

**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:18-cv-12377-DPH-RSW**

McCadden et al v. Flint et al
Assigned to: District Judge Denise Page Hood
Referred to: Magistrate Judge R. Steven Whalen
Magistrate Judge Anthony P. Patti
(Settlement)
Cause: 20:1400 Civil Rights of Handicapped Child

Date Filed: 07/31/2018
Date Terminated: 09/29/2020
Jury Demand: Both
Nature of Suit: 446 Civil Rights:
Americans with Disabilities - Other
Jurisdiction: Federal Question

Plaintiff

Cameron McCadden

represented by **Claudia Center**
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Plaintiff

Chrystal McCadden

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Jonathan R. Marko
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ATTORNEY TO BE NOTICED

Susan Mizner
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ATTORNEY TO BE NOTICED

Mark P. Fancher
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V.

Defendant

Flint, City of

represented by **Reed E. Eriksson**
City of Flint
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Defendant

Timothy Johnson
TERMINATED: 05/20/2019

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Defendant

Terrance Walker

represented by **Michael W. Edmunds**
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Defendant

Flint Chamber of Commerce

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Defendant

Genesee Chamber of Commerce represented by **Joseph A. Starr**
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ATTORNEY TO BE NOTICED

Nancy K. Chinonis
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ATTORNEY TO BE NOTICED

Ryan J. Koss
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/31/2018	<u>1</u>	COMPLAINT filed by All Plaintiffs against All Defendants with Jury Demand. Plaintiff requests summons issued. Receipt No: 0645-6839731 - Fee: \$ 400. County of 1st Plaintiff: Genesee - County Where Action Arose: Genesee - County of 1st Defendant: Genesee. [Previously dismissed case: No] [Possible companion case(s): None] (Fancher, Mark) (Entered: 07/31/2018)
07/31/2018	<u>2</u>	SUMMONS Issued for * All Defendants * (EKar) (Entered: 07/31/2018)
07/31/2018	<u>3</u>	NOTICE of Appearance by Susan Mizner on behalf of All Plaintiffs. (Mizner, Susan) (Entered: 07/31/2018)
07/31/2018	<u>4</u>	NOTICE of Appearance by Claudia Center on behalf of All Plaintiffs. (Center, Claudia) (Entered: 07/31/2018)
08/10/2018	<u>5</u>	NOTICE of Appearance by Jonathan R. Marko on behalf of All Plaintiffs. (Marko, Jonathan) (Entered: 08/10/2018)
08/29/2018	<u>6</u>	NOTICE of Appearance by Nancy K. Chinonis on behalf of Flint Chamber of Commerce, Genesee Chamber of Commerce. (Chinonis, Nancy) (Entered: 08/29/2018)
09/05/2018	<u>7</u>	NOTICE of Appearance by William Young Kim on behalf of Flint, City of, Timothy Johnson. (Kim, William) (Entered: 09/05/2018)

