

**U.S. District Court
Eastern District of Arkansas (Central Division)
CIVIL DOCKET FOR CASE #: 4:16-cv-00602-JM**

Dade et al v. Sherwood Arkansas, City of et al
Assigned to: Judge James M. Moody Jr.
Cause: 42:1983 Other Civil Rights

Date Filed: 08/23/2016
Date Terminated: 06/08/2017
Jury Demand: Defendant
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Charles Dade

*Individually and on behalf of all others
similarly situated*

represented by **Bettina E. Brownstein**
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Plaintiff

Nakita Lewis

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similarly situated*

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Plaintiff

Nikki Petree

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similarly situated*

represented by **Bettina E. Brownstein**
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Plaintiff

Lee Andrew Robertson
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Plaintiff

Philip Axelroth
Individually and on behalf of all others
similarly situated

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V.

Defendant

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Defendant

Milas H Hale, III

In his official and individual capacities

represented by **John Wesley Hall, Jr.**
(See above for address)
ATTORNEY TO BE NOTICED

Michael Allen Mosley
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Larry Jegley

in his official capacity

represented by **Patrick E. Hollingsworth**
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Date Filed	#	Docket Text
08/23/2016	<u>1</u>	COMPLAINT-Class Action against All Defendants, filed by the Plaintiffs. (Fee \$ 400.00; Receipt Number LIT058069.) Summons issued and returned to counsel for service. (Attachments: # <u>1</u> Civil Cover Sheet)(alm) (Entered: 08/23/2016)
08/24/2016	<u>2</u>	MOTION for Leave to Appear pro hac vice by Hallie Ryan. Fee \$100 receipt number 0860-2905723. Filed by All Plaintiffs (Attachments: # <u>1</u> Affidavit, # <u>2</u> Certificate of Good Standing, # <u>3</u> ECF Registration)(Brownstein, Bettina) (Entered: 08/24/2016)
08/29/2016	<u>3</u>	SUMMONS Returned Executed by Nakita Lewis, Nikki Petree, Philip Axelroth, Charles Dade, Lee Andrew Robertson. Sherwood Arkansas, City of served on 8/23/2016. (Lawrence, J.) (Entered: 08/29/2016)
08/29/2016	<u>4</u>	SUMMONS Returned Executed by Nakita Lewis, Nikki Petree, Philip Axelroth, Charles Dade, Lee Andrew Robertson. Milas H Hale, III served on 8/23/2016. (Lawrence, J.) (Entered: 08/29/2016)
08/29/2016	<u>5</u>	SUMMONS Returned Executed by Nakita Lewis, Nikki Petree, Philip Axelroth, Charles Dade, Lee Andrew Robertson. Pulaski County Arkansas served on 8/23/2016. (Lawrence, J.) (Entered: 08/29/2016)
09/07/2016	<u>6</u>	ORDER granting Plaintiffs' <u>2</u> Motion to Appear Pro Hac Vice. Hallie Ryan is hereby admitted to appear before this Court as co-counsel of record in this action. Signed by Judge James M. Moody Jr. on 9/7/2016. (mcz) (Entered: 09/07/2016)
09/07/2016	<u>7</u>	ANSWER to <u>1</u> Complaint with Jury Demand by Milas H Hale, III, Sherwood Arkansas, City of.(Mosley, Michael) (Entered: 09/07/2016)
09/13/2016	<u>8</u>	INITIAL SCHEDULING ORDER:Rule 26(f) Conference to occur by 11/15/2016; Rule 26(f) Report due by 11/29/2016. Proposed Jury Trial set sometime during the week of 10/16/2017 at 9:15 AM in Little Rock Courtroom # 4A before Judge James M. Moody Jr. Signed at the Direction of the Court on 9/13/2016. (Attachments: # <u>1</u> Proposed Final Scheduling Order)(kog) (Entered: 09/13/2016)
09/13/2016	<u>9</u>	NOTICE of Appearance by David M. Fuqua on behalf of Pulaski County Arkansas (Fuqua, David) (Entered: 09/13/2016)

