

**United States District Court
Northern District of Illinois – CM/ECF LIVE, Ver 6.3.3 (Chicago)
CIVIL DOCKET FOR CASE #: 1:16-cv-11471**

Murphy et al v. Madigan et al
Assigned to: Honorable Virginia M. Kendall
related Case: 1:20-cv-02137
Cause: 42:1983 Civil Rights Act

Date Filed: 12/19/2016
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Paul Murphy

represented by **Adele D. Nicholas**
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Plaintiff

Stanley Meyer

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Plaintiff

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Plaintiff

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Plaintiff

Jasen Gustafsen

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Plaintiff

Alfred Aukema

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Mark G. Weinberg
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Plaintiff

Kevin Tucek

*individually and on behalf of all others
similarly situated*

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Mark G. Weinberg
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V.

Defendant

Lisa Madigan

*in her official capacity as attorney
general of the State of Illinois*

represented by **Thomas A. Ioppolo**
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Defendant

John Baldwin

*in his official capacity as the Director of
the Illinois Department of Corrections*

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Sarah Hughes Newman
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Movant**Christopher Parker**

represented by **Christopher Parker**
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PRO SE

Date Filed	#	Docket Text
12/19/2016	<u>1</u>	COMPLAINT filed by Alfred Aukema, J.D. Lindenmeier, Kevin Tucek, Stanley Meyer, Paul Murphy, Keenon Smith, Jasen Gustafsen; JURY DEMAND. Filing fee \$ 400, receipt number 0752-12679809. (Attachments: # <u>1</u> Civil Cover Sheet)(Nicholas, Adele D.) (Entered: 12/19/2016)
12/19/2016	<u>2</u>	ATTORNEY Appearance for Plaintiffs Alfred Aukema, Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy, Keenon Smith, Kevin Tucek by Adele D. Nicholas (Nicholas, Adele D.) (Entered: 12/19/2016)
12/19/2016	<u>3</u>	ATTORNEY Appearance for Plaintiffs Alfred Aukema, Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy, Keenon Smith, Kevin Tucek by Mark G. Weinberg (Weinberg, Mark) (Entered: 12/19/2016)
12/20/2016		CASE ASSIGNED to the Honorable Virginia M. Kendall. Designated as Magistrate Judge the Honorable Sidney I. Schenkier. (lcw,) (Entered: 12/20/2016)
12/22/2016		SUMMONS Issued as to Defendants John Baldwin, Lisa Madigan (pg,) (Entered: 12/22/2016)
12/22/2016	<u>4</u>	SUMMONS Returned Executed by Alfred Aukema, J.D. Lindenmeier, Kevin Tucek, Stanley Meyer, Paul Murphy, Keenon Smith, Jasen Gustafsen as to John Baldwin on 12/22/2016, answer due 1/12/2017. (Nicholas, Adele D.) (Entered: 12/22/2016)
12/22/2016	<u>5</u>	SUMMONS Returned Executed by Alfred Aukema, J.D. Lindenmeier, Kevin Tucek, Stanley Meyer, Paul Murphy, Keenon Smith, Jasen Gustafsen as to Lisa Madigan on 12/22/2016, answer due 1/12/2017. (Nicholas, Adele D.) (Entered: 12/22/2016)
12/22/2016	<u>6</u>	MINUTE entry before the Honorable Virginia M. Kendall. Initial status hearing set for 1/26/2017 at 9:00 a.m. Joint Status Report due by 1/23/2016. The parties are directed to Judge Kendall's web page found at www.ilnd.uscourts.gov for information about the Initial Status Report and for information regarding all standing orders for cases on Judge Kendall's docket. The parties shall follow all of the standing orders for Judge Kendall and all Local Rules which can be found at the same web page. For the Initial Status Report, the parties are to report on the following: (1) Possibility of settlement in the case; (2) if no possibility of settlement exists, the nature and length of discovery necessary (with specific dates) to get the case ready for trial; 3) whether the parties jointly consent to proceed before the Magistrate Judge. Prior to the Initial Status Hearing, the Parties are to exchange initial disclosures (Fed. R. Civ. P. 26(a)(1)). At the Initial Status Hearing, the Parties shall be prepared to inform the Court about the extent of monetary damages in order for the Court to address the proportionality of discovery as required by Fed. R. Civ. P. 26. Lead counsel is directed to appear at this status hearing. Mailed notice (lk,) (Entered: 12/22/2016)
01/03/2017	<u>7</u>	ATTORNEY Appearance for Defendant Lisa Madigan by Sarah Hughes Newman (Newman, Sarah) (Entered: 01/03/2017)
01/04/2017	<u>8</u>	ATTORNEY Appearance for Defendant Lisa Madigan by Thomas A. Ioppolo (Ioppolo, Thomas) (Entered: 01/04/2017)
01/09/2017	<u>9</u>	ATTORNEY Appearance for Defendant John Baldwin by Sarah Hughes Newman (Newman, Sarah) (Entered: 01/09/2017)

01/10/2017	<u>10</u>	ATTORNEY Appearance for Defendant John Baldwin by Thomas A. Ioppolo (Ioppolo, Thomas) (Entered: 01/10/2017)
01/11/2017	<u>11</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file answer regarding complaint, <u>1</u> <i>unopposed</i> (Newman, Sarah) (Entered: 01/11/2017)
01/11/2017	<u>12</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file answer, motion for relief <u>11</u> before Honorable Virginia M. Kendall on 1/23/2017 at 09:00 AM. (Newman, Sarah) (Entered: 01/11/2017)
01/12/2017	<u>13</u>	MINUTE entry before the Honorable Virginia M. Kendall. Motion for extension of time to answer <u>11</u> is granted. Answer due by 2/17/2017. Joint Status Report due by 2/27/2017. Initial Status hearing reset for 3/2/2017 at 9:00 AM. Motion hearing set for 1/23/2017 is stricken. Mailed notice (lk,) (Entered: 01/12/2017)
02/17/2017	<u>14</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM (Newman, Sarah) (Entered: 02/17/2017)
02/17/2017	<u>15</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of Motion to Dismiss for Failure to State a Claim <u>14</u> before Honorable Virginia M. Kendall on 2/27/2017 at 09:00 AM. (Newman, Sarah) (Entered: 02/17/2017)
02/17/2017	<u>16</u>	MOTION by Defendants John Baldwin, Lisa Madigan for leave to file excess pages (<i>unopposed</i>) (Attachments: # <u>1</u> Exhibit A, Proposed memorandum in support of motion to dismiss)(Newman, Sarah) (Entered: 02/17/2017)
02/17/2017	<u>17</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for leave to file excess pages <u>16</u> before Honorable Virginia M. Kendall on 2/27/2017 at 09:00 AM. (Newman, Sarah) (Entered: 02/17/2017)
02/21/2017	<u>18</u>	MINUTE entry before the Honorable Virginia M. Kendall. Briefing schedule set as to Defendants' Motion to Dismiss for Failure to State a Claim <u>14</u> . Responses due by 3/7/2017. Replies due by 3/14/2017. Status hearing set for 5/2/2017 at 9:00 AM. Initial Status hearing set for 3/2/2017 stands. Mailed notice (lk,) (Entered: 02/21/2017)
02/22/2017	<u>19</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Unopposed Motion for leave to file excess pages <u>16</u> is granted. Motion hearing set for 2/27/2017 is stricken. Mailed notice (lk,) (Entered: 02/22/2017)
02/22/2017	<u>20</u>	MEMORANDUM by John Baldwin, Lisa Madigan in support of Motion to Dismiss for Failure to State a Claim <u>14</u> (Newman, Sarah) (Entered: 02/22/2017)
02/23/2017	<u>21</u>	STATUS Report (<i>Joint Initial Status Report</i>) by Alfred Aukema, Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy, Keenon Smith, Kevin Tucek (Nicholas, Adele D.) (Entered: 02/23/2017)
03/02/2017	<u>22</u>	MINUTE entry before the Honorable Virginia M. Kendall. Initial Status hearing held on 3/2/2017. Parties' oral motions to extend briefing schedule set for Defendants' Motion to Dismiss for Failure to State a Claim <u>14</u> are granted. Responses due by 3/14/2017. Replies due by 3/28/2017. Status hearing set for 5/30/2017 at 9:00 AM. Plaintiffs' oral motion to file excess pages for response brief is granted to 20 pages. Mailed notice (lk,) (Entered: 03/02/2017)
03/14/2017	<u>23</u>	RESPONSE by Alfred Aukema, Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy, Keenon Smith, Kevin Tucekin Opposition to MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <u>14</u> (Nicholas, Adele D.) (Entered: 03/14/2017)
03/28/2017	<u>24</u>	REPLY by John Baldwin, Lisa Madigan to response in opposition to motion <u>23</u> <i>and in further support of motion to dismiss (Dkt. 14)</i> (Newman, Sarah) (Entered: 03/28/2017)
05/25/2017	<u>25</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing set for 5/30/2017 is reset for 6/20/2017 at 9:00 AM. Mailed notice (lk,) (Entered: 05/25/2017)
06/14/2017	<u>26</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing set for 6/20/2017 is reset for 6/28/2017 at 9:00 AM. Mailed notice (lk,) (Entered: 06/14/2017)

