

**U.S. District Court [LIVE]
Western District of Texas (Austin)
CIVIL DOCKET FOR CASE #: 1:18-cv-00169-LY**

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Gonzalez v. CoreCivic, Inc.
Assigned to: Judge Lee Yeakel
Demand: \$5,000,000
Case in other court: USCA 5th, 19-50691
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 02/22/2018
Jury Demand: Both
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

Plaintiff

Martha Gonzalez
*individually and on behalf of all
others similarly situated*

represented by **Josef F. Buenker**
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Defendant

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Counter Plaintiff

CoreCivic, Inc.

represented by **Allison L. Bowers**
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Ashlee B. Hesman
(See above for address)
*LEAD ATTORNEY
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Daniel P. Struck
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Jacob B. Lee
(See above for address)
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Rachel Love
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V.

Counter Defendant

Martha Gonzalez
*individually and on behalf of all
others similarly situated*

represented by **Josef F. Buenker**
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Vijay Anand Pattisapu
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Thomas H. Padgett , Jr.
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Date Filed	#	Docket Text
02/22/2018	<u>1</u>	COMPLAINT <i>And Class Action</i> (Filing fee \$ 400 receipt number 0542-10492526), filed by Martha Gonzalez. (Attachments: # <u>1</u> Civil Cover Sheet)(Padgett, Thomas) (Entered: 02/22/2018)
02/22/2018	<u>2</u>	REQUEST FOR ISSUANCE OF SUMMONS by Martha Gonzalez. (Attachments: # <u>1</u> Supplement)(Padgett, Thomas) (Entered: 02/22/2018)
02/22/2018		Case assigned to Judge Lee Yeakel. CM WILL NOW REFLECT THE JUDGE INITIALS AS PART OF THE CASE NUMBER. PLEASE APPEND THESE JUDGE INITIALS TO THE CASE NUMBER ON EACH DOCUMENT THAT YOU FILE IN THIS CASE. (afd) (Entered: 02/23/2018)
02/22/2018		DEMAND for Trial by Jury by Martha Gonzalez. (afd) (Entered: 02/23/2018)
02/23/2018	<u>3</u>	Summons Issued as to CoreCivic, Inc.. (afd) (Entered: 02/23/2018)
03/23/2018	<u>4</u>	SUMMONS Returned Executed by Martha Gonzalez. CoreCivic, Inc. served on 3/21/2018, answer due 4/11/2018. (Padgett, Thomas) Modified on 3/23/2018 to clarify text (lt). (Entered: 03/23/2018)
03/28/2018	<u>5</u>	MOTION to Appear Pro Hac Vice by Allison L. Bowers <i>on behalf of Ashlee Hesman</i> (Filing fee \$ 100 receipt number 0542-10621581) by on behalf of CoreCivic, Inc.. (Bowers, Allison) (Entered: 03/28/2018)
03/28/2018	<u>6</u>	MOTION to Appear Pro Hac Vice by Allison L. Bowers <i>on behalf of Dan Struck</i> (Filing fee \$ 100 receipt number 0542-10621665) by