09/13/2016	<u>10</u>	NOTICE of Appearance by Patrick L. Spivey on behalf of Pulaski County Arkansas (Spivey, Patrick) (Entered: 09/13/2016)
09/13/2016	<u>11</u>	NOTICE of Appearance by Margaret Diane Depper on behalf of Pulaski County Arkansas (Depper, Margaret) (Entered: 09/13/2016)
09/13/2016	<u>12</u>	ANSWER to <u>1</u> Complaint by Pulaski County Arkansas.(Fuqua, David) (Entered: 09/13/2016)
09/30/2016	<u>13</u>	AMENDED COMPLAINT against All Defendants, filed by Plaintiffs. Summons issued for Larry Jegley and returned to counsel for service.(alm) (Entered: 09/30/2016)
10/06/2016	<u>14</u>	ANSWER to <u>13</u> Amended Complaint with Jury Demand by Milas H Hale, III, Sherwood Arkansas, City of.(Mosley, Michael) (Entered: 10/06/2016)
10/06/2016	<u>15</u>	MOTION for Judgment on the Pleadings by Milas H Hale, III, Sherwood Arkansas, City of (Mosley, Michael) (Entered: 10/06/2016)
10/06/2016	<u>16</u>	MOTION to Stay by Milas H Hale, III (Attachments: # <u>1</u> Exhibit Exh. A--Discovery Set)(Mosley, Michael) (Entered: 10/06/2016)
10/06/2016	<u>17</u>	BRIEF IN SUPPORT re <u>15</u> Motion for Judgment on the Pleadings filed by Milas H Hale, III, Sherwood Arkansas, City of. (Mosley, Michael) (Entered: 10/06/2016)
10/06/2016	<u>18</u>	BRIEF IN SUPPORT re <u>16</u> Motion to Stay <i>Alternative Motion for Protective Order</i> filed by Milas H Hale, III. (Mosley, Michael) (Entered: 10/06/2016)
10/10/2016	<u>19</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>13</u> Amended Complaint by Pulaski County Arkansas (Fuqua, David) (Entered: 10/10/2016)
10/11/2016	<u>20</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>16</u> MOTION to Stay , <u>15</u> MOTION for Judgment on the Pleadings by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 10/11/2016)
10/11/2016	21	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>19</u> Motion for Extension of Time to File Response/Reply. Signed by Judge James M. Moody Jr. on 10/11/16. (dpb) (Entered: 10/11/2016)
10/11/2016	22	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>20</u> Motion for Extension of Time to File Response/Reply re <u>16</u> MOTION to Stay , <u>15</u> MOTION for Judgment on the Pleadings . Plaintiffs' responses are due by November 3, 2016. Signed by Judge James M. Moody Jr. on 10/11/16. (dpb) (Entered: 10/11/2016)
10/17/2016	<u>23</u>	SUMMONS Returned Executed by Nakita Lewis, Nikki Petree, Philip Axelroth, Charles Dade, Lee Andrew Robertson. Larry Jegley served on 9/30/2016. (Lawrence, J.) (Entered: 10/17/2016)
10/19/2016	<u>24</u>	NOTICE of Appearance by Patrick E. Hollingsworth on behalf of Larry Jegley (Hollingsworth, Patrick) (Entered: 10/19/2016)
10/19/2016	<u>25</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Larry Jegley (Hollingsworth, Patrick) (Entered: 10/19/2016)
10/19/2016	<u>26</u>	BRIEF IN SUPPORT re <u>25</u> Motion to Dismiss for Failure to State a Claim filed by Larry Jegley. (Hollingsworth, Patrick) (Entered: 10/19/2016)
10/21/2016	<u>27</u>	ANSWER to <u>13</u> Amended Complaint by Pulaski County Arkansas.(Fuqua, David) (Entered: 10/21/2016)
10/21/2016	<u>28</u>	MOTION for Judgment on the Pleadings by Pulaski County Arkansas (Fuqua, David) (Entered: 10/21/2016)
10/21/2016	<u>29</u>	BRIEF IN SUPPORT re <u>28</u> Motion for Judgment on the Pleadings filed by Pulaski County Arkansas. (Fuqua, David) (Entered: 10/21/2016)
10/26/2016	<u>30</u>	ORDER referring this case to United States Magistrate Judge Joe J. Volpe for consideration and determination of all pre-trial matters and for recommended

