

**U.S. District Court
Northern District of Florida (Tallahassee)
CIVIL DOCKET FOR CASE #: 4:19-cv-00094-RH-GRJ**

DEMLER v. INCH
Assigned to: JUDGE ROBERT L HINKLE
Referred to: MAGISTRATE JUDGE GARY R JONES
Cause: 42:1983 Civil Rights Act

Date Filed: 02/19/2019
Jury Demand: None
Nature of Suit: 550 Prisoner Civil Rights
Jurisdiction: Federal Question

Plaintiff

WILLIAM DEMLER
*INDIVIDUALLY AND ON BEHALF OF
ALL OTHERS SIMILARLY SITUATED*

represented by **JOSHUA AARON GLICKMAN**
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Plaintiff

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Plaintiff**WAYNE PULA**

represented by **WAYNE PULA**
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V.

Defendant

MARK S INCH
*IN HIS OFFICIAL CAPACITY AS
SECRETARY OF THE FLORIDA
DEPARTMENT OF CORRECTIONS*

represented by **ANITA J PATEL**
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Date Filed	#	Docket Text
02/19/2019	<u>1</u>	COMPLAINT <i>for Injunctive and Declaratory Relief</i> against MARK S INCH (Filing fee \$ 400 receipt number AFLNDC-4408342.), filed by William Demler. (TREVISANI, DANTE) (Entered: 02/19/2019)
02/19/2019	<u>2</u>	NOTICE of Appearance by SHAWN ALEX HELLER on behalf of William Demler (HELLER, SHAWN) (Entered: 02/19/2019)
02/19/2019	<u>3</u>	DOCKET ANNOTATION BY COURT: Attorney Glickman Re <u>1</u> Complaint- Counsel is advised by this entry, that a Civil Cover Sheet should be filed as a separate entry using the event selection "Civil Cover Sheet" which is found under "Other Filings" under "Other Documents". PLEASE RE-FILE THE CIVIL COVER SHEET. Further, for future case openings: Please review the procedure for adding/creating new parties in the "Style Guide for Electronic Case Filing" and/or Chapter 10 of the "CM/ECF Attorney User's Guide", (both available on the clerk's website). (blb) (Entered: 02/20/2019)
02/20/2019	<u>4</u>	CIVIL COVER SHEET. (TREVISANI, DANTE) (Entered: 02/20/2019)

02/20/2019	<u>5</u>	NOTICE of Filing Proposed Summons by WILLIAM DEMLER (TREVISANI, DANTE) (Entered: 02/20/2019)
02/21/2019	<u>6</u>	Summons Issued as to MARK S INCH. (blb) (Entered: 02/21/2019)
02/21/2019	<u>7</u>	ORDER DIRECTING CLERK TO REASSIGN MAGISTRATE JUDGE. Case reassigned to MAGISTRATE JUDGE GARY R JONES for all further proceedings. MAGISTRATE JUDGE CHARLES A STAMPELOS no longer assigned to case Signed by CHIEF JUDGE MARK E WALKER on 2/21/19. (blb) *For Future Filings Please Use New Judges Initials: 4:19cv94-MW/GRJ (Entered: 02/21/2019)
02/25/2019	<u>8</u>	NOTICE of Appearance by RAY TASEFF on behalf of WILLIAM DEMLER (TASEFF, RAY) (Entered: 02/25/2019)
02/25/2019	<u>9</u>	*Construed as a Motion to Intervene per <u>10</u> ORDER DENYING MOTION TO INTERVENE * MOTION TO JOIN AS PLAINTIFF TO CLASS ACTION COMPLAINT FOR INJUNCTIVE AND DECLARATORY RELIEF filed by EDWARD J BELLINGER (tss) Modified on 3/1/2019 (blb). (Entered: 02/26/2019)
02/28/2019	<u>10</u>	ORDER DENYING MOTION TO INTERVENE <u>9</u> . Signed by CHIEF JUDGE MARK E WALKER on 2/28/19. (blb) (Entered: 03/01/2019)
03/12/2019	<u>11</u>	SUMMONS Returned Executed by WILLIAM DEMLER. MARK S INCH served on 2/27/2019, answer due 3/20/2019. (TREVISANI, DANTE) (Entered: 03/12/2019)
03/15/2019	<u>12</u>	NOTICE of Appearance by MIGUEL A OLIVELLA, JR on behalf of MARK S INCH (OLIVELLA, MIGUEL) (Entered: 03/15/2019)
03/15/2019	<u>13</u>	MOTION to Extend Time by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 03/15/2019)
03/17/2019	<u>14</u>	ORDER GRANTING DEFENDANT'S UNOPPOSED MOTION FOR AN EXTENSION TO RESPOND TO PLAINTIFF'S COMPLAINT. This Court has considered, without hearing, Defendant's unopposed motion for an extension of time to respond to Plaintiff's complaint. ECF No. <u>13</u> . The motion is GRANTED. Defendant shall respond to Plaintiff's complaint on or before 4/5/2019. Signed by CHIEF JUDGE MARK E WALKER on 3/17/19. (blb) (Entered: 03/18/2019)
03/27/2019	<u>15</u>	ORDER OF REASSIGNMENT. Case reassigned to JUDGE ROBERT L HINKLE for all further proceedings. CHIEF JUDGE MARK E WALKER no longer assigned to case. Signed by CHIEF JUDGE MARK E WALKER on 3/27/19. (blb)**Please use the new judge's initials for all future filings: 4:19cv94-RH/GRJ (Entered: 03/27/2019)
04/05/2019	<u>16</u>	MOTION for More Definite Statement and Incorporated Memorandum of Law by MARK S INCH. (Internal deadline for referral to judge if response not filed earlier: 4/19/2019). (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B) (OLIVELLA, MIGUEL) (Entered: 04/05/2019)
04/08/2019	<u>17</u>	DOCKET ANNOTATION BY COURT: ISO prepared and placed in RH Referral folder (blb) (Entered: 04/08/2019)
04/09/2019	<u>18</u>	INITIAL SCHEDULING ORDER : Fed.R.Civ.P. 7.1 Corporate Disclosure Statement Deadline set for 4/23/2019. Rule 26 Meeting Report due by 5/23 /2019. Discovery due by 8/6/2019. Signed by JUDGE ROBERT L HINKLE on 4/9/19. (blb) (Entered: 04/09/2019)
04/17/2019	<u>19</u>	UNOPPOSED MOTION for Extension of Time to File Response as to <u>16</u> MOTION for More Definite Statement and Incorporated Memorandum of Law by WILLIAM DEMLER. (GLICKMAN, JOSHUA) Modified on 4/18/2019 (blb). *Edit Title* (Entered: 04/17/2019)
04/17/2019	<u>20</u>	UNOPPOSED MOTION to Extend Time as to the Court's Deadline for the Conference of Parties by MARK S INCH. (OLIVELLA, MIGUEL) Modified on 4/18/2019 (blb). *Edit Title* (Entered: 04/17/2019)
04/19/2019	<u>21</u>	ORDER EXTENDING THE DEADLINE TO RESPOND TO THE MOTION FOR A MORE DEFINITIVE STATEMENT. The defendant's unopposed motion, ECF No. <u>19</u> , to extend the deadline to respond to the motion for more definitive statement is granted. The deadline is extended to 5/3/2019). Signed by JUDGE ROBERT L

		HINKLE on 4/19/19. (blb) (Entered: 04/19/2019)
04/19/2019	22	ORDER EXTENDING THE RULE 26(f) DEADLINES. The defendant's unopposed motion, ECF No. 20 , to extend the Federal Rule of Civil Procedure 26(f) deadlines is granted. The deadline for the attorney conference is extended to 5/17/2019 . The deadline for the Rule 26(f) report is extended to 5/31/2019 . Signed by JUDGE ROBERT L HINKLE on 4/19/19. (blb) (Entered: 04/19/2019)
04/25/2019	23	NOTICE TO JOIN filed by Jeffrey Ryder. (blb) Modified on 4/30/2019 (blb). *Treated as a Motion To Intervene per Order* (Entered: 04/25/2019)
04/29/2019	24	ORDER DENYING MR. RYDER'S MOTION TO INTERVENE. Mr. Ryder's "notice" 23 is treated as a motion for leave to intervene as a named plaintiff. The motion is denied. Signed by JUDGE ROBERT L HINKLE on 4/29/19. (blb) (Entered: 04/30/2019)
05/03/2019	25	ORDER DENYING THE MOTION FOR A MORE DEFINITE STATEMENT. The motion for a more definite statement, ECF No. 16 , is denied. The defendant must file an answer by 5/20/2019 . Signed by JUDGE ROBERT L HINKLE on 5/3/19. (blb) (Entered: 05/03/2019)
05/03/2019	26	NOTICE by WILLIAM DEMLER re 25 Order,, Set Deadlines, (Attachments: # 1 Exhibit A – Plaintiff's Response In Opposition to Defendant's Motion for More Definitive Statement) (GLICKMAN, JOSHUA) (Entered: 05/03/2019)
05/03/2019	27	OOPS--ORDER CORRECTING THE ORDER DENYING THE MOTION FOR A MORE DEFINITE STATEMENT. Signed by JUDGE ROBERT L HINKLE on 5/3/19. (sms) (Entered: 05/03/2019)
05/05/2019	28	ORDER FOR CROSS-SERVICE OF PAPERS IN RELATED CASES. Unless otherwise ordered, the clerk must provide notice of all filings in either of these cases to the attorneys of record in both cases and to Mr. Mendoza. Signed by JUDGE ROBERT L HINKLE on 5/5/2019. (blb) (Entered: 05/06/2019)
05/17/2019	29	Consent MOTION for Extension of Time to File <i>Motion for Class Certification</i> by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 05/17/2019)
05/20/2019	30	ORDER EXTENDING THE DEADLINE TO MOVE FOR CLASS CERTIFICATION. The plaintiff's unopposed motion, ECF No. 29 , to extend the deadline to move for class certification is granted. The deadline is extended to 6/3/2019 . Signed by JUDGE ROBERT L HINKLE on 5/20/19. (blb) (Entered: 05/20/2019)
05/20/2019	31	MOTION to Dismiss by MARK S INCH. (Internal deadline for referral to judge if response not filed earlier: 6/3/2019). (OLIVELLA, MIGUEL) (Entered: 05/20/2019)
05/20/2019	32	MEMORANDUM in Support re 31 MOTION to Dismiss filed by MARK S INCH. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3) (OLIVELLA, MIGUEL) (Entered: 05/20/2019)
05/22/2019		ACTION REQUIRED BY DISTRICT JUDGE: Chambers of JUDGE ROBERT L HINKLE notified that action is needed Re: 22 Order. (blb) *No Attorney Conference Report filed.* (Entered: 05/22/2019)
05/22/2019	33	REPORT of Rule 26(f) Planning Meeting. (TREVISANI, DANTE) (Entered: 05/22/2019)
05/23/2019	34	Consent MOTION for Extension of Time to File Response/Reply as to 32 Memorandum in Support of Motion, 31 MOTION to Dismiss by WILLIAM DEMLER. (GLICKMAN, JOSHUA) (Entered: 05/23/2019)
05/24/2019	35	SCHEDULING AND MEDIATION ORDER. Re: 33 Report of Rule 26(f) Planning Meeting :(Discovery due by 11/8/2019 ., Dispositive Motions to be filed by 11/29/2019 ., Jury Trial set for 2/18/2020 08:15 AM in U.S. Courthouse Tallahassee before JUDGE ROBERT L HINKLE., Mediation Report due by 12/6/2019 .), Case referred to mediation.. Signed by JUDGE ROBERT L HINKLE on 5/24/19. (blb) (Entered: 05/24/2019)

