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CLOSED,Class Action

**United States District Court
District of Nevada (Reno)
CIVIL DOCKET FOR CASE #: 3:19-cv-00577-MMD-CLB**

IN RE: HCV PRISON LITIGATION
Assigned to: Chief Judge Miranda M. Du
Referred to: Magistrate Judge Carla Baldwin
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 09/17/2019
Date Terminated: 10/29/2020
Jury Demand: Defendant
Nature of Suit: 550 Prisoner: Civil
Rights
Jurisdiction: Federal Question

In Re

HCV PRISON LITIGATION

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Date Filed	#	Docket Text
10/09/2019	<u>1</u>	PRE-TRIAL ORDER #1: Initial Case Conference. The court orders Pretrial Consolidation of the following cases: • 2:17-CV-1627-MMD-CBC Reese v. Foxfulker, et. al. • 2:17-CV-1725-MMD-CBC Fields v. Neven, et. al. • 2:17-CV-2346-MMD-CBC Carley v. Neven, et. al. • 2:19-CV-0213-MMD-CBC Flynn v. Dzurenda, et. al. • 2:19-CV-0520-MMD-CBC Ciolino v. Dzurenda, et. al. • 3:16-CV-0676-MMD-CBC Nevarez v. Baca, et. al. • 3:17-CV-0278-MMD-CBC Fitzgerald v. Martin, et. al. • 3:17-CV-0612-MMD-CBC Savage v. Aranas, et. al. • 3:18-CV-0037-MMD-CBC White v. Aranas, et. al. • 3:18-CV-0149-MMD-CBC Olsen v. Nevada Department of Corrections, et. al. • 3:18-CV-0218-MMD-CBC Bedard v. Nevada Department of Corrections, et. al. • 3:18-CV-0386-MMD-CBC Mulder v. Marks, et. al. • 3:18-CV-0464-MMD-CBC Thomas v. Dzurenda, et. al. • 3:19-CV-0300-MMD-CBC Klein v. Williams, et. al. Master docket and case file opened under "In Re: HCV Prison Litigation," master file number 3:19-cv-00577-MMD-CBC to be used for all filings for the lead case related to the HCV Consolidated Issues. Initial Case Conference scheduled for 10/21/2019 at 10:00 AM in Reno Courtroom 1. See order pdf for further details and instructions. Signed by Magistrate Judge Carla Baldwin Carry on 10/9/2019. (Copies have been distributed pursuant to the NEF - LH) (Entered: 10/09/2019)
10/21/2019	<u>2</u>	MINUTES OF PROCEEDINGS - Initial Case Conference held on 10/21/2019 before Magistrate Judge Carla Baldwin Carry. Crtrm Administrator: <i>LGM</i>; Pla Counsel: <i>Adam Hosmer-Henner, Chelsea Latino, Philip Mannelly and (By telephone) Margaret McLetchie, Frederick Melms, and Ryan Hamilton</i>; Def Counsel: <i>Randy Gilmer and Douglas Rands</i>; Recording start and end times: 10:05:09 -

		10:33:01; Courtroom: 1; Plaintiffs shall have until no later than the close of business on Monday, December 2, 2019 to file an amended class action complaint and motion to certify. A status conference is set for 12/3/2019 at 10:00 AM in Reno Courtroom 1 before Magistrate Judge Carla Baldwin Carry. Out-of-town counsel shall be allowed to appear telephonically for this hearing and shall dial 877-336-1829 at least five (5) minutes prior to the hearing to be properly connected into the courtroom. The access code is 2809752 and the security code is 19577. The Court finds that a STAY of discovery is continued in all cases pending the December 3, 2019 status conference. In light of the Court's imposition of the deadline to file an amended class action complaint, the Court finds the motion to amend (ECF No. 42) filed in case no. 2:17-cv-02346-MMD-CBC, <i>Elizabeth Carley v. Neven, et al.</i>, is DENIED as moot. See the attached order for specifications. (Copies have been distributed pursuant to the NEF - LGM) (Entered: 10/22/2019)
11/14/2019		***Notes: The U.S. Magistrate Judge on this case has changed her name to Judge Carla Baldwin effective immediately. (LH) (Entered: 11/14/2019)
11/25/2019	3	NOTICE of Appearance by attorney Margaret A McLetchie on behalf of In Re HCV PRISON LITIGATION. <i>Notice of Appearance</i> (McLetchie, Margaret) (Entered: 11/25/2019)
11/26/2019	4	STIPULATION FOR EXTENSION OF TIME (First Request) to <i>File Amended Class Action Complaint and Motion to Certify</i> by In Re HCV PRISON LITIGATION. (Latino, Chelsea) (Entered: 11/26/2019)
11/26/2019	5	ORDER granting ECF No. 4 Stipulation : Amended Class Action Complaint and Motion to Certify due by 12/9/2019. Signed by Magistrate Judge Carla Baldwin on 11/26/2019. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 11/27/2019)
11/27/2019	6	(1st Notice) Pursuant to Local Rule IC 2-1: that <u>Frederick Melms</u> is in violation of Local Rule IC 2-1. Participation in the electronic filing system became mandatory for all attorneys effective January 1, 2006. You are required to register to file documents electronically in the Court's electronic filing system (CM/ECF) and the electronic service of pleadings and other papers. Please visit the Court's website to complete the registration for CM/ECF. (no image attached) (DRM) (Entered: 11/27/2019)
12/02/2019	7	ERRATA to 4 Stipulation by In Re HCV PRISON LITIGATION. (Latino, Chelsea) (Entered: 12/02/2019)

12/03/2019	<u>8</u>	MINUTES OF PROCEEDINGS - Joint Status Conference held on 12/3/2019 before Magistrate Judge Carla Baldwin. Crtrm Administrator: <i>LGM</i>; Pla Counsel: <i>Adam Hosmer-Henner, Chelsea Latino, and (By telephone) Frederick Melms, Leo Wolpert, Ryan Hamilton, and Scott Olifant</i>; Def Counsel: <i>Douglas Rands and Randall Gilmer</i>; Recording start and end times: 10:03:24 - 10:34:57; Courtroom: 1; Mr. Hosmer-Henner reports on the current status of this litigation. The Court inquires and counsel confirm the best approach regarding discovery will be for the parties to conduct bifurcated discovery beginning with document discovery. The Court finds the stay of discovery in this litigation is lifted and advises counsel that the Court will issue a bifurcated scheduling order forthwith. The Court notes there are several motions pending in a variety of these cases and suggests that counsel withdraw such motions without prejudice with leave to re-file on a later date, if necessary. Mr. Hosmer-Henner and Ms. McLetchie shall have until Friday, December 6, 2019 to file a notice advising whether they are amenable to withdrawing plaintiffs' motions currently pending in case nos. 2:17-cv-02346-MMD-CLB and 2:17-cv-01725-MMD-CLB. See the attached order for motions defendants agree may be withdrawn in certain cases. The Court finds the motion for certification is due on 12/9/2019, the opposition is due on 1/13/2020, and the reply is due on 1/31/2020. Mr. Olifant is granted leave to file a voluntary dismissal is case no. 2:19-cv-01897-MMD-CLB. A further case management conference is set for 3/19/2020 at 09:00 AM in Reno Courtroom 1 before Magistrate Judge Carla Baldwin. Out-of-town counsel shall be allowed to appear telephonically for this hearing and shall dial 877-336-1829 at least five (5) minutes prior to the hearing. The access code is 2809752 and the security code is 19577. See the attached order for specifications. (Copies have been distributed pursuant to the NEF - LGM) (Entered: 12/05/2019)
12/05/2019	<u>9</u>	PRE-TRIAL ORDER #2: Limited Bifurcated Discovery Plan and Scheduling Order. Limited discovery described in this order shall commence on December 9, 2019 and will be open for a period of 90 days only. (See pdf order for additional deadlines/specifics.) Signed by Magistrate Judge Carla Baldwin on 12/5/2019. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 12/06/2019)
12/09/2019	<u>10</u>	AMENDED COMPLAINT against HCV PRISON LITIGATION by HCV PRISON LITIGATION. No changes to parties. Proof of