		disposition for the resolution of any dispositive matters. Signed by Judge James M. Moody Jr. on 10/26/2016. (ljb) (Entered: 10/26/2016)
10/26/2016	<u>31</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>28</u> MOTION for Judgment on the Pleadings by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 10/26/2016)
10/26/2016	32	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>31</u> Plaintiffs' Unopposed Motion for Extension of Time. Plaintiffs' response is due on or before 11/21/2016. Signed by Magistrate Judge Joe J. Volpe on 10/26/2016. (srw) (Entered: 10/26/2016)
10/26/2016	<u>33</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>25</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 10/26/2016)
10/27/2016	34	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting in part <u>16</u> Separate Defendant Hale's Motion to Stay. Discovery is stayed as to Defendant Hale. Signed by Magistrate Judge Joe J. Volpe on 10/27/2016. (srw) (Entered: 10/27/2016)
10/27/2016	35	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>33</u> Plaintiffs' Unopposed Motion for Extension of Time. Plaintiffs' Response is due on or before 11/21/2016. Signed by Magistrate Judge Joe J. Volpe on 10/27/2016. (srw) (Entered: 10/27/2016)
10/27/2016	<u>36</u>	NOTICE of Appearance by Jayson L. Cohen on behalf of Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Cohen, Jayson) (Entered: 10/27/2016)
11/03/2016	<u>37</u>	Joint MOTION for Extension of Time to File Response/Reply as to <u>15</u> MOTION for Judgment on the Pleadings by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 11/03/2016)
11/03/2016	38	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting the joint motion to extend time to 11/21/2016 for Plaintiffs to file a response to Defendants City of Sherwood, Arkansas and Hale's motion for judgment on the pleadings <u>15 37</u> . Signed by Magistrate Judge Joe J. Volpe on 11/3/2016. (lej) (Entered: 11/03/2016)
11/16/2016	<u>39</u>	MOTION to Stay <i>Discovery</i> by Larry Jegley (Hollingsworth, Patrick) (Entered: 11/16/2016)
11/16/2016	<u>40</u>	BRIEF IN SUPPORT re <u>39</u> Motion to Stay <i>Discovery</i> filed by Larry Jegley. (Hollingsworth, Patrick) (Entered: 11/16/2016)
11/16/2016	<u>41</u>	MOTION for Order <i>to adopt and incorporate by reference arguments made by other defendants</i> by Milas H Hale, III, Sherwood Arkansas, City of (Mosley, Michael) (Entered: 11/16/2016)
11/16/2016	<u>42</u>	BRIEF IN SUPPORT re <u>41</u> Motion for Order <i>to adopt and incorporate by reference arguments made by other defendants</i> filed by Milas H Hale, III, Sherwood Arkansas, City of. (Mosley, Michael) (Entered: 11/16/2016)
11/16/2016	<u>43</u>	NOTICE of Appearance by John Wesley Hall, Jr on behalf of Milas H Hale, III, Sherwood Arkansas, City of (Hall, John) (Entered: 11/16/2016)
11/17/2016	44	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>39</u> Separate Defendant Larry Jegley's Motion to Stay Discovery. Signed by Magistrate Judge Joe J. Volpe on 11/17/2016. (srw) (Entered: 11/17/2016)
11/21/2016	<u>45</u>	RESPONSE in Opposition re <u>15</u> MOTION for Judgment on the Pleadings filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Attachments: # <u>1</u> Appendix A, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G)(Lawrence, J.) (Entered: 11/21/2016)