		on behalf of CoreCivic, Inc.. (Bowers, Allison) (Entered: 03/28/2018)
03/28/2018	<u>7</u>	MOTION to Appear Pro Hac Vice by Allison L. Bowers <i>on behalf of Rachel Love</i> (Filing fee \$ 100 receipt number 0542-10621681) by on behalf of CoreCivic, Inc.. (Bowers, Allison) (Entered: 03/28/2018)
03/29/2018	<u>8</u>	ORDER GRANTING <u>5</u> Motion for Ashlee B. Hesman to Appear Pro Hac Vice on behalf of Defendant CoreCivic, Inc. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Signed by Judge Lee Yeakel. (lt) (Entered: 03/29/2018)
03/29/2018	<u>9</u>	ORDER GRANTING <u>6</u> Motion for Daniel P. Struck to Appear Pro Hac Vice on behalf of Defendant CoreCivic, Inc. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Signed by Judge Lee Yeakel. (lt) (Entered: 03/29/2018)
03/29/2018	<u>10</u>	ORDER GRANTING <u>7</u> Motion for Rachel Love to Appear Pro Hac Vice on behalf of Defendant CoreCivic, Inc. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Signed by Judge Lee Yeakel. (lt) (Entered: 03/29/2018)
04/05/2018	<u>11</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint by CoreCivic, Inc.. (Attachments: # <u>1</u> Proposed Order)(Struck, Daniel) (Entered: 04/05/2018)
04/05/2018	<u>12</u>	RULE 7 DISCLOSURE STATEMENT filed by CoreCivic, Inc.. (Struck, Daniel) (Entered: 04/05/2018)
04/06/2018	<u>13</u>	ORDER GRANTING Defendant's Unopposed <u>11</u> Motion for Extension of Time to Answer; CoreCivic, Inc.'s answer due 5/18/2018. Signed by Judge Lee Yeakel. (lt) (Entered: 04/06/2018)
05/16/2018	<u>14</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint by CoreCivic, Inc.. (Attachments: # <u>1</u> Proposed Order)(Struck, Daniel) (Entered: 05/16/2018)

05/16/2018	<u>15</u>	ORDER GRANTING Defendant's Unopposed <u>14</u> Second Motion for Extension of Time to Answer <u>1</u> Complaint ; CoreCivic, Inc.'s answer due 6/8/2018. Signed by Judge Lee Yeakel. (lt) (Entered: 05/17/2018)
05/22/2018	<u>16</u>	MOTION to Appear Pro Hac Vice by Daniel P. Struck <i>for Jacob B. Lee</i> (Filing fee \$ 100 receipt number 0542-10823722) by on behalf of CoreCivic, Inc.. (Struck, Daniel) (Entered: 05/22/2018)
05/29/2018	<u>17</u>	ORDER GRANTING <u>16</u> Motion by Jacob B. Lee to Appear Pro Hac Vice. Pursuant to our Administrative Policies and Procedures for Electronic Filing, the attorney hereby granted to practice pro hac vice in this case must register for electronic filing with our court within 10 days of this order. Signed by Judge Lee Yeakel. (td) (Entered: 05/29/2018)
06/08/2018	<u>18</u>	MOTION to Dismiss <i>Plaintiffs' Complaint</i> by CoreCivic, Inc.. (Struck, Daniel) (Entered: 06/08/2018)
06/19/2018	<u>19</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>18</u> MOTION to Dismiss <i>Plaintiffs' Complaint</i> by Martha Gonzalez. (Attachments: # <u>1</u> Proposed Order Proposed Order)(Padgett, Thomas) (Entered: 06/19/2018)
06/20/2018	<u>20</u>	ORDER GRANTING <u>19</u> Motion for Extension of Time to File Response. Signed by Judge Lee Yeakel. (lt) (Entered: 06/20/2018)
07/02/2018	<u>21</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>18</u> MOTION to Dismiss <i>Plaintiffs' Complaint</i> by Martha Gonzalez. (Attachments: # <u>1</u> Proposed Order Proposed Order)(Padgett, Thomas) (Entered: 07/02/2018)
07/05/2018	<u>22</u>	ORDER GRANTING <u>21</u> Motion for Extension of Time to File Response. Signed by Judge Lee Yeakel. (lt) (Entered: 07/05/2018)
07/24/2018	<u>23</u>	Response in Opposition to Motion, filed by Martha Gonzalez, re <u>18</u> MOTION to Dismiss <i>Plaintiffs' Complaint</i> filed by Defendant CoreCivic, Inc. (Attachments: # <u>1</u> Proposed Order)(Pattisapu, Vijay) (Entered: 07/24/2018)
07/25/2018	<u>24</u>	MOTION for Extension of Time to File Response/Reply as to <u>18</u> MOTION to Dismiss <i>Plaintiffs' Complaint</i> , <u>23</u> Response