		service due by 3/8/2020. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2)(Hosmer-Henner, Adam) (Entered: 12/09/2019)
12/09/2019	11	MOTION to Certify Class Responses due by 12/23/2019. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4) (Hosmer-Henner, Adam) (Entered: 12/09/2019)
12/23/2019	12	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 12/23/2019. By Deputy Clerk: Peggie Vannozzi. Attorney Frederick Melms was appointed as counsel in 2:19-cv-213-MMD-CLB, a member case. Mr. Melms is a member of the state bar but not the federal bar. Good cause appearing, Mr. Melms is admitted to our court for this case only. The attorney admissions fees are waived. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 12/23/2019)
12/26/2019	13	CLERK'S NOTICE Regarding Local Rule IC 2-1. Attorney Frederick Melms is in violation of Local Rule IC 2-1(a) and 2-1(d). You are required to register to file documents electronically in the Court's electronic filing system (CM/ECF) and the electronic service of pleadings and other papers. Please visit the Court's website to complete the registration for CM/ECF. (no image attached) (WJ) (Entered: 12/26/2019)
12/31/2019	14	STRICKEN PURSUANT TO ECF No. 15 ORDER : First MOTION for Leave to File Second Amended Complaint by In Re HCV PRISON LITIGATION. (Attachments: # 1 Exhibit Proposed second amended complaint) (Melms, Frederick) Modified on 1/10/2020 to denote stricken (DRM). (Entered: 12/31/2019)
01/09/2020	15	PRE-TRIAL ORDER #3: Order Clarifying Pre-Trial Order #1 (ECF No. 1) And Striking Pleading (ECF No. 14) : Re Filing of Documents : Any document filed in the master docket for Case No. 3:19-cv-00557-MMD-CLB must relate to <i>all</i> of the cases consolidated by the Court's Pre-Trial Order #1. (See pdf order for specifics.) Re Motion to Amend (ECF No. 14) : The motion is stricken from the docket for Case No. 3:19-cv-00577-MMD-CLB. Signed by Magistrate Judge Carla Baldwin on 1/9/2020. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 01/10/2020)

01/13/2020	<u>16</u>	First STIPULATION FOR EXTENSION OF TIME (First Request) <i>Stipulation and Order for Extension of Time to File Response to <u>10</u> Complaint and <u>11</u> Motion to Certify (First Request)</i> by In Re HCV PRISON LITIGATION. (Rands, Douglas) Modified on 1/14/2020 linked to 10 and 11 (LE). (Entered: 01/13/2020)
01/15/2020	<u>17</u>	ORDER granting ECF No. <u>16</u> Stipulation to Extend Time re ECF Nos. <u>10</u> Complaint and <u>11</u> Motion to Certify. Responses due by 1/20/2020 . Signed by Magistrate Judge Carla Baldwin on 1/15/2020. (Copies have been distributed pursuant to the NEF - LW) (Entered: 01/16/2020)
01/21/2020	<u>18</u>	ANSWER to <u>10</u> Amended Complaint with Jury Demand <i>Defendants' Answer to Amended Class Action Complaint (ECF No. 10) Jury Trial Demanded</i> filed by HCV PRISON LITIGATION. Discovery Plan/Scheduling Order due by 2/20/2020.(Rands, Douglas) NOTICE of Certificate of Interested Parties requirement: Under Local Rule 7.1-1, a party must <u>immediately</u> file its disclosure statement with its first appearance, pleading, petition, motion, response, or other request addressed to the court. (Entered: 01/21/2020)
01/21/2020	<u>19</u>	RESPONSE to <u>11</u> Motion to Certify Class by In Re HCV PRISON LITIGATION. Replies due by 1/28/2020. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H) (Rands, Douglas) (Entered: 01/21/2020)
01/22/2020	<u>20</u>	CERTIFICATE of Interested Parties by HCV PRISON LITIGATION. There are no known interested parties other than those participating in the case (Rands, Douglas) (Entered: 01/22/2020)
02/18/2020	<u>21</u>	ORDER - Plaintiff's motion to certify class (ECF No. <u>11</u>) is granted ; the Court certifies a class of all persons as specified herein; the Court certifies the following issues for class litigation as specified herein; Plaintiffs are hereby named class representatives for this class; Plaintiffs' counsel are appointed as class counsel as specified herein; the parties must address the issues of notice under Fed. R. Civ. P. 23(c)(2) with Magistrate Judge Baldwin. Signed by

		Chief Judge Miranda M. Du on 2/18/2020. (Copies have been distributed pursuant to the NEF - LW) (Entered: 02/18/2020)
02/21/2020	22	PRE-TRIAL ORDER #4: Prior to the upcoming status conference, plaintiffs' class counsel shall draft a proposed notice for prospective class members that shall be provided to the court and defendants no later than March 14, 2020. At the March 19, 2020 status conference, the parties shall also be prepared to discuss what, if any, class discovery will be requested or needed related to the class certified by ECF No. 21. See order for further details. Signed by Magistrate Judge Carla Baldwin on 2/21/2020. (Copies have been distributed pursuant to the NEF - DN) (Main Document 22 replaced on 2/24/2020) (LE). (Entered: 02/21/2020)
02/24/2020	23	NOTICE of Docket Correction to 22 Order,, :Original Order was missing Judge's signature; Replaced Order with a signed Order. (no image attached) (LE) (Entered: 02/24/2020)
02/28/2020	24	NOTICE <i>Request for Clarification and Notice</i> by HCV PRISON LITIGATION re 15 Order on Motion for Leave to File Document,,, Pretrial Order,,, (Hosmer-Henner, Adam) (Entered: 02/28/2020)
02/28/2020	25	NOTICE <i>of Discovery</i> by HCV PRISON LITIGATION re 9 Pretrial Order,. (Hosmer-Henner, Adam) (Entered: 02/28/2020)
03/02/2020	26	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carla Baldwin on 3/2/2020. The request for clarification (ECF No. 24) is granted as follows: Class Representatives are authorized to file documents related to the certified class in In re: HCV Prison Litigation, Case No. 3:19-CV-0577-MMD-CLB in this case even if the filing relates to less than all of the consolidated matters without first seeking leave to file such documents. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 03/02/2020)
03/04/2020	27	First STIPULATION FOR EXTENSION OF TIME (First Request) re <i>Discovery Stipulation and Order to Extend Time to Respond to Plaintiffs' Discovery Request</i> by In Re HCV PRISON LITIGATION. (Rands, Douglas) (Entered: 03/04/2020)
03/04/2020	28	ORDER granting ECF No. 27 Stipulation. Defendants to respond to Plaintiffs' discovery requests by March 12, 2020 . Signed by