06/23/2017	<u>27</u>	MINUTE entry before the Honorable Virginia M. Kendall: Status hearing set for 6/28/2017 is reset to 7/6/2017 at 09:00 AM. Mailed notice (clw,) (Entered: 06/23/2017)
07/06/2017	<u>28</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing held on 7/6/2017, and continued for 7/20/2017 at 9:00 AM. Mailed notice (lk,) (Entered: 07/06/2017)
07/19/2017	<u>29</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing reset for 8/10/2017 at 9:00 AM. Mailed notice (lk,) (Entered: 07/19/2017)
08/09/2017	<u>30</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing set for 8/10/2017 is reset for 8/23/2017 at 9:00 AM. Mailed notice (lk,) (Entered: 08/09/2017)
08/18/2017	<u>31</u>	MEMORANDUM Opinion and Order signed by the Honorable Virginia M. Kendall on 8/18/2017. Defendants' Motion to Dismiss <u>14</u> is granted with respect to Plaintiffs Aukema an Tucek's claims. The Motion is also granted with respect to the void for vagueness due process claim. The Motion is denied with respect to the remaining counts. Mailed notice(lk,) (Entered: 08/18/2017)
08/23/2017	<u>32</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing held on 8/23/2017. Answer to Complaint due by 9/20/2017. End of Fact Discovery ordered closed by 11/8/2017. End of Fact Discovery Status hearing set for 11/9/2017 at 9:00 AM. The parties shall be prepared to report to the court whether a dispositive motion will be filed, and whether expert discovery is necessary. The Illinois Department of Corrections shall permit the deposition of incarcerated Plaintiffs. Parties are directed to contact the courtroom deputy if they wish to schedule a settlement conference. Mailed notice (lk,) (Entered: 08/23/2017)
09/18/2017	<u>33</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file answer regarding complaint, <u>1 Unopposed</u> (Newman, Sarah) (Entered: 09/18/2017)
09/18/2017	<u>34</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file answer <u>33</u> before Honorable Virginia M. Kendall on 9/25/2017 at 09:00 AM. (Newman, Sarah) (Entered: 09/18/2017)
09/19/2017	<u>35</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Unopposed Motion for extension of time to answer <u>33</u> is granted. Answer shall be filed on or before 10/4/2017. Motion hearing set for 9/25/2017 is stricken. Mailed notice (lk,) (Entered: 09/19/2017)
10/04/2017	<u>36</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to complete discovery (<i>Joint, agreed</i>), MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file answer regarding complaint, <u>1 Unopposed</u> (Newman, Sarah) (Entered: 10/04/2017)
10/04/2017	<u>37</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to complete discovery,, motion for extension of time to file answer, <u>36</u> before Honorable Virginia M. Kendall on 10/11/2017 at 09:00 AM. (Newman, Sarah) (Entered: 10/04/2017)
10/05/2017	<u>38</u>	MINUTE entry before the Honorable Virginia M. Kendall. Parties' Joint Motion for extension of time to complete Discovery and <u>36</u> is granted. Answer shall be due on or before 10/18/2017. End of Fact Discovery ordered closed by 2/6/2018. End of Fact Discovery Status hearing set for 2/8/2018 at 9:00 AM. Motion hearing set for 10/11/2017 is stricken. Mailed notice (lk,) (Entered: 10/05/2017)
10/05/2017	<u>39</u>	MINUTE entry (Corrected) before the Honorable Virginia M. Kendall. Parties' Joint Motion for extension of time to complete Discovery and answer Complaint <u>36</u> is granted. Answer shall be due on or before 10/18/2017. End of Fact Discovery ordered closed by 2/6/2018. End of Fact Discovery Status hearing set for 2/8/2018 at 9:00 AM. Motion hearing set for 10/11/2017 is stricken. Mailed notice (lk,) (Entered: 10/05/2017)
10/18/2017	<u>40</u>	ANSWER to Complaint <i>and Affirmative Defenses</i> by John Baldwin, Lisa Madigan(Newman, Sarah) (Entered: 10/18/2017)

