475 Atlantic Aveune, 3rd Floor Brooklyn, NY 11217

Brooklyn, NY 11217 (718)–852–3710 Fax: (718)–852–3586

Email: cynthiaconticook@gmail.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

V.

#### **Defendant**

The City of New York

### represented by Adam W. Deitch

New York City Law Department 100 Church Street New York, NY 10007 (212)–374–3431 Fax: (212) 788–0367 Email: adeitch@proskauer.com LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### **Brian Christopher Francolla**

New York City Law Department 100 Church Street New York, NY 10007 (212)–788–0988 Fax: (212)–788–9776 Email: <u>bfrancol@law.nyc.gov</u> *LEAD ATTORNEY ATTORNEY TO BE NOTICED* 

## Jenny Sue-Ya Weng

New York City Law Department 100 Church Street New York, NY 10007 (212) 788–1277 Fax: (212) 788–9776 Email: jweng@law.nyc.gov Case: 1:09-cv-00598-AKH As of: 02/03/2014 07:05 PM EST 2 of 10

LEAD ATTORNEY ATTORNEY TO BE NOTICED

Benjamin Eldridge Stockman

Corporation Counsel Office City of New

York

100 Church Street New York, NY 10007 (212)-788-1177 Fax: (212)-788-9776

Email: <u>bstockma@law.nyc.gov</u> ATTORNEY TO BE NOTICED

**Defendant** 

Captain "John" Matthews represented by Benjamin Eldridge Stockman

TERMINATED: 01/28/2011 (See above for address)

ATTORNEY TO BE NOTICED

**Defendant** 

Correction Officer "John" Pean represented by Benjamin Eldridge Stockman

TERMINATED: 01/28/2011 (See above for address)

ATTORNEY TO BE NOTICED

**Defendant** 

Correction Officer "John" Rivera represented by Benjamin Eldridge Stockman

TERMINATED: 01/28/2011 (See above for address)

ATTORNEY TO BE NOTICED

**Defendant** 

Correction Officer "John" Chandler represented by Benjamin Eldridge Stockman

TERMINATED: 01/28/2011 (See above for address)
ATTORNEY TO BE NOTICED

**Defendant** 

Correction Officer "John" Nicolas represented by Benjamin Eldridge Stockman

TERMINATED: 01/28/2011 (See above for address)
ATTORNEY TO BE NOTICED

**Defendant** 

Captain Charles Matthews represented by Adam W. Deitch

(See above for address) *LEAD ATTORNEY* 

ATTORNEY TO BE NOTICED

**Brian Christopher Francolla** 

(See above for address) *LEAD ATTORNEY* 

ATTORNEY TO BE NOTICED

THE ORIVET TO BE WOTTEED

Jenny Sue-Ya Weng (See above for address)

LEAD ATTORNEY ATTORNEY TO BE NOTICED

**Defendant** 

Correction Officer Pierre Pean represented by Adam W. Deitch

(See above for address) *LEAD ATTORNEY* 

ATTORNEY TO BE NOTICED

**Brian Christopher Francolla** 

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Jenny Sue-Ya Weng (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### **Defendant**

**Correction Officer Osvaldo Rivera** 

represented by Adam W. Deitch

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Brian Christopher Francolla (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Jenny Sue-Ya Weng (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

#### **Defendant**

**Correction Officer Charles Chandler** 

represented by Adam W. Deitch

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Brian Christopher Francolla** (See above for address) *LEAD ATTORNEY ATTORNEY TO BE NOTICED* 

Jenny Sue-Ya Weng (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

### **Defendant**

**Correction Officer Kenyatta Nicholson** 

represented by Adam W. Deitch

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Brian Christopher Francolla (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Jenny Sue-Ya Weng (See above for address) LEAD ATTORNEY ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/21/2009		COMPLAINT against The City of New York, "John" Matthews, "John" Pean, "John" Rivera, "John" Chandler, "John" Nicolas. (Filing Fee \$ 350.00, Receipt Number 675349)Document filed by Lee Woods.(mbe) (ama). (Entered:

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		01/26/2009)
01/21/2009		SUMMONS ISSUED as to The City of New York, "John" Matthews, "John" Pean "John" Rivera, "John" Chandler, "John" Nicolas. (mbe) (Entered: 01/26/2009)
01/21/2009		Magistrate Judge Andrew J. Peck is so designated. (mbe) (Entered: 01/26/2009)
01/21/2009		Case Designated ECF. (mbe) (Entered: 01/26/2009)
01/26/2009		***NOTE TO ATTORNEY TO E-MAIL PDF. Note to Attorney for noncompliance with Section (14.3) of the S.D.N.Y. Electronic Case Filing Rules &Instructions. E-MAIL the PDF for Document_1 Complaint to: case_openings@nysd.uscourts.gov. (mbe) (Entered: 01/26/2009)
03/11/2009	2	NOTICE OF APPEARANCE by Benjamin Eldridge Stockman on behalf of The City of New York (Stockman, Benjamin) (Entered: 03/11/2009)
03/12/2009	<u>3</u>	NOTICE OF CHANGE OF ADDRESS by Cynthia Helen Conti–Cook on behalf of Lee Woods. New Address: Stoll, Glickman & Bellina, LLP, 71 Nevins Street, Brooklyn, NY, 11271, (718) 852–3710. (Conti–Cook, Cynthia) (Entered: 03/12/2009)
03/31/2009	4	ANSWER to Complaint with JURY DEMAND. Document filed by The City of New York.(Stockman, Benjamin) (Entered: 03/31/2009)
06/16/2009	<u>5</u>	SUMMONS RETURNED EXECUTED. "John" Matthews served on 6/1/2009, answer due 6/22/2009. Service was accepted by Captain Coleman Shield # 332. Document filed by Lee Woods. (Conti–Cook, Cynthia) (Entered: 06/16/2009)
06/16/2009	<u>6</u>	SUMMONS RETURNED EXECUTED. "John" Nicolas served on 6/1/2009, answer due 6/22/2009. Service was accepted by Captain Coleman Shield # 332. Document filed by Lee Woods. (Conti–Cook, Cynthia) (Entered: 06/16/2009)
06/16/2009	7	SUMMONS RETURNED EXECUTED. "John" Pean served on 6/1/2009, answer due 6/22/2009. Service was accepted by Captian Coleman Shield # 332. Documer filed by Lee Woods. (Conti–Cook, Cynthia) (Entered: 06/16/2009)
06/16/2009	<u>8</u>	SUMMONS RETURNED EXECUTED. "John" Rivera served on 6/1/2009, answer due 6/22/2009. Service was accepted by Capt Coleman Shield # 332. Document filed by Lee Woods. (Conti–Cook, Cynthia) (Entered: 06/16/2009)
07/02/2009	2	ANSWER to Complaint with JURY DEMAND. Document filed by "John" Matthews, "John" Pean, "John" Rivera, "John" Nicolas.(Stockman, Benjamin) (Entered: 07/02/2009)
01/06/2010	<u>10</u>	ANSWER to Complaint with JURY DEMAND. Document filed by "John" Chandler.(Stockman, Benjamin) (Entered: 01/06/2010)
04/16/2010	11	NOTICE from the Chambers of Judge Denny Chin, Courtroom Deputy David Tam, that counsel for both sides are directed to attend a pretrial conference for the purpose of determining the status of the case, setting a discovery schedule, fixing trial date, and discussing possible settlement. This conference will be held on May 10, 2010 at 10:00 A.M., in Room 11A of the United States Courthouse, 500 Pearl Street, New York, New York 10007. Please review Judge Chin's Rules and Procedures in Civil Cases, located atwww.nysd.uscourts.gov/Individual_Practices/Chin.pdf, as well as the Court rule on electronicfiling in ECF cases, located at
05/12/2010	12	www.nysd.uscourts.gov/cmecf/cmecfindex.htm.(pl) (Entered: 04/16/2010)  NOTICE OF CASE REASSIGNMENT to Judge Alvin K. Hellerstein. Judge Denny Chin is no longer assigned to the case. (ldi) (Entered: 05/18/2010)
06/23/2010	13	NOTICE OF CHANGE OF ADDRESS by Cynthia Helen Conti–Cook on behalf of Lee Woods. New Address: Stoll, Glickman & Bellina, LLP, 71 Nevins Street, Brooklyn, NY, USA 11217, 718–852–3710. (Conti–Cook, Cynthia) (Entered: 06/23/2010)
08/27/2010	<u>14</u>	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Benjamin E Stockman dated 8/25/10 re: counsel for defendants respectfully request a thirty da

