

Alerts not yet Supported for this Docket

CLOSED,CASREF,ECF,PLRA,PRO-SE

**U.S. District Court  
Southern District of New York (Foley Square)  
CIVIL DOCKET FOR CASE #: 1:11-cv-05845-LTS-JCF**

Nunez v. N.Y.C. Department of Correction et al  
Assigned to: Judge Laura Taylor Swain  
Referred to: Magistrate Judge James C. Francis  
Similar Case: [1:17-cv-02899-LTS](#)  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 08/18/2011  
Date Terminated: 10/21/2015  
Jury Demand: Both  
Nature of Suit: 555 Prisoner: Prison  
Condition  
Jurisdiction: Federal Question

**Plaintiff**

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**Defendant**

**Malcom Davis**

*Shield #841*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Omar Alston**  
*Shield #14091*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Walter Dean**  
*Shield #17183*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Ateen Williams**  
*Shield #17038*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Robert Orlandi**  
*Shield #15929*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Louis Leonard**  
*Shield #3479*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Cory Hughes**  
*Shield #18516*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Sandy Arkhurst**  
*Shield #18507*

represented by **Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Eric Thompson**  
*Shield #18488*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Quinn**  
*Shield #18532*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Remy**  
*Shield #17286*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Jason Soto**  
*Shield # 18062*

represented by **Andreas Koutsoudakis**  
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*LEAD ATTORNEY*  
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Email: jschatz@bislawfirm.com  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Buttons**

**Defendant**

**Antonio Bravo**  
*Shield #17297*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Santiago**

represented by **Walter Aloysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Tutein**  
*Shield #1643*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Robert Lamar**  
*Shield #18472*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Haddon Baillie**  
*Shield #10470*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Gutierrez**  
*Shield #11461*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**



**Jane Jones**

*TERMINATED: 09/04/2012*

**Defendant**

**John Gregg**

*TERMINATED: 09/04/2012*

**Defendant**

**Thomas**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Edwin Sloly**

*Shield #11678*

represented by **Andreas Koutsoudakis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Howard Gary Wien**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Julie Pearlman Schatz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**John/Jane Does #1-64**

*TERMINATED: 09/04/2012*

**Defendant**

**Captain Majors**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Baiardi**

**Defendant**

**Declat**

*Shield #652*

represented by **Diep Nguyen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Walter Aloysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Carlos Diaz**  
*Shield #17622*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**John Does 65-66**

**Defendant**

**Ashaki Jones**  
*Shield #694*

represented by **Richard E Signorelli**  
Law Office of Richard E. Signorelli  
799 Broadway, Suite 539  
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(212) 254 4218  
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*TERMINATED: 11/06/2013*  
*LEAD ATTORNEY*

**Diep Nguyen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**John/Jane Does #39-59**

**Defendant**

**John/Jane Does #11-13**

**Defendant**

**John/Jane Does #5-7**

**Defendant**

**Adeboye Fadina**  
*Shield #1298*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Lorenzo**  
*Shield #18667*

represented by **Diep Nguyen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Aadam Glenn**  
*Shield #18616*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Paul Bunton**  
*Shield #14371*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Adrienne Davis**  
*Shield #12736*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Weldon**

represented by **Alexander Peltz**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Negron**  
*Shield #14362*

**Defendant**

**John Doe #38**

**Defendant**

**Selvin Stultz**  
*Shield #9231*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**Jean-Simon**  
*Shield #18692*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Defendant**

**John/Jane Does 15-37**

**Defendant**

**Sanchez**  
*Shield #17430*

represented by **Diep Nguyen**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Walter Aoysius Kretz , Jr.**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Jaime Roman**  
*Shield #18735*

represented by **Andreas Koutsoudakis**  
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*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Howard Gary Wien**

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

**Julie Pearlman Schatz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Bertrand**  
*Shield #18841*

represented by **Diep Nguyen**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Jamar McMorris**  
*Shield #13605*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**John Doe #14**

**Defendant**

**Richard O'Connor**  
*Shield #915*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Robert Orlandi**  
*Shield #15929*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Carlton Newton**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Intervenor Plaintiff**

**United States**

represented by **Jeffrey Kenneth Powell**  
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*ATTORNEY TO BE NOTICED*

**Miscellaneous**

**NONPARTY Correction Officers  
Benevolent Association**

represented by **Cynthia Devasia**  
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*ATTORNEY TO BE NOTICED*

**Interested Party**

**Erick Wallace**

**Interested Party**

**President Norman Seabrook**

**Interested Party**

**Deputy Monitor Anna Elizabeth Friedberg**

Eixger LLC  
600 Third Avenue  
10th Floor  
New York, NY 10016  
212-833-3338

represented by **Anna Elizabeth Friedberg**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Claimant**

**Ashaki Jones**  
*Shield #694*

represented by **Richard E Signorelli**  
(See above for address)  
*TERMINATED: 11/06/2013*  
*LEAD ATTORNEY*

**Diep Nguyen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Cross Defendant**

**Ashaki Jones**  
*Shield #694*

represented by **Richard E Signorelli**  
(See above for address)  
*TERMINATED: 11/06/2013*  
*LEAD ATTORNEY*

**Diep Nguyen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Warden Rose Agro**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Omar Alston**  
*Shield #14091*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Sandy Arkhurst**  
*Shield #18507*

represented by **Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**  
**Baiardi**

**Cross Defendant**  
**Haddon Baillie**  
*Shield #10470*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**  
**Behari**  
*Shield #1603*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**  
**Bertrand**  
*Shield #18841*

represented by **Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**  
**Antonio Bravo**  
*Shield #17297*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**  
**Todd Brishinsky**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**



**Paul Bunton**  
*Shield #14371*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Buttons**

**Cross Defendant**

**Captain Williams**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**City of New York**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kimberly Joyce**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Robert Cripps**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Sidney Davies**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Adrienne Davis**  
*Shield #12736*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Larry Davis, Sr.**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Malcom Davis**  
*Shield #841*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Walter Dean**  
*Shield #17183*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Declt**  
*Shield #652*

represented by **Walter Aloysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Carlos Diaz**  
*Shield #17622*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Edmund Duffy**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Sherma Dunbar**  
*Shield # 717*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Bailey Emmanuel**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Adeboye Fadina**  
*Shield #1298*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Florence Finkle**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Aadam Glenn**  
*Shield #18616*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Gutierrez**  
*Shield #11461*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Michael Hourihane**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Cory Hughes**  
*Shield #18516*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Jean-Simon**  
*Shield #18692*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**John Doe #14**

**Cross Defendant**

**John Doe #38**

**Cross Defendant**

**John Does 65-66**

**Cross Defendant**

**John/Jane Does #11-13**

**Cross Defendant**

**John/Jane Does #39-59**

**Cross Defendant**

**John/Jane Does #5-7**

**Cross Defendant**

**John/Jane Does 15-37**

**Cross Defendant**

**Asst Deputy Warden Danielle  
Johnson**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Ronald Jorgensen**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Corrections Officers Kirkland**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Carmine Labruzzo**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Robert Lamar**  
*Shield #18472*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Louis Leonard**  
*Shield #3479*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Lorenzo**  
*Shield #18667*

represented by **Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Captain Majors**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Captain Massey**

represented by **Walter Aoysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Jamar McMorris**  
*Shield #13605*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Herman Medina**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Evelyn Mirabal**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Kathleen Mulvey**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Negron**

*Shield #14362*

**Cross Defendant**

**Carlton Newton**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Richard O'Connor**

*Shield #915*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Robert Orlandi**

*Shield #15929*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Theo Primm**

*Shield # 1497*

represented by **Arthur Gabriel Larkin , III**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Quinn**  
*Shield #18532*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Deputy Warden Eric Ramos**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Remy**  
*Shield #17286*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Jaime Roman**  
*Shield #18735*

represented by **Andreas Koutsoudakis**  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Howard Gary Wien**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Julie Pearlman Schatz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Reginald Rothwell**  
*Shield #18101*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Salley**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Sanchez**  
*Shield #17430*

represented by **Walter Aloysius Kretz , Jr.**  
(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Santiago**

represented by **Walter Aloysius Kretz , Jr.**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Alexander Peltz**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Dora Schriro**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Diep Nguyen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Kimberly Joyce**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Mark Scott**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Sistrunk**

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Edwin Sloly**  
*Shield #11678*

represented by **Andreas Koutsoudakis**  
(See above for address)  
*LEAD ATTORNEY*



*ATTORNEY TO BE NOTICED*

**Howard Gary Wien**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Julie Pearlman Schatz**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Jason Soto**

*Shield # 18062*

represented by **Andreas Koutsoudakis**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Howard Gary Wien**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Julie Pearlman Schatz**

(See above for address)

*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Selvin Stultz**

*Shield #9231*

represented by **Arthur Gabriel Larkin , III**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Correction Officer Thomas**

represented by **Arthur Gabriel Larkin , III**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Thomas**

represented by **Arthur Gabriel Larkin , III**

(See above for address)

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Eric Thompson**

*Shield #18488*

represented by **Arthur Gabriel Larkin , III**

(See above for address)

*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Tutein**  
*Shield #1643*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Weldon**

represented by **Alexander Peltz**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

**Cross Defendant**

**Ateen Williams**  
*Shield #17038*

represented by **Arthur Gabriel Larkin , III**  
(See above for address)  
*LEAD ATTORNEY  
ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/18/2011	<a href="#">1</a>	DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Mark Nunez.(arc) (Entered: 08/23/2011)
08/18/2011	<a href="#">2</a>	COMPLAINT against Deputy Johnson, N.Y.C. Department of Correction, Captain Primm, Correction Officer Thomas. Reply required under Prison Litigation Reform Act Section 7(2)(g)(2). Document filed by Mark Nunez.(arc) (Entered: 08/23/2011)
08/18/2011		Case Designated ECF. (arc) (Entered: 08/23/2011)
08/26/2011	<a href="#">3</a>	ORDER GRANTING IFP APPLICATION: Leave to proceed in this Court without payment of fees is authorized. 28 U.S.C. § 1915. (Signed by Judge Loretta A. Preska on 8/26/2011) (lmb) (Entered: 08/26/2011)
09/06/2011	<a href="#">4</a>	NOTICE OF CASE ASSIGNMENT to Judge Laura Taylor Swain. Judge Unassigned is no longer assigned to the case. (pgu) (Entered: 09/07/2011)
09/06/2011		Magistrate Judge Theodore H. Katz is so designated. (pgu) (Entered: 09/07/2011)
09/07/2011		Mailed notice re: <a href="#">4</a> Notice of Case Assignment/Reassignment to the attorney(s) of record. (pgu) (Entered: 09/07/2011)
09/14/2011	<a href="#">6</a>	ORDER OF SERVICE: The Clerk of Court is directed to issue a Summons in this action, and Plaintiff is directed to serve the Summons and Complaint upon each Defendant within 120 days of the issuance of

		<p>the Summons. If service has not been made within the 120 days, and Plaintiff has not requested an extension of time to serve within that 120 days, the Complaint may be dismissed for failure to prosecute, pursuant to Rules 4 and 41 of the Federal Rules of Civil Procedure. The Court dismisses Plaintiffs claims against DOC. 28 U.S.C. § 1915(e)(2)(B)(ii). The Clerk of Court is directed to amend the caption of this action to name the City of New York in place of that Defendant. The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from this Order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. (Signed by Judge Laura Taylor Swain on 9/12/2011) (djc) (Entered: 09/15/2011)</p>
09/16/2011	<a href="#">7</a>	<p>ORDER OF REFERENCE TO A MAGISTRATE JUDGE: Order that case be referred to the Clerk of Court for assignment to a Magistrate Judge for General Pretrial (includes scheduling, discovery, non-dispositive pretrial motions, and settlement). Referred to Magistrate Judge Theodore H. Katz. (Signed by Judge Laura Taylor Swain on 9/16/2011) Copies Mailed/faxed to Mr. Nunez By Chambers. (pl) (Entered: 09/16/2011)</p>
12/15/2011		<p>SUMMONS ISSUED as to City of New York, Johnson, Primm, Thomas. (vj) (Entered: 12/15/2011)</p>
12/15/2011		<p>FRCP 4 (Service Package Mailed) to plaintiff at the address noted on the complaint/court's docket on 12/15/2011 via Federal Express AIRBILL # 876875974952. The service package included: an original summons, copies of the summons, a certified In Forma Pauperis Application (IFP), copies of the IFP, complaint, United States Marshal (U.S.M.-285) forms, change of address postcards, Judge's individual rules, instructions on how to file a motion and opposition, instructions on filing an amended complaint, application for counsel, a consent to proceed before a Magistrate Judge, and affirmation of service forms. (vj) (Entered: 12/15/2011)</p>
12/29/2011		<p>FRCP 4 Service Package Returned: Package mailed to Mark Nunez on 12/15/2011 was returned to the Pro Se Office as undeliverable on 12/28/2011. No Telephone (#) Information located on plaintiffs complaint. (vj) (Entered: 12/29/2011)</p>
03/29/2012	<a href="#">8</a>	<p>ORDER: By no later than April 16, 2012, Plaintiff must provide his current mailing address to the Court, and he must also indicate whether he intends to prosecute this action. Failure to do so will result in a recommendation that this action be dismissed for failure to prosecute, pursuant to Federal Rule of Civil Procedure 41(b). (Signed by Magistrate Judge Theodore H. Katz on 3/28/2012) Copies Mailed By Chambers. (ft) (Entered: 03/29/2012)</p>
05/17/2012	<a href="#">9</a>	<p>NOTICE OF APPEARANCE by Jonathan S. Abady on behalf of Mark Nunez (Abady, Jonathan) (Entered: 05/17/2012)</p>

05/17/2012	<a href="#">10</a>	NOTICE OF APPEARANCE by Vasudha Talla on behalf of Mark Nunez (Talla, Vasudha) (Entered: 05/17/2012)
05/17/2012	<a href="#">11</a>	NOTICE OF APPEARANCE by Katherine R. Rosenfeld on behalf of Mark Nunez (Rosenfeld, Katherine) (Entered: 05/17/2012)
05/18/2012	<a href="#">12</a>	NOTICE OF APPEARANCE by Mary Lynne Werlwas on behalf of Mark Nunez (Werlwas, Mary) (Entered: 05/18/2012)
05/18/2012	<a href="#">13</a>	NOTICE OF APPEARANCE by Jonathan S. Chasan on behalf of Mark Nunez (Chasan, Jonathan) (Entered: 05/18/2012)
05/24/2012	<a href="#">15</a>	AMENDED COMPLAINT amending <a href="#">2</a> PLRA Sec. 7(2)(g)(2) Complaint against City of New York, Dora Schriro, Florence Finkle, Michael Hourihane, Carmine Labruzzo, Mark Scott, Larry Davis, Sr, Rose Agro, Ronald Bailey, Robert Cripps, Edmund Duffy, Ronald Jorgensen, Evelyn Mirabal, Kathleen Mulvey, Eric Ramos, Danielle Johnson, Captain Williams, Major Massey, Behari, Sistrunk, Baiardi, Fadima, Theo Primm, Sherma Dunbar, Herman Medina, Kirkland, Reginald Rothwell, Todd Brishinsky, Salley, Sally Davies, Malcom Davis, Omar Alston, Walter Dean, Ateen Williams, Robert Orlandi, Louis Leonard, Cory Hughes, Sandy Arkhurst, Eric Thompson, Quinn, Remy, Jason Soto, Buttons, Antonio Bravo, Santiago, Tutein, Robert Lamar, Haddon Baillie, Gutierrez, Jane Jones, John Gregg, Thomas, Edwin Sloly, John/Jane Does #1-64 with JURY DEMAND.Document filed by Mark Nunez, Rodney Brye, Jose Degros, Shameik Smallwood, Clifford Sewell, Travis Woods, Sonny Ortiz, Christopher Graham, Leslie Pickering, Keith Bacote, Ralph Nunez. Related document: <a href="#">2</a> PLRA Sec. 7(2)(g)(2) Complaint filed by Mark Nunez.(mro) (jfe). (Entered: 05/25/2012)
06/11/2012	<a href="#">16</a>	ENDORSED LETTER addressed to Judge Laura Taylor Swain from Vasudha Talla dated 5/21/2012 re: Counsel for plaintiff Pursuant to the Court's Individual Rules request an extension nun pro tunc for 60 days to serve the defendants under Federal Rule of Civil Procedure 4(m). ENDORSEMENT: The request is granted, nunc pro tunc. (Signed by Judge Laura Taylor Swain on 6/11/2012) (js) (Entered: 06/12/2012)
06/12/2012	<a href="#">17</a>	NOTICE OF REDESIGNATION TO ANOTHER MAGISTRATE JUDGE. The above entitled action has been redesignated to Magistrate Judge James C. Francis. Please note that this is a reassignment of the designation only. (pgu) (Entered: 06/12/2012)
06/12/2012	<a href="#">18</a>	NOTICE OF REASSIGNMENT OF A REFERRAL TO ANOTHER MAGISTRATE JUDGE. The referral in the above entitled action has been reassigned to Magistrate Judge James C. Francis, for General Pretrial (includes scheduling, discovery, non-dispositive pretrial motions, and settlement). Magistrate Judge Theodore H. Katz no longer referred to the case. (pgu) (Entered: 06/12/2012)

06/14/2012	<a href="#">19</a>	AFFIDAVIT OF SERVICE. City of New York served on 6/13/2012, answer due 7/5/2012. Service was accepted by Connie Asaro. Document filed by Rodney Brye; Keith Bacote; Ralph Nunez; Travis Woods; Clifford Sewell; Leslie Pickering; Christopher Graham; Jose Degros; Sonny Ortiz; Mark Nunez; Shameik Smallwood. (Talla, Vasudha) (Entered: 06/14/2012)
06/25/2012	<a href="#">20</a>	NOTICE OF APPEARANCE by Arthur Gabriel Larkin, III on behalf of City of New York, Dora Schriro (Larkin, Arthur) (Entered: 06/25/2012)
06/29/2012	<a href="#">21</a>	ENDORSED LETTER addressed to Judge Laura Taylor Swain from Arthur G Larkin dated 6/29/2012 re: Request to extend time by 60 days for the City and indivudal defendants to answer the complaint to 9/7/2012. ENDORSEMENT: Application is granted. Rose Agro answer due 9/7/2012; Omar Alston answer due 9/7/2012; Sandy Arkhurst answer due 9/7/2012; Baiardi answer due 9/7/2012; Ronald Bailey answer due 9/7/2012; Haddon Baillie answer due 9/7/2012; Behari answer due 9/7/2012; Antonio Bravo answer due 9/7/2012; Todd Brishinsky answer due 9/7/2012; Buttons answer due 9/7/2012; Captain Williams answer due 9/7/2012; City of New York answer due 9/7/2012; Robert Cripps answer due 9/7/2012; Sally Davies answer due 9/7/2012; Larry Davis, Sr answer due 9/7/2012; Malcom Davis answer due 9/7/2012; Walter Dean answer due 9/7/2012; Edmund Duffy answer due 9/7/2012; Sherma Dunbar answer due 9/7/2012; Fadima answer due 9/7/2012; Florence Finkle answer due 9/7/2012; Gutierrez answer due 9/7/2012; Michael Hourihane answer due 9/7/2012; Cory Hughes answer due 9/7/2012; Jane Jones answer due 9/7/2012; John Gregg answer due 9/7/2012; John/Jane Does #1-64 answer due 9/7/2012; Danielle Johnson answer due 9/7/2012; Ronald Jorgensen answer due 9/7/2012; Kirkland answer due 9/7/2012; Carmine Labruzzo answer due 9/7/2012; Robert Lamar answer due 9/7/2012; Louis Leonard answer due 9/7/2012; Major Massey answer due 9/7/2012; Herman Medina answer due 9/7/2012; Evelyn Mirabal answer due 9/7/2012; Kathleen Mulvey answer due 9/7/2012; Robert Orlandi answer due 9/7/2012; Theo Primm answer due 9/7/2012; Quinn answer due 9/7/2012; Eric Ramos answer due 9/7/2012; Remy answer due 9/7/2012; Reginald Rothwell answer due 9/7/2012; Salley answer due 9/7/2012; Santiago answer due 9/7/2012; Dora Schriro answer due 9/7/2012; Mark Scott answer due 9/7/2012; Sistrunk answer due 9/7/2012; Edwin Sloly answer due 9/7/2012; Jason Soto answer due 9/7/2012; Thomas answer due 9/7/2012; Thomas answer due 9/7/2012; Eric Thompson answer due 9/7/2012; Tutein answer due 9/7/2012; Ateen Williams answer due 9/7/2012. (Signed by Magistrate Judge James C. Francis on 6/29/2012) (cd) (Entered: 07/02/2012)
07/27/2012	<a href="#">22</a>	NOTICE OF APPEARANCE by Diep Nguyen on behalf of Dora Schriro (Nguyen, Diep) (Entered: 07/27/2012)

08/01/2012	<a href="#">23</a>	NOTICE OF APPEARANCE by William I. Sussman on behalf of Rodney Brye, Shameik Smallwood, Travis Woods (Sussman, William) (Entered: 08/01/2012)
08/01/2012	<a href="#">24</a>	NOTICE OF APPEARANCE by Joseph Gaughan Cleemann on behalf of Rodney Brye, Shameik Smallwood, Travis Woods (Cleemann, Joseph) (Entered: 08/01/2012)
08/03/2012	<a href="#">25</a>	AFFIDAVIT OF SERVICE. Rose Agro served on 7/2/2012, answer due 9/7/2012; Omar Alston served on 7/2/2012, answer due 9/7/2012; Sandy Arkhurst served on 6/26/2012, answer due 9/7/2012; Haddon Baillie served on 6/22/2012, answer due 9/7/2012; Behari served on 6/26/2012, answer due 9/7/2012; Antonio Bravo served on 7/19/2012, answer due 9/7/2012; Todd Brishinsky served on 7/2/2012, answer due 9/7/2012; Captain Williams served on 7/2/2012, answer due 9/7/2012; Robert Cripps served on 6/25/2012, answer due 9/7/2012; Larry Davis, Sr served on 6/25/2012, answer due 9/7/2012; Malcom Davis served on 7/2/2012, answer due 9/7/2012; Walter Dean served on 6/26/2012, answer due 9/7/2012; Edmund Duffy served on 7/2/2012, answer due 9/7/2012; Sherma Dunbar served on 7/19/2012, answer due 9/7/2012; Fadima served on 6/22/2012, answer due 9/7/2012; Florence Finkle served on 6/25/2012, answer due 9/7/2012; Gutierrez served on 6/22/2012, answer due 9/7/2012; Michael Hourihane served on 6/25/2012, answer due 9/7/2012; Cory Hughes served on 6/26/2012, answer due 9/7/2012; Danielle Johnson served on 7/18/2012, answer due 9/7/2012; Ronald Jorgensen served on 6/25/2012, answer due 9/7/2012; Kirkland served on 7/2/2012, answer due 9/7/2012; Carmine Labruzzo served on 6/25/2012, answer due 9/7/2012; Robert Lamar served on 7/2/2012, answer due 9/7/2012; Louis Leonard served on 7/3/2012, answer due 9/7/2012; Major Massey served on 6/26/2012, answer due 9/7/2012; Herman Medina served on 6/26/2012, answer due 9/7/2012; Evelyn Mirabal served on 7/2/2012, answer due 9/7/2012; Kathleen Mulvey served on 6/25/2012, answer due 9/7/2012; Robert Orlandi served on 6/26/2012, answer due 9/7/2012; Theo Primm served on 7/16/2012, answer due 9/7/2012; Quinn served on 7/16/2012, answer due 9/7/2012; Eric Ramos served on 6/26/2012, answer due 9/7/2012; Remy served on 6/26/2012, answer due 9/7/2012; Reginald Rothwell served on 7/2/2012, answer due 9/7/2012; Salley served on 6/26/2012, answer due 9/7/2012; Dora Schriro served on 6/25/2012, answer due 9/7/2012; Mark Scott served on 6/25/2012, answer due 9/7/2012; Sistrunk served on 6/26/2012, answer due 9/7/2012; Edwin Sloly served on 7/2/2012, answer due 9/7/2012; Jason Soto served on 6/26/2012, answer due 9/7/2012; Thomas served on 7/19/2012, answer due 9/7/2012; Eric Thompson served on 6/26/2012, answer due 9/7/2012; Tutein served on 7/2/2012, answer due 9/7/2012; Ateen Williams served on 6/26/2012, answer due 9/7/2012. Service was accepted by C.O. "John" Brown, Christine Nigen, Ms. Marie, C.O. "Jane" Gordon, Captain "Jane" Prestley, C.O. "John" Hernandez, C.O. "John" Bailey, Miss Hall, C.O.



