

DIST.	OFF.	DOCKET		FILING DATE			J	N/S	O	D		R	\$ DEMAND	JUDGE/ MAG. NO.	COUNTY	JURY DEM.	DOCKET	
		YR.	NUMBER	MO	DAY	YEAR				PTF	DEF						23	YR.
0100	02	75	80 P	7	3	75	3	440	1	-	-	X	Nearest \$1,000 Inunactive	0003	-----	No	75	80 P

PLAINTIFFS

DEFENDANTS

WUORI, MARTTI,
 LINT, CARLA,
 BRANN, MATTHEW,
 SWANN, ROSE,
 DERRY, LINDA,
 BABB, JUDITH,
 OLSEN, FRITZ,
 residents of the Pineland Center,
 for themselves and on behalf of
 all others similarly situated

ZITNAY, GEORGE, Commissioner, Dept.
 of Mental Health and Corrections;
 BAACK, KEVIN, Ph.D., Acting Director,
 Bureau of Mental Retardation, Dept.
 of Mental Health and Corrections;
 and Superintendent, Pineland Center;
 in their official capacities, and their
 agents, successors and those acting in
 concert with them

CAUSE

(CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE
 IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)

42 USC § 1983 and 28 USC §§ 1343, 1331, 2201 and 2202. Plaintiffs are residents of State
 mental institution and are deprived of their constitutional right to humane care and treatment

ATTORNEYS

Helen M. Bailey, Esq.
~~Neville Woodruff, Esq.~~
 P.O. Box 4055 Sta. A
 Portland, Maine 04101
 773-7432

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 289-3661

Neville Woodruff, Esq.
~~Morse Road~~ One Amherst Street, P.O. Box 2723
~~New Gloucester, Maine 04260~~ Augusta, ME 04330
~~926-4744~~ 289-2565

11/6/80: Yohalem appearance for purpose of
 ruling on application for attorney
 fees

SPECIAL MASTER: Dr. Lincoln Clark

*86 Walter Landing Rd
 Falmouth, Maine*

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAI
				JS-5	
				JS-6	

DATE 1975	NR.	PROCEEDINGS
July 3	✓2	Complaint filed.
July 3		Summonses issued and delivered to Marshal for service.
July 3	✓1	Motion to Proceed in forma pauperis, filed with affidavit. 7/3/75: Motion granted, Coofin, J., Chief Judge, U.S. Court of Appeals for the First Circuit sitting by designation as a District Court Judge.
July 10		Executed summonses returned by Marshal - service made on all defs. on 7/10/75.
July 30	✓3	Motions to Dismiss, filed by defs.
Aug. 25	✓4	Motion to Proceed as a Class Action with Subclasses, filed.
Aug. 25	✓5	Motion to Appoint Guardian AD Litem, filed.
Aug. 25	✓6	Affidavits in Support of Motions for Guardian and Class Action, filed.
Sept. 16	✓7	First Request for Production of Documents, filed by plts.
Sept 26		Conference of Counsel held before Judge Gignoux. By agreement of counsel no Court action required on the plts' motion of August 25, 1975 to proceed as class action. By agreement of counsel no Court action required on the defs' motion of July 30, 1975 to dismiss.
Sept 29	✓8	Report of Conference of Counsel and Order, Gignoux, J., filed and copies mailed to all counsel.
Oct 1	✓9	First Amended Complaint filed (by agreement of all counsel and the Court per Order 9/26/75).
Oct. 27	✓10	Order, Gignoux, J.: Motion to Proceed as class action pursuant to Federal Rule Civ. Pro. 23(b)(2) is granted and the class shall be defined as "all present and future involuntarily confined residents of Pineland Center, including those residents conditionally released in community placement, who are in need of care, education, training, treatment or habilitation in a humane and healthful physical and psychological environment."
Oct. 21		Motion for Extension of Time to answer, filed. Motion granted to extension to and including Oct. 24, 1975. Counsel notified.
Oct. 28	✓11	Answer to First Amended Complaint, filed.
Dec. 11 1976	✓12	Plt's First Interrogatories propounded to def., filed.
Jan. 9		Defs' motion to extend time to answer interrogatories, filed.
Jan. 12		Endorsement: "Motion Granted. Seymour Nathanson, U. S. Magistrate." Time extended to February 13, 1976.
Feb. 2	✓13	Motion for Protective Order that Discovery be had by different method, filed by defs.
Feb. 3	✓14	Plts' opposition to motion for protective order, filed.
Feb. 17	✓15	Stipulation regarding plts' first interrogatories, filed.
Feb. 19		Notice to take deposition of George Zitnay, filed.
Mar. 16	-	Responses to Plaintiff's Interrogatories #6 through #32, filed.
Mar. 18	-	Affidavit of Kevin C. Baack, Director of Bureau of Mental Retardation, filed.
Apr. 2	✓16	Affidavit of George A. Zitnay-Answers to Plaintiffs' First Interrogatories, filed.