12/06/2017	<u>41</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to certify class (Nicholas, Adele D.) (Entered: 12/06/2017)
12/06/2017	<u>42</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion to certify class <u>41</u> before Honorable Virginia M. Kendall on 12/13/2017 at 09:00 AM. (Nicholas, Adele D.) (Entered: 12/06/2017)
12/11/2017	<u>43</u>	MINUTE entry before the Honorable Virginia M. Kendall. Briefing schedule set as to Plaintiffs' Motion to certify class <u>41</u> . Responses due by 1/3/2018. Replies due by 1/10/2018. Mailed notice (lk,) (Entered: 12/11/2017)
12/11/2017	<u>44</u>	MINUTE entry before the Honorable Virginia M. Kendall. Motion hearing set for 12/13/2017 is stricken. Mailed notice (lk,) (Entered: 12/11/2017)
12/28/2017	<u>45</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file response/reply as to motion to certify class <u>41</u> (<i>Unopposed</i>) (Newman, Sarah) (Entered: 12/28/2017)
12/28/2017	<u>46</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file response/reply <u>45</u> before Honorable Virginia M. Kendall on 1/3/2018 at 09:00 AM. (Newman, Sarah) (Entered: 12/28/2017)
12/29/2017	<u>47</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Unopposed Motion for extension of time to file response/reply <u>45</u> regarding Motion to certify class <u>41</u> is granted. Response due by 2/2/2018. Reply due by 2/16/2018. Motion hearing set for 1/3/2018 is stricken. Mailed notice (lk,) (Entered: 12/29/2017)
02/02/2018	<u>48</u>	RESPONSE by John Baldwin, Lisa Madigan to MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to certify class <u>41</u> (Newman, Sarah) (Entered: 02/02/2018)
02/02/2018	<u>49</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for extension of time to complete discovery <i>Unopposed Motion</i> (Nicholas, Adele D.) (Entered: 02/02/2018)
02/02/2018	<u>50</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion for extension of time to complete discovery <u>49</u> before Honorable Virginia M. Kendall on 2/8/2018 at 09:00 AM. (Nicholas, Adele D.) (Entered: 02/02/2018)
02/05/2018	<u>51</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Unopposed Motion for extension of time to complete Discovery <u>49</u> is granted. End of Fact Discovery extended and ordered closed by 3/8/2018. End of Fact Discovery Status hearing reset for 3/12/2018 at 9:00 AM. Motion and Status hearings set for 2/8/2018 are stricken. Mailed notice (lk,) (Entered: 02/05/2018)
02/16/2018	<u>52</u>	REPLY by Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to certify class <u>41</u> , response to motion <u>48</u> (Nicholas, Adele D.) (Entered: 02/16/2018)
03/05/2018	<u>53</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing set for 3/12/2018 is reset for 4/9/2018 at 9:00 AM. Mailed notice (lk,) (Entered: 03/05/2018)
03/06/2018	<u>54</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to compel <i>Defendant Lisa Madigan to Identify and Produce a 30(b)(6) Witness</i> (Nicholas, Adele D.) (Entered: 03/06/2018)
03/06/2018	<u>55</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion to compel <u>54</u> before Honorable Virginia M. Kendall on 3/12/2018 at 09:00 AM. (Nicholas, Adele D.) (Entered: 03/06/2018)
03/06/2018	<u>56</u>	APPENDIX motion to compel <u>54</u> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Nicholas, Adele D.) (Entered: 03/06/2018)
03/09/2018	<u>57</u>	RESPONSE by Lisa Madiganin Opposition to MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to compel <i>Defendant Lisa Madigan to Identify and Produce a 30(b)(6) Witness</i> <u>54</u> (Attachments: # <u>1</u> Exhibit A, Notice of 30(b)(6) Deposition to Lisa Madigan, # <u>2</u> Exhibit B, Lisa Madigan's Responses to Plaintiffs' Interrogatories, # <u>3</u> Exhibit C, 3/1/2018 Letter from S. Newman to Plaintiffs'

		counsel)(Newman, Sarah) (Entered: 03/09/2018)
03/12/2018	<u>58</u>	MINUTE entry before the Honorable Virginia M. Kendall. Motion hearing held on 3/12/2018. Plaintiffs' Motion to compel <u>54</u> is referred to Magistrate Judge Schenkier. The case will be referred to Magistrate Judge Schenkier for Discovery Supervision. End of Fact Discovery extended and ordered closed by 6/8/2018. End of Fact Discovery Status hearing set for 6/11/2018. Mailed notice (lk,) (Entered: 03/12/2018)
03/12/2018	<u>59</u>	EXECUTIVE COMMITTEE ORDER: Case referred to the Honorable Sidney I. Schenkier for motion <u>54</u> . Signed by Executive Committee on 3/12/18. (kp,) (Entered: 03/13/2018)
03/14/2018	<u>60</u>	MINUTE entry before the Honorable Sidney I. Schenkier: The case has been referred to this Court for discovery supervision, and for ruling on plaintiffs' motion to compel (doc. # <u>54</u>). Defendant Madigan has filed a response to the motion (doc. # <u>57</u>). If plaintiffs wish to file a reply, they shall do so by noon on 3/16/18. We set the matter for a status and motion hearing on 3/20/18 at 9:00 a.m. Mailed notice. (jj,) (Entered: 03/14/2018)
03/14/2018	<u>61</u>	MINUTE entry before the Honorable Sidney I. Schenkier: At the request of the parties, the status and motion hearings regarding plaintiffs' motion to compel (doc. # <u>54</u>)set for 3/20/18 before the magistrate judge are RESET to 3/28/18 at 10:00 a.m. Mailed notice. (jj,) (Entered: 03/14/2018)
03/28/2018	<u>62</u>	MINUTE entry before the Honorable Sidney I. Schenkier: Status and motion hearings held. The parties report on the status of discovery. For the reasons stated on the record, plaintiffs' motion to compel (doc. # <u>54</u>) is denied. The matter is set for a status hearing before the magistrate judge on 5/16/18 at 9:00 a.m. Mailed notice. (jj,) (Entered: 03/28/2018)
04/06/2018	<u>63</u>	ORDER signed by the Honorable Virginia M. Kendall on 4/6/2018. Plaintiff's Motion to certify class and the appointment of class counsel <u>41</u> are both granted. Mailed notice(lk,) (Entered: 04/06/2018)
05/16/2018	<u>64</u>	MINUTE entry before the Honorable Sidney I. Schenkier: Status hearing held. The parties report on the status of discovery. The matter is set for a status hearing before the magistrate judge on 5/31/18 at 9:00 a.m. Mailed notice. (jj,) (Entered: 05/16/2018)
05/17/2018	<u>65</u>	MINUTE entry before the Honorable Sidney I. Schenkier: The Court, sua sponte, RESETS the status hearing set for 5/31/18 before the magistrate judge to 6/05/18 at 9:00 a.m. Mailed notice. (jj,) (Entered: 05/17/2018)
06/05/2018	<u>66</u>	MINUTE entry before the Honorable Sidney I. Schenkier: Status hearing held. The parties report on the status of discovery. The parties are further instructed to submit their proposed protective order to Judge Schenkier's proposed order box as soon as practicable. The matter is set for a status hearing before the magistrate judge on 6/20/18 at 9:00 a.m. Mailed notice. (jj,) (Entered: 06/05/2018)
06/11/2018	<u>67</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing held on 6/11/2018. Motions for Summary Judgment shall be filed by 7/11/2018. Responses due by 8/8/2018. Replies due by 8/22/2018. Ruling will be by mail. Mailed notice (lk,) (Entered: 06/12/2018)
06/20/2018	<u>68</u>	MINUTE entry before the Honorable Sidney I. Schenkier: Status hearing held. The parties report that discovery has been completed and that they will proceed with the summary judgment motion schedule set forth by the district judge. The parties are further instructed to submit their proposed protective order to Judge Schenkier's proposed order box by no later than 6/22/18. The Court will not set a further status hearing at this time. Mailed notice. (jj,) (Entered: 06/20/2018)
07/06/2018	<u>69</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to set a briefing schedule (<i>Joint Motion</i>) (Nicholas, Adele D.) (Entered: 07/06/2018)
07/06/2018	<u>70</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion by filer to set a briefing schedule <u>69</u> before Honorable Virginia M. Kendall on 7/11/2018 at 09:00 AM. (Nicholas, Adele D.) (Entered: 07/06/2018)