		"John" Bakley, Marie Paul, C.O. Womack, C.O. Ms. Hewett, "Jane" Smallwood. Service was made by Mail. Document filed by Rodney Brye; Keith Bacote; Ralph Nunez; Travis Woods; Clifford Sewell; Leslie Pickering; Christopher Graham; Jose Degros; Sonny Ortiz; Mark Nunez; Shameik Smallwood. (Talla, Vasudha) (Entered: 08/03/2012)
08/09/2012	<a href="#">26</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Vasudha Talla dated 8/9/2012 re: Plaintiff's counsel writes to seen an extension of time until 9/4/2012 to serve defendants named in the Amended Complaint. ENDORSEMENT: Application granted. (Signed by Magistrate Judge James C. Francis on 8/9/2012) (ago) (Entered: 08/10/2012)
08/09/2012		Set/Reset Deadlines: Mark Nunez answer due 9/4/2012; Ralph Nunez answer due 9/4/2012. Service due by 9/4/2012. (ago) (Entered: 08/15/2012)
08/17/2012	<a href="#">27</a>	AFFIDAVIT OF SERVICE. Sidney Davies served on 7/2/2012, answer due 7/23/2012; Bailey Emmanuel served on 7/6/2012, answer due 7/27/2012; Majors served on 6/26/2012, answer due 7/17/2012; Santiago served on 8/10/2012, answer due 9/7/2012. Service was accepted by Murray Browne and Sheila Grant. Document filed by Rodney Brye; Keith Bacote; Ralph Nunez; Travis Woods; Clifford Sewell; Leslie Pickering; Christopher Graham; Jose Degros; Sonny Ortiz; Mark Nunez; Shameik Smallwood. (Talla, Vasudha) (Entered: 08/17/2012)
08/17/2012	<a href="#">28</a>	AFFIDAVIT OF SERVICE. Service was accepted by "John" Bailey, relative of defendant Emmanuel Bailey, Christine Nigen, Ms. Marie, C.O. "John" Ortiz. Service was made by Mail. Document filed by Rodney Brye, Keith Bacote, Ralph Nunez, Travis Woods, Clifford Sewell, Leslie Pickering, Christopher Graham, Jose Degros, Sonny Ortiz, Mark Nunez, Shameik Smallwood. (Talla, Vasudha) (Entered: 08/17/2012)
08/20/2012	<a href="#">29</a>	NOTICE OF APPEARANCE by Christopher Paul Conniff on behalf of Rodney Brye, Shameik Smallwood, Travis Woods (Conniff, Christopher) (Entered: 08/20/2012)
08/30/2012	<a href="#">30</a>	NOTICE OF APPEARANCE by Amanda Nicole Raad on behalf of Rodney Brye, Shameik Smallwood, Travis Woods (Raad, Amanda) (Entered: 08/30/2012)
09/04/2012	<a href="#">34</a>	SECOND AMENDED COMPLAINT amending <a href="#">15</a> Amended Complaint, against Rose Agro, Omar Alston, Sandy Arkhurst, Baiardi, Haddon Baillie, Behari, Bertrand, Antonio Bravo, Todd Brishinsky, Paul Bunton, Buttons, Captain Williams, City of New York, Robert Cripps, Sidney Davies, Adrienne Davis, Larry Davis, Sr, Malcom Davis, Walter Dean, Delet, Carlos Diaz, Edmund Duffy, Sherma Dunbar, Bailey Emmanuel, Adeboye Fadina, Florence Finkle, Aadam Glenn, Gutierrez, Michael Hourihane, Cory Hughes, Jean-Simon, John Doe #14, John Doe #38, John Does 65-66, John/Jane Does #11-13, John/Jane Does #39-59,

	<p>John/Jane Does #5-7, John/Jane Does 15-37, Danielle Johnson, Ashaki Jones, Ronald Jorgensen, Kirkland, Carmine Labruzzo, Robert Lamar, Louis Leonard, Lorenzo, Majors, Massey, Jamar McMorris, Herman Medina, Evelyn Mirabal, Kathleen Mulvey, Negron, Richard O'Connor, Robert Orlandi(Shield #15929), Theo Primm, Quinn, Eric Ramos, Remy, Jaime Roman, Reginald Rothwell, Salley, Sanchez, Santiago, Dora Schriro, Mark Scott, Sistrunk, Edwin Sloly, Jason Soto, Selvin Stultz, Thomas, Thomas, Eric Thompson, Tutein, Weldon, Ateen Williams with JURY DEMAND.Document filed by Rodney Brye, Keith Bacote, Ralph Nunez, Travis Woods, Clifford Sewell, Leslie Pickering, Christopher Graham, Jose Degros, Sonny Ortiz, Mark Nunez, Shameik Smallwood, Oscar Sanders. Related document: <a href="#">15</a> Amended Complaint, filed by Travis Woods, Jose Degros, Ralph Nunez, Rodney Brye, Leslie Pickering, Christopher Graham, Sonny Ortiz, Shameik Smallwood, Keith Bacote, Clifford Sewell, Mark Nunez.(djc) (Entered: 09/12/2012)</p>
09/05/2012	<p><a href="#">31</a> STIPULATION &amp; ORDER TO FILE A SECOND AMENDED COMPLAINT: IT IS HEREBY STIPULATED AND AGREED, by and between plaintiffs Mark Nunez, Rodney Brye, Shameik Smallwood, Travis Woods, Ralph Nunez, Keith Bacote, Jose DeGros, Christopher Graham, Sonny Ortiz, Clifford Sewell, and Leslie Pickering ("Plaintiffs") and defendants City of New York (the "City") and Dora B. Schriro ("Schriro"), by and through their undersigned counsel, as follows: 1. Plaintiffs may file and serve the Second Amended Complaint attached hereto as Exhibit I, which adds plaintiff Oscar Sanders as a proposed class representative and adds, or supplements allegations against, certain defendants (the City of New York, Carmine LaBruzzo, Florence Finkle, Michael Hourihane, Mark Scott, Dora Schriro, Warden Carlton Newton, Deputy Warden Eric Ramos, Captain Declet, CO Sanchez, CO Lorenzo, CO Bertrand, CO Weldon, John/Jane Does #65-66). Among other things, the Second Amended Complaint also corrects the rank and spelling of the names of certain defendants already named in the amended complaint filed on May 24, 2012 (the "Amended Complaint") (Captain Fadina, Captain Jones, CO Paul Bunton, CO Malcolm Davis, CO Aadam Glenn), and identifies certain John/Jane Doe defendants enumerated in the Amended Complaint (Captain O'Connor, CO Diaz, CO Adrian Davis, CO Negron, CO Jean-Simon, CO McMorris, CO Roman, and CO Stultz). 2. With respect to the defendants already served with the summons and the Amended Complaint, the City agrees to inform Plaintiffs' counsel by September 14, 2012 which of these defendants it will represent in this action. The City agrees to accept service of the Second Amended Complaint on behalf of these defendants effective as of the date on which this Stipulation is so-ordered by the Court. 3. With respect to the defendants who have not been served with summons and the Amended Complaint, Plaintiffs will serve these defendants with summons and the SAC. The City agrees to inform Plaintiffs' counsel by September 14, 2012</p>



		which of these defendants it will represent in this action. 4. The City, and all defendants represented by the City, shall move, answer, or otherwise respond to the Second Amended Complaint on or before September 28, 2012. 5. This Stipulation can be executed in counterparts by facsimile or scanned signatures. (Signed by Magistrate Judge James C. Francis on 9/5/2012) (lmb) (Entered: 09/05/2012)
09/06/2012	<a href="#">32</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Julie Pearlman Schatz dated 9/4/2012 re: Counsel respectfully requests an enlargement of time until 10/5/2012 to respond to this action. ENDORSEMENT: Defendants Soto's time to respond to the complaint is extended to September 28, 2012. (Signed by Magistrate Judge James C. Francis on 9/6/2012) (jfe) (Entered: 09/06/2012)
09/06/2012		Set/Reset Deadlines: Jason Soto answer due 9/28/2012. (jfe) (Entered: 09/06/2012)
09/11/2012	<a href="#">33</a>	NOTICE OF APPEARANCE by Andreas Koutsoudakis on behalf of Jason Soto (Koutsoudakis, Andreas) (Entered: 09/11/2012)
09/12/2012	<a href="#">35</a>	SCHEDULING ORDER: SCHEDULING ORDER: A pre-trial conference was last held in this matter on September 12, 2012. The Court hereby makes the following provisions for scheduling and trial in this matter. By September 28, 2012, counsel shall submit a stipulated confidentiality order or shall advise the Court of any remaining disputes. By December 1, 2012, defendants shall respond and produce the documents responsive to plaintiffs' document requests directed to class issues. Plaintiffs shall file and serve their motion for class certification by March 29, 2013. Motions due by 6/30/2014. Fact Discovery due by 12/31/2013. Expert Discovery due by 4/30/2014. Final Pretrial Conference set for 10/3/2014 at 11:00 AM in Courtroom 11C, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James C. Francis. IT IS SO ORDERED. (Signed by Magistrate Judge James C. Francis on 9/12/2012) Copies Mailed By Chambers. (ama) (Entered: 09/13/2012)
09/12/2012		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Interim Pretrial Conference held on 9/12/2012. (rjm) (Entered: 09/17/2012)
09/28/2012	<a href="#">36</a>	ANSWER to <a href="#">34</a> Amended Complaint,,,,,,. Document filed by Jason Soto.(Koutsoudakis, Andreas) (Entered: 09/28/2012)
10/01/2012	<a href="#">37</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Andreas Koutoudakis dated 9/26/2012 re: We write to request an enlargement of time to file an answer on his behalf. ENDORSEMENT: The Time to answer is extended to November 30, 2012 to coincide with deadline for other defendants. SO ORDERED., Edwin Sloly answer due 11/30/2012. (Signed by Magistrate Judge James C. Francis on 10/01/2012) (ama) (Entered: 10/01/2012)

10/01/2012

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STIPULATION AND ORDER: IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel, that: The date by which the City of New York (the "City"), and all other individual defendants whether or not represented by the City, must answer, move or otherwise respond to the Second Amended Complaint is extended from the previously agreed-upon date of September 28, 2012, to November 30, 2012; On or before October 30, 2012, the City shall inform plaintiffs' counsel of the names of all "defendants no longer employed by DOC for whom DOC will accept service by electronic means. SO ORDERED. Rose Agro answer due 11/30/2012; Omar Alston answer due 11/30/2012; Sandy Arkhurst answer due 11/30/2012; Baiardi answer due 11/30/2012; Haddon Baillie answer due 11/30/2012; Behari answer due 11/30/2012; Bertrand answer due 11/30/2012; Antonio Bravo answer due 11/30/2012; Todd Brishinsky answer due 11/30/2012; Paul Bunton answer due 11/30/2012; Buttons answer due 11/30/2012; Captain Williams answer due 11/30/2012; City of New York answer due 11/30/2012; Robert Cripps answer due 11/30/2012; Sidney Davies answer due 11/30/2012; Adrienne Davis answer due 11/30/2012; Larry Davis, Sr answer due 11/30/2012; Malcom Davis answer due 11/30/2012; Walter Dean answer due 11/30/2012; Declat answer due 11/30/2012; Carlos Diaz answer due 11/30/2012; Edmund Duffy answer due 11/30/2012; Sherma Dunbar answer due 11/30/2012; Bailey Emmanuel answer due 11/30/2012; Adeboye Fadina answer due 11/30/2012; Florence Finkle answer due 11/30/2012; Aadam Glenn answer due 11/30/2012; Gutierrez answer due 11/30/2012; Michael Hourihane answer due 11/30/2012; Cory Hughes answer due 11/30/2012; Jean-Simon answer due 11/30/2012; John Doe #14 answer due 11/30/2012; John Doe #38 answer due 11/30/2012; John Does 65-66 answer due 11/30/2012; John/Jane Does #11-13 answer due 11/30/2012; John/Jane Does #39-59 answer due 11/30/2012; John/Jane Does #5-7 answer due 11/30/2012; John/Jane Does 15-37 answer due 11/30/2012; Danielle Johnson answer due 11/30/2012; Ashaki Jones answer due 11/30/2012; Ronald Jorgensen answer due 11/30/2012; Kirkland answer due 11/30/2012; Carmine Labruzzo answer due 11/30/2012; Robert Lamar answer due 11/30/2012; Louis Leonard answer due 11/30/2012; Lorenzo answer due 11/30/2012; Majors answer due 11/30/2012; Massey answer due 11/30/2012; Jamar McMorris answer due 11/30/2012; Herman Medina answer due 11/30/2012; Evelyn Mirabal answer due 11/30/2012; Kathleen Mulvey answer due 11/30/2012; Negron answer due 11/30/2012; Richard O'Connor answer due 11/30/2012; Robert Orlandi(Shield #15929) answer due 11/30/2012; Theo Primm answer due 11/30/2012; Quinn answer due 11/30/2012; Eric Ramos answer due 11/30/2012; Remy answer due 11/30/2012; Jaime Roman answer due 11/30/2012; Reginald Rothwell answer due 11/30/2012; Salley answer due 11/30/2012; Sanchez answer due 11/30/2012; Santiago answer due 11/30/2012; Dora Schriro answer due 11/30/2012; Mark Scott answer due 11/30/2012; Sistrunk answer due

		11/30/2012; Jason Soto answer due 11/30/2012; Selvin Stultz answer due 11/30/2012; Thomas answer due 11/30/2012; Thomas answer due 11/30/2012; Eric Thompson answer due 11/30/2012; Tutein answer due 11/30/2012; Weldon answer due 11/30/2012; Ateen Williams answer due 11/30/2012. (Signed by Magistrate Judge James C. Francis on 10/01/2012) (ama) (Entered: 10/01/2012)
10/05/2012	<a href="#">39</a>	<p>WAIVER OF SERVICE RETURNED EXECUTED. Ateen Williams waiver sent on 10/5/2012, answer due 12/4/2012; Tutein waiver sent on 10/5/2012, answer due 12/4/2012; Todd Brishinsky waiver sent on 10/5/2012, answer due 12/4/2012; Reginald Rothwell waiver sent on 10/5/2012, answer due 12/4/2012; Eric Thompson waiver sent on 10/5/2012, answer due 12/4/2012; Kirkland waiver sent on 10/5/2012, answer due 12/4/2012; Salley waiver sent on 10/5/2012, answer due 12/4/2012; Malcom Davis waiver sent on 10/5/2012, answer due 12/4/2012; Robert Lamar waiver sent on 10/5/2012, answer due 12/4/2012; Rose Agro waiver sent on 10/5/2012, answer due 12/4/2012; Sandy Arkhurst waiver sent on 10/5/2012, answer due 12/4/2012; Haddon Baillie waiver sent on 10/5/2012, answer due 12/4/2012; Antonio Bravo waiver sent on 10/5/2012, answer due 12/4/2012; Robert Cripps waiver sent on 10/5/2012, answer due 12/4/2012; Edmund Duffy waiver sent on 10/5/2012, answer due 12/4/2012; Sherma Dunbar waiver sent on 10/5/2012, answer due 12/4/2012; Gutierrez waiver sent on 10/5/2012, answer due 12/4/2012; Cory Hughes waiver sent on 10/5/2012, answer due 12/4/2012; Danielle Johnson waiver sent on 10/5/2012, answer due 12/4/2012; Carmine Labruzzo waiver sent on 10/5/2012, answer due 12/4/2012; Majors waiver sent on 10/5/2012, answer due 12/4/2012; Massey waiver sent on 10/5/2012, answer due 12/4/2012; Herman Medina waiver sent on 10/5/2012, answer due 12/4/2012; Evelyn Mirabal waiver sent on 10/5/2012, answer due 12/4/2012; Theo Primm waiver sent on 10/5/2012, answer due 12/4/2012; Quinn waiver sent on 10/5/2012, answer due 12/4/2012; Eric Ramos waiver sent on 10/5/2012, answer due 12/4/2012; Remy waiver sent on 10/5/2012, answer due 12/4/2012; Santiago waiver sent on 10/5/2012, answer due 12/4/2012; Mark Scott waiver sent on 10/5/2012, answer due 12/4/2012; Sistrunk waiver sent on 10/5/2012, answer due 12/4/2012; Thomas waiver sent on 10/5/2012, answer due 12/4/2012. Document filed by Ateen Williams; Tutein; Todd Brishinsky; Reginald Rothwell; Eric Thompson; Kirkland; Thomas ; Salley; Malcom Davis; Robert Lamar. (Pinnock, Nadene) (Entered: 10/05/2012)</p>
10/05/2012	<a href="#">40</a>	<p>ENDORSED LETTER addressed to Magistrate Judge James C Francis from Diep Nguyen dated 10/4/2012 re: We write in order to request an extension of one business day of the deadline by which the City must respond to plaintiffs' letter concerning the protective order, from tomorrow, Oct. 5, 2012, to Tuesday, Oct. 9,2012. ENDORSEMENT:</p>

		Application granted. (Signed by Magistrate Judge James C. Francis on 10/4/2012) (cd) (Entered: 10/05/2012)
10/10/2012	<a href="#">41</a>	AFFIDAVIT OF SERVICE of Summons and Amended Complaint,,,,,, Bertrand served on 9/12/2012, answer due 11/30/2012; Paul Bunton served on 9/12/2012, answer due 11/30/2012; Adrienne Davis served on 9/12/2012, answer due 11/30/2012; Decllet served on 9/12/2012, answer due 11/30/2012; Carlos Diaz served on 9/12/2012, answer due 11/30/2012; Adeboye Fadina served on 9/12/2012, answer due 11/30/2012; Aadam Glenn served on 9/12/2012, answer due 11/30/2012; Jean-Simon served on 9/12/2012, answer due 11/30/2012; Ashaki Jones served on 9/12/2012, answer due 11/30/2012; Lorenzo served on 9/12/2012, answer due 11/30/2012; Jamar McMorris served on 9/12/2012, answer due 11/30/2012; Carlton Newton served on 9/12/2012, answer due 10/3/2012; Richard O'Connor served on 9/12/2012, answer due 11/30/2012; Jaime Roman served on 9/12/2012, answer due 11/30/2012; Sanchez served on 9/12/2012, answer due 11/30/2012; Weldon served on 9/12/2012, answer due 11/30/2012. Service was accepted by C.O. "Jane" Pugh, "Jane" Paul, C.O. 'John' Pugh, C.O. "John" Clark, 'Jane' Smallwood, Capt. 'John' Hill, and C.O. 'John' Hernandez,. Service was made by Mail. Document filed by Rodney Brye; Keith Bacote; Ralph Nunez; Travis Woods; Clifford Sewell; Leslie Pickering; Christopher Graham; Jose Degros; Sonny Ortiz; Mark Nunez; Shameik Smallwood; Oscar Sanders. (Talla, Vasudha) (Entered: 10/10/2012)
10/11/2012	<a href="#">42</a>	ORDER:1. Plaintiffs having submitted a letter application dated October 3, 2012, seeking an order overruling defendants' objections to producing documents that pre-date November 1, 2009 in response to Plaintiffs' First Set of Discovery Requests Relating to Class Certification, it is hereby ORDERED as follows: Plaintiffs' application is granted. The release in Ingles v. Toro, 01 Civ. 8279 (DC), precludes claims for injunctive relief arising after November 1, 2009; it does not prevent discovery of information prior to that date in relation to claims accruing thereafter. This distinction is consistent with the language of the release, and its logic can be illustrated with an example. If there was widespread abuse of inmates by correction officers on November 2, 2009, the inmates would not be barred by the Ingles release from initiating a new action, and it is inconceivable that the scope of discovery would be limited to a period of one day. 2. Plaintiffs have not articulated the rationale for choosing April 4, 2006 as the look-back date for discovery, nor have they explained how the discovery now sought relates to the information that they had access to under the monitoring provisions of the Ingles settlement. Accordingly, while discovery is not limited to the period after November 1, 2009, any further disputes regarding scope may be presented to me after counsel have met and conferred. (Signed by Magistrate Judge James C. Francis on 10/11/2012) Copies Mailed By Chambers. (lmb) (Entered: 10/11/2012)