		Magistrate Judge Carla Baldwin on 3/4/2020. (Copies have been distributed pursuant to the NEF - AB) (Entered: 03/05/2020)
03/13/2020	29	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carla Baldwin on 3/13/2020. By Deputy Clerk: LGM. Counsel are advised that the further case management conference currently set before this Court on Thursday, March 19, 2020 at 9:00 AM shall be conducted telephonically. Therefore, all counsel appearing for this hearing shall dial 877-336-1829 at least five (5) minutes prior to the hearing to be properly connected into the courtroom. The access code is 2809752 and the security code is 19577 . IT IS SO ORDERED. (no image attached) (Copies have been distributed pursuant to the NEF - LGM) (Entered: 03/13/2020)
03/13/2020	30	NOTICE <i>Notice Pursuant to Pre-Trial Order # 4 (ECF No. 22)</i> by HCV PRISON LITIGATION re 22 Order,,. (Attachments: # 1 Exhibit Exhibit 1 - Proposed Notice for Prospective Class Members) (McLetchie, Margaret) (Entered: 03/13/2020)
03/19/2020	31	MINUTES OF PROCEEDINGS - Telephonic Case Management Conference held on 3/19/2020 before Magistrate Judge Carla Baldwin. Crtrm Administrator: LGM; Pla Counsel: <i>Adam Hosmer-Henner, Frederick Melms, Margaret McLetchie, Ryan Hamilton, and Chelsea Latino</i> ; Def Counsel: <i>Randy Gilmer and Doug Rands</i> ; Recording start and end times: 9:01:53 - 9:34:30; Courtroom: 1; The Court and the parties discuss the proposed notice pursuant to pretrial order #4 30 . The Court directs the deputy court clerk to attach a sample notice to the minutes of this proceeding. The Court directs counsel to meet and confer regarding a new proposed notice and a proposed discovery plan and scheduling order and file such by no later than the close of business on Thursday, April 2, 2020 . A further telephonic status conference is set for 4/10/2020 at 10:00 AM in Reno Courtroom 1 before Magistrate Judge Carla Baldwin. Counsel shall dial 877-336-1829 at least five (5) minutes prior to the hearing to be properly connected into the courtroom. The access code is 2809752 and the security code is 19577 . See the attached order for specifications. (Attachments: # 1 Sample Notice) (Copies have been distributed pursuant to the NEF - LGM) (Entered: 04/02/2020)
04/02/2020	32	Proposed Stipulated Discovery Plan and Scheduling Order re 31 Miscellaneous Hearing,,,,, by In Re HCV PRISON LITIGATION. (Hosmer-Henner, Adam) (Entered: 04/02/2020)

04/02/2020	<u>33</u>	NOTICE <i>Regarding Stipulated Proposed Class Notice</i> by HCV PRISON LITIGATION. (Attachments: # <u>1</u> Exhibit 1 - Proposed Class Notice) (Shell, Alina) (Entered: 04/02/2020)
04/03/2020	<u>34</u>	SCHEDULING ORDER re ECF No. <u>32</u> Discovery Plan and Scheduling Order. Discovery due by 7/18/2020. Motions due by 8/17/2020. Proposed Joint Pretrial Order due by 9/16/2020. Signed by Magistrate Judge Carla Baldwin on 4/3/2020. (Copies have been distributed pursuant to the NEF - KR) (Entered: 04/03/2020)
04/03/2020	35	NOTICE PURSUANT TO LOCAL RULE IB 2-2: In accordance with 28 USC § 636(c) and FRCP 73, the parties in this action are provided with a link to the "AO 85 Notice of Availability, Consent, and Order of Reference - Exercise of Jurisdiction by a U.S. Magistrate Judge" form on the Court's website - www.nvd.uscourts.gov . AO 85 Consent forms should NOT be electronically filed. Upon consent of all parties, counsel are advised to manually file the form with the Clerk's Office. (A copy of form AO 85 has been mailed to parties not receiving electronic service.) (no image attached) (KR) (Entered: 04/03/2020)
04/10/2020	<u>36</u>	MINUTES OF PROCEEDINGS - Telephonic Status Conference held on 4/10/2020 before Magistrate Judge Carla Baldwin. Crtrm Administrator: <i>LGM</i> ; Pla Counsel: <i>Adam Hosmer-Henner, Frederick Melms, Ryan Hamilton, Alina Shell, and Chelsea Latino</i> ; Def Counsel: <i>Randy Gilmer and Doug Rands</i> ; Recording start and end times: 10:02:12 - 10:25:33; Courtroom: 1; The Court approves the parties' stipulated proposed class notice <u>33</u> and directs that counsel change the opt out deadline to 5/18/2020 and post such notice. The Court and counsel discuss issues stated in the parties' scheduling order <u>34</u> . This matter is referred to Magistrate Judge Cobb for the purposes of conducting a global settlement conference at the beginning of July 2020. Expert witness disclosure deadline extended to 8/10/2020 and rebuttal expert disclosure extended to 9/10/2020. A telephonic case management conference is set for 5/28/2020 at 09:00 AM in Reno Courtroom 1 before Magistrate Judge Carla Baldwin. Counsel shall dial 877-336-1829 at least five (5) minutes prior to the hearing to be properly connected into the courtroom. The access code is 2809752 and the security code is 19577 . The parties shall file separate case management reports by no later than the close of business on Thursday, May 21, 2020 . The Court directs counsel to meet and confer regarding any necessary issues including the current discovery plan and scheduling order <u>34</u> . See the attached order for specifications. (Copies have been distributed pursuant to the NEF - LGM) (Entered: 04/15/2020)

05/05/2020	37	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge William G. Cobb on 5/5/2020. By Deputy Clerk: Karen Walker. Magistrate Judge William G. Cobb will conduct a pre-settlement conference to discuss the logistics of the global settlement conference immediately following the Telephonic Case Management Conference set for 5/28/2020 at 9:00 A.M., with Magistrate Judge Carla Baldwin. Counsel shall remain on the telephone at the conclusion of the Case Management Conference for the pre-settlement conference. IT IS SO ORDERED. (no image attached) (Copies have been distributed pursuant to the NEF - KW) (Entered: 05/05/2020)
05/13/2020	38	ORDER Scheduling a Settlement Conference for 7/9/2020 at 9:00 AM and if necessary 7/10/2020 at 9:00 AM in Reno Courtroom 2 before Magistrate Judge William G. Cobb. The settlement conference statements shall be received in Reno Chambers - Suite 405 not later than 4:00 PM on 7/2/2020. DO NOT DELIVER OR MAIL THEM TO THE CLERKS OFFICE; DO NOT SERVE A COPY ON OPPOSING COUNSEL. Signed by Magistrate Judge William G. Cobb on 5/13/2020. (Copies have been distributed pursuant to the NEF - LW) (Entered: 05/13/2020)
05/21/2020	39	CASE MANAGEMENT REPORT <i>Pursuant to April 10, 2020 Minutes (ECF 36)</i> by In Re HCV PRISON LITIGATION (Latino, Chelsea) (Entered: 05/21/2020)
05/21/2020	40	CASE MANAGEMENT REPORT <i>Pursuant to ECF No. 36</i> by In Re HCV PRISON LITIGATION (Rands, Douglas) (Entered: 05/21/2020)
05/28/2020	41	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge William G. Cobb on 5/28/2020. By Deputy Clerk: Karen Walker. A telephonic pre-settlement conference is set for Wednesday, June 24, 2020 at 1:00 P.M. in Reno Courtroom 2 before Magistrate Judge William G. Cobb. Counsel are directed to dial 1-888-557-8511, enter the access code 3599743, and enter the security code 62420, approximately five (5) minutes prior to the hearing. The use of speaker phone and cell phones is prohibited. IT IS SO ORDERED.