05/28/2019	<u>36</u>	NOTICE OF TELEPHONIC HEARING: Telephonic Summary Judgment Hearing set for 1/9/2020 11:00 AM before JUDGE ROBERT L HINKLE. Call in number: 888-684-8852 Access code: 3243416# Security code: 0109# <u>s/ Cindy Markley</u> Courtroom Deputy Clerk (ckm) (Entered: 05/28/2019)
05/28/2019	<u>37</u>	NOTICE OF INQUIRY filed by Stacy A. Scott Jr. (blb) (Entered: 05/29/2019)
05/30/2019	<u>38</u>	ORDER DENYING THE MOTION TO DISMISS. The motion to dismiss, ECF No. <u>31</u> , is denied. Signed by JUDGE ROBERT L HINKLE on 5/30/19. (blb) (Entered: 05/30/2019)
05/30/2019	<u>39</u>	ORDER DENYING AS MOOT THE MOTION TO EXTEND THE DEADLINE TO RESPOND TO THE MOTION TO DISMISS. The plaintiff's motion, ECF No. <u>34</u> , to extend the deadline to respond to the motion to dismiss is denied as moot. Signed by JUDGE ROBERT L HINKLE on 5/30/19. (blb) (Entered: 05/30/2019)
06/03/2019	<u>40</u>	MOTION to Certify Class by WILLIAM DEMLER. (Internal deadline for referral to judge if response not filed earlier: 6/17/2019). (Attachments: # <u>1</u> Exhibit 1 – William Demler Declaration, # <u>2</u> Exhibit 2 – MP3/MP4 Program Notice of New Procedures, # <u>3</u> Exhibit 3 – MP3/MP4 Order Form, # <u>4</u> Exhibit 4 – Florida Inmates with MP3/MP4 Players, # <u>5</u> Exhibit 5 – Notice to Inmates re Multimedia Kiosk/Tablet Program, # <u>6</u> Exhibit 6 – Notice to Inmates re Digital Media Player Program, # <u>7</u> Exhibit 7 – Demler Grievance Response, # <u>8</u> Exhibit 8 – Ballard Grievance Response) (TREVISANI, DANTE) (Entered: 06/03/2019)
06/04/2019	<u>41</u>	NOTICE of Appearance by ANITA J PATEL on behalf of MARK S INCH (PATEL, ANITA) (Entered: 06/04/2019)
06/07/2019		ACTION REQUIRED BY DISTRICT JUDGE: Chambers of JUDGE ROBERT L HINKLE notified that action is needed Re: <u>22</u> Order. Rule 26 Meeting Report not filed. (blb) (Entered: 06/07/2019)
06/13/2019	<u>42</u>	ANSWER to <u>1</u> Complaint by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 06/13/2019)
06/17/2019	<u>43</u>	RESPONSE in Opposition re <u>40</u> MOTION to Certify Class filed by MARK S INCH. (Attachments: # <u>1</u> Exhibit Declaration of John Bryant) (PATEL, ANITA) (Entered: 06/17/2019)
06/19/2019	<u>44</u>	Consent MOTION for Leave to File <i>Reply to Response to Motion for Class Certification</i> by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 06/19/2019)
06/20/2019	<u>45</u>	ORDER ALLOWING A REPLY MEMORANDUM ON CLASS CERTIFICATION. The plaintiff's unopposed motion, ECF No. <u>44</u> , for leave to file a reply memorandum in support of the class certification motion is granted. The deadline is July 2, 2019. (Replies due by 7/2/2019.) Signed by JUDGE ROBERT L HINKLE on 06/20/2019. (rcb) Modified to add link for order on 7/2/2019 (rcb). (Entered: 06/21/2019)
06/21/2019	<u>46</u>	MOTION for Leave to File <i>Amended Response in Opposition to Motion for Class Certification</i> by MARK S INCH. (Attachments: # <u>1</u> Exhibit 1) (PATEL, ANITA) (Entered: 06/21/2019)
06/21/2019	<u>47</u>	AMENDED DOCUMENT by MARK S INCH. Amendment to <u>43</u> Response in Opposition to Motion <i>for Class Certification</i> . (PATEL, ANITA) (Entered: 06/21/2019)
06/21/2019	<u>48</u>	NOTICE of Correction of Scrivener's Errors by MARK S INCH re <u>47</u> Amended Document, <u>46</u> MOTION for Leave to File <i>Amended Response in Opposition to Motion for Class Certification</i> (PATEL, ANITA) (Entered: 06/21/2019)
06/21/2019	<u>49</u>	MOTION to Strike <u>40</u> MOTION to Certify Class <i>Declaration of William Demler and Incorporated Memorandum of Law</i> by MARK S INCH. (Internal deadline for referral to judge if response not filed earlier: 7/5/2019). (PATEL, ANITA) (Entered: 06/21/2019)

06/24/2019	<u>50</u>	ORDER ALLOWING AN AMENDED RESPONSE TO THE CLASS-CERTIFICATION MOTION. The defendants unopposed motion, ECF No. <u>46</u> , for leave to file an amended response to the plaintiffs class-certification motion is granted. The amended response, ECF No. <u>47</u> , as corrected by the notice of scriveners errors, ECF No. <u>48</u> , is deemed properly filed. The deadline for the plaintiff to file a reply memorandum remains July 2, 2019. (Plaintiff's Reply due by 7/2/2019.)Signed by JUDGE ROBERT L HINKLE on 06/24/2019. (rcb) (Entered: 06/24/2019)
07/01/2019	<u>51</u>	ORDER ORDER DENYING THE MOTION TO STRIKE THE DEMLER DECLARATION. The Secretary's motion, ECF No. <u>49</u> , to strike the Demler declaration is denied. Signed by JUDGE ROBERT L HINKLE on 7/1/19. (blb) (Entered: 07/01/2019)
07/02/2019	<u>52</u>	REPLY to Response to Motion re <u>40</u> MOTION to Certify Class filed by WILLIAM DEMLER. (HELLER, SHAWN) (Entered: 07/02/2019)
08/19/2019	<u>53</u>	NOTICE OF PENDING, RELATED OR SIMILAR ACTION by MARK S INCH (Attachments: # <u>1</u> Exhibit A – Rodriguez v. JPay, Inc., et al. – Second Amended Class Action Complaint) (OLIVELLA, MIGUEL) (Entered: 08/19/2019)
08/21/2019	<u>54</u>	MOTION for Summary Judgment by MARK S INCH. (Internal deadline for referral to judge if response to summary judgment not filed earlier: 9/11/2019). (OLIVELLA, MIGUEL) (Entered: 08/21/2019)
08/21/2019	<u>55</u>	MEMORANDUM in Support re <u>54</u> MOTION for Summary Judgment filed by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 08/21/2019)
09/03/2019	<u>56</u>	NOTICE OF FILING EXHIBITS by MARK S INCH re <u>55</u> Memorandum in Support of Motion (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2) (OLIVELLA, MIGUEL) (Entered: 09/03/2019)
09/03/2019	<u>57</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by MARK S INCH (OLIVELLA, MIGUEL) (Entered: 09/03/2019)
09/09/2019	<u>58</u>	MOTION to Defer Ruling, pursuant to Rule 56(d), on Defendant's Motion for Summary Judgment, or alternatively, for an Extension of Time to Respond by WILLIAM DEMLER. (Attachments: # <u>1</u> Exhibit 1 – Glickman Declaration, # <u>2</u> Exhibit 2 – Plaintiff's First Request for Production, # <u>3</u> Exhibit 3 – Plaintiff's First Interrogatories to FDOC, # <u>4</u> Exhibit 4 – Plaintiff's First Request for Admission) (TREVISANI, DANTE) (Entered: 09/09/2019)
09/12/2019	<u>59</u>	CLASS MEMEBER GROVER W PEAVY NOTICE OF WITHDRAWING FROM CLASS ACTION (rcb) (Entered: 09/13/2019)
09/12/2019	<u>60</u>	ORDER FOR CROSS-SERVICE OF PAPERS IN RELATED CASES AND FORREASSIGNMENT OF MAGISTRATE JUDGE. The clerk must reassign No. 4:19cv282 to Magistrate Judge Gary R. Jones. The initials included in the case number are changed as shown in the case style of this order. Unless otherwise ordered, the clerk must provide notice of all filings in any of these three cases to the attorneys of record and pro se parties in all the cases. Signed by JUDGE ROBERT L HINKLE on 09/12/2019. (rcb) (Entered: 09/13/2019)
09/13/2019		Set/Reset Deadlines as to <u>58</u> MOTION to Defer Ruling, pursuant to Rule 56(d), on Defendant's Motion for Summary Judgment, or alternatively, for an Extension of Time to Respond . (Internal deadline for referral to judge if response not filed earlier: 9/27/2019). (rcb) (Entered: 09/13/2019)
09/20/2019	<u>61</u>	NOTICE OF SUPPLEMENTAL AUTHORITIES by MARK S INCH (Attachments: # <u>1</u> Exhibit 1) (OLIVELLA, MIGUEL) (Entered: 09/20/2019)
09/23/2019	<u>62</u>	MOTION for Extension of Time to File Response/Reply as to <u>58</u> MOTION to Defer Ruling, pursuant to Rule 56(d), on Defendant's Motion for Summary Judgment, or alternatively, for an Extension of Time to Respond by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 09/23/2019)
09/23/2019	<u>63</u>	Joint MOTION for Extension of Time to Complete Discovery by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 09/23/2019)