10/15/2012	<a href="#">43</a>	PROTECTIVE ORDER CONCERNING CONFIDENTIAL INFORMATION...regarding procedures to be followed that shall govern the handling of confidential material... (Signed by Magistrate Judge James C. Francis on 10/15/2012) (cd) (Entered: 10/15/2012)
10/16/2012	45	Letter addressed to Magistrate Judge James C. Francis, IV, from Arthur G. Larkin, dated 10/10/2012, re: response to plaintiff's letter of Oct. 3, 2012, concerning defendants' objections to some of plaintiffs' discovery demands with regard to class certification. Attached is defendants' response to these demands which sets forth our objections and the bases for them (see Requests Nos. 4-7). We submit that defendants' objections should be sustained. Document filed by City of New York.(ja) (Entered: 10/17/2012)
10/16/2012	46	Letter addressed to Magistrate Judge James C. Francis, IV, from Vasudha Talla, dated 9/28/2012, re: In the Scheduling Order issued by Your Honor on September 13, 2012, you directed that parties to submit a stipulated confidentiality order to the Court by September 28, 2012 or advise the Court of any remaining disputes. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood.(ja) (Entered: 10/17/2012)
10/16/2012	47	Letter addressed to Magistrate Judge James C. Francis, IV, from Vasudha Talla, dated 10/10/2012, re: reply to the letter sent to Your Honor yesterday by Arthur Larkin, counsel for the City of New York, regarding a protective order for this case. We write to address the two new issues. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(ja) (Entered: 10/17/2012)
10/16/2012	48	Letter addressed to Magistrate Judge James C. Francis, IV, from Arthur G. Larkin, dated 10/9/2012, re: response to plaintiff's letter of Sept. 28, 2012, which sets forth six (6) areas of disagreement between the parties concerning the proposed protective order. Document filed by City of New York.(ja) (Entered: 10/17/2012)
10/16/2012	49	Letter addressed to Magistrate Judge James C. Francis, IV, from Mary Lynne Werlwas, dated 10/3/2012, re: seeking the Court's assistance in resolving a discovery dispute that has arisen in connection with plaintiffs' discovery demands related to class certification. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(ja) (Entered: 10/17/2012)
10/17/2012	<a href="#">44</a>	AFFIDAVIT OF SERVICE of Summons and Amended Complaint,,,,,, Selvin Stultz served on 10/10/2012, answer due 11/30/2012. Service was accepted by Capt "Jane" Jarrett. Service was made by mail. Document



		filed by Rodney Brye; Keith Bacote; Ralph Nunez; Travis Woods; Clifford Sewell; Leslie Pickering; Christopher Graham; Jose Degros; Sonny Ortiz; Mark Nunez; Shameik Smallwood; Oscar Sanders. (Talla, Vasudha) (Entered: 10/17/2012)
10/22/2012	<a href="#">50</a>	ANSWER to <a href="#">34</a> Amended Complaint,,,,,,. Document filed by Edwin Sloly.(Koutsoudakis, Andreas) (Entered: 10/22/2012)
11/29/2012	<a href="#">51</a>	CERTIFICATE OF SERVICE of Second Amended Complaint and Amended Summons served on Larry Davis, Sr., Kathleen Mulvey, and Emmanuel Bailey on 11/26/12. Service was accepted by Carl DiCarlo, Esq.. Service was made by Mail. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Talla, Vasudha) (Entered: 11/29/2012)
12/03/2012	<a href="#">52</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated 12/3/2012 re: Plaintiffs consent to an extension of time until December 14, 2012 for the defendants who have not yet answered to answer, move, or otherwise respond to the complaint. ENDORSEMENT: Application granted. SO ORDERED. Rose Agro answer due 12/14/2012; Omar Alston answer due 12/14/2012; Sandy Arkhurst answer due 12/14/2012; Baiardi answer due 12/14/2012; Haddon Baillie answer due 12/14/2012; Behari answer due 12/14/2012; Bertrand answer due 12/14/2012; Antonio Bravo answer due 12/14/2012; Todd Brishinsky answer due 12/14/2012; Paul Bunton answer due 12/14/2012; Buttons answer due 12/14/2012; Captain Williams answer due 12/14/2012; City of New York answer due 12/14/2012; Robert Cripps answer due 12/14/2012; Sidney Davies answer due 12/14/2012; Adrienne Davis answer due 12/14/2012; Larry Davis, Sr answer due 12/14/2012; Malcom Davis answer due 12/14/2012; Walter Dean answer due 12/14/2012; Decllet answer due 12/14/2012; Carlos Diaz answer due 12/14/2012; Edmund Duffy answer due 12/14/2012; Sherma Dunbar answer due 12/14/2012; Bailey Emmanuel answer due 12/14/2012; Fadima answer due 12/14/2012; Adeboye Fadina answer due 12/14/2012; Florence Finkle answer due 12/14/2012; Aadam Glenn answer due 12/14/2012; Gutierrez answer due 12/14/2012; Michael Hourihane answer due 12/14/2012; Cory Hughes answer due 12/14/2012; Jane Jones answer due 12/14/2012; Jean-Simon answer due 12/14/2012; John Doe #14 answer due 12/14/2012; John Doe #38 answer due 12/14/2012; John Does 65-66 answer due 12/14/2012; John Gregg answer due 12/14/2012; John/Jane Does #1-64 answer due 12/14/2012; John/Jane Does #11-13 answer due 12/14/2012; John/Jane Does #39-59 answer due 12/14/2012; John/Jane Does #5-7 answer due 12/14/2012; John/Jane Does 15-37 answer due 12/14/2012; Johnson answer due 12/14/2012; Danielle Johnson answer due 12/14/2012; Ashaki Jones answer due 12/14/2012;

		Ronald Jorgensen answer due 12/14/2012; Kirkland answer due 12/14/2012; Carmine Labruzzo answer due 12/14/2012; Robert Lamar answer due 12/14/2012; Louis Leonard answer due 12/14/2012; Lorenzo answer due 12/14/2012; Majors answer due 12/14/2012; Massey answer due 12/14/2012; Jamar McMorris answer due 12/14/2012; Herman Medina answer due 12/14/2012; Evelyn Mirabal answer due 12/14/2012; Kathleen Mulvey answer due 12/14/2012; N.Y.C. Department of Correction answer due 12/14/2012; Negron answer due 12/14/2012; Carlton Newton answer due 12/14/2012; Richard O'Connor answer due 12/14/2012; Robert Orlandi(Shield #15929) answer due 12/14/2012; Primm answer due 12/14/2012; Theo Primm answer due 12/14/2012; Quinn answer due 12/14/2012; Eric Ramos answer due 12/14/2012; Remy answer due 12/14/2012; Jaime Roman answer due 12/14/2012; Reginald Rothwell answer due 12/14/2012; Salley answer due 12/14/2012; Sanchez answer due 12/14/2012; Santiago answer due 12/14/2012; Dora Schriro answer due 12/14/2012; Mark Scott answer due 12/14/2012; Sistrunk answer due 12/14/2012; Edwin Sloly answer due 12/14/2012; Jason Soto answer due 12/14/2012; Selvin Stultz answer due 12/14/2012; Thomas answer due 12/14/2012; Thomas answer due 12/14/2012; Eric Thompson answer due 12/14/2012; Tutein answer due 12/14/2012; Weldon answer due 12/14/2012; Ateen Williams answer due 12/14/2012. (Signed by Magistrate Judge James C. Francis on 12/3/2012) (ft) (Entered: 12/03/2012)
12/05/2012	<a href="#">53</a>	CERTIFICATE OF SERVICE of Second Amended Complaint and Summons; SDNY ECF Rules, and Laura Taylor Swain's Rules served on C.O. Negron on 11/28/12. Service was accepted by Emilia Vargas. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Talla, Vasudha) (Entered: 12/05/2012)
12/13/2012	<a href="#">54</a>	NOTICE OF APPEARANCE by Andreas Koutsoudakis on behalf of Jaime Roman (Koutsoudakis, Andreas) (Entered: 12/13/2012)
12/13/2012	<a href="#">55</a>	ANSWER to <a href="#">34</a> Amended Complaint,,,,,. Document filed by Jaime Roman.(Koutsoudakis, Andreas) (Entered: 12/13/2012)
12/14/2012	<a href="#">56</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated 12/13/2012 re: Counsel writes to request one additional week, to December 21, 2012, to address outstanding issues concerning (1) the date defendants' answer is due, and (2) it possible stipulation between the parties with regard to class certification. ENDORSEMENT: Application granted. SO ORDERED. (Signed by Magistrate Judge James C. Francis on 12/13/2012) (ft) Modified on 12/14/2012 (ft). (Entered: 12/14/2012)
12/14/2012	<a href="#">57</a>	AFFIDAVIT OF SERVICE of Second Amended Complaint and Summons; SDNY ECF Rules, and Judge Laura Taylor Swain's Rules

		served on Ronald Jorgensen on 11/30/12. Service was accepted by Jillian Jorgensen. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Talla, Vasudha) (Entered: 12/14/2012)
12/14/2012	<a href="#">58</a>	NOTICE OF APPEARANCE by Alexander Peltz on behalf of Sandy Arkhurst, Bertrand, Paul Bunton, Deplet, Lorenzo, Massey, Sanchez, Santiago (Peltz, Alexander) (Entered: 12/14/2012)
12/26/2012	<a href="#">59</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis, IV from Arthur G. Larkin dated 12/21/2012 re: We write in order to request one additional week to allow the parties to continue negotiations concerning a stipulation that would extend the City's time to answer in light of pending internal DOC investigations, and would also allow this lawsuit to proceed as a class action with regard to injunctive and/or declaratory relief. ENDORSEMENT: Application granted. (Signed by Magistrate Judge James C. Francis on 12/21/2012) (djc) (Entered: 12/26/2012)
12/28/2012	<a href="#">60</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Arthur G. Larkin dated 12/28/2012 re: We write once again in order to request one additional week to allow the parties to continue negotiations concerning a stipulation that would extend the City's time to answer. ENDORSEMENT: Application granted. (Signed by Magistrate Judge James C. Francis on 12/28/2012) (cd) (Entered: 01/02/2013)
01/07/2013	<a href="#">61</a>	STIPULATION AND ORDER: This action is certified as a Class action for the plaintiff class pursuant to Fed. R. Civ. P. 23(a), (b)(1)(A), and (b)(2). Defendant The City of New York, and all Defendants represented by The City of New York, shall move, answer or otherwise respond to the Second Amended Complaint on or before February 1, 2013. Additional relief as set forth in this Order. (Signed by Magistrate Judge James C. Francis on 1/7/2013) (pl) (Entered: 01/07/2013)
01/31/2013	<a href="#">62</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Arthur G. Larkin dated 1/31/13 re: Counsel writes to request an additional two week extension of the date by which defendants' answer is due in this class action lawsuit, from 2/1/13 to 2/15/13. ENDORSEMENT: Application granted. So ordered. (Signed by Magistrate Judge James C. Francis on 1/31/2013) (mro) (Entered: 01/31/2013)
02/06/2013	<a href="#">63</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis, IV from Vasudha Talla dated 2/5/2013 re: Plaintiffs write to respectfully request an additional week, until February 13, 2013, to submit a proposed order and class notice to the Court. ENDORSEMENT: Application granted. SO ORDERED. (Signed by Magistrate Judge James C. Francis on 2/6/2013) (djc) Modified on 2/7/2013 (djc). (Entered: 02/06/2013)



02/19/2013	<a href="#">64</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis, IV from Arthur G. Larkin dated 2/14/2013 re: Counsel request an additional two weeks of the date by which defendants' answer is due in this class action lawsuit, from 2/15/2013 to 3/1/2013. ENDORSEMENT: Application Granted. No further extensions., City of New York answer due 3/1/2013; Dora Schriro answer due 3/1/2013. (Signed by Magistrate Judge James C. Francis on 2/19/2013) (sac) (Entered: 02/20/2013)
02/28/2013	<a href="#">65</a>	MEMORANDUM AND ORDER: For the reasons set forth above, the agreed-upon class notice shall be posted in English and Spanish in areas of all law libraries, housing areas, and receiving rooms of each DOC jail where it is reasonably calculated to be seen by inmates in the area. In addition, DOC shall provide a copy of the notice to each inmate involved in a "Class A" Use of Force incident during the pendency of the action. (Signed by Magistrate Judge James C. Francis on 2/28/2013) Copies Mailed By Chambers. (lmb) (Entered: 02/28/2013)
02/28/2013	<a href="#">66</a>	ANSWER to <a href="#">34</a> Amended Complaint,,,,,,. Document filed by Sandy Arkhurst, Bertrand, Deplet, Lorenzo, Massey, Sanchez, Santiago, Weldon.(Peltz, Alexander) (Entered: 02/28/2013)
02/28/2013	<a href="#">67</a>	NOTICE OF APPEARANCE by Richard E Signorelli on behalf of Ashaki Jones (Signorelli, Richard) (Entered: 02/28/2013)
02/28/2013	68	Letter addressed to Magistrate Judge James C. Francis from Katherine Rosenfeld dated 2/13/2013 re: For the foregoing reasons, and in addition to the parties' current agreement described above that the DOC will post class notices in the City Jails and regularly certify that those notices remain posted, plaintiffs request that the Court direct that during the pendency of this action the DOC distribute the class notice (in English and Spanish) to all new admissions to the City Jails when they are given a copy of the inmate handbook upon initial admission. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(lmb) (Entered: 03/01/2013)
02/28/2013	70	Letter addressed to Magistrate Judge James C. Francis from Arthur G. Larkin dated 2/19/2013 re: We write in opposition to plaintiffs' application for an order requiring the Department of Correction ("DOC") to distribute notice of this class action lawsuit individually to all newly admitted inmates, or in the alternative, to take other steps that plaintiffs' counsel believe is necessary to ensure appropriate notice to the class. Document filed by Rose Agro, Omar Alston, Sandy Arkhurst, Baiardi, Haddon Baillie, Behari, Bertrand, Antonio Bravo, Todd Brishinsky, Paul Bunton, Buttons, Captain Williams, City of New York, Robert Cripps, Sidney Davies, Adrienne Davis, Larry Davis, Sr, Malcom Davis, Walter Dean, Deplet, Carlos Diaz, Edmund Duffy, Sherma Dunbar, Bailey Emmanuel, Adeboye Fadina, Florence Finkle, Aadam Glenn, Gutierrez,

		Michael Hourihane, Cory Hughes, Jean-Simon, Danielle Johnson, Ashaki Jones, Ronald Jorgensen, Kirkland, Carmine Labruzzo, Robert Lamar, Louis Leonard, Lorenzo, Majors, Massey, Jamar McMorris, Herman Medina, Evelyn Mirabal, Kathleen Mulvey, Negron, Carlton Newton, Richard O'Connor, Robert Orlandi(Shield #15929), Theo Primm, Quinn, Eric Ramos, Remy, Jaime Roman, Reginald Rothwell, Salley, Sanchez, Santiago, Dora Schriro, Mark Scott, Sistrunk, Edwin Sloly, Jason Soto, Selvin Stultz, Thomas, Thomas, Eric Thompson, Tutein, Weldon, Ateen Williams.(lmb) (Entered: 03/01/2013)
02/28/2013	<a href="#">71</a>	Letter addressed to Magistrate Judge James C. Francis from Vasudha Talla dated 2/22/2013 re: We write briefly in response to defendant The City of New York's letter to Your Honor dated February 19, 2013, regarding class notice. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(lmb) (Entered: 03/01/2013)
03/01/2013	<a href="#">69</a>	ANSWER to <a href="#">34</a> Amended Complaint,,,,,, with JURY DEMAND. Document filed by Rose Agro, Omar Alston, Haddon Baillie, Behari, Antonio Bravo, Todd Brishinsky, Paul Bunton, Captain Williams, City of New York, Robert Cripps, Sidney Davies, Adrienne Davis, Larry Davis, Sr, Malcom Davis, Walter Dean, Carlos Diaz, Edmund Duffy, Sherma Dunbar, Bailey Emmanuel, Adeboye Fadina, Florence Finkle, Aadam Glenn, Gutierrez, Michael Hourihane, Cory Hughes, Jean-Simon, Danielle Johnson, Ronald Jorgensen, Kirkland, Carmine Labruzzo, Robert Lamar, Louis Leonard, Majors, Jamar McMorris, Herman Medina, Evelyn Mirabal, Kathleen Mulvey, Carlton Newton, Richard O'Connor, Robert Orlandi(Shield #15929), Theo Primm, Quinn, Eric Ramos, Remy, Reginald Rothwell, Salley, Dora Schriro, Mark Scott, Sistrunk, Selvin Stultz, Thomas, Thomas, Eric Thompson, Tutein, Ateen Williams.(Larkin, Arthur) (Entered: 03/01/2013)
03/04/2013	<a href="#">72</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Kimberly M. Savino dated 3/1/2013 re: Because the City does not represent Officer Negron, we are not formally requesting additional time on his behalf. However, we write in order to apprise the court of Mr. Negron's status, and to suggest that in fairness to him, the court permit some reasonable, additional time, for Mr. Negron to retain counsel. ENDORSEMENT: Defendant Negron shall answer by April 1, 2013, and the City shall forward a copy of this order to his last known address., Negron answer due 4/1/2013. (Signed by Magistrate Judge James C. Francis on 3/4/2013) (lmb) (Entered: 03/04/2013)
03/04/2013	<a href="#">73</a>	STIPULATION AND ORDER: IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned herein, that the time by which defendant Ashaki Jones may move, answer, or otherwise respond to the complaint filed in the above-captioned action is extended to and including

		April 1, 2013. Defendant Jones waives any defect in service of the Summons, Amended Complaint or Second Amended Complaint in this action., Ashaki Jones answer due 4/1/2013. (Signed by Magistrate Judge James C. Francis on 3/4/2013) (lmb) (Entered: 03/04/2013)
03/04/2013	<a href="#">74</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Katherine Rosenfeld dated 2/28/2013 re: We write to confirm that the Court's order today requires the agreed-upon certification every ninety (90) days that the notice remains posted in the areas described in the Court's order, in addition to the distribution to all inmates involved in "Class A" Use of Force incidents during the pendency of this action. ENDORSEMENT: So ordered. (Signed by Magistrate Judge James C. Francis on 3/4/2013) (lmb) (Entered: 03/04/2013)
03/05/2013	<a href="#">75</a>	NOTICE OF APPEARANCE by Kimberly Marie Savino on behalf of City of New York, Dora Schriro (Savino, Kimberly) (Entered: 03/05/2013)
03/18/2013	<a href="#">76</a>	NOTICE OF APPEARANCE by Julie Pearlman Schatz on behalf of Jaime Roman, Edwin Sloly, Jason Soto (Schatz, Julie) (Entered: 03/18/2013)
03/18/2013	<a href="#">77</a>	ORDER: A pretrial conference having been held on March 18, 2013, it is hereby ORDERED as follows: The City of New York shall produce documents responsive to plaintiffs' second set of discovery requests on a rolling basis and shall complete production by July 31, 2013; The parties shall submit letter briefs in connection with any unresolved discovery disputes as follows: opening letters by March 22, 2013, responses by April 5, 2013. Oral argument shall be held on April 10, 2013 beginning at 9:00 in courtroom 18 D. (Signed by Magistrate Judge James C. Francis on 3/18/2012) (mt) (Entered: 03/18/2013)
03/18/2013		Set/Reset Hearings: Oral Argument set for 4/10/2013 at 09:00 AM in Courtroom 18D, 500 Pearl Street, New York, NY 10007 before Magistrate Judge James C. Francis. (mt) (Entered: 03/18/2013)
03/18/2013		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Interim Pretrial Conference held on 3/18/2013. (ft) (Entered: 03/20/2013)
03/19/2013	<a href="#">78</a>	ORDER FOR NOTICE TO THE CLASS: 1. IT IS HEREBY ORDERED that: Pursuant to orders of the Court entered on February 28, 2013 (Docket Entry # 65) and on March 4, 2013 (Docket Entry # 74) (the "Orders"), notice to the Class shall be given as specified in the Orders, i.e.,: (a) copies of the notice, in form annexed hereto as Exhibits (A) (English version) and B (Spanish version) shall both be posted by the Department of Correction in areas of all law libraries, housing areas, and receiving rooms of each City Jail (as defined in the notice) where it is reasonably calculated to be seen by inmates in the area, and such notices shall remain posted continuously thereafter by the Department of

		Correction throughout the pendency of this action; and (b) a copy of the notice, in both English and Spanish, in the form annexed hereto as Exhibit C (English and Spanish version) shall be provided by the Department of Correction to each inmate involved in a "Class A" Use of Force incident during the pendency of this action. 2. The Department of Correction shall certify compliance with paragraph 1(a), above, by April 19, 2013, and every ninety (90) days thereafter during the pendency of this action, that the notices remain posted in the areas described in paragraph 1(a), above. (Signed by Magistrate Judge James C. Francis on 3/19/2013) (lmb) (Entered: 03/19/2013)
03/31/2013	<a href="#">79</a>	ANSWER to <a href="#">34</a> Amended Complaint,,,,,,, CROSSCLAIM against All Defendants. Document filed by Ashaki Jones.(Signorelli, Richard) (Entered: 03/31/2013)
04/02/2013	<a href="#">80</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Arthur G. Larkin dated 4/2/2013 re: Both sides have agreed, subject to Your Honor's approval, that opposition letters may be made on or before April 12, 2013 (one week later than the current deadline of April 5, 2013), and that oral argument on the motions be adjourned from April 10, 2013, at 9:00 a.m., to either April 15, 2013, or April 18, 2013, anytime during the day if Your Honor's schedule permits. ENDORSEMENT: Application granted. Oral argument shall be held April 18, 2013 at 9:00 am., ( Oral Argument set for 4/18/2013 at 09:00 AM before Magistrate Judge James C. Francis.) (Signed by Magistrate Judge James C. Francis on 4/2/2013) (lmb) Modified on 4/3/2013 (lmb). (Entered: 04/02/2013)
04/08/2013	<a href="#">81</a>	TRANSCRIPT of Proceedings re: Status Conference held on 3/18/2013 before Magistrate Judge James C. Francis IV. Court Reporter/Transcriber: Mary Greco. 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 5/2/2013. Redacted Transcript Deadline set for 5/13/2013. Release of Transcript Restriction set for 7/11/2013.(sdi) (Entered: 04/08/2013)
04/08/2013	<a href="#">82</a>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Status Conference proceeding held on 3/18/2013 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...(sdi) (Entered: 04/08/2013)
04/18/2013		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Discovery Hearing held on 4/18/2013. (js) (Entered: 04/23/2013)

04/22/2013		<b>***DELETED DOCUMENT. Deleted document number 83 Transcript. The document was incorrectly filed in this case. (sdi)</b> (Entered: 05/09/2013)
04/22/2013		<b>***DELETED DOCUMENT. Deleted document number 84 Notice of Filing. The document was incorrectly filed in this case. (sdi)</b> (Entered: 05/09/2013)
04/30/2013	<a href="#">85</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis from Arthur G. Larkin dated 4/23/2013 re: We write in furtherance of the court's directive to the parties to submit a joint letter by Friday, April 26, 2013, setting forth any discovery disputes that the parties were able to resolve on consent. We respectfully request an extension of three business days, to May 1, 2013, of the date by which the joint letter must be submitted. ENDORSEMENT: Application granted. (Signed by Magistrate Judge James C. Francis on 4/29/2013) (lmb) (Entered: 04/30/2013)
05/09/2013	<a href="#">86</a>	TRANSCRIPT of Proceedings re: Status Conference held on 4/18/2013 before Magistrate Judge James C. Francis IV. Court Reporter/Transcriber: Ruth Ann Hager. 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 6/3/2013. Redacted Transcript Deadline set for 6/13/2013. Release of Transcript Restriction set for 8/12/2013.(sdi) (Entered: 05/09/2013)
05/09/2013	<a href="#">87</a>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a Status Conference proceeding held on 4/18/2013 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...(sdi) (Entered: 05/09/2013)
05/17/2013	<a href="#">88</a>	MEMORANDUM AND ORDER: The plaintiffs and defendants' applications are granted in part and denied in part as indicated above. (Signed by Magistrate Judge James C. Francis on 5/17/2013) (lmb) (Entered: 05/17/2013)
05/23/2013	<a href="#">89</a>	AMENDED PROTECTIVE ORDER CONCERNING CONFIDENTIAL INFORMATION...regarding procedures to be followed that shall govern the handling of confidential material...ENDORSEMENT: This order may be modified by further order of the Court. (Signed by Magistrate Judge James C. Francis on 5/23/2013) (lmb) (Entered: 05/24/2013)
08/02/2013	<a href="#">90</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated 7/31/2013 re: We write jointly with