		(no image attached) (Copies have been distributed pursuant to the NEF - KW) (Entered: 05/28/2020)
05/28/2020	42	Proposed STIPULATED PROTECTIVE ORDER <i>Proposed Joint Stipulated Protective Order</i> by In Re HCV PRISON LITIGATION. (McLetchie, Margaret) (Entered: 05/28/2020)
05/28/2020	43	PROTECTIVE ORDER. ORDER granting 42 Stipulated Protective Order Signed by Magistrate Judge Carla Baldwin on 5/28/2020.(Copies have been distributed pursuant to the NEF - CLB) (Entered: 05/28/2020)
05/28/2020	47	MINUTES OF PROCEEDINGS - Telephonic Case Management Conference held on 5/28/2020 before Magistrate Judge Carla Baldwin. Ctrrm Administrator: <i>LGM</i> ; Pla Counsel: <i>Adam Hosmer-Henner, Margaret McLetchie, Ryan Hamilton, and Chelsea Latino</i> ; Def Counsel: <i>Doug Rands</i> ; Recording start and end times: 9:01:26 - 9:11:53; Courtroom: <i>1</i> ; The Court and the parties discuss the parties case management reports (ECF No. 39) and (ECF No. 40). The Court advises that if the case does not settle at the settlement conference, this Court will schedule a case management conference. Counsel are directed to work with the deputy court clerk to schedule the case management conference for a date during the middle or end of July 2020. The Court finds that counsel have leave to file an amended proposed discovery plan and scheduling order which includes a case management report if the case does not settle. See the attached order for specifications. (Copies have been distributed pursuant to the NEF - LGM) (Entered: 06/08/2020)
05/29/2020	44	MINUTE ORDER RE: IN-PERSON HEARING - IT IS HEREBY ORDERED that an in-person Settlement Conference will be conducted on Thursday, July 9, 2020 at 9:00 A.M., and if necessary, Friday, July 10, 2020 at 9:00 a.m. , before Magistrate William G. Cobb, in Reno Courtroom 2, Fourth Floor, Bruce R. Thompson U. S. Courthouse and Federal Building, 400 South Virginia Street, Reno, Nevada. Signed by Magistrate Judge William G. Cobb on 5/29/2020. (Copies have been distributed pursuant to the NEF - LW) (Entered: 05/29/2020)
06/03/2020	45	STIPULATION re Discovery <i>Stipulation to Vacate Discovery Deadlines and to Amend Scheduling Order Pending Outcome of Settlement Conference</i> re 34 Order on Discovery Plan and Scheduling Order,, by In Re HCV PRISON LITIGATION. (Hosmer-Henner, Adam) (Entered: 06/03/2020)
06/04/2020	46	ORDER granting ECF No. 45 Stipulation to vacate discovery deadlines. Discovery due by 7/18/2020. Dispositive Motions due

		by 8/17/2020 . Proposed Joint Pretrial Order due by 9/16/2020 . (See PDF image for additional details). Signed by Magistrate Judge Carla Baldwin on 6/4/2020. (Copies have been distributed pursuant to the NEF - AB) Modified on 6/4/2020 (DN). If a settlement cannot be reached, the parties will submit a discovery plan and scheduling order for the court's consideration. (Entered: 06/04/2020)
06/08/2020	48	NOTICE by HCV PRISON LITIGATION. (McLetchie, Margaret) (Entered: 06/08/2020)
06/11/2020	49	MOTION/Letter Requesting <i>Motion History Filed</i> , by James Reese. Responses due by 6/25/2020. (DRM) (Entered: 06/11/2020)
06/24/2020	50	MINUTES OF PROCEEDINGS - Telephonic Pre-Settlement Conference held on 6/24/2020 before Magistrate Judge William G. Cobb. Crtrm Administrator: <i>Karen Walker</i>; Pla Counsel: <i>Adam Hosmer-Henner, Esq.; Margaret McLetchie, Esq.; Ryan Hamilton, Esq.; Chelsea Latino, Esq.</i>; Def Counsel: <i>Randall Gilmer, Esq. and Douglas Rands, Esq.</i>; Court Reporter: <i>Liberty Court Recorder</i>; Time of Hearing: <i>1:00 p.m.</i>; Recording start and end times: <i>1:07:03 p.m. - 1:41:10 p.m.</i>; Courtroom: 2. The court holds today's hearing on to discuss the settlement conference scheduled for Thursday, July 9, 2020. The court advises that the settlement conference will be moved to a larger courtroom in order to accommodate and abide by COVID-19 procedures and the court's general orders. A minute order will be entered once a courtroom has been assigned. The parties to submit the settlement conference statements on Wednesday, July 1, 2020 before 4:00 p.m. instead of July 2, 2020. (Copies have been distributed pursuant to the NEF - KW) (Entered: 06/25/2020)
06/30/2020	51	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge William G. Cobb on 6/30/2020. By Deputy Clerk: Karen Walker. The location of the in-person Settlement Conference scheduled for Thursday, July 9, 2020 at 9:00 A.M., and if necessary, Friday, July 10, 2020 at 9:00 a.m., before Magistrate William G. Cobb, has been changed to Reno Courtroom 6, Eighth Floor.

		Counsel are reminded of and shall adhere to the procedures outlined in the Minute Order re: in-person hearings (ECF No. 44). IT IS SO ORDERED. (no image attached) (Copies have been distributed pursuant to the NEF - KW) (Entered: 06/30/2020)
07/02/2020	52	EX PARTE COMMUNICATION by Marty Fitzgerald, #73049, PO Box 7007, Carson City, NV. (DRM) (Entered: 07/02/2020)
07/08/2020	53	ORDER RE: IN PERSON HEARING. IT IS HEREBY ORDERED that an in-person hearing settlement conference will be conducted in Courtroom 6 of the Bruce R. Thompson Federal Courthouse at 9:00 a.m. on Thursday, July 9, 2020. The Court is closely following and reinforcing the guidelines from the CDC and other relevant health authorities and is taking precautionary measures to limit the potential spread of the COVID-19 virus. Please review the attached order for additional specific regarding in-person hearings. Signed by Magistrate Judge William G. Cobb on 7/8/2020. (Copies have been distributed pursuant to the NEF - KO) (Entered: 07/08/2020)
07/09/2020	54	MINUTES OF PROCEEDINGS - Settlement Conference (Day 1) held on 7/9/2020 before Magistrate Judge William G. Cobb. Crtrm Administrator: <i>Katie Lynn Ogden</i>; Pla Counsel: <i>Adam Hosmer-Henner, Phil Mannelly and Chelsea Latino (present) and Margaret McLetchie (via video)</i>; Def Counsel: <i>Doug Rands, Randy Gilmer, Kyle George (present)</i>; Court Reporter: <i>Liberty Court Recorder</i>; Time of Hearing: 9:00 a.m. - 5:00 p.m.; Recording start and end times: 9:12:07 a.m. - 9:20:06 a.m.; Courtroom: 6. The Court convenes with counsel and client representatives on record for introduction purposes. The Court and parties next conduct settlement discussions off record. Court is in recess at 5:00 p.m. and will continue negotiations on Friday, 7/10/2020, at 9:00 a.m., in Reno Courtroom 6. (no image attached) (Copies have been distributed pursuant to the NEF - KO) (Entered: 07/10/2020)
07/10/2020	55	MINUTES OF PROCEEDINGS - Settlement Conference (Day 2) held on 7/10/2020 before Magistrate Judge William G. Cobb. Crtrm Administrator: <i>Katie Lynn Ogden</i>; Pla Counsel: <i>Adam</i>

