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**U.S. District Court
Middle District of Louisiana (Baton Rouge)
CIVIL DOCKET FOR CASE #: 3:21-cv-00108-JWD-SDJ**

Giroir v. LeBlanc et al
Assigned to: Judge John W. deGravelles
Referred to: Magistrate Judge Scott D. Johnson
Related Case: [3:20-cv-00233-JWD-SDJ](#)
Cause: 42:1983 Civil Rights Act

Date Filed: 02/19/2021
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Joel Giroir
*on behalf of himself and all similarly
situated individuals*

represented by **Mercedes Hardy Montagnes**
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V.

Defendant

James LeBlanc
*in his official capacity as Secretary
of the Louisiana Department of
Public Safety & Corrections*

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Chelsea Acosta Payne
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ATTORNEY TO BE NOTICED

Christopher K. Jones

(See above for address)

ATTORNEY TO BE NOTICED

Movant

Preston G. Demouchette, Jr.

TERMINATED: 04/09/2021

represented by **Preston G. Demouchette, Jr.**

90331

Louisiana State Penitentiary

Angola, LA 70712

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Date Filed	#	Docket Text
02/19/2021	<u>1</u>	COMPLAINT against Department of Public Safety & Corrections, James LeBlanc (Filing fee \$ 402 receipt number ALAMDC-2250061.), filed by Joel Giroir. (Attachments: # <u>1</u> Attachment Civil Cover Sheet, # <u>2</u> Exhibit LeBlanc Dep., # <u>3</u> Exhibit DOC Grant App, # <u>4</u> Exhibit Giroir Decl, # <u>5</u> Exhibit Griffin Dep., # <u>6</u> Exhibit Gueho Dep., # <u>7</u> Exhibit Lean Six Sigma, # <u>8</u> Exhibit Ellis Dep., # <u>9</u> Exhibit Whittaker Dep., # <u>10</u> Exhibit Feb. 19 Pull Doc., # <u>11</u> Exhibit LeBlanc Emails, # <u>12</u> Attachment LeBlanc Summons, # <u>13</u> Attachment DOC Summons)(Ramaswamy, Rebecca) (Attachments 1, 12 and 13 replaced on 2/19/2021 to flatten the documents) (KMW). (Entered: 02/19/2021)
02/19/2021	<u>2</u>	Summons Issued as to James LeBlanc, Louisiana Department of Public Safety & Corrections. (NOTICE: Counsel shall print and serve both the summons and all attachments in accordance with Federal Rule of Civil Procedure 4.) (KMW) (Entered: 02/19/2021)
02/19/2021	<u>3</u>	MOTION for Class Certification by Joel Giroir. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit LeBlanc Letter, # <u>3</u> Exhibit Hudnall Dep, # <u>4</u> Exhibit Followup Email, # <u>5</u> Exhibit Glazer Email, # <u>6</u> Exhibit Strat Plan 08-09 to 12-13, # <u>7</u> Exhibit Strat Plan 11-12 to 15-16, # <u>8</u> Exhibit Strat Plan 14-15 to 18-19, # <u>9</u> Exhibit Montagnes Decl, # <u>10</u> Exhibit Grady Decl, # <u>11</u> Exhibit Most Decl)(Ramaswamy, Rebecca) Modified on 2/22/2021 to edit the docket text (KMW). (Entered: 02/19/2021)
02/22/2021	4	NOTICE of Briefing Schedule on <u>3</u> MOTION for Class Certification : Opposition to the motion shall be filed within 21 days from the filing of the motion and shall not exceed 25 pages excluding attachments. The mover may file a reply brief within 14 days of the filing of the opposition and shall be limited to a total of 10 pages. No motion for leave will be required. Sur-Reply briefs will be permitted only with