		Plaintiffs' counsel, pursuant to Rule 16(b), in order to request a modification of the scheduling order (DE 35) as more fully set forth in this letter. ENDORSEMENT: Application granted. So ordered. (Deposition due by 6/30/2014. Discovery due by 8/31/2013. Expert Discovery due by 10/30/2014. Fact Discovery due by 6/30/2014. Dispositive Motions due by 12/31/2014.), (Final Pretrial Conference set for 4/17/2015 at 11:00 AM before Magistrate Judge James C. Francis.) (Signed by Magistrate Judge James C. Francis on 8/2/2013) (rjm) (Entered: 08/05/2013)
08/23/2013	<a href="#">91</a>	RESPONSE to Interrogatories.Document filed by Sandy Arkhurst, Bertrand, Declat, Lorenzo, Massey, Sanchez, Santiago, Weldon.(Peltz, Alexander) (Entered: 08/23/2013)
09/03/2013	<a href="#">92</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated 8/30/2013 re: We write to seek the following modifications to the scheduling order in this matter, which do not affect the final pre-trial conference date but which reflect extensions of certain discovery deadlines prior to that date as set forth in this letter. ENDORSEMENT: Application granted., ( Deposition due by 7/31/2014., Discovery due by 12/31/2013., Expert Discovery due by 11/30/2014., Fact Discovery due by 7/31/2014.) (Signed by Magistrate Judge James C. Francis on 9/3/2013) (lmb) (Entered: 09/03/2013)
10/23/2013	<a href="#">93</a>	NOTICE of Substitution of Attorney. Old Attorney: Law Office of Richard E. Signorelli, New Attorney: New York City Law Department, Address: New York City Law Department, 100 Church Street, New York, New York, USA 10007, 212-356-2328. Document filed by Ashaki Jones. (Nguyen, Diep) (Entered: 10/23/2013)
10/30/2013	<a href="#">94</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Oct. 30, 2013 re: Class notice issues. Document filed by City of New York. (Attachments: # <a href="#">1</a> E-mail 6/28, # <a href="#">2</a> E-mail 7/19, # <a href="#">3</a> E-mail 6/26, # <a href="#">4</a> E-mails 4/25, # <a href="#">5</a> E-mail re site inspection, # <a href="#">6</a> E-mail requesting information from inmates, # <a href="#">7</a> Letter 8/9, # <a href="#">8</a> E-mail to V. Talla re follow-up, # <a href="#">9</a> E-mail 9/11)(Larkin, Arthur) (Entered: 10/30/2013)
11/01/2013	<a href="#">95</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Vasudha Talla dated 11/01/13 re: Class Notice in reply. Document filed by Keith Bacote, Rodney Bbye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(Talla, Vasudha) (Entered: 11/01/2013)
11/05/2013	<a href="#">96</a>	MEMORANDUM AND ORDER: Accordingly, the respective applications of the plaintiffs and the defendants to modify the procedures for providing notice to class members are denied without prejudice to renewal at such time as any party is prepared to proffer evidence. (Signed

		by Magistrate Judge James C. Francis on 11/5/2013) Copies Mailed By Chambers. (lmb) (Entered: 11/06/2013)
11/06/2013	<a href="#">97</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Vasudha Talla dated 10/25/2013 re: That the Class Notice Order be modified. Document filed by Mark Nunez.(cd) (Entered: 11/06/2013)
11/06/2013	<a href="#">98</a>	MEMO ENDORSEMENT on NOTICE OF APPEARANCE AND SUBSTITUTION OF ATTORNEY ON BEHALF OF DEFENDANT ASHAKI JONES: that Diep Nguyen, Assistant Corporation Counsel, on behalf of the Corporation Counsel of the City of New York, Michad A. Cardozo, appears herein as counsel of record for defendant ASHAKI JONES, replacing Richard E. Signorelli and Bryan Ha of the Law Office of Richard E, Signorelli, effective October 10, 2013, in this action, and demands that all notices and other papers be served upon defendant Ashaki Jones at this office. (Signed by Judge Laura Taylor Swain on 11/5/2013) (cd) (Entered: 11/06/2013)
12/02/2013	<a href="#">99</a>	NOTICE OF APPEARANCE by Samuel Shapiro on behalf of Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Shapiro, Samuel) (Entered: 12/02/2013)
12/02/2013	<a href="#">100</a>	NOTICE OF APPEARANCE by Debra Lea Greenberger on behalf of Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Greenberger, Debra) (Entered: 12/02/2013)
12/12/2013	<a href="#">101</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Vasudha Talla dated 12/12/13 re: Number of fact deposition. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(Talla, Vasudha) (Entered: 12/12/2013)
12/13/2013	<a href="#">102</a>	NOTICE OF APPEARANCE by Walter Aoysius Kretz, Jr on behalf of Sandy Arkhurst, Bertrand, Paul Bunton, Deplet, Lorenzo, Massey, Sanchez, Santiago. (Kretz, Walter) (Entered: 12/13/2013)
12/23/2013	<a href="#">103</a>	REQUEST TO ENTER DEFAULT against C.O. Negrón Shield #14362 <i>Affidavit in Support of Entry of Certificate of Default</i> . Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A - Proposed Certificate of Default)(Talla, Vasudha) (Entered: 12/23/2013)
12/23/2013	<a href="#">104</a>	AFFIDAVIT OF SERVICE of Docket No. 103 served on Defendant C.O. Negrón on 12/23/2013. Service was made by First-Class and Certified Mail. Document filed by Mark Nunez. (Talla, Vasudha) (Entered: 12/23/2013)

12/23/2013	<a href="#">105</a>	CERTIFICATE OF SERVICE of Docket No. 103 on 12/23/2013. Service was made by Mail. Document filed by Mark Nunez. (Talla, Vasudha) (Entered: 12/23/2013)
12/27/2013	<a href="#">106</a>	CONSENT LETTER MOTION for Extension of Time to File Response/Reply as to <a href="#">101</a> Letter, addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Dec. 27, 2013. Document filed by City of New York.(Larkin, Arthur) (Entered: 12/27/2013)
12/27/2013	<a href="#">107</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Kimberly Joyce dated 12/27/13 re: Class Plaintiffs' 12/23/13 Request that the Clerk enter a Certificate of Default against Defendant Alfredo Negron (docket entry # 103). Document filed by City of New York.(Joyce, Kimberly) (Entered: 12/27/2013)
12/30/2013	108	ORDER granting <a href="#">106</a> Letter Motion for Extension of Time to File Response/Reply (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 12/30/2013)
12/30/2013	<a href="#">109</a>	CLERK'S CERTIFICATE OF DEFAULT as to C.O. Negron (Shield #14362). (ml) (Entered: 12/30/2013)
12/31/2013	<a href="#">110</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Dec. 31, 2013 re: Plaintiffs' Letter of Dec. 12, 2013, regarding depositions. Document filed by City of New York. (Attachments: # <a href="#">1</a> Exhibit Memorandum re Proposed Amendments to Federal Rules of Civil Procedure)(Larkin, Arthur) (Entered: 12/31/2013)
01/07/2014		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Telephone Conference held on 1/7/2014. (sc) (Entered: 01/10/2014)
01/09/2014	<a href="#">111</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis IV from Amanda N. Raad dated 1/8/2014 re: Counsel requests that Plaintiffs' reply letter and accompanying exhibits to the City's letter of 12/31/2013, Dkt. No. 110, be filed under seal. ENDORSEMENT: Application granted. (Signed by Magistrate Judge James C. Francis on 1/9/2014) (tn) (Entered: 01/09/2014)
01/09/2014		Transmission to Sealed Records Clerk. Transmitted re: <a href="#">111</a> Endorsed Letter, to the Sealed Records Clerk for the sealing or unsealing of document or case. (tn) (Entered: 01/09/2014)
01/17/2014		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Interim Pretrial Conference held on 1/17/2014. (sc) (Entered: 01/21/2014)
01/28/2014	<a href="#">112</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Jan. 28, 2014 re: matters to be addressed at Jan. 29, 2014, conference. Document filed by City of New York. (Attachments:



		# <a href="#">1</a> Order of Hon. Denny Chin, dated April 22, 2004)(Larkin, Arthur) (Entered: 01/28/2014)
01/29/2014		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Interim Pretrial Conference held on 1/29/2014. (sc) (Entered: 01/30/2014)
02/05/2014	<a href="#">113</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Vasudha Talla dated February 5, 2014 re: Proposed phased discovery plan for the remainder of fact discovery. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B, # <a href="#">3</a> Exhibit C, # <a href="#">4</a> Exhibit D)(Talla, Vasudha) (Entered: 02/05/2014)
02/12/2014	<a href="#">114</a>	CONSENT LETTER MOTION for Extension of Time to File Response/Reply to <i>plaintiff's proposed discovery plan (one-day extension)</i> addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Feb. 12, 2014. Document filed by City of New York.(Larkin, Arthur) (Entered: 02/12/2014)
02/12/2014	115	ORDER granting <a href="#">114</a> Letter Motion for Extension of Time to File Response to Plaintiffs' Proposed Discovery Plan. Response due 2/13/13. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 02/12/2014)
02/13/2014	<a href="#">116</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Feb. 13, 2014 re: Defendants' proposed discovery plan. Document filed by City of New York.(Larkin, Arthur) (Entered: 02/13/2014)
02/13/2014	<a href="#">117</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Kimberly Joyce dated February 13, 2014 re: Status of Electronic Discovery. Document filed by City of New York.(Joyce, Kimberly) (Entered: 02/13/2014)
02/18/2014	<a href="#">118</a>	MEMORANDUM AND ORDER: Accordingly, I will adopt the plaintiffs' proposed discovery plan, set forth in Appendix A to the Letter of Vasudha Talla et al. dated February 5, 2014, with the following modifications as set forth herein. The defendants have requested an order compelling the plaintiffs to identify, ninety (90) days prior to the fact discovery deadline, all use of force incidents (other than those for which the names plaintiffs have sued) that the plaintiffs intend to rely on in their case-in-chief at trial. The plaintiffs propose to provide this information in connection with expert disclosures and the pretrial order. It is reasonable to require the plaintiffs to reveal the scope of their case prior to the close of fact discovery so that the defendants will have an opportunity to seek information in connection with the incidents identified. It is not practical, however, for such a disclosure to be made 90 days in advance of the fact

		discovery deadline. Rather, the plaintiffs shall provide the requested disclosure prior to the commencement of Phase III of the discovery plan. (Signed by Magistrate Judge James C. Francis on 2/18/2014)Copies Mailed By Chambers (djc) Modified on 2/19/2014 (djc). (Entered: 02/19/2014)
02/24/2014	<a href="#">119</a>	NOTICE OF APPEARANCE by Anna Elizabeth Friedberg on behalf of Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Friedberg, Anna) (Entered: 02/24/2014)
02/24/2014	<a href="#">120</a>	NOTICE OF APPEARANCE by Lisa Marie Coyle on behalf of Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Coyle, Lisa) (Entered: 02/24/2014)
03/05/2014	<a href="#">121</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Vasudha Talla dated March 5, 2014 re: Depositions of Supervisory Defendants and Non-Party Witnesses. Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A)(Talla, Vasudha) (Entered: 03/05/2014)
03/06/2014	<a href="#">122</a>	MEMO ENDORSEMENT on re: <a href="#">121</a> Letter filed by Mark Nunez. ENDORSEMENT: The four-hour limit does not apply to Monell witnesses; it does apply to supervisory defendants whose liability, is limited to their involvement in the specific incidents at issue. These time limits are presumptive, and counsel are expected to exercise judgment and courtesy. (Signed by Magistrate Judge James C. Francis on 3/6/2014) (djc) (Entered: 03/06/2014)
03/11/2014	<a href="#">123</a>	MOTION for Susanna G. Dyer to Appear Pro Hac Vice. Filing fee \$ 200.00, receipt number 0208-9442988. <b>Motion and supporting papers to be reviewed by Clerk's Office staff.</b> Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Attachments: # <a href="#">1</a> Certificates of Good Standing, # <a href="#">2</a> Text of Proposed Order)(Dyer, Susanna) (Entered: 03/11/2014)
03/11/2014		<b>&gt;&gt;&gt;NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <a href="#">123</a> MOTION for Susanna G. Dyer to Appear Pro Hac Vice. Filing fee \$ 200.00, receipt number 0208-9442988. Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies.</b> (wb) (Entered: 03/11/2014)
03/12/2014	124	ORDER granting <a href="#">123</a> Motion for Susana G. Dyer to Appear Pro Hac Vice. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 03/12/2014)
04/09/2014	<a href="#">125</a>	LETTER addressed to Magistrate Judge James C. Francis IV from William I. Sussman dated April 9, 2014 re: requesting modification of the Discovery Plan ordered by the Court (Dkt. # 118). Document filed by Mark Nunez.(Sussman, William) (Entered: 04/09/2014)

04/09/2014	<a href="#">126</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated April 9, 2014 re: Plaintiffs' letter of today's date. Document filed by City of New York.(Larkin, Arthur) (Entered: 04/09/2014)
04/14/2014	<a href="#">127</a>	LETTER addressed to Magistrate Judge James C. Francis IV from William I Sussman dated April 14, 2014 re: requesting a status conference. Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B, # <a href="#">3</a> Exhibit C, # <a href="#">4</a> Exhibit D, # <a href="#">5</a> Exhibit E, # <a href="#">6</a> Exhibit F, # <a href="#">7</a> Exhibit G, # <a href="#">8</a> Exhibit H, # <a href="#">9</a> Exhibit I, # <a href="#">10</a> Exhibit J)(Sussman, William) (Entered: 04/14/2014)
04/16/2014	<a href="#">128</a>	MEMO ENDORSEMENT on re: <a href="#">125</a> Letter filed by Mark Nunez. ENDORSEMENT: Application granted. (Signed by Magistrate Judge James C. Francis on 4/16/2014) (djc) Modified on 4/18/2014 (djc). (Entered: 04/17/2014)
04/18/2014	<a href="#">129</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated April 18, 2014 re: Plaintiffs' Letter of April 14, 2014, and proposed modifications to discovery plan. Document filed by City of New York.(Larkin, Arthur) (Entered: 04/18/2014)
04/22/2014	<a href="#">130</a>	NOTICE OF APPEARANCE by Zoe Antonia Salzman on behalf of Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Salzman, Zoe) (Entered: 04/22/2014)
04/22/2014	<a href="#">131</a>	LETTER addressed to Magistrate Judge James C. Francis IV from William I. Sussman dated April 22, 2014 re: reply to the April 18, 2014 letter to the Court (Dkt. #129). Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A)(Sussman, William) (Entered: 04/22/2014)
04/24/2014	<a href="#">132</a>	ORDER: it is hereby ORDERED as follows: The first Settlement Break is moved to the week of May 19, 2014. Depositions of Rose Agro Doyle, Edmond Duffy, KathleenMulvey, Emmanuel Bailey, Amanda Masters, and Dr. Homer Venters shall be conducted prior to the first Settlement Break. In the event that defendants complete their production of ESI relevant to a witness identified in paragraph 2 above at least seven days prior to that witness' deposition, the deposition shall be deemed closed upon its completion. To the extent that defendants fail to complete ESI production for any such witness at least seven days prior to that witness' deposition, the deposition shall nevertheless go forward, subject to being reopened at such time as the production is completed. At this time, no new deadlines will be established for the defendants to produce ESI. However, the defendants will need to choose between devoting additional resources to completing that production or producing witnesses for multiple deposition sessions as indicated in paragraph 3 above. SO

		ORDERED. (Signed by Magistrate Judge James C. Francis on 4/24/2014) Copies Mailed By Chambers. (ama) (Entered: 04/25/2014)
05/21/2014	<a href="#">133</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Assistant Corporation Counsel Diep Nguyen dated May 21, 2014 re: Respectfully Requesting that Inmate Keith Bacote be Moved to Sing Sing Correctional Facility for his Deposition. Document filed by City of New York.(Nguyen, Diep) (Entered: 05/21/2014)
05/22/2014	<a href="#">134</a>	ORDER: that on June 20, 2014, the Superintendent or other official in charge of Gouverneur Correctional Facility transport and produce inmate Keith Bacote, Inmate No. 12-A-0599, from Gouverneur Correctional Facility, located in Gouverneur, New York to Sing Sing Correctional Facility, located in Ossining, New York for the preparation and/or taking of his deposition, and or so long thereafter, from day to day, as the preparation and/or deposition continues; and that inmate Keith Bacote appears in such place(s) as designated by the Warden or other official in charge of Sing Sing Correctional Facility so his deposition may be taken on June 26, 2014, beginning at 10:00 a.m. (Deposition due by 6/26/2014.) (Signed by Magistrate Judge James C. Francis on 5/22/2014) (ja) (Entered: 05/22/2014)
06/02/2014	<a href="#">135</a>	NOTICE OF APPEARANCE by Caroline Sandra Hsu on behalf of Keith Bacote, Rodney Brye, Mark Nunez, Ralph Nunez, Oscar Sanders, Shameik Smallwood, Travis Woods. (Hsu, Caroline) (Entered: 06/02/2014)
06/12/2014	<a href="#">136</a>	FIRST LETTER addressed to Magistrate Judge James C. Francis IV from Kimberly M. Joyce dated 6/12/14 re: Respectfully Requesting that Inmate Travis Woods be Moved to Sing Sing Correctional Facility for his Deposition. Document filed by City of New York.(Joyce, Kimberly) (Entered: 06/12/2014)
06/16/2014	<a href="#">137</a>	ORDER: re: <a href="#">136</a> Letter, filed by City of New York. IT IS HEREBY ORDERED: (1) that on June 27, 2014, the Superintendent or other official in charge of Auburn Correctional Facility transport and produce inmate Travis Woods, Inmate No. 13-A-4440, from Auburn Correctional Facility, located in Auburn, New York to Sing Sing Correctional Facility, located in Ossining, New York for the preparation and/or taking of his deposition, and for so long thereafter, from day to day, as the preparation and/or deposition continues; and (2) that inmate Travis Woods appears in such place(s) as designated by the Warden or other official in charge of Sing Sing Correctional Facility so his deposition may be taken on July 3, 2014, beginning at 10:00 a.m. ( Deposition due by 7/3/2014.) (Signed by Magistrate Judge James C. Francis on 6/16/2014) (dj) Modified on 6/17/2014 (dj). (Entered: 06/16/2014)
06/23/2014	<a href="#">138</a>	JOINT LETTER MOTION for Extension of Time <i>of all court-ordered deadlines relating to class issues</i> addressed to Magistrate Judge James C.

		Francis IV from William I. Sussman dated June 23, 2014. Document filed by Mark Nunez.(Sussman, William) (Entered: 06/23/2014)
06/23/2014	<a href="#">139</a>	ORDER granting <a href="#">138</a> Letter Motion for Extension of Time. We write, jointly with counsel for The City of New York, to request that all Court-ordered deadlines relating to class issues be extended for a period of 21 days. Application Granted. SO ORDERED. (Signed by Magistrate Judge James C. Francis on 6/23/2014) (ama) (Entered: 06/23/2014)
06/24/2014	<a href="#">140</a>	<b>FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT</b> - FIRST MOTION Rescind Court Order to transfer plaintiff Travis Woods to Sing Sing Correctional Facility by June 27, 2014, for his deposition currently scheduled for July 3, 2014 re: <a href="#">136</a> Letter, . Document filed by City of New York.(Joyce, Kimberly) Modified on 6/26/2014 (Idi). (Entered: 06/24/2014)
06/25/2014	141	ORDER granting <a href="#">140</a> Motion to rescind the Order dated June 16, 2014 (Docket no. 137). (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 06/25/2014)
07/01/2014	<a href="#">142</a>	NOTICE OF APPEARANCE by Diep Nguyen on behalf of Bertrand, Declet, Lorenzo, Sanchez. (Nguyen, Diep) (Entered: 07/01/2014)
07/11/2014	<a href="#">143</a>	JOINT LETTER MOTION for Extension of Time <i>with regard to Class-discovery deadlines</i> addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated July 11, 2014. Document filed by City of New York.(Larkin, Arthur) (Entered: 07/11/2014)
07/14/2014	144	ORDER granting <a href="#">143</a> Letter Motion for Extension of Time. The stay of all Court-ordered deadlines related to class issues, originally granted on June 23, 2014 (Docket no. 139), is extended through July 18, 2014. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 07/14/2014)
07/18/2014	<a href="#">145</a>	JOINT LETTER MOTION for Extension of Time <i>of all court-ordered deadlines relating to class issues</i> addressed to Magistrate Judge James C. Francis IV from William I. Sussman dated July 18, 2014. Document filed by Mark Nunez.(Sussman, William) (Entered: 07/18/2014)
07/18/2014	<a href="#">146</a>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY</b> - MOTION for Vasudha Talla to Withdraw as Attorney . Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Attachments: # <a href="#">1</a> Affidavit of Vasudha Talla in Support of Motion to Withdraw Appearance)(Talla, Vasudha) Modified on 7/21/2014 (db). (Entered: 07/18/2014)
07/21/2014	147	ORDER granting <a href="#">145</a> Letter Motion for Extension of Time. All deadlines are extended an additional two weeks. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 07/21/2014)

07/21/2014	148	ORDER granting <a href="#">146</a> Motion to Withdraw as Attorney. Attorney Vasudha Talla terminated. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 07/21/2014)
07/22/2014	<a href="#">149</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Assistant Corporation Counsel Diep Nguyen dated July 22, 2014 re: Deposition of Inmate Shawn White, a Witness to the Jose Degros Incident. Document filed by City of New York.(Nguyen, Diep) (Entered: 07/22/2014)
07/24/2014	<a href="#">150</a>	ORDER: re: <a href="#">149</a> Letter filed by City of New York. IT IS HEREBY ORDERED: (1) that on July 30, 2014, the Superintendent or other official in charge of Great Meadow Correctional Facility produce inmate Shawn White, Inmate No. 14-A-1901 for the taking of his deposition, and for so long thereafter, from day to day, as the deposition continues; and (2) that inmate Shawn White appears in such place(s) as designated by the Warden or other official in charge of Great Meadow Correctional Facility so his deposition may be taken on July 30, 2014, beginning at 10:00 a.m. ( Deposition due by 7/30/2014.) (Signed by Magistrate Judge James C. Francis on 7/24/2014) (ama) (Entered: 07/24/2014)
07/28/2014	<a href="#">151</a>	LETTER MOTION for Extension of Time to Complete Discovery addressed to Magistrate Judge James C. Francis IV from Assistant Corporation Counsel Diep Nguyen dated July 28, 2014. Document filed by City of New York.(Nguyen, Diep) (Entered: 07/28/2014)
07/28/2014	<a href="#">152</a>	NOTICE OF CHANGE OF ADDRESS by Katherine R. Rosenfeld on behalf of All Plaintiffs. New Address: Emery Celli Brinckerhoff & Abady LLP, 600 Fifth Avenue, 10th Floor, New York, NY, USA 10020, 212-763-5000. (Rosenfeld, Katherine) (Entered: 07/28/2014)
07/28/2014	<a href="#">153</a>	NOTICE OF CHANGE OF ADDRESS by Jonathan S. Abady on behalf of All Plaintiffs. New Address: Emery Celli Brinckerhoff & Abady LLP, 600 Fifth Avenue, 10th Floor, New York, NY, USA 10020, 212-763-5000. (Abady, Jonathan) (Entered: 07/28/2014)
07/28/2014	<a href="#">154</a>	NOTICE OF CHANGE OF ADDRESS by Debra Lea Greenberger on behalf of All Plaintiffs. New Address: Emery Celli Brinckerhoff & Abady LLP, 600 Fifth Avenue, 10th Floor, New York, NY, USA 10020, 212-763-5000. (Greenberger, Debra) (Entered: 07/28/2014)
07/29/2014	155	ORDER granting <a href="#">151</a> Letter Motion for Extension of Time to Complete Discovery. The time to complete the depositions of Sherron Johnson and Paul Bunton is extended to August 29, 2014. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 07/29/2014)