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-80 SD</u>
MARTTI WUORI, CARLA LINT, ET ALS		JOHN ROSSE, Ed. D., Commissioner, et als	PAGE <u>2</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
1976			
Apr. 2		Conference of Counsel had.	
Apr. 5	✓17	Report of Conference of Counsel and Order, Gignoux, J., filed. Copies mailed to Counsel.	
June 4		Conference of Counsel had.	
June 4	✓18	Report of Conference of Counsel and Order, Gignoux, J., filed. Copies mailed to Counsel.	
June 11		Deposition of George A. Zitney, filed.	
Aug. 5	✓19	Plt's Response to defs' Proposed Consent Decree, filed.	
Aug. 17		Scheduled for conference of counsel on Sept. 10, 1976 at 2:00 p.m.	
Sept. 2	✓20	First Interrogatories Propounded to Plaintiffs, filed.	
Sept. 2	✓21	Joint Report of Counsel to the Court, filed.	
Sept 10		Final Pretrial Conference held.	
Sept 13	✓22	Report of Pretrial Conference, Gignoux, J., filed. Matter scheduled for Court trial commencing Nov. 29, 1976.	
Sept 27	✓23	Def's motion to permit further discovery of plt's witnesses, filed 9/28/76: There being no objection - no hearing required: Motion granted; Gignoux, J.	
Oct. 13		Notices to Take Oral Depositions of James Clements, M.D. and David Rosen, filed.	
Oct. 14		Conference of counsel had.	
Oct. 18	✓29	Report of Conference of Counsel and Order, Gignoux, J., filed. Copies mailed to Counsel.	
Oct. 4	✓34	Motion for Protective Order, filed by plts. 10/14/76: Hearing had, motion denied; Gignoux, J.	
Oct. 8-14	✓25 ✓26	Motion for Production of Documents, filed by Plt. Answer and Objections to request for admissions, filed by defs.	
Oct. 14	✓27	Motion to permit further discovery of plts' witnesses, filed. 10/14/76: Hearing had, motion granted; Gignoux, J.	
Oct. 14		Motion for continuance, filed. 10/14/76: Hearing had, motion granted, Gignoux, J.	
Oct. 18	✓28	Objections to requests for admissions, filed by defs.	
Oct 26	✓30	Answers to plt's second set of interrogatories, filed.	
Oct 22		Notice of def. to take depositions of Linda Glenn and James Clement filed.	
Nov. 1	✓31	Memorandum to Counsel re: trial dates, filed.	
Dec 10	✓32	Plts' third motion for production of documents, filed.	
Dec. 13	✓33	Motion to pay expert witness fees and counsel expenses, filed.	
Dec. 15		DEPOSITION of James Clements, filed.	
Dec. 22	✓34	Def's Response to plts' Third Motion for Production of Documents, filed.	
Dec. 22	✓35	Def's objections to plts' third set of interrogatories, filed.	
Dec. 22		Deposition of Linda L. Glenn, filed.	
Dec 27		DEPOSITION of David Rosen, filed.	
Dec 30	✓36	Plts' motion for sanction for failure to permit discovery, filed. 1/3/77: "No sufficient cause appearing on the face of the motion for the granting thereof, the within motion is <u>denied</u> ; See FRCivP 37(a). Gignoux, J."	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-80</u>
			PAGE <u>3</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
1977			
Jan. 27		Conference of Counsel had.	
Jan. 29	<u>37</u>	Report of Conference, Gignoux, J., filed and copies mailed to counsel	
Feb. 15	<u>38</u>	Plts' motion for Order permitting entry upon land, filed. 7/18/77:	
Feb. 15		"Hearing had. See Report of Conference & Order" s/Wm. S. Brownell, Chf. Dep. Clerk	
March 17		Memorandum to Counsel, Gignoux, J., filed. <i>Copies Mailed to Counsel.</i>	
July 14		Deposition of Kevin Baack, filed.	
July 18		Conference of Counsel scheduled 7/18/77 at 2:00 p.m. before Gignoux, J.	
July 18	<u>39</u>	Conference of Counsel had.	
July 18		Report of Conference of Counsel and Order, Gignoux, J., filed and copies mailed to counsel.	
<u>1978</u>			
May 16		Conference of Counsel scheduled before Gignoux, J on 6/2/78 at 2:00 p.m.	
June 2		Conference of Counsel held by Gignoux, J.	
June 5	<u>40</u>	Report of Conference of Counsel and Order filed by Gignoux, J. Counsel to file with the Court by 6/30/78 copy of proposed consent decree. Further conf. to be scheduled 7/5/78 at 2:00 p.m. Hearing to be scheduled on 7/14/78 at 10:00 a.m. <i>Copies mailed to counsel.</i>	
July 5		Conference of counsel held before Gignoux, J.	
July 5	<u>43</u>	Order of Notice of entry of Consent Judgment, Gignoux, J., filed.	
July 5	<u>41</u>	Plts' motion for appointment of a special master, filed. 7/21/78: Hearing had. Without objection, mtn granted. s/Gignoux, J.	
July 5	<u>42</u>	Joint motion of parties for approval and entry of consent judgment, July 14, 1978: Hearing had - mtn granted. s/Gignoux, J. filed.	
July 14		Conference of Counsel, had. Consent Judgment approved by Court and duly executed.	
July 14	<u>44</u>	Consent Judgment, filed.	
July 14		Conference of counsel scheduled on Friday, July 21, 1978 at 11:30 a.m. (re: Master's position)	
July 18	<u>45</u>	Affidavit of Kevin W. Concannon, filed.	
July 21		Depositions filed in the action returned to respective parties. Defs' answers to interrogatories filed 3/18/78 returned to the Asst. Attorney General (William H. Laubenstein) by agreement of the Court and counsel.	
July 21		Conference of counsel, had.	
July 21	<u>46</u>	Appointment of a Master, s/Gignoux, J., filed. Copies delivered in hand to counsel.	
Sep. 27		Copies of (1) Summary of Resident Rights, (2) Pineland Orientation and In-Service Training Plan, (3) Pineland Center Policy Manual and (4) Bureau of Mental Retardation Community Orientation and In-Service Training Plan filed by the parties at request of Master.	
Oct. 3		Directory of Residential & Day Programs Serving the Mentally Retarded, filed by parties per Consent Decree.	
Dec. 4		2 copies of Guide to Development of Community-Based Group Homes, filed.	
1979			
Jan. 26	<u>47</u>	Mtn for Approval of Stipulation, etc., filed.	
Jan. 26	<u>48</u>	Stipulation as to Settlement of Atty's fees and other costs, filed.	

