U.S. District Court Southern District of Mississippi (Northern (Jackson)) CIVIL DOCKET FOR CASE #: 3:15-cv-00578-DPJ-FKB

Campaign for Southern Equality et al v. Mississippi Department Date Filed: 08/12/2015

of Human Services et al

Assigned to: District Judge Daniel P. Jordan, III Referred to: Magistrate Judge F. Keith Ball

Cause: 42:1983 Civil Rights Act

Plaintiff

Campaign for Southern Equality

Date Filed: 08/12/2015 Date Terminated: 05/13/2016

Jury Demand: None

Nature of Suit: 440 Civil Rights: Other

Jurisdiction: Federal Question

represented by Alexia D. Koritz - PHV

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Plaintiff

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Plaintiff

Jessica Harbuck
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represented by Alexia D. Koritz – PHV

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Plaintiff

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Mississippi Department of Human Services

TERMINATED: 03/31/2016

represented by **Tommy D. Goodwin – State Gov**

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Defendant

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Director

TERMINATED: 02/01/2016

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ATTORNEY TO BE NOTICED

Defendant

Phil Bryant

in his official capacity as Governor of the

State of Mississippi

TERMINATED: 03/31/2016

represented by **Tommy D. Goodwin – State Gov**

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Defendant

Jim Hood

in his official capacity as Mississippi

Attorney General

TERMINATED: 03/31/2016

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LEAD ATTORNEY

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Defendant

The Tenth District Chancery Court of

Mississippi

TERMINATED: 03/31/2016

represented by Douglas T. Miracle - State Gov

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Defendant

The Fourteenth District Chancery

Court of Mississippi

TERMINATED: 03/31/2016

represented by Douglas T. Miracle - State Gov

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ATTORNEY TO BE NOTICED

Defendant

The Twentieth District Chancery Court

of Mississippi

TERMINATED: 03/31/2016

represented by **Douglas T. Miracle – State Gov**

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Defendant

represented by

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Defendant

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Defendant

Johnny L. Williams

in his official capacity as a Chancellor in the 10th District Chancery Court TERMINATED: 03/31/2016 represented by **Douglas T. Miracle – State Gov** (See above for address)

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Defendant

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in his official capacity as a Chancellor in the 14th District Chancery Court TERMINATED: 03/31/2016 represented by **Douglas T. Miracle – State Gov** (See above for address)

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Defendant

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in her official capacity as a Chancellor in the 14th District Chancery Court TERMINATED: 03/31/2016 represented by **Douglas T. Miracle – State Gov** (See above for address)

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Defendant

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Defendant

John Grant

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Defendant

John C. McLaurin Jr.

in his official capacity as a Chancellor in the 20th District Chancery Court TERMINATED: 03/31/2016 represented by **Douglas T. Miracle – State Gov** (See above for address)

Defendant

John Davis

Executive Director of the Mississippi Department of Human Services represented by Tommy D. Goodwin - State Gov

