

**United States District Court
Northern District of Illinois - CM/ECF LIVE, Ver 6.3.3 (Chicago)
CIVIL DOCKET FOR CASE #: 1:20-cv-02093**

Richard et al. v. Pritzker et al.
Assigned to: Honorable Steven C. Seeger
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/02/2020
Date Terminated: 04/05/2021
Jury Demand: None
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

Plaintiff

James Money
TERMINATED: 05/20/2020

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Anthony Rodesky
*on behalf of themselves and all
similarly situated individuals*
TERMINATED: 05/20/2020

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*n his official capacity as Governor
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TERMINATED: 12/08/2020

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Date Filed	#	Docket Text
04/02/2020	<u>1</u>	COMPLAINT filed by Danny Labosette, Gerald Reed, Carl Reed, Patrice Daniels, William Richard, Carl "Tay Tay" Tate, Amber Watters, James Money, Anthony Rodesky, Tewkunzi Green; Filing fee \$ 400, receipt number 0752-16904711. (Attachments: # <u>1</u> Civil Cover Sheet)(Del Valle, Vanessa) (Entered: 04/02/2020)
04/02/2020	<u>2</u>	EXHIBIT by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters regarding complaint, <u>1</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)(Del Valle, Vanessa) (Entered: 04/02/2020)
04/02/2020		CASE ASSIGNED to the Honorable Steven C. Seeger. Designated as Magistrate Judge the Honorable Jeffrey T. Gilbert. Case assignment: Random assignment. (ec,) (Entered: 04/02/2020)
04/02/2020	<u>3</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Sarah Copeland Grady (Grady, Sarah) (Entered: 04/02/2020)
04/02/2020	<u>4</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Jennifer Soble (Soble, Jennifer) (Entered: 04/02/2020)
04/02/2020	<u>5</u>	MOTION by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters for leave to file excess pages in support of their requests for an emergency temporary restraining order and for class certification (Grady, Sarah) (Entered: 04/02/2020)

04/02/2020	<u>6</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Sheila A Bedi (Bedi, Sheila) (Entered: 04/02/2020)
04/02/2020	<u>7</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Vanessa Del Valle (Del Valle, Vanessa) (Entered: 04/02/2020)
04/02/2020	<u>8</u>	MOTION by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters to certify class Responses due by 4/20/2020 (Attachments: # <u>1</u> Exhibit)(Bedi, Sheila) (Entered: 04/02/2020)
04/02/2020	<u>9</u>	MOTION by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters for temporary restraining order , MOTION by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters for preliminary injunction (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11)(Grady, Sarah) (Entered: 04/02/2020)
04/02/2020	<u>10</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Amanda C Antholt (Antholt, Amanda) (Entered: 04/02/2020)
04/02/2020	<u>11</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Samantha Reed (Reed, Samantha) (Entered: 04/02/2020)
04/02/2020	<u>12</u>	MOTION by Plaintiff James Money to expedite <i>hearing on motion for TRO and/or preliminary injunction</i> (Reed, Samantha) (Entered: 04/02/2020)
04/02/2020	<u>13</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber

		Watters by Elizabeth N. Mazur (Mazur, Elizabeth) (Entered: 04/02/2020)
04/02/2020	<u>14</u>	MINUTE entry: This order is entered by Judge Dow as the designated emergency judge and will also be entered on the regular docket in (1) Money, et al. v. Pritzker, et al., No. 20cv2093, assigned to Judge Seeger, and (2) Money, et al. v. Jeffreys, et al., No. 20cv2094, assigned to Judge Kness, and pertains only to the emergency motions filed on the docket in the special docket, In re: Emergency Motions During Coronavirus COVID-19 Public Emergency, No. 20cv1792. All other motions will be handled by the assigned judges in due course. Plaintiffs' emergency motion for TRO or preliminary injunction in Case No. 20cv2093 <u>91</u> is taken under advisement. Plaintiffs' request for expedited treatment in Case No. 20cv2093 <u>92</u> and Petitioners' request for expedited treatment in Case No. 20cv2094 <u>93</u> are granted. Expedited briefing is ordered as follows: Defendants' brief is due on 4/6/2020 by 5pm; Plaintiffs' reply is due on 4/8/2020 by 5pm. In their response brief, Defendants may address any issues they would like relating to the requests for relief under Section 1983 and habeas, but are requested to give special attention to explaining exactly what measures, if any, are currently being taken in Illinois "to protect people in prisons from the impending spread of COVID-19 by releasing people in an effort to reduce populations" [See 91, at 33; see also id. at 33-39 (describing efforts by state and county governments to reduce prison population, particularly for those who are more vulnerable, close to completing their sentences and/or whose release is deemed to be less dangerous to the community)]. In their reply, Plaintiffs may address any issues they would like, but are requested to give special attention to the citation of any authority or precedent for a federal court order directing state officials to release large numbers of incarcerated individuals. [See 91, at 59-60 (citing Thaker, et al. v. Doll, et al., No. 20 C 0480, Dkt. 47 (M.D. Pa. Mar. 31, 2020), and indicating that in that case the court "granted a temporary restraining order requiring the immediate release of 11 prisoners in federal custody who suffer from chronic medical conditions and face a serious threat of injury or death if exposed to COVID-19")]. After reviewing the briefs, the Court will either issue a ruling by mail or set the matter for telephonic hearing. If a telephonic hearing will be held, it likely would take place on 4/10/2020 at 10:00 a.m. and the Court would provide the call-in information. All additional filings on this motion must be made in the emergency docket, No. 20-cv-1792, and in the underlying dockets as well. Mailed notice (cdh,) (Entered: 04/02/2020)
04/02/2020	<u>15</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Nicole Rae Schult (Schult, Nicole) (Entered: 04/02/2020)

