

CLOSED, JURY, LEAD

**U.S. District Court
Eastern District of Virginia – (Richmond)
CIVIL DOCKET FOR CASE #: 3:07-cv-00476-REP**

Montrey v. Commonwealth of Virginia, Virginia Department of Corrections, et al.
Assigned to: District Judge Robert E. Payne
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 08/13/2007
Date Terminated: 05/21/2008
Jury Demand: Both
Nature of Suit: 555 Prison Condition
Jurisdiction: Federal Question

Defendant

Commonwealth of Virginia, Virginia Department of Corrections
*Central Virginia Correctional Center
Unit #13
TERMINATED: 10/02/2007
formerly known as
Pocahontas State Correctional Center
TERMINATED: 10/02/2007*

represented by **Mark Ralph Davis**
Office of the Attorney General
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Richmond, VA 23219
(804) 786-2071
Email: mark.davis@oag.state.va.us

Defendant

Bobby G. Brown, Jr.
*acting in his official and individual capacity
TERMINATED: 01/17/2008*

represented by **Bobby G. Brown, Jr.**
1703 Wintershill Circle
Richmond, VA 23236
PRO SE

Consolidated Defendant

Tammy Estep
*acting in her official and individual capacity
TERMINATED: 08/15/2008*

represented by **Edward Joseph McNelis , III**
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ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Mark Ralph Davis
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Consolidated Defendant

Marilyn Hill

acting in her official and individual capacity

TERMINATED: 08/15/2008

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Consolidated Defendant

Andrea Taylor

acting in her official and individual capacities

Consolidated Defendant

Kermit Hawkes, Sr.

acting in his official and individual capacities

Consolidated Defendant

Joseph Harris

acting in his official and individual capacities

Consolidated Defendant

Jos'e Irving

acting in his official and individual capacities

Consolidated Defendant

James Quayle

acting in his official and individual capacities

Consolidated Plaintiff

Sheron Montrey

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Consolidated Plaintiff

Tiffany Billings

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ATTORNEY TO BE NOTICED

Consolidated Plaintiff

Melissa Walker

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Tara Desiree D'Lutz
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Consolidated Plaintiff

Kimberly Rogers

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Tara Desiree D'Lutz
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Consolidated Plaintiff

Valerie Reynolds

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Consolidated Plaintiff

Jeannette Tussing

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Tara Desiree D'Lutz
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Consolidated Plaintiff

Pearl Quinn

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Tara Desiree D'Lutz
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Consolidated Plaintiff

Jackie Dunbar

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Tara Desiree D'Lutz
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ATTORNEY TO BE NOTICED

Consolidated Plaintiff**Amber Muse**

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Tara Desiree D'Lutz
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/13/2007	<u>1</u>	COMPLAINT against all defendants (Filing fee \$ 350 receipt number 1615.), filed by Sheron Montrey. (Attachments: # <u>1</u> Civil Cover Sheet # <u>2</u> Receipt)(kyou,) (Entered: 08/13/2007)
08/13/2007		DEMAND for Trial by Jury by Sheron Montrey. (tdai,) (Entered: 08/14/2007)
08/14/2007	<u>2</u>	Summons Issued as to Bobby G. Brown, Jr, Commonwealth of Virginia – Virginia Department of Corrections, Tammy Estep, Marilyn Hill. Two people are being served on behalf of the Department of Corrections – Robert F. McDonnell & Don W. LeMond. Service of process being picked up by Plaintiff's Attorney Law Office. (tdai,) (Entered: 08/14/2007)
08/30/2007	<u>3</u>	SUMMONS Returned Executed: Commonwealth of Virginia, Virginia Department of Corrections served on 8/27/2007 on Robert F. McDonnell Attorney General, answer due 9/17/2007 (lsal) (Entered: 08/30/2007)
09/06/2007	<u>4</u>	SUMMONS Returned Executed Tammy Estep served on 9/4/2007, answer due 9/24/2007 (kyou,) (Entered: 09/06/2007)
09/12/2007	<u>5</u>	SUMMONS Returned Executed Commonwealth of Virginia, Virginia Department of Corrections (Don M. LeMond)served on 9/5/2007, answer due 9/25/2007 (kyou,) (Entered: 09/12/2007)
09/17/2007	<u>6</u>	MOTION to Dismiss by Commonwealth of Virginia, Virginia Department of Corrections. (Davis, Mark) (Entered: 09/17/2007)
09/17/2007	<u>7</u>	Brief in Support to <u>6</u> MOTION to Dismiss filed by Commonwealth of Virginia, Virginia Department of Corrections. (Davis, Mark) (Entered: 09/17/2007)
09/18/2007	<u>8</u>	ANSWER to Complaint by Tammy Estep, Marilyn Hill.(Davis, Mark) (Entered: 09/18/2007)
09/18/2007	<u>9</u>	MOTION for Extension of Time to File Response to complaint by Bobby G. Brown, Jr. (lsal) (Entered: 09/18/2007)
09/19/2007	<u>10</u>	CERTIFICATE of Service re <u>7</u> Brief in Support, <u>8</u> Answer to Complaint, <u>6</u> MOTION to Dismiss by Mark Ralph Davis on behalf of Commonwealth of Virginia, Virginia Department of Corrections, Tammy Estep, Marilyn Hill (Davis, Mark) (Entered: 09/19/2007)
09/24/2007	<u>12</u>	Letter. (kyou,) Additional attachment(s) added on 9/28/2007 (jtho,). (Entered: 09/26/2007)
09/26/2007	<u>11</u>	ORDER that the defendant, Bobby G. Brown, Jr. shall file his Answer by October 4, 2007. Signed by Judge Robert E. Payne on 9/25/07. (kyou,) (Entered: 09/26/2007)