PLAINTIFF		DEFENDANT	DOCKET NO. 75-80
MARTTI WUORI, et al		GEORGE A. ZITNAY, et al	PAGE 4 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
1979			
March 5	—	Plaintiffs Request to Master for Findings and Recommendations, filed.	
March 5	—	ORDER to Show Cause, filed by Special Master David D. Gregory. Hearing scheduled for April 5, 1979 at 9:30 a.m.	
Mar. 19	—	Report of the Special Master to the Court, filed.	
Mar. 20	—	Answer to request for findings and recommendations, filed by defendants.	
March 26		Conference of Counsel scheduled before Judge Gignoux on 4/9/79 at 4:00 p.m. Counsel notified.	
March 30	—	Memorandum to Counsel, filed by Gignoux, J.	
Apr. 9		Conference of counsel held by Gignoux, J.	
Apr. 9	✓	Order, Gignoux, J approving attorneys' fees and other costs, filed.	
Nov. 15	—	Report of Special Master, Parts I and II, filed by D. Gregory.	
Dec. 24	—	Findings and Recommendations of the Special Master, D. Gregory, filed.	
1980			
Jan. 8	—	Defs' OBJECTIONS to Part I of the Master's Report, filed.	
Jan. 17	—	Defs' RESPONSE to Recommendations of the Master, filed.	
Jan. 28	—	Pltf's Reply to defts' response to recommendations of the Master, filed.	
Jan. 29	—	Pltf's Response to defts' Objections to Master's Report of 11/14/79, filed.	
Mar. 4	—	ORDER of Special Master David Gregory Postponing Commencement of Hearings, filed.	
April 22	—	REPORT of Special Master, filed by David Gregory.	
June 2	✓ SD	Pltfs' MOTION for Re-appointment of Special Master, filed.	
June 2		Findings and Recommendations of the Special Master, filed.	
June 10		Defendants' Request For Extension Of Time in which to file a response to Pltfs' Motion for Re-Appointment of Special Master. 6/16/80: Motion granted. s/Gignoux, J.	
June 9	✓ SI	REQUEST for Instructions of Defendants, filed. 7/1/80: Hearing Had. See endorsement.	
June 24		Defendants' response to recommendations of Special Master, filed.	
June 24		Conference of Counsel scheduled before Gignoux, J. on Tues. 7/1/80 at 10:00 a.m.	
June 26		Notice of Withdrawal of Rboert Plotkin as one of pltfs' counsel, filed. (ced)	
July 1		Conference of Counsel had by Gignoux, J. (es)	
July 2	✓ SD	Order Retaining Jurisdiction for Two Years and Reappointing Special Master on a Temporary Basis, filed by Gignoux, J. Ordered that Court retain jurisdiction over this matter for additional two years until 7/14/82 unless jurisdiction previously terminated by order of the Court. Pltf's mtn for reappointment of the Special Master be assigned for hearing before the Court commencing Wed. 10/29/80 (Est. 2 wks) Mtn to be assigned for final P/T conf. on Thurs. 10/9/80 at 2:00 p.m. David Gregory is reappointed as Special Master to continue until the decision and order of the Court on pltf's mtn for reappointment of Special Master filed 6/2/80. (es)	
Aug. 26		Conference of Counsel scheduled before Gignoux, J. Fri. 9/5/80 at 3:00 p.m. (es)	