09/25/2019	<u>64</u>	ORDER DENYING CLASS CERTIFICATION AND DENYING SUMMARY JUDGMENT. The plaintiff's class-certification motion, ECF No. <u>40</u> , is denied. The defendant's summary-judgment motion, ECF No. <u>54</u> , is denied. The plaintiff's motion to defer a summary-judgment ruling or to extend the deadline to respond, ECF No. <u>58</u> , is denied as moot. Signed by JUDGE ROBERT L HINKLE on 9/25/19. (blb) (Entered: 09/25/2019)
09/25/2019	<u>65</u>	Letter from GROVER W PEAVY requesting attorney address. (blb) *Address for Attorney Glickman mailed to Mr. Peavy* (Entered: 09/26/2019)
09/27/2019	<u>66</u>	ORDER AMENDING THE SCHEDULE. The defendant's motion, ECF No. <u>62</u> , to defer a ruling on the summary-judgment motion is denied as moot. The joint motion to extend the discovery deadline and continue the trial, ECF No. <u>63</u> , is granted. The discovery deadline is extended to 2/7/2020 . This automatically changes the summary-judgment and mediation deadlines, which are tied to the discovery deadline. The trial is rescheduled for the two-week trial period that begins on May 4, 2020. Signed by JUDGE ROBERT L HINKLE on 9/27/19. (blb) (Entered: 09/27/2019)
09/27/2019		Set/Reset Hearings: Jury Trial set for 5/4/2020 08:15 AM in U.S. Courthouse Tallahassee before JUDGE ROBERT L HINKLE. (blb) (Entered: 09/27/2019)
10/01/2019	<u>67</u>	ORDER FOR CROSS-SERVICE OF PAPERS IN RELATED CASES AND FOR REASSIGNMENT OF MAGISTRATE JUDGE. The clerk must reassign No. 4:19cv234 to Magistrate Judge Gary R. Jones. The initials included in the case number are changed as shown in the case style of this order. Unless otherwise ordered, the clerk must provide notice of all filings in any of these four cases to the attorneys of record and pro se parties in all the cases. Signed by JUDGE ROBERT L HINKLE on 10/1/19. (blb) (Entered: 10/02/2019)
10/16/2019	<u>68</u>	MOTION for Joinder filed by Ryan Clarke. (blb) (Entered: 10/17/2019)
10/25/2019	<u>69</u>	MOTION to Compel Answer to Interrogatory by MARK S INCH. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit) (OLIVELLA, MIGUEL) (Entered: 10/25/2019)
10/25/2019	<u>70</u>	ORDER DENYING <u>68</u> THE MOTION TO BE INCLUDED IN THE CLASS. Mr. Clark's motion, ECF No. <u>68</u> , to be included in the plaintiff class is denied. Signed by JUDGE ROBERT L HINKLE on 10/25/2019. (rcb) (Entered: 10/25/2019)
10/25/2019	<u>71</u>	MOTION to Alter or Amend Order Denying Class Certification by WILLIAM DEMLER. (Attachments: # <u>1</u> Exhibit 1 – Spreadsheet of Music Purchased Under the Digital Media Player Program, # <u>2</u> Exhibit 2 – Contract Between Florida Department of Corrections and JPay, Inc.) (TREVISANI, DANTE) (Entered: 10/25/2019)
10/29/2019	<u>72</u>	NOTICE OF TELEPHONIC HEARING on <u>69</u> Motion to Compel: Telephonic Motion Hearing set for 11/5/2019 11:00 AM before JUDGE ROBERT L HINKLE. Call in number: 888-684-8852 Access code: 3243416# Security code: 1105# <u>s/ Cindy Markley</u> Courtroom Deputy Clerk (ckm) (Entered: 10/29/2019)
11/04/2019	<u>73</u>	RESPONSE in Opposition re <u>69</u> MOTION to Compel Answer to Interrogatory filed by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 11/04/2019)
11/05/2019	<u>74</u>	Minute Entry for proceedings held before JUDGE ROBERT L HINKLE: Telephonic Motion Hearing held on 11/5/2019 re <u>69</u> Motion to Compel Answer to Interrogatory. Ruling by Court: Motion is GRANTED. An order is forthcoming. (Court Reporter Megan Hague) (ckm) (Entered: 11/05/2019)
11/05/2019	<u>75</u>	ORDER COMPELLING DISCOVERY. The defendant's motion to compel, ECF No. <u>69</u> , is granted. By November 19, 2019, the plaintiff must serve a complete answer to interrogatory 2. The plaintiff must pay the defendant \$600 as attorney's fees. Signed by JUDGE ROBERT L HINKLE on 11/5/19. (blb) (Entered: 11/05/2019)
11/08/2019	<u>76</u>	RESPONSE in Opposition re <u>71</u> MOTION to Alter or Amend Order Denying Class Certification filed by MARK S INCH. (PATEL, ANITA) (Entered: 11/08/2019)

11/15/2019	<u>77</u>	Consent MOTION for Leave to File <i>Reply to Response to Motion to Alter or Amend Order on Class Certification</i> by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 11/15/2019)
11/18/2019	<u>78</u>	Consent MOTION to Extend Time to Serve <i>Amended Response to Interrogatory Number 2</i> by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 11/18/2019)
11/18/2019	<u>79</u>	ORDER ALLOWING A REPLY MEMORANDUM ON CLASS CERTIFICATION. The plaintiff's unopposed motion, ECF No. <u>77</u> , for leave to file a reply memorandum in support of its motion to alter or amend the order on class certification is granted. The plaintiff may file a reply memorandum by 11/25/2019 . Signed by JUDGE ROBERT L HINKLE on 11/18/19. (blb) (Entered: 11/18/2019)
11/19/2019	<u>80</u>	ORDER EXTENDING THE DEADLINE TO ANSWER INTERROGATORY 2. The plaintiff's unopposed motion, ECF No. <u>78</u> , to extend the deadline to answer interrogatory number 2, as required by the November 5, 2019 order, is granted. The deadline is extended to 11/26/2019 . Signed by JUDGE ROBERT L HINKLE on 11/19/19. (blb) (Entered: 11/20/2019)
11/21/2019	<u>81</u>	Consent MOTION for Extension of Time to File Response/Reply as to <u>79</u> Order,, Set Deadlines, by WILLIAM DEMLER. (HELLER, SHAWN) (Entered: 11/21/2019)
11/22/2019	<u>82</u>	ORDER EXTENDING THE DEADLINE FOR A REPLY MEMORANDUM ON CLASS CERTIFICATION. The plaintiff's unopposed motion, ECF No. <u>81</u> , to extend the deadline for a reply memorandum in support of its motion to alter or amend the order on class certification is granted. The deadline is extended to 12/2/2019 . Signed by JUDGE ROBERT L HINKLE on 11/22/2019. (blb) (Entered: 11/22/2019)
11/26/2019	<u>83</u>	Second MOTION to Extend Time to Serve <i>Amended Response to Interrogatory Number 2 (Unopposed)</i> by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 11/26/2019)
11/27/2019	<u>84</u>	MOTION to Stay <i>Depositions and Motion for Protective Order</i> by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 11/27/2019)
12/02/2019	<u>85</u>	ORDER denying <u>84</u> motion to stay and for a protective order. Signed by JUDGE ROBERT L HINKLE on 12/2/19. (RH) (Entered: 12/02/2019)
12/02/2019	<u>86</u>	REPLY to Response to Motion re <u>71</u> MOTION to Alter or Amend Order Denying Class Certification filed by WILLIAM DEMLER. (HELLER, SHAWN) (Entered: 12/02/2019)
12/02/2019	<u>87</u>	SECOND ORDER EXTENDING THE DEADLINE TO ANSWER INTERROGATORY 2. The plaintiff's unopposed motion, ECF No. <u>83</u> , to extend the deadline to answer interrogatory number 2, as required by the November 5, 2019 order, is granted. The deadline is extended to 12/6/2019 . Signed by JUDGE ROBERT L HINKLE on 12/2/19. (blb) (Entered: 12/03/2019)
12/03/2019	<u>88</u>	MOTION for Leave to File <i>Surreply as to <u>86</u> Plaintiff's Reply to Response to Motion to Alter or Amend Order Denying Class Certification</i> by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 12/03/2019)
12/04/2019	<u>89</u>	NOTICE OF SUPPLEMENTAL AUTHORITIES by MARK S INCH re <u>76</u> Response in Opposition to Motion (Attachments: # <u>1</u> Exhibit Composite 1) (PATEL, ANITA) (Entered: 12/04/2019)
12/04/2019	<u>90</u>	RESPONSE in Opposition re <u>88</u> MOTION for Leave to File <i>Surreply as to <u>86</u> Plaintiff's Reply to Response to Motion to Alter or Amend Order Denying Class Certification</i> filed by WILLIAM DEMLER. (TREVISANI, DANTE) (Entered: 12/04/2019)
12/05/2019	<u>91</u>	RESPONSE by WILLIAM DEMLER re <u>89</u> Notice (Other) of Supplemental Authority. (TREVISANI, DANTE) (Entered: 12/05/2019)
12/06/2019	<u>92</u>	MOTION for Protective Order to <i>Preserve Evidence</i> by MARK S INCH. (Attachments: # <u>1</u> Exhibit 1: Olivella Letter, # <u>2</u> Exhibit 2: Trevisani Email , # <u>3</u> Exhibit 3: User Guide) (OLIVELLA, MIGUEL) Modified to add Description of Exhibits on 12/9/2019 (blb). (Entered: 12/06/2019)