07/29/2014	<a href="#">156</a>	NOTICE OF APPEARANCE by Hayley Horowitz on behalf of Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Horowitz, Hayley) (Entered: 07/29/2014)
07/30/2014	<a href="#">157</a>	ORDER: 1. On August 11, 2014, the Superintendent or other official in charge of Greene Correctional Facility (hereinafter, "Greene") or whatever other DOCCS correctional facility where the inmate is then housed, shall transport and produce inmate Keith Bacote (DIN # 12-A-0599) from the correctional facility to Weill Cornell Eye Associates, 1305 York Avenue, 11th Floor, New York, New York 10021, for testing and examination by plaintiff's expert on August 11, 2014 beginning at 9:00 a.m.; 2. Following completion of all the tests and examination of Mr. Bacote at Weill Cornell Eye Associates, the Superintendent or other official in charge shall arrange for the transport Mr. Bacote back to the DOCCS correctional facility; and 3. Plaintiff or plaintiffs counsel will be billed by the Department, and shall pay, in advance all costs associated with the transport of Keith Bacote (DIN # 12-A-0599) from the Correctional Facility, or any other New York State Facility where Keith Bacote may be confined to Weill Cornell Eye Associates and any return transport. (Signed by Magistrate Judge James C. Francis on 7/30/2014) (kgo) (Entered: 07/30/2014)
08/01/2014	<a href="#">158</a>	NOTICE OF CHANGE OF ADDRESS by Zoe Antonia Salzman on behalf of Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. New Address: Emery Celli Brinckerhoff & Abady LLP, 600 Fifth Avenue, 10th Floor, New York, New York, 10020, 2127635000. (Salzman, Zoe) (Entered: 08/01/2014)
08/01/2014	<a href="#">159</a>	NOTICE OF CHANGE OF ADDRESS by Samuel Shapiro on behalf of Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. New Address: Emery Celli Brinckerhoff & Abady LLP, 600 Fifth Avenue, 10th Floor, New York, NY-New York, 10020, 2127635000. (Shapiro, Samuel) (Entered: 08/01/2014)
08/04/2014	<a href="#">160</a>	STIPULATION AND ORDER REGARDING DEPOSITIONS: It is hereby stipulated, by and between the parties hereto, by their duly authorized counsel that Plaintiffs may depose Defendants Brishinsky, Majors, and Jones after the close of fact discovery, provided that those witness' medical conditions improve sufficiently to allow them to appear for deposition. SO ORDERED. (Signed by Magistrate Judge James C. Francis on 8/4/2014) (ajs) (Entered: 08/04/2014)

08/11/2014	<a href="#">161</a>	JOINT LETTER MOTION for Extension of Time <i>with regard to Class-discovery deadlines</i> addressed to Magistrate Judge James C. Francis IV from Kimberly M. Joyce dated August 11, 2014. Document filed by City of New York.(Joyce, Kimberly) (Entered: 08/11/2014)
08/13/2014	162	ORDER granting <a href="#">161</a> Letter Motion for Extension of Time. All deadlines are stayed through August 22, 2014. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 08/13/2014)
08/21/2014	<a href="#">163</a>	<b>FILING ERROR - WRONG EVENT TYPE SELECTED FROM MENU</b> - LETTER MOTION for Local Rule 37.2 Conference <i>and/or an order directing plaintiffs' counsel to confer in good faith, as required by Rule 37(a)(1)</i> addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Aug. 21, 2014. Document filed by City of New York.(Larkin, Arthur) Modified on 8/22/2014 (db). (Entered: 08/21/2014)
08/22/2014		<b>***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - EVENT TYPE ERROR. Note to Attorney Arthur Gabriel Larkin to RE-FILE Document <a href="#">163</a> LETTER MOTION for Local Rule 37.2 Conference and/or an order directing plaintiffs' counsel to confer in good faith, as required by Rule 37(a)(1) addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Aug. 21, 2014. Use the event type Letter found under the event list Other Documents. (db)</b> (Entered: 08/22/2014)
08/22/2014	<a href="#">164</a>	LETTER addressed to Magistrate Judge James C. Francis IV from William I. Sussman dated August 22, 2014 re: Response to the City of New York's August 21, 2014 letter. Document filed by Mark Nunez.(Sussman, William) (Entered: 08/22/2014)
08/28/2014	<a href="#">165</a>	MOTION for Katherine R. Rosenfeld to Withdraw as Attorney <i>for Plaintiffs</i> . Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(Rosenfeld, Katherine) (Entered: 08/28/2014)
08/28/2014	<a href="#">166</a>	AFFIRMATION of Katherine R. Rosenfeld in Support re: <a href="#">165</a> MOTION for Katherine R. Rosenfeld to Withdraw as Attorney <i>for Plaintiffs</i> .. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Rosenfeld, Katherine) (Entered: 08/28/2014)
08/29/2014	167	ORDER granting <a href="#">165</a> Motion to Withdraw as Attorney. Attorney Katherine R. Rosenfeld terminated. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 08/29/2014)



08/29/2014	<a href="#">168</a>	LETTER MOTION for Extension of Time to Complete Discovery addressed to Magistrate Judge James C. Francis IV from Walter Kretz dated August 29, 2014. Document filed by Paul Bunton.(Kretz, Walter) (Entered: 08/29/2014)
09/02/2014	169	ORDER granting <a href="#">168</a> Letter Motion for Extension of Time to Complete Discovery. Officer Bunton's deposition shall be taken by September 5, 2014. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 09/02/2014)
09/24/2014	<a href="#">170</a>	JOINT LETTER addressed to Magistrate Judge James C. Francis IV from William I. Sussman dated September 24, 2014 re: update the Court on our settlement discussions and request an extension of the current Court-ordered deadlines related to class issues. Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods.(Sussman, William) (Entered: 09/24/2014)
09/25/2014	<a href="#">171</a>	MEMO ENDORSEMENT on re: <a href="#">170</a> Letter, filed by Travis Woods, Oscar Sanders, Rodney Brye, Shameik Smallwood. ENDORSEMENT: Application granted as modified. (Signed by Magistrate Judge James C. Francis on 9/25/2014) (tn) (Entered: 09/25/2014)
10/09/2014	<a href="#">172</a>	LETTER MOTION for Extension of Time to Complete Discovery , <i>seeking a modification to the expert discovery schedule</i> addressed to Magistrate Judge James C. Francis IV from Kimberly M. Joyce dated October 9, 2014. Document filed by City of New York.(Joyce, Kimberly) (Entered: 10/09/2014)
10/10/2014	<a href="#">173</a>	ORDER: granting <a href="#">172</a> Letter Motion for Extension of Time to Complete Discovery. Application granted, except that expert depositions shall be completed by February 27, 2015. (Signed by Magistrate Judge James C. Francis on 10/10/2014) (djc) (Entered: 10/10/2014)
10/10/2014		Set/Reset Deadlines: Expert Depositions due by 2/27/2015. (djc) (Entered: 10/10/2014)
10/31/2014	<a href="#">174</a>	ORDER: that class discovery is stayed through December 22, 2014. (Signed by Magistrate Judge James C. Francis on 10/31/2014) Copies Mailed By Chambers. (tn) (Entered: 10/31/2014)
12/05/2014	<a href="#">175</a>	JOINT LETTER addressed to Magistrate Judge James C. Francis IV from William I. Sussman dated December 5, 2014 re: status regarding settlement discussions with respect to the claims of Plaintiff Class in this action. Document filed by Mark Nunez.(Sussman, William) (Entered: 12/05/2014)
12/08/2014	<a href="#">176</a>	MEMO ENDORSEMENT on re: <a href="#">175</a> Letter, filed by Mark Nunez. ENDORSEMENT: Application granted. (Signed by Magistrate Judge James C. Francis on 12/8/2014) (tn) (Entered: 12/08/2014)

12/17/2014	<a href="#">177</a>	STIPULATION AND ORDER OF DISMISSAL AS TO SHAMEIK SMALLWOOD'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: that Plaintiff Shameik Smallwood's individual claims for monetary damages are hereby dismissed with prejudice. Plaintiff Smallwood's injunctive claims are not dismissed. (Signed by Magistrate Judge James C. Francis on 12/17/2014) (tn) (Entered: 12/17/2014)
12/18/2014	<a href="#">178</a>	INTERVENOR COMPLAINT against City of New York.Document filed by United States. (Attachments: # <a href="#">1</a> Exhibit A)(Daughtry, Emily) (Entered: 12/18/2014)
12/18/2014	<a href="#">179</a>	MOTION to Intervene . Document filed by United States.(Daughtry, Emily) (Entered: 12/18/2014)
12/18/2014	<a href="#">180</a>	MEMORANDUM OF LAW in Support re: <a href="#">179</a> MOTION to Intervene . . Document filed by United States. (Daughtry, Emily) (Entered: 12/18/2014)
12/23/2014	181	ORDER granting <a href="#">179</a> as unopposed Motion to Intervene by the United States. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 12/23/2014)
12/29/2014	<a href="#">182</a>	ENDORSED LETTER addressed to Magistrate Judge James C. Francis IV from William I. Sussman, Christopher P. Conniff, Anna E. Friedberg, Jonathan Abady, Debra L. Greenberger, Jonathan S. Chasan and Mary Lynne Werlwas dated 12/24/2014 re: Plaintiffs and the City request a continued stay through 1/20/2015. ENDORSEMENT: Application granted. Case stayed. (Signed by Magistrate Judge James C. Francis on 12/29/2014) (tn) (Entered: 12/29/2014)
12/30/2014	<a href="#">183</a>	NOTICE OF APPEARANCE by Jeffrey Kenneth Powell on behalf of United States. (Powell, Jeffrey) (Entered: 12/30/2014)
01/06/2015	<a href="#">184</a>	NOTICE OF APPEARANCE by Howard Gary Wien on behalf of Jaime Roman, Edwin Sloy, Jason Soto. (Wien, Howard) (Entered: 01/06/2015)
01/08/2015	<a href="#">185</a>	MOTION for Susanna G. Dyer to Withdraw as Attorney . Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods.(Friedberg, Anna) (Entered: 01/08/2015)
01/08/2015	<a href="#">186</a>	DECLARATION of Susanna G. Dyer in Support re: <a href="#">185</a> MOTION for Susanna G. Dyer to Withdraw as Attorney .. Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Friedberg, Anna) (Entered: 01/08/2015)
01/09/2015	187	ORDER granting <a href="#">185</a> Motion to Withdraw as Attorney. Attorney Susanna G. Dyer terminated. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 01/09/2015)
01/15/2015	<a href="#">188</a>	STIPULATION AND ORDER: that the date by which the Defendants City of New York and the Department of Correction (collectively "the

		City"), must answer, move or otherwise respond to the Intervenor Complaint filed by the United States of America is extended to and including twenty (20) days after the date that the stay ordered by the Court in its memo endorsement of December 29, 2014 (Dkt. 182) is lifted or otherwise expires. (Signed by Magistrate Judge James C. Francis on 1/15/2015) (tn) (Entered: 01/15/2015)
01/22/2015	<a href="#">189</a>	CONSENT LETTER MOTION for Extension of Time <i>to complete expert discovery regarding plaintiff Clifford Sewell's claims for money damages</i> addressed to Magistrate Judge James C. Francis IV from Arthur G. Larkin dated Jan. 22, 2015. Document filed by City of New York.(Larkin, Arthur) (Entered: 01/22/2015)
01/29/2015	<a href="#">190</a>	ORDER granting <a href="#">189</a> Letter Motion for Extension of Time: Application granted. Deposition due by 3/31/2015. (Signed by Magistrate Judge James C. Francis on 1/29/2015) (tn) (Entered: 01/29/2015)
01/30/2015	<a href="#">191</a>	LETTER MOTION for Extension of Time <i>to Complete Expert Depositions</i> addressed to Magistrate Judge James C. Francis IV from Debra Greenberger dated January 30, 2015. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(Greenberger, Debra) (Entered: 01/30/2015)
01/30/2015		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Status Conference held on 1/30/2015. (Bacchus, Michael) (Entered: 01/30/2015)
02/03/2015	192	ORDER granting <a href="#">191</a> Letter Motion for Extension of Time. The deadline for completing expert depositions as to the individual damages claims is extended to March 31, 2015. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 02/03/2015)
02/05/2015	<a href="#">193</a>	ORDER: The Court has been informed that the parties have set aside at least four days, and if necessary up to six days, for settlement meetings, attended by decision-makers, to discuss all remaining operational topics and attempt to reach an agreement on such topics prior to March 13, 2015. The parties shall submit a status letter to the Court on March 16, 2015, informing the Court of the progress of these settlement discussions and whether an additional status conference is warranted. Additionally, the parties shall schedule at least three additional days of settlement meetings to discuss remaining settlement language prior to April 15, 2015. Upon the parties' joint request, it is hereby ORDERED that the stay of class deadlines is extended until April 15, 2015. (Signed by Magistrate Judge James C. Francis on 2/5/2015) (tn) (Entered: 02/05/2015)
03/19/2015	<a href="#">194</a>	THIRD LETTER MOTION for Extension of Time to Complete Discovery <i>to Complete Expert Depositions</i> addressed to Magistrate Judge

		James C. Francis IV from Kimberly M. Joyce dated March 19, 2015. Document filed by City of New York.(Joyce, Kimberly) (Entered: 03/19/2015)
03/20/2015	<a href="#">195</a>	ORDER granting <a href="#">194</a> Letter Motion for Extension of Time to Complete Discovery. The deadline for expert discovery in the individual cases is extended to April 30, 2015. (HEREBY ORDERED by Magistrate Judge James C. Francis)(Text Only Order) (Francis, James) (Entered: 03/20/2015)
04/22/2015	<a href="#">196</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Zoe Salzman dated April 22, 2015 re: Proposed order directing DOCCS to move Oscar Sanders to another facility for medical tests. Document filed by Oscar Sanders. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Salzman, Zoe) (Entered: 04/22/2015)
04/22/2015		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Status Conference held on 4/22/2015. (Bacchus, Michael) (Entered: 04/23/2015)
04/23/2015	<a href="#">197</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Zoe Salzman dated April 23, 2015 re: DOCCS' response to request to move Oscar Sanders. Document filed by Oscar Sanders.(Salzman, Zoe) (Entered: 04/23/2015)
04/23/2015	<a href="#">198</a>	PRE-TRIAL SCHEDULING ORDER: Motions due by 6/1/2015. Final Pretrial Conference set for 7/31/2015 at 03:30 PM in Courtroom 12D, 500 Pearl Street, New York, NY 10007 before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 4/22/2015) (ajs) (Entered: 04/23/2015)
04/23/2015	<a href="#">199</a>	WRIT OF HABEAS CORPUS: The Superintendent of Gowanda Correctional Facility and the Acting Commissioner of The New York State Department of Corrections and Community Supervision are hereby commanded to produce the body of OSCAR SANDERS (DIN: 12-A-4848; DOB: 6/28/1974) now incarcerated in Gowanda Correctional Facility, move him to a correctional facility close to New York City, and then deliver Mr. Sanders to the offices of Dr. David Kamelhar at 38 E. 32nd Street #601, New York, NY 10016 on the 29th day of April, 2015 at 8:00 AM, so that he may receive medical tests relating to this case. The cost of this trip will be charged to Plaintiff. (Signed by Magistrate Judge James C. Francis on 4/23/2015) (tn) (Entered: 04/23/2015)
04/28/2015	<a href="#">200</a>	ORDER: A pretrial conference having been held on April 22, 2015, it is hereby ORDERED as follows: The stay of class-related deadlines and the time to complete expert reports in the individual damages cases is extended to May 22, 2015. The parties shall submit a status report on May 22, 2015. A pretrial conference shall be held on June 3, 2015, at 2:00 p.m. in courtroom 18-D. (Pretrial Conference set for 6/3/2015 at 02:00 PM in Courtroom 18D, 500 Pearl Street, New York, NY 10007

		before Magistrate Judge James C. Francis.) (Signed by Magistrate Judge James C. Francis on 4/28/2015) (kko) (Entered: 04/28/2015)
05/22/2015	<a href="#">201</a>	LETTER addressed to Magistrate Judge James C. Francis IV from AUSA Emily Daughtry dated May 22, 2015 re: status report. Document filed by United States.(Daughtry, Emily) (Entered: 05/22/2015)
05/26/2015	<a href="#">202</a>	MEMO ENDORSEMENT on re: <a href="#">201</a> Letter filed by United States. ENDORSEMENT: Application granted. (Deposition due by 6/22/2015. Motions due by 7/1/2015.) (Signed by Magistrate Judge James C. Francis on 5/26/2015) (tn) (Entered: 05/26/2015)
06/03/2015		Minute Entry for proceedings held before Magistrate Judge James C. Francis: Interim Pretrial Conference held on 6/3/2015. (Bacchus, Michael) (Entered: 06/03/2015)
06/22/2015	<a href="#">203</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Jeffrey K. Powell dated June 22, 2015 re: Settlement Agreement. Document filed by United States.(Powell, Jeffrey) (Entered: 06/22/2015)
06/23/2015	<a href="#">204</a>	NOTICE OF APPEARANCE by Christina G Bucci on behalf of Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Bucci, Christina) (Entered: 06/23/2015)
06/23/2015	<a href="#">205</a>	MEMO ENDORSEMENT on re: <a href="#">203</a> Letter filed by United States. ENDORSEMENT: Application granted. (Deposition due by 7/1/2015.) (Signed by Magistrate Judge James C. Francis on 6/23/2015) (tn) (Entered: 06/23/2015)
06/25/2015	<a href="#">206</a>	ORDER: The Superintendent of the Southport Correctional Facility is commanded to make inmate KEITJJ BACOTE (DIN: 12-A-0599) now incarcerated in Southport Correctional Facility available for an attorney phone call with Emery Celli Brinckerhoff & Abady LLP on June 26, 2015. (Signed by Magistrate Judge James C. Francis on 6/25/2015) (tn) (Entered: 06/25/2015)
07/01/2015	<a href="#">207</a>	MOTION to Approve Consent Judgment , <i>approving the content and method of distribution of the notice to the class, setting dates for the process leading up to and including the Fairness Hearing, and revising the definition of the certified class as agreed to by the parties in the proposed Consent Judgment.</i> Document filed by Mark Nunez.(Sussman, William) (Entered: 07/01/2015)
07/01/2015	<a href="#">208</a>	MEMORANDUM OF LAW in Support re: <a href="#">207</a> MOTION to Approve Consent Judgment , <i>approving the content and method of distribution of the notice to the class, setting dates for the process leading up to and including the Fairness Hearing, and revising the definition of the certified class as .</i> Document filed by Mark Nunez. (Sussman, William) (Entered: 07/01/2015)



07/01/2015	<a href="#">209</a>	DECLARATION of Anna E. Friedberg in Support re: <a href="#">207</a> MOTION to Approve Consent Judgment , <i>approving the content and method of distribution of the notice to the class, setting dates for the process leading up to and including the Fairness Hearing, and revising the definition of the certified class as. Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B, # <a href="#">3</a> Exhibit C)</i> (Sussman, William) (Entered: 07/01/2015)
07/01/2015	<a href="#">210</a>	NOTICE OF APPEARANCE by Lara K. Eshkenazi on behalf of United States. (Eshkenazi, Lara) (Entered: 07/01/2015)
07/01/2015	<a href="#">211</a>	LETTER addressed to Magistrate Judge James C. Francis IV from Zoe Salzman dated 7/1/2015 re: Status of Settlement of Individual Damages Claims. Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Travis Woods.(Salzman, Zoe) (Entered: 07/01/2015)
07/07/2015	<a href="#">212</a>	ORDER: The Court has received and reviewed the parties' July 1, 2015 motion for preliminary approval of the proposed settlement and consent judgment in this case, including approval of the class notice and revision of the definition of certified class. The parties are directed to appear for a conference concerning the motion on July 9, 2015 at 11:00 a.m. The topics for discussion at the conference will include: (1) a mechanism for the receipt, collation and filing of all objections; (2) the scope of the release proposed to be delivered on behalf of future inmates; (3) factual material to be submitted in support of the motion for final approval, including declaration(s) supporting proposed specific findings to be made pursuant to 18 U.S.C. § 3626(a) and compliance with the statute in general. SO ORDERED. Motion Hearing set for 7/9/2015 at 11:00 AM before Judge Laura Taylor Swain. (Signed by Judge Laura Taylor Swain on 7/7/2015) (ajs) (Entered: 07/07/2015)
07/09/2015	<a href="#">213</a>	LETTER addressed to Judge Laura Taylor Swain from Anna E. Friedberg dated July 9, 2015 re: as cover for revised versions of the Class Notice and Proposed Preliminary Order. Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Notice of Proposed Class Action Settlement, # <a href="#">2</a> Proposed Preliminary Order)(Friedberg, Anna) (Entered: 07/09/2015)
07/09/2015		Minute Entry for proceedings held before Judge Laura Taylor Swain: Settlement Conference held on 7/9/2015. SETTLEMENT CONFERENCE held. Objections due by 9/4/2015, Responses due by 10/2/2015. FAIRNESS HEARING is scheduled for 10/21/2015 at 2:00pm. ( Fairness Hearing set for 10/21/2015 at 02:00 PM in Courtroom 12D, 500 Pearl Street, New York, NY 10007 before Judge Laura Taylor Swain.) (lan) (Entered: 07/10/2015)
07/10/2015	<a href="#">214</a>	ORDER PRELIMINARILY APPROVING CONSENT JUDGMENT, APPROVAL OF CLASS NOTICE, AND REVISION TO DEFINITION

		<p>OF CERTIFIED CLASS granting <a href="#">207</a> Motion to Approve Consent Judgment. The Court hereby preliminarily approves the proposed Consent Judgment and preliminarily finds that its terms are fair, reasonable, adequate, and serve the best interests of the members of the Plaintiff Class, subject to a final determination to be made after the Fairness Hearing. Pursuant to Fed. R. Civ. P. 23(e), the Court will hold a hearing so that it can make a final determination as to whether the proposed Consent Judgment is fair, reasonable, and adequate within the meaning of Rule 23 of the Federal Rules of Civil Procedure and should be signed and entered by the Court (the "Fairness Hearing"). The Fairness Hearing will be held on October 21, 2015 at 2:00PM, at the United States District Court for the Southern District of New York, 500 Pearl Street, Courtroom 120. The Court may adjourn the Fairness Hearing from time to time, as set forth within. SO ORDERED. (Signed by Judge Laura Taylor Swain on 7/10/2015) (ajs) (Entered: 07/10/2015)</p>
07/10/2015		<p>Set/Reset Hearings: Fairness Hearing set for 10/21/2015 at 02:00 PM in Courtroom 12D, 500 Pearl Street, New York, NY 10007 before Judge Laura Taylor Swain. (ajs) (Entered: 07/10/2015)</p>
07/13/2015	<a href="#">215</a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO RALPH NUNEZ'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff RALPH NUNEZ'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff RALPH NUNEZ the sum of ONE HUNDRED AND FIFTY THOUSAND DOLLARS (\$150,000.00), in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, THURMAN THOMPSON, JAMES QUINN and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. Ralph Nunez terminated. (Signed by Judge Laura Taylor Swain on 7/13/2015) (ajs) (Entered: 07/13/2015)</p>
07/13/2015	<a href="#">216</a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO SONNY ORTIZ'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff SONNY ORTIZ'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2.</p>

