

**United States District Court
Western District of Michigan (Southern Division (4))
CIVIL DOCKET FOR CASE #: 4:87-cv-00346-BFG**

USA v. Michigan, State of, et al
Assigned to: Sr. Judge Benjamin F. Gibson
Demand: \$0
Cause: 42:1981 Civil Rights

Date Filed: 09/16/1987
Date Terminated: 05/17/1994
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: U.S. Government
Plaintiff

plaintiff

USA

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Date Filed	#	Docket Text
10/16/1989	49	STATUS ORDER (2 pages) by Magistrate Hugh W. Brenneman Jr. ; Status report of Deft due 11/6/89 (cc: all counsel) Three additional reports are expected at future dates. No further Court action unless review of reports or motion requires otherwise. No further Court proceedings are scheduled pending final motion by the State. (dhop) (Entered: 10/31/1989)
10/18/1989	50	STATUS REPORT (CONSENT DECREE PLAN PROGRESS REPORT VI) by defendant MI Dpt Mental Health (dhop) (Entered: 10/31/1989)
04/17/1990	51	STATUS REPORT (Joint) (CONSENT DECREE PLAN PROGRESS REPORT VII) dated April 16, 1990 filed by dft MI Dept of Mental Health w/Proof of Service (skb) Modified on 04/17/1990 (Entered: 04/17/1990)
08/16/1990	52	STATUS REPORT by pltf of the Tenth Quarterly Progress and Compliance Report of July, 1990 for Northville Regional Psychiatric Hospital w/Attachments 1-24 and the Justice Consent Decree Progress Report X for Ypsilanti Regional Psychiatric Hospital of July, 1990 w/Proof of Service (skb) (Entered: 08/17/1990)
09/04/1990	53	TRANSCRIPT filed by Court Reporter, Jarratt W. Martin, on Motion to Recuse and Order, on July 1, 1988 before Judge Richard A. Enslin. (bd) (Entered: 09/14/1990)
11/02/1990	54	STATUS REPORT by defendant MI Dpt Mental Health w/Proof of Service (skb) (Entered: 11/07/1990)
01/30/1991	55	NOTICE of hearing: status conf scheduled 2:30p.m. on 2/22/91 before Mag. Judge Hugh W. Brenneman, Jr. (cc: to all counsel 1/31/91) (skb) (Entered: 01/31/1991)
02/13/1991	56	DEPOSITION filed by deflt pursuant to the Consent Judgment Michigan Dept of Mental Health Ypsilanti Regional Psychiatric Hospital (Justice Consent Decree, Progress Report XI dated January, 1991) (skb) (Entered: 02/19/1991)

02/13/1991	57	DEPOSITION filed by deft of Northville Regional Psychiatric Hospital, Department of Justice & Compliance Report, January 1991 of Narrative, Staffing Report, & Attachments 1-27 (skb) (Entered: 02/19/1991)
02/13/1991	58	PROOF OF SERVICE by deft for pleading numbers 56 & 57 pursuant to the Consent Judgment (skb) (Entered: 02/19/1991)
02/14/1991	59	STATUS REPORT by plaintiff (skb) (Entered: 02/19/1991)
02/20/1991	60	STATUS REPORT by defendants (skb) (Entered: 02/21/1991)
02/22/1991		PROCEEDING before Magistrate Judge Hugh W. Brenneman Jr.; Status Conference held (skb) Modified on 04/26/1991 (Entered: 02/25/1991)
02/22/1991	61	MOTION by defts to dissolve injunction, discharge judgment, terminate jurisdiction, close case and dismiss case w/prejudice w/Brief in Support and Proof of Service (skb) (Entered: 02/25/1991)
03/28/1991	62	OPPOSITION by pltf to defts' motion to dissolve injunction, discharge judgment, terminate jurisdiction, close case and dismiss case w/prejudice [61-1] (skb) (Entered: 04/01/1991)
04/17/1991	63	MOTION by pltf to extend time to respond to defts Motion to Dissolve Injunction, Terminate Jurisdiction, Close Case and Dismiss Case w/Prejudice w/Certificate of Svc and Proposed Order attached (skb) Modified on 04/18/1991 (Entered: 04/18/1991)
04/22/1991	64	PROGRESS (STATUS) REPORT IX by deft MI Dpt Mental Health Kalamazoo Regional Psychiatric Hospital w/proof of svc (krv) (Entered: 04/25/1991)
04/24/1991	65	ORDER (1 pg) by Chief Judge Benjamin F. Gibson granting USA's motion to extend time to respond to defts Motion to Dissolve Injunction, Terminate Jurisdiction, Close Case and Dismiss Case w/Prejudice [63-1]; such response is due 30 days from the entry of this order (ddl set for 5/24/91) [61-1] (cc: all counsel) (krv) (Entered: 04/26/1991)
04/25/1991	66	ANSWER (RESPONSE) by deft State of Michigan to pltf's motion for extension of time [63-1] and request to grant deft's motion w/PROPOSED ORDER for termination of consent decree and proof of svc (krv) (Entered: 04/26/1991)
04/25/1991	66	SUPPLEMENT by deft State of Michigan to their motion to dissolve injunction, discharge judgment, terminate jurisdiction,