12/16/2019	<u>93</u>	ORDER ALLOWING ANOTHER DEFENSE MEMORANDUM ON CLASS CERTIFICATION. The defendant's motion, ECF No. <u>88</u> , for leave to file another memorandum on class certification is granted. The defendant may file by a memorandum of not more than 2,000 words by 12/23/2019 . Signed by JUDGE ROBERT L HINKLE on 12/16/19. (blb) (Entered: 12/16/2019)
12/20/2019	<u>94</u>	RESPONSE in Opposition re <u>92</u> MOTION for Protective Order to Preserve Evidence filed by WILLIAM DEMLER. (Attachments: # <u>1</u> Exhibit 1 – Defendant's Request for Electronically Stored Information and Tangible Thing, # <u>2</u> Exhibit 2 – Emails Between Counsel) (TREVISANI, DANTE) (Entered: 12/20/2019)
12/20/2019	<u>96</u>	Mail Returned as Undeliverable. Mail sent to GEORGE MENDOZA Re: <u>70</u> & <u>69</u> (rcb)***Forwarded to Okeechobee CI, 3420 NE 168 Street, Okeechobee, Florida 34972*** (Entered: 12/23/2019)
12/23/2019	<u>95</u>	RESPONSE by MARK S INCH re <u>86</u> Reply to Response to Motion to Alter or Amend Order Denying Class Certification. (Attachments: # <u>1</u> Affidavit Affidavit of Carla Knysak) (PATEL, ANITA) (Entered: 12/23/2019)
12/31/2019	<u>97</u>	ORDER TO PRESERVE EVIDENCE. The defendant's motion for an order requiring the plaintiff to preserve evidence, ECF No. <u>92</u> , is granted in part. The parties must cooperate to allow inspection and nondestructive testing of the MP3 player. No party may engage in destructive testing except with the other side's consent or a court order. This order does not relieve any party of its preexisting duty to preserve evidence. Signed by JUDGE ROBERT L HINKLE on 12/31/19. (blb) (Entered: 12/31/2019)
01/07/2020	<u>98</u>	NOTICE OF CANCELLATION: The Summary Judgment Hearing set for January 9, 2020, at 11:00 a.m. is canceled. (ckm) (Entered: 01/07/2020)
01/09/2020	<u>99</u>	ORDER FOR PRETRIAL CONFERENCE. Attorney Conference to take place by 3/25/2020 . Pretrial Stipulation due by 4/8/2020 . TELEPHONIC Pretrial Conference set for 4/15/2020 10:00 AM before JUDGE ROBERT L HINKLE. Bench Trial set for 5/4/2020 09:00 AM in U.S. Courthouse Tallahassee before JUDGE ROBERT L HINKLE. Signed by JUDGE ROBERT L HINKLE on 1/9/20. (blb) Modified on 3/20/2020 to change to Bench Trial and change starting time (ckm). (Entered: 01/09/2020)
01/09/2020	<u>100</u>	Joint MOTION for Extension of Time to Complete Discovery by WILLIAM DEMLER. (GLICKMAN, JOSHUA) (Entered: 01/09/2020)
01/09/2020	<u>101</u>	ORDER DENYING THE MOTION TO AMEND THE ORDER DENYING CLASS CERTIFICATION – The motion, ECF No. <u>71</u> , to alter or amend the order denying class certification is denied. Signed by JUDGE ROBERT L HINKLE on 1/9/2020. (cle) (Entered: 01/10/2020)
01/13/2020	<u>102</u>	NOTICE OF TELEPHONIC HEARING: Telephonic Pretrial Conference set for 4/15/2020 10:00 AM before JUDGE ROBERT L HINKLE. Call in number: 888-684-8852 Access code: 3243416# Security code: 0415# <u>s/ Cindy Markley</u> Courtroom Deputy Clerk (ckm) (Entered: 01/13/2020)
01/17/2020	<u>103</u>	NOTICE OF FILING SUPPLEMENTAL INFORMATION by WILLIAM DEMLER re <u>100</u> Joint MOTION for Extension of Time to Complete Discovery (GLICKMAN, JOSHUA) (Entered: 01/17/2020)
01/20/2020	<u>104</u>	ORDER DENYING A CONTINUANCE BUT GRANTING LEAVE TO TAKE DEPOSITIONS ON SPECIFIC CONDITIONS – The motion to extend the discovery deadline and continue the trial, ECF No. <u>100</u> , is denied. The discovery deadline remains February 7, 2020. The parties nonetheless may depose any person on a specific date on or before 4/8/2020 . This order does not change the mediation and summary-judgment deadlines. The trial remains set for the trial period that begins on May 4, 2020. Signed by JUDGE ROBERT L HINKLE on 1/20/2020. (cle) (Entered: 01/21/2020)

01/21/2020	<u>105</u>	MOTION for Reconsideration re <u>101</u> Order on Motion for Miscellaneous Relief (<i>Denying Motion to Alter or Amend Order Denying Class Certification</i>) by WILLIAM DEMLER. (Attachments: # <u>1</u> Exhibit 1 – Disciplinary Report Documents, # <u>2</u> Exhibit 2 – Letter to General Counsel) (TREVISANI, DANTE) (Entered: 01/21/2020)
01/22/2020	<u>106</u>	MOTION to Take Deposition from William Demler DC#655709 by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 01/22/2020)
01/22/2020	<u>107</u>	NOTICE OF FILING SUPPLEMENTAL INFORMATION by WILLIAM DEMLER re <u>105</u> MOTION for Reconsideration re <u>101</u> Order on Motion for Miscellaneous Relief (<i>Denying Motion to Alter or Amend Order Denying Class Certification</i>) (Attachments: # <u>1</u> Exhibit 1 – Petition for Writ of Mandamus) (GLICKMAN, JOSHUA) (Entered: 01/22/2020)
01/24/2020	<u>108</u>	ORDER FOR A STATUS CONFERENCE. By a separate notice, the clerk must set a status conference by telephone at the earliest available date. The agenda will include the merits of, and the procedure for addressing, the motion to reconsider the order denying class certification. Signed by JUDGE ROBERT L HINKLE on 1/24/20. (blb) (Entered: 01/24/2020)
01/24/2020	<u>109</u>	ORDER ALLOWING DEPOSITIONS OF INMATES. The defendant's unopposed motion, ECF No. <u>106</u> , for leave to depose the inmate plaintiff William Demler is granted. The parties may depose Mr. Demler and, if both sides so agree, may depose any other inmate. Any such deposition must take place at a time and under conditions acceptable to the inmate's warden or designee. Signed by JUDGE ROBERT L HINKLE on 1/24/20. (blb) (Entered: 01/24/2020)
01/27/2020	110	NOTICE OF TELEPHONIC HEARING: Telephonic Status Conference set for 2/5/2020 10:00 AM before JUDGE ROBERT L HINKLE. Call in number: 888-684-8852 Access code: 3243416# Security code: 0205# <u>s/ Cindy Markley</u> Courtroom Deputy Clerk (ckm) (Entered: 01/27/2020)
01/31/2020	<u>111</u>	RESPONSE in Opposition re <u>105</u> MOTION for Reconsideration re <u>101</u> Order on Motion for Miscellaneous Relief (<i>Denying Motion to Alter or Amend Order Denying Class Certification</i>) filed by MARK S INCH. (PATEL, ANITA) (Entered: 01/31/2020)
02/03/2020	<u>112</u>	NOTICE OF MEDIATION re Scheduling by WILLIAM DEMLER (HELLER, SHAWN) (Entered: 02/03/2020)
02/04/2020	<u>113</u>	NOTICE OF FILING SUPPLEMENTAL INFORMATION by WILLIAM DEMLER re <u>105</u> MOTION for Reconsideration re <u>101</u> Order on Motion for Miscellaneous Relief (<i>Denying Motion to Alter or Amend Order Denying Class Certification</i>) (Attachments: # <u>1</u> Exhibit 1 – Second Declaration of Plaintiff William Demler) (GLICKMAN, JOSHUA) (Entered: 02/04/2020)
02/04/2020	<u>114</u>	NOTICE OF FILING SUPPLEMENTAL INFORMATION by WILLIAM DEMLER re <u>105</u> MOTION for Reconsideration re <u>101</u> Order on Motion for Miscellaneous Relief (<i>Denying Motion to Alter or Amend Order Denying Class Certification</i>) (Attachments: # <u>1</u> Exhibit 1 – Docket for Rodriguez, et al. v. JPay, Inc., et al.) (GLICKMAN, JOSHUA) (Entered: 02/04/2020)
02/04/2020	<u>115</u>	RESPONSE by MARK S INCH re <u>114</u> Notice (Other), <u>113</u> Notice (Other), . (Attachments: # <u>1</u> Exhibit 1) (OLIVELLA, MIGUEL) (Entered: 02/04/2020)
02/05/2020	<u>116</u>	Minute Entry for proceedings held before JUDGE ROBERT L HINKLE: Telephonic Status Conference held on 2/5/2020. Court hears argument of counsel on Plaintiff's Motion to Reconsider. Ruling by Court: Plaintiff is granted leave to amend the complaint to add additional plaintiffs (deadline March 5). Depositions of additional plaintiffs and 30(b)(6) representative to take place by March 24. Mediation to occur by March 31. An order is forthcoming. (Court Reporter Lisa Snyder) (ckm) (Entered: 02/05/2020)