04/02/2020	<u>16</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Alan S. Mills (Mills, Alan) (Entered: 04/02/2020)
04/03/2020	<u>17</u>	NOTICE TO THE PARTIES - The Court is participating in the Mandatory Initial Discovery Pilot (MIDP). The key features and deadlines are set forth in this Notice which includes a link to the (MIDP) Standing Order and a Checklist for use by the parties. In cases subject to the pilot, all parties must respond to the mandatory initial discovery requests set forth in the Standing Order before initiating any further discovery in this case. Please note: The discovery obligations in the Standing Order supersede the disclosures required by Rule 26(a)(1). Any party seeking affirmative relief must serve a copy of the following documents (Notice of Mandatory Initial Discovery and the Standing Order) on each new party when the Complaint, Counterclaim, Crossclaim, or Third-Party Complaint is served. (pk,) (Entered: 04/03/2020)
04/03/2020	<u>18</u>	MINUTE entry before the Honorable Robert M. Dow, Jr: Upon further review of the materials filed to date in Case Nos. 20-cv-2093 and 20-cv-2094, it appears that in their request for immediate relief, Plaintiffs ask the Court to "preliminarily certify Plaintiffs' proposed subclasses 1 and 2, and order Defendants to transfer [certain] individuals to their homes to self-isolate via a temporary medical furlough." [91, at 70-71.] The Court draws to counsel's attention the provisions of the Prison Litigation Reform Act, which (among other things) restrict the circumstances in which a court may enter an order "that has the purpose or effect of reducing or limiting the prison population." 18 U.S.C. § 3626(g)(4); see also Brown v. Plata, 563 U.S. 493 (2011). The Court requests that in their briefs the parties give careful attention to whether the PLRA applies to these cases.Mailed notice (cdh,) (Entered: 04/03/2020)
04/03/2020	<u>19</u>	ATTORNEY Appearance for Defendants Rob Jeffreys, J.B. Pritzker by R. Douglas Rees (Rees, R.) (Entered: 04/03/2020)
04/03/2020	<u>20</u>	ATTORNEY Appearance for Defendants Rob Jeffreys, J.B. Pritzker by Nicholas Scott Staley (Staley, Nicholas) (Entered: 04/03/2020)
04/03/2020	<u>21</u>	ATTORNEY Appearance for Defendants Rob Jeffreys, J.B. Pritzker by Colleen Marie Shannon (Shannon, Colleen) (Entered: 04/03/2020)
04/03/2020	<u>30</u>	MOTION by Intervenor Jennifer Bishop-Jenkins to intervene individually and on behalf of a class of similarly situated victims of violent crimes. (pk,) (Entered: 04/09/2020)