		<p>The City of New York hereby agrees to pay plaintiff SONNY ORTIZ the sum of ONE HUNDRED AND FIFTY THOUSAND DOLLARS (\$150,000.00), in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, ADEBOYE FADINA, RAFAEL GUTIERREZ and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. Sonny Ortiz terminated. (Signed by Judge Laura Taylor Swain on 7/13/2015) (ajs) Modified on 7/13/2015 (ajs). (Entered: 07/13/2015)</p>
07/13/2015	<a href="#">217</a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO CHRISTOPHER GRAHAM'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff CHRISTOPHER GRAHAM'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff CHRISTOPHER GRAHAM the sum of \$475,000.00, in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, HADDON BAILLIE and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. Christopher Graham terminated. (Signed by Judge Laura Taylor Swain on 7/13/2015) (ajs) Modified on 7/13/2015 (ajs). (Entered: 07/13/2015)</p>
07/13/2015	<a href="#">218</a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO CLIFFORD SEWELL'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff CLIFFORD SEWELL'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff CLIFFORD SEWELL the sum of \$250,000.00, in full satisfaction of all of his individual claims for monetary damages, including claims for costs,</p>



		<p>expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, ASHAKI JONES, AADAM GLENN and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. Clifford Sewell terminated. (Signed by Judge Laura Taylor Swain on 7/13/2015) (ajs) (Entered: 07/13/2015)</p>
07/13/2015	<a href="#">219</a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO JOSE DEGROS' INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff JOSE DEGROS' individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff JOSE DEGROS the sum of \$225,000.00, in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, TODD BRISHINSKY, KHALMAR TUTEIN, ROBERT LAMAR and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. Jose Degros terminated. (Signed by Judge Laura Taylor Swain on 7/13/2015) (ajs) (Entered: 07/13/2015)</p>
07/13/2015	<a href="#">220</a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO LESLIE PICKERING'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff LESLIE PICKERING'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff LESLIE PICKERING the sum of \$200,000.00, in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, HERNAN MEDINA, EDWIN SLOLY and any present or former employees and agents of the</p>

		<p>City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. Leslie Pickering terminated. (Signed by Judge Laura Taylor Swain on 7/13/2015) (ajs) (Entered: 07/13/2015)</p>
07/13/2015	<a href="#">221</a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO MARK NUNEZ'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff MARK NUNEZ'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff MARK NUNEZ the sum of \$75,000.00, in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, LISA THOMAS, THEO PRIMM, CHERRONE JOHNSON, RICHARD O'CONNOR, ALFREDO NEGRON, MARC JEAN-SIMON and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. Mark Nunez terminated. (Signed by Judge Laura Taylor Swain on 7/13/2015) (ajs) (Entered: 07/13/2015)</p>
07/15/2015	<a href="#">222</a>	<p>TRANSCRIPT of Proceedings re: CONFERENCE held on 7/9/2015 before Judge Laura Taylor Swain. Court Reporter/Transcriber: Patricia Kaneshiro-Miller, (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 8/10/2015. Redacted Transcript Deadline set for 8/20/2015. Release of Transcript Restriction set for 10/16/2015.(McGuirk, Kelly) (Entered: 07/15/2015)</p>
07/15/2015	<a href="#">223</a>	<p>NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a conference proceeding held on 7/9/15 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: 07/15/2015)</p>

07/15/2015		<p><b>***DELETED DOCUMENT. Deleted document number <u>224</u> TRANSCRIPT of Proceedings re: argument held on 7/9/2015 before Judge Alvin K. Hellerstein.. The document was incorrectly filed in this case. (tro)</b> (Entered: 07/15/2015)</p>
07/17/2015	<a href="#"><u>224</u></a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO RODNEY BRYE'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff RODNEY BRYE'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff RODNEY BRYE the sum of Six Hundred Thousand Dollars (\$600,000.00), in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, DAWN KIRKLAND, REGINALD ROTHWELL, NORMAN WILLIAMS, TODD BRISHINSKY, LOUIS LEONARD, TERRI MAJORS, THEODORE SALLEY, CARLOS DIAZ, ADRIAN DAVIS and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. SO ORDERED. Rodney Brye terminated. (Signed by Judge Laura Taylor Swain on 7/16/2015) (ajs) (Entered: 07/17/2015)</p>
07/17/2015	<a href="#"><u>225</u></a>	<p>STIPULATION AND ORDER OF DISMISSAL AS TO KEITH BACOTE'S INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: Plaintiff KEITH BACOTE'S individual claims for monetary damages are hereby dismissed against defendants with prejudice, and without costs, expenses, or attorneys' fees except as specified in paragraph "2" below. 2. The City of New York hereby agrees to pay plaintiff KEITH BACOTE the sum of \$750,000.00, in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, SANDY ARKHURST, JAIME ROMAN, CHRISTOPHER SANTIAGO, SELVIN STULTZ, PATRICK REMY, JASON SOTO, PAUL BUNTON, ANTONIO BRAVO, BUDNARINE BEHARI, SHERMA DUNBAR and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended</p>

		Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs, as set forth within. SO ORDERED. Keith Bacote terminated. (Signed by Judge Laura Taylor Swain on 7/16/2015) (ajs) (Entered: 07/17/2015)
07/24/2015	<a href="#">226</a>	LETTER addressed to Judge Laura Taylor Swain from William I. Sussman dated July 24, 2015 re: advising that the parties agree that the pre-trial conference scheduled for July 31, 2015 should be cancelled. Document filed by Mark Nunez.(Sussman, William) (Entered: 07/24/2015)
07/27/2015	<a href="#">227</a>	LETTER addressed to Judge Laura Taylor Swain from Jeffrey K. Powell dated July 27, 2015 re: Nature of Evidentiary Submission in Support of Settlement Approval. Document filed by United States.(Powell, Jeffrey) (Entered: 07/27/2015)
07/27/2015	<a href="#">228</a>	STIPULATION AND ORDER OF DISMISSAL AS TO TRAVIS WOODS' INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: The City of New York hereby agrees to pay plaintiff TRAVIS WOODS the sum of TWO HUNDRED THOUSAND DOLLARS (\$200,000.00), in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, BUDNARINE BEHARI, WALTER DEAN, LAMEL SISTRUNK, ATEEA WILLIAMS, ROBERT ORLANDI, LOUIS LEONARD, SANDY ARKHURST, CORY HUGHES, DARLENE MASSEY, ERIC RAMOS and any present or former employees and agents of the City of New York or any entity represented by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs. SO ORDERED. Travis Woods terminated. (Signed by Judge Laura Taylor Swain on 7/24/2015) (ajs) (Entered: 07/27/2015)
07/27/2015	<a href="#">229</a>	STIPULATION AND ORDER OF DISMISSAL AS TO OSCAR SANDERS' INDIVIDUAL CLAIMS FOR MONETARY DAMAGES: The City of New York hereby agrees to pay plaintiff OSCAR SANDERS the sum of \$300,000.00, in full satisfaction of all of his individual claims for monetary damages, including claims for costs, expenses and attorneys' fees. In consideration for the payment of this sum, plaintiff agrees to the dismissal of all of his individual claims for monetary damages asserted in this action against the defendants, and releases the City of New York, KELVIN LIRANZO, ROBERT SANCHEZ, WINSTON DECLET, KESTON BERTRAND, DAMON WELDON and any present or former employees and agents of the City of New York or any entity represented

		by the Office of the Corporation Counsel, from any and all liability, claims, and/or rights of action that he may have, arising from the allegations set forth or described in the Second Amended Complaint in this action, whether known or unknown, including all claims for reasonable attorney's fees and costs. SO ORDERED. Oscar Sanders terminated. (Signed by Judge Laura Taylor Swain on 7/24/2015) (ajs) (Entered: 07/27/2015)
07/28/2015	<a href="#">230</a>	MEMO ENDORSEMENT on re: <a href="#">226</a> Letter, filed by Mark Nunez, re: advising that the parties agree that the pre-trial conference scheduled for July 31, 2015 should be cancelled. ENDORSEMENT: The July 31, 2015, conference is cancelled. SO ORDERED. (Signed by Judge Laura Taylor Swain on 7/28/2015) (ajs) (Entered: 07/28/2015)
09/01/2015	<a href="#">231</a>	NOTICE OF OBJECTION TO PROPOSED CLASS ACTION SETTLEMENT TO: BARACK H. OBAMA, LORETTA LYNCH, SONIA SOTOMAYOR, ANDREW CUOMO, CENTER FOR CONSTITUTIONAL RIGHTS, LAURA TAYLOR SWAIN, LEGAL AID SOCIETY, EMERY CELLI BRINKERHOF & ABADY LLP, ROPES & GRAY LLP. (sc) (Entered: 09/10/2015)
10/02/2015	<a href="#">232</a>	JOINT MOTION to Approve Consent Judgment . Document filed by Mark Nunez. Return Date set for 10/21/2015 at 02:00 PM.(Sussman, William) (Entered: 10/02/2015)
10/02/2015	<a href="#">233</a>	JOINT MEMORANDUM OF LAW in Support re: <a href="#">232</a> JOINT MOTION to Approve Consent Judgment . . Document filed by Mark Nunez. (Sussman, William) (Entered: 10/02/2015)
10/02/2015	<a href="#">234</a>	DECLARATION of Steve J. Martin in Support re: <a href="#">232</a> JOINT MOTION to Approve Consent Judgment .. Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B)(Sussman, William) (Entered: 10/02/2015)
10/02/2015	<a href="#">235</a>	DECLARATION of Brenda Cooke in Support re: <a href="#">232</a> JOINT MOTION to Approve Consent Judgment .. Document filed by Mark Nunez. (Sussman, William) (Entered: 10/02/2015)
10/02/2015	<a href="#">236</a>	DECLARATION of Christina G. Bucci in Support re: <a href="#">232</a> JOINT MOTION to Approve Consent Judgment .. Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A)(Bucci, Christina) (Entered: 10/02/2015)
10/20/2015	<a href="#">237</a>	LETTER addressed to Judge Laura Taylor Swain from Hanna Baek dated October 20, 2015 re: Access to materials from Class Counsel. Document filed by Erick Wallace.(Baek, Hanna) (Entered: 10/20/2015)
10/20/2015	<a href="#">238</a>	LETTER addressed to Judge Laura Taylor Swain from William I. Sussman dated October 20, 2015 re: response to Ms. Hanna Black's letter to the Court (Dkt. 237). Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit A, # <a href="#">2</a> Exhibit B)(Sussman, William) (Entered: 10/20/2015)

10/21/2015		Minute Entry for proceedings held before Judge Laura Taylor Swain: Fairness Hearing held on 10/21/2015. FAIRNESS HEARING held. For the reasons stated on the record, the Court will enter an Order and the Consent Judgment. (Order and Consent Judgment to follow.) (lan) (Entered: 10/21/2015)
10/21/2015	<a href="#">239</a>	MOTION for Anna E. Friedberg to Withdraw as Attorney . Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods.(Friedberg, Anna) (Entered: 10/21/2015)
10/21/2015	<a href="#">240</a>	DECLARATION of Anna E. Friedberg in Support re: <a href="#">239</a> MOTION for Anna E. Friedberg to Withdraw as Attorney .. Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Friedberg, Anna) (Entered: 10/21/2015)
10/21/2015	<a href="#">241</a>	MOTION for Lisa M. Coyle to Withdraw as Attorney . Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods.(Coyle, Lisa) (Entered: 10/21/2015)
10/21/2015	<a href="#">242</a>	DECLARATION of Lisa M. Coyle in Support re: <a href="#">241</a> MOTION for Lisa M. Coyle to Withdraw as Attorney .. Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Coyle, Lisa) (Entered: 10/21/2015)
10/21/2015	<a href="#">243</a>	MOTION for Amanda N. Raad to Withdraw as Attorney . Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods.(Raad, Amanda) (Entered: 10/21/2015)
10/21/2015	<a href="#">244</a>	DECLARATION of Amanda N. Raad in Support re: <a href="#">243</a> MOTION for Amanda N. Raad to Withdraw as Attorney .. Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Raad, Amanda) (Entered: 10/21/2015)
10/21/2015	<a href="#">245</a>	MOTION for Joseph G. Cleemann to Withdraw as Attorney . Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods.(Cleemann, Joseph) (Entered: 10/21/2015)
10/21/2015	<a href="#">246</a>	DECLARATION of Joseph G. Cleemann in Support re: <a href="#">245</a> MOTION for Joseph G. Cleemann to Withdraw as Attorney .. Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Cleemann, Joseph) (Entered: 10/21/2015)
10/21/2015	<a href="#">247</a>	MEMO ENDORSEMENT on re: <a href="#">237</a> Letter re: Access to materials from Class Counsel, filed by Erick Wallace. ENDORSEMENT: The foregoing matter should be taken up with Judge Pitman if the parties are unable to come to agreement. (Signed by Judge Laura Taylor Swain on 10/21/2015) (spo) (Entered: 10/22/2015)
10/21/2015	<a href="#">248</a>	ORDER granting <a href="#">232</a> Motion to Approve Consent Judgment. For the reasons stated on the record of the hearing held today, the Consent Judgment (Ex. B, docket entry no. 234), is approved as fair, reasonable,



		<p>and adequate within the meaning of Federal Rule of Civil Procedure 23(e)(2). Its attorneys' fee provisions are also approved as fair and reasonable. The Court further finds that the prospective relief provided for by the settlement is consistent with the requirements of 18 U.S.C. § 3626(a). The Court will enter the proposed Consent Judgment. (Signed by Judge Laura Taylor Swain on 10/21/2015) (spo) (Entered: 10/22/2015)</p>
<p>10/21/2015</p>	<p><a href="#">249</a></p>	<p>CONSENT JUDGMENT: This Consent Judgment ("Agreement") is entered by and among the Plaintiff Class (as defined herein), Plaintiff the United States of America (the "United States"), and Defendants the City of New York (the "City") and the New York City Department of Correction (the "Department" or "DOC") (the City and the Department are collectively referred to herein as the "Defendants"). WHEREAS, the purpose of this Agreement is to protect the constitutional rights of the inmates confined in jails operated by the Department. The terms and requirements of this Agreement will be interpreted to be consistent with the measures necessary to protect the constitutional rights of inmates and are not meant to expand or contract the constitutional rights of inmates at the jails operated by the Department; NOW, THEREFORE, the Parties stipulate and agree, and IT IS HEREBY ORDERED, ADJUDGED, AND DECREED as follows: The Court has jurisdiction over this action under 28 U.S.C. §§ 1331, 1343, 1345, and 1367. Venue is proper in the United States District Court for the Southern District of New York pursuant to 28 U.S.C. § 1391(b). Plaintiff Class's Counsel and Defendants agree for purposes of this Agreement that the certified Plaintiff Class shall be expanded to include all present and future inmates confined in the Eric M. Taylor Center. Accordingly, the revised certified Plaintiff Class is defined as "all present and future inmates confined in jails operated by the Department, except for the Elmhurst and Bellevue Prison Wards." Within 30 days of the Effective Date, in consultation with the Monitor, the Department shall develop, adopt, and implement a new comprehensive use of force policy with particular emphasis on permissible and impermissible uses of force ("New Use of Force Directive"). The New Use of Force Directive shall be subject to the approval of the Monitor. The New Use of Force Directive shall be written and organized in a manner that is clear and capable of being readily understood by Staff; as set forth herein. The Parties stipulate and agree, and the Court finds, that this Agreement complies in all respects with the provisions of 18 U.S.C. § 3626(a). The Parties further stipulate and agree, and the Court finds, that the prospective relief in this Agreement is narrowly drawn, extends no further than is necessary to correct the violations of federal rights as alleged by the United States and the Plaintiff Class, is the least intrusive means necessary to correct these violations, and will not have an adverse impact on public safety or the operation of a criminal justice system. Accordingly, the Parties agree and represent that the Agreement complies with the provisions of 18 U.S.C. § 3626(a). Except to enforce this</p>

		Agreement, this section shall not be admissible against Defendants in court for any purpose. The City shall require that Non-DOC Staff Members who witness a Use of Force Incident to report the incident in writing directly to the area Tour Commander or to a supervisor who is responsible for providing the report to the individual responsible for investigating the incident. The City shall clearly communicate in writing this reporting requirement to all Non-DOC Staff, and shall advise all Non-DOC Staff that the failure to report Use of Force Incidents, or the failure to provide complete and accurate information regarding such Use of Force Incidents, may result in discipline. (As further set forth in this Consent Judgment.) (Signed by Judge Laura Taylor Swain on 10/21/2015) (Attachments: # <a href="#">1</a> Right to appeal attachment part 1, # <a href="#">2</a> Right to appeal attachment part 2)(mro) Modified on 5/14/2018 (ama). (Entered: 10/22/2015)
10/21/2015		Terminate Transcript Deadlines (mro) (Entered: 10/22/2015)
11/04/2015	<a href="#">250</a>	LETTER addressed to Judge Laura Taylor Swain from Norman Seabrook dated 11/04/2015 re: Implementation of the Nunez Consent Judgement. Document filed by Norman Seabrook.(Wien, Howard) (Entered: 11/04/2015)
11/05/2015	<a href="#">251</a>	LETTER addressed to Steve J. Martin from Judge Laura Taylor Swain dated 11/5/2015 re: The Court has received the enclosed letter, filed as docket entry number 250, from the president of the Corrections Officers' Benevolent Association concerning implementation of training under the Consent Judgment. The Court commends to your attention the Association's concerns regarding training in connection with the implementation of changes to use of force policies. (lmb) (Entered: 11/05/2015)
11/05/2015	<a href="#">252</a>	MEMO ENDORSEMENT on re: <a href="#">245</a> MOTION for Joseph G. Cleemann to Withdraw as Attorney . filed by Travis Woods, Oscar Sanders, Rodney Brye, Shameik Smallwood. ENDORSEMENT: The foregoing motion is granted. DE #245 resolved., Attorney Joseph Gaughan Cleemann terminated. (Signed by Judge Laura Taylor Swain on 11/5/2015) (lmb) (Entered: 11/05/2015)
11/05/2015	<a href="#">253</a>	MEMO ENDORSEMENT on re: <a href="#">243</a> MOTION for Amanda N. Raad to Withdraw as Attorney . filed by Travis Woods, Oscar Sanders, Rodney Brye, Shameik Smallwood. ENDORSEMENT: The foregoing motion is granted. DE #243 resolved., Attorney Amanda Nicole Raad terminated. (Signed by Judge Laura Taylor Swain on 11/5/2015) (lmb) (Entered: 11/05/2015)
11/05/2015	<a href="#">254</a>	MEMO ENDORSEMENT on re: <a href="#">242</a> Declaration in Support of Motion filed by Travis Woods, Oscar Sanders, Rodney Brye, Shameik Smallwood. ENDORSEMENT: The foregoing motion is granted. DE



		#242 resolved., Attorney Lisa Marie Coyle terminated. (Signed by Judge Laura Taylor Swain on 11/5/2015) (lmb) (Entered: 11/05/2015)
11/05/2015	<a href="#">255</a>	MEMO ENDORSEMENT on re: <a href="#">239</a> MOTION for Anna E. Friedberg to Withdraw as Attorney . filed by Travis Woods, Oscar Sanders, Rodney Brye, Shameik Smallwood. ENDORSEMENT: The foregoing motion is granted. DE #239 resolved., Attorney Anna Elizabeth Friedberg terminated. (Signed by Judge Laura Taylor Swain on 11/5/2015) (lmb) (Entered: 11/05/2015)
11/13/2015	<a href="#">256</a>	NOTICE OF APPEARANCE by Paul Schuyler Kellogg on behalf of Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Kellogg, Paul) (Entered: 11/13/2015)
11/18/2015	<a href="#">257</a>	TRANSCRIPT of Proceedings re: HEARING held on 10/21/2015 before Judge Laura Taylor Swain. Court Reporter/Transcriber: Rose Prater, (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 12/14/2015. Redacted Transcript Deadline set for 12/24/2015. Release of Transcript Restriction set for 2/19/2016.(McGuirk, Kelly) (Entered: 11/18/2015)
11/18/2015	<a href="#">258</a>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT Notice is hereby given that an official transcript of a HEARING proceeding held on 10/21/15 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: 11/18/2015)
11/18/2015	<a href="#">259</a>	LETTER addressed to Judge Laura Taylor Swain from Steve J. Martin dated November 18, 2015 re: Response to November 5, 2015 Letter. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 11/18/2015)
11/20/2015	<a href="#">260</a>	JOINT LETTER addressed to Judge Laura Taylor Swain from Arthur G. Larkin and Celeste L. Koeleveld dated Nov. 20, 2015 re: Consent Judgment (request to modify the "Effective Date"). Document filed by City of New York.(Larkin, Arthur) (Entered: 11/20/2015)
11/23/2015	<a href="#">261</a>	MEMO ENDORSEMENT on re: <a href="#">260</a> Letter re: Consent Judgment (request to modify the "Effective Date"), filed by City of New York. ENDORSEMENT: SO ORDERED. (Signed by Judge Laura Taylor Swain on 11/23/2015) (spo) (Entered: 11/23/2015)
12/07/2015	<a href="#">262</a>	MOTION for Christina G. Bucci to Withdraw as Attorney . Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods.(Bucci, Christina) (Entered: 12/07/2015)

12/07/2015	<a href="#">263</a>	DECLARATION of Christina G. Bucci in Support re: <a href="#">262</a> MOTION for Christina G. Bucci to Withdraw as Attorney .. Document filed by Rodney Brye, Oscar Sanders, Shameik Smallwood, Travis Woods. (Bucci, Christina) (Entered: 12/07/2015)
12/30/2015	<a href="#">264</a>	FIRST LETTER MOTION for Extension of Time addressed to Judge Laura Taylor Swain from Steve J. Martin dated December 30, 2015. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 12/30/2015)
01/05/2016	<a href="#">265</a>	MEMO ENDORSEMENT granting <a href="#">262</a> Motion for Christina G. Bucci to Withdraw as Attorney. ENDORSEMENT: The motion is granted. The Clerk of Court is requested to update the docket accordingly. DE #262 resolved. SO ORDERED. Attorney Christina G Bucci terminated. (Signed by Judge Laura Taylor Swain on 1/5/2016) (kko) (Entered: 01/06/2016)
01/05/2016	<a href="#">266</a>	ORDER granting <a href="#">264</a> Letter Motion for Extension of Time addressed to Judge Laura Taylor Swain from Steve J. Martin dated December 30, 2015. The requested extension are granted. SO ORDERED. (Signed by Judge Laura Taylor Swain on 1/5/2016) (kko) (Entered: 01/06/2016)
03/03/2016	<a href="#">267</a>	FIRST LETTER MOTION for Extension of Time addressed to Judge Laura Taylor Swain from Steve J. Martin dated March 3, 2016. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 03/03/2016)
03/04/2016	<a href="#">268</a>	ORDER granting <a href="#">267</a> Letter Motion for Extension of Time. The requested modification of the Consent Judgment is approved. DE #267 resolved. (Signed by Judge Laura Taylor Swain on 3/4/2016) (cf) (Entered: 03/04/2016)
05/31/2016	<a href="#">269</a>	STATUS REPORT. <i>First Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 05/31/2016)
06/01/2016	<a href="#">270</a>	ORDER: Steve J. Martin, the Monitor in the above-captioned case, and Anna E. Friedberg, the Deputy Monitor, have offered to meet informally with the undersigned to discuss the monitoring function generally and any questions that the Court may have concerning the Monitor's recently-filed Report. Any objections or requests regarding such a meeting must be made in writing and filed on the ECF system within 7 days of the date hereof. (Signed by Judge Laura Taylor Swain on 6/1/2016) (cf) (Entered: 06/01/2016)
06/02/2016	<a href="#">271</a>	LETTER addressed to Judge Laura Taylor Swain from Steven Isaacs dated 6/2/16 re: Meeting with Monitor and Deputy Monitor. Document filed by Norman Seabrook.(Wien, Howard) (Entered: 06/02/2016)
06/08/2016	<a href="#">272</a>	JOINT LETTER MOTION for Extension of Time <i>to seek approval of confidentiality designations</i> addressed to Judge Laura Taylor Swain from