		in Opposition to Motion <i>and Plaintiffs' Alternative Motion for Leave to Amend</i> by CoreCivic, Inc.. (Attachments: # 1 Proposed Order)(Struck, Daniel) (Entered: 07/25/2018)
07/26/2018	25	ORDER GRANTING Defendant's Unopposed 24 Motion for Extension of Time to File Reply and Response. Signed by Judge Lee Yeakel. (lt) (Entered: 07/27/2018)
08/29/2018	26	SUPPLEMENT to 23 Response in Opposition to Motion to Dismiss - <i>Notice of Supplemental Authority</i> by Martha Gonzalez. (Attachments: # 1 Novoa Order Denying Motion to Dismiss, # 2 Novoa Transcript from Hearing on Motion to Dismiss)(Pattisapu, Vijay) (Entered: 08/29/2018)
08/30/2018	27	REPLY to Response to Motion, filed by CoreCivic, Inc., re 18 MOTION to Dismiss <i>Plaintiffs' Complaint</i> filed by Defendant CoreCivic, Inc. (Struck, Daniel) (Entered: 08/30/2018)
08/30/2018	28	RESPONSE to <i>Plaintiff's Alternative Motion for Leave to Amend</i> to 23 Response in Opposition to Motion by CoreCivic, Inc.. (Attachments: # 1 Proposed Order)(Struck, Daniel) (Entered: 08/30/2018)
03/01/2019	29	ORDER DENYING Defendant's 18 Motion to Dismiss. ORDER that the parties are to submit to the court a Proposed Agreed Scheduling Order on or before March 22, 2019. Signed by Judge Lee Yeakel. (lt) (Entered: 03/04/2019)
03/01/2019		Set Deadlines: Proposed Agreed Scheduling Order due by 3/22/2019. (lt) (Entered: 03/04/2019)
03/11/2019	30	MOTION for Certificate of Appealability <i>for Interlocutory Appeal Pursuant to 28 U.S.C. § 1292(b)</i> by CoreCivic, Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Proposed Order)(Struck, Daniel) (Entered: 03/11/2019)
03/15/2019	31	CoreCivic's ANSWER to 1 Complaint with Jury Demand , COUNTERCLAIM against All Plaintiffs by CoreCivic, Inc..(Lee, Jacob) (Entered: 03/15/2019)
03/15/2019	32	DEMAND for Trial by Jury by CoreCivic, Inc.. (Lee, Jacob) (Entered: 03/15/2019)

03/21/2019	33	Unopposed MOTION for Extension of Time to File Response/Reply as to 30 MOTION for Certificate of Appealability <i>for Interlocutory Appeal Pursuant to 28 U.S.C. § 1292(b)</i> by Martha Gonzalez. (Attachments: # 1 Proposed Order)(Padgett, Thomas) (Entered: 03/21/2019)
03/22/2019	34	Proposed Scheduling Order - <i>Joint</i> by CoreCivic, Inc.. (Lee, Jacob) (Entered: 03/22/2019)
03/25/2019	35	ORDER GRANTING Plaintiff's 33 Unopposed Motion for Extension of Time to File Response. Signed by Judge Lee Yeakel. (lt) (Entered: 03/25/2019)
03/27/2019	36	ORDER SETTING Initial Pretrial Conference for 8/21/2019 at 03:30 PM before Judge Lee Yeakel. Signed by Judge Lee Yeakel. (lt) (Entered: 03/27/2019)
04/02/2019	37	MOTION to Stay Case by CoreCivic, Inc.. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Proposed Order)(Struck, Daniel) (Entered: 04/02/2019)
04/08/2019	38	Response in Opposition to Motion, filed by Martha Gonzalez, re 30 MOTION for Certificate of Appealability <i>for Interlocutory Appeal Pursuant to 28 U.S.C. § 1292(b)</i> filed by Defendant CoreCivic, Inc. (Attachments: # 1 Exhibit Amicus Brief, # 2 Exhibit Order in Barrientos, # 3 Proposed Order Order)(Padgett, Thomas) (Entered: 04/08/2019)
04/09/2019	39	Response in Opposition to Motion, filed by Martha Gonzalez, re 37 MOTION to Stay Case filed by CoreCivic, Inc. (Attachments: # 1 Exhibit Case, # 2 Proposed Order)(Padgett, Thomas) (Entered: 04/09/2019)
04/15/2019	40	REPLY to Response to Motion, filed by CoreCivic, Inc., re 30 MOTION for Certificate of Appealability <i>for Interlocutory Appeal Pursuant to 28 U.S.C. § 1292(b)</i> filed by Defendant CoreCivic, Inc. (Attachments: # 1 Exhibit 1)(Struck, Daniel) (Entered: 04/15/2019)
04/15/2019	41	REPLY to Response to Motion, filed by CoreCivic, Inc., re 37 MOTION to Stay Case filed by CoreCivic, Inc. (Struck, Daniel) (Entered: 04/15/2019)
06/10/2019	42	ORDER GRANTING Defendant's 30 Motion to Certify for Interlocutory Appeal. ORDER GRANTING Defendant's 37