07/09/2018	<u>71</u>	MINUTE entry before the Honorable Virginia M. Kendall. Parties' Joint Motion to reset the briefing schedule on Parties' Cross Motions for Summary Judgment <u>69</u> is granted. Plaintiff's Motion for Summary Judgment shall be filed by 8/2/2018. Defendants' response/cross Motion for Summary Judgment Responses due by 8/30/2018. Plaintiffs' response/reply due 9/20/2018. Defendants' reply due by 10/11/2018. Ruling will be by mail. Motion hearing set for 7/11/2018 is stricken. Mailed notice (lk,) (Entered: 07/09/2018)
07/31/2018	<u>72</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for extension of time to file <i>their motion for summary judgment (unopposed)</i> (Nicholas, Adele D.) (Entered: 07/31/2018)
07/31/2018	<u>73</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion for extension of time to file <u>72</u> before Honorable Virginia M. Kendall on 8/2/2018 at 09:00 AM. (Nicholas, Adele D.) (Entered: 07/31/2018)
08/01/2018	<u>74</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Motion for extension of time to file Motion for Summary Judgment <u>72</u> is granted. Plaintiff's Motion for Summary Judgment shall be filed by 8/9/2018. Defendants' response/cross Motion for Summary Judgment Responses due by 9/6/2018. Plaintiffs' response/reply due 9/27/2018. Defendants' reply due by 10/18/2018. Ruling will be by mail. Motion hearing set for 8/2/2018 is stricken. Mailed notice (lk,) (Entered: 08/01/2018)
08/10/2018	<u>75</u>	MOTION by Plaintiffs J.D. Lindenmeier, Stanley Meyer, Paul Murphy, Jasen Gustafsen for summary judgment (Nicholas, Adele D.) (Entered: 08/10/2018)
08/10/2018	<u>76</u>	RULE 56 Local Rule 56.1(a) Statement by Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy regarding motion for summary judgment <u>75</u> (Nicholas, Adele D.) (Entered: 08/10/2018)
08/10/2018	<u>77</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for leave to file <i>instanter their Summary Judgment Brief and L.R. 56.1 Statement (Unopposed)</i> (Nicholas, Adele D.) (Entered: 08/10/2018)
08/10/2018	<u>78</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion for leave to file <u>77</u> before Honorable Virginia M. Kendall on 8/20/2018 at 09:00 AM. (Nicholas, Adele D.) (Entered: 08/10/2018)
08/13/2018	<u>79</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Unopposed Motion for leave to file brief and statement of facts instanter <u>77</u> is granted. Motion hearing set for 8/20/2018 is stricken. Mailed notice (lk,) (Entered: 08/13/2018)
08/14/2018	<u>80</u>	APPENDIX Rule 56 statement <u>76</u> , motion for summary judgment <u>75</u> (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit, # <u>12</u> Exhibit, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit, # <u>16</u> Exhibit, # <u>17</u> Exhibit, # <u>18</u> Exhibit, # <u>19</u> Exhibit, # <u>20</u> Exhibit, # <u>21</u> Exhibit, # <u>22</u> Exhibit, # <u>23</u> Exhibit, # <u>24</u> Exhibit, # <u>25</u> Exhibit, # <u>26</u> Exhibit, # <u>27</u> Exhibit, # <u>28</u> Exhibit, # <u>29</u> Exhibit, # <u>30</u> Exhibit, # <u>31</u> Exhibit, # <u>32</u> Exhibit, # <u>33</u> Exhibit, # <u>34</u> Exhibit, # <u>35</u> Exhibit)(Nicholas, Adele D.) (Entered: 08/14/2018)
09/05/2018	<u>81</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file response/reply as to motion for summary judgment <u>75</u> and cross-motion for summary judgment (Newman, Sarah) (Entered: 09/05/2018)
09/05/2018	<u>82</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file response/reply <u>81</u> before Honorable Virginia M. Kendall on 9/14/2018 at 09:00 AM. (Newman, Sarah) (Entered: 09/05/2018)
09/06/2018	<u>83</u>	RESPONSE by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to motion for extension of time to file response/reply <u>81</u> (Nicholas, Adele D.) (Entered: 09/06/2018)
09/07/2018	<u>84</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Motion for extension of time to file response <u>81</u> to Motion for Summary Judgment <u>75</u> is granted to 11/5/2018. Response due by 11/5/2018. Reply due by 11/26/2018. Motion hearing set for 9/14/2018 is stricken. Mailed notice (lk,) (Entered: 09/07/2018)