09/10/2018	<u>8</u>	STIPULATION <i>To Extend Response Deadline</i> by Flint, City of, Timothy Johnson (Kim, William) (Entered: 09/10/2018)
09/11/2018	<u>9</u>	NOTICE of Appearance by Joseph A. Starr on behalf of Flint Chamber of Commerce, Genesee Chamber of Commerce. (Starr, Joseph) (Entered: 09/11/2018)
09/11/2018	<u>10</u>	NOTICE of Appearance by Ryan J. Koss on behalf of Flint Chamber of Commerce, Genesee Chamber of Commerce. (Koss, Ryan) (Entered: 09/11/2018)
09/14/2018	<u>11</u>	ORDER Extending Response Deadline re <u>1</u> Complaint, (Response due by 10/9/2018) Signed by District Judge Denise Page Hood. (LSau) Modified on 9/14/2018 (LSau). (Entered: 09/14/2018)
09/19/2018	<u>12</u>	STIPULATED ORDER Extending Time to Answer or Otherwise Respond to Complaint <u>1</u> Complaint, (Response due by 10/10/2018) Signed by District Judge Denise Page Hood. (LSau) (Entered: 09/19/2018)
09/26/2018	<u>13</u>	NOTICE of Appearance by Michael W. Edmunds on behalf of Terrance Walker. (Edmunds, Michael) (Entered: 09/26/2018)
10/09/2018	<u>14</u>	ANSWER to Complaint with Affirmative Defenses <i>and Limited Reliance Upon and Objection to Jury Demand</i> by Flint Chamber of Commerce, Genesee Chamber of Commerce. (Koss, Ryan) (Entered: 10/09/2018)
10/09/2018	<u>15</u>	MOTION to Dismiss by Flint, City of, Timothy Johnson. (Attachments: # <u>1</u> Exhibit A) (Kim, William) (Entered: 10/09/2018)
10/10/2018	<u>16</u>	RESPONSE to <u>15</u> MOTION to Dismiss (<i>Concurrence</i>) filed by Terrance Walker. (Edmunds, Michael) (Entered: 10/10/2018)
10/10/2018	<u>17</u>	ANSWER to Complaint with Affirmative Defenses <i>and Reliance Upon Jury Demand</i> by Terrance Walker. (Edmunds, Michael) (Entered: 10/10/2018)
10/11/2018	<u>18</u>	STATEMENT of DISCLOSURE of CORPORATE AFFILIATIONS and FINANCIAL INTEREST by Flint Chamber of Commerce, Genesee Chamber of Commerce (Koss, Ryan) (Entered: 10/11/2018)
10/11/2018	<u>19</u>	NOTICE OF HEARING on <u>15</u> MOTION to Dismiss . Motion Hearing set for 11/28/2018 03:45 PM before District Judge Denise Page Hood (LSau) (Entered: 10/11/2018)

10/29/2018	<u>20</u>	RESPONSE to <u>15</u> MOTION to Dismiss filed by All Plaintiffs. (Fancher, Mark) (Entered: 10/29/2018)
11/05/2018	<u>21</u>	STIPULATION re <u>15</u> MOTION to Dismiss by Flint, City of, Timothy Johnson (Kim, William) (Entered: 11/05/2018)
11/06/2018	<u>22</u>	ORDER Extending Time for Defendant City of Flint and Chief Timothy Johnson to File Reply Brief, Set Motion and R&R Deadlines/Hearings as to <u>15</u> MOTION to Dismiss :(Reply due by 11/19/2018) Signed by District Judge Denise Page Hood. (LSau) (Entered: 11/06/2018)
11/19/2018	<u>23</u>	REPLY to Response re <u>15</u> MOTION to Dismiss filed by Flint, City of, Timothy Johnson. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B) (Kim, William) (Entered: 11/19/2018)
11/28/2018		Minute Entry for proceedings before District Judge Denise Page Hood: Motion Hearing held on 11/28/2018 re <u>15</u> MOTION to Dismiss filed by Flint, City of, Timothy Johnson Disposition: Motion taken under advisement (Court Reporter: Darlene May) (LSau) (Entered: 11/29/2018)
12/03/2018	<u>24</u>	SUR-REPLY re <u>15</u> MOTION to Dismiss filed by All Plaintiffs. (Center, Claudia) (Entered: 12/03/2018)
04/12/2019	<u>25</u>	ORDER Granting in Part and Denying in Part City Defendants' Motion to Dismiss <u>15</u> . Signed by District Judge Denise Page Hood. (LSau) (Entered: 04/12/2019)
04/12/2019	<u>26</u>	NOTICE TO APPEAR: Scheduling Conference set for 5/20/2019 10:00 AM before District Judge Denise Page Hood (LSau) (Entered: 04/12/2019)
04/24/2019	<u>27</u>	ANSWER to Complaint with Affirmative Defenses with Jury Demand by Flint, City of. (Kim, William) (Entered: 04/24/2019)
05/17/2019	<u>28</u>	NOTICE of Appearance by Reed E. Eriksson on behalf of Flint, City of. (Eriksson, Reed) (Entered: 05/17/2019)
05/20/2019		Minute Entry for proceedings before District Judge Denise Page Hood: Scheduling Conference held on 5/20/2019 (LSau) (Entered: 05/20/2019)
05/21/2019	<u>29</u>	SCHEDULING ORDER: Discovery due by 12/20/2019 Dispositive Motion Cut-off set for 1/21/2020 Final Pretrial Conference set for 4/20/2020 02:00 PM before District Judge Denise Page Hood Jury Trial set for 5/19/2020 09:00 AM before District Judge Denise Page Hood Signed by District Judge Denise Page Hood. (Refer to image for additional dates) (LSau) (Entered: 05/21/2019)