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		extension of the fact discovery deadline in this matter from September 10, 2010, to October 11, 2010. Additionally, defendants respectfully request an adjournment of the court conference currently scheduled for September 10, 2010, at 10:00 a.m. to a date subsequent to the proposed October 11, 2010 discovery deadline. ENDORSEMENT: So Ordered. The Conf. set for 9/10/10 is adjourned to Oct. 22, 2010, 10:00 a.m. No further enlargement will be given. (Signed by Judge Alvin K.
09/08/2010	<u>15</u>	Hellerstein on 8/26/10) (pl) (Entered: 08/27/2010)  STIPULATION AND PROTECTIVE ORDER CONCERNING CONFIDENTIAL MATERIALSregarding procedures to be followed that shall govern the handling of confidential material (Signed by Judge Alvin K. Hellerstein on 9/8/2010) (jpo) (Entered: 09/08/2010)
09/13/2010	<u>16</u>	STIPULATION AND PROTECTIVE ORDER CONCERNING CONFIDENTIAL MATERIALSregarding procedures to be followed that shall govern the handling of confidential materialENDORSEMENT: (page 3) Individual Rule IV governs. As revised, SO ORDERED. (Signed by Judge Alvin K. Hellerstein on 9/13/2010) (tro) (Entered: 09/14/2010)
09/22/2010	17	ORDER DIRECTING PRISON TO PRODUCE PLAINTIFF FOR A ATTORNEY-CLIENT PHONE CALL AND SETTLEMENT CONFERENCE: that (1) the Superintendent or other official in charge of the Great Meadows Correctional Facility, located in Comstock, New York, produce Lee Woods, DIN 09A1870 on a date and time to be determined between counsel and the facility, to an appropriate place within the facility, designated by the Superintendent or other official in charge, for the purpose of having a confidential telephone conversation with his attorney. (Signed by Judge Alvin K. Hellerstein on 9/22/2010) (ae) (Entered: 09/22/2010)
09/27/2010	18	ORDER: IT IS HEREBY ORDERED: (1) that the Superintendent or other official in charge of Great Meadow Correctional Facility transport and produce inmate Lee Woods, Inmate No. 09–A–1870, from Great Meadow Correctional Facility, located in Comstock, New York to Sing Sing Correctional Facility, located in Ossining, New York by October 4, 2010 for the taking of his deposition on October 7, 2010 at 10:00 a.m., and for so long thereafter, from day to day, as the deposition continues; and (2) that inmate Lee Woods appear in such place as designated by the Superintendent or other official in charge of Sing Sing Correctional Facility so his deposition may be taken. (Signed by Judge Alvin K. Hellerstein on 9/27/2010) (jfe) (Entered: 09/27/2010)
10/22/2010		Minute Entry for proceedings held before Judge Alvin K. Hellerstein: Status Conference held on 10/22/2010, (Status Conference set for 2/4/2011 at 10:00 AM before Judge Alvin K. Hellerstein.). (mbe) (Entered: 10/29/2010)
01/11/2011	19	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Cynthia Conti–Cook, dated 1/10/2011, re: I write, with defense counsel Assistant Corporation Counsel Benjamin Stockman, regarding production of discovery in the above–referenced civil rights matter. Our current discovery deadline is January 27, 2011. There is a significant amount of discovery that the City has promised but has not yet delivered. Rather than wait for the deadline to arrive the parties write to inform the Court of the status of discovery and to request assistance with insuring that defendants meet their obligations. ENDORSEMENT: The discovery issues will be taken up at an on–the–record conference, to be held January 18, 2011, at 10:00 am. A discovery closure date then will be fixed. (Status Conference set for 1/18/2011 at 10:00 AM before Judge Alvin K. Hellerstein) (Signed by Judge Alvin K. Hellerstein on 1–11–10) (Inl) (Entered: 01/11/2011)
01/13/2011	20	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Benjamin E. Stockman, dated 1/11/2011, re: Counsel for the defense with consent of plaintiff's counsel writes to request a brief adjournment of the conference currently scheduled for January 18, 2011, at 10 a.m. If the Court grants this request and its calendar permits, the parties have alternate availability in the afternoon of January 18th or in the morning of January 19th or 20th. No previous requests for an adjournment of this conference have been made. ENDORSEMENT: Conf. adjourned to 1/18/11, at 2:30 pm. (Status Conference set for 1/18/2011 at 02:30 PM before Judge Alvin K. Hellerstein) (Signed by Judge Alvin K. Hellerstein on 1/13/2011) (InI) (Entered:

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		01/13/2011)
01/19/2011	21	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Benjamin E. Stockman dated 1/18/2011 re: Requesting an adjournment of the conference currently scheduled for January 18, 2011, until January 20, 2011 at 10:30 am. ENDORSEMENT: So Ordered. (Signed by Judge Alvin K. Hellerstein on 1/19/2011) (jpo) (Entered: 01/19/2011)
01/20/2011		Minute Entry for proceedings held before Judge Alvin K. Hellerstein: Status Conference held on 1/20/2011. (mro) (Entered: 01/21/2011)
01/28/2011	<u>22</u>	ORDER TO AMEND THE CAPTION Plaintiff is ordered to amend his caption to reflect the defendants' full names. (Signed by Judge Alvin K. Hellerstein on 1/27/11) (cd) (Entered: 01/28/2011)
01/28/2011	23	FIRST AMENDED COMPLAINT amending 1 Complaint, against Charles Chandler, Charles Matthews, Kenyatta Nicholson, Pierre Pean, Osvaldo Rivera, The City of New York with JURY DEMAND.Document filed by Lee Woods. Related document: 1 Complaint, filed by Lee Woods. (mbe) (laq). (Entered: 02/01/2011)
02/02/2011	<u>24</u>	ORDER: The status conference previously scheduled for 2/4/2011 at 10:00 am is hereby adjourned to 3/4/2011 at 10:00 am., 500 Pearl Street, Courtroom 14D, New York, New York 10007. (Signed by Judge Alvin K. Hellerstein on 2/2/2011) (jpo) (Entered: 02/02/2011)
02/17/2011	<u>25</u>	NOTICE OF CHANGE OF ADDRESS by Cynthia Helen Conti–Cook on behalf of Lee Woods. New Address: Stoll, Glickman &Bellina, LLP, 475 Atlantic Avenue, 3rd Fl, Brooklyn, NY, 11217, (718) 852–3710. (Conti–Cook, Cynthia) (Entered: 02/17/2011)
02/28/2011	<u>26</u>	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Benjamin E. Stockman dated 2/24/2011 re: Counsel respectfully request a brief adjournment of the status conference scheduled for 3/4/11. ENDORSEMENT: The conf is adjourned to Friday, March 18, 2011, 10:00 a.m. So Ordered. (Signed by Judge Alvin K. Hellerstein on 2/25/2011) (jfe) (Entered: 02/28/2011)
03/15/2011	27	ENDORSED LETTER: addressed to Judge Alvin K. Hellerstein from Brian Francolla dated 3/14/2011 re: Counsel for defendant requests with the consent of plaintiff's counsel that the Court adjourn the conference scheduled for March 18, 2011, at 10:00a.m. as well as the date upon which defense counsel has been directed to meet with plaintiff's counsel to discuss settlement, until a later day convenient to the Court. ENDORSEMENT: The conference is adjourned to May 6, 2011, at 10:00 a.m. So Ordered. (Signed by Judge Alvin K. Hellerstein on 3/15/11) (js) (Entered: 03/16/2011)
05/06/2011		Minute Entry for proceedings held before Judge Alvin K. Hellerstein: Status Conference held on 5/6/2011, Status conf. set for 7/22/11 @ 10:00 a.m.; FPTC is set for 8/10/2011 @ 2:30 p.m.; Jury Trial is set for 8/15/2011. (mbe) (Entered: 05/06/2011)
05/12/2011	<u>28</u>	NOTICE OF APPEARANCE by Jenny Sue—Ya Weng on behalf of Charles Chandler, Charles Matthews, Kenyatta Nicholson, Pierre Pean, Osvaldo Rivera, The City of New York (Weng, Jenny) (Entered: 05/12/2011)
06/06/2011	<u>29</u>	NOTICE OF APPEARANCE by Brian Christopher Francolla on behalf of Charles Chandler, Charles Matthews, Kenyatta Nicholson, Pierre Pean, Osvaldo Rivera, The City of New York (Francolla, Brian) (Entered: 06/06/2011)
06/06/2011	30	ORDER: the Superintendent or other official in charge of Marcy Correctional Facility transport and produce inmate Michael Moore, from Marcy Correctional Facility, located in Marcy, New York, to Downstate Correctional Facility, located in Fishkill, New York, for the taking of his deposition on June 22, 2011 at 11:00 A.M., and for so long thereafter as is permitted by the Federal Rules of Civil Procedure. (Deposition due by 6/22/2011.) (Signed by Judge Alvin K. Hellerstein on 6/6/2011) (jar) (Entered: 06/06/2011)