02/06/2020	<u>117</u>	STIPULATION <i>for Purposes of Class Representative</i> by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 02/06/2020)
02/10/2020	<u>118</u>	ORDER GRANTING LEAVE TO AMEND THE COMPLAINT, ALLOWING DEPOSITIONS, AND EXTENDING THE MEDIATION DEADLINE. The plaintiff's motion, ECF No. <u>105</u> , to reconsider the class-certification issue is granted in part and remains pending in part. The plaintiff may file by 3/5/2020 a motion for leave to amend the complaint to add new named plaintiffs. The deadline to mediate is extended to 3/31/2020. Signed by JUDGE ROBERT L HINKLE on 2/10/20. (blb) (Entered: 02/10/2020)
02/20/2020	<u>119</u>	MOTION for Extension of Time to File Dispositive Motions (<i>Two Business Days</i>) by WILLIAM DEMLER. (HELLER, SHAWN) (Entered: 02/20/2020)
02/21/2020	<u>120</u>	RESPONSE to Motion re <u>119</u> MOTION for Extension of Time to File Dispositive Motions (<i>Two Business Days</i>) filed by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 02/21/2020)
02/21/2020	<u>123</u>	Mail Returned as Undeliverable. Mail sent to GEORGE MENDOZA Re: <u>108</u> & <u>109</u> (rcb). **ECF 108 & 109 forwarded to George Mendoza at RMC MAIN UNIT PO BOX 628, LAKE BUTLER, FLORIDA 32054-0628 per DOC website as of 2/23/2020** . (Entered: 02/24/2020)
02/23/2020	<u>121</u>	NOTICE OF FILING SUPPLEMENTAL INFORMATION by WILLIAM DEMLER re <u>119</u> MOTION for Extension of Time to File Dispositive Motions (<i>Two Business Days</i>) (Attachments: # <u>1</u> Exhibit 1 – Deposition Excerpt of Kasey Bickley) (HELLER, SHAWN) (Entered: 02/23/2020)
02/24/2020	<u>122</u>	RESPONSE to Motion re <u>119</u> MOTION for Extension of Time to File Dispositive Motions (<i>Two Business Days</i>) filed by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 02/24/2020)
02/24/2020	<u>124</u>	ORDER EXTENDING THE DEADLINE FOR SUMMARY-JUDGMENT MOTIONS. The plaintiff's motion, ECF No. <u>119</u> , to extend the deadline for filing summary-judgment motions is granted. The deadline is extended to 3/3/2020. Signed by JUDGE ROBERT L HINKLE on 2/24/20. (blb) (Entered: 02/25/2020)
02/26/2020	<u>125</u>	Emergency MOTION for Extension of Time to File Dispositive Motions (<i>Unopposed</i>) by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 02/26/2020)
02/26/2020	<u>126</u>	NOTICE OF FILING by MARK S INCH (Attachments: # <u>1</u> Deposition transcript of William Demler taken February 3, 2020, # <u>2</u> Deposition transcript of Kasey Bickley taken February 4, 2020, # <u>3</u> Plaintiff's Answers & Objections to Interrogatories dated September 30, 2019, # <u>4</u> Plaintiff's Revised Answer to Interrogatory Number 2 dated November 27, 2019) (OLIVELLA, MIGUEL) (Entered: 02/26/2020)
02/26/2020	<u>127</u>	RESPONSE by WILLIAM DEMLER re <u>126</u> Notice (Other), . (HELLER, SHAWN) (Entered: 02/26/2020)
02/27/2020	<u>128</u>	ORDER DENYING THE MOTION TO EXTEND THE SUMMARY-JUDGMENT DEADLINE. The defendant's motion, ECF No. <u>125</u> , to extend the deadline to move for summary judgment is denied Signed by JUDGE ROBERT L HINKLE on 2/27/20. (blb) (Entered: 02/27/2020)
02/27/2020	<u>129</u>	NOTICE OF INABILITY TO FILE AMENDED ANSWERS TO INTERROGATORIES WITH WITHDRAWN OBJECTIONS by MARK S INCH re <u>127</u> Response/Reply (OLIVELLA, MIGUEL) (Entered: 02/27/2020)
02/28/2020	<u>130</u>	RESPONSE by WILLIAM DEMLER re <u>129</u> Notice (Other) . (HELLER, SHAWN) (Entered: 02/28/2020)
02/28/2020	<u>131</u>	NOTICE OF FILING AMENDED ANSWERS TO INTERROGATORIES WITH WITHDRAWN OBJECTIONS by MARK S INCH (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Plaintiff's Second Amended Answers to Defendant's First Set of Interrogatories to Plaintiff William Demler – Unexecuted, dated February 27, 2020) (OLIVELLA, MIGUEL) (Entered: 02/28/2020)
02/28/2020	<u>132</u>	NOTICE OF FILING by MARK S INCH (Attachments: # <u>1</u> Plaintiff's Amended Response to Defendant's First Requests for Admission to Plaintiff) (OLIVELLA,

		MIGUEL) (Entered: 02/28/2020)
03/02/2020	<u>133</u>	MOTION to Amend/Correct <u>1</u> Complaint by WILLIAM DEMLER. (Attachments: # <u>1</u> Exhibit 1 – PROPOSED AMENDMENT TO THE COMPLAINT) (HELLER, SHAWN) (Entered: 03/02/2020)
03/03/2020	<u>134</u>	NOTICE OF FILING by MARK S INCH (Attachments: # <u>1</u> Affidavit of John G. Bryant, III) (OLIVELLA, MIGUEL) (Entered: 03/03/2020)
03/03/2020	<u>135</u>	Second NOTICE OF MEDIATION re Scheduling to Take Place on March 5, 2020 at 10:00 a.m. by WILLIAM DEMLER (HELLER, SHAWN) (Entered: 03/03/2020)
03/03/2020	<u>136</u>	NOTICE OF INTENT TO FILE RESPONSE TO PLAINTIFF'S MOTION FOR LEAVE TO FILE AN AMENDMENT TO THE COMPLAINT AND PROPOSED AMENDMENT by MARK S INCH (PATEL, ANITA) (Entered: 03/03/2020)
03/03/2020	<u>137</u>	MOTION for Summary Judgment by MARK S INCH. (Internal deadline for referral to judge if response to summary judgment not filed earlier: 3/24/2020). (OLIVELLA, MIGUEL) (Entered: 03/03/2020)
03/03/2020	<u>138</u>	MEMORANDUM in Support re <u>137</u> MOTION for Summary Judgment filed by MARK S INCH. (Attachments: # <u>1</u> Exhibit 1) (OLIVELLA, MIGUEL) (Entered: 03/03/2020)
03/03/2020	<u>139</u>	MOTION for Summary Judgment by WILLIAM DEMLER. (Internal deadline for referral to judge if response to summary judgment not filed earlier: 3/24/2020). (Attachments: # <u>1</u> Exhibit 1 – Keefe Contract, # <u>2</u> Exhibit 2 – Amendment 1 to Keefe Contract, # <u>3</u> Exhibit 3 – Amendment 6 to Keefe Contract, # <u>4</u> Exhibit 4 – FDOC Digital Music Program Advertisement, # <u>5</u> Exhibit 5 – Digital Music Player User Guide, # <u>6</u> Exhibit 6 – Digital Music Program Promotion, # <u>7</u> Exhibit 7 – Rule 30b6 Deposition of Carl Kirkland, # <u>8</u> Exhibit 8 – Digital Music Player Advertisement, # <u>9</u> Exhibit 9 – FDOC Responses to Second Set of Interrogatories, # <u>10</u> Exhibit 10 – FDOC Amended Responses to First Request for Admissions, # <u>11</u> Exhibit 11 – FDOC Request for Proposal, # <u>12</u> Exhibit 12 – FDOC Invitation to Negotiate, # <u>13</u> Exhibit 13 – Award Tabulation, # <u>14</u> Exhibit 14 – JPay Formal Protest, # <u>15</u> Exhibit 15 – Rule 30b6 Deposition of Kasey Bickley, # <u>16</u> Exhibit 16 – Inmate Kiosk Recommendations, # <u>17</u> Exhibit 17 – Inmate Kiosk Overview, # <u>18</u> Exhibit 18 – Notice to Inmates, # <u>19</u> Exhibit 19 – FDOC Second Amended Responses to First Interrogatories) (GLICKMAN, JOSHUA) (Entered: 03/03/2020)
03/05/2020	<u>140</u>	MOTION for Summary Judgment (<i>Corrected</i>) by WILLIAM DEMLER. (Internal deadline for referral to judge if response to summary judgment not filed earlier: 3/26/2020). (Attachments: # <u>1</u> Exhibit 1 – Keefe Contract, # <u>2</u> Exhibit 2 – Amendment 1 to Keefe Contract, # <u>3</u> Exhibit 3 – Amendment 6 to Keefe Contract, # <u>4</u> Exhibit 4 – FDOC Digital Music Program Advertisement, # <u>5</u> Exhibit 5 – Digital Music Player User Guide, # <u>6</u> Exhibit 6 – Digital Music Program Promotion, # <u>7</u> Exhibit 7 – Rule 30b6 Deposition of Carl Kirkland, # <u>8</u> Exhibit 8 – Digital Music Player Advertisement, # <u>9</u> Exhibit 9 – FDOC Responses to Second Set of Interrogatories, # <u>10</u> Exhibit 10 – FDOC Amended Responses to First Request for Admissions, # <u>11</u> Exhibit 11 – FDOC Request for Proposal, # <u>12</u> Exhibit 12 – FDOC Invitation to Negotiate, # <u>13</u> Exhibit 13 – Award Tabulation, # <u>14</u> Exhibit 14 – JPay Formal Protest, # <u>15</u> Exhibit 15 – Rule 30b6 Deposition of Kasey Bickley, # <u>16</u> Exhibit 16 – Inmate Kiosk Recommendations, # <u>17</u> Exhibit 17 – Inmate Kiosk Overview, # <u>18</u> Exhibit 18 – Notice to Inmates, # <u>19</u> Exhibit 19 – FDOC Second Amended Responses to First Interrogatories) (GLICKMAN, JOSHUA) (Entered: 03/05/2020)
03/05/2020	<u>141</u>	NOTICE OF FILING CORRECTED MOTION FOR SUMMARY JUDGMENT by WILLIAM DEMLER re <u>140</u> MOTION for Summary Judgment (<i>Corrected</i>) (GLICKMAN, JOSHUA) (Entered: 03/05/2020)
03/06/2020	<u>142</u>	ORDER GRANTING LEAVE TO AMEND THE COMPLAINT. The motion for leave to amend, ECF No <u>133</u> , is granted. The complaint is amended as set out in ECF No. <u>133</u> –1 effective as of March 6, 2020. The defendant must file an amendment to its answer or a Rule 12 motion by 3/20/2020 . Signed by JUDGE ROBERT L HINKLE on 3/6/20. (blb) (Entered: 03/06/2020)