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| Date Filed | # | Docket Text |
|------------|----------|---|
| 08/12/2015 | 1 | COMPLAINT against Richard Berry, Phil Bryant, Jim Hood, Mississippi Department of Human Services (Filing fee \$ 400 receipt number 34643034774), filed by Family Equality Council, Donna Phillips, Kathryn Garner, Brittany Rowell, Susan Hrostowski, Tinora Sweeten–Lunsford, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Jessica Harbuck. (Attachments: #1 Civil Cover Sheet).(RRL) (Entered: 08/12/2015) |
| 08/12/2015 | 2 | Summons Issued as to Richard Berry, Phil Bryant, Jim Hood, Mississippi Department of Human Services. (RRL) (Entered: 08/12/2015) |
| 08/12/2015 | <u>3</u> | MOTION for Roberta Kaplan to Appear Pro Hac Vice by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford (Attachments: #1 Exhibit Certificate of good standing)(McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | | Pro Hac Vice fee paid for Roberta Kaplan receipt number 0538–3006172 \$ 100 (McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | 4 | MOTION for Joshua Kaye to Appear Pro Hac Vice by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford (Attachments: #1 Exhibit Joshua Kaye certificate of good standing)(McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | | Pro Hac Vice fee paid for Joshua Kaye receipt number 0538–3006193 \$ 100 (McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | <u>5</u> | MOTION for Alexia Koritz to Appear Pro Hac Vice by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford (Attachments: #1 Exhibit Alexia Koritz certificate of good standing)(McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | | Pro Hac Vice fee paid for Alexia Koritz receipt number 0538–3006218 \$ 100 (McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | 6 | MOTION for Jacob Hupart to Appear Pro Hac Vice by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford (Attachments: #1 Exhibit Jacob Hupart certificate of good standing)(McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | | Pro Hac Vice fee paid for Jacob Hupart receipt number 0538–3006231 \$ 100 (McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | 7 | MOTION for Andrew Ehrlich to Appear Pro Hac Vice by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford (Attachments: #1 Exhibit Andrew Ehrlich certificate of good standing)(McDuff, Robert) (Entered: 08/12/2015) |
| 08/12/2015 | | Pro Hac Vice fee paid for Andrew Ehrlich receipt number 0538–3006241 \$ 100 (McDuff, Robert) (Entered: 08/12/2015) |
| 08/13/2015 | 8 | SUMMONS Returned Executed by Family Equality Council, Donna Phillips, Kathryn Garner, Brittany Rowell, Susan Hrostowski, Tinora Sweeten–Lunsford, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Jessica Harbuck Phil Bryant served on 8/12/2015, answer due 9/2/2015. (McDuff, Robert) (Entered: 08/13/2015) |
| 08/13/2015 | 9 | SUMMONS Returned Executed by Family Equality Council, Donna Phillips, Kathryn Garner, Brittany Rowell, Susan Hrostowski, Tinora Sweeten–Lunsford, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Jessica Harbuck Richard Berry served on 8/12/2015, answer due 9/2/2015. (McDuff, Robert) (Entered: 08/13/2015) |

| 08/13/2015 | <u>10</u> | SUMMONS Returned Executed by Family Equality Council, Donna Phillips, Kathryn Garner, Brittany Rowell, Susan Hrostowski, Tinora Sweeten–Lunsford, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Jessica Harbuck Jim Hood served on 8/12/2015, answer due 9/2/2015. (McDuff, Robert) (Entered: 08/13/2015) |
|------------|-----------|--|
| 08/13/2015 | 11 | SUMMONS Returned Executed by Family Equality Council, Donna Phillips, Kathryn Garner, Brittany Rowell, Susan Hrostowski, Tinora Sweeten–Lunsford, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Jessica Harbuck Mississippi Department of Human Services served on 8/12/2015, answer due 9/2/2015. (McDuff, Robert) (Entered: 08/13/2015) |
| 08/18/2015 | <u>12</u> | MOTION for Meghann K. Burke to Appear Pro Hac Vice by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford (Attachments: #1 Exhibit Meghann K. Burke Certificate of Good Standing)(McDuff, Robert) (Entered: 08/18/2015) |
| 08/18/2015 | | Pro Hac Vice fee paid for Meghann K. Burke receipt number 0538–3009871 \$ 100 (McDuff, Robert) (Entered: 08/18/2015) |
| 08/26/2015 | | TEXT-ONLY ORDER granting 3 Motion to Appear Pro Hac Vice; granting 4 Motion to Appear Pro Hac Vice; granting 5 Motion to Appear Pro Hac Vice; granting 6 Motion to Appear Pro Hac Vice; granting 12 Motion to Appear Pro Hac Vice; granting 12 Motion to Appear Pro Hac Vice; granting 12 Motion to Appear Pro Hac Vice. That Roberta Kaplan, Joshua Kaye, Alexia Koritz, Jacob Hupart, Andrew Ehrlich and Meghann K. Burke be admitted pro hac vice in this case on behalf of the plaintiffs in association with local counsel and upon registration for electronic filing as required by the Court. No further written order shall issue from the Court. Signed by Magistrate Judge F. Keith Ball on 8/26/2015 (JEJ) (Entered: 08/26/2015) |
| 08/28/2015 | <u>13</u> | MOTION for Preliminary Injunction by Kathryn Garner, Susan Hrostowski, Donna Phillips, Janet Smith (Attachments: #1 Declaration of Janet Smith, #2 Declaration of Susan Hrostowski)(Kaplan – PHV, Roberta) (Entered: 08/28/2015) |
| 08/28/2015 | <u>14</u> | MEMORANDUM in Support re 13 MOTION for Preliminary Injunction filed by Kathryn Garner, Susan Hrostowski, Donna Phillips, Janet Smith (Kaplan – PHV, Roberta) (Entered: 08/28/2015) |
| 09/02/2015 | <u>15</u> | MOTION to Dismiss <i>for Lack of Subject Matter Jurisdiction</i> by Jim Hood (Attachments: # <u>1</u> Exhibit Declaration of Mark Smith)(Matheny, Justin) (Entered: 09/02/2015) |
| 09/02/2015 | <u>16</u> | MEMORANDUM in Support re 15 MOTION to Dismiss for Lack of Subject Matter Jurisdiction filed by Jim Hood (Matheny, Justin) (Entered: 09/02/2015) |
| 09/02/2015 | <u>17</u> | ANSWER to 1 Complaint, by Jim Hood.(Matheny, Justin) (Entered: 09/02/2015) |
| 09/02/2015 | <u>18</u> | ANSWER to 1 Complaint, by Richard Berry, Phil Bryant, Mississippi Department of Human Services. (Goodwin, Tommy) (Entered: 09/02/2015) |
| 09/02/2015 | <u>19</u> | Joinder in Document by Richard Berry, Phil Bryant, Mississippi Department of Human Services to 15 MOTION to Dismiss for Lack of Subject Matter Jurisdiction filed by Jim Hood (Goodwin, Tommy) (Entered: 09/02/2015) |
| 09/11/2015 | | Set/Reset Motion Hearing set for November 6, 2015 at 1:00 PM in Courtroom 5A (Jackson) Jordan before District Judge Daniel P. Jordan III re 13 MOTION for Preliminary Injunction, and 15 MOTION to Dismiss for Lack of Subject Matter Jurisdiction. (SP) (Entered: 09/11/2015) |
| 09/11/2015 | | TEXT-ONLY ORDER STAYING DISCOVERY pursuant to L.U.Civ.R. 16(b)(3)(B) pending a decision on the motion for jurisdiction. No further written order shall issue from the Court. Signed by Magistrate Judge F. Keith Ball on 9/11/2015. (JEJ) (Entered: 09/11/2015) |
| 09/11/2015 | <u>20</u> | RESPONSE in Opposition re 13 MOTION for Preliminary Injunction filed by Jim Hood (Matheny, Justin) (Entered: 09/11/2015) |