09/28/2007	<u>13</u>	RESPONSE to <u>6</u> MOTION to Dismiss defendants Commonwealth of Virginia and Department of Corrections, Central Virginia Correctional Unit #13 fka Pocahontas State Correctional Center filed by Sheron Montrey. (lsal) (Entered: 10/01/2007)
10/01/2007	<u>14</u>	MOTION to Dismiss by Bobby G. Brown, Jr. (kyou,) (Entered: 10/01/2007)
10/01/2007	<u>15</u>	ANSWER to Complaint by Bobby G. Brown, Jr.(kyou,) (Entered: 10/01/2007)
10/02/2007	<u>16</u>	ORDER granting <u>6</u> Motion to Dismiss defendants Commonwealth of Virginia Department of Corrections Central Virginia Correctional Unit #13 fka Pocahontas State Correctional Center; Signed by Judge Robert E. Payne on 10/01/07. (lsal) (Entered: 10/02/2007)
10/12/2007	<u>17</u>	RESPONSE to Motion re <u>14</u> MOTION to Dismiss <i>filed by defendant Brown</i> filed by Sheron Montrey. (Shields, William) (Entered: 10/12/2007)
10/15/2007		Notice of Correction re <u>17</u> Response to Motion. Filing User notified to re-file with proper signature block, no cover letter and indicate that a memorandum is included (kyou,) (Entered: 10/15/2007)
10/16/2007	<u>18</u>	RESPONSE to Motion re <u>14</u> MOTION to Dismiss and Memorandum in Support filed by Sheron Montrey;(sketch order attached) (Shields, William) Modified on 10/17/2007 to correct docket text(kyou,). (Entered: 10/16/2007)
10/23/2007	<u>19</u>	First MOTION to Amend/Correct <i>Complaint and Memorandum in Support</i> by Sheron Montrey. (Shields, William) Modified on 10/23/2007 to correct docket text (kyou,). (Entered: 10/23/2007)
10/23/2007		Notice of Correction re <u>19</u> First MOTION to Amend/Correct Complaint. Memorandum in Support also included in attachment (kyou,) (Entered: 10/23/2007)
10/25/2007	<u>20</u>	ORDER granting <u>19</u> Motion for Leave to File Amended Complaint; ORDERED that plaintiff shall file her Amended complaint by October 26, 2007; Signed by Judge Robert E. Payne on 10/24/07. (lsal) (Copies distributed) (Entered: 10/25/2007)
10/25/2007	<u>21</u>	AMENDED COMPLAINT against all defendants, filed by Sheron Montrey.(Shields, William) (Entered: 10/25/2007)
10/25/2007	<u>22</u>	MOTION to Substitute Attorney by Tammy Estep. (Attachments: # <u>1</u> Proposed Order)(McNelis, Edward) (Entered: 10/25/2007)
10/29/2007	<u>23</u>	Joint Motion and Memorandum to Confess Judgment filed by Sheron Montrey. (Shields, William) Modified on 10/31/2007 to correct text(kyou,). (Entered: 10/29/2007)
10/31/2007		Notice of Correction re <u>23</u> MOTION for Judgment on the Pleadings; Text changed from Memorandum in Support (kyou,) (Entered: 10/31/2007)
11/06/2007	<u>24</u>	Second MOTION and Memorandum in Support to Amend/Correct <i>Complaint</i> by Sheron Montrey. (Attachments: # <u>1</u> Exhibit 2nd Amended Complaint# <u>2</u> Exhibit Affidavit of Bobby G. Brown, Jr.)(Shields, William) Modified on 11/6/2007 to correct docket text(kyou,). (Entered: 11/06/2007)
11/06/2007	<u>25</u>	MOTION to Substitute Attorney by Marilyn Hill. (Gibney, John) (Entered: 11/06/2007)
11/06/2007	<u>26</u>	MOTION to Substitute Attorney <i>Memorandum in support of motion</i> by Marilyn Hill. (Attachments: # <u>1</u> Proposed Order allowing substitution of counsel)(Gibney, John) (Entered: 11/06/2007)
11/08/2007	<u>27</u>	ORDER granting <u>25</u> Motion to Substitute Attorney. Added attorney John Adrian Gibney, Jr for Marilyn Hill. Attorney Mark Ralph Davis terminated. Signed by Judge Robert E. Payne on 11/8/07. (kyou,) (Entered: 11/08/2007)
11/09/2007	<u>28</u>	MOTION <i>Requesting Clarification Of The Court's October 1, 2007, Dismissal Order, Or Alternatively, Response And Objection To Motion To Confess Judgment</i> by Commonwealth of Virginia, Virginia Department of Corrections. (Davis, Mark) (Entered: 11/09/2007)