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07/19/2011	31	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Brian C. Francolla dated 7/13/2011 re: Counsel writes to the Court to advise as to the status of the case and to request an accelerated briefing schedule in order to resolve issues to be raised in limine in advance of trial in this matter which is scheduled to begin on 8/15/2011. Motions in limine, to be filed on or before 8/5/2011. ENDORSEMENT: The proposed schedule for motions in limine is accepted. The August 10th date for the FPCT is canceled. All matters to be taken up at the conference, and all motions, will be heard August 3, 2011, 2:30 p.m. (Motions due by 8/5/2011.) Set Deadlines/Hearing as to (Motion Hearing set for 8/3/2011 at 02:30 PM before Judge Alvin K. Hellerstein.) (Signed by Judge Alvin K. Hellerstein on 7/18/2011) (tro) (Entered: 07/19/2011)
07/22/2011	<u>32</u>	FILING ERROR – DEFICIENT DOCKET ENTRY – MOTION in Limine submitted by both parties jointly. Document filed by Charles Chandler, Charles Matthews, Kenyatta Nicholson, Pierre Pean, Osvaldo Rivera, The City of New York. Return Date set for 7/26/2011 at 11:59 PM. (Attachments: #1 Supplement Declaration, #2 Exhibit A, #3 Exhibit B, #4 Exhibit C, #5 Exhibit F)(Francolla, Brian) Modified on 7/25/2011 (ldi). (Entered: 07/22/2011)
07/22/2011		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT – DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Brian Christopher Francolla to RE-FILE Document 32 MOTION in Limine <i>submitted by both parties jointly</i> . ERROR(S): Supporting documents must be filed separately, each receiving their own document number. Declaration in Support of Motion is found under the event list Replies, Opposition and Supporting Documents. (ldi) (Entered: 07/25/2011)
07/26/2011	33	FILING ERROR – DEFICIENT DOCKET ENTRY – MEMORANDUM OF LAW in Opposition re: 32 MOTION in Limine <i>submitted by both parties jointly</i> . Document filed by Lee Woods. (Conti–Cook, Cynthia) Modified on 7/27/2011 (ldi). (Entered: 07/26/2011)
07/26/2011	34	FILING ERROR – DEFICIENT DOCKET ENTRY – DECLARATION of Cynthia H. Conti–Cook in Opposition re: 32 MOTION in Limine <i>submitted by both parties jointly</i> . Document filed by Lee Woods. (Attachments: #_1 Exhibit 5, #_2 Exhibit 6, #_3 Exhibit 7, #_4 Exhibit 8, #_5 Exhibit 9, #_6 Exhibit 10, #_7 Exhibit 11, #_8 Exhibit 12, #_9 Exhibit 13, #_10 Exhibit 14, #_11 Exhibit 15)(Conti–Cook, Cynthia) Modified on 7/27/2011 (ldi). (Entered: 07/27/2011)
07/26/2011		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT – DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Cynthia Helen Conti-Cook to RE-FILE Document 34 Declaration in Opposition to Motion, 33 Memorandum of Law in Opposition to Motion. ERROR(S): Documents linked to filing error. (ldi) (Entered: 07/27/2011)
07/27/2011	<u>35</u>	NOTICE OF APPEARANCE by Adam W. Deitch on behalf of Charles Chandler, Charles Matthews, Kenyatta Nicholson, Pierre Pean, Osvaldo Rivera, The City of New York (Deitch, Adam) (Entered: 07/27/2011)
07/28/2011	<u>36</u>	FILING ERROR – DEFICIENT DOCKET ENTRY – REPLY MEMORANDUM OF LAW in Support re: <u>32</u> MOTION in Limine <i>submitted by both parties jointly</i> . Document filed by Charles Chandler, Charles Matthews, Kenyatta Nicholson, Pierre Pean, Osvaldo Rivera, The City of New York. (Francolla, Brian) Modified on 7/29/2011 (ldi). (Entered: 07/28/2011)
07/28/2011		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT – DEFICIENT DOCKET ENTRY ERROR. Note to Attorney Brian Christopher Francolla to RE-FILE Document 36 Reply Memorandum of Law in Support of Motion. ERROR(S): Document linked to filing error. (ldi) (Entered: 07/29/2011)
08/03/2011	<u>37</u>	NOTICE OF APPEARANCE by Andrew Brian Stoll on behalf of Lee Woods (Stoll, Andrew) (Entered: 08/03/2011)
08/08/2011	38	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Brian Francolla dated 8/5/2011 re: Counsel for defendants write further to the parties' Joint Pretrial Order which was delivered to the Court on 8/8/2011 so as to clarify an objection set forth by defendants. ENDORSEMENT: Rejected. Return to sender. There shall be no letter—writing w/out leave. The issue may be raised before jury selections. (Signed by Judge Alvin K. Hellerstein on 8/8/2011) (tro)