		Arthur G. Larkin dated June 8, 2016. Document filed by City of New York.(Larkin, Arthur) (Entered: 06/08/2016)
06/09/2016	<a href="#">273</a>	ORDER granting <a href="#">272</a> Letter Motion for Extension of Time. The requested extension of time is granted. DE #212 resolved. (Motions due by 6/22/2016.) (Signed by Judge Laura Taylor Swain on 6/9/2016) (spo) (Entered: 06/09/2016)
06/09/2016	<a href="#">274</a>	ORDER: The Court's June 1, 2016, Order required that any objections or requests concerning an informal meeting between the Court and the monitor be filed by June 8, 2016. The Court has since only received one letter, dated June 2, 2016, from the Correction Officers Benevolent Association ("COBA"), which is a non-party to the underlying litigation, requesting to be present at the meeting. COBA's request is denied. (Signed by Judge Laura Taylor Swain on 6/9/2016) (spo) (Entered: 06/09/2016)
06/16/2016		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 6/16/2016. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
06/22/2016	<a href="#">275</a>	JOINT LETTER MOTION for Extension of Time <i>to seek approval of confidentiality designations (second request)</i> addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated June 22, 2016. Document filed by City of New York.(Larkin, Arthur) (Entered: 06/22/2016)
06/22/2016	<a href="#">276</a>	ORDER granting <a href="#">275</a> Letter Motion for Extension of Time. The requested extension is granted. DE #275 resolved. (Signed by Judge Laura Taylor Swain on 6/22/2016) (cf) (Entered: 06/23/2016)
07/06/2016	<a href="#">277</a>	CONSENT LETTER MOTION for Extension of Time <i>to seek approval of confidentiality designations (third request)</i> addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated July 6, 2016. Document filed by City of New York.(Larkin, Arthur) (Entered: 07/06/2016)
07/07/2016	<a href="#">278</a>	ORDER granting <a href="#">277</a> Letter Motion for Extension of Time. The requested extension is granted. Docket entry # 277 resolved. (Signed by Judge Laura Taylor Swain on 7/7/2016) (cf) (Entered: 07/07/2016)
07/20/2016	<a href="#">279</a>	CONSENT LETTER MOTION for Extension of Time <i>to seek approval of confidentiality designations</i> addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated July 20, 2016. Document filed by City of New York.(Larkin, Arthur) (Entered: 07/20/2016)
07/22/2016	<a href="#">280</a>	ORDER granting <a href="#">279</a> Letter Motion for Extension of Time. The requested extension is granted. DE #279 resolved. (Signed by Judge Laura Taylor Swain on 7/22/2016) (cf) (Entered: 07/22/2016)
08/11/2016	<a href="#">281</a>	JOINT LETTER addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated Aug. 11, 2016 re: proposed briefing schedule for the City's

		anticipated motion for a protective order. Document filed by City of New York.(Larkin, Arthur) (Entered: 08/11/2016)
08/15/2016	<a href="#">282</a>	MEMO ENDORSEMENT on re: <a href="#">281</a> Letter filed by City of New York. ENDORSEMENT: The proposed briefing schedule is approved. DE #281 resolved. (Motions due by 8/17/2016. Responses due by 8/25/2016, Replies due by 9/1/2016.) (Signed by Judge Laura Taylor Swain on 8/12/2016) (tro) (Entered: 08/15/2016)
08/17/2016	<a href="#">283</a>	<b>FILING ERROR - WRONG EVENT TYPE SELECTED FROM MENU - LETTER MOTION</b> for Local Rule 37.2 Conference <i>and/or an order resolving confidentiality issue concerning information produced under the Consent Judgment</i> addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated Aug. 17, 2016. Document filed by City of New York.(Larkin, Arthur) Modified on 8/25/2016 (ldi). (Entered: 08/17/2016)
08/25/2016	<a href="#">284</a>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY - LETTER RESPONSE</b> to Motion addressed to Judge Laura Taylor Swain from AUSA Jeffrey K. Powell dated August 25, 2016 re: <a href="#">283</a> LETTER MOTION for Local Rule 37.2 Conference <i>and/or an order resolving confidentiality issue concerning information produced under the Consent Judgment</i> addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated Aug. 17, 2016. . Document filed by United States. (Powell, Jeffrey) Modified on 8/25/2016 (ldi). (Entered: 08/25/2016)
08/25/2016		<b>***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - EVENT TYPE ERROR. Notice to Attorney Arthur Gabriel Larkin to RE-FILE Document <a href="#">283</a> LETTER MOTION for Local Rule 37.2 Conference and/or an order resolving confidentiality issue concerning information produced under the Consent Judgment addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated Aug. 17, 2016. Use the event type Letter found under the event list Other Documents. (ldi)</b> (Entered: 08/25/2016)
08/25/2016		<b>***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - DEFICIENT DOCKET ENTRY ERROR. Notice to Attorney Jeffrey Kenneth Powell to RE-FILE Document <a href="#">284</a> Response to Motion. ERROR(S): Document linked to filing error. NOTE: Re-File using the Letter event, found under event list Other Documents. (ldi)</b> (Entered: 08/25/2016)
08/25/2016	<a href="#">285</a>	LETTER addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated Aug. 17, 2016 re: Confidentiality issues. Document filed by City of New York.(Larkin, Arthur) (Entered: 08/25/2016)
08/25/2016	<a href="#">286</a>	LETTER addressed to Judge Laura Taylor Swain from AUSA Jeffrey K. Powell dated August 25, 2016 re: August 17, 2016 Letter from Arthur G. Larkin about confidentiality issues. Document filed by United States.(Powell, Jeffrey) (Entered: 08/25/2016)

08/25/2016	<a href="#">287</a>	LETTER addressed to Judge Laura Taylor Swain from Mary Lynne Werlwas dated August 25, 2016 re: City Defendants' Motion for Confidentiality. Document filed by Mark Nunez. (Attachments: # <a href="#">1</a> Exhibit Ex. A, Press Release)(Werlwas, Mary) (Entered: 08/25/2016)
09/02/2016	<a href="#">288</a>	LETTER addressed to Judge Laura Taylor Swain from Arthur G. Larkin dated Sept. 2, 2016 re: Confidentiality issues raised in the City's Aug. 17, 2016, letter. Document filed by City of New York.(Larkin, Arthur) (Entered: 09/02/2016)
09/13/2016	<a href="#">289</a>	ORDER: Accordingly, Plaintiffs' counsel will be permitted to disclose aggregate trend information gleaned from the Preliminary Reports in accordance with the terms of the Protective Order, subject to compliance with the undertakings to exclude references to any specific incidents or individuals and to include an express caveat that any information disclosed is based on preliminary assessments. (As further set forth in this Order.) (Signed by Judge Laura Taylor Swain on 9/13/2016) (cf) (Entered: 09/13/2016)
09/19/2016	<a href="#">290</a>	FIRST LETTER addressed to Judge Laura Taylor Swain from Steve J. Martin dated September 19, 2016 re: Nunez, et al. v. City of New York, et al.. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 09/19/2016)
10/31/2016	<a href="#">291</a>	STATUS REPORT. <i>Second Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg. (Attachments: # <a href="#">1</a> Appendix 1)(Friedberg, Anna) (Entered: 10/31/2016)
11/16/2016		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 11/16/2016. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
03/29/2017	<a href="#">292</a>	FIRST LETTER addressed to Judge Laura Taylor Swain from Mary Lynne Werlwas dated March 29, 2017 re: confidentiality provisions. Document filed by Mark Nunez.(Werlwas, Mary) (Entered: 03/29/2017)
03/30/2017	<a href="#">293</a>	STIPULATION AND ORDER: IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, who are all of the parties to this action, that the Amended Protective Order (Dkt. 89) is further amended by adding the following subparagraphs (j), (k), and (l) to paragraph 2, as further set forth in this Order. IT IS FURTHER STIPULATED AND AGREED, that nothing in this stipulation and order shall be deemed as a waiver by the City or DOC of any applicable privilege whatsoever. (Signed by Judge Laura Taylor Swain on 3/30/2017) (cf) (Entered: 03/30/2017)
04/03/2017	<a href="#">294</a>	LETTER MOTION for Extension of Time addressed to Judge Laura Taylor Swain from Steve J. Martin dated April 3, 2017. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 04/03/2017)



04/03/2017	<a href="#">295</a>	STATUS REPORT. <i>Third Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 04/03/2017)
04/03/2017	<a href="#">296</a>	LETTER addressed to Judge Laura Taylor Swain from Mary Lynne Werlwas dated 4/3/2017 re: Letter from the Monitor concerning extensions. Document filed by Mark Nunez.(Werlwas, Mary) (Entered: 04/03/2017)
04/04/2017	<a href="#">297</a>	ORDER: granting <a href="#">294</a> Letter Motion for Extension of Time. The proposed extensions of time are approved. DE #294 Resolved. (Signed by Judge Laura Taylor Swain on 4/4/2017) (ap) (Entered: 04/04/2017)
04/18/2017		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 4/18/2017. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
04/19/2017		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 4/19/2017. STATUS CONFERENCE and visit to Facility. (lan) (Entered: 02/25/2020)
05/10/2017	<a href="#">298</a>	LETTER addressed to Judge Laura Taylor Swain from Alan M. Schlesinger dated May 10, 2017 re: Case Related To Nunez. Document filed by N.Y.C. Department of Correction.(Schlesinger, Alan) (Entered: 05/10/2017)
05/11/2017	<a href="#">299</a>	LETTER MOTION for Extension of Time <i>For NonParty's Response to City's Request</i> addressed to Judge Laura Taylor Swain from Cynthia Devasia, Esq. Non Party Counsel dated 5/11/17. Document filed by Correction Officers Benevolent Association.(Devasia, Cynthia) (Entered: 05/11/2017)
05/17/2017	<a href="#">300</a>	OBJECTION TO STATEMENT OF RELATEDNESS .Document filed by Correction Officers Benevolent Association.(Devasia, Cynthia) (Entered: 05/17/2017)
06/06/2017	<a href="#">301</a>	<b>FILING ERROR - DEFICIENT DOCKET ENTRY -</b> MOTION for Zachary P. Katznelson to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-13749093. <b>Motion and supporting papers to be reviewed by Clerk's Office staff.</b> Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods.(Katznelson, Zachary) Modified on 6/6/2017 (jc). (Entered: 06/06/2017)
06/06/2017		<b>&gt;&gt;&gt;NOTICE REGARDING DEFICIENT MOTION TO APPEAR PRO HAC VICE. Notice to RE-FILE Document No. <a href="#">301</a> MOTION for Zachary P. Katznelson to Appear Pro Hac Vice . Filing fee \$ 200.00, receipt number 0208-13749093. Motion and supporting papers to be reviewed by Clerk's Office staff... The filing is deficient for the following reason(s): missing Certificate of Good Standing</b>

		<b>from Supreme Court of California (our court does not accept state bar certificates). Re-file the motion as a Motion to Appear Pro Hac Vice - attach the correct signed PDF - select the correct named filer/filers - attach valid Certificates of Good Standing issued within the past 30 days - attach Attorney Affidavit or Declaration - attach Proposed Order. (jc)</b> (Entered: 06/06/2017)
06/13/2017		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 6/13/2017. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
08/11/2017	<a href="#">302</a>	FIFTH LETTER MOTION for Extension of Time addressed to Judge Laura Taylor Swain from Steve J. Martin dated August 11, 2017. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 08/11/2017)
08/11/2017	<a href="#">303</a>	ORDER: granting <a href="#">302</a> Letter Motion for Extension of Time. The requested extension and modifications are approved. DE # 302 resolved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 8/11/2017) (ama) (Entered: 08/11/2017)
09/19/2017	<a href="#">304</a>	SECOND LETTER addressed to Judge Laura Taylor Swain from Steve J. Martin dated September 19, 2017 re: Nunez, et al. v. City of New York. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 09/19/2017)
10/10/2017	<a href="#">305</a>	STATUS REPORT. <i>Fourth Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 10/10/2017)
10/26/2017		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 10/26/2017. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
10/30/2017		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 10/30/2017. STATUS CONFERENCE and visit to facility. (lan) (Entered: 02/25/2020)
01/19/2018	<a href="#">306</a>	MOTION for Zachary Katznelson to Appear Pro Hac Vice . <b>Motion and supporting papers to be reviewed by Clerk's Office staff.</b> Document filed by Keith Bacote, Rodney Brye, Jose Degros, Christopher Graham, Mark Nunez, Ralph Nunez, Sonny Ortiz, Leslie Pickering, Oscar Sanders, Clifford Sewell, Shameik Smallwood, Travis Woods. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Katznelson, Zachary) (Entered: 01/19/2018)
01/19/2018		<b>&gt;&gt;&gt;NOTICE REGARDING PRO HAC VICE MOTION. Regarding Document No. <a href="#">306</a> MOTION for Zachary Katznelson to Appear Pro Hac Vice . Motion and supporting papers to be reviewed by Clerk's Office staff.. The document has been reviewed and there are no deficiencies. (bcu)</b> (Entered: 01/19/2018)

01/22/2018	<a href="#">307</a>	ORDER GRANTING ADMISSION PRO HAC VICE granting <a href="#">306</a> Motion for Zachary Katznelson to Appear Pro Hac Vice. DE #306 resolved. (Signed by Judge Laura Taylor Swain on 1/22/2018) (mro) (Entered: 01/23/2018)
03/02/2018		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 3/2/2018. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
03/05/2018	<a href="#">308</a>	LETTER addressed to Judge Laura Taylor Swain from Kimberly M. Joyce dated March 5, 2018 re: City's Article 78 petition filed in Bronx Supreme Court to enjoin the State Commission of Correction from enforcing its 2/28/18 order to close 36 housing units and re-house 123 adolescents by 3/6/18. Document filed by City of New York.(Joyce, Kimberly) (Entered: 03/05/2018)
03/05/2018	<a href="#">309</a>	STATUS REPORT. <i>Special Report of the Nunez Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 03/05/2018)
04/18/2018	<a href="#">310</a>	SIXTH LETTER MOTION for Extension of Time addressed to Judge Laura Taylor Swain from Steve J. Martin dated April 18, 2018. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 04/18/2018)
04/18/2018	<a href="#">311</a>	STATUS REPORT. <i>Fifth Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 04/18/2018)
04/24/2018	<a href="#">312</a>	ORDER granting <a href="#">310</a> Letter Motion for Extension of Time. The recommended deadline extension is approved, for the reasons set forth above. DE #310 resolved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 4/24/2018) (mml) (Entered: 04/24/2018)
05/01/2018		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 5/1/2018. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
05/02/2018		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 5/2/2018. STATUS CONFERENCE and visit to facility. (lan) (Entered: 02/25/2020)
05/11/2018	<a href="#">313</a>	SEVENTH LETTER MOTION for Extension of Time //Modification of Consent Judgment addressed to Judge Laura Taylor Swain from Steve J. Martin dated May 11, 2018. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 05/11/2018)
05/14/2018	<a href="#">314</a>	ORDER granting <a href="#">313</a> Letter Motion for Extension of Time. The foregoing modification is approved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 5/14/2018) (ama) (Entered: 05/14/2018)
08/09/2018	<a href="#">315</a>	EIGHTH LETTER MOTION for Extension of Time //Modification of Consent Judgment addressed to Judge Laura Taylor Swain from Steve J.



		Martin dated August 9, 2018. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 08/09/2018)
08/10/2018	<a href="#">316</a>	ORDER: granting <a href="#">315</a> Letter Motion for Extension of Time. The Proposed modifications are approved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 8/10/2018) (ama) (Entered: 08/10/2018)
10/11/2018		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 10/11/2018. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
10/17/2018	<a href="#">317</a>	STATUS REPORT. <i>Sixth Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 10/17/2018)
10/30/2018		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 10/30/2018. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
10/31/2018	<a href="#">318</a>	LETTER addressed to Judge Laura Taylor Swain from Steve Martin & Anna Friedberg dated October 31, 2018 re: Update on Operation of Horizon Juvenile Detention Center. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 10/31/2018)
11/02/2018	<a href="#">319</a>	MEMO ENDORSEMENT: on re: <a href="#">318</a> Letter filed by Anna Elizabeth Friedberg. ENDORSEMENT: The Court thanks the Monitoring Team for this report and directs that a further status report, including information as to the State's response to the OC waiver recommendation, be filed no later than December 4, 2018. SO ORDERED. (Signed by Judge Laura Taylor Swain on 11/01/2018) (ama) (Entered: 11/02/2018)
11/13/2018		Minute Entry for proceedings held before Judge Laura Taylor Swain: MONITOR HEARING held on 11/13/2018. Associated Cases: 1:11-cv-05845-LTS-JCF, 1:17-cv-02899-LTS(lan) (Entered: 11/26/2018)
11/13/2018		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 11/13/2018. STATUS CONFERENCE held in chambers. (lan) (Entered: 02/25/2020)
12/04/2018	<a href="#">320</a>	SECOND LETTER addressed to Judge Laura Taylor Swain from Steve J Martin & Anna E Friedberg dated December 4, 2018 re: Update on Operation of Horizon Juvenile Detention Center. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 12/04/2018)
12/14/2018	<a href="#">321</a>	<b>FILING ERROR - WRONG EVENT TYPE SELECTED FROM MENU</b> - LETTER MOTION for Discovery [ <i>Proposed</i> ] Order Regarding <i>Monitors Access to Documents Related to 16 &amp; 17-Year-Old Youth</i> addressed to Judge Laura Taylor Swain from Steve J Martin & Anna E Friedberg dated December 14, 2018. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) Modified on 12/17/2018 (db). (Entered: 12/14/2018)

12/17/2018		<p><b>***NOTICE TO ATTORNEY TO RE-FILE DOCUMENT - EVENT TYPE ERROR. Notice to Attorney Anna Elizabeth Friedberg to RE-FILE Document <a href="#">321</a> LETTER MOTION for Discovery [Proposed] Order Regarding Monitors Access to Documents Related to 16 &amp; 17-Year-Old Youth addressed to Judge Laura Taylor Swain from Steve J Martin &amp; Anna E Friedberg dated December 14, 2018. Use the event type Letter found under the event list Other Documents. (db)</b> (Entered: 12/17/2018)</p>
12/17/2018	<a href="#">322</a>	<p>LETTER addressed to Judge Laura Taylor Swain from Steve J Martin &amp; Anna E Friedberg dated December 14, 2018 re: [Proposed] Order Regarding Monitors Access to Documents Related to 16 &amp; 17-Year-Old Youth. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 12/17/2018)</p>
12/21/2018	<a href="#">323</a>	<p>ORDER Regarding Monitor's Access to Documents Related to 16 &amp; 17-Year-Old Youth. In order for the Monitor to perform his responsibilities under the Consent Judgment, in particular to assess the City's efforts to achieve compliance with the provisions regarding 16 and 17-year-old youth, the Monitor shall have access to any records related to 16- and 17-year-old youth detained at Horizon, including but not limited to records protected from disclosure by New York Social Services Law §372, 9 NYCRR § 7310.11 and 180-3.7. As required by § XX. (Monitoring), ¶ 7 of the Consent Judgment, the Monitor shall enter in to an appropriate confidentiality agreement. The Monitor's staff shall be subject to the same access rights and confidentiality limitations as the Monitor. So Ordered. (Signed by Judge Laura Taylor Swain on 12/21/18) (yv) (Entered: 12/21/2018)</p>
01/14/2019	<a href="#">324</a>	<p>LETTER addressed to Judge Laura Taylor Swain from Steve J Martin &amp; Anna E Friedberg dated January 14, 2019 re: Timing of Status Letter of Operation of Horizon Juvenile Detention Center. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 01/14/2019)</p>
02/19/2019	<a href="#">325</a>	<p>THIRD LETTER addressed to Judge Laura Taylor Swain from Steve J Martin &amp; Anna E Friedberg dated February 19, 2019 re: Update on Operation of Horizon Juvenile Detention Center. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 02/19/2019)</p>
02/21/2019	<a href="#">326</a>	<p>ORDER: granting (72) in case: 17cv2899. Letter Motion for Leave to File Excess Pages. The request is Granted. SO ORDERED. (Signed by Judge Laura Taylor Swain on 2/21/2019) Filed In Associated Cases: 1:17-cv-02899-LTS, 1:11-cv-05845-LTS-JCF (ama) Modified on 2/21/2019 (ama). (Entered: 02/21/2019)</p>
04/18/2019	<a href="#">327</a>	<p>STATUS REPORT. <i>Seventh Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 04/18/2019)</p>