		close case and dismiss case w/prejudice (same document as above) (krv) (Entered: 04/26/1991)
04/25/1991	67	ORDER (2 pgs) by Chief Judge Benjamin F. Gibson denying defts motion to dissolve injunction, discharge judgment, jurisdiction, close case and dismiss case w/prejudice [61-1] (cc: to all counsel 4/26/91) (skb) (Entered: 04/29/1991)
05/03/1991	68	MOTION by deft Michigan, State of for reconsideration of the courts denial of defts' motion to dissolve injunction, discharge judgment, terminate jurisdiction, close case and dismiss case w/prejudice entered on 4/25/91 w/Brief in Support, Exhibit A and Proof of Svc (skb) (Entered: 05/03/1991)
05/16/1991	69	OPPOSITION by pltf to defts motion for reconsideration of the courts denial of defts' motion to dissolve injunction, discharge judgment, terminate jurisdiction, close case and dismiss case w/prejudice entered on 4/25/91 [68-1] (skb) (Entered: 05/16/1991)
05/28/1991	70	ORDER (5 pgs) by Chief Judge Benjamin F. Gibson denying defts' motion for reconsideration of the courts denial of defts' motion to dissolve injunction, discharge judgment, jurisdiction, close case and dismiss case w/prejudice entered on 4/25/91; and denying deft's motion for reconsideration of this Court's April 24, 1991 Order granting pltf's motion for an extension of time (denied) as moot [68-1] (cc: to all counsel 5/29/91) (skb) (Entered: 05/29/1991)
06/27/1991	71	MOTION by defts for order to dissolve injunction , and for order to discharge judgment , and for order to terminate jurisdiction , and to dismiss case w/prejudice w/Brief in Support, Exhibits A-C and Proof of Svc (skb) Modified on 07/10/1991 (Entered: 07/01/1991)
07/03/1991	72	AFFIDAVIT of James J. Coleman (skb) (Entered: 07/08/1991)
08/29/1991	73	PROGRESS REPORT XII (STATUS REPORT) of the Northville Regional Psychiatric Hospital w/narrative and attachments 1 - 31 (wrm) (Entered: 08/29/1991)
09/03/1991	74	OBJECTION (OPPOSITION) by pltf to defts' motions for order to dissolve injunction [71-1], for order to discharge judgment [71-2], for order to terminate jurisdiction [71-3] and to dismiss case w/prejudice [71-4] w/attachments (wrm) (Entered: 09/03/1991)
09/09/1991	75	NOTICE of hearing: setting motions for order to dissolve injunction [71-1], for order to discharge judgment [71-2], for order to terminate jurisdiction [71-3] and to dismiss case w/prejudice [71-4]

		at 9:30 am on 9/24/91 in courtroom 601 (cc: all counsel) (wrm) (Entered: 09/11/1991)
09/18/1991	76	BRIEF IN REPLY by defts to pltfs' objections(response) to defts' motions for order to dissolve injunction [71-1], for order to discharge judgment [71-2], for order to terminate jurisdiction [71-3] and to dismiss case w/prejudice [71-4] w/proof of svc (wrm) (Entered: 09/20/1991)
09/18/1991	77	ATTORNEY SUBSTITUTION: terminating attorney Edward A. Stutman for USA and substituting attorney Philip A. Guzman w/certificate of svc (wrm) (Entered: 09/20/1991)
09/24/1991	78	MEMORANDUM OPINION and SCHEDULING ORDER (2 pgs) by Chief Judge Benjamin F. Gibson stating that parties respective experts will tour the Kalamazoo Regional Psychiatric Hospital; the experts tours and exchange of reports shall constitute all discovery permitted in this matter and also setting defts' motions for order to dissolve injunction [71-1], for order to discharge judgment [71-2], for order to terminate jurisdiction [71-3] and to dismiss case w/prejudice [71-4] all at 9:30am on 2/20/92 and 2/21/91 (cc: all counsel 9/26/91) (wrm) (Entered: 09/26/1991)
09/24/1991		PROCEEDING before Chief Judge Benjamin F. Gibson; continued to February 21, 1992 (wrm) (Entered: 09/26/1991)
10/25/1991	79	PROGRESS REPORT X (STATUS REPORT) by deft MI Dpt Mental Health w/proof of svc (wrm) (Entered: 10/29/1991)
11/19/1991	80	TRANSCRIPT of Motion Hearing dated 9/24/91 before Chief Judge Gibson filed (wrm) (Entered: 11/20/1991)
11/25/1991	81	ATTORNEY APPEARANCE by Robert H. Stern on behalf of plaintiff (wrm) (Entered: 11/27/1991)
11/27/1991	82	ORDER (2 pgs) by Chief Judge Benjamin F. Gibson regarding scheduling order dated 9/24/91; stating that either party may accompany the other's expert witness tour of the Kalamazoo Regional Psychiatric Hospital. The number of persons accompanying the tour shall not be unreasonable and those persons shall only be present in an observational capacity. They shall use every effort to avoid interfering with the other party's tour of the facility (cc: all counsel) (wrm) (Entered: 11/27/1991)
12/10/1991	83	MOTION by pltf to compel discovery w/memorandum in support (wrm) (Entered: 12/11/1991)