05/21/2019	<u>30</u>	ORDER REFERRING OTHER MATTERS to Magistrate Judge Anthony P. Patti : Settlement Conference to be conducted during the month of July - August 2019. Signed by District Judge Denise Page Hood. (LSau) (Entered: 05/21/2019)
06/04/2019	<u>31</u>	NOTICE TO APPEAR: Settlement Conference set for 8/21/2019 01:30 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 06/04/2019)
07/22/2019	<u>32</u>	AMENDED COMPLAINT with Jury Demand filed by All Plaintiffs against Flint Chamber of Commerce, Genesee Chamber of Commerce, Flint, City of, Terrance Walker. NO NEW PARTIES ADDED. (Fancher, Mark) (Entered: 07/22/2019)
08/02/2019	<u>33</u>	ANSWER to Amended Complaint with Affirmative Defenses <i>and Limited Reliance Upon and Objection to Jury Demand</i> by Flint Chamber of Commerce, Genesee Chamber of Commerce. (Koss, Ryan) (Entered: 08/02/2019)
08/02/2019	<u>34</u>	ATTORNEY SUBSTITUTION for All Plaintiffs : Jonathan R. Marko added. (Marko, Jonathan) (Entered: 08/02/2019)
08/05/2019	<u>35</u>	ANSWER to Amended Complaint with Affirmative Defenses with Jury Demand by Flint, City of. (Kim, William) (Entered: 08/05/2019)
08/19/2019	<u>36</u>	ANSWER to Amended Complaint with Affirmative Defenses <i>and Reliance on Jury Demand</i> by Terrance Walker. (Edmunds, Michael) (Entered: 08/19/2019)
08/21/2019		TEXT-ONLY NOTICE: Settlement Conference on 8/21/2019 is Cancelled re <u>31</u> Notice to Appear. New Date TBD. (MWil) (Entered: 08/21/2019)
08/23/2019	<u>37</u>	RE-NOTICE TO APPEAR: Settlement Conference RESET TO 11/15/2019 02:30 PM before Magistrate Judge Anthony P. Patti**BY PARTIES' REQUEST** (MWil) (Entered: 08/23/2019)
10/21/2019	<u>38</u>	<i>Initial</i> WITNESS LIST by Flint Chamber of Commerce, Genesee Chamber of Commerce (Koss, Ryan) (Entered: 10/21/2019)
10/21/2019	<u>39</u>	WITNESS LIST by Terrance Walker (Edmunds, Michael) (Entered: 10/21/2019)
10/21/2019	<u>40</u>	WITNESS LIST by Flint, City of (Kim, William) (Entered: 10/21/2019)
10/21/2019	<u>41</u>	<i>Initial</i> WITNESS LIST by All Plaintiffs (Center, Claudia) (Entered: 10/21/2019)