11/09/2007	<u>29</u>	RESPONSE to Motion re <u>6</u> MOTION to Dismiss <i>Motion Requesting Clarification Of The Court's October 1, 2007, Dismissal Order, Or Alternatively, Response And Objection To Motion to Confess Judgment</i> filed by Commonwealth of Virginia, Virginia Department of Corrections. (Davis, Mark) (Entered: 11/09/2007)
11/09/2007	<u>30</u>	Brief in Support to <u>29</u> Response to Motion, <u>28</u> MOTION <i>Requesting Clarification Of The Court's October 1, 2007, Dismissal Order, Or Alternatively, Response And Objection To Motion To Confess Judgment</i> filed by Commonwealth of Virginia, Virginia Department of Corrections. (Davis, Mark) (Entered: 11/09/2007)
11/09/2007	<u>31</u>	ORDER denying <u>24</u> Motion to Amend Complaint and the proffered Second Amended Complaint may not be filed; however, if plaintiff desires to file a Second Amended Complaint, she may do so by November 19, 2007, provided, however, that counsel for the plaintiff shall carefully the new Second Amended Complaint before filing it; Counsel for the Plaintiff is admonished that the pleadings filed to date reflect an absence of careful review of applicable law governing the filing of cases against state employees, state officials and state entities and, therefore counsel for plaintiff is admonished to review the applicable law before preparing a new Second Amended Complaint (see order for further details). Signed by Judge Robert E. Payne on 11/9/07. (kyou,) (Entered: 11/09/2007)
11/14/2007	<u>32</u>	ORDER GRANTING <u>22</u> Motion to Substitute Attorney. Added attorney Edward Joseph McNelis, III and Elizabeth Martin Muldowney for Tammy Estep; Mark R. Davis terminated as counsel for Estep. Signed by Judge Robert E. Payne on 11/13/07. (wtuc) (Entered: 11/14/2007)
11/19/2007	<u>33</u>	Second MOTION for Leave to File <i>Motion to Withdraw official capacity suits</i> by Sheron Montrey. (Attachments: # <u>1</u> Exhibit # <u>2</u> Exhibit # <u>3</u> Exhibit)(Shields, William) (Entered: 11/19/2007)
11/20/2007		Notice of Correction re <u>33</u> Second MOTION for Leave to File <i>Motion to Withdraw official capacity suits. The filing user has been notified to refile the document to correct errors.</i> (kyou,) (Entered: 11/20/2007)
11/26/2007	<u>34</u>	First MOTION for Leave to File <i>to File 2nd Amended Complaint</i> by Sheron Montrey. (Attachments: # <u>1</u> Second Amended Complaint)(Shields, William) (Entered: 11/26/2007)
11/26/2007	<u>35</u>	Memorandum in Support re <u>34</u> First MOTION for Leave to File <i>to File 2nd Amended Complaint</i> filed by Sheron Montrey. (Attachments: # <u>1</u> Motion for Leave to File Second Amended Complaint)(Shields, William) (Entered: 11/26/2007)
11/26/2007	<u>36</u>	Memorandum in Support re <u>33</u> Second MOTION for Leave to File <i>Motion to Withdraw official capacity suits</i> filed by Sheron Montrey. (Attachments: # <u>1</u> Plaintiff's Motion to Withdraw Official Capacity Suits)(Shields, William) (Entered: 11/26/2007)
11/29/2007	<u>37</u>	MOTION to Dismiss <i>Second Amended Complaint</i> by Marilyn Hill. (Gibney, John) (Entered: 11/29/2007)
11/29/2007	<u>38</u>	Brief in Support of <i>Motion to Dismiss Second Amended Complaint</i> filed by Marilyn Hill. (Gibney, John) (Entered: 11/29/2007)
11/29/2007	<u>39</u>	CERTIFICATE of Service re <u>37</u> MOTION to Dismiss <i>Second Amended Complaint</i> by John Adrian Gibney, Jr on behalf of Marilyn Hill (Gibney, John) (Entered: 11/29/2007)
11/30/2007	<u>40</u>	AMENDED COMPLAINT <i>Second</i> against all defendants, filed by Sheron Montrey. (Attachments: # <u>1</u> Affidavit of Bobby G. Brown, Jr.)(Shields, William) (Entered: 11/30/2007)
11/30/2007	<u>41</u>	ORDER denying <u>33</u> Second MOTION for Leave to File <i>Motion to Withdraw official capacity suits</i> ; denying <u>34</u> First MOTION for Leave to File Second Amended Complaint without prejudice to the filing of an Amended Complaint, after plaintiff's counsel has satisfied all of the requirements of the Order dated November 9, 2007, and, in such complaint, the plaintiff shall delete all official capacity suits or claims if the plaintiff is so advised. It is further ORDERED that the plaintiff shall file her Amended Complaint by December 14, 2007; Counsel for