11/05/2018	<u>85</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file response/reply as to motion for summary judgment <u>75</u> & <i>Defendants' motion for summary judgment (unopposed)</i> (Newman, Sarah) (Entered: 11/05/2018)
11/05/2018	<u>86</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file response/reply <u>85</u> before Honorable Virginia M. Kendall on 11/9/2018 at 09:00 AM. (Newman, Sarah) (Entered: 11/05/2018)
11/07/2018	<u>87</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Unopposed Motion for extension of time to file response <u>85</u> regarding Motion for Summary Judgment <u>75</u> is granted. Defendants' response/cross Motion for Summary Judgment Responses due by 11/20/2018. Plaintiffs' response/reply due 12/11/2018. Ruling will be by mail. Motion hearing set for 11/9/2018 is stricken.Mailed notice (lk,) (Entered: 11/07/2018)
11/20/2018	<u>88</u>	MOTION by Defendants John Baldwin, Lisa Madigan for summary judgment (Newman, Sarah) (Entered: 11/20/2018)
11/20/2018	<u>89</u>	MEMORANDUM by John Baldwin, Lisa Madigan in support of motion for summary judgment <u>88</u> and in opposition to Plaintiffs' motion for summary judgment (Dkt. 75) (Newman, Sarah) (Entered: 11/20/2018)
11/20/2018	<u>90</u>	RULE 56 (a) Statement by John Baldwin, Lisa Madigan regarding motion for summary judgment <u>88</u> (<i>Defendants' L.R. 56.1 Statement of Undisputed Facts</i>) (Newman, Sarah) (Entered: 11/20/2018)
11/20/2018	<u>91</u>	RESPONSE by Defendants John Baldwin, Lisa Madigan to Rule 56 statement <u>76</u> (Newman, Sarah) (Entered: 11/20/2018)
11/20/2018	<u>92</u>	APPENDIX Rule 56 statement <u>90</u> , Response <u>91</u> , motion for summary judgment <u>88</u> in support of Defendants' motion for summary judgment (Dkt. 88) and in opposition to Plaintiffs' summary judgment motion (Dkt. 75) (Attachments: # <u>1</u> Exhibit 1, Declaration of Dion Dixon, # <u>2</u> Exhibit 2, Interstate Commission for Adult Offender Supervision Rules (excerpted), # <u>3</u> Exhibit 3, Chicago Tribune article dated Dec. 6, 2009, # <u>4</u> Exhibit 4, Chicago Tribune article dated July 17, 2015, # <u>5</u> Exhibit 5, IDOC Administrative Directive No. 04.01.114, Local Offender Grievance Procedures, # <u>6</u> Exhibit 6, Illinois Sex Offender Registry Record for Cinszeo Doss, # <u>7</u> Exhibit 7, Illinois Sex Offender Registry Record for Charles Dobson, # <u>8</u> Exhibit 8, Illinois Sex Offender Registry Record for Jonathan Sparks, # <u>9</u> Exhibit 9, Illinois Sex Offender Registry Record for Antoine Lamb)(Newman, Sarah) (Entered: 11/20/2018)
11/21/2018	<u>93</u>	MOTION by Defendants John Baldwin, Lisa Madigan for leave to file excess pages <i>instanter (Unopposed)</i> (Newman, Sarah) (Entered: 11/21/2018)
11/21/2018	<u>94</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for leave to file excess pages <u>93</u> before Honorable Virginia M. Kendall on 12/20/2018 at 10:00 AM. (Newman, Sarah) (Entered: 11/21/2018)
11/21/2018	<u>95</u>	APPENDIX Rule 56 statement <u>90</u> , Response <u>91</u> , motion for summary judgment <u>88</u> in support of Defendants' motion for summary judgment (Dkt. 88) and in opposition to Plaintiffs' summary judgment motion (Dkt. 75) (<i>Exhibits 6–9 redacted</i>) (Attachments: # <u>1</u> Exhibit 1, Declaration of Dion Dixon, # <u>2</u> Exhibit 2, Interstate Commission for Adult Offender Supervision Rules (excerpted), # <u>3</u> Exhibit Chicago Tribune article dated Dec. 6, 2009, # <u>4</u> Exhibit 4, Chicago Tribune article dated July 17, 2015, # <u>5</u> Exhibit IDOC Administrative Directive No. 04.01.114, Local Offender Grievance Procedures, # <u>6</u> Exhibit 6, Illinois Sex Offender Registry Record for Cinszeo Doss (redacted), # <u>7</u> Exhibit 7, Illinois Sex Offender Registry Record for Charles Dobson (redacted), # <u>8</u> Exhibit 8, Illinois Sex Offender Registry Record for Jonathan Sparks (redacted), # <u>9</u> Exhibit 9, Illinois Sex Offender Registry Record for Antoine Lamb (redacted))(Newman, Sarah) (Entered: 11/21/2018)
11/28/2018	<u>96</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for extension of time to file response/reply as to motion for summary judgment <u>88</u> (Nicholas, Adele D.) (Entered: 11/28/2018)
11/28/2018	<u>97</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion for extension of time to file response/reply <u>96</u> before Honorable Virginia M. Kendall on 12/6/2018 at 09:00 AM. (Nicholas, Adele D.) (Entered: 11/28/2018)

12/03/2018	<u>98</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Unopposed Motion for leave to file excess pages <u>instant</u> <u>93</u> is granted. Motion hearing set for 12/20/2018 is stricken. Mailed notice (lk,) (Entered: 12/03/2018)
12/03/2018	<u>99</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Unopposed Motion for extension of time to file response/reply <u>96</u> regarding Motions for Summary Judgment <u>75</u> and <u>88</u> is granted. Responses due by 12/21/2018. Replies due by 1/25/2019. Motion hearing set for 12/6/2018 is stricken. Mailed notice (lk,) (Entered: 12/03/2018)
12/10/2018	<u>100</u>	MOTION to intervene (Envelope postmark 11/30/2018) (bg,) (Entered: 12/11/2018)
12/17/2018	<u>101</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for extension of time to file response/reply <i>in support of their motion for summary judgment</i> (Nicholas, Adele D.) (Entered: 12/17/2018)
12/17/2018	<u>102</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion for extension of time to file response/reply <u>101</u> before Honorable Virginia M. Kendall on 12/20/2018 at 10:00 AM. (Nicholas, Adele D.) (Entered: 12/17/2018)
12/18/2018	<u>103</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Unopposed Motion for extension of time to file their Response/Reply <u>101</u> regarding Motions for Summary Judgment <u>75</u> and <u>88</u> is granted. Responses due by 1/11/2019. Replies due by 2/8/2019. Motion hearing set for 12/20/2018 is stricken. Mailed notice (lk,) (Entered: 12/18/2018)
12/20/2018	<u>104</u>	MINUTE entry before the Honorable Virginia M. Kendall. Class member Christopher C. Parker filed what he styled as a "motion to intervene" <u>100</u> emphasizing a legal argument regarding the State's sentencing scheme. Mr. Parker is already a party in this case (at least for the substantive basis of this motion, arguing the law) and the purpose of intervention is to become a party, so the motion is improper. See <i>Kifer v. Ellsworth</i> , 346 F.3d 1155, 1156 (7th Cir. 2003). Additionally, the Court cannot construe the motion as one made to opt out of the class because there is no right to opt out of a Rule 23(b)(2) class action, and in the Court's discretion, doing so here is unnecessary anyway. See <i>id.</i> at 1157; see also <i>Gray v. Hardy</i> , 826 F.3d 1000, 1009 (7th Cir. 2016). The existing parties adequately represent Mr. Parker's interests, and he does not contend that there are any factual or legal distinctions that make his situation different from that of the named class representatives. See <i>Zbaraz v. Madigan</i> , 572 F.3d 370, 377 (7th Cir. 2009); see also <i>Crawford v. Equifax Payment Servs., Inc.</i> , 201 F.3d 877, 880 (7th Cir. 2000) (stating that the only time a class member should need to intervene is if she thinks that the representative is not acting in her best interests). In fact, the point that Mr. Parker raises in his motion is consistent with the plaintiff's position in this case. Should Mr. Parker want to individually sue (for money damages) in the future, he will likely be able to do so. See <i>Cole v. City of Memphis</i> , 839 F.3d 530, 541 (6th Cir. 2016), cert. denied sub nom. <i>City of Memphis, Tenn. v. Cole</i> , 137 S. Ct. 2220 (2017); <i>Berry v. Schulman</i> , 807 F.3d 600, 611-12 (4th Cir. 2015). But for now, the operating assumption is that "because the relief sought is uniform, so are the interests of the class members..." <i>Berry</i> , 807 F.3d at 612. So the Court decided when it certified the class. See Fed. R. Civ. P. 23 (requiring the court to find that the interests of all of the class members will be fairly and adequately represented by the named plaintiffs and class counsel). Mr. Parker failed to allege facts that might change this conclusion. The Court accordingly denies his motion to intervene <u>100</u> . Mailed notice (lk,) (Entered: 12/20/2018)
01/08/2019	<u>105</u>	MINUTE entry before the Honorable Sidney I. Schenkier: All matters subject to the referral having been concluded, the referral is hereby terminated. Mailed notice. (jj,) (Entered: 01/08/2019)
01/12/2019	<u>106</u>	RESPONSE by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to motion for summary judgment <u>88</u> , motion for summary judgment <u>75</u> <i>Combined Response to Defendants' Motion for Summary Judgment and Reply in Support of Plaintiffs' Motion for Summary Judgment</i> (Nicholas, Adele D.) (Entered: 01/12/2019)
01/12/2019	<u>107</u>	RULE 56 (b)(3) Statement by Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy regarding motion for summary judgment <u>88</u> , motion for summary judgment <u>75</u> (<i>Response to Defendants' Statement of Material Facts</i>) (Nicholas, Adele D.)