11/15/2019		TEXT-ONLY NOTICE: Attorney Susan Mizner may participate by phone from California re: 37 Notice to Appear (settlement conference).-- Signed by Magistrate Judge Anthony P. Patti. (MWil) (Entered: 11/15/2019)
11/15/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 11/15/2019, Set Deadlines/Hearings:(Telephonic Status Conference set for 12/23/2019 01:00 PM before Magistrate Judge Anthony P. Patti) Disposition: Settlement Conference held and continued.**Conference call instructions to be sent one week before conference call** (Court Reporter: None Present, Not on the Record) (MWil). (Entered: 11/18/2019)
12/11/2019	42	STIPULATION AND ORDER Amending Scheduling Order, (Discovery due by 3/27/2020, Dispositive Motion Cut-off set for 4/30/2020, Final Pretrial Conference set for 8/3/2020 02:00 PM before District Judge Denise Page Hood, Jury Trial set for 9/8/2020 09:00 AM before District Judge Denise Page Hood) Signed by District Judge Denise Page Hood. (LSau) (Entered: 12/11/2019)
12/23/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Continuation of Settlement Conference held on 12/23/2019, Set Deadlines/Hearings:(Settlement Conference CONTINUED to 1/7/2020 11:00 AM before Magistrate Judge Anthony P. Patti). Disposition: Settlement conference held by phone with all counsel and continued to January 7, 2020 at 11 a.m., at which time only counsel for Plaintiff and the City of Flint will be required to participate. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 12/23/2019)
01/07/2020		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Settlement Conference held on 1/7/2020, Set Deadlines/Hearings:(Telephonic Continuation of Settlement Conference set for 2/13/2020 01:00 PM before Magistrate Judge Anthony P. Patti) Disposition: Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 01/07/2020)
02/11/2020	43	NOTICE TO APPEAR BY TELEPHONE: Telephonic Continuation of Settlement Conference set for 2/21/2020 11:00 AM before Magistrate Judge Anthony P. Patti **Date reset at parties' request** (MWil) (Entered: 02/11/2020)
02/21/2020		Text-Only Order of reassignment from Magistrate Judge Mona K. Majzoub to Magistrate Judge R. Steven Whalen pursuant to Administrative Order 19-ao-024. (SSch) (Entered: 02/21/2020)

02/21/2020		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Continuation of Settlement Conference held on 2/21/2020, (CONTINUATION of Telephonic Settlement Conference set for 4/15/2020 11:30 AM before Magistrate Judge Anthony P. Patti) Disposition: Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 02/24/2020)
03/12/2020	<u>44</u>	STIPULATION AND ORDER Amending Scheduling Order, (Discovery due by 6/26/2020, Dispositive Motion Cut-off set for 7/30/2020, Final Pretrial Conference set for 11/9/2020 02:00 PM before District Judge Denise Page Hood, Jury Trial set for 12/8/2020 09:00 AM before District Judge Denise Page Hood) Signed by District Judge Denise Page Hood. (LSau) (Entered: 03/12/2020)
04/13/2020	<u>45</u>	MOTION for Withdrawal of Attorney Reed E. Eriksson by Flint, City of. (Eriksson, Reed) (Entered: 04/13/2020)
04/15/2020		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Settlement Conference held on 4/15/2020, (CONTINUATION of Telephonic Settlement Conference set for 5/11/2020 03:00 PM before Magistrate Judge Anthony P. Patti) Disposition: Settlement Conference held and continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 04/15/2020)
04/17/2020	<u>46</u>	ORDER Granting Motion for Withdrawal of Attorney Reed E. Eriksson as Attorney for Defendant City of Flint <u>45</u> .Signed by District Judge Denise Page Hood. (LSau) (Entered: 04/17/2020)
05/11/2020		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Settlement Conference held on 5/11/2020, (Telephonic Continuation of Settlement Conference set for 6/11/2020 01:00 PM before Magistrate Judge Anthony P. Patti) Disposition: Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) Modified on 5/12/2020 (MWil). (Entered: 05/11/2020)
05/28/2020	<u>47</u>	STIPULATION and ORDER to Amend Scheduling Order, (Discovery due by 8/28/2020, Dispositive Motion Cut-off set for 9/30/2020, Final Pretrial Conference set for 1/11/2021 03:00 PM before District Judge Denise Page Hood, Jury Trial set for 2/16/2021 09:00 AM before District Judge Denise Page Hood) Signed by District Judge Denise Page Hood. (LSau) (Entered: 05/28/2020)
06/11/2020		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Settlement Conference held on 6/11/2020, (TELEPHONIC Status Conference set for 7/10/2020 12:00 PM before Magistrate Judge Anthony P. Patti) Disposition: Settlement conference held. The