04/03/2020	<u>31</u>	MEMORANDUM of law in support of defendant-intervenor by Jennifer Bishop-Jenkins motion by Intervenor Jennifer Bishop-Jenkins to intervene individually and on behalf of a class of similarly situated victims of violent crimes.(pk,) (Entered: 04/09/2020)
04/04/2020	<u>22</u>	MINUTE entry before the Honorable Robert M. Dow, Jr: This matter is before Judge Dow as emergency judge. Consistent with the order entered by Judge Kennelly in Case No. 20-cv-2134, the Court enters the following supplemental briefing order in Case Nos. 20-cv-2093 & 20-cv-2094: By 12:00 p.m. on 4/6/2020, Plaintiffs are directed to supplement their TRO/PI motion to provide their position regarding the applicability and effect of 18 U.S.C. § 3626 to each lawsuit and, in particular, to the relief they are requesting in the TRO/PI motion. Mailed notice (cdh,) (Entered: 04/04/2020)
04/04/2020	<u>23</u>	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Stephen H. Weil (Weil, Stephen) (Entered: 04/04/2020)
04/06/2020	<u>24</u>	SUPPLEMENT to motion for temporary restraining order,,, motion for preliminary injunction,, <u>9</u> <i>Submission Regarding Applicability and Effect of 18 U.S.C. 3626</i> (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Mazur, Elizabeth) (Entered: 04/06/2020)
04/06/2020	<u>25</u>	MOTION by Defendants Rob Jeffreys, J.B. Pritzker for leave to file excess pages (Staley, Nicholas) (Entered: 04/06/2020)
04/06/2020	<u>26</u>	RESPONSE by Rob Jeffreys, J.B. Pritzkerin Opposition to MOTION by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters for temporary restraining order MOTION by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters for preliminary injunction <u>9</u> (Rees, R.) (Entered: 04/06/2020)
04/06/2020	<u>27</u>	MINUTE entry before the Honorable Robert M. Dow, Jr: Unopposed motion for leave to file excess pages [25 in Docket No. 20-cv-2093] is granted. Plaintiffs are also given leave to file an oversized reply brief on 4/8/2020. Mailed notice (cdh,) (Entered: 04/06/2020)

04/08/2020	28	REPLY by Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters to motion for temporary restraining order,,, motion for preliminary injunction,, 9 (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)(Mazur, Elizabeth) (Entered: 04/08/2020)
04/09/2020	29	MINUTE entry before the Honorable Robert M. Dow, Jr: This minute entry is issued by Judge Dow as designated emergency judge in Case Nos. 20-cv-2093 and 20-cv-2094. In view of the comprehensive briefs and supporting materials and the need for expedited ruling, the Court has determined that a telephonic hearing will not be necessary and will issue a written ruling as soon as possible. The Court appreciates the extraordinary effort of counsel to provide high quality briefs on a highly compressed schedule. The Court notes Plaintiffs' offer to call as witnesses the individuals who submitted the declarations attached to the reply brief. [See docket entry 28 in Case No. 20-cv-2093, at 45.]. That will not be necessary, as the Court will accept as true for purposes of this hearing their representations in the declarations. Nor will it be necessary to make arrangements for the named Plaintiffs/Petitioners to either appear by phone or file their own declarations, as the Court also will accept as true for present purposes the accuracy of counsels' representations about the medical conditions of the named Plaintiffs/Petitioners. In order to ensure that the Court has accurate information on an admittedly moving target, the Court directs counsel for Defendants to submit by 5:00 pm today and by 2:00 p.m. on each subsequent day until a ruling is issued an update on (1) how many inmates have been released through each available vehicle and the total reduction in IDOC population since March 2 [see docket entry 26 in Case No. 20-cv-2093, at 3-4 and docket entry 28 in Case No. 20-cv-2093, at 7 & n.1] and (2) how many incarcerated individuals have confirmed cases of COVID-19 at (a) each institution where the named Plaintiffs are housed and (b) across the entire IDOC system. If the Court is unable to issue a decision by the close of business tomorrow, it does have the capability to issue a decision on the docket electronically over the weekend and will do so. Mailed notice (cdh,) (Entered: 04/09/2020)
04/09/2020	32	MOTION by Defendants Rob Jeffreys, J.B. Pritzker for leave to file <i>Sur-Reply Instanter</i> (Shannon, Colleen) (Entered: 04/09/2020)
04/09/2020	33	Defendants' Report on IDOC Releases, Population Reduction, and COVID-19 Cases by Rob Jeffreys, J.B. Pritzker (Shannon, Colleen) (Entered: 04/09/2020)