11/21/2016	<u>46</u>	RESPONSE in Opposition re <u>25</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Lawrence, J.) (Entered: 11/21/2016)
11/21/2016	<u>47</u>	RESPONSE in Opposition re <u>28</u> MOTION for Judgment on the Pleadings filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Lawrence, J.) (Entered: 11/21/2016)
11/22/2016	<u>48</u>	Joint MOTION for Leave to File <i>Replies to Responses by December 9</i> by Milas H Hale, III, Sherwood Arkansas, City of (Mosley, Michael) (Entered: 11/22/2016)
11/22/2016	49	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>48</u> Motion for Leave to File. Signed by Magistrate Judge Joe J. Volpe on 11/22/16. (Volpe, Joe) (Entered: 11/22/2016)
11/29/2016	<u>50</u>	REPORT of Rule 26(f) Planning Meeting by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (<i>Joint Rule 26(f) Report</i>) (Lawrence, J.) (Entered: 11/29/2016)
12/05/2016	<u>51</u>	RESPONSE in Opposition re <u>41</u> MOTION for Order to adopt and incorporate by reference arguments made by other defendants filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Lawrence, J.) (Entered: 12/05/2016)
12/07/2016	<u>52</u>	REPLY to Response to Motion re <u>15</u> MOTION for Judgment on the Pleadings filed by Milas H Hale, III, Sherwood Arkansas, City of. (Attachments: # <u>1</u> Exhibit A—Orders, # <u>2</u> Exhibit B—Letter, # <u>3</u> Document Amendment 80 Opinion)(Mosley, Michael) (Entered: 12/07/2016)
12/08/2016	<u>53</u>	REPLY to Response to Motion re <u>25</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Larry Jegley. (Hollingsworth, Patrick) (Entered: 12/08/2016)
12/08/2016	<u>54</u>	REPLY to Response to Motion re <u>15</u> MOTION for Judgment on the Pleadings <i>REVISED</i> filed by Milas H Hale, III, Sherwood Arkansas, City of. (Attachments: # <u>1</u> Exhibit Revised Exhibit A, # <u>2</u> Document Arkansas Supreme Court Opinion)(Mosley, Michael) (Entered: 12/08/2016)
12/08/2016	<u>55</u>	REPLY to Response to Motion re <u>28</u> MOTION for Judgment on the Pleadings filed by Pulaski County Arkansas. (Fuqua, David) (Entered: 12/08/2016)
12/22/2016	<u>56</u>	MOTION for Leave to File <i>Surreply</i> by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Attachments: # <u>1</u> Exhibit A)(Lawrence, J.) (Entered: 12/22/2016)
12/22/2016	<u>57</u>	RESPONSE to Motion re <u>56</u> MOTION for Leave to File <i>Surreply</i> filed by Milas H Hale, III, Sherwood Arkansas, City of. (Attachments: # <u>1</u> Exhibit A—Email from Opposing Counsel)(Mosley, Michael) (Entered: 12/22/2016)
12/28/2016	58	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER denying <u>56</u> Motion for Leave to File. Signed by Magistrate Judge Joe J. Volpe on 12/28/16. (Volpe, Joe) (Entered: 12/28/2016)
01/24/2017	<u>59</u>	PROPOSED FINDINGS AND RECOMMENDATIONS that Defendants' motion for judgment on the pleadings, motion to dismiss for failure to state a claim, and motion for judgment on the pleadings be granted to the extent that they are based on the Younger abstention doctrine, and denied in all other respects <u>15 25 28</u> . Defendants Hale and the City of Sherwood's motion to adopt the arguments made in the other Defendants' briefs be granted <u>41</u> . The Court should decline to extend supplemental jurisdiction over Plaintiff Axelroth's remaining state law claims. This matter should be dismissed without prejudice. Objections due no later than 14 days from the date of the findings and recommendations. Signed by Magistrate Judge Joe J. Volpe on 1/24/2017. (lej) (Entered: 01/25/2017)
01/30/2017	<u>60</u>	Unopposed MOTION for Extension of Time to File <i>Objections Under Fed. R. Civ. P. 72(b) to the Proposed Findings and Recommendations (ECF. No. 59)</i> by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 01/30/2017)