		<i>Hosmer-Henner and Chelsea Latino (presnt); Margaret McLetchie (via video); Def Counsel: Doug Rands, Randy Gilmer and Kyle George; Court Reporter: Liberty Court Recorder; Time of Hearing: 9:00 a.m. - 4:00 p.m.; Recording start and end times: 9:09:13 a.m. - 9:10:27 a.m. / 3:38:59 p.m. - 3:59:55 p.m.; Courtroom: 6.</i> The Court briefly convenes with counsel and client representatives on record for day 2 of the settlement conference. The court and parties resume settlement discussions off record. After discussions and negotiations, the parties reach a settlement agreement. The terms of the settlement are placed on the record. The Court and parties agree to conduct a follow-up to this settlement conference to resolve any outstanding settlement agreement terms. IT IS THEREFORE ORDERED that a follow-up settlement conference is scheduled for Wednesday, 8/5/2020, at 11:00 a.m., in Reno Courtroom 2 before U.S. Magistrate Judge William G. Cobb. This conference will be conducted by video conference via Zoom. Instructions for the video conference hearing will be sent via email prior to the hearing to the participants email provided to the Court. An assigned court reporter for the United States District Court, District of Nevada Reno is requested to prepare and file the transcript for the following hearing: Friday, 7/10/2020, Settlement Conference - Day 2 (Liberty Court Recording time - 3:38:59 p.m. - 3:59:55 p.m.) before U.S. Magistrate Judge William G. Cobb (ECF No. 55). The Court requests the transcript be prepared prior to 8/5/2020. IT IS HEREBY ORDERED that fees for the transcript designated shall be paid by the United States as provided under 28 U.S.C. § 753(f). (no image attached) (Copies have been distributed pursuant to the NEF - KO) (Entered: 07/10/2020)
07/13/2020	56	Joint CASE MANAGEMENT REPORT by In Re HCV PRISON LITIGATION (Hosmer-Henner, Adam) (Entered: 07/13/2020)
07/14/2020	57	ORDER - Inmate James Reeses' #13508 request for a "Motion History Printout" (ECF No. 49) is GRANTED. Clerk shall send a copy of the docket sheet in this case to: James Reese #13508 High Desert State Prison

		PO Box 650, Indian Springs NV 89070 (Mailed to Inmate Reese on 7/14/2020). Signed by Magistrate Judge Carla Baldwin on 7/14/2020. (Copies have been distributed pursuant to the NEF - AB) (Entered: 07/14/2020)
07/20/2020	58	TRANSCRIPT of Proceedings, 55 Settlement Conference,,,,,,,, held on 7-10-20, before Magistrate Judge William G. Cobb. Court Reporter/Transcriber: Kathy French, KF@nvd.uscourts.gov. Any Redaction Request is due by 8/10/2020. Redacted Transcript Deadline is set for 8/20/2020. Release of the Transcript Restriction is set for 10/18/2020. Before release date, the transcript may be viewed at the court public terminal or purchased through the reporter/transcriber. Transcript Order form is available on court website. After that date it may be obtained through the court reporter or PACER. (KF) (Entered: 07/20/2020)
08/06/2020	59	MINUTES OF PROCEEDINGS - Continued Settlement Conference/Status Conference held by Zoom Video Conference on 8/6/2020 before Magistrate Judge William G. Cobb. Crtrm Administrator: <i>Karen Walker</i>; Pla Counsel: <i>Adam Hosmer-Henner, Margaret McLetchie, Esq. and Chelsea Latino, Esq.</i>; Def Counsel: <i>D. Randall Gilmer, Esq. and Douglas Rands, Esq.</i>; Court Reporter: <i>Liberty Court Recorder</i>; Time of Hearing: <i>11:00 a.m.</i>; Recording start and end times: <i>11:08:27 a.m. - 11:22:14 a.m. and 4:49:04 p.m. - 5:01:35 p.m.</i>; Courtroom: 2. The parties advise the court that since the settlement conference held on July 9 and 10, 2020, drafts of the consent/settlement documents have been exchanged between the parties. Mr. Hosmer-Henner advises that there are two or three issues that remain unresolved and requests the court break out into private caucuses to discuss the unresolved issues. After private discussions, the court recesses at 12:55 p.m. for the parties to continue further discussions on the unresolved issues. The court reconvenes at 4:45 p.m. After further discussions, the parties state that the proposed consent and Joint Motion for Preliminary Approval of the Consent will be submitted to Chief District Judge Du by August 20, 2020. Mr. Hosmer-Henner provides the court with a summary of the process or events that will take place after submission of the Joint Motion for Preliminary Approval. (no image attached) (Copies have been distributed pursuant to the NEF - KW) (Entered: 08/06/2020)

08/20/2020	60	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carla Baldwin on 8/20/2020. By Deputy Clerk: LGM. A video status conference utilizing Zoom video conferencing technology is set for 9/1/2020 at 10:00 AM in Reno Courtroom 1 before Magistrate Judge Carla Baldwin. The court will send an email containing information required to join the Zoom video conference prior to the hearing date. IT IS SO ORDERED. (no image attached) (Copies have been distributed pursuant to the NEF - LGM) (Entered: 08/20/2020)
08/20/2020	61	Joint MOTION for Preliminary Approval of Consent Decree re 59 Settlement Conference,,,,, by In Re HCV PRISON LITIGATION. Responses due by 9/3/2020. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2) (Hosmer-Henner, Adam) (Entered: 08/20/2020)
08/24/2020	62	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 8/24/2020. Good cause appearing, it is ordered that the joint motion to preliminarily approve the consent decree and set a fairness hearing (ECF No. 61) is granted. The Fairness hearing is set for 10/27/2020 at 01:00 PM in Reno Courtroom 5 before Chief Judge Miranda M. Du. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 08/24/2020)
08/26/2020	63	AMENDED MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 8/26/2020. By Deputy Clerk: Peggie Vannozzi. Good cause appearing, it is ordered that the joint motion to preliminarily approve the consent decree and set a fairness hearing (ECF No. 61) is granted and Plaintiff is directed to issue the Class notice. The Fairness hearing is set for 10/27/2020 at 01:00 PM in Reno Courtroom 5 before Chief Judge Miranda M. Du. Counsel wishing to appear by video conference must contact the deputy clerk at least 7 days prior to the hearing. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 08/26/2020)
09/01/2020	65	MINUTES OF PROCEEDINGS - Video Status Conference held on 9/1/2020 before Magistrate Judge Carla Baldwin. Crtrm Administrator: <i>LGM</i> ; Pla Counsel: <i>Adam Hosmer-Henner and Margaret McLetchie</i> ; Def Counsel: <i>Randy Gilmer and Doug Rands</i> ; Recording start and end times: <i>10:02:01 - 10:23:19</i> ; Courtroom: <i>1</i> ; The Court advises counsel that the purpose of this hearing is to determine how best to proceed after the finalization of the consent decree. The Court inquires and counsel advise that they are amenable to providing the discovery in this case to the plaintiffs in other Hep C cases that were not consolidated with this case. The