		(Entered: 08/10/2011)
08/10/2011	39	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Cynthia Conti–Cook dated 8/9/11 re: I write to request that the Court order defendants and non–party officer witnesses to each bring to court a helmet, a vest, shield, handcuffs, leg irons and video camera, similar to the equipment they each used, respectively, on October 26, 2007. While defendants conceded last week on Thursday, August 4, 2011, that logistically getting the equipment should not be an issue, defendants are now objecting to this request. ENDORSEMENT: Denied, w/out prejudice to my considering a properly supported motion. (Signed by Judge Alvin K. Hellerstein on 8/9/11) (djc) (Entered: 08/10/2011)
08/15/2011		Minute Entry for proceedings held before Judge Alvin K. Hellerstein: Jury Trial begun on 8/15/2011. Jury empaneled and sworn; Trial began; Witnesses called; Court adjourned until 8/16/11. (ft) (Entered: 08/17/2011)
08/16/2011	40	ENDORSED LETTER: addressed to Judge Alvin K. Hellerstein from Andrew B. Stoll dated 8/14/2011 re: seek merely one set of the equipment, to admit into evidence, as a demonstrative tool far superior to mere photos of videos of the equipment. We never wanted the property for discovery or inspection. as we know what the property looks like up close. A jury, however, does not. ENDORSEMENT: motion denied, but subject to review after testimony of defendant and officers, as explained in record of 8/15/2011. So Ordered. (Signed by Judge Alvin K. Hellerstein on 8/15/2011) (js) (Entered: 08/16/2011)
08/16/2011		Minute Entry for proceedings held before Judge Alvin K. Hellerstein: Jury Trial held on 8/16/2011. Trial cont'd. Trial adjourned until 8/17/2011. (ft) (Entered: 08/17/2011)
08/16/2011	41	ENDORSED LETTER addressed to Judge Alvin K. Hellerstein from Brian Francolla dated 8/10/2011 re: In regards to attached Parties' Pretrial Submissions Concerning Matters to be resolved in limine. ENDORSEMENT: For the reasons stated in the transcript of 8/15/11, proof of additional damages is irrelevant, and not admissible by both parties. (Signed by Judge Alvin K. Hellerstein on 8/15/2011) (ae) (Entered: 08/18/2011)
08/19/2011	<u>42</u>	REQUEST TO CHARGE. Document filed by Lee Woods.(Stoll, Andrew) (Entered: 08/19/2011)
08/22/2011	<u>43</u>	REQUEST TO CHARGE. Document filed by Charles Chandler, Charles Matthews, Kenyatta Nicholson, Pierre Pean, Osvaldo Rivera, The City of New York.(Deitch, Adam) (Entered: 08/22/2011)
08/30/2011	44	TRANSCRIPT of Proceedings re: Trial held on 8/15/2011 before Judge Alvin K. Hellerstein. Court Reporter/Transcriber: Martha Drevis, (212) 805–0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/23/2011. Redacted Transcript Deadline set for 10/3/2011. Release of Transcript Restriction set for 12/1/2011.(McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	45	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Trial proceeding held on 8/15/11 has been filed by the court reporter/transcriber in the above—captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days(McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	46	TRANSCRIPT of Proceedings re: Trial held on 8/16/2011 before Judge Alvin K. Hellerstein. Court Reporter/Transcriber: Samuel Mauro, (212) 805–0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/23/2011. Redacted Transcript Deadline set for 10/3/2011. Release of Transcript Restriction set for 12/1/2011.(McGuirk, Kelly) (Entered: 08/30/2011)