01/31/2017	61	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>60</u> Motion for Extension of Time to File. Plaintiffs' time to serve and file objections to the Proposed Findings and Recommendations, ECF No. 59, is extended until February 22, 2017. Signed by Judge James M. Moody Jr. on 1/31/17. (dpb) (Entered: 01/31/2017)
02/02/2017	<u>62</u>	OBJECTIONS to <u>59</u> PROPOSED FINDINGS AND RECOMMENDATIONS filed by Milas H Hale, III, Sherwood Arkansas, City of. (fjg) (Entered: 02/02/2017)
02/02/2017	<u>63</u>	OBJECTION to <u>59</u> Report and Recommendations by Larry Jegley (Hollingsworth, Patrick) (Entered: 02/02/2017)
02/16/2017	<u>64</u>	RESPONSE re <u>63</u> Objection to Report and Recommendations by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 02/16/2017)
02/16/2017	<u>65</u>	RESPONSE re <u>62</u> Objection to Report and Recommendations by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 02/16/2017)
02/17/2017	<u>66</u>	Deficiency Letter from the Clerk's office notifying party that <u>64</u> and <u>65</u> Responses to Objections to Report and Recommendations lack certificates showing service of the document (F.R.Cv.P. 5(d)(1)). (mcz) (Entered: 02/17/2017)
02/17/2017	<u>67</u>	CERTIFICATE OF SERVICE by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson re <u>66</u> Deficiency Letter, <u>64</u> Response (Non Motion) (Lawrence, J.) (Entered: 02/17/2017)
02/17/2017	<u>68</u>	CERTIFICATE OF SERVICE by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson re <u>66</u> Deficiency Letter, <u>65</u> Response (Non Motion) (Lawrence, J.) (Entered: 02/17/2017)
02/22/2017	<u>69</u>	OBJECTION to <u>59</u> Report and Recommendations by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 02/22/2017)
02/27/2017	<u>70</u>	MOTION for Extension of Time to File Response/Reply as to <u>69</u> Objection to Report and Recommendations by Larry Jegley (Hollingsworth, Patrick) (Entered: 02/27/2017)
02/28/2017	71	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>70</u> Motion for Extension of Time to File Response to Plaintiffs' objections. Defendant have until March 15, 2017 to file their response. Signed by Judge James M. Moody Jr. on 2/28/17. (dpb) (Entered: 02/28/2017)
03/13/2017	<u>72</u>	RESPONSE re <u>69</u> Objection to Report and Recommendations by Milas H Hale, III, Sherwood Arkansas, City of (Mosley, Michael) (Entered: 03/13/2017)
03/13/2017	<u>73</u>	RESPONSE re <u>69</u> Objection to Report and Recommendations by Larry Jegley (Hollingsworth, Patrick) (Entered: 03/13/2017)
03/15/2017	<u>74</u>	RESPONSE re <u>69</u> Objection to Report and Recommendations by Pulaski County Arkansas (Depper, Margaret) (Entered: 03/15/2017)
03/15/2017	<u>75</u>	MOTION to Strike <u>72</u> Response (Non Motion) ; <i>Plaintiffs Motion to Deem Sherwood Defendants Response to Plaintiffs Objections an Untimely Objection to the January 24, 2017 Proposed Findings and Recommendations</i> by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 03/15/2017)
03/15/2017	<u>76</u>	BRIEF IN SUPPORT re <u>75</u> Motion to Strike, filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Attachments: # <u>1</u> Exhibit A)(Lawrence, J.) (Entered: 03/15/2017)
03/15/2017	<u>77</u>	RESPONSE to Motion re <u>75</u> MOTION to Strike <u>72</u> Response (Non Motion) ; <i>Plaintiffs Motion to Deem Sherwood Defendants Response to Plaintiffs Objections an Untimely Objection to the January 24, 2017 Proposed Findings and Recommendations</i> filed by Milas H Hale, III, Sherwood Arkansas, City of. (Mosley, Michael) (Entered: 03/15/2017)