04/09/2020	34	SUR-REPLY by Defendants Rob Jeffreys, J.B. Pritzker <i>in Opposition to Modified Request for Emergency Relief</i> (Attachments: # 1 Exhibit Robinson Declaration, # 2 Exhibit Legislators' letter, # 3 Exhibit Sweat Declaration)(Rees, R.) (Entered: 04/09/2020)
04/10/2020	35	ATTORNEY Appearance for Plaintiffs Patrice Daniels, Tewkunzi Green, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Carl "Tay Tay" Tate, Amber Watters by Carolyn E. Shapiro (Shapiro, Carolyn) (Linked document has incorrect case number - Docket Text Modified by Clerk's Office) Modified on 4/13/2020 (pk,). (Entered: 04/10/2020)
04/10/2020	36	Defendants' Report on IDOC Releases, Population Reduction, and COVID-19 Cases by Rob Jeffreys, J.B. Pritzker (Shannon, Colleen) (Entered: 04/10/2020)
04/10/2020	37	MINUTE entry before the Honorable Steven C. Seeger: Defendants' Motion for Leave to File Sur-Reply Instantly (Dckt. No. 32) is granted. Mailed notice. (jjr,) (Entered: 04/10/2020)
04/10/2020	38	MEMORANDUM OPINION AND ORDER signed by the Honorable Robert M. Dow, Jr., as emergency judge, on 4/10/2020: For the reasons stated in the accompanying Memorandum Opinion and Order, Plaintiffs' motion for temporary restraining order and preliminary injunction in Money v. Pritzker, Case No. 20-cv-2093 9 is denied. Plaintiffs' motions for leave to file oversized brief 5 and for expedited treatment 12 in that same case are granted. Defendants' motion for leave to file sur-reply in that case 32 is granted. Petitioners' motion for expedited treatment in Money v. Jeffreys, Case No. 20-cv-2094 3 is granted, but the Court denies Petitioners' request for expedited release. The petition 1 remains open on the docket, subject to further action by the parties and the judges, both assigned and emergency, as explained in the Memorandum Opinion and Order. No further status hearings will be set at this time by the emergency judge. Mailed notice(cdh,) (Entered: 04/10/2020)
04/15/2020	39	ORDER Second Amended General Order 20-0012 IN RE: CORONAVIRUS COVID-19 PUBLIC EMERGENCY Signed by the Chief Judge Rebecca R. Pallmeyer on March 30, 2020. All open cases are impacted by this Second Amended General Order. Amended General Order 20-0012, entered on March 17, 2020, and General Order 20-0014, entered on March 20, 2020, are vacated and superseded by this Second Amended General. See attached Order for guidance. Signed by the

		Honorable Rebecca R. Pallmeyer on 3/30/2020. Mailed notice.(jjr,) (Entered: 04/15/2020)
04/16/2020	40	ATTORNEY Appearance for Intervenor Jennifer Bishop-Jenkins by Matthew John McQuaid (McQuaid, Matthew) (Entered: 04/16/2020)
04/24/2020	43	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. (docket9,) (Entered: 04/27/2020)
04/27/2020	41	WAIVER OF SERVICE returned executed by James Money. Rob Jeffreys waiver sent on 4/2/2020, answer due 6/1/2020. (Grady, Sarah) (Entered: 04/27/2020)
04/27/2020	42	WAIVER OF SERVICE returned executed by James Money. J.B. Pritzker waiver sent on 4/2/2020, answer due 6/1/2020. (Grady, Sarah) (Entered: 04/27/2020)
04/29/2020	44	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendants Rob Jeffreys, J.B. Pritzker (Staley, Nicholas) (Entered: 04/29/2020)
04/29/2020	45	MEMORANDUM by Rob Jeffreys, J.B. Pritzker in support of Motion to Dismiss for Failure to State a Claim 44 (Staley, Nicholas) (Entered: 04/29/2020)
04/29/2020	46	MOTION by Defendants Rob Jeffreys, J.B. Pritzker for leave to file excess pages (Staley, Nicholas) (Entered: 04/29/2020)
05/01/2020	47	MINUTE entry before the Honorable Steven C. Seeger: Plaintiffs' response to the motion to dismiss (Dckt. No. 44) is due on May 29, 2020. The reply brief is due on June 12, 2020. Defendants' motion for excess pages (Dckt. No. 46) is granted. This Court grants Plaintiffs leave to file a response brief of up to 35 pages. Mailed notice. (jjr,) (Entered: 05/01/2020)
05/20/2020	48	FIRST AMENDED complaint by William Richard, Danny Labosette, Gerald Reed, Carl "Tay Tay" Tate, Tewkunzi Green, Adrian Torres, Anthony Buchanan, Lori Thompson, Willie Holloway, Andrew Hines, Lucious Rogers, Kimberly Dunteman, Shardon Gay, Lynwood Ellis, Carlton White, Antwan Freeman, Brittany Hall, Eric Valdez, Adam