PLAINTIFF		DEFENDANT	DOCKET NO. 75-80 P
MARTTI WUORI et al.		KEVIN CONCANNON et al	PAGE 5 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
Aug. 27		Conference of Counsel scheduled for 9/5/80 to be rescheduled. (es)	
Aug. 28		Request for Extention of Time to Answer Interrogatories, filed by defts. (es)	
Aug. 28		Request for Extension of Time to Respond to Request for Production filed by defts. (9/12/80: See Report of conf. and order, filed by Gignoux, J.) (es)	
Aug. 29	53	MOTION for Attorney's Fees, filed by Pltfs. (sd)	
Aug. 29		Opposition to Request for Extension of Time to Respond to Request for Production, filed by Pltfs. (sd)	
Aug. 29		Opposition to Request for Extension of Time to Answer Interrogatories, filed by Pltfs. (sd)	
Sept. 11	54	ADDENDUM to Motion for Attorney's Fees, filed by pltfs' atty. (ced)	
Sept. 11	55	DECLARATION of Jane Bloom Yohalem, filed. (ced)	
Sept. 11	56	AFFIDAVIT of Mitchell Rogovin, filed. (ced)	
Sept. 11	57	AFFIDAVIT of John H. Pickering, filed. (ced)	
Sept. 11		Conference of Counsel had by Gignoux, J. (es)	
Sept. 12	58	REPORT of Conference and Order. filed by Gignoux, J. Mtn for Attys fees to be assigned for hearing by the Court after Fri. 10/31/80. Deft. to ans. pltfs' first set of interrogs and respond to pltfs' first request for production of documents by Wed. 10/1/80; pltfs' mtn for reappointment of Special Master to be assigned for final p/t conf. on Fri. 10/24/80 at 2:00 p.m. all discovery to be completed prior to p/t conf. and mtn to be assigned for hearing before the Court on Wed. 10/29/80 (est. two wks.) Further, counsel to meet w/Special Master on Mon. 9/22/80 in Augusta with a further conf. of counsel and Spec. Master with the Court to be held at Portland on Fri. 9/26/80 at 2:00 p.m. (es)	
Sept 16		Defendants' request for continuance of hearing on attorneys fees, filed. (wsb) 9/30/80: No Court action necessary. See Report of Conference and Order dated 9/12/80. s/ Gignoux, J.	
Sept 25	59	Defendants' motion to modify Court Order of July 2, 1980, filed. (wsb)	
Sept 25		Conference of counsel rescheduled before Gignoux, J. for Sept. 30, 1980 at 3:30 p.m.	
Sept. 30		Conf. of counsel had before Gignoux, J. Order to be filed. (ced)	
Oct. 1		REPORT of Conference and Order, filed by Gignoux, J. Ordered that discovery with respect to pltfs' mtn for reappointment of Special Master by completed by 11/1/80; said mtn to be assigned for final p/t conf. Fri. 11/7/80 at 2:00 p.m. evidentiary hearing to commence Mon. 11/17/80 at 10:00 a.m. (est 2-3 weeks). Any reports and recommendations of the Special Master which may be filed with the Court prior to conclusion of evidentiary hearing Ordered Impounded. (es)	
Oct. 8		TRANSCRIPT of Proceedings in Chambers at Conference of Counsel Pertaining to Reappointment of Special Master, filed. (es)	
Oct. 17		MEMORANDUM in Opposition to Request for Attorney's Fees, filed by deft.	
Oct. 20		Notice of Withdrawal of attorney Yohalem, filed. 10/20/80: Hearing had - sufficient cause appearing and without objection, withdrawal approved - Gignoux, J. USDC (wsb)	