03/16/2017	<u>78</u>	MOTION for Reconsideration re <u>59</u> REPORT AND RECOMMENDATIONS re <u>28</u> MOTION for Judgment on the Pleadings filed by Pulaski County Arkansas, <u>15</u> MOTION for Judgment on the Pleadings filed by Sherwood Arkansas, City of, Milas H Hale, III, <u>41</u> MOTION for Ord of Arguments made to the Magistrate but not Analyzed Substantively by Milas H Hale, III, Sherwood Arkansas, City of (Mosley, Michael) (Entered: 03/16/2017)
03/16/2017	<u>79</u>	BRIEF IN SUPPORT re <u>78</u> Motion for Reconsideration, filed by Milas H Hale, III, Sherwood Arkansas, City of. (Mosley, Michael) (Entered: 03/16/2017)
03/17/2017	<u>80</u>	RESPONSE in Opposition re <u>78</u> MOTION for Reconsideration re <u>59</u> REPORT AND RECOMMENDATIONS re <u>28</u> MOTION for Judgment on the Pleadings filed by Pulaski County Arkansas, <u>15</u> MOTION for Judgment on the Pleadings filed by Sherwood Arkansas, City of, Mi filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Lawrence, J.) (Entered: 03/17/2017)
03/18/2017	<u>81</u>	REPLY to Response to Motion re <u>78</u> MOTION for Reconsideration re <u>59</u> REPORT AND RECOMMENDATIONS re <u>28</u> MOTION for Judgment on the Pleadings filed by Pulaski County Arkansas, <u>15</u> MOTION for Judgment on the Pleadings filed by Sherwood Arkansas, City of, Mi filed by Milas H Hale, III, Sherwood Arkansas, City of. (Mosley, Michael) (Entered: 03/18/2017)
03/22/2017	<u>82</u>	NOTICE of Hearing on Motions set for 4/13/2017 at 1:30 PM in Little Rock Courtroom # 4A before Judge James M. Moody Jr. (kog) (Entered: 03/22/2017)
04/06/2017	<u>83</u>	ORDER authorizing J. Alexander Lawrence, Jayson Cohen, Hallie N. Ryan and Stephanie Seller to bring a cell phone, laptop computer, or personal digital assistant into the courthouse in Little Rock, Arkansas, on April 13, 2017, subject to the rules in this Order. Signed by Judge James M. Moody Jr. on 4/6/2017. (mcz) (Entered: 04/06/2017)
04/13/2017	84	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.)CLERK'S MINUTES for proceedings held before Judge James M. Moody Jr.:MOTION HEARING held on 4/13/2017 re <u>78</u> MOTION for Reconsideration. After argument from counsel, motion taken under advisement. Counsel for Plaintiffs Bettina Brownstein, Jayson Cohen, Hallie Ryan, J. Alexander Lawrence; Counsel for Defendants City of Sherwood and Milas Hale Michael Mosley; Counsel for Pulaski County Annie Depper; Counsel for Larry Jegley Patrick Hollingsworth(Court Reporter Karen Baker.) (kog) (Entered: 04/13/2017)
04/18/2017	<u>85</u>	NOTICE by Milas H Hale, III, Sherwood Arkansas, City of re 84 Motion Hearing,, (Attachments: # <u>1</u> Exhibit Email, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D)(Mosley, Michael) (Entered: 04/18/2017)
04/19/2017	<u>86</u>	RESPONSE re <u>85</u> Notice (Other) by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I)(Cohen, Jayson) (Entered: 04/19/2017)
04/20/2017	<u>87</u>	REPLY re <u>86</u> Response (Non Motion), by Milas H Hale, III, Sherwood Arkansas, City of. (Mosley, Michael) (Entered: 04/20/2017)
04/20/2017	<u>88</u>	RESPONSE re <u>86</u> Response (Non Motion), of Plaintiffs to Sherwood Defendants' Notice Regarding Hearing by Larry Jegley (Hollingsworth, Patrick) (Entered: 04/20/2017)
05/05/2017	<u>89</u>	TRANSCRIPT of Motion Hearing held on April 13, 2017, before Judge James M. Moody, Jr. Court Reporter – Karen Baker. Transcript may be viewed only at the public terminals in the Clerk's office. Copies of transcript are only available through the Official Court Reporter before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. DEADLINES: Notice of Intent to Request Redaction due 5/12/2017. Redaction Request due 5/26/2017. Redacted Transcript Deadline set for 6/5/2017. Release of Transcript Restriction set for 8/3/2017. (mcz) (Entered: 05/05/2017)
06/08/2017	<u>90</u>	ORDER adopting the <u>59</u> recommended disposition to the extent that they are based on the Younger abstention doctrine; granting motions <u>15</u> , <u>25</u> , and <u>28</u> to the extent that they are based on the Younger abstention doctrine and denied in all other respects;