		leave of Court for extraordinary reasons supported by sufficient facts. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KDC) (Entered: 02/22/2021)
03/05/2021	5	Unopposed MOTION for Extension of Time to File Answer to 1 Complaint,, by James LeBlanc, Louisiana Department of Public Safety & Corrections. (Attachments: # 1 Attachment Proposed Order)(Blanchfield, Andrew) (Entered: 03/05/2021)
03/05/2021	6	MOTION to Continue /Extend Class Certification Briefing Deadlines by James LeBlanc, Louisiana Department of Public Safety & Corrections. (Attachments: # 1 Memorandum in Support, # 2 Attachment Proposed Order)(Blanchfield, Andrew) (Entered: 03/05/2021)
03/05/2021	7	RESPONSE to 6 MOTION to Continue /Extend Class Certification Briefing Deadlines filed by Joel Giroir. (Ramaswamy, Rebecca) (Entered: 03/05/2021)
03/05/2021		MOTION(S) REFERRED: 5 Unopposed MOTION for Extension of Time to File Answer to 1 Complaint,, . This motion is now pending before the USMJ. (ELW) (Entered: 03/05/2021)
03/08/2021	8	ORDER: Because the requirements of Local Rule 7(a) are met, Defendants' 5 unopposed Motion for Extension of Time to Plead is GRANTED, and Defendants now have until April 9, 2021, to respond to the Complaint. Signed by Magistrate Judge Scott D. Johnson on 3/8/2021. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 03/08/2021)
03/08/2021	9	SUMMONS Returned Executed by Joel Giroir. All Defendants. (Kumar, Nishi) (Entered: 03/08/2021)
03/12/2021	10	MOTION for Sarah Grady to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2259870) by Joel Giroir. (Attachments: # 1 Attachment Grady Declaration, # 2 Attachment IL Admission, # 3 Attachment Proposed Order)(Ramaswamy, Rebecca) (Entered: 03/12/2021)
03/12/2021	11	MOTION for Stephen Weil to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2259877) by Joel Giroir. (Attachments: # 1 Attachment Weil Declaration, # 2 Attachment IL Certificate, # 3 Attachment Proposed Order)(Ramaswamy, Rebecca) (Entered: 03/12/2021)
03/12/2021	12	MOTION for John Hazinski to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2259878) by Joel Giroir. (Attachments: # 1 Attachment Hazinski Declaration, # 2 Attachment

		IL Certificate, # 3 Attachment Proposed Order)(Ramaswamy, Rebecca) (Entered: 03/12/2021)
03/12/2021		MOTION(S) REFERRED: 10 MOTION for Sarah Grady to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2259870). This motion is now pending before the USMJ. (SWE) (Entered: 03/12/2021)
03/12/2021		MOTION(S) REFERRED: 11 MOTION for Stephen Weil to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2259877). This motion is now pending before the USMJ. (SWE) (Entered: 03/12/2021)
03/12/2021		MOTION(S) REFERRED: 12 MOTION for John Hazinski to Appear Pro Hac Vice (Filing fee \$100.00, Receipt Number ALAMDC-2259878). This motion is now pending before the USMJ. (SWE) (Entered: 03/12/2021)
03/12/2021	13	ORDER granting 10 , 11 , and 12 Motions for Sarah Grady, Stephen Weil, and John Hazinski to Appear Pro Hac Vice. Signed by Magistrate Judge Scott D. Johnson on 3/12/2021. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KAH) (Entered: 03/12/2021)
03/30/2021	14	MOTION to Enjoin and MOTION to Amend 1 Complaint by Preston G. Demouchette, Jr. (Attachments: # 1 Attachment)(KMW) (Additional attachment(s) added on 4/1/2021: # 2 summons) (KMW). (Entered: 04/01/2021)
03/30/2021	15	MOTION to Proceed In Forma Pauperis with Statement of Account by Preston G. Demouchette, Jr. (KMW) (Entered: 04/01/2021)
04/01/2021		MOTION(S) REFERRED: 14 MOTION to Enjoin and MOTION to Amend 1 Complaint, 15 MOTION to Proceed In Forma Pauperis with Statement of Account. This motion is now pending before the USMJ. (KMW) (Entered: 04/01/2021)
04/09/2021	16	ORDER denying 14 Motion to Join an Indispensable Party and Amend the Complaint and 15 Motion to Proceed In Forma Pauperis. Signed by Magistrate Judge Scott D. Johnson on 4/8/2021. (SWE) (Entered: 04/09/2021)
04/09/2021	17	MOTION to Dismiss Pursuant to Rule 12(B)(6) by James LeBlanc, Louisiana Department of Public Safety & Corrections. (Attachments: # 1 Memorandum in Support, # 2 Exhibit, # 3 Attachment Proposed Order)(Blanchfield, Andrew) Modified on 4/9/2021 to edit the docket text (SWE). (Entered: 04/09/2021)