12/11/1991	84	ORDER (2 pgs) by Chief Judge Benjamin F. Gibson granting pltf's motion to compel discovery [83-1] pltf will be given the opportunity to review all documents, including patients records that are reviewed by the deft; parties shall make available to the other party copies of prior expert reports no later that 12/18/91; each party shall provide the other with the list of names, identities and whereabouts of those witnesses the party expects to call at the Feb. hearing; the parties shall cooperate in all discovery matters arising in this action (cc: all counsel) (wrm) (Entered: 12/11/1991)
02/13/1992	85	STIPULATION AND ORDER (2 pgs) by Chief Judge Benjamin F. Gibson: vacating hearing re motion for order to dissolve injunction [71-1], re motion for order to discharge judgment [71-2], re motion for order to terminate jurisdiction [71-3] and re motion to dismiss case w/prejudice [71-4] (cc: all counsel 2/14/92) (gjf) (Entered: 02/14/1992)
03/19/1992	86	LETTER to court from pltf regarding the settling of outstanding issues and resloving the defts' motion to Terminate (wrm) (Entered: 03/20/1992)
12/18/1992	87	STIPULATION AND ORDER RE TERMINATION OF CONSENT DECREE (12 pgs) by Chief Judge Benjamin F. Gibson: w/attachments & PROPOSED Order of termination of Consent Decree; terminating case - [note: case terminated in error; reopened this same date on 3/28/94] (cert cc: all counsel) (bdv) Modified on 03/28/1994 (Entered: 12/30/1992)
01/06/1993	88	COPY OF PROGRESS REPORT XI (EXHIBIT) of the Kalamazoo Regional Psychiatric Hospital filed by defts w/proof of svc (bdv) (Entered: 01/14/1993)
06/18/1993	89	PROGRESS REPORT XII (NOTICE) of the Kalamazoo Regional Psychiatric Hospital, filed by defts (bdv) (Entered: 06/21/1993)
12/15/1993	90	NOTICE OF COMPLIANCE by defts w/attachments & proof of svc (bdv) (Entered: 12/16/1993)
02/03/1994	91	NOTICE of hearing: setting joint motion to vacate Order of termination of Consent Decree [94-1] on 3/29/94 at 8:30am before Judge Gibson (cc: all counsel on 2/4/94) (bdv) (Entered: 03/21/1994)
02/08/1994	92	NOTICE OF CHANGE OF ADDRESS of Robert H. Stern, counsel for pltf, to 10th St. & Pennsylvania Ave. NW, Rm. 1746a, Washington, DC 20530, w/cert of svc (bdv) (Entered: 02/11/1994)

03/17/1994	93	NOTICE OF ATTORNEY APPEARANCE and SUBSTITUTION terminating attys Philip A. Guzman & Gayle Fidler for pltf USA and substituting atty Tawana E. Davis w/proof of svc (bdv) (Entered: 03/17/1994)
03/21/1994	94	JOINT MOTION to vacate Order of termination of Consent Decree w/proof of svc - [note: received in Judge Gibson's Chambers 1/13/94; filed in Clerk's Office 3/21/94] (bdv) (Entered: 03/21/1994)
03/28/1994	95	ORDER (1 pg) by Chief Judge Benjamin F. Gibson: the joint motion to vacate Order of termination of Consent Decree [94-1] is denied as moot (cc: all counsel 3/29/94) (bdv) (Entered: 04/01/1994)
05/17/1994	96	ORDER (2 pgs) by Chief Judge Benjamin F. Gibson: the Consent Decree entered on 10/16/87 is dissolved and discharged w/the consequent termination of this Court's jurisdiction w/prejudice (cert cc: all counsel 5/18/94; faxed to Meadows 5/17/94) (bdv) Modified on 05/18/1994 (Entered: 05/18/1994)