03/13/2020	<u>143</u>	NOTICE OF FILING by MARK S INCH (Attachments: # <u>1</u> Deposition of Wayne Pula, # <u>2</u> Deposition of Michael Gisi) (PATEL, ANITA) (Entered: 03/13/2020)
03/13/2020	<u>144</u>	RESPONSE to Motion re <u>133</u> MOTION to Amend/Correct <u>1</u> Complaint filed by MARK S INCH. (Attachments: # <u>1</u> Exhibit 1) (PATEL, ANITA) (Entered: 03/13/2020)
03/15/2020	<u>145</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA re <u>144</u> Response to Motion, <u>133</u> MOTION to Amend/Correct <u>1</u> Complaint , <u>142</u> Order,, Set Deadlines, (HELLER, SHAWN) (Entered: 03/15/2020)
03/17/2020	<u>146</u>	MEDIATION REPORT – Impasse. (SANTORO, MARIA) (Entered: 03/17/2020)
03/17/2020	<u>147</u>	RESPONSE in Opposition re <u>140</u> MOTION for Summary Judgment (<i>Corrected</i>) filed by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 03/17/2020)
03/19/2020	<u>148</u>	MOTION for Extension of Time to File Response/Reply as to <u>147</u> Response in Opposition to Motion by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA. (TREVISANI, DANTE) (Entered: 03/19/2020)
03/19/2020	<u>149</u>	RESPONSE to Motion re <u>148</u> MOTION for Extension of Time to File Response/Reply as to <u>147</u> Response in Opposition to Motion filed by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 03/19/2020)
03/20/2020	<u>150</u>	ORDER EXTENDING THE DEADLINE FOR A REPLY MEMORANDUM. The plaintiff's motion, ECF No. <u>148</u> , to extend the deadline to file a reply memorandum in support of the summary-judgment motion is granted. The deadline is extended to 3/31/2020 . Signed by JUDGE ROBERT L HINKLE on 3/20/20. (blb) (Entered: 03/20/2020)
03/20/2020	<u>151</u>	MOTION for Extension of Time to File Response/Reply to Plaintiffs' Response to Defendant's Motion for Summary Judgment by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 03/20/2020)
03/20/2020	<u>152</u>	MOTION to Dismiss Proposed Amendment to Complaint/Amended Complaint, Motion to Transfer Venue, and Incorporated Memorandum of Law by MARK S INCH. (Internal deadline for referral to judge if response not filed earlier: 4/3/2020). (OLIVELLA, MIGUEL) (Entered: 03/20/2020)
03/24/2020	<u>153</u>	RESPONSE in Opposition re <u>137</u> MOTION for Summary Judgment filed by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA. (Attachments: # <u>1</u> Exhibit 1 – Email Communication Between FDOC and Keefe, # <u>2</u> Exhibit 2 – Email Communication Between FDOC and JPay, # <u>3</u> Exhibit 3 – Declaration of David Reutter, # <u>4</u> Exhibit 4 – Declaration of Sabrina Reutter) (GLICKMAN, JOSHUA) (Entered: 03/24/2020)
03/27/2020	<u>154</u>	ORDER EXTENDING THE DEADLINE FOR A REPLY MEMORANDUM IN SUPPORT OF THE DEFENDANTS SUMMARY-JUDGMENT MOTION. The defendant's motion, ECF No. <u>151</u> , to extend the deadline for a reply memorandum in support of his summary-judgment motion is granted. The deadline is extended to 4/7/2020 . Signed by JUDGE ROBERT L HINKLE on 3/27/20. (blb) (Entered: 03/27/2020)
03/28/2020	<u>155</u>	JOINT MOTION FOR A TELEPHONIC STATUS CONFERENCE by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA. (TREVISANI, DANTE) Modified Title on 3/30/2020 (blb). (Entered: 03/28/2020)
03/31/2020	<u>156</u>	REPLY to Response to Motion re <u>140</u> MOTION for Summary Judgment (<i>Corrected</i>) filed by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA. (GLICKMAN, JOSHUA) (Entered: 03/31/2020)
04/01/2020	<u>157</u>	REPLY to Response to Motion re <u>140</u> MOTION for Summary Judgment (<i>Corrected</i>) filed by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA. (GLICKMAN, JOSHUA) (Entered: 04/01/2020)
04/01/2020	<u>158</u>	NOTICE OF FILING CORRECTED REPLY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA re <u>157</u> Reply to Response to Motion (GLICKMAN, JOSHUA) (Entered: 04/01/2020)

04/03/2020	<u>159</u>	ORDER granting <u>155</u> Motion for Hearing and AMENDING THE SCHEDULE. Signed by JUDGE ROBERT L HINKLE on 4/3/20. (sms) (Entered: 04/03/2020)
04/03/2020	<u>160</u>	RESPONSE in Opposition re <u>152</u> MOTION to Dismiss <i>Proposed Amendment to Complaint/Amended Complaint, Motion to Transfer Venue, and Incorporated Memorandum of Law</i> filed by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA. (TREVISANI, DANTE) (Entered: 04/03/2020)
04/07/2020	<u>161</u>	REPLY to Response to Motion re <u>137</u> MOTION for Summary Judgment filed by MARK S INCH. (OLIVELLA, MIGUEL) (Entered: 04/07/2020)
04/15/2020	<u>162</u>	Minute Entry for proceedings held before JUDGE ROBERT L HINKLE: Telephonic Status Conference held on 4/15/2020. Parties discuss stipulation for class certification and settlement. Ruling by Court: The class will be certified. Motion to approve settlement to be filed within one month. All other proceedings are stayed. An order is forthcoming. (Court Reporter Megan Hague) (ckm) (Entered: 04/15/2020)
04/16/2020	<u>163</u>	ORDER CERTIFYING A CLASS. The plaintiffs' motion to reconsider, ECF No. <u>105</u> , is granted in part. A class is certified consisting of all current Florida Department of Corrections prisoners whose digital media files were taken, or will be taken, pursuant to the Department's termination of the MP3 program, and who purchased more than 75 songs through that program. The parties must file by 5/14/2020 a motion for preliminary approval of their settlement. Signed by JUDGE ROBERT L HINKLE on 4/16/20. (blb) (Entered: 04/16/2020)
04/16/2020	<u>164</u>	ORDER DENYING MOTIONS TO DISMISS AND FOR SUMMARY JUDGMENT. The motions for summary judgment, ECF Nos. <u>137</u> and <u>140</u> , and motion to dismiss, ECF No. <u>152</u> , are denied. Signed by JUDGE ROBERT L HINKLE on 4/16/20. (blb) (Entered: 04/16/2020)
04/27/2020	<u>165</u>	MOTION TO ADD/INCLUDE IN CLASS ACTION filed by James Brennan. (blb) (Entered: 04/27/2020)
04/27/2020	<u>166</u>	MOTION TO INCLUDE IN CLASS ACTION OF ADD AS A CLASS MEMBER filed by Erin Atac.. (blb) (Entered: 04/27/2020)
05/01/2020	<u>167</u>	ORDER DENYING THE MOTIONS TO BE ADDED AS PLAINTIFFS. The motions to be added as plaintiffs, ECF Nos. <u>165</u> and <u>166</u> , are denied. Signed by JUDGE ROBERT L HINKLE on 5/1/20. (blb) (Entered: 05/01/2020)
05/14/2020	<u>168</u>	Joint MOTION for Preliminary Approval of Class Action Settlement by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA. (Attachments: # <u>1</u> Exhibit 1 – Class Action Settlement Agreement, # <u>2</u> Text of Proposed Order) (GLICKMAN, JOSHUA) (Entered: 05/14/2020)
05/22/2020	<u>169</u>	NOTICE OF COMPLIANCE WITH 28 U.S.C. § 1715 by MARK S INCH (Attachments: # <u>1</u> Appendix A) (OLIVELLA, MIGUEL) (Entered: 05/22/2020)
05/26/2020	<u>170</u>	ORDER PRELIMINARILY APPROVING SETTLEMENT AND AUTHORIZING NOTICE TO THE SETTLEMENT CLASS. The Agreement has been reached on behalf of the following Class, which has been certified by the Court pursuant to Rule 23(b)(2), Federal Rules of Civil Procedure (ECF No. <u>163</u>). The Court now finds that the settlement of this action, as embodied in the terms of the Agreement, is preliminarily approved under Federal Rule of Civil Procedure 23(e). All proceedings in this action are stayed until further order of the Court, except as may be necessary to implement the terms of the settlement. Any Class member who wishes to submit a Statement of Objection or Comment and/or Notice of Intention to Appear shall file such a Statement and/or Notice with this Court before 8/18/2020 . The Final Fairness Hearing, identified in the Notice of Proposed Settlement, is scheduled for August 25, 2020, and will be conducted telephonically. At the final hearing, the Court will determine whether the Settlement Agreement is fair, reasonable, and adequate and should be approved. Signed by JUDGE ROBERT L HINKLE on 5/26/20. (blb) (Entered: 05/26/2020)
05/26/2020	171	NOTICE OF TELEPHONIC HEARING: Telephonic Final Fairness Hearing set for 8/25/2020 01:00 PM before JUDGE ROBERT L HINKLE.

		Call in number: 888-684-8852 Access code: 3243416# Security code: 1234# <i>s/ Cindy Markley</i> Courtroom Deputy Clerk (ckm) (Entered: 05/26/2020)
06/01/2020	<u>172</u>	NOTICE to Clerk by WAYNE PULA (blb) (Entered: 06/04/2020)
06/04/2020	<u>173</u>	NOTICE by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA re <u>172</u> Notice (Other) (HELLER, SHAWN) (Entered: 06/04/2020)
06/08/2020	<u>175</u>	Objection to Settlement filed by KEVIN R BALKO. (blb) (Entered: 06/10/2020)
06/08/2020	<u>176</u>	Class Party Objections filed by VICTOR HICKOX. (Entered: 06/10/2020)
06/08/2020	<u>177</u>	Class Party Objections filed by MARTE RAGAN. (blb) (Entered: 06/10/2020)
06/08/2020	<u>180</u>	NOTICE of Intention to Appear filed by WARREN MESSNER. (blb) (Entered: 06/10/2020)
06/08/2020	<u>183</u>	NOTICE of Inquiry filed by KEITH WILSON. (blb) (Entered: 06/10/2020)
06/08/2020	<u>184</u>	NOTICE of Intention to Appear filed by JONATHAN NELSON. (blb) (Entered: 06/10/2020)
06/09/2020	<u>174</u>	NOTICE by WILLIAM DEMLER, MICHAEL GISI, WAYNE PULA re <u>172</u> Notice (Other), <u>173</u> Notice (Other) (HELLER, SHAWN) (Entered: 06/09/2020)
06/09/2020	<u>178</u>	Written Comments on Proposed Settlement filed by JOHN LINSSENS. (blb) (Entered: 06/10/2020)
06/09/2020	<u>179</u>	Objection Titled "Fairness Hearing" filed by JOHN EDWARD NAILS. (blb) (Entered: 06/10/2020)
06/10/2020	<u>181</u>	Statement of Objections or Comment filed by KEITH BENAFIELD. (blb) (Entered: 06/10/2020)
06/10/2020	<u>182</u>	NOTICE of Filing Supplemental Class Party Statement Objections filed by VICTOR HICKOX (blb) (Entered: 06/10/2020)
06/10/2020	<u>185</u>	NOTICE Motion for Statement of Objection filed by ANTHONY THOMAS. (blb) (Entered: 06/10/2020)
06/10/2020	<u>186</u>	Statement of Comment filed by AUTHUR SPENCER. (blb) (Entered: 06/10/2020)
06/10/2020	<u>187</u>	Comment on the Proposed Settlement filed by ROOSEVELT ROUNDS. (blb) (Entered: 06/10/2020)
06/10/2020	<u>188</u>	Objection to Proposed Settlement filed by DANIEL ROCKMORE. (blb) (Entered: 06/10/2020)
06/11/2020	<u>190</u>	OBJECTION to Proposed Settlement, filed by Qinard Lamar Collins. (cle) (Entered: 06/16/2020)
06/11/2020	<u>191</u>	OBJECTION to Proposed Settlement, filed by Michael Gray. (cle) (Entered: 06/16/2020)
06/11/2020	<u>193</u>	OBJECTION to Proposed Settlement, filed Derrick Hardgrove. (cle) (Entered: 06/16/2020)
06/11/2020	<u>194</u>	REQUEST to be Placed on Settlement List, file Ronald A. Corker. (cle) (Entered: 06/16/2020)
06/11/2020	<u>197</u>	OBJECTION to Proposed Settlement, filed by George Richard Mendoza. (cle) (Entered: 06/16/2020)
06/11/2020	<u>199</u>	OBJECTION to Proposed Settlement, filed by John Merritt. (cle) (Entered: 06/16/2020)