		(Entered: 01/12/2019)
01/12/2019	<u>108</u>	RULE 56 (b)(3)(c) Statement by Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy regarding motion for summary judgment <u>88</u> , motion for summary judgment <u>75</u> (<i>Statement of Additional Material Facts Requiring the Denial of Defendants' Motion for Summary Judgment</i>) (Nicholas, Adele D.) (Entered: 01/12/2019)
01/12/2019	<u>109</u>	APPENDIX Response, <u>106</u> , Rule 56 statement, <u>107</u> , Rule 56 statement, <u>108</u> <i>Appendix of Exhibits In Support of Response to Defendants' Motion for Summary Judgment</i> (Attachments: # <u>1</u> Exhibit 36: Declaration of Jason Tucker, # <u>2</u> Exhibit 37: Declaration of Nicole Uhler, # <u>3</u> Exhibit 38: Declaration of Jennifer Tyree, # <u>4</u> Exhibit 39: Declaration of Michael DiMichele, # <u>5</u> Exhibit 40: Declaration of Bill Carney, # <u>6</u> Exhibit 41: Declaration of Daniel Barron, # <u>7</u> Exhibit 42: Declaration of Robin Frazier)(Nicholas, Adele D.) (Entered: 01/12/2019)
01/14/2019	<u>110</u>	MAIL RETURNED, for document # <u>104</u> sent to Christopher Parker returned as undeliverable, return to sender. New address found, re-mailed to Ina- BMRCC 251 N. Illinois Hwy. 37 Ina, IL 62846 (pj,) (Entered: 01/14/2019)
01/15/2019	<u>111</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for leave to file <i>instanter their reply in support of their motion for summary judgment</i> (Nicholas, Adele D.) (Entered: 01/15/2019)
01/15/2019	<u>112</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion for leave to file <u>111</u> before Honorable Virginia M. Kendall on 1/22/2019 at 09:00 AM. (Nicholas, Adele D.) (Entered: 01/15/2019)
01/15/2019	<u>113</u>	MOTION by Movant Christopher Parker to intervene (Envelope postmarked 1/10/2019). (ew,) (Entered: 01/16/2019)
01/17/2019	<u>114</u>	MINUTE entry before the Honorable Virginia M. Kendall. Class member Christopher C. Parker filed a second "motion to intervene" <u>113</u> essentially re-raising the legal argument from his first motion <u>100</u> . The Court denied that motion because Mr. Parker is already a class member and the existing parties adequately represent his interests. Indeed, Mr. Parker's contentions remain consistent with the Plaintiffs' position in this case. It is therefore unnecessary for Mr. Parker to intervene because the parties are finishing their briefing regarding the pending Motion for Summary Judgment <u>88</u> that the Court will then rule on in due course. Accordingly, the Court denies Mr. Parker's motion to intervene <u>113</u> . Mailed notice (lk,) (Entered: 01/17/2019)
01/17/2019	<u>115</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Unopposed Motion for leave to file their reply brief <i>instanter</i> <u>111</u> is granted. Motion hearing set for 1/22/2019 is stricken. Mailed notice (lk,) (Entered: 01/17/2019)
02/01/2019	<u>116</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for leave to file <i>a Supplemental Authority Memorandum</i> (Attachments: # <u>1</u> Supplement Supplemental Authority Memorandum, # <u>2</u> Exhibit Decision in Frazier v. Baldwin)(Nicholas, Adele D.) (Entered: 02/01/2019)
02/01/2019	<u>117</u>	NOTICE of Motion by Adele D. Nicholas for presentment of motion for leave to file, <u>116</u> before Honorable Virginia M. Kendall on 2/12/2019 at 01:00 PM. (Nicholas, Adele D.) (Entered: 02/01/2019)
02/04/2019	<u>118</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Motion for leave to file supplemental authority memorandum <u>116</u> is granted. Motion hearing set for 2/12/2019 is stricken. Mailed notice (lk,) (Entered: 02/04/2019)
02/08/2019	<u>119</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file response/reply as to Response, <u>106</u> (<i>Unopposed</i>) (Newman, Sarah) (Entered: 02/08/2019)
02/08/2019	<u>120</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file response/reply <u>119</u> before Honorable Virginia M. Kendall on 2/14/2019 at 09:00 AM. (Newman, Sarah) (Entered: 02/08/2019)
02/13/2019	<u>121</u>	ENTERED IN ERROR (lk,) Modified on 2/13/2019 (lk,). (Main Document 121 replaced on 2/13/2019) (lk,). (Entered: 02/13/2019)

02/13/2019	<u>122</u>	MINUTE entry (Corrected) before the Honorable Virginia M. Kendall. Defendants' Unopposed Motion for extension of time to file Reply <u>119</u> regarding Cross Motion for summary judgment <u>88</u> is granted in part. Reply shall be due by 3/11/2019. Motion hearing set for 2/14/2019 is stricken. Minute Entry <u>121</u> was entered in error. Mailed notice (lk,) (Entered: 02/13/2019)
03/11/2019	<u>123</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file response/reply as to Response, <u>106</u> (Newman, Sarah) (Entered: 03/11/2019)
03/11/2019	<u>124</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file response/reply <u>123</u> before Honorable Virginia M. Kendall on 3/14/2019 at 09:00 AM. (Newman, Sarah) (Entered: 03/11/2019)
03/12/2019	<u>125</u>	MOTION by Christopher Parker to intervene; Exhibits. (ew,) (Entered: 03/12/2019)
03/13/2019	<u>126</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Motion for extension of time to file reply <u>123</u> in support of their Cross Motion for Summary Judgment is granted in part. Reply shall be filed by 3/21/2019. Motion hearing set for 3/14/2019 is stricken. Mailed notice (lk,) (Entered: 03/13/2019)
03/21/2019	<u>127</u>	REPLY by John Baldwin, Lisa Madigan to Response, <u>106</u> <i>in further support of their motion for summary judgment</i> (Attachments: # <u>1</u> Exhibit 10, "California seek ssolutions to homeless sex offender rate", # <u>2</u> Exhibit 11, "The Challenges of GPS and Sex Offender Management", # <u>3</u> Exhibit 12, "Homeless offenders create gaps in Wisconsin's GPS monitoring system", # <u>4</u> Exhibit 13, "Special Review: Assessment of Electronic Monitoring of Sex Offenders on Parole and the Impact of Residency Restrictions")(Newman, Sarah) (Entered: 03/21/2019)
03/21/2019	<u>128</u>	RESPONSE by Defendants John Baldwin, Lisa Madigan to Rule 56 statement, <u>108</u> (Newman, Sarah) (Entered: 03/21/2019)
03/21/2019	<u>129</u>	MOTION by Defendants John Baldwin, Lisa Madigan for leave to file excess pages (<i>Unopposed</i>) (Newman, Sarah) (Entered: 03/21/2019)
03/21/2019	<u>130</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for leave to file excess pages <u>129</u> before Honorable Virginia M. Kendall on 3/27/2019 at 09:00 AM. (Newman, Sarah) (Entered: 03/21/2019)
03/26/2019	<u>131</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants Unopposed Motion for leave to file excess pages <u>129</u> is granted. Motion hearing set for 3/27/2019 is stricken. Mailed notice (lk,) (Entered: 03/26/2019)
03/31/2019	<u>132</u>	MEMORANDUM Opinion and Order signed by the Honorable Virginia M. Kendall on 3/31/2019. The Court grants in part and denies in part Plaintiffs' Motion for Summary Judgment <u>75</u> . The Court grants Plaintiffs' Motion for Summary Judgment <u>75</u> as to their equal protection (Count II) and Eighth Amendment claims (Count IV) and denies it as to their substantive (Count I) and procedural (Count III) due process claims. The Court denies Defendants' cross-motion for Summary Judgment <u>88</u> in full. Status hearing set for 4/22/2019 at 9:00 AM to discuss a trial date for the procedural due process claim and the need for a remedial hearing to determine the scope of equitable relief. Mailed notice(lk,) (Entered: 03/31/2019)
04/18/2019	<u>133</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing set for 4/22/2019 is reset for 4/24/2019 at 9:00 AM. Mailed notice (lk,) (Entered: 04/18/2019)
04/24/2019	<u>134</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing held on 4/24/2019. By request and agreement of parties, a Settlement Conference is set for 5/1/2019 at 1:30 PM. Mailed notice (lk,) (Entered: 04/25/2019)
05/01/2019	<u>135</u>	MINUTE entry before the Honorable Virginia M. Kendall. Settlement conference held on 5/1/2019, and by agreement of parties, continued for 6/17/2019 at 10:00 AM. Mailed notice (lk,) (Entered: 05/01/2019)
06/10/2019	<u>136</u>	MINUTE entry before the Honorable Virginia M. Kendall. On the Court's own Motion and by agreement of parties, Settlement Conference reset for 6/18/2019 at 10:30 AM. Mailed notice (lk,) (Entered: 06/10/2019)