Oct. 20		Conference of counsel had with Gignoux, J. Further conference scheduled for Friday Nov. 7, 1980 at 10:00 am and FPT that date at 2:00 pm. Report to be filed. (wsb)	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO.
MARTTI WUORI, et al		KEVIN CONCANNON, et al	75-80 P.
			PAGE 6 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
1980			
Oct. 21		REQUEST for Order Compelling Discovery, filed by defs.	
Oct. 21	60	REPORT of Conference and Order, filed by Gignoux, J. Defs to file a "plan"; Special Master to file memo of his views; pretrial memos due 11/5/80; discovery deadline extended to 11/7/80; final p/t conf. 11/7/80 at 2:00 p.m. (Copies to counsel) (ced)	
Oct. 27	61	Answer to Defts' First Set of Interrogatories, filed. (sd)	
Oct. 27	62	Defts' Response To Pltfs' Second Request For Production of Documents, filed. (sd)	
Oct. 31	63	OBJECTIONS to Expenses Incurred by Special Master, filed. (es)	
Nov. 3		Def.'s Supplemental Answers to Interrogatories, filed. (sd)	
Nov. 3	65	Def.'s Response to Request for Production, filed. (sd)	
Nov. 5		MOTION To Modify Consent Judgment, filed by Defts. (sd)	
Nov. 5		Request for a View, filed by Defts. (sd)	
Nov. 5		Plaintiffs' Pre-trial Memorandum, filed. (sd)	
Nov. 5		Defendants' pretrial memorandum, filed. (wsb)	
Nov. 5		Defts' memo re: Receiving Master's Reports into evidence, filed. (wsb)	
Nov. 5	64	Def's third supp. answer to interrogatory numbers 59, 60 and 61, filed. (ws)	
Nov. 5		Third Supplemental Answer to Interrog. #59, 60, and 61, filed. (es)	
Nov. 6	66	Plts' reply to defs' opposition to request for attorney's fees, filed.	
Nov. 7		Pretrial conf. of counsel had before Gignoux, J.	
Nov. 10	67	REPORT of Conference and Order, filed by Gignoux, J. (ced)	
Nov. 10		DEPOSITION TRANSCRIPTS of Bonnie Bean and Geraldine A. Kearns, filed. (p)	
Nov. 12		DEPOSITIONS of Rodney McCormick, Ned Vitalis and Peter Stowell, filed. (wsb)	
Nov. 18	68	REQUEST for Order Compelling Discovery filed by Defendants. (p)	
Nov. 18		Conf. of counsel scheduled before Gignoux, J. on 12/9/80 at 9:30 a.m. (ced)	
Nov. 19		DEPOSITION of Kevin Concannon, filed. (ced)	
Nov. 20		DEPOSITION of Robert Foster, filed. (es)	
Nov. 21	69	SUPPLEMENTAL Answer to defts' Interrogs. Nos. 1, 2, 3, and 4, filed by pltf. (es)	
Nov. 24		DEPOSITION of Ronald Welch, filed. (ced)	
Nov. 24	78	REPORT of the Special Master re Community Placement, filed. (ced)	
Nov. 25	70	ADDENDUM to MOTION for Attorney's Fees filed by plaintiffs. (p)	
Nov. 25		AFFIDAVIT of Helen M. Bailey, filed. (p)	
Dec. 1		Conf. of counsel rescheduled to 12/31/80 at 10:00 a.m. Proposed settlement paper to be filed by 12/22/80. Counsel notified. (ced)	
Dec. 10		DEPOSITION transcript of Gerald Palmer and Daniel Fields, filed. (p)	
Dec. 15	71	STIPULATION re Attorneys Fees, filed by the parties. (ced) 12/15/80: Approved. s/ Gignoux, J.	
Dec. 23	79	Defts' RESPONSE to Report of Special Master, filed. (ced)	
Dec. 29		MEMORANDUM of Special Master, filed. (ced)	
1981			
Jan. 14	72	WITHDRAWAL of Motion for reappointment of special master, filed. (ced) 1/14/81: Hearing had - Without objection, withdrawal approved. No Court action required. s/ Gignoux, J.	