		the plaintiff is ADMONISHED carefully to review all subsequently filed Court Orders and to comply with them and to comply with the requirements of the FRCP, including the electronic filing requirements of this Court. Plaintiff's counsel is ADMONISHED that failure to satisfy these requirements could lead to the imposition of sanctions or other adverse actions. It is also ORDERED that <u>37</u> Motion to Dismiss Second Amended Complaint, is denied without prejudice to the filing of such a motion as are appropriate upon the proper filing of an appropriate Amended Complaint. Signed by Judge Robert E. Payne on 11/30/07. (kyou,) (Entered: 11/30/2007)
12/03/2007		Notice of Correction re <u>40</u> Amended Complaint. An incorrect document was filed. The filing user has been notified and will refile the document asap. (kyou,) (Entered: 12/03/2007)
12/03/2007	<u>42</u>	AMENDED COMPLAINT <i>Second</i> against all defendants, filed by Sheron Montrey. (Attachments: # <u>1</u> Affidavit of Bobby G. Brown, Jr.)(Shields, William) (Entered: 12/03/2007)
12/03/2007	<u>43</u>	MOTION to Dismiss <u>42</u> <i>second amended complaint (renewed)</i> by Marilyn Hill. (Gibney, John) (Entered: 12/03/2007)
12/03/2007	<u>44</u>	Brief in Support of <u>43</u> Renewed Motion to Dismiss Second Amended Complaint filed by Marilyn Hill. (Gibney, John) (Entered: 12/03/2007)
12/11/2007	<u>45</u>	ANSWER to <u>42</u> Second Amended Complaint, with Jury Demand by Tammy Estep.(McNelis, Edward) (Entered: 12/11/2007)
12/11/2007	<u>46</u>	MOTION to Dismiss <u>42</u> Second Amended Complaint by Tammy Estep. (McNelis, Edward) (Entered: 12/11/2007)
12/11/2007	<u>47</u>	Memorandum in Support re <u>46</u> MOTION to Dismiss <i>Second Amended Complaint</i> filed by Tammy Estep. (McNelis, Edward) (Entered: 12/11/2007)
12/14/2007	<u>48</u>	Memorandum of Law In Response to <u>43</u> MOTION to Dismiss <i>second amended complaint (renewed) of Law In Response</i> filed by Sheron Montrey. (Shields, William) (Entered: 12/14/2007)
12/19/2007	<u>49</u>	RESPONSE in Opposition re <u>46</u> MOTION to Dismiss <i>Second Amended Complaint</i> filed by Sheron Montrey. (Shields, William) (Entered: 12/19/2007)
12/27/2007	<u>50</u>	SEE DOC. 53: REFILED BECAUSE MOTION NOT ATTACHED. Motion for Extension of Time to File Response/Reply by Marilyn Hill. (Attachments: # <u>1</u> Proposed Order Sketch Order)(Gibney, John) Modified on 12/27/2007 (wtuc). (Entered: 12/27/2007)
12/27/2007	<u>51</u>	Brief in Support of <u>53</u> <i>Motion for Leave to File Reply Brief</i> filed by Marilyn Hill. (Gibney, John) (Entered: 12/27/2007)
12/27/2007	<u>53</u>	MOTION for Extension of Time to File Response/Reply <i>Brief</i> by Marilyn Hill. (Attachments: # <u>1</u> Proposed Order)(Gibney, John) Additional attachment(s) added on 1/3/2008 by Clerk's Office-Reply to Response to Motion-pending ruling of court (kyou,). (Entered: 12/27/2007)
12/28/2007	<u>54</u>	Reply to <u>49</u> Response in Opposition to Motion to Dismiss <i>Second Amended Complaint</i> filed by Tammy Estep. (Muldowney, Elizabeth) (Entered: 12/28/2007)
01/03/2008	<u>55</u>	RESPONSE in Opposition <u>53</u> MOTION for Extension of Time to File Response/Reply <i>Brief</i> filed by Sheron Montrey. (Shields, William) Modified on 1/3/2008 to correct text (kyou,). (Entered: 01/03/2008)
01/03/2008		Notice of Correction re: 52 Reply to Response to Motion. Document deleted, filed in error pending ruling of court on <u>53</u> Motion for Extension of Time. Clerk added 52 Reply to Response to Motion as an attachment to <u>53</u> Motion for Extension of Time (kyou,) (Entered: 01/03/2008)
01/04/2008	<u>56</u>	ORDER that, by January 8, 2008, the defendant shall file a memorandum explaining the reasons why an untimely reply was tendered and why it is appropriate for the Court to allow the filing thereof. Signed by Judge Robert E. Payne on 1/4/08. (kyou,) (Entered: 01/04/2008)