| 09/11/2015 | <u>21</u> | MEMORANDUM IN SUPPORT re 20 Response in Opposition to Motion for <i>Preliminary Injunction</i> filed by Jim Hood (Matheny, Justin) (Entered: 09/11/2015) |
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| 09/11/2015 | 22 | Joinder in Document by Richard Berry, Phil Bryant, Mississippi Department of Human Services to <u>20</u> Response in Opposition to Motion filed by Jim Hood (Goodwin, Tommy) (Entered: 09/11/2015) |
| 09/11/2015 | 23 | AMENDED COMPLAINT <i>for Declaratory and Injunctive Relief</i> against Richard Berry, Phil Bryant, Jim Hood, Mississippi Department of Human Services, The Tenth District Chancery Court of Mississippi, The Fourteenth District Chancery Court of Mississippi, The Twentieth District Chancery Court of Mississippi, Dawn Beam, M. Ronald Doleac, Deborah J. Gambrell, Johnny L. Williams, Kenneth M. Burns, Dorothy W. Colom, Jim Davidson, John Grant, John C. McLaurin Jr., filed by Family Equality Council, Donna Phillips, Kathryn Garner, Brittany Rowell, Susan Hrostowski, Tinora Sweeten–Lunsford, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Jessica Harbuck.(Kaplan – PHV, Roberta) (Entered: 09/11/2015) |
| 09/14/2015 | <u>24</u> | Summons Issued as to Dawn Beam, Kenneth M. Burns, Dorothy W. Colom, Jim Davidson, M. Ronald Doleac, Deborah J. Gambrell, John Grant, John C. McLaurin Jr., The Fourteenth District Chancery Court of Mississippi, The Tenth District Chancery Court of Mississippi, and Johnny L. Williams. (ND) (Entered: 09/14/2015) |
| 09/15/2015 | <u>25</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck Dawn Beam served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>26</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck Deborah J. Gambrell served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>27</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck Dorothy W. Colom served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>28</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck Jim Davidson served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>29</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck John C. McLaurin Jr. served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>30</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck John Grant served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | 31 | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck Johnny L. Williams served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>32</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family |

| | | Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck Kenneth M. Burns served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
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| 09/15/2015 | 33 | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck M. Ronald Doleac served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | 34 | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck The Tenth District Chancery Court of Mississippi served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>35</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck The Fourteenth District Chancery Court of Mississippi served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/15/2015 | <u>36</u> | SUMMONS Returned Executed by Donna Phillips, Kathryn Garner, Susan Hrostowski, Campaign for Southern Equality, Kari Lunsford, Janet Smith, Family Equality Council, Brittany Rowell, Tinora Sweeten–Lunsford, Jessica Harbuck The Twentieth District Chancery Court of Mississippi served on 9/15/2015, answer due 10/6/2015. (McDuff, Robert) (Entered: 09/15/2015) |
| 09/16/2015 | <u>37</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of The Tenth District Chancery Court of Mississippi (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>38</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of The Fourteenth District Chancery Court of Mississippi (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>39</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of The Twentieth District Chancery Court of Mississippi (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>40</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of Dawn Beam (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | 41 | NOTICE of Appearance by Douglas T. Miracle on behalf of Kenneth M. Burns (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>42</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of Dorothy W. Colom (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | 43 | NOTICE of Appearance by Douglas T. Miracle on behalf of Jim Davidson (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | 44 | NOTICE of Appearance by Douglas T. Miracle on behalf of M. Ronald Doleac (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>45</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of Deborah J. Gambrell (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>46</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of John Grant (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>47</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of John C. McLaurin Jr. (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/16/2015 | <u>48</u> | NOTICE of Appearance by Douglas T. Miracle on behalf of Johnny L. Williams (Miracle, Douglas) (Entered: 09/16/2015) |
| 09/23/2015 | | ORAL JOINT MOTION Setting Briefing Schedule on Filed Motions and/or Any Motions Anticipated to be Filed by the Parties filed by All Plaintiffs and Defendants.(SP) (Entered: 09/23/2015) |