04/12/2021	18	NOTICE of Briefing Schedule on 17 MOTION to Dismiss Pursuant to Rule 12(B)(6) : Opposition to the motion shall be filed within 21 days from the filing of the motion and shall not exceed 25 pages excluding attachments. The mover may file a reply brief within 14 days of the filing of the opposition and shall be limited to a total of 10 pages. No motion for leave will be required. Sur-Reply briefs will be permitted only with leave of Court for extraordinary reasons supported by sufficient facts. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KDC) (Entered: 04/12/2021)
04/12/2021	19	Notice to Counsel:Status Conference before the District Judge set for 4/19/2021 at 1:30 PM by zoom video conferencing before Judge John W. deGravelles. Evidence, in electronic format, shall be provided in accordance with Local Rule 79 and Administrative Procedures. Participants must be in appropriate courtroom attire, seated in a private room or office, and using a camera that is stationary. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KDC) (Entered: 04/12/2021)
04/19/2021	20	Minute Entry for proceedings held before Judge John W. deGravelles: Status Conference held on 4/19/2021. Counsel informed the Court that this matter is a companion case to Civil Action 20-cv-00233-JWD-SDJ, Humphrey v. LeBlanc and both sides agreed the matters should be consolidated for discovery purposes only. The 6 MOTION to Continue /Extend Class Certification Briefing Deadlines is GRANTED and the 3 MOTION for Class Certification is DENIED, without prejudice, subject to be refiled after discovery is completed. (ELW) Modified on 4/20/2021 to edit the textg (NLT) (Entered: 04/19/2021)
04/30/2021	21	MEMORANDUM in Opposition to 17 MOTION to Dismiss Pursuant to Rule 12(B)(6) filed by Joel Giroir. (Ramaswamy, Rebecca) (Entered: 04/30/2021)
05/03/2021	22	Joint MOTION to Consolidate Case with 20-233 <i>for the Purposes of Discovery</i> by Joel Giroir. (Attachments: # 1 Attachment Proposed Order)(Ramaswamy, Rebecca) (Entered: 05/03/2021)
05/05/2021	23	ORDER granting 22 Motion to Consolidate Cases for the Purposes of Discovery. Class Certification discovery for <i>Giroir</i> will be completed by 8/17/2021. Plaintiffs' motion for class certification in <i>Giroir</i> will be due by 9/3/2021. Defendants' response will be due by 10/1/2021

		and Plaintiffs' reply will be due by 10/10/2021. Lead Case Number: 20-233. Member Case Number(s): 21-108. Signed by Judge John W. deGravelles on 5/4/2021. (SWE) (Entered: 05/05/2021)
05/12/2021	24	REPLY MEMORANDUM in Support to 17 MOTION to Dismiss Pursuant to Rule 12(B)(6) filed by James LeBlanc, Louisiana Department of Public Safety & Corrections. (Blanchfield, Andrew) Modified on 5/12/2021 to edit text (ELW). (Entered: 05/12/2021)
09/10/2021	25	MOTION to Certify Class by Joel Giroir. (Attachments: # 1 Memorandum in Support, # 2 Exhibit 1, Defs' Resp to Pl's Interrogatories, # 3 Exhibit 2, CTQ Project Charter, # 4 Exhibit 3, LeBlanc Dep., # 5 Exhibit 4, Legislative Auditor Report, # 6 Exhibit 5, Gabriel Letter)(Ramaswamy, Rebecca) (Entered: 09/10/2021)
09/13/2021	26	NOTICE of Briefing Schedule on 25 MOTION to Certify Class : Opposition to the motion shall be filed within 21 days from the filing of the motion and shall not exceed 25 pages excluding attachments. The mover may file a reply brief within 14 days of the filing of the opposition and shall be limited to a total of 10 pages. No motion for leave will be required. Sur-Reply briefs will be permitted only with leave of Court for extraordinary reasons supported by sufficient facts. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.)(KDC) (Entered: 09/13/2021)
10/01/2021	27	MEMORANDUM in Opposition to 25 MOTION to Certify Class filed by James LeBlanc. (Attachments: # 1 Exhibit 1, # 2 Exhibit 1-A, # 3 Exhibit 1-B, # 4 Exhibit 1-C, # 5 Exhibit 2, # 6 Exhibit 2-A, # 7 Exhibit 3, # 8 Exhibit 4, # 9 Exhibit 5)(Jones, Christopher) (Entered: 10/01/2021)
10/01/2021	28	MOTION to Strike/Exclude Certain Evidence Offered By Plaintiff in Support of Motion to Certify Class by James LeBlanc. (Attachments: # 1 Memorandum in Support)(Jones, Christopher) (Entered: 10/01/2021)
10/04/2021	29	NOTICE of Briefing Schedule on 28 MOTION to Strike/Exclude Certain Evidence Offered By Plaintiff in Support of Motion to Certify Class : Opposition to the motion shall be filed within 21 days from the filing of the motion and shall not exceed 25 pages excluding attachments. The mover may file a reply brief within 14 days of the filing of the opposition and shall be limited to a total of 10 pages. No motion for leave will be required. Sur-Reply briefs will be permitted only with leave of Court for extraordinary reasons supported by sufficient facts. (This is a TEXT ENTRY ONLY. There is no hyperlink or PDF document associated with this entry.) (KDC) (Entered: 10/04/2021)

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