(over)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-80 P</u>
MARTTI WUORI, et al.		KEVIN CONCANNON, et al.	PAGE <u>7</u> OF <u> </u> PAGES
DATE	NR.	PROCEEDINGS	
1981			
Jan. 14	75	STIPULATION AGREEMENT, filed by the parties. (ced)	
Jan. 14	73	ORDER Continuing Office of Special Master, filed by Gignoux, J.	
Jan. 14	74	APPOINTMENT of a Master, filed by Gignoux, J. (ced)	
Jan. 26	76	MOTION for Attorneys' Fees, filed by Atty. Woodruff and Bailey. (ced), with supporting Affidavits.	
Feb. 9	80	Response to defts' Response to Report of Special Master, filed by ptlfs. (es)	
Feb. 9	77	MOTION to Vacate Impoundment Order, filed by parties. (es) 2/10/81: The parties having agreed thereto - Motion granted. s/ Edward T. Gignoux USDJ (es)	
Feb. 17	81	REQUEST for Production of Documents, filed by defs. (ced)	
Feb. 17		MOTION for Extension of Time in which to respond to ptlfs' mtn for attorneys' fees, filed by def. (ced) 2/18/81: Motion granted. s/ Gignoux, J. (ced)	
Feb. 23	82	Pltf's RESPONSE to Request for Production of Documents, filed. (ced)	
March 31	83	REQUEST for Conference of Counsel, filed by def. (ced)	
April 1	84	Pltfs' RESPONSE to defs' Request for Conference of Counsel, filed. (ced)	
April 15	85	Memorandum in Opposition To Request For Attorney's Fee, filed by Defts	
May 20		Conf. of counsel re atty's fees scheduled before Gignoux, J. on 6/5/81 at 3 p.m. Counsel notified. (ced)	
June 8		MEMORANDUM TO COUNSEL, filed. s/Gignoux, J. attested copies to all parties. Affidavits and briefs in support of motions to be filed by 7/15/81; Counteraffidavits and briefs in opposition to said motions to be filed by 8/14/81; oral argument to be had as soon after 9/1/81 as possible. (p)	
July 15		MEMORANDUM in support of Pltfs' Motion for Attorneys' Fees, filed.	
July 15	85a.e	AFFIDAVITS of Z. Kuplanski, S. Russell, Gerald Petruccelli, D. Fontaine, H. Bailey and Neville Woodruff, filed. (ced)	
July 21	86	MOTION for attorney's fees for the period July 14, 1980 -October 20, 1980, filed by attorney for plaintiff. (p)	
July 21	87	DECLARATION of Jane Bloom Yohalem, filed. (p)	
July 21	88	AFFIDAVIT of John H. Pickering, filed. (p)	
July 21		MEMORANDUM in support of motion for attorney's fees, filed. (p)	
July 21	89	AFFIDAVIT of Mitchell Rogovin, filed. (p)	
July 27		OBJECTIONS of defs. to billing sheets, filed. (ced)	
Aug. 7		REPORT TO THE COURT, filed by Special Master Lincoln Clark, recommending that Court discharge Pineland Center from its jurisdiction (wsb)	
Aug. 7		Hearing on Recommendation of the Special Master scheduled for Friday, September 18, 1981 at 2:00 p.m. (wsb)	
Aug. 17		Defts' REPLY MEMORANDA re Request for Attys' Fees (7/13/80-10/20/80); Request of N. Woodruff for Atty's Fees (7/1/80-1/14/81) and Request re Atty's Fees (1/3/79-7/1/80), filed by State of Maine. (ced)	
Aug. 26	90	ORDER, Gignoux J., filed setting hearing on advisability of approving recommendation of Special Master for 9/18/81 at 2:00 p.m. and notice of said hearing be posted in ea. unit at Pineland and published at least once no later than 9/4/81, in Portland Press Herald, Bangor	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-80 P
MARTTI WUORI, et al.		KEVIN CONCANNON, et al.	PAGE 8 OF _____ PAGES