| 09/23/2015 | <u>49</u> | AGREED BRIEFING SCHEDULE ORDER granting ORAL JOINT MOTION Setting Briefing Schedule on Filed Motions and/or Any Motions Anticipated to be Filed by the Parties as set out in the Order. Signed by District Judge Daniel P. Jordan III on September 23, 2015. (SP) (Entered: 09/23/2015) |
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| 09/25/2015 | <u>50</u> | ANSWER to <u>23</u> Amended Complaint,, by Jim Hood.(Matheny, Justin) (Entered: 09/25/2015) |
| 09/25/2015 | <u>51</u> | ANSWER to <u>23</u> Amended Complaint,, by Richard Berry, Phil Bryant, Mississippi Department of Human Services.(Goodwin – State Gov, Tommy) (Entered: 09/25/2015) |
| 10/02/2015 | <u>52</u> | MOTION to Dismiss for Lack of Jurisdiction by Dawn Beam, Kenneth M. Burns, Dorothy W. Colom, Jim Davidson, M. Ronald Doleac, Deborah J. Gambrell, John Grant, John C. McLaurin Jr., The Fourteenth District Chancery Court of Mississippi, The Tenth District Chancery Court of Mississippi, The Twentieth District Chancery Court of Mississippi, Johnny L. Williams (Miracle, Douglas) (Entered: 10/02/2015) |
| 10/02/2015 | <u>53</u> | MEMORANDUM in Support re 52 MOTION to Dismiss for Lack of Jurisdiction and Failure to State and Claim filed by Dawn Beam, Kenneth M. Burns, Dorothy W. Colom, Jim Davidson, M. Ronald Doleac, Deborah J. Gambrell, John Grant, John C. McLaurin Jr., The Fourteenth District Chancery Court of Mississippi, The Tenth District Chancery Court of Mississippi, The Twentieth District Chancery Court of Mississippi, Johnny L. Williams (Miracle, Douglas) (Entered: 10/02/2015) |
| 10/02/2015 | <u>54</u> | RESPONSE in Opposition re 13 MOTION for Preliminary Injunction filed by Dawn Beam, Kenneth M. Burns, Dorothy W. Colom, Jim Davidson, M. Ronald Doleac, Deborah J. Gambrell, John Grant, John C. McLaurin Jr., The Fourteenth District Chancery Court of Mississippi, The Tenth District Chancery Court of Mississippi, The Twentieth District Chancery Court of Mississippi, Johnny L. Williams (Miracle, Douglas) (Entered: 10/02/2015) |
| 10/02/2015 | <u>55</u> | MOTION to Dismiss the Plaintiffs' First Amended Complaint for Lack of Subject Matter Jurisdiction by Jim Hood (Attachments: #1 Exhibit 1 – Declaration of Mark Smith, #2 Exhibit 2 – Second Declaration of Mark Smith, #3 Exhibit 3–Pt. 1 – DHSs Division of Family and Childrens Services Policy Manual Section D, #4 Exhibit 3–Pt. 2 – DHSs Division of Family and Childrens Services Policy Manual Section D, #5 Exhibit 3–Pt. 3 – DHSs Division of Family and Childrens Services Policy Manual Section D, #6 Exhibit 3–Pt. 4 – DHSs Division of Family and Childrens Services Policy Manual Section D, #7 Exhibit 4–Pt. 1 – DHSs Division of Family and Childrens Services Policy Manual Section F, #8 Exhibit 4–Pt. 2 – DHSs Division of Family and Childrens Services Policy Manual Section F, #9 Exhibit 5–Pt. 1 – DHSs Division of Family and Childrens Services Policy Manual Section G, #10 Exhibit 5–Pt. 2 – DHSs Division of Family and Childrens Services Policy Manual Section G)(Matheny, Justin) (Entered: 10/02/2015) |
| 10/02/2015 | <u>56</u> | MEMORANDUM in Support re <u>55</u> MOTION to Dismiss <i>the Plaintiffs' First Amended Complaint for Lack of Subject Matter Jurisdiction</i> filed by Jim Hood (Matheny, Justin) (Entered: 10/02/2015) |
| 10/02/2015 | <u>57</u> | Joinder in Document by Richard Berry, Phil Bryant, Mississippi Department of Human Services to <u>55</u> MOTION to Dismiss <i>the Plaintiffs' First Amended Complaint for Lack of Subject Matter Jurisdiction</i> filed by Jim Hood (Goodwin – State Gov, Tommy) (Entered: 10/02/2015) |
| 10/08/2015 | | TEXT-ONLY ORDER The Agreed Briefing Schedule Order <u>49</u> stated that Plaintiffs were to file their Response by Monday, October 12, 2015. As that date is a federal holiday, the Response is due Tuesday, October 13, 2015. No further written order shall issue. Signed by District Judge Daniel P. Jordan III on 10/8/2015. (MH) (Entered: 10/08/2015) |
| 10/13/2015 | <u>58</u> | MEMORANDUM in Opposition re 55 MOTION to Dismiss the Plaintiffs' First Amended Complaint for Lack of Subject Matter Jurisdiction, 52 MOTION to Dismiss for Lack of Jurisdiction filed by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford |

| | | (Kaplan – PHV, Roberta) (Entered: 10/13/2015) |
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| 10/13/2015 | <u>59</u> | REPLY to Response to Motion re <u>13</u> MOTION for Preliminary Injunction filed by Kathryn Garner, Susan Hrostowski, Donna Phillips, Janet Smith (Kaplan – PHV, Roberta) (Entered: 10/13/2015) |
| 10/13/2015 | <u>60</u> | AFFIDAVIT in Support re <u>13</u> MOTION for Preliminary Injunction filed by Kathryn Garner, Susan Hrostowski, Donna Phillips, Janet Smith (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Kaplan – PHV, Roberta) (Entered: 10/13/2015) |
| 10/14/2015 | | DOCKET ANNOTATION as to # <u>60</u> . L.U.Civ.R. 7(b)(2) requires that all supporting exhibits to a document be denominated by an exhibit letter or number and a meaningful description. Attorney is advised to follow this rule in future filings. (ND) (Entered: 10/14/2015) |
| 10/19/2015 | <u>61</u> | REPLY to Response to Motion re_52 MOTION to Dismiss for Lack of Jurisdiction filed by Dawn Beam, Kenneth M. Burns, Dorothy W. Colom, Jim Davidson, M. Ronald Doleac, Deborah J. Gambrell, John Grant, John C. McLaurin Jr., The Fourteenth District Chancery Court of Mississippi, The Tenth District Chancery Court of Mississippi, The Twentieth District Chancery Court of Mississippi, Johnny L. Williams (Miracle, Douglas) (Entered: 10/19/2015) |
| 10/19/2015 | <u>62</u> | REPLY to Response to Motion re <u>58</u> Memorandum in Opposition to Motion, filed by Jim Hood (Matheny, Justin) (Entered: 10/19/2015) |
| 10/19/2015 | <u>63</u> | Joinder in Document by Richard Berry, Phil Bryant, Mississippi Department of Human Services to <u>62</u> Reply to Response to Motion filed by Jim Hood (Goodwin State Gov, Tommy) (Entered: 10/19/2015) |
| 11/03/2015 | <u>64</u> | NOTICE / Supplement by Kathryn Garner, Susan Hrostowski, Donna Phillips, Janet Smith re 13 MOTION for Preliminary Injunction (Attachments: #1 Exhibit A Phillips Declaration)(Kaplan – PHV, Roberta) (Entered: 11/03/2015) |
| 11/06/2015 | | Minute Entry for proceedings held before District Judge Daniel P. Jordan III: Motion Hearing held on November 6, 2015 re 15 MOTION to Dismiss for Lack of Subject Matter Jurisdiction; 55 MOTION to Dismiss the Plaintiffs' First Amended Complaint for Lack of Subject Matter Jurisdiction; 52 MOTION to Dismiss for Lack of Jurisdiction; 13 MOTION for Preliminary Injunction. Appearing: Roberta A. Kaplan, Robert B. McDuff, Joshua D. Kaye, Meghann K. Burke, and Sibyl C. Byrd, counsel for Plaintiffs; and Tommy D. Goodwin, Justin L. Matheny, and Douglas T. Miracle, counsel for Defendants. Court Reporter/Transcriber: Gina Morris (601) 608–4187. (SP) (Entered: 11/09/2015) |
| 02/01/2016 | <u>66</u> | NOTICE of Substitution Pursuant to F.R.C.P. 25(d) by Richard Berry, Phil Bryan Mississippi Department of Human Services (Goodwin – State Gov, Tommy) (Entered: 02/01/2016) |
| 03/31/2016 | <u>67</u> | ORDER granting in part 13 Motion for Preliminary Injunction; granting in part 15 Motion to Dismiss; granting 52 Motion to Dismiss for Lack of Jurisdiction; granting in part 55 Motion to Dismiss as set out in the order. Signed by District Judge Daniel P. Jordan III on March 31, 2016. (SP) (Entered: 03/31/2016) |
| 05/05/2016 | <u>68</u> | MOTION for Permanent Injunction <i>and Final Judgment</i> by John Davis (Goodwir – State Gov, Tommy) (Entered: 05/05/2016) |
| 05/09/2016 | <u>69</u> | Joinder in Document by Campaign for Southern Equality, Family Equality Council, Kathryn Garner, Jessica Harbuck, Susan Hrostowski, Kari Lunsford, Donna Phillips, Brittany Rowell, Janet Smith, Tinora Sweeten–Lunsford to 68 MOTION for Permanent Injunction and Final Judgment filed by John Davis (Kaplan – PHV, Roberta) (Entered: 05/09/2016) |
| 05/13/2016 | <u>70</u> | ORDER granting <u>68</u> Motion for Permanent Injunction. IT IS THEREFORE ORDERED that the Court hereby adopts all of its factual findings and legal conclusions contained in its March 31, 2016 Order <u>67</u> into this Order, and that, consistent with the Courts March 31, 2016 Order <u>67</u> , the Executive Director of th Mississippi Department of Human Services is hereby permanently enjoined from enforcing Mississippi Code Section 93–17–3(5). A separate final judgment |

| | | consistent with this Order shall be issued this day. Signed by District Judge Daniel P. Jordan, III on 5/13/2016 (ND) (Entered: 05/13/2016) |
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| 05/13/2016 | <u>71</u> | JUDGMENT – For the reasons explained in the Court's Order entered in this cause this date, the Executive Director of the Mississippi Department of Human Services is hereby permanently enjoined from enforcing Mississippi Code Section 93–17–3(5) and this case is hereby dismissed. Signed by District Judge Daniel P. Jordan, III on 5/13/2016 (ND) (Entered: 05/13/2016) |