01/06/2008	<u>57</u>	Memorandum in Response of January 4, 2008 to <u>56</u> Order in Response of January 4, 2008 filed by Marilyn Hill. (Gibney, John) (Entered: 01/06/2008)
01/08/2008	<u>58</u>	Response to <u>57</u> Memorandum in Support of Motion to Extend Time filed by Sheron Montrey. (Shields, William) (Entered: 01/08/2008)
01/11/2008	<u>59</u>	ORDER granting <u>53</u> Motion for Extension of Time to File Reply Brief; Marilyn Hill shall file her reply brief forthwith; further ORDERED that counsel for Marilyn Hill is ADMONISHED to pay attention to filing dates and other administrative aspects of docket management; Signed by Judge Robert E. Payne on 1/10/08. (lsal) (Copies distributed) (Entered: 01/11/2008)
01/11/2008	<u>60</u>	REPLY to Response to Motion re <u>43</u> MOTION to Dismiss <i>second amended complaint (renewed)</i> filed by Marilyn Hill. (Gibney, John) (Entered: 01/11/2008)
01/17/2008	<u>61</u>	ORDER entered by the Clerk at the direction of the Court Setting an Initial Pretrial Conference to be held at 4:15 p.m. on 1/24/2008.(sneal,) (Entered: 01/17/2008)
01/17/2008	<u>62</u>	SCHEDULING ORDER: Initial Pretrial Conference set for 1/24/2008 at 04:15 PM before District Judge Robert E. Payne.. Signed by Judge Robert E. Payne on 1/17/2008. (sneal,) (Entered: 01/17/2008)
01/17/2008	<u>63</u>	STIPULATION of Dismissal of <i>Bobby G. Brown, Jr.</i> by Sheron Montrey. (Shields, William) (Entered: 01/17/2008)
01/24/2008	<u>64</u>	ORDER denying as moot <u>28</u> Motion Requesting Clarification Of The Court's October 1, 2007, Dismissal Order, Or Alternatively, Response And Objection To Motion To Confess Judgment; denying as moot <u>14</u> Motion to Dismiss; denying as moot <u>23</u> Joint Motion to Confess Judgment on the Pleadings. Signed by Judge Robert E. Payne on 1/23/08. (kyou,) (Entered: 01/24/2008)
01/24/2008		for proceedings held before Judge Robert E. Payne : Initial Pretrial Conference held on 1/24/2008. Court time: 50 mins. (sneal,) (Entered: 01/24/2008)
01/25/2008		Set Deadlines/Hearings: Final Pretrial Conference set for 5/22/2008 at 01:30 PM before District Judge Robert E. Payne. Jury Trial set for 6/2/2008 at 09:30 AM before District Judge Robert E. Payne. (sneal,) (Entered: 01/25/2008)
01/25/2008		Set/Reset Deadlines as to <u>46</u> MOTION to Dismiss <i>Second Amended Complaint</i> , <u>43</u> MOTION to Dismiss <i>second amended complaint (renewed)</i> . Motion Hearing set for 2/15/2008 at 09:30 AM before District Judge Robert E. Payne. (sneal,) (Entered: 01/25/2008)
01/25/2008		Set/Reset Deadlines as to Summary Judgment Motion Hearing set for 5/16/2008 at 01:30 PM before District Judge Robert E. Payne. (sneal,) (Entered: 01/25/2008)
01/25/2008	<u>65</u>	JURY PRETRIAL ORDER Setting a Jury Trial to be held at 9:30 a.m. on June 2, 2008; Final Pretrial Conference to be held at 1:30 p.m. on May 22, 2008.. Signed by Judge Robert E. Payne on 1/24/2008. (sneal,) (Entered: 01/25/2008)
01/28/2008	<u>66</u>	ANSWER to Complaint with Jury Demand by Marilyn Hill.(Gibney, John) (Entered: 01/28/2008)
01/29/2008	<u>67</u>	ORDER that civil actions 3:07CV476 and 3:07CV545 are CONSOLIDATED FOR ALL PURPOSES; ALL future pleadings shall be FILED under 3:07CV486; Signed by Judge Robert E. Payne on 1/28/08. (lsal) (Copies distributed) (Entered: 01/29/2008)
01/29/2008	<u>68</u>	ORDER that discovery cutoff in this action SHALL BE April 11, 2008 and Motions for Summary Judgment shall BE FILED as scheduled (See Order); Signed by Judge Robert E. Payne on 1/28/08. (lsal) (Copies distributed) (Entered: 01/29/2008)
01/29/2008	<u>69</u>	ORDER that oral argument on pending motions to dismiss SHALL BE HEARD February 15, 2008 at 9:30 a.m.; Signed by Judge Robert E. Payne on 1/28/08. (lsal) (Copies distributed) (Entered: 01/29/2008)
01/31/2008	70	NOTICE of Appearance by Tara Desiree D'Lutz on behalf of Sheron Montrey Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)