06/18/2019	<u>137</u>	MINUTE entry before the Honorable Virginia M. Kendall. Settlement conference held on 6/18/2019, and by agreement of parties, continued for 8/23/2019 at 1:00 PM. Mailed notice (lk,) (Entered: 06/20/2019)
07/31/2019	<u>138</u>	LETTER from Antonio Castro dated 7/26/19. (Illegible Envelope Postmark date) (gcy,) (Entered: 08/01/2019)
08/15/2019	<u>139</u>	LETTER from Keith B. Newton dated 8/8/19. (No Envelope Postmark date). (gcy,) (Entered: 08/16/2019)
08/23/2019	<u>140</u>	MINUTE entry before the Honorable Virginia M. Kendall. Settlement conference held on 8/23/2019 and by agreement of parties, continued for 10/1/2019 at 12:30 PM. Mailed notice (lk,) (Entered: 08/23/2019)
08/27/2019	<u>141</u>	LETTER from Juan Nova dated 8/22/19. (Envelope Postmark date 8/23/19). (gcy,) (Entered: 08/29/2019)
09/23/2019	<u>142</u>	NOTICE by John Baldwin, Lisa Madigan of attorney withdrawal (Ioppolo, Thomas) (Entered: 09/23/2019)
10/01/2019	<u>143</u>	MINUTE entry before the Honorable Virginia M. Kendall. Settlement conference held on 10/1/2019. Plaintiffs are to seek an injunction by 10/15/2019. Defendants will respond by 11/12/2019. Status hearing set for 11/21/2019 at 9:00 AM. Mailed notice (lk,) (Entered: 10/02/2019)
10/15/2019	<u>144</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for order <i>Plaintiffs' Proposed Injunction Order</i> (Nicholas, Adele D.) (Entered: 10/15/2019)
10/17/2019	<u>145</u>	LETTER from Calvin Johnson dated 10/8/19. (Attachments). (Envelope Postmark date 10/9/19). (gcy,) (Entered: 10/17/2019)
11/08/2019	<u>146</u>	MOTION by Defendants John Baldwin, Lisa Madigan for extension of time to file response/reply as to motion for order <u>144</u> (<i>Unopposed</i>) (Newman, Sarah) (Entered: 11/08/2019)
11/08/2019	<u>147</u>	NOTICE of Motion by Sarah Hughes Newman for presentment of motion for extension of time to file response/reply <u>146</u> before Honorable Virginia M. Kendall on 11/21/2019 at 09:00 AM. (Newman, Sarah) (Entered: 11/08/2019)
11/18/2019	<u>148</u>	MINUTE entry before the Honorable Virginia M. Kendall. Defendants' Unopposed Motion for extension of time to file response <u>146</u> regarding Motion for Proposed Injunction Order <u>144</u> is granted. Response due by 11/19/2019. Status hearing reset for 12/3/2019 at 9:00 AM. Motion and Status hearing set for 11/21/2019 are stricken. Mailed notice (lk,) (Entered: 11/18/2019)
11/19/2019	<u>149</u>	RESPONSE by Defendants John Baldwin, Lisa Madigan to motion for order <u>144</u> (Newman, Sarah) (Entered: 11/19/2019)
12/03/2019	<u>150</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing held on 12/3/2019. Plaintiff's Motion for Injunction Order <u>144</u> is taken under advisement. Status hearing set for 12/17/2019 at 9:00 AM. Mailed notice (lk,) (Entered: 12/04/2019)
12/09/2019	<u>151</u>	MINUTE entry before the Honorable Virginia M. Kendall. In March 2019, class member Christopher Parker filed a third "motion to intervene" <u>125</u> re-raising the legal arguments he has raised in his previous motions to intervene and attaching his state-court petition for a writ of habeas corpus. As this Court has already stated (See Dkt. <u>104</u> , <u>114</u>), Mr. Parker is already a class member and the existing parties adequately represent his interests. Mr. Parker's contentions remain consistent with the Plaintiffs' position in this case. His third motion to intervene <u>125</u> is again denied for this reason. Mr. Parker's brief and cursory arguments do not raise any new grounds that would cause the Court to change its position. The Court directs the Clerk's office to send Mr. Parker, with notice of this order, a copy of the Court's Memorandum Opinion and Order <u>132</u> as it may aid him in understanding that his concerns are already being addressed in this case. Mailed notice (lk,) (Entered: 12/09/2019)
12/11/2019		MAILED Copy of Order dated 12/9/19 w/Copy of Memorandum Opinion and Order <u>132</u> to Christopher Parker. (gcy,) (Entered: 12/11/2019)