06/11/2020	<u>202</u>	REQUEST to Join Settlement, filed by Ramon M. Sanchez. (cle) (Entered: 06/16/2020)
06/11/2020	<u>209</u>	OBJECTION to Proposed Settlement, filed by Frank A. Walls. (cle) (Entered: 06/16/2020)
06/11/2020	<u>210</u>	OBJECTION to Proposed Settlement, filed by John David Wilson. (cle) (Entered: 06/16/2020)
06/11/2020	<u>211</u>	REQUEST to Join Settlement, filed by Keith M. Cassista. (cle) (Entered: 06/16/2020)
06/11/2020	<u>212</u>	OBJECTION to Proposed Settlement, filed by Joseph Cate. (cle) (Entered: 06/16/2020)
06/12/2020	<u>189</u>	REQUEST to be Placed on Settlement List, filed by Edward Joseph Ritchie. (cle) (Entered: 06/15/2020)
06/12/2020	<u>192</u>	OBJECTION to Proposed Settlement, filed by Shane Cory Griffin. (cle) (Entered: 06/16/2020)
06/12/2020	<u>195</u>	AGREEMENT With Settlement Proposal, filed by Clinton Jordan. (cle) (Entered: 06/16/2020)
06/12/2020	<u>196</u>	REQUEST to Join Settlement, filed by Carlton X. Matthews. (cle) (Entered: 06/16/2020)
06/12/2020	<u>198</u>	OBJECTION to Proposed Settlement, filed by Fernando Roig. (cle) (Entered: 06/16/2020)
06/12/2020	<u>205</u>	REQUEST to Join Settlement, filed Julie Schenecker. (cle) (Entered: 06/16/2020)
06/12/2020	<u>207</u>	AGREEMENT With Settlement Proposal, filed by Michael Torrey. (cle) (Entered: 06/16/2020)
06/15/2020	<u>200</u>	Objections/Comments to Proposed Settlement filed by Omar Franklin Barnes. (blb) (Entered: 06/16/2020)
06/15/2020	<u>201</u>	Request to Join the Class Action filed by Christopher Henderson. (blb) (Entered: 06/16/2020)
06/15/2020	<u>203</u>	Settlement Comment filed by Luis Arzola. (blb) (Entered: 06/16/2020)
06/15/2020	<u>204</u>	Request for Benefits filed by Michael Moody. (blb) (Entered: 06/16/2020)
06/15/2020	<u>206</u>	Requesting Order of Transport to Appear filed by Jason Chaveco. (blb) (Entered: 06/16/2020)
06/15/2020	<u>208</u>	Statement of Objections or Comments to Fairness Hearing filed by Joseph Wayne Allen. (blb) (Entered: 06/16/2020)
06/17/2020	<u>213</u>	OBJECTION to Proposed Settlement, filed by Mark Wayne Jones.. (cle) (Entered: 06/18/2020)
06/17/2020	<u>215</u>	REQUEST to Join Settlement and AGREEMENT With Settlement, filed by Darryl Torrey Gibson. (cle) (Entered: 06/19/2020)
06/17/2020	<u>216</u>	OBJECTION to Proposed Settlement, filed by Susan Baker. (cle) (Entered: 06/19/2020)
06/17/2020	<u>217</u>	OBJECTION to Proposed Settlement, filed by Warren Chestang. (cle) (Entered: 06/19/2020)
06/18/2020	<u>214</u>	ORDER DENYING THE MOTION TO BE TRANSPORTED TO THE FAIRNESS HEARING – Mr. Chaveco's motion to be transported to the fairness hearing, ECF No. <u>206</u> , is denied. Signed by JUDGE ROBERT L HINKLE on 6/18/2020. (cle) (Entered: 06/19/2020)
06/18/2020	<u>219</u>	OBJECTION To Proposed Settlement, filed by Orlando Cerda. (cle) (Entered: 06/19/2020)

06/18/2020	<u>220</u>	OBJECTION to Proposed Settlement, filed by Rene Gutierrez. (cle) (Entered: 06/19/2020)
06/18/2020	<u>221</u>	REQUEST to Join Settlement and AGREEMENT With Settlement, filed by Raymond Holmes, Sr. (cle) (Entered: 06/19/2020)
06/18/2020	<u>222</u>	AGREEMENT With Proposed Settlement, filed by Leland Johnson. (cle) (Entered: 06/19/2020)
06/18/2020	<u>224</u>	OBJECTION to Proposed Settlement, filed by Roderick C. Timmons. (cle) (Entered: 06/19/2020)
06/19/2020	<u>218</u>	MOTION to Withdraw as Attorney <i>for Wayne Pula</i> by WILLIAM DEMLER, MICHAEL GISL. (TREVISANI, DANTE) (Entered: 06/19/2020)
06/19/2020	<u>223</u>	OBJECTION to Proposed Settlement, filed by Juan Carlos Morales. (cle) (Entered: 06/19/2020)
06/22/2020	<u>225</u>	OBJECTION re <u>170</u> ORDER PRELIMINARILY APPROVING SETTLEMENT by Wilbert Larkins. (blb) (Entered: 06/25/2020)
06/22/2020	<u>226</u>	Request to Join filed by KEVIN H SIMMONS. (blb) (Entered: 06/25/2020)
06/22/2020	<u>227</u>	MOTION REQUESTING TO APPEAR TELEPHONICALLY filed by REGINALD WHITE. (blb) (Entered: 06/25/2020)
06/22/2020	<u>228</u>	NOTICE OF INTENT TO APPEAR filed by DALE PATE. (blb) (Entered: 06/25/2020)
06/22/2020	<u>229</u>	NOTICE –MOTION OF OBJECTION TO SETTLEMENT filed by REGINALD WHITE. (blb) (Entered: 06/25/2020)
06/22/2020	<u>230</u>	OBJECTION filed by BOBBY ALLEN CREWS. (blb) (Entered: 06/25/2020)
06/22/2020	<u>231</u>	COMMENT FROM CLASS MEMBER filed by RALPH E CROMPTON. (blb) (Entered: 06/25/2020)
06/22/2020	<u>232</u>	COMMENT ON PROPOSED SETTLEMENT filed by DEDRIC GANDY. (blb) (Entered: 06/25/2020)
06/22/2020	<u>233</u>	STATEMENT OF COMMENT filed by DAVID A WRIGHT. (blb) (Entered: 06/25/2020)
06/22/2020	<u>238</u>	OBJECTION TO PROPOSED SETTLEMENT filed by DALE PATE. (blb) (Entered: 06/25/2020)
06/23/2020	<u>237</u>	NOTICE OF INTENT TO BE A CLASSMEMBER filed by GEORGE ORTIZ. (blb) (Entered: 06/25/2020)
06/24/2020	<u>234</u>	OBJECTION TO SETTLEMENT filed by SCOTT DRIVER. (blb) (Entered: 06/25/2020)
06/24/2020	<u>235</u>	WRITTEN STATEMENT OF OBJECTION/COMMENT filed by ZACHARY H HOWARD. (blb) (Entered: 06/25/2020)
06/24/2020	<u>236</u>	COMMENT ON PROPOSED SETTLEMENT filed by RASHAD ISHMAEL SHABAZZ. (blb) (Entered: 06/25/2020)
06/24/2020	<u>239</u>	OBJECTION AND MOTION TO MODIFY SETTLEMENT AGREEMENT filed by AARON ATAC, JOHN BREENAN, LUIS JOHNSON, JOSHUA B WHITAKER, GARRY JOHNSON. (blb) (Entered: 06/25/2020)
06/24/2020	<u>240</u>	COMMENT ON THE CLASS ACTION filed by DONALD H SMITH (blb) (Entered: 06/25/2020)
06/24/2020	<u>241</u>	LETTER REGARDING PROPOSED SETTLEMENT filed by JESSE ALAN WALKER. (blb) (Entered: 06/25/2020)
06/25/2020	<u>242</u>	NOTICE of Objection and/or Notice of Appeal on the Proposed Settlement filed by ROBERT J BAILEY. (blb) (Entered: 06/28/2020)

06/25/2020	<u>243</u>	NOTICE REGARDING SETTLEMENT filed by WENDELL HOWARD COX. (blb) (Entered: 06/28/2020)
06/26/2020	<u>245</u>	STATEMENT OF OBJECTION OR COMMENT AND/OR NOTICE OF INTENTION TO APPEAR filed by LEVERT STEWART. (blb) (Entered: 06/30/2020)
06/26/2020	<u>246</u>	STATEMENT OF COMMENT filed by DEVIN LAMM. (blb) (Entered: 06/30/2020)
06/29/2020	<u>244</u>	OBJECTION TO PROPOSED SETTLEMENT filed by TERRY E SEARS. (blb) (Entered: 06/30/2020)
06/29/2020	<u>247</u>	Letter from ALEJANDRO BENABE'. (blb) (Entered: 07/01/2020)
06/29/2020	<u>248</u>	MOTION to Request Address for Counsel and to be a Recipient of the Approved Proposed Settlement filed by Travis Wilson. (blb) (Entered: 07/01/2020)
06/29/2020	<u>249</u>	Objection to Proposed Settlement filed by LOUIS J TICKNOR. (blb) (Entered: 07/01/2020)
06/29/2020	<u>250</u>	Amended Objection to Proposed Settlement filed by LANCE JAVON SHEFFIELD. (blb) (Entered: 07/01/2020)
07/01/2020	<u>251</u>	MOTION for Video Telephonic Hearing filed by JOHN F CASEY III. (blb) (Entered: 07/01/2020)
07/01/2020	<u>252</u>	Request to Join Lawsuit filed by DAVID J SALAMACHA. (blb) (Entered: 07/01/2020)
07/02/2020	<u>254</u>	NOTICE OF OBJECTION filed by JAMIE RODRIGUEZ. (blb) (Entered: 07/06/2020)
07/02/2020	<u>255</u>	COMMENT and QUESTION filed by BEN CASTIGLIONE. (blb) (Entered: 07/06/2020)
07/02/2020	<u>256</u>	NOTICE OF INTENT TO PARTICIPATE IN SETTLEMENT filed by DAVEE JAE FEAZELL. (blb) (Entered: 07/06/2020)
07/03/2020	<u>253</u>	ORDER ON REQUESTS TO PARTICIPATE IN THE FAIRNESS HEARING AND FOR THE CLASS ATTORNEYS' ADDRESS. The motions to attend the fairness hearing by video or audio, ECF Nos. <u>227</u> and <u>251</u> , are granted in part. The motion to disclose the class attorneys' address, ECF No. <u>248</u> , is granted in part. Signed by JUDGE ROBERT L HINKLE on 7/3/20. (blb) (Entered: 07/05/2020)
07/06/2020	<u>257</u>	OBJECTION TO PROPOSED SETTLEMENT filed by ALLEN MOORE. (blb) (Entered: 07/08/2020)
07/06/2020	<u>258</u>	OBJECTION filed by DANIEL J CRAVEN. (blb) (Entered: 07/08/2020)
07/06/2020	<u>259</u>	NOTICE OF FILING CLASS PARTY STATEMENT OBJECTIONS, COMMENTS AND RECOMMENDATIONS filed by EARL JOHNSON. (blb) (Entered: 07/08/2020)
07/06/2020	<u>260</u>	OBJECTION TO THE PROPOSED SETTLEMENT filed by ERIC L WILLIAMS. (blb) (Entered: 07/08/2020)
07/06/2020	<u>261</u>	REQUEST TO BE ADVISED REGARDING CASE filed by IRA RANDALL. (blb) (Entered: 07/08/2020)
07/06/2020	<u>262</u>	NOTICE OF OBJECTION AND CONFLICT OF INTEREST filed by WAYNE PULA. (blb) (Entered: 07/08/2020)
07/07/2020	<u>263</u>	NOTICE TO JOIN filed by CHARLES ANTHONY SCOBLE. (blb) (Entered: 07/08/2020)
07/08/2020	<u>264</u>	STATEMENT OF OBJECTION filed by GEORGE B PICKENS. (blb) (Entered: 07/08/2020)
07/08/2020	<u>265</u>	OBJECTION filed by JEROME S MARION. (blb) (Entered: 07/08/2020)