05/01/2019		Minute Entry for proceedings held before Judge Laura Taylor Swain: MONITOR HEARING held on 5/1/2019. Associated Cases: 1:11-cv-05845-LTS-JCF, 1:17-cv-02899-LTS(lan) (Entered: 05/01/2019)
05/30/2019	<a href="#">328</a>	ORDER: granting (84) Letter Motion for Leave to File Excess Pages in case 1:17-cv-02899-LTS. The request is GRANTED. DE # 84 resolved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 5/30/2019) Filed In Associated Cases: 1:17-cv-02899-LTS, 1:11-cv-05845-LTS-JCF (ama) Modified on 5/30/2019 (ama). (Entered: 05/30/2019)
06/10/2019	<a href="#">329</a>	NOTICE OF APPEARANCE by Kayla Simpson on behalf of Mark Nunez. (Simpson, Kayla) (Entered: 06/10/2019)
09/27/2019	<a href="#">330</a>	FIRST LETTER MOTION for Extension of Time of <i>Eighth Monitor's Report</i> addressed to Judge Laura Taylor Swain from Steve J. Martin dated September 27, 2019. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 09/27/2019)
09/30/2019	<a href="#">331</a>	ORDER granting <a href="#">330</a> Letter Motion for Extension of Time. The requested extension of time is Granted. DE # 330 resolved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 9/30/2019) (ama) (Entered: 09/30/2019)
10/28/2019	<a href="#">332</a>	STATUS REPORT. <i>Eighth Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 10/28/2019)
11/19/2019		Minute Entry for proceedings held before Judge Laura Taylor Swain: MONITOR HEARING held in chambers. (lan) (Entered: 02/25/2020)
12/04/2019	<a href="#">333</a>	NINTH LETTER MOTION for Extension of Time / <i>Modification of Consent Judgment</i> addressed to Judge Laura Taylor Swain from Steve J. Martin dated December 4, 2019. Document filed by Anna Elizabeth Friedberg.(Friedberg, Anna) (Entered: 12/04/2019)
12/04/2019	<a href="#">334</a>	ORDER CONCERNING NON-DOC STAFF REPORTING granting <a href="#">333</a> Letter Motion for Extension of Time: NOW, it is HEREBY ORDERED that: (a) Any Board employee who witnesses a Use of Force Incident must report the incident in writing directly to the area Tour Commander or to a supervisor who is responsible for investigating the incident. This shall include, but not be limited to, filling out the narrative section of any witness report. (Signed by Judge Laura Taylor Swain on 12/4/2019) (jwh) (Entered: 12/05/2019)
04/13/2020	<a href="#">335</a>	FIRST LETTER addressed to Judge Laura Taylor Swain from Steve J. Martin dated April 13, 2020 re: Extension of Time of Ninth Monitor's Report. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 04/13/2020)
04/13/2020	<a href="#">336</a>	MEMO ENDORSEMENT on re: <a href="#">335</a> Letter filed by Anna Elizabeth Friedberg. ENDORSEMENT: The requested extension is granted. DE#

		335 is resolved. (Signed by Judge Laura Taylor Swain on 4/13/2020) (mro) (Entered: 04/14/2020)
05/04/2020	<a href="#">337</a>	SECOND LETTER addressed to Judge Laura Taylor Swain from Steve J. Martin dated May 4, 2020 re: Extension of Time of Ninth Monitor's Report. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 05/04/2020)
05/05/2020	<a href="#">339</a>	MEMO ENDORSEMENT: on re: <a href="#">337</a> Letter filed by Anna Elizabeth Friedberg. ENDORSEMENT: The requested extension is granted. DE # 337 resolved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 5/04/2020) (ama) (Entered: 05/06/2020)
05/06/2020	<a href="#">338</a>	LETTER addressed to Judge Laura Taylor Swain from Steve J. Martin dated May 6, 2020 re: COVID-19 Update. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 05/06/2020)
05/13/2020	<a href="#">340</a>	LETTER addressed to Judge Laura Taylor Swain from Mary Lynne Werlwas dated May 13, 2020 re: Conditions in NYC Jails during COVID-19 Pandemic. Document filed by Mark Nunez..(Simpson, Kayla) (Entered: 05/13/2020)
05/29/2020	<a href="#">341</a>	STATUS REPORT. <i>Ninth Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 05/29/2020)
06/17/2020		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 6/17/2020 by videoconference. (lan) (Entered: 06/17/2020)
06/17/2020	<a href="#">342</a>	ORDER: The Court has reviewed the Ninth Report of the Nunez Independent Monitor. (Docket Entry No. 341.) The Ninth Report details issues that have developed which are of great concern to the Court, specifically those described in the sections titled "Efforts to Advance Reforms and Address areas of Concern" (id. at 5-9) and "Looking Ahead" as regards the treatment of 16 and 17-year-olds. (Id. at 258-259.) To ensure that the issues are addressed efficiently and expeditiously, the Court hereby directs the Monitoring Team to file a status report no later than July 2, 2020. SO ORDERED. (Signed by Judge Laura Taylor Swain on 6/17/2020) (ama) (Entered: 06/17/2020)
07/02/2020	<a href="#">343</a>	STATUS REPORT. <i>Pursuant to Court's June 17, 2020 Order (dkt. 342)</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 07/02/2020)
07/06/2020	<a href="#">344</a>	MEMO ENDORSEMENT: on re: <a href="#">343</a> Status Report filed by Anna Elizabeth Friedberg. ENDORSEMENT: The Court thanks the Monitoring Team for this status report and the parties for their work to come to consensus on a proposed Remedial Order. The parties are urged to continue to work in good faith with the Monitoring Team to finalize a joint proposal. Any such proposal should be accompanied by a

		declaration from the Monitoring Team detailing the rationale and necessity of the changes, and explaining the approach taken in tailoring to the proposal to address properly the implicated rights and interests. The Monitoring Team must file a further status report by July 31, 2020. DE # 343 resolved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 7/02/2020) (ama) (Entered: 07/06/2020)
07/31/2020	<a href="#">345</a>	STATUS REPORT. <i>Pursuant to Court's July 6, 2020 Order (dkt. 344)</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 07/31/2020)
07/31/2020	<a href="#">346</a>	MEMO ENDORSEMENT on re: <a href="#">345</a> Status Report filed by Anna Elizabeth Friedberg. ENDORSEMENT: The Court is encouraged to hear that productive work continues and will look forward to the above referenced status reports. SO ORDERED. (Signed by Judge Laura Taylor Swain on 7/31/2020) (ks) (Entered: 08/03/2020)
08/05/2020	<a href="#">347</a>	STATUS REPORT. <i>Proposed Remedial Order &amp; Exhibit A</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 08/05/2020)
08/12/2020	<a href="#">348</a>	FIRST LETTER MOTION to Continue <i>Martin Declaration in support of Remedial Order and Stipulation and Order to terminate, amend monitoring, or hold in abeyance certain enumerated provisions of the Consent Judgment</i> addressed to Judge Laura Taylor Swain from Steve J. Martin dated August 12, 2020. Document filed by Anna Elizabeth Friedberg. (Attachments: # <a href="#">1</a> Affidavit Martin Declaration, # <a href="#">2</a> Exhibit A - Remedial Order, # <a href="#">3</a> Exhibit B - Martin CV, # <a href="#">4</a> Exhibit C - Non-Compliance Ratings, # <a href="#">5</a> Exhibit D - 9th Monitor's Report, # <a href="#">6</a> Text of Proposed Order Stipulation & Order).(Friedberg, Anna) (Entered: 08/12/2020)
08/14/2020	<a href="#">349</a>	STIPULATION AND ORDER TO TERMINATE, AMEND MONITORING, OR HOLD IN ABEYANCE CERTAIN ENUMERATED PROVISIONS OF THE CONSENT JUDGMENT: NOW, IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel, and this Court THEREFORE ORDERS, as follows: Terminated Provisions. The following provisions of the Consent Judgment are terminated: as set forth herein. Inactive Monitoring Provisions. The following provisions of the Consent Judgment shall be placed in the status of "inactive monitoring," which means the Monitor shall, as of January 1, 2020, no longer be required to assess compliance with the provisions or provide the results of such assessments to the parties and the Court. However, Defendants are still required by the Consent Judgment to comply with these provisions, which shall remain in full force. These provisions also may be subject to active monitoring during future Reporting Periods if deemed necessary. status of "abeyance," which means as of January 1, 2020, the provision is no longer required to be implemented. These provisions will not be subject

		<p>to active monitoring or required to be implemented unless they are deemed necessary in future Reporting Periods. As set forth herein. SO ORDERED. (Signed by Judge Laura Taylor Swain on 8/14/2020) (ama) (Entered: 08/14/2020)</p>
08/14/2020	<a href="#">350</a>	<p>REMEDIAL CONSENT ORDER ADDRESSING NON-COMPLIANCE: NOW, THEREFORE, the Plaintiff Class, the United States, and the Defendants stipulate and agree, and IT IS HEREBY ORDERED, ADJUDGED, AND DECREED as follows: Use of Force Reviews. Each Facility Warden (or designated Deputy Warden) shall promptly review all Use of Force Incidents occurring in the Facility to conduct an initial assessment of the incident and to determine whether any corrective action may be merited ("Use of Force Review"). The Department shall implement appropriate corrective action when the Facility Warden (or designated Deputy Warden) determines that corrective action is merited. Revised De-escalation Protocol. Within 90 days of the date this Order is approved and entered by the Court ("Order Date"), the Department shall, in consultation with the Monitor, develop, adopt, and implement a revised de-escalation protocol to be followed after Use of Force Incidents. The revised de-escalation protocol shall be designed to minimize the use of intake areas to hold Incarcerated Individuals following a Use of Force Incident given the high frequency of Use of Force Incidents in these areas during prior Reporting Periods. The revised de-escalation protocol shall address: (i) when and where Incarcerated Individuals are to be transported after a Use of Force Incident; (ii) the need to regularly observe Incarcerated Individuals who are awaiting medical treatment or confined in cells after a Use of Force Incident, and (iii) limitations on how long Incarcerated Individuals may be held in cells after a Use of Force Incident. The revised de-escalation protocol shall be subject to the approval of the Monitor. By December 31, 2020, all Facilities shall satisfy the requirements of this provision. Incarcerated Individuals Involved in Numerous Use of Force Incidents. Within 60 days of the Order Date, the Department shall, in consultation with the Monitor and Correctional Health Services, develop, adopt, and implement a plan so that: (i) health care professionals individually evaluate any Incarcerated Individual who has been involved in a significant number of Use of Force Incidents during a Reporting Period to determine whether any mental health needs of the Incarcerated Individual are not being adequately addressed; and (ii) the Department assesses whether existing security and management protocols are appropriate for these Incarcerated Individuals. This plan shall be subject to the approval of the Monitor. Backlog of Use of Force Investigations. The Department shall complete its investigation of any Use of Force Incidents that occurred more than 120 days prior to the Order Date ("Backlog UOF Investigations") by December 31, 2020. Use of Force Incidents that have been referred to DOI or another law enforcement agency and are</p>



		currently being investigated by that agency are not covered by this provision. And as set forth herein. SO ORDERED. (Signed by Judge Laura Taylor Swain on 8/14/2020) (ama) (Entered: 08/14/2020)
08/19/2020	<a href="#">351</a>	LETTER addressed to Judge Laura Taylor Swain from Anna E. Friedberg dated August 19, 2020 re: Chart of Modifications to Consent Judgment. Document filed by Anna Elizabeth Friedberg. (Attachments: # <a href="#">1</a> Exhibit Chart of Modifications).(Friedberg, Anna) (Entered: 08/19/2020)
08/28/2020	<a href="#">352</a>	STATUS REPORT. <i>HOJC Discussions</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 08/28/2020)
09/04/2020	<a href="#">353</a>	STATUS REPORT. <i>HOJC Discussions</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 09/04/2020)
09/16/2020	<a href="#">354</a>	NOTICE OF APPEARANCE by David Billingsley on behalf of Mark Nunez..(Billingsley, David) (Entered: 09/16/2020)
09/25/2020	<a href="#">355</a>	STATUS REPORT. <i>HOJC Discussions</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 09/25/2020)
10/02/2020	<a href="#">356</a>	FIRST LETTER MOTION for Extension of Time <i>for filing of Tenth Monitor's Report</i> addressed to Judge Laura Taylor Swain from Steve J. Martin dated October 2, 2020. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 10/02/2020)
10/02/2020	<a href="#">357</a>	STATUS REPORT. <i>HOJC Discussions</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 10/02/2020)
10/06/2020	<a href="#">358</a>	MEMO ENDORSEMENT: on re: <a href="#">357</a> Status Report filed by Anna Elizabeth Friedberg. ENDORSEMENT: The Court will conduct a telephonic conference on November 2, 2020, at 2:30 p.m. DE #357 resolved. SO ORDERED., ( Telephone Conference set for 11/2/2020 at 02:30 PM before Judge Laura Taylor Swain.) (Signed by Judge Laura Taylor Swain on 10/05/2020) (ama) (Entered: 10/06/2020)
10/07/2020	<a href="#">359</a>	ORDER granting <a href="#">356</a> Letter Motion for Extension of Time. The requested extension is granted. DE #356 resolved. (Signed by Judge Laura Taylor Swain on 10/6/2020) (cf) Modified on 10/8/2020 (cf). (Entered: 10/08/2020)
10/23/2020	<a href="#">360</a>	STATUS REPORT. <i>Tenth Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 10/23/2020)
10/29/2020	<a href="#">361</a>	FIRST LETTER MOTION for Conference <i>on November 2, 2020</i> addressed to Judge Laura Taylor Swain from Anna E. Friedberg dated October 29, 2020. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 10/29/2020)
10/29/2020	<a href="#">362</a>	ORDER granting <a href="#">361</a> Letter Motion for Conference. The requests are granted. The Court will provide call-in information to the parties by

		separate communication. DE # 361 resolved. SO ORDERED. (Signed by Judge Laura Taylor Swain on 10/29/2020) (ama) (Entered: 10/29/2020)
11/02/2020		Minute Entry for proceedings held before Judge Laura Taylor Swain: Settlement Conference held on 11/2/2020. SETTLEMENT CONFERENCE held by teleconference. Parties are directed to submit a joint status report by the end of Friday, 11/6/2020 as to whether the parties have resolved the issues or the status of the issues and/or if there is a need for further conference or a proposed agreement. ( Status Report due by 11/6/2020.) Associated Cases: 1:11-cv-05845-LTS-JCF, 1:17-cv-02899-LTS(lan) (Entered: 11/02/2020)
11/06/2020	<a href="#">363</a>	FIRST LETTER MOTION to Continue <i>Next Steps on HOJC</i> addressed to Judge Laura Taylor Swain from Anna E. Friedberg dated November 6, 2020. Document filed by Anna Elizabeth Friedberg. (Attachments: # <a href="#">1</a> Text of Proposed Order Proposed Stipulation & Order).(Friedberg, Anna) (Entered: 11/06/2020)
11/12/2020	<a href="#">364</a>	STIPULATION AND ORDER REGARDING 16- AND 17-YEAR-OLD ADOLESCENT OFFENDERS AT HORIZON JUVENILE CENTER: NOW, IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel, and this Court THEREFORE ORDERS, as follows: The City has voluntarily entered into the attached Agreement concerning the operation of Horizon and the management and supervision of Adolescent Offenders housed at that facility. During the term of the Agreement, the Monitor will file with the Court three public reports describing the efforts ACS has undertaken to implement the requirements of the Agreement and assessing the extent to which ACS has complied with these requirements, applying the standard for Compliance set forth in the Agreement. In addition, pursuant to the Agreement, ACS shall continue to consult with the Monitor and his team of experts who will, as necessary, provide technical assistance with respect to the implementation of the Agreement's requirements and the adoption of best practices in the field of juvenile justice. During the duration of the Agreement, which shall end when the Monitor files his third and final report under the Agreement, the Monitor shall not assess compliance with the Consent Judgment with respect to Adolescent Offenders and the Plaintiff Class and the United States shall not seek judicial action to enforce the Consent Judgment with respect to Adolescent Offenders. In the event that the Monitor finds that the City and ACS are in Compliance with the requirements of the Agreement set forth in Paragraphs 2(a)-(k) during the final reporting period referenced in the Agreement, the Plaintiff Class, the United States, and the City shall file with the Court a stipulation and proposed Order stating that the Consent Judgment shall not apply to Adolescent Offenders going forward. The stipulation and proposed Order shall be filed with the Court within 30 days of the issuance of the final report filed by the Monitor. If



		<p>the event that Monitor finds that the City and ACS are not in Compliance with any of the requirements of the Agreement set forth in Paragraphs 2(a)-(k) during the final reporting period, the parties and the Monitor shall meet and confer within 30 days of the issuance of the final report to discuss whether the Agreement, or portions of the Agreement, should be extended or modified, or whether other steps should be taken to address areas that are not in Compliance. The parties shall make a good faith effort to reach an agreement. Nothing said by any party or counsel for any party during any and all meetings held pursuant to this Paragraph may be used by any party in subsequent litigation in this or any other lawsuit. If the parties do not reach an agreement within 45 days of the issuance of the final report, the parties may petition the Court for a conference and reserve their right to seek any relief from the Court. Nothing in this Stipulation shall be construed as a waiver of any party's right to take any position with respect to what extent, if any, the Consent Judgment may apply to Adolescent Offenders at the Court conference or thereafter. Nothing in this Stipulation shall be construed to impact the applicability of the Consent Judgment to any Plaintiff Class member who is not an Adolescent Offender. SO ORDERED., Motions terminated: <a href="#">363</a> FIRST LETTER MOTION to Continue Next Steps on HOJC addressed to Judge Laura Taylor Swain from Anna E. Friedberg dated November 6, 2020. filed by Anna Elizabeth Friedberg. (Signed by Judge Laura Taylor Swain on 11/06/2020) (ama) (Entered: 11/12/2020)</p>
11/16/2020		<p>Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 11/16/2020. STATUS CONFERENCE held by videoconference. Associated Cases: 1:11-cv-05845-LTS-JCF, 1:17-cv-02899-LTS(lan) (Entered: 11/17/2020)</p>
12/08/2020	<a href="#">365</a>	<p>STATUS REPORT. <i>First Remedial Order Report</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 12/08/2020)</p>
04/16/2021	<a href="#">366</a>	<p>FIRST LETTER MOTION for Extension of Time <i>for filing of Eleventh Monitor's Report</i> addressed to Judge Laura Taylor Swain from Steve J. Martin dated April 16, 2021. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 04/16/2021)</p>
04/19/2021	<a href="#">367</a>	<p>ORDER granting <a href="#">366</a> Letter Motion for Extension of Time. The requested extension is granted. DE# 366 resolved. So Ordered. (Signed by Judge Laura Taylor Swain on 4/16/2021) (js) (Entered: 04/19/2021)</p>
05/11/2021	<a href="#">368</a>	<p>STATUS REPORT. <i>Eleventh Report of Nunez Independent Monitor</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 05/11/2021)</p>
05/18/2021	<a href="#">369</a>	<p>FIRST LETTER MOTION for Extension of Time <i>for filing of the Twelfth Monitor's Report</i> addressed to Judge Laura Taylor Swain from Steve J. Martin dated May 18, 2021. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 05/18/2021)</p>

05/19/2021	<a href="#">370</a>	ORDER granting <a href="#">369</a> Letter Motion for Extension of Time. The requested extension is granted and the Court extends its warmest good wishes for a safe and healthy arrival of the new junior member of the monitoring team. DE# 369 resolved. So Ordered. (Signed by Judge Laura Taylor Swain on 5/18/2021) (js) (Entered: 05/19/2021)
05/21/2021	<a href="#">371</a>	LETTER addressed to Judge Laura Taylor Swain from Steve J Martin & Anna E Friedberg dated May 21, 2021 re: Order Regarding Monitors Access to Health Information. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 05/21/2021)
05/24/2021	<a href="#">372</a>	STIPULATION AND ORDER REGARDING ACCESS TO PROTECTED HEALTH INFORMATION: NOW, THEREFORE, the City of New York, and the Nunez Monitor stipulate and agree, and IT IS HEREBY ORDERED, ADJUDGED, AND DECREED as follows: 1. The Monitor shall have access to certain protected health information necessary to assess compliance with § A., paragraph 5 of the Order, including, but not limited to, whether an inmate was subject to additional sessions with a mental health professional, if an individual is on medication, and, if an individual is on medication, whether the medication dosage(s) was evaluated, because disclosure of such information is required to assess compliance and the interests of justice significantly outweighs the need for confidentiality, see Mental Hygiene Law 33.13(c)(1); 2. The Monitor agrees that this information will be kept confidential, and it shall not be disseminated to anyone outside of the Monitor and his team; and 3. The Monitor agrees not to publicly discuss, in his Monitor reports or otherwise, protected health information in such a way that would identify an individual inmate. (Signed by Judge Laura Taylor Swain on 5/24/2021) (nb) (Entered: 05/24/2021)
05/27/2021		Minute Entry for proceedings held before Judge Laura Taylor Swain: Status Conference held on 5/27/2021. STATUS CONFERENCE held by videoconference. Associated Cases: 1:11-cv-05845-LTS-JCF, 1:17-cv-02899-LTS(lan) (Entered: 06/07/2021)
06/03/2021	<a href="#">373</a>	STATUS REPORT. <i>Second Remedial Order Report</i> Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 06/03/2021)
06/11/2021	<a href="#">374</a>	FIRST LETTER MOTION to Continue to Terminate one provision of the Consent Judgment and to Eliminate on provision of the Consent Judgment addressed to Judge Laura Taylor Swain from Steve J. Martin dated June 11, 2021. Document filed by Anna Elizabeth Friedberg. (Attachments: # <a href="#">1</a> Text of Proposed Order to Terminate one provision of the Consent Judgment and to Eliminate on provision of the Consent Judgment).(Friedberg, Anna) (Entered: 06/11/2021)
06/14/2021	<a href="#">375</a>	STIPULATION AND ORDER TO TERMINATE ONE PROVISION OF THE CONSENT JUDGMENT AND TO ELIMINATE ONE PROVISION OF THE CONSENT JUDGMENT: Motions

		terminated: <a href="#">374</a> FIRST LETTER MOTION to Continue to Terminate one provision of the Consent Judgment and to Eliminate on provision of the Consent Judgment addressed to Judge Laura Taylor Swain from Steve J. Martin dated June 11, 2021. filed by Anna Elizabeth Friedberg. NOW, IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel, and this Court THEREFORE ORDERS, as follows: Terminated Provision. The following provision of the Consent Judgment is terminated: § X. (Risk Management): 4 (Consideration for investigation of allegations in lawsuits) Elimination. The following provision of the Consent Judgment shall be eliminated: § VII. (Use of Force Investigations): 14 (Litigation Tracking). So Ordered (Signed by Judge Laura Taylor Swain on 6/14/2021) (js) (Entered: 06/14/2021)
06/14/2021	<a href="#">376</a>	LETTER addressed to Judge Laura Taylor Swain from Anna E. Friedberg dated June 14, 2021 re: Chart of Modifications to Consent Judgment. Document filed by Anna Elizabeth Friedberg. (Attachments: # <a href="#">1</a> Exhibit Chart of Modifications).(Friedberg, Anna) (Entered: 06/14/2021)
07/02/2021	<a href="#">377</a>	ORDER:The Court has reviewed the Second Remedial Order Report of the Nunez Independent Monitor. (Docket entry no. 373.) The Second Remedial Order Report details issues that have developed which are of great concern to the Court, specifically those described in the section titled "Addressing the Lack of Timely Accountability" (id. at 16.). To ensure that the issues are addressed efficiently and expeditiously, the Court hereby directs the Monitoring Team to file a status report, including an update on any further recommendations or plans the Monitoring Team has developed to address the concerns identified in the Second Remedial Order Report, no later than October 1, 2021. SO ORDERED. (Signed by Judge Laura Taylor Swain on 7/02/2021) (ama) (Entered: 07/02/2021)
08/24/2021	<a href="#">378</a>	STATUS REPORT. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 08/24/2021)
08/25/2021	<a href="#">379</a>	MEMO ENDORSEMENT on re: <a href="#">378</a> Status Report filed by Anna Elizabeth Friedberg. ENDORSEMENT: The Court finds the foregoing report deeply disturbing and looks forward to an update that will indicate that concrete steps are being taken by the City and the Department to address the serious problems described in the report. So Ordered. (Signed by Judge Laura Taylor Swain on 8/24/2021) (js) (Entered: 08/25/2021)
09/02/2021	<a href="#">380</a>	STATUS REPORT. Document filed by Anna Elizabeth Friedberg..(Friedberg, Anna) (Entered: 09/02/2021)

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