		Motion to Stay all Proceedings. All proceedings in this court are STAYED pending resolution of any application for interlocutory appeal in this cause. Signed by Judge Lee Yeakel. (lt) (Entered: 06/11/2019)
07/25/2019	43	Certified Copy of ORDER of USCA Granting motion for leave to appeal.(lt) (Entered: 07/25/2019)
07/25/2019		USCA Order 43 granting leave to appeal construed as NOTICE OF INTERLOCUTORY APPEAL by CoreCivic, Inc., USCA Case #19-50691. Fee Due by 8/8/19. Per 5th Circuit rules, the appellant has 14 days, from the filing of the Notice of Appeal, to order the transcript. To order a transcript, the appellant should fill out Form DKT-13 (Transcript Order) and follow the instructions set out on the form. This form is available in the Clerk's Office or by clicking the hyperlink above. (lt) (Entered: 07/25/2019)
08/07/2019		Certification of the Electronic Record on Appeal has been accepted by the 5th Circuit re Notice of Appeal - Interlocutory. Attorneys are advised that they may now download the EROA from the Fifth Circuit CM/ECF site by following these instructions here (lt) (Entered: 08/07/2019)
08/07/2019	44	USCA Appeal Fees received \$ 505 receipt number 100036537 re Notice of Appeal - Interlocutory,, filed by CoreCivic, Inc. (lt) (Entered: 08/07/2019)
02/18/2021	45	Certified copy of USCA JUDGMENT issued as the MANDATE affirming the judgment of the District Court.(lt) (Entered: 02/22/2021)
02/25/2021	46	ORDER Lifting Stay and Proposed Scheduling Order. Proposed scheduling order due to the Court within sixty (60) days after the appearance of any defendant.(Proposed Scheduling Order due by 3/12/2021). Signed by Judge Lee Yeakel. (cc3) (Entered: 02/26/2021)
03/12/2021	47	Proposed Scheduling Order <i>per Court Order</i> by Martha Gonzalez. (Padgett, Thomas) (Entered: 03/12/2021)
03/29/2021	48	ORDER Setting Pretrial Conference for 4/14/2021 at 02:00 PM before Judge Lee Yeakel. Signed by Judge Lee Yeakel. (cc3) (Entered: 03/29/2021)

04/05/2021	49	<i>Plaintiff Counter Defendant's Original ANSWER to 31</i> Answer to Complaint, Counterclaim of <i>CoreCivic, Inc.</i> by Martha Gonzalez.(Padgett, Thomas) (Entered: 04/05/2021)
04/14/2021	50	Minute Entry for proceedings held before Judge Lee Yeakel: Pretrial Conference held on 4/14/2021. Written order forthcoming. (Minute entry documents are not available electronically). (Court Reporter Arlinda Rodriguez)(cc3) (Entered: 04/14/2021)
04/14/2021	51	SCHEDULING ORDER: Pretrial Conference set for 3/31/2023 09:00 AM before Judge Lee Yeakel, ADR Report Deadline due by 11/14/2022, Amended Pleadings due by 9/10/2021, Discovery due by 6/2/2022, Joinder of Parties due by 9/10/2021, Motions due by 10/14/2022. Signed by Judge Lee Yeakel. (cc3) (Entered: 04/14/2021)

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