01/31/2008	<u>71</u>	VACATED (Order 2/7/08) Request for Entry of Default as to <i>Kermit Hawkes</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Affidavit) Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	<u>72</u>	VACATED (Order 2/7/08) MOTION for Default Judgment as to <i>Kermit Hawkes</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Affidavit Kermit Hawkes) Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	73	VACATED (Order 2/8/08) Memorandum in Support re (51 in 3:07-cv-00545-REP) Request for Entry of Default as to, (52 in 3:07-cv-00545-REP) MOTION for Default Judgment as to <i>Kermit Hawkes</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	<u>74</u>	VACATED (Order 2/7/08) Request for Entry of Default as to <i>Jose Irving</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Affidavit) Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	<u>75</u>	VACATED (Order 2/7/08) MOTION for Default Judgment as to <i>Jose Irving</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Affidavit) Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	76	VACATED (Order 2/7/08) Memorandum in Support re (55 in 3:07-cv-00545-REP) MOTION for Default Judgment as to, (54 in 3:07-cv-00545-REP) Request for Entry of Default as to <i>Jose Irving</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	<u>77</u>	VACATED (2/7/08) Request for Entry of Default as to <i>Andrea Taylor</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Affidavit Andrea Taylor) Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	<u>78</u>	VACATED (Order 2/7/08) MOTION for Default Judgment as to <i>Andrea Taylor</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Affidavit Andrea Taylor) Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
01/31/2008	79	VACATED (Order 2/7/08) Memorandum in Support re (57 in 3:07-cv-00545-REP) Request for Entry of Default as to, (58 in 3:07-cv-00545-REP) MOTION for Default Judgment as to <i>Andrea Taylor</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) (Entered: 01/31/2008)
02/04/2008	<u>80</u>	SUMMONS Returned Executed: Jos'e Irving personall served on 11/1/2007, answer due 11/21/2007 (lsal) (Entered: 02/04/2008)
02/04/2008	<u>81</u>	SUMMONS Returned Executed: Kermit Hawkes, Sr personally served on 10/11/2007, answer due 10/31/2007 (lsal) (Entered: 02/04/2008)
02/06/2008	<u>82</u>	VACATED (Order 2/7/08) Request for Entry of Default as to <i>Kermit Hawkes</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette

		Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 02/06/2008)
02/06/2008	<u>83</u>	VACATED (Order 2/7/08) Request for Entry of Default as to <i>Jose Irving</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 02/06/2008)
02/06/2008	<u>84</u>	VACATED (Order 2/7/08) Request for Entry of Default as to <i>Andrea Taylor</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 02/06/2008)
02/07/2008	<u>85</u>	Request for Entry of Default as to <i>Andrea Taylor</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) Additional attachment(s) added on 2/7/2008 (lsal,). (Entered: 02/07/2008)
02/07/2008	<u>86</u>	Request for Entry of Default as to <i>Jose Irving</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) Additional attachment(s) added on 2/7/2008 (lsal,). (Entered: 02/07/2008)
02/07/2008	<u>87</u>	Request for Entry of Default as to <i>Kermit Hawkes</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(D'Lutz, Tara) Additional attachment(s) added on 2/7/2008 (lsal,). (Entered: 02/07/2008)
02/07/2008	<u>88</u>	ORDER vacating <u>71</u> Motion for Entry of Default; vacating <u>72</u> Motion for Default Judgment; vacating <u>74</u> Motion for Entry of Default; vacating <u>75</u> Motion for Default Judgment; vacating <u>77</u> Motion for Entry of Default; vacating <u>78</u> Motion for Default Judgment; vacating <u>82</u> Motion for Entry of Default; vacating <u>83</u> Motion for Entry of Default; vacating <u>84</u> Motion for Entry of Default; ORDERED that Motion for Entry of Default Judgment Against Defendants Kermit Hawkes, Jose Irving and Andrea Taylor are DENIED WITHOUT PREJUDICE; Signed by Judge Robert E. Payne on 2/7/08. (lsal) (Copies distributed) (Entered: 02/07/2008)
02/07/2008	<u>89</u>	ORDER Count III of Second Amended Complaint is DISMISSED WITHOUT PREJUDICE as to all defendants; Denying the Motion to Dismiss Counts I and IV of the Second Amended Complaint as to defendant Marilyn Hill; DISMISSING Count II with leave to file an amendment to Count II by filing a Third Amended complaint not later than March 14, 2008; answer filed w/in 15 days after service; ORDERED that hearing on Motion to Dismiss Amended Complaint <u>41</u> in civil action 3:07cv545 scheduled for 9:30 a.m. on February 15, 2008 is cancelled; Signed by Judge Robert E. Payne on 2/7/08. (lsal) (Copies distributed) (Entered: 02/07/2008)
02/07/2008	<u>90</u>	ORDER as to defendant Tammy Estep's Motion to Dismiss plaintiff's Second Amended Complaint (#35 filed in 3:07CV545) it is ORDERED the Court DISMISSES WITHOUT PREJUDICE Count III of the Second Amended Complaint as to all defendants; DENYING Motion to DISMISS Counts I and IV of the Second Amended Complaint as to defendant Tammy Estep; DISMISSING Count II with elave to file an amendment to Count III by filing a Third Amended Complaint not later than March 14, 2008; any answer filed w/in 15 days after service thereof; ORDERED hearing on defendant Tammy Estep's Motion to Dismiss plaintiff's Second Amwended Complaint scheduled for February 15, 2008 at 9:30 a.m. is CANCELLED; Signed by Judge Robert E. Payne on 2/7/08. (lsal) (Copies distributed) (Entered: 02/07/2008)
02/08/2008	<u>91</u>	Clerk's ENTRY OF DEFAULT as to Kermit Hawkes, Sr (lsal) (Entered: 02/08/2008)
02/08/2008	<u>92</u>	Clerk's ENTRY OF DEFAULT as to Jos'e Irving (lsal) (Entered: 02/08/2008)

02/08/2008	<u>93</u>	Clerk's ENTRY OF DEFAULT as to Andrea Taylor (Isal) (Entered: 02/08/2008)
02/11/2008	<u>94</u>	MOTION for Default Judgment as to <i>Defendant Jose Irving</i> by Sheron Montrey. (D'Lutz, Tara) (Entered: 02/11/2008)
02/11/2008	<u>95</u>	Memorandum in Support re <u>94</u> MOTION for Default Judgment as to <i>Defendant Jose Irving</i> filed by Sheron Montrey. (Attachments: # <u>1</u> Affidavit)(D'Lutz, Tara) (Entered: 02/11/2008)
02/11/2008	<u>96</u>	MOTION for Default Judgment as to <i>Defendant Andrea Taylor</i> by Sheron Montrey. (D'Lutz, Tara) (Entered: 02/11/2008)
02/11/2008	<u>97</u>	Memorandum in Support re <u>96</u> MOTION for Default Judgment as to <i>Defendant Andrea Taylor</i> filed by Sheron Montrey. (Attachments: # <u>1</u>)(D'Lutz, Tara) (Entered: 02/11/2008)
02/11/2008	<u>98</u>	MOTION for Default Judgment as to <i>Defendant Kermit Hawkes</i> by Sheron Montrey. (D'Lutz, Tara) (Entered: 02/11/2008)
02/11/2008	<u>99</u>	Memorandum in Support re <u>98</u> MOTION for Default Judgment as to <i>Defendant Kermit Hawkes</i> filed by Sheron Montrey. (Attachments: # <u>1</u>)(D'Lutz, Tara) (Entered: 02/11/2008)
02/21/2008	<u>100</u>	ORDER that hearing SET for April 7, 2008 at 2:00 P.M. at which time plaintiffs shall offer proof and establish the amount of damages; Signed by Judge Robert E. Payne on 2/21/08. (Isal) (Copies distributed) (Entered: 02/21/2008)
02/21/2008		Set/Reset Deadlines as to <u>98</u> MOTION for Default Judgment as to <i>Defendant Kermit Hawkes</i> , <u>96</u> MOTION for Default Judgment as to <i>Defendant Andrea Taylor</i> , <u>94</u> MOTION for Default Judgment as to <i>Defendant Jose Irving</i> . Motion Hearing set for 4/7/2008 at 02:00 PM before District Judge Robert E. Payne. (sneal,) (Entered: 02/21/2008)
02/27/2008	<u>101</u>	MOTION to Take Deposition from Plaintiffs Dunbar, Walker, Reynolds, Muse, and Quinn <i>Who Are Prisoners</i> by Marilyn Hill. (Attachments: # <u>1</u> Proposed Order)Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(Gibney, John) (Entered: 02/27/2008)
02/27/2008	<u>102</u>	Brief in Support to (101 in 3:07-cv-00476-REP, 53 in 3:07-cv-00545-REP) MOTION to Take Deposition from Plaintiffs Dunbar, Walker, Reynolds, Muse, and Quinn <i>Who Are Prisoners</i> filed by Marilyn Hill. Associated Cases: 3:07-cv-00476-REP, 3:07-cv-00545-REP(Gibney, John) (Entered: 02/27/2008)
02/28/2008	<u>103</u>	MOTION for Leave to File <i>To Amend PreTrial Order (Uncontested)</i> by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 02/28/2008)
02/28/2008	<u>104</u>	Memorandum in Support re <u>103</u> MOTION for Leave to File <i>To Amend PreTrial Order (Uncontested)</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Exhibit A)(D'Lutz, Tara) (Entered: 02/28/2008)
02/29/2008	<u>105</u>	ORDER granting <u>101</u> Motion to Depose Prisoners. Signed by Judge Robert E. Payne on 2/28/08. (Isal) (Copies distributed) (Entered: 02/29/2008)
03/04/2008		for proceedings held before Judge Robert E. Payne: Telephone Conference held on 3/4/2008. Court time: 15 mins. (sneal,) (Entered: 03/20/2008)
03/05/2008		Set/Reset Hearings: Settlement Conference set for 4/14/2008 at 10:00 AM before Dennis W. Dohnal. (dtho,) (Entered: 03/05/2008)
03/05/2008	<u>106</u>	ORDER denying <u>103</u> Uncontested Motion for Leave to Amend Pretrial Order; Signed by Judge Robert E. Payne on 3/4/08. (Isal) (Copies distributed) (Entered: 03/05/2008)
03/06/2008	<u>107</u>	ORDER that the settlement conference and proceedings required by paragraph 3 of the Scheduling Order are referred to Judge Dohnal; counsel shall be responsible for contacting the Chambers of Judge Dohnal within five days of the date of this Order