		Grunin, Kimberly Carter, Danny Wicker, Tim Walton against All Defendants and terminating Carl Reed, Anthony Rodesky (on behalf of themselves and all similarly situated individuals), Amber Watters, Patrice Daniels and James Money (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8)(Del Valle, Vanessa) (Entered: 05/20/2020)
05/21/2020	49	MINUTE entry before the Honorable Steven C. Seeger: In light of the filing of the First Amended Complaint (Dckt. No. 48), the motion to dismiss (Dckt. No. 44) is denied as moot. Mailed notice. (jjr,) (Entered: 05/21/2020)
05/26/2020	50	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. (docket10,) (Entered: 05/26/2020)
06/02/2020	51	MOTION by Defendants Rob Jeffreys, J.B. Pritzker for extension of time to file answer regarding amended complaint,, 48 (unopposed) (Rees, R.) (Entered: 06/02/2020)
06/03/2020	52	MINUTE entry before the Honorable Steven C. Seeger: Defendants' Unopposed Motion to Extend Time to Answer or Otherwise Respond to Amended Complaint (Dckt. No. 51) is hereby granted. Defendants shall answer or otherwise respond to the amended complaint by June 24, 2020. Mailed notice. (jjr,) (Entered: 06/03/2020)
06/15/2020	53	MOTION by Attorney Elizabeth Mazur to withdraw as attorney for Anthony Buchanan, Kimberly Carter, Kimberly Duntzman, Lynwood Ellis, Antwan Freeman, Shardon Gay, Tewkunzi Green, Adam Grunin, Brittany Hall, Andrew Hines, Willie Holloway, Danny Labosette, Gerald Reed, William Richard, Lucious Rogers, Carl "Tay Tay" Tate, Lori Thompson, Adrian Torres, Eric Valdez, Tim Walton, Carlton White, Danny Wicker. No party information provided (Mazur, Elizabeth) (Entered: 06/15/2020)
06/15/2020	54	MINUTE entry before the Honorable Steven C. Seeger: The Court grants the Motion for Leave to Withdraw Appearance of Counsel. (Dckt. No. 53) Attorney Elizabeth N. Mazur is terminated as counsel of record. Mailed notice. (jjr,) (Entered: 06/15/2020)

06/22/2020	<u>55</u>	STATUS Report <i>Joint Status Report</i> by Anthony Buchanan, Kimberly Carter, Kimberly Dunteman, Lynwood Ellis, Antwan Freeman, Shardon Gay, Tewkunzi Green, Adam Grunin, Brittany Hall, Andrew Hines, Willie Holloway, Danny Labosette, Gerald Reed, William Richard, Lucious Rogers, Carl "Tay Tay" Tate, Lori Thompson, Adrian Torres, Eric Valdez, Tim Walton, Carlton White, Danny Wicker (Bedi, Sheila) (Entered: 06/22/2020)
06/24/2020	<u>56</u>	MINUTE entry before the Honorable Steven C. Seeger: The Court reviewed the Joint Status Report and Motion to Set Dates (Dckt. No. <u>55</u>). The parties reported that they are engaging in settlement negotiations, and that they want more time to continue those discussions. The Court adopts the proposed schedule. As requested, the Court grants Defendants until July 17, 2020 to answer or otherwise respond to the amended complaint. Plaintiffs reported that they may seek leave to file a second amended complaint (but they have not made that request yet). Rule 15 requires leave of court to file a second amended complaint. See Fed. R. Civ. P. 15(a)(1). The Court sua sponte grants Plaintiffs leave to file a second amended complaint by July 31, 2020. If Plaintiffs decide to file a second amended complaint in the coming weeks, they must promptly notify defense counsel to avoid potentially unnecessary work in responding to the first amended complaint. If a second amended complaint is in the pipeline, Plaintiffs must notify the Court so that it can vacate the current deadline for the answer or motion to dismiss. In the meantime, the Court encourages the parties to continue to engage in productive settlement negotiations. Mailed notice. (jjr,) (Entered: 06/24/2020)
07/07/2020	<u>57</u>	MOTION for emergency relief filed by Intervener Ramiro Alcantar. (lma,) (Entered: 07/07/2020)
07/07/2020	<u>58</u>	MOTION by Defendants Rob Jeffreys, J.B. Pritzker for protective order <i>AGREED</i> (Attachments: # <u>1</u> Exhibit A)(Staley, Nicholas) (Entered: 07/07/2020)
07/08/2020	<u>59</u>	MINUTE entry before the Honorable Steven C. Seeger: The Court grants the Agreed Motion for Entry of a HIPAA Qualified Protective Order. (Dckt. No. <u>58</u>) Order to follow. Mailed notice. (jjr,) (Entered: 07/08/2020)
07/08/2020	<u>60</u>	HIPAA QUALIFIED PROTECTIVE ORDER Signed by the Honorable Steven C. Seeger on 7/8/2020. Mailed notice. (jjr,) (Entered: 07/08/2020)
07/08/2020	<u>61</u>	MINUTE entry before the Honorable Steven C. Seeger: Ramiro Alcantar, a pro se inmate, filed a motion for emergency relief (Dckt. No. <u>57</u>), and referred to himself as an "intervener." That description is