		dispute between Plaintiff and the Defendant Flint Chamber of Commerce has been substantially resolved, and those parties are ironing out the final details of their resolution. The attorneys for the remaining parties shall appear for a telephonic status conference with me on July 10, 2020 at 12 p.m., although attendance by Defendant Terrance Walkers counsel is optional. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 06/11/2020)
06/12/2020	48	MOTION Approve Settlement by All Plaintiffs. (Marko, Jonathan) (Entered: 06/12/2020)
06/29/2020	49	NOTICE OF HEARING on 48 MOTION Approve Settlement . Motion Hearing set for 8/12/2020 04:00 PM before District Judge Denise Page Hood (LSau) (Entered: 06/29/2020)
07/10/2020		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 7/10/2020. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 07/10/2020)
07/10/2020		TEXT-ONLY ORDER: Plaintiff, her counsel, Defendant City of Flint (specifically including its Chief of Police) and its counsel are ORDERED to hold a video conference of at least two hours duration on or before July 24, 2020 and to submit a joint, off the record settlement status report to the Undersigned's case manager by July 28, 2020. The Court has scheduled a final conference call with Judge Patti for July 30, 2020 at 11:30 a.m., which will be held or cancelled after the Court reviews the joint report. Entered by Magistrate Judge Anthony P. Patti. (MWil). (Entered: 07/10/2020)
07/27/2020		TEXT-ONLY NOTICE: Conference on 07/30/220 is Cancelled. Case has been conditionally resolved in its entirety. Propose Stipulated order of Dismissal with prejudice to be submitted by 08/31/2020. (MWil) (Entered: 07/27/2020)
07/30/2020		TEXT-ONLY NOTICE: Motion Hearing on August 12, 2020 is Cancelled re 49 Notice of Hearing on Motion. (LSau) (Entered: 07/30/2020)
07/30/2020	50	NOTICE OF HEARING BY VIDEO CONFERENCE on 48 MOTION Approve Settlement . Motion Hearing set for 8/12/2020 04:00 PM before District Judge Denise Page Hood Zoom Webinar Information: https://zoom.us/j/96576089082?pwd=R0RMVjN5MU90VXJJbFJkZUdLZkY3dz09 Passcode: 320493 Or iPhone one-tap : US: +13017158592,,96576089082#,,,,,0#,,320493# or +13126266799,,96576089082#,,,,,0#,,320493# (LSau) (Entered: 07/30/2020)

08/04/2020	<u>51</u>	RESPONSE to <u>48</u> MOTION Approve Settlement filed by Terrance Walker. (Edmunds, Michael) (Entered: 08/04/2020)
08/12/2020		Minute Entry for proceedings before District Judge Denise Page Hood: Motion Hearing held on 8/12/2020 re <u>48</u> MOTION Approve Settlement filed by Chrystal McCadden, Cameron McCadden Disposition: Motion granted (Court Reporter: Sheri Ward) (LSau) (Entered: 08/12/2020)
08/13/2020	<u>52</u>	NOTICE by Flint, City of <i>of Resolution Approving Settlement</i> (Attachments: # <u>1</u> Exhibit Flint City Council Resolution 200339) (Kim, William) (Entered: 08/13/2020)
08/14/2020	<u>53</u>	SETTLEMENT AGREEMENT by All Plaintiffs (Marko, Jonathan) (Entered: 08/14/2020)
08/31/2020	<u>54</u>	NOTICE by All Plaintiffs re Text-Only Notice of Hearing Cancelled (Fancher, Mark) (Entered: 08/31/2020)
09/09/2020	<u>55</u>	ORDER Granting Motion to Approve Settlement <u>48</u> . Signed by District Judge Denise Page Hood. (LSau) (Entered: 09/09/2020)
09/29/2020	<u>56</u>	STIPULATED ORDER of Dismissal. Signed by District Judge Denise Page Hood. (LSau) (Entered: 09/29/2020)

PACER Service Center			
Transaction Receipt			
10/02/2020 12:53:19			
PACER Login:	CRCClearinghouse	Client Code:	McEvoy
Description:	Docket Report	Search Criteria:	2:18-cv-12377-DPH-RSW
Billable Pages:	7	Cost:	0.70
Exempt flag:	Not Exempt	Exempt reason:	Not Exempt