		granting Defendants Milas Hale, III and the City of Sherwood's <u>41</u> Motion to Adopt the arguments made in the other Defendants' briefs; denying Plaintiff's <u>75</u> motion to strike; denying the Sherwood Defendants' <u>78</u> motion for reconsideration; and declining to extend supplemental jurisdiction over Plaintiff Axelroth's remaining state law claims. This matter is dismissed without prejudice. Signed by Judge James M. Moody Jr. on 6/8/2017. (ljb) (Entered: 06/08/2017)
06/08/2017	<u>91</u>	JUDGMENT: Consistent with the <u>90</u> Order that was entered on this day, it is Considered, Ordered, and Adjudged that this case is dismissed without prejudice. Signed by Judge James M. Moody Jr. on 6/8/2017. (ljb) (Entered: 06/08/2017)
07/05/2017	<u>92</u>	NOTICE of Motion to Alter or Amend <u>91</u> Judgment, for Relief from Judgment, and to File a Supplemental Pleading by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.)(Docket text modified on 7/6/2017 to correct the description of the document filed).(jak) (Entered: 07/05/2017)
07/05/2017	<u>93</u>	MOTION to Alter and or Amend <u>91</u> Judgment filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Lawrence, J.) (Docket text modified on 7/6/2017 to correct the description of the document filed).(jak) (Entered: 07/05/2017)
07/05/2017	<u>94</u>	AFFIDAVIT in Support re <u>92</u> MOTION to Alter Judgment , <i>for Relief from Judgment, and to File a Supplemental Pleading</i> filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Lawrence, J.) (Entered: 07/05/2017)
07/05/2017	<u>95</u>	AFFIDAVIT in Support re <u>92</u> MOTION to Alter Judgment , <i>for Relief from Judgment, and to File a Supplemental Pleading (Corrected Version of ECF Doc. No. 94)</i> filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J)(Lawrence, J.) (Entered: 07/05/2017)
07/06/2017		NOTICE OF DOCKET CORRECTION re <u>92</u> Motion to Alter Judgment and <u>93</u> Brief in Support. CORRECTION: The docket text for docket entry <u>92</u> was modified to correct the description of the document as "NOTICE of Motion to Alter or Amend <u>91</u> Judgment, for Relief from Judgment, and to File a Supplemental Pleading by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson" as marked on the document. The docket text for docket entry <u>93</u> was modified to correct the description of the document filed as "MOTION to Alter and or Amend <u>91</u> Judgment filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson" as marked on the document.(jak) (Entered: 07/06/2017)
07/06/2017	<u>96</u>	STIPULATION re <u>93</u> Motion to Alter Judgment <i>to Extend Reponse Deadline to August 17, 2017 and Reply Deadline to September 8, 2017</i> by Pulaski County Arkansas. (Fuqua, David) (Entered: 07/06/2017)
07/13/2017	<u>97</u>	ORDER: Pursuant to the joint stipulation of the parties, Defendants' response to Plaintiffs' <u>93</u> Motion to Alter and/or Amend Judgment, for Relief from Judgment and to File a Supplemental Pleading shall be extended to and including 8/18/2017, and the reply by Plaintiffs shall be extended to and including 9/8/2017. Signed by Judge James M. Moody Jr. on 7/13/2017. (mcz) (Entered: 07/13/2017)
07/29/2017	<u>98</u>	RESPONSE to Motion re <u>93</u> Motion to Alter Judgment filed by Milas H Hale, III, Sherwood Arkansas, City of. (Attachments: # <u>1</u> Exhibit Robertson Show Cause Order, # <u>2</u> Exhibit Dade Show Cause Order)(Mosley, Michael) (Entered: 07/29/2017)
08/01/2017	<u>99</u>	RESPONSE in Opposition re <u>93</u> Motion to Alter Judgment filed by Larry Jegley. (Hollingsworth, Patrick) (Entered: 08/01/2017)
08/07/2017	<u>100</u>	MOTION for Leave to Appear pro hac vice by Myesha K. Braden filed by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, and Lee Andrew Robertson. Fee \$100 received. Receipt #LIT063087. (scw) (Entered: 08/07/2017)
08/16/2017	<u>101</u>	ORDER granting Plaintiffs' <u>100</u> Motion to Appear Pro Hac Vice. Myesha K. Braden is hereby admitted to appear before this Court as co-counsel of record in this action. Signed by Judge James M. Moody Jr. on 8/16/2017. (mcz) (Entered: 08/16/2017)