		not accurate. The Court has not granted Alcantar leave to intervene. Alcantar seeks release from custody due to the coronavirus pandemic. To the extent that Alcantar is a member of the putative class, his interests are covered by the named representatives of the putative class. Alcantar is also free to file his own action. The motion for emergency relief is denied. Mailed notice. (jjr,) (Entered: 07/08/2020)
07/09/2020	62	MOTION by Defendants Rob Jeffreys, J.B. Pritzker for protective order <i>AGREED</i> (Staley, Nicholas) (Entered: 07/09/2020)
07/10/2020	63	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. (Clerk9, Docket) (Entered: 07/10/2020)
07/13/2020	64	MINUTE entry before the Honorable Steven C. Seeger: The Agreed Motion for Entry of an Agreed Confidentiality Order (Dckt. No. 62) is granted. Order to follow. Mailed notice. (jjr,) (Entered: 07/13/2020)
07/13/2020	65	AGREED CONFIDENTIALITY ORDER Signed by the Honorable Steven C. Seeger on 7/13/2020. Mailed notice. (jjr,) (Entered: 07/13/2020)
07/13/2020	66	LETTER from Jason Rumsey dated 7/1/2020. (Exhibit) (mc,) (Entered: 07/14/2020)
07/18/2020	67	MOTION by Defendants Rob Jeffreys, J.B. Pritzker to amend/correct (<i>joint motion to amend schedule</i>) (Rees, R.) (Entered: 07/18/2020)
07/27/2020	68	MINUTE entry before the Honorable Steven C. Seeger: The Joint Motion to Amend Scheduling Order (Dckt. No. 67) is hereby granted. The parties are continuing to engage in productive settlement negotiations, and requested more time before filing additional pleadings. As requested, Plaintiffs shall inform Defendants by August 21, 2020 if they intend to file a second amended complaint. If Plaintiffs opt to stand on their current complaint, Defendants shall answer or otherwise respond by August 28, 2020. If Plaintiffs file a second amended complaint, the parties shall submit a proposed schedule within seven days. The Court extends the deadline to file a second amended complaint to August 31, 2020. Mailed notice. (jjr,) (Entered: 07/27/2020)

08/07/2020	<u>69</u>	MOTION by Attorney Samantha Reed to withdraw as attorney for Jennifer Bishop-Jenkins, Anthony Buchanan, Kimberly Carter, Patrice Daniels, Kimberly Duntelman, Lynwood Ellis, Antwan Freeman, Shardon Gay, Tewkunzi Green, Adam Grunin, Brittany Hall, Andrew Hines, Willie Holloway, Danny Labosette, James Money, Carl Reed, Gerald Reed, William Richard, Anthony Rodesky, Lucious Rogers, Carl "Tay Tay" Tate, Lori Thompson, Adrian Torres, Eric Valdez, Tim Walton, Amber Watters, Carlton White, Danny Wicker. No party information provided (Reed, Samantha) (Entered: 08/07/2020)
08/11/2020	<u>70</u>	MINUTE entry before the Honorable Steven C. Seeger: The Court grants the Motion for Leave to Withdraw Appearance of Counsel. (Dckt. No. <u>69</u>) Attorney Samantha Reed is terminated as counsel of record. Mailed notice. (jjr,) (Entered: 08/11/2020)
09/01/2020	<u>71</u>	MOTION by Defendants Rob Jeffreys, J.B. Pritzker to amend/correct <i>scheduling order (joint motion)</i> (Rees, R.) (Entered: 09/01/2020)
09/02/2020	<u>72</u>	MINUTE entry before the Honorable Steven C. Seeger: The Joint Motion to Amend Scheduling Order (Dckt. No. <u>71</u>) is hereby granted. The Court adopts the proposed schedule. By September 25, 2020, Plaintiffs shall inform Defendants whether they will file a second amended complaint. If Plaintiffs opt to stand on the first amended complaint, Defendants must file an answer or motion to dismiss by October 2, 2020. If Plaintiffs elect to file a second amended complaint, the parties shall submit a proposed briefing schedule (if Defendants anticipate filing a motion to dismiss) within seven days of the filing of a second amended complaint. The Court extends the deadline to file a second amended complaint to September 30, 2020. Mailed notice. (jjr,) (Entered: 09/02/2020)
09/29/2020	<u>73</u>	MOTION by Defendants Rob Jeffreys, J.B. Pritzker to amend/correct <i>scheduling order [agreed]</i> (Rees, R.) (Entered: 09/29/2020)
09/30/2020	<u>74</u>	MINUTE entry before the Honorable Steven C. Seeger: The Joint Motion to Amend Scheduling Order (Dckt. No. <u>73</u>) is hereby granted. The parties are continuing "productive" settlement negotiations. The Court adopts the proposed schedule. By October 28, 2020, Plaintiffs must inform Defendants if they will file a second amended complaint. If Plaintiffs opt to stand on the first amended complaint, Defendants must respond by November 6, 2020. If Plaintiffs file a second amended complaint, then the parties must submit a proposed schedule within seven days. The Court extends the deadline to file a second amended