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08/30/2011	<u>47</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a TRIAL proceeding held on 8/16/11 has been filed by the court reporter/transcriber in the above—captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days(McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	48	TRANSCRIPT of Proceedings re: Trial held on 8/17/2011 before Judge Alvin K. Hellerstein. Court Reporter/Transcriber: Martha Drevis, (212) 805–0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/23/2011. Redacted Transcript Deadline set for 10/3/2011. Release of Transcript Restriction set for 12/1/2011.(McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	49	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Trial proceeding held on 8/17/11 has been filed by the court reporter/transcriber in the above—captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days(McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	<u>50</u>	TRANSCRIPT of Proceedings re: Trial held on 8/18/2011 before Judge Alvin K. Hellerstein. Court Reporter/Transcriber: Samuel Mauro, (212) 805–0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/23/2011. Redacted Transcript Deadline set for 10/3/2011. Release of Transcript Restriction set for 12/1/2011. (McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	<u>51</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Trial proceeding held on 8/18/11 has been filed by the court reporter/transcriber in the above—captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days(McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	<u>52</u>	TRANSCRIPT of Proceedings re: Trial held on 8/22/2011 before Judge Alvin K. Hellerstein. Court Reporter/Transcriber: Martha Drevis, (212) 805–0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 9/23/2011. Redacted Transcript Deadline set for 10/3/2011. Release of Transcript Restriction set for 12/1/2011. (McGuirk, Kelly) (Entered: 08/30/2011)
08/30/2011	<u>53</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a TRIAL proceeding held on 8/22/11 has been filed by the court reporter/transcriber in the above—captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days(McGuirk, Kelly) (Entered: 08/30/2011)
09/16/2011	<u>54</u>	JUDGMENT in favor of The City of New York against Lee Woods. (Signed by Judge Alvin K. Hellerstein on 09/07/2011) (jnm) (Entered: 09/16/2011)
09/26/2011	<u>55</u>	TRANSCRIPT of Proceedings re: Trial held on 8/23/2011 before Judge Alvin K. Hellerstein. Court Reporter/Transcriber: Martha Drevis, (212) 805–0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/20/2011. Redacted Transcript Deadline set for 10/31/2011. Release of Transcript Restriction set for 12/29/2011. (McGuirk, Kelly) (Entered: 09/26/2011)

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09/26/2011	<u>56</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Trial proceeding held on 8/23/2011 has been filed by the court reporter/transcriber in the above—captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days(McGuirk, Kelly) (Entered: 09/26/2011)
09/26/2011	<u>57</u>	TRANSCRIPT of Proceedings re: Trial held on 8/24/2011 before Judge Alvin K. Hellerstein. Court Reporter/Transcriber: Martha Drevis, (212) 805–0300. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/20/2011. Redacted Transcript Deadline set for 10/31/2011. Release of Transcript Restriction set for 12/29/2011. (McGuirk, Kelly) (Entered: 09/26/2011)
09/26/2011	<u>58</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Trial proceeding held on 8/24/11 has been filed by the court reporter/transcriber in the above—captioned matter. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days(McGuirk, Kelly) (Entered: 09/26/2011)
11/18/2011		Minute Entry Bill of Cost Hearing held on 11/18/2011 before Judgment Clerk: David Thomas. Both parties having appeared and objections having been submitted (dt) (Entered: 11/18/2011)
11/18/2011	<u>59</u>	BILL OF COSTS docketed as Judgment #11,2244 on 11/18/2011 in favor of The City of New York against Lee Woods for the sum of \$1,585.68.(lmb) (Entered: 11/21/2011)