12/17/2019	<u>152</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing held on 12/17/2019. Further oral argument heard regarding Plaintiff's Motion for Injunction <u>144</u> . Motion for Injunction <u>144</u> is taken under advisement. Status hearing set for 1/2/2020 at 9:00 AM. Mailed notice (lk,) (Entered: 12/18/2019)
12/26/2019	<u>153</u>	MEMORANDUM motion for order <u>144</u> by Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy (<i>Supplemental Memorandum in Support of Plaintiffs' Motion for a Permanent Injunction</i>) (Nicholas, Adele D.) (Entered: 12/26/2019)
01/02/2020	<u>154</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing held on 1/2/2020. Parties are to submit an agreed proposed Order with dates as outlined in open Court. Status hearing set for 4/6/2020 at 9:00 AM. Mailed notice (lk,) (Entered: 01/06/2020)
01/07/2020	<u>155</u>	LETTER from Burt D Wenzel. (Envelope Postmark 1/2/20). (gcy,) (Entered: 01/09/2020)
01/15/2020	<u>156</u>	PERMANENT Injunction Order signed by the Honorable Virginia M. Kendall on 1/15/2020. Mailed notice(lk,) (Entered: 01/15/2020)
01/29/2020	<u>157</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy for bill of costs (Attachments: # <u>1</u> Appendix itemization and declaration of counsel, # <u>2</u> Exhibit fees of the clerk, # <u>3</u> Exhibit deposition costs, # <u>4</u> Exhibit printing costs)(Nicholas, Adele D.) (Entered: 01/29/2020)
02/10/2020	<u>158</u>	REQUEST for Information Adam Jose Escamilla. (Envelope Postmark date 2/3/2020). (gcy,) (Entered: 02/12/2020)
02/18/2020	<u>159</u>	MINUTE entry before the Honorable Virginia M. Kendall. On 1/15/20, this Court entered a Permanent Injunction Order, upon motion of the Plaintiffs (Dkt. <u>156</u>). On 1/29/20, Plaintiffs filed a bill of costs <u>157</u> . There having been no objections filed, the bill of costs is entered. Mailed notice (lk,) (Entered: 02/18/2020)
02/18/2020	<u>160</u>	COSTS Taxed in favor of Plaintiffs in amount of \$ 3,015.41 and against Defendants. (lk,) (Entered: 02/18/2020)
02/27/2020	<u>161</u>	Compliance Plan by John Baldwin, Lisa Madigan <i>pursuant to the Court's Permanent Injunction Order (Dkt. 156)</i> (Newman, Sarah) (Entered: 02/27/2020)
03/13/2020	<u>162</u>	GENERAL ORDER signed by the Honorable Virginia M. Kendall: In view of the current situation regarding COVID19, the Court encourages counsel with motion or status hearings set over the next few weeks to (a) file a joint status report if they believe that the motion and/or status can be handled without an appearance simply by providing the Court with an update on the progress of the case or an indication that the relief requested in the motion either is unopposed or can be addressed with an agreed briefing schedule or (b) make arrangements to appear by telephone for all motions and status hearings that cannot be handled without an appearance. If you would like to appear by telephone for any hearing or status conference, please contact the Courtroom Deputy, Lynn Kandziora, preferably by email (Lynn_Kandziora@ilnd.uscourts.gov) or by telephone (312) 4085153, if necessary, to advise her of the case number and the name of the person who is expecting to participate. We will open the phone lines shortly before the start time every day that court is in session. Please use the Court's toll free call in number 877 848 7030, conference access code is 2413900. Given the increased volume of users that is anticipated, we ask that you keep your phone on mute until your case is called. Signed by the Honorable Virginia M. Kendall on 3/13/2020: Mailed notice. (rp,) (Entered: 03/13/2020)
03/16/2020	<u>163</u>	ORDER Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on March 16, 2020. All open cases are impacted by this Amended General Order. See attached Order for guidance.Signed by the Honorable Rebecca R. Pallmeyer on 3/16/2020: Mailed notice. (pj,) (Entered: 03/17/2020)
03/26/2020	<u>164</u>	MINUTE entry before the Honorable Virginia M. Kendall. Status hearing set for 4/6/2020 is stricken. Mailed notice (lk,) (Entered: 03/26/2020)
03/26/2020	<u>167</u>	LETTER from Juan Nova dated 3/24/20. (Envelope postmark date 3/26/20). (gcy,) (Entered: 04/12/2020)

04/06/2020	<u>165</u>	MOTION by Plaintiffs Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy to reassign case <i>Barnes v. Jeffreys</i> , 20-cv-2137 (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Nicholas, Adele D.) (Entered: 04/06/2020)
04/07/2020	<u>166</u>	MINUTE entry before the Honorable Virginia M. Kendall. Plaintiffs' Motion to reassign case 20 C 2137 to Judge Kendall based on relatedness <u>165</u> is granted. Case 20 C 2137 shall be reassigned to Judge Kendall based on relatedness, as both that case and the instant case, 16 C 11471, rely on the same or similar facts and law. Telephonic Status hearing set 4/8/2020 at 10:45 AM (courtroom 2503). Call in information as follows: Toll-Free Call-in Number: (877) 848-7030; Conference Access Code: 2413900. Mailed notice (lk,) (Entered: 04/07/2020)
04/13/2020	<u>168</u>	MINUTE entry before the Honorable Virginia M. Kendall. The Court has received letters from class members in recent months, requesting information about the case. The Court expects that it may continue to receive such letters during the COVID-19 crisis. The class is represented by counsel, and class counsel is expected to adequately represent the class, including by keeping them apprised of case developments. The Court directs Plaintiffs' counsel to review the letters filed on the docket and respond, if appropriate. The Court will not enter additional orders on the matter but expects counsel to review the docket for such letters and respond appropriately going forward. Mailed notice (lk,) (Entered: 04/13/2020)
04/24/2020	<u>169</u>	ORDER Third Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on April 24, 2020. All open cases are impacted by this Third Amended General Order. Parties are must carefully review all obligations under this Order, including the requirement listed in paragraph number 5 to file a joint written status report in most civil cases. See attached Order. Signed by the Honorable Rebecca R. Pallmeyer on 4/24/2020: Mailed notice. (docket1,) (Entered: 04/27/2020)
05/18/2020	<u>170</u>	STATUS Report <i>Joint Status Report Pursuant to N.D.Ill. Gen. Order 20-0012</i> by Jasen Gustafsen, J.D. Lindenmeier, Stanley Meyer, Paul Murphy (Nicholas, Adele D.) (Entered: 05/18/2020)
05/26/2020	<u>171</u>	ORDER ORDER Fourth Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on May 26, 2020. This Order does not extend or modify any deadlines set in civil cases. For non-emergency motions, no motion may be noticed for presentment on a date earlier than July 15, 2020. See attached Order. Signed by the Honorable Rebecca R. Pallmeyer on 5/26/2020: Mailed notice. (docket1,) (Entered: 05/26/2020)
06/15/2020	<u>172</u>	Defendants' Quarterly Report by John Baldwin, Lisa Madigan (Newman, Sarah) (Entered: 06/15/2020)
07/10/2020	<u>173</u>	ORDER Fifth Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on July 10, 2020. This Order does not extend or modify any deadlines set in civil cases. No motions may be noticed for in-person presentment; the presiding judge will notify parties of the need, if any, for a hearing by electronic means or in-court proceeding. See attached Order. Signed by the Honorable Rebecca R. Pallmeyer on 7/10/2020: Mailed notice. (Clerk3, Docket) (Entered: 07/10/2020)