DATE	NR.	PROCEEDINGS
<u>1981</u>		Daily News and Kennebec Journal. See Order for sample of notice. Attested copies mailed to counsel. (sd)
Sept. 18		Public hearing had on discharge of Pineland Center from Court's jurisdiction, before Gignoux, J.
Sept. 18	91	AFFIDAVIT of Publication of Notice, filed by Ronald Welch. (ced)
Sept. 18	92	ORDER of Discharge, filed by Gignoux, J., Pineland Center is discharged from the Court's jurisdiction and the supervision of the Special Master. (ced) (copies to counsel)
Oct. 9	93	MOTION for Attorneys' fees, filed by attorneys for plaintiffs. (p)
Oct. 9		MEMORANDUM in support of plaintiffs' motion for attorneys' fees, filed. (p)
Dec. 9	94	OBJECTION to plaintiffs' motion for attorney's fees; MOTION for extension of time to file a brief in support of defendants' objection to motion for attorney's fees and MOTION for an evidentiary hearing on plaintiffs' motion for attorney's fees, filed. (p)
Dec. 18	96	12/17/81: Sufficient cause appearing, motion <u>granted</u> . s/ Edward T. Gignoux, USDJ (w) Request for a Conf. or a Hearing on Mental Health Law Project's 2 Pending Mtns for Atty's Fees dated 9/11/80 and 7/15/82 w/ 2 Affidavits of Yohalem, filed.
<u>1982</u>		
Jan. 12		DEFS' REPLY MEMORANDUM Request of Neville Woodruff and Helen Bailey for Atty's Fees 1/14/81 - 9/18/81, filed. (cw)
Feb. 3	95	Report to the Court filed by Lincoln Clark, filed. (cw)
March 4		O/A on mtn for attorney fees scheduled before Gignoux, J. on 3/17/82 at 10 a.m. Counsel notified. (ced)
March 17		Hearing on mtn for attorney fees had by Gignoux, J. Supplementary affidavits to be filed by pltf. by Wed. 3/24/82, defts to file response and opposition by Wed. 4/7/82, parties to exchange briefs as to pltf's entitlement to costs by Wed 4/7/82. Matter under advisement. (es)
March 24	98	Affidavit of Helen M. Bailey, filed. (cw)
March 24	97	Affidavit of Neville Woodruff, filed. (cw)
March 29	99	DECLARATION of Jane Bloom Yohalem, filed. (cw)
Apr 8		Defendants' Memorandum in Opposition to an Award of Costs, filed. (s)
Apr 8	100	Defendants' Objections to Plaintiffs' Supplemental Request for Attorney's Fees, filed. (sd)
Apr 8		Plaintiffs' Memorandum Concerning Defts' Objection to the Award of Costs, filed.
April 12		MEMORANDUM in support of Mental Health's two motions for costs, etc., filed. (ced)
June 29	101	Pltf's MOTION to Continue Office of Special Master, filed. (cw)
June 29		Pltf's MEMO in support of mtn to continue office of Special Master, filed. (cw)
June 30	102	ORDER Extending Office of Special Master, filed by Gignoux, J. Office of special master continued until a ruling on pltf's mtn to continue office of special master has been made. Defs' to advise by 7/12/82 of their position re said mot (Copies to counsel)
Jul 12	103	Def's Response to Mtn for Order Continuing the Office of Special Master, filed. (s)
Jul 30	104	ORDER Continuing Office of Special Master, filed by Gignoux, J. (sd)
Aug 6	105	MEMORANDUM of Opinion and Order of the Court, Gignoux J. Pltf's awards of atty's fees as follows: Atty Woodruff: \$33,708.75; Atty Bailey \$17,791.25; Atty's Woodruff & Bailey costs and Expenses: \$4,736.44; MHLF \$18,000.00 and costs and expenses \$4,563.97. (cw) (copies to counsel; Atty Bailey's delivered i