		complaint to October 30, 2020. Mailed notice. (jjr,) (Entered: 09/30/2020)
10/30/2020	75	MOTION by Defendants Rob Jeffreys, J.B. Pritzker to amend/correct <i>Scheduling Order (JOINT)</i> (Staley, Nicholas) (Entered: 10/30/2020)
11/02/2020	76	MINUTE entry before the Honorable Steven C. Seeger: The joint motion to amend scheduling order (Dckt. No. 75) is hereby granted. Once again, the parties reported that they are having productive settlement discussions. The Court adopts the proposed schedule. By November 27, 2020, Plaintiffs must inform Defendants if they intend to file a second amended complaint. If not, then Defendants must respond to the first amended complaint by December 4, 2020. If so, then the parties must propose a schedule within seven days. The Court extends the deadline to file a second amended complaint to November 30, 2020. Mailed notice. (jjr,) (Entered: 11/02/2020)
11/04/2020	77	MOTION for status by Barry Johnson. (Exhibits) (ph,) (Entered: 11/05/2020)
11/09/2020	78	MINUTE entry before the Honorable Steven C. Seeger: The Court reviewed a handwritten "motion for status" filed by Barry Johnson, who is not a named party. He seems to request a civil cover sheet, and the accompanying form cites this case number and requests a status. The Court refers Johnson to the docket entry dated October 20, 2020, which explained that the parties are continuing to discuss settlement. The motion for status (Dckt. No. 77) is otherwise denied. Mailed notice. (jjr,) (Entered: 11/09/2020)
11/09/2020	79	MOTION by Plaintiff William Richard to intervene. (rc,) (Entered: 11/09/2020)
11/12/2020	80	MINUTE entry before the Honorable Steven C. Seeger: The motion to intervene filed by pro se litigant Jose Horta (Dckt. No. 79) is hereby denied. Horta is incarcerated by the IDOC at the Pontiac prison, and he alleges that he is at risk because of the pandemic. He seeks to intervene "as a putative class member." But the named plaintiffs brought claims on behalf of a putative class of IDOC inmates, so Horta's interests are already represented even if none of the named plaintiffs are incarcerated in Pontiac. Horta also seems to seek a reprieve, commutation, or pardon from Governor Pritzker. That decision rests with the Governor, not this Court. Mailed notice. (jjr,) (Entered: 11/12/2020)
11/18/2020	81	LETTER from Joe L. Jones dated 11/5/2020. (Envelope postmarked 11/6/2020) (ph,) (Entered: 11/23/2020)

11/25/2020	<u>82</u>	MOTION by Intervenor Malik Jones to intervene. (ph,) (Entered: 11/25/2020)
12/08/2020	<u>83</u>	MINUTE entry before the Honorable Steven C. Seeger: The motions to intervene (Dckt. Nos. <u>30</u> , <u>82</u>) are hereby denied without prejudice. Movant Bishop-Jenkins seeks to intervene on behalf of herself and other victims of violent crimes. Bishop-Jenkins filed her motion on an expedited basis shortly after the filing of the case. But eight months have passed since then, as the parties have continued to discuss settlement. There is no imminent need for intervention because settlement discussions are ongoing. So the motion for intervention is denied in the meantime. If and when Bishop-Jenkins believes that the need for intervention has become ripe, she may refile if she so chooses. Movant Jones is incarcerated at a facility run by the IDOC. The named plaintiffs brought claims on behalf of a putative class of IDOC inmates, so Jones's interest are already represented even if none of the named plaintiffs are incarcerated in Pontiac. Jones also seems to seek a reprieve, commutation or pardon from Governor Pritzker. That decision rests with the Governor, not this Court. Mailed notice. (jjr,) (Entered: 12/08/2020)
02/04/2021	<u>84</u>	MOTION for compassionate release by Abel Colin. (ph,) (Entered: 02/04/2021)
02/09/2021	<u>85</u>	MINUTE entry before the Honorable Steven C. Seeger: For the past few months, the Court has extended the schedule a number of times because the parties were engaged in productive settlement discussions. (Dckt. Nos. <u>52</u> , <u>56</u> , <u>68</u> , <u>72</u> , <u>74</u> , <u>76</u>) Most recently, on November 2, 2020, the Court directed Plaintiffs to inform Defendants by November 27, 2020 whether they intend to file a second amended complaint. If so, then the second amended complaint was due on November 30, 2020. If not, then Defendants' response to the first amended complaint was due on December 4, 2020. Since then, over two months have passed. But Plaintiffs did not file a second amended complaint, and Defendants did not respond to the first amended complaint. So, the state of affairs seems a bit up in the air. The parties must file a status report, provide an update, and propose a case calendar by February 19, 2021. Mailed notice. (jjr,) (Entered: 02/09/2021)
02/09/2021	<u>86</u>	MINUTE entry before the Honorable Steven C. Seeger: Plaintiffs' motion for class certification (Dckt. No. <u>8</u>) is hereby denied without prejudice. Plaintiffs filed their motion on April 2, 2020, at the outset of the pandemic. Much has changed since then. In the intervening months, the parties have requested time to discuss settlement, and the Court granted those requests and encouraged settlement discussions. But one of the downsides of that approach is that the motion for class certification is now somewhat stale, and rests on a set of facts that is different than the