		Court finds that the Court will issue a separate order in those cases with respect to that discovery. The Court advises counsel that after the consent decree is finalized the Court will set status conferences in the individual cases to discuss setting settlement conferences. See the attached order for specifications. (Copies have been distributed pursuant to the NEF - LGM) (Entered: 09/08/2020)
09/03/2020	64	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge William G. Cobb on 9/3/2020. By Deputy Clerk: Karen Walker. A telephonic Settlement Status Conference is set for Friday, September 11, 2020 at 10:00 A.M. in Reno Courtroom 2 before Magistrate Judge William G. Cobb. The Office of the Attorney General shall arrange for Plaintiff Marty Scott Fitzgerald (Case No. 3:17-cv-0278-MMD-CLB) to be present by telephone and shall contact the courtroom administrator, Karen Walker, at (775) 686-5918 or Karen_Walker@nvd.uscourts.gov, prior to the hearing to advise her of the number where plaintiff may be reached. Counsel are directed to dial 1-888-557-8511, enter the access code 3599743, and enter the security code 91120, approximately five (5) minutes prior to the hearing. <u>The use of speaker phones and cell phones are prohibited.</u> The court will address communications regarding Mr. Fitzgerald. IT IS SO ORDERED. (no image attached) (Copies have been distributed pursuant to the NEF - KW) Modified on 9/11/2020 correct typo(KW). (Entered: 09/03/2020)
09/11/2020	66	MINUTES OF PROCEEDINGS - Telephonic Status Conference held on 9/11/2020 before Magistrate Judge William G. Cobb. Crtrm Administrator: <i>Karen Walker</i>; Pla Counsel: <i>Adam Hosmer-Henner, Esq. and (Plaintiff) Marty Scott Fitzgerald</i>; Def Counsel: <i>Douglas R. Rands, DAG</i>; Court Reporter: <i>Liberty Court Recorder</i>; Time of Hearing: <i>10:00 a.m.</i>; Recording start and end times: <i>10:03:45 a.m. - 10:20:10 a.m.</i>; Courtroom: 2. The court holds today's hearing to discuss several communications the court has received from Mr. Fitzgerald dated July 22, 2020, August 27, 2020, and August 31, 2020.

		IT IS ORDERED that the communications submitted by Mr. Fitzgerald dated July 22, 2020, August 27, 2020, and August 31, 2020 will be filed as "Objections" to class settlement in this case. (Copies have been distributed pursuant to the NEF - KW) (Entered: 09/11/2020)
09/14/2020	67	OBJECTIONS to Class Settlement dated 7/22/2020, by Marty Fitzgerald. (DRM) (Entered: 09/14/2020)
09/14/2020	68	OBJECTIONS to Class Settlement dated 8/27/2020, by Marty Fitzgerald. (DRM) (Entered: 09/14/2020)
09/14/2020	69	OBJECTIONS to Class Settlement dated 8/31/2020, by Marty Fitzgerald. (DRM) (Entered: 09/14/2020)
09/15/2020	70	MOTION Requesting Exclusion from HCV Prison Litigation, Case No. 3:19-CV-00577-MMD-CLB by Scott R. Casteel. Responses due by 9/29/2020. (AB) (Entered: 09/15/2020)
10/01/2020	71	MOTION - Request for Records by Rosemary Vandecar. Responses due by 10/15/2020. (AB) (Entered: 10/01/2020)
10/14/2020	72	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 10/14/2020. By Deputy Clerk: Peggie Vannozzi. The Fairness hearing set for 10/27/2020 at 1:00 PM in Reno Courtroom 5 before Chief Judge Miranda M. Du will be heard by video conference. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. The Public may access and listen to the Fairness Hearing as follows: Public telephonic participants shall call AT&T no later than five (5) minutes prior to the hearing at 1 (888) 251-2909, and provide Access Code 3803398 and Security Code 102720.

		IT IS ORDERED that the following Video Conference Instructions be adhered to as follows: INSTRUCTIONS FOR VIDEO CONFERENCE HEARING Invitations to the scheduled hearings will be sent via email thirty (30) minutes prior to the hearing to the participants email provided to the Court. * Ensure that the Zoom video conferencing application is updated prior to the time of the hearing*Log on to the call ten (10) minutes prior to the hearing time. *Mute your sound prior to entering the hearing. *Do not talk over one another. *State your name prior to speaking for the record. *Do not have others in the video screen or moving in the background. *No recording of the hearing. *No forwarding of any video conference invitations. *Unauthorized users on the video conference will be removed. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 10/14/2020)
10/15/2020	73	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carla Baldwin on 10/15/2020. By Deputy Clerk: LGM. A video status conference utilizing Zoom video conferencing technology is set for 11/4/2020 at 10:00 AM in Reno Courtroom 1 before Magistrate Judge Carla Baldwin. The court will send an email with the information required to join the Zoom video conference prior to the hearing date. Counsel are directed to appear at this hearing via video. Therefore, if counsel do not have access to appear via video or would like to appear by another means (i.e., telephonic), counsel are required to file a motion in advance of the hearing to appear by another means. IT IS SO ORDERED.(no image attached) (Copies have been distributed pursuant to the NEF - LGM) (Entered: 10/15/2020)
10/20/2020	74	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carla Baldwin on 10/20/2020. ORDER granting 71 motion for copy of the docket sheet. The Clerk shall SEND one copy of the public docket sheet to Rosemary Vandecar at Florence McClure Women's Correctional Center, 4370 Smiley Road, Las Vegas, NV 89115.(no image attached) (Copies have been distributed pursuant to the NEF - DN) (Entered: 10/20/2020)