07/09/2020	<u>268</u>	OBJECTION To Proposed Settlement, filed by James Bartlett. (cle) (Entered: 07/13/2020)
07/10/2020	<u>271</u>	STATEMENT OF OBJECTION filed by JAMES STILSON. (blb) (Entered: 07/16/2020)
07/10/2020	<u>273</u>	NOTICE OF OBJECTION OR COMMENT filed by SHEIR ELLIS. (blb) (Entered: 07/16/2020)
07/13/2020	<u>266</u>	ORDER ALLOWING CLASS COUNSEL TO WITHDRAW FROM REPRESENTING MR. PULA – The motion for leave for Mr. Trevisani, Mr. Taseff, Mr. Heller, and Mr. Glickman to withdraw as attorneys for Mr. Pula, ECF No. <u>218</u> , is granted. The attorneys will continue as counsel for the other named plaintiffs and as class counsel. Mr. Pula will continue as a named plaintiff and class member but is removed as a class representative. He will be deemed to be representing himself unless and until an attorney appears for him. Signed by JUDGE ROBERT L HINKLE on 7/13/2020. (cle) (Entered: 07/13/2020)
07/13/2020	<u>267</u>	Joint MOTION for Amendment of Class Definition, Approval of Supplemental Notice, and to Reschedule the Final Fairness Hearing by WILLIAM DEMLER, MICHAEL GISI. (Attachments: # <u>1</u> Exhibit 1 – Proposed Supplemental Notice) (GLICKMAN, JOSHUA) (Entered: 07/13/2020)
07/13/2020	<u>270</u>	LETTER OF INTENT filed by GEORGIE BRADWELL. (blb) (Entered: 07/16/2020)
07/13/2020	<u>272</u>	OBJECTION filed by GREGORY HASTON (blb) (Entered: 07/16/2020)
07/13/2020	<u>274</u>	NOTICE TO BE COMPENSATED filed by BYRON COPELAND. (blb) (Entered: 07/16/2020)
07/14/2020	<u>269</u>	JOINT NOTICE OF FILING FULLY EXECUTED CLASS ACTION SETTLEMENT AGREEMENT by WILLIAM DEMLER, MICHAEL GISI. (Attachments: # <u>1</u> Exhibit 1 – Fully Executed Class Action Settlement Agreement with Interlineations) (HELLER, SHAWN) Modified Title on 7/15/2020 (blb). (Entered: 07/14/2020)
07/16/2020	<u>275</u>	LETTER TO PROTEST THE SETTLEMENT filed by JAMES DUCKETT. (blb) (Entered: 07/17/2020)
07/16/2020	<u>276</u>	NOTICE of Appearance filed by TYRONE MCAFFEE. (blb) (Entered: 07/17/2020)
07/16/2020	<u>277</u>	STATEMENT OF OBJECTION OR COMMENT filed by DALE B STEWART. (blb) (Entered: 07/17/2020)
07/20/2020	<u>278</u>	OBJECTION filed by GERALD CARTER. (blb) (Entered: 07/21/2020)
07/20/2020	<u>279</u>	OBJECTION filed by DEXTER CLAYTON. (blb) (Entered: 07/21/2020)
07/20/2020	<u>280</u>	REQUEST FOR REIMBURSEMENT filed by CURTIS OVLETREA. (blb) (Entered: 07/21/2020)
07/20/2020	<u>281</u>	OBJECTION filed by R JONES. (blb) (Entered: 07/21/2020)
07/20/2020	<u>282</u>	STATEMENT OF OBJECTION filed by ROBERT SURDAKOWSKI. (blb) (Entered: 07/21/2020)
07/20/2020	<u>283</u>	OBJECTION filed by RAY NEVELS. (blb) (Entered: 07/21/2020)
07/22/2020	<u>284</u>	OBJECTION filed by KENNETH KENDRICK. (blb) (Entered: 07/23/2020)
07/22/2020	<u>285</u>	OBJECTION filed by VERNON FRAZIER. (blb) (Entered: 07/23/2020)
07/22/2020	<u>286</u>	OBJECTION filed by WISNER DELICE. (blb) (Entered: 07/23/2020)
07/22/2020	<u>287</u>	WRITTEN STATEMENT OF OBJECTION filed by STEPHEN D GRAINGER. (blb) (Entered: 07/23/2020)
07/23/2020	<u>289</u>	NOTICE TO BE INCLUDED IN LAWSUIT filed by DAVON Q SHEFFIELD. (blb) (Entered: 07/27/2020)
07/23/2020	<u>290</u>	STATEMENT OF OBJECTIONS filed by ERIC SCHROETER. (blb) (Entered: 07/27/2020)

07/23/2020	<u>291</u>	OBJECTION filed by BRYAN HOWER. (blb) (Entered: 07/27/2020)
07/23/2020	<u>292</u>	STATEMENT OF CLAIM filed by BRIAN CARBONE. (blb) (Entered: 07/27/2020)
07/23/2020	<u>293</u>	SETTLEMENT PROPOSAL filed by WILLIE JAMES CANADY. (blb) (Entered: 07/27/2020)
07/24/2020	<u>295</u>	STATEMENT OF OBJECTION filed by STEVEN GRIFFIN. (blb) (Entered: 07/28/2020)
07/27/2020	<u>288</u>	ORDER AMENDING THE CLASS DEFINITION, REQUIRING NOTICE, AND EXTENDING DEADLINES. The class representatives' motion, ECF No. <u>267</u> , to amend the class definition is granted. The class definition is amended to substitute "100" in place of "75," so that the class now consists of: All current Florida Department of Corrections prisoners whose digital media files were taken, or will be taken, pursuant to the Department's termination of the MP3 program, and who purchased more than 100 songs through that program. Supplemental notice must be given substantially in the form of ECF No. <u>267</u> -1. And notice must be given to the Attorney General of the United States as required by 28 U.S.C. § 1715. The deadline is extended to 11/24/2020 for class members to file objections or comments on the settlement. Objections or comments submitted by class members themselves by mail should be submitted to prison authorities for mailing in time to allow receipt by the court by the November 24 deadline. Any other remaining deadlines are extended 91 days. By a separate notice, the clerk must reschedule the fairness hearing for December 4, 2020, at 10:00 a.m. Signed by JUDGE ROBERT L HINKLE on 7/27/20. (blb) (Entered: 07/27/2020)
07/27/2020	<u>296</u>	STATEMENT filed by ANTONIO L HARRIS. (blb) (Entered: 07/29/2020)
07/27/2020	<u>297</u>	NOTICE TO HAVE NAME ADDED filed by BRANDON E GREEN. (blb) (Entered: 07/29/2020)
07/27/2020	<u>298</u>	OBJECTION filed by AKMAN FRANCOIS. (blb) (Entered: 07/29/2020)
07/27/2020	<u>299</u>	NOTICE OF OBJECTION filed by ADRIAN DEVON LEWIS. (blb) (Entered: 07/29/2020)
07/28/2020	<u>294</u>	NOTICE OF RESCHEDULED HEARING: Fairness Hearing reset for 12/4/2020 10:00 AM before JUDGE ROBERT L HINKLE. Call in number: 571-353-2300 Access code: 034872985# A separate document will be posted at a later date providing a link to attend by video. <u>s/ Cindy Markley</u> Courtroom Deputy Clerk (ckm) (Entered: 07/28/2020)
07/29/2020	<u>300</u>	OBJECTION TO SETTLEMENT AGREEMENT filed by ANTHONY HARMON. (blb) (Entered: 07/31/2020)
07/29/2020	<u>301</u>	OBJECTION filed by WAYNE A. PULA. (blb) (Entered: 07/31/2020)
07/29/2020	<u>302</u>	STATEMENT OF OBJECTION filed by JEFFREY P. DAVIDSON. (blb) (Entered: 07/31/2020)
07/29/2020	<u>303</u>	OBJECTION filed by VICTOR PESTANO. (blb) (Entered: 07/31/2020)
07/29/2020	<u>304</u>	STATEMENT OF OBJECTION OR COMMENT filed by DANIEL LAVENDER. (blb) (Entered: 07/31/2020)
07/30/2020	<u>305</u>	LETTER TO BE INCLUDED IN CASE filed by KENAKIL GIBSON. (blb) (Entered: 07/31/2020)
07/30/2020	<u>306</u>	OBJECTION filed by ISRAEL CONCEPCION. (blb) (Entered: 07/31/2020)
07/30/2020	<u>307</u>	STATEMENT filed by FRANK D BELLAMY JR. (blb) (Entered: 07/31/2020)