		state of the world today. The Court therefore denies the motion without prejudice. The parties presumably are continuing to discuss settlement. If need be, Plaintiffs could refile a motion for class certification at an appropriate time. Mailed notice. (jjr,) (Entered: 02/09/2021)
02/19/2021	<u>87</u>	STATUS Report (<i>Joint</i>) by Rob Jeffreys, J.B. Pritzker (Rees, R.) (Entered: 02/19/2021)
02/22/2021	<u>88</u>	MINUTE entry before the Honorable Steven C. Seeger: The motion by Abel Colin for compassionate release (Dckt. No. <u>84</u>) is hereby denied. Abel Colin is not a named party, but he purports to be a member of the not-yet-certified subclass. He is incarcerated by the IDOC in Pontiac. This lawsuit is about the conditions of facilities maintained by the IDOC. But this lawsuit is not a platform for any and all inmates incarcerated by the IDOC to seek compassionate release under 18 U.S.C. § 3582(c). So the motion is not properly before the Court. Mailed notice. (jjr,) (Entered: 02/22/2021)
02/22/2021	<u>89</u>	MINUTE entry before the Honorable Steven C. Seeger: The Court reviewed the Joint Status Report (Dckt. No. <u>87</u>), which stated that the parties have reached a settlement in principle. The parties expect to finalize their agreement in the next two weeks. As proposed, the parties shall file a status report by March 5, 2021, if they have not filed for dismissal in the meantime. Mailed notice. (jjr,) (Entered: 02/22/2021)
03/05/2021	<u>90</u>	STATUS Report <i>JOINT</i> by Rob Jeffreys, J.B. Pritzker (Staley, Nicholas) (Entered: 03/05/2021)
03/08/2021	<u>91</u>	MINUTE entry before the Honorable Steven C. Seeger: The Court reviewed the joint status report (Dckt. No. <u>90</u>), which confirmed that the parties have agreed to settle. The parties are in the process of executing a settlement agreement. The parties must file a status report by March 24, 2021, if they have not filed a stipulation of dismissal in the meantime. Mailed notice. (jjr,) (Entered: 03/08/2021)
03/23/2021	<u>92</u>	NOTICE of Voluntary Dismissal by All Plaintiffs (Bedi, Sheila) (Entered: 03/23/2021)
04/05/2021	<u>93</u>	MINUTE entry before the Honorable Steven C. Seeger: The Court reviewed the notice of voluntary dismissal (Dckt. No. <u>92</u>), which is self-effectuating under Rule 41(a)(1)(A)(i). But in the last paragraph, Plaintiffs "move[d]" the Court for dismissal. Under Rule 41, a dismissal through a notice is different than a dismissal through a motion. Compare Fed. R. Civ. P. 41(a)(1)(A) (governing a dismissal "By the Plaintiff") with Fed. R. Civ. P. 41(a)(2) (governing a dismissal "By Court Order"). The Court will treat the filing as a motion for dismissal under Rule 41(a)(2), which is granted. Plaintiffs' claims are dismissed without

		prejudice. The dismissal shall automatically convert to a dismissal with prejudice unless a party seeks and obtains relief from the Court by July 1, 2021. Civil case terminated. Mailed notice. (jjr,) (Entered: 04/05/2021)
07/02/2021	94	REQUEST for compassionate release due to medical circumstances by Abel Colin (Exhibits) (exr,) (Entered: 07/02/2021)
07/12/2021	95	MINUTE entry before the Honorable Steven C. Seeger: Abel Colin filed a motion for compassionate release (Dckt. No. 94). The motion is denied without prejudice. As this Court previously explained months ago (Dckt. No. 88), Colin was not a named plaintiff in this case. He may have been a putative class member, but he was not a plaintiff. If Colin wants to request compassionate release, he must file a motion in the criminal case that imposed the sentence. Mailed notice. (jjr,) (Entered: 07/12/2021)

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PACER Login:	CRClearinghouse:2563377:0	Client Code:	McEvoy
Description:	Docket Report	Search Criteria:	1:20-cv-02093
Billable Pages:	27	Cost:	2.70