10/26/2020	75	NOTICE <i>Exclusion Requests</i> by HCV PRISON LITIGATION. (Attachments: # 1 Exhibit Exhibit 1 (Brunsen), # 2 Exhibit Exhibit 2 (Flynn), # 3 Exhibit Exhibit 3 (Holtzclaw), # 4 Exhibit Exhibit 4 (Jones), # 5 Exhibit Exhibit 5 (Klein), # 6 Exhibit Exhibit 6 (LeClair), # 7 Exhibit Exhibit 7 (Mulder), # 8 Exhibit Exhibit 8 (Neenan), # 9 Exhibit Exhibit 9 (Thacker), # 10 Exhibit Exhibit 10 (Thomas), # 11 Exhibit Exhibit 11 (Wilson)) (McLetchie, Margaret) (Entered: 10/26/2020)
10/27/2020	76	SUPPLEMENT to 61 Motion <i>for Preliminary Approval of Consent Decree</i> by In Re HCV PRISON LITIGATION (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6) (Hosmer-Henner, Adam) (Entered: 10/27/2020)
10/27/2020	77	MINUTES OF PROCEEDINGS - Hearing re Fairness Hearing by Video Conference held on 10/27/2020 before Chief Judge Miranda M. Du. Crtrm Administrator: <i>Peggie Vannozzi</i>; Pla Counsel: <i>Adam Hosmer-Henner, Philip Manelly, Ryan Hamilton, Margaret McLetchie</i>; Def Counsel: <i>D. Randall Gilmer, Douglas Rands</i>; Court Reporter: <i>Megan Strawn</i>; Time of Hearing: <i>1:08 PM - 2:20 PM</i>; Recording start and end times: <i>1:07:32-2:21-17</i>; Courtroom: 5; Also present on video: Dr. Minev and Jennifer Bauer of NDOC. Mr. Hosmer-Henner and Mr. Gilmer address the Court on the Class settlement and proposed decree. The Court directs Mr. Hosmer-Henner to file a copy of the demonstrative exhibit he used in this hearing. The Court will overrule Class member Marty Fitzgerald's pro se objections to the Class Settlement (ECF Nos. 67 , 68 , 69) for the reasons given at this hearing. The Court grants Class Member Scott Casteel's motion requesting exclusion (ECF No. 70 .) The Court will issue a written order. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 10/27/2020)
10/27/2020	78	SUPPLEMENT to 76 Supplement, <i>Supplemental Exhibit to Supplemental Brief in Support of Proposed Consent Decree</i> by In Re HCV PRISON LITIGATION. (Hosmer-Henner, Adam) (Entered: 10/27/2020)
10/29/2020	79	ORDERED that the parties' proposed consent decree (ECF No. 61 - 1) is accepted and adopted in full . The Clerk of Court is directed to administratively close this case upon entry of the consent decree. Signed by Chief Judge Miranda M. Du on 10/29/2020. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 10/29/2020)

10/29/2020	<u>80</u>	CONSENT JUDGMENT pursuant to ECF No. <u>79</u> Order. Signed by Chief Judge Miranda M. Du on 10/29/2020. Case administratively closed. (Copies have been distributed pursuant to the NEF - PAV) (Entered: 10/29/2020)
10/29/2020	81	MINUTE ORDER IN CHAMBERS of the Honorable Magistrate Judge Carla Baldwin on 10/29/2020. By Deputy Clerk: LGM. In light of the District Court's order to administratively close this case <u>79</u> , the video status conference currently set before this Court on 11/4/2020 at 10:00 AM is VACATED. If the parties believe additional work is required by the Magistrate Judge on this case, counsel have leave to request a hearing before this Court. IT IS SO ORDERED. (no image attached) (Copies have been distributed pursuant to the NEF - LGM) (Entered: 10/29/2020)
12/01/2020	<u>82</u>	LETTER/query to Clerk from Craig Miller at NNCC re how to be a part of this class action. (DRM) (Entered: 12/01/2020)
12/11/2020	<u>83</u>	ORDER Re: ECF No. <u>82</u> Letter from Inmate Craig Miller. (See pdf order for specifics.) The Clerk shall serve a copy of this order on Craig Miller, Inmate #82754 at Northern Nevada Correctional Center either electronically or by U.S. Mail. (Mailed to inmate at NNCC via U.S. Mail on 12/15/2020.) Signed by Magistrate Judge Carla Baldwin on 12/11/2020. (Copies have been distributed pursuant to the NEF - DRM) (Entered: 12/14/2020)
01/29/2021	<u>84</u>	STATUS REPORT <i>Joint Quarterly Report</i> by In Re HCV PRISON LITIGATION. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3`) (Hosmer-Henner, Adam) (Entered: 01/29/2021)
02/01/2021	85	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 2/1/2021. By Deputy Clerk: Peggie Vannozzi. The Court has reviewed the parties' status report (ECF No. <u>84</u>) and noted that court intervention is not required at this time. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 02/01/2021)
04/29/2021	<u>86</u>	STATUS REPORT <i>Quarterly Report</i> by In Re HCV PRISON LITIGATION. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D) (Rands, Douglas) (Entered: 04/29/2021)
05/10/2021	<u>87</u>	NOTICE of Violation of Consent Decree, by class member Kevin Fernandez. (DRM) (Entered: 05/10/2021)

05/14/2021	<u>88</u>	RESPONSE to <u>86</u> Status Report by In Re HCV PRISON LITIGATION. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2) (Hosmer-Henner, Adam) (Entered: 05/14/2021)
05/18/2021	89	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 5/18/2021. By Deputy Clerk: Peggie Vannozzi. IT IS ORDERED that a hearing on the status report (ECF No. <u>86</u>), to be heard by Zoom Video Conference, is set for 6/2/2021 at 10:00 AM in Reno Courtroom 5 before Chief Judge Miranda M. Du. Persons granted remote access to proceedings are reminded of the general prohibition against photographing, recording, and rebroadcasting of court proceedings. Violation of these prohibitions may result in sanctions, including removal of court issued media credentials, restricted entry to future hearings, denial of entry to future hearings, or any other sanctions deemed necessary by the court. The Public may access and listen to the Hearing as follows: Public telephonic participants shall call AT&T no later than five (5) minutes prior to the hearing at 1 (888) 251-2909, and provide Access Code 3803398 and Security Code 060221. IT IS ORDERED that the following Video Conference Instructions be adhered to as follows: INSTRUCTIONS FOR VIDEO CONFERENCE HEARING Invitations to the scheduled hearings will be sent via email thirty (30) minutes prior to the hearing to the participants email provided to the Court. * Ensure that the Zoom video conferencing application is updated prior to the time of the hearing*Log on to the call ten (10) minutes prior to the hearing time. *Mute your sound prior to entering the hearing. *Do not talk over one another. *State your name prior to speaking for the record. *Do not have others in the video screen or moving in the background. *No recording of the hearing. *No forwarding of any video conference invitations. *Unauthorized users on the video conference will be removed. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 05/18/2021)

06/01/2021	<u>90</u>	NOTICE of Change of Address by Margaret A McLetchie. <i>Notice of Change of Firm Address</i> (McLetchie, Margaret) (Entered: 06/01/2021)
06/02/2021	91	MINUTES OF PROCEEDINGS - Status Conference held on 6/2/2021 before Chief Judge Miranda M. Du. Crtrm Administrator: <i>Peggie Vannozzi</i>; Pla Counsel: <i>Adam Hosmer-Henner, Margaret McLetchie</i>; Def Counsel: <i>Douglas Rands, D. Randall Gilmer</i>; Court Reporter: <i>Kathy French</i>; Time of Hearing: <i>10:00 AM - 10:55 AM</i>; Courtroom: 5; The Court has reviewed the status report (ECF No. <u>86</u>) and the response (ECF No. <u>88</u> .) Mr. Rands, Mr. Gilmer and Mr. Hosmer-Henner discuss the status report and response with the Court. The Court notes the large number of inmates who have declined HCV testing. The Court and counsel discuss providing information to inmates regarding testing opportunities, including placing information in new inmate packets, using group education such as utilizing the TV network inside the prison system or enlisting inmate volunteers who might discuss testing options with other inmates. Mr. Hosmer-Henner suggests that the state set up a spreadsheet to verify known instances of HCV due to the concerns expressed by the Court about potential discrepancy. In response to questions by the Court, Mr. Rands and Mr. Gilmore address MD-219 and the deadlines imposed by the consent decree. The Court has reviewed the notice of violation filed by inmate Kevin Fernandez (ECF No. <u>87</u> .) Based upon the representations of Mr. Rands, the Court will disregard Kevin Fernandez's notice of violation (ECF No. <u>87</u> .) The Court directs counsel to confer on the the following issues: 1) communication with inmates regarding the availability of HCV testing and 2) verification of known instances of HCV due to concerns about potential discrepancy. The parties are directed to file a status report on 6/28/2021. The Court sets a status conference for 6/29/2021 at 1:30 PM to further discuss resolving the issues identified above. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) Modified on 6/2/2021 (PAV). (Entered: 06/02/2021)