08/18/2017	<u>102</u>	MOTION to Withdraw as Attorney <i>Hallie Ryan</i> by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Attachments: # <u>1</u> Proposed Order)(Lawrence, J.) (Entered: 08/18/2017)
08/18/2017	103	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>102</u> Motion to Withdraw as Attorney. Attorney Hallie Ryan terminated. Signed by Judge James M. Moody Jr. on 8/18/17. (dpb) (Entered: 08/18/2017)
08/18/2017	<u>104</u>	RESPONSE in Opposition re <u>93</u> Motion to Alter Judgment filed by Pulaski County Arkansas. (Fuqua, David) (Entered: 08/18/2017)
09/07/2017	<u>105</u>	Unopposed MOTION for Extension of Time to File Response/Reply <i>in Support of their Motion to Alter Judgment</i> by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 09/07/2017)
09/07/2017	106	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>105</u> Motion for Extension of Time to File Response/Reply re <u>93</u> Motion to Alter Judgment. Plaintiffs' are given a ten-day extension, until September 18, 2017, to file their reply. Signed by Judge James M. Moody Jr. on 9/7/17. (dpb) (Entered: 09/07/2017)
09/14/2017	<u>107</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>93</u> Motion to Alter Judgment by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 09/14/2017)
09/15/2017	108	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>107</u> Plaintiffs' Motion for Extension of Time to File Reply re <u>93</u> Motion to Alter Judgment. Replies due by 9/28/2017. Signed by Judge James M. Moody Jr. on 9/15/2017. (sjh) (Entered: 09/15/2017)
09/26/2017	<u>109</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>93</u> Motion to Alter Judgment by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson (Lawrence, J.) (Entered: 09/26/2017)
09/26/2017	110	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER granting <u>109</u> Motion for Extension of Time to File Response/Reply re <u>93</u> Motion to Alter Judgment. Plaintiffs time to file a reply in support of their Motion to Alter and/or Amend Judgment, for Relief from Judgment, and to File a Supplemental Pleading is extended an additional twenty days, to October 18, 2017. Signed by Judge James M. Moody Jr. on 9/26/17. (dpb) (Entered: 09/26/2017)
10/17/2017	111	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER. Plaintiffs' time to file a reply in support of their Motion to Alter and/or Amend Judgment, for Relief from Judgment, and to File a Supplemental Pleading is extended, by request and without opposition, until October 27, 2017. Signed by Judge James M. Moody Jr. on 10/17/17. (dpb) (Entered: 10/17/2017)
11/14/2017	<u>112</u>	STIPULATION of Dismissal by Philip Axelroth, Charles Dade, Nakita Lewis, Nikki Petree, Lee Andrew Robertson. (Attachments: # <u>1</u> Exhibit Settlement Agreement)(Brownstein, Bettina) (Entered: 11/14/2017)
11/14/2017	<u>113</u>	ORDER dismissing this case with prejudice pursuant to the <u>112</u> Stipulation of Dismissal filed on this date. Plaintiffs' <u>93</u> Motion to Alter Judgment is denied as moot. Signed by Judge James M. Moody Jr. on 11/14/2017. (mcz) (Entered: 11/14/2017)
01/04/2018	<u>114</u>	Mail Returned Undeliverable as to Myesha Braden re <u>113</u> Order dismissing case with prejudice. (fjg) (Entered: 01/04/2018)