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-80</u>
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DATE	NR.	PROCEEDINGS	
1982			
Aug. 10		Audit reports of plans of correction #1, 2, 3, 4, 7 submitted by Dr. Vernon Patterson, filed. (p)	
Aug 20	106	Verified Motion for Attys Fees, filed. (cw)	
Aug 20		10/21/82: Motion withdrawn by counsel. (ced)	
Aug 20		AFFIDAVIT of Michael P. Asen, filed. (cw)	
Sept. 7		REPORT of Special Master, filed. (ced)	
Oct. 21	107	STIPULATION withdrawing mtu for atty fees, filed by Atty. Asen. (ced)	
Nov. 2	108	MOTION to Continue Office of Special Master, filed by pltfs. (ced)	
		12/2/82: See Order of Gignoux, J.	
Nov. 5	109	ORDER EXTENDING OFFICE OF SPECIAL MASTER, filed by Gignoux, J.	
		Continued until further Order of the Court; defs' counsel to advise by 11/30/82 their position on the mtu. (copies to counsel)	
Nov. 8		NOTICE of Withdrawal of Atty. Asen, filed. (ced)	
Dec. 2	110	Defs' RESPONSE to pltfs' Request to Reappoint Special Master, filed. (ced)	
Dec. 2	111	ORDER Continuing Office of Special Master, filed by Gignoux, J. (as agreed by counsel (copies to counsel) (ced)	
		Term of Special Master extended until 6/30/83; duties and responsibilities are limited as set forth in Order.	
1983			
April 5	112	REPORT of Special Master, filed. (ced)	
May 27	113	STIPULATION regarding attorney fees., filed (y)	
June 30	114	Pltfs' MOTION to Continue Office of Special Master, filed.	
June 30		MEMORANDUM in support of above motion, filed.	
July 19	115	ORDER EXTENDING OFFICE OF THE SPECIAL MASTER, filed by Gignoux, J. (as agreed by counsel, cc. to counsel) (y)	
Oct 26	115A	ORDER, Gignoux, J. scheduling hearing on November 22, 1983 at 3:00 p.m. on the recent recommendations of the Special Master. Attested copies to counsel. (sd)	
Oct 28	115B	Final Report of Special Master, filed. (sd)	
Nov 23	116	ORDER terminating Office of Special Master and discharging defendants; ORDERED: 1) that a consent decree was entered on 7/14/78; 2) that the standards for the care and habilitation of pltfs at Pineland are contained in Appendix A; 3) that the standards for pltfs living in the community are contained in Appendix B; 4) that the off. of spec. master was created on 7/21/78 to monitor & oversee implementation of the Consent Decree; 5) that on 9/18/81 Pineland was found in compliance with the standards and discharged from the Ct's juris., 6) on 10/26/83 pursuant to recommendation of Spec. Master that his office be terminated; 7) the spec. master has recommended that an independent review of compliance w/ the Consent Decree should occur at least annually by the Maine Bureau of Mental Retardation; 8) that pursuant to the spec. master's order of appointment he has recommended that pltfs & defs. have agreed that the role of the Consumer Advisory Bd as estab. in Appendix A should be redefined as appears in Attach. B.; 9) that notice to the class	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-80 P
			PAGE 1 OF ___ PAGES

DATE	NR.	PROCEEDINGS
		of the recommendation having been given on 10/26/83, that hearing having been held on 11/22/83, no reasons why the recommendations shouldn't be approved having been shown, the class having been fully rep. by counsel, the Ct. hereby approves the recommendations of the Master and the Master's Office is terminated and defs are discharged; 10) that this Order & appendices should be binding on defs and their successors, agents servants & employees & 11) that the Ct. shall retain juris for a period of three years from entry hereof unless sooner terminated or extended by the Ct. by a showing of good cause by proper motion w/ support of affidavit & memorandum. Signed U.S. District Judge Edward T. Gignoux, filed, copies to counsel and Dr. Clark (y)
Dec. 27	117	STIPULATION regarding attys. fees in full satisfaction to Neville Woodruff \$4,285.14 and to Helen Bailey \$2,571.27., filed (y)
<u>1990</u>		
Oct 24	117	Transcript of Proceedings at final ceremony discharging defendants & terminating the office of special master relative to consent decree of 7/14/78(s)