06/09/2021	92	NOTICE Request for Clarification re ECF No. 87 . (SMR) (Entered: 06/09/2021)
06/11/2021	93	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 6/11/2021. Before the Court is Kevin Fernandez's request for clarification. (ECF No. 92 .) The Court addressed Mr. Fernandez's notice (ECF No. 87) at the last hearing (ECF No. 91), and decided to disregard it based on the Nevada Department of Corrections ("NDOC") counsel Mr. Rands' representation that Mr. Fernandez is not on NDOC's list of inmates who have tested positive for HCV (<i>see id.</i>). The Court will therefore not take any further action on Mr. Ferandez's request for clarification. (ECF No. 92 .) The Clerk of Court is directed to send a copy of this minute order, along with a copy of the docket sheet for this case, by email to the law librarian at Ely State Prison, and by mail to: Kevin Fernandez, Inmate No. 1191576, Ely State Prison, P.O. Box 1989, Ely, NV 98301. (no image attached) (Copies have been distributed pursuant to the NEF - Houston, Thad) (Entered: 06/11/2021)
06/28/2021	94	STATUS REPORT <i>Status Report After Status Hearing (ECF No. 91)</i> by In Re HCV PRISON LITIGATION. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C) (Rands, Douglas) (Entered: 06/28/2021)
06/28/2021	96	NOTICE <i>Notice of Under Seal Submission of Exhibits D and E in Support of Status Report After Status hearing (ECF No. 91)</i> by HCV PRISON LITIGATION re 94 Status Report. (Rands, Douglas) (Entered: 06/28/2021)
06/28/2021	97	STATUS REPORT by In Re HCV PRISON LITIGATION. (Hosmer-Henner, Adam) (Entered: 06/28/2021)
06/29/2021	98	MINUTES OF PROCEEDINGS - Video Status Conference held on 6/29/2021 before Chief Judge Miranda M. Du. Crtrm Administrator: <i>Peggie Vannozzi</i>; Pla Counsel: <i>Adam Hosmer-Henner, Margaret McLetchie</i>; Def Counsel: <i>Douglas Rands</i>; Court Reporter: <i>Kathy French</i>; Time of Hearing: <i>1:31 PM - 1:50 PM</i>; Courtroom: 5. The Court has reviewed the status reports (ECF Nos. 95 , 96 , and 97) which were filed last night. Mr. Rands and Mr. Hosmer-Henner address the Court with regard to the issues identified by the Court in the last hearing. The Court directs counsel to continue exploring the use of closed circuit television to disseminate

		information on HPV testing and treatment and provide an update in the the next quarterly status report. Mr. Hosmer-Henner notes the potential discrepancy in numbers provided in Defendants' status report and asks the Court to order Defendants medical personnel to provide an affidavit that explains why there is a discrepancy in the numbers. Mr. Rands advises that he will work with Dr. Minev and the medical staff to obtain a declaration to attach to the next quarterly report. The Court ORDERS Defendants to file a declaration from a member of the States medical personnel on regarding the discrepancies by 7/6/2021. The parties do not believe that a modification of the consent decree is needed at this time to eliminate some of the provisions for prioritization of treatment. The Court sets the next status conference for 8/16/2021 at 10:00 AM in Reno Courtroom 5 before Chief Judge Miranda M. Du. The hearing will be by telephonic conference. The parties are to call 1-888-251-2909, at lest 5 minutes prior to the hearing, and enter code 3803398 and passcode 081621. The use of cell phones and/or speaker phones is prohibited. The Court directs counsel to meet and confer to file a joint status report for the next quarterly report, with areas of disagreement placed side by side or in separate paragraphs. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 06/29/2021)
07/01/2021	99	RESPONSE/OBJECTION to ECF No. 93 Minute Order, by Kevin Fernandez. (SC) (Entered: 07/01/2021)
07/06/2021	100	STATUS REPORT <i>Supplemental Status Report After Status Hearing</i> by In Re HCV PRISON LITIGATION. (Attachments: # 1 Declaration Declaration of Michael Minev, M.D.) (Rands, Douglas) (Entered: 07/06/2021)
07/20/2021	101	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 7/20/2021. By Deputy Clerk: Peggie Vannozzi. Due to a conflict in the Court's calendar, the telephonic status conference set for 8/16/2021 at 10:00 AM is reset to 8/20/2021 at 11:00 AM in Reno Courtroom 5 before Chief Judge Miranda M. Du. Counsel are to call 1-888-251-2909, at least 10 minutes before the hearing, and enter code 3803398 and pass code 082021. The use

		of speaker phones and/or cell phones is prohibited. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 07/20/2021)
07/29/2021	102	MOTION to Extend Time (First Request) <i>Joint Motion for Extension to File Third Quarterly Report</i> re 98 Status Conference,,,,,, by In Re HCV PRISON LITIGATION. (Rands, Douglas) (Entered: 07/29/2021)
08/05/2021	103	STATUS REPORT <i>Joint Quarterly Report</i> by In Re HCV PRISON LITIGATION. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E) (Rands, Douglas) (Entered: 08/05/2021)
08/09/2021	104	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 8/9/2021. Good cause appearing, Defendants' motion for an extension of time to file the third joint quarterly report (ECF No. 102) is granted <i>nunc pro tunc</i>. The status hearing set for 8/20/2021 at 11:00 AM is vacated. Given Class Counsel's representation in the joint report that no Court intervention is required at this time, but also requesting a hearing after the 10/29/2021 deadline, the Court directs the parties to contact the Court's Courtroom Administrator with dates counsel are available for a hearing in early November. Once all counsel have responded, the Court will set the date and time of the hearing in a subsequent minute order. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 08/09/2021)
08/17/2021	105	MINUTE ORDER IN CHAMBERS of the Honorable Chief Judge Miranda M. Du on 8/17/2021. By Deputy Clerk: Peggie Vannozzi. The Quarterly Telephonic Status Conference is set for 11/2/2021 at 03:30 PM in Reno Courtroom 5 before Chief Judge Miranda M. Du. Counsel must call 1-888-251-2909, at least 10 minutes before the hearing, and enter code 3803398 and pass code 110221. The use of speaker phones and/or cell phones is prohibited. (no image attached) (Copies have been distributed pursuant to the NEF - PAV) (Entered: 08/17/2021)

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