		to schedule the conference to occur within the fifty-day period required by paragraph 3 of the Scheduling Order. Signed by Judge Robert E. Payne on 3/4/2008. Copies to counsel and Judge Dohnal.(cmcc,) (Entered: 03/06/2008)
03/07/2008	<u>108</u>	Second MOTION for Discovery to <i>Depose Prisoners</i> by Marilyn Hill. (Attachments: # <u>1</u> Proposed Order)(Gibney, John) (Entered: 03/07/2008)
03/07/2008	<u>109</u>	Brief in Support of <i>Second Motion for Leave to Depose Prisoners</i> filed by Marilyn Hill. (Gibney, John) (Entered: 03/07/2008)
03/11/2008	<u>110</u>	ORDER granting <u>108</u> Second Motion for Leave to Depose Prisoners. Signed by Judge Robert E. Payne on 3/11/08. (lsal) (Copies distributed) (Entered: 03/11/2008)
03/14/2008	<u>111</u>	AMENDED COMPLAINT against Andrea Taylor, Kermit Hawkes, Sr, Joseph Harris, Jos'e Irving, James Quayle, Tammy Estep, Marilyn Hill, filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Attachments: # <u>1</u> Exhibit)(D'Lutz, Tara) (Entered: 03/14/2008)
03/14/2008	<u>112</u>	CONSENT ORDER that plaintiffs' disclosures pursuant to FRCP 26(a)(2) must be provided to counsel for defendants Hill and Estep not later than March 31, 2008; defendant Hill and Estep's disclosures pursuant to FRCP 26(a)(2) must be provided to counsel for plaintiffs not later than April 9, 2008; nothing herein shall affect the requirements for the filing of summary judgment motions. Signed by Judge Robert E. Payne on 3/13/08. (lsal) (Copies distributed) (Entered: 03/14/2008)
03/24/2008	<u>113</u>	MOTION to Dismiss <i>Third Amended Complaint</i> by Marilyn Hill. (Gibney, John) (Entered: 03/24/2008)
03/24/2008	<u>114</u>	Brief in Support to <u>113</u> MOTION to Dismiss <i>Third Amended Complaint</i> filed by Marilyn Hill. (Gibney, John) (Entered: 03/24/2008)
03/26/2008	<u>115</u>	ANSWER to Complaint with Jury Demand by Tammy Estep.(Muldowney, Elizabeth) (Entered: 03/26/2008)
03/26/2008	<u>116</u>	MOTION to Dismiss <i>Third Amended Complaint</i> by Tammy Estep. (Muldowney, Elizabeth) (Entered: 03/26/2008)
03/26/2008	<u>117</u>	Memorandum in Support re <u>116</u> MOTION to Dismiss <i>Third Amended Complaint</i> filed by Tammy Estep. (Muldowney, Elizabeth) (Entered: 03/26/2008)
04/01/2008	<u>118</u>	MOTION to Continue by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Shields, William) (Entered: 04/01/2008)
04/01/2008	<u>119</u>	Memorandum in Support re <u>118</u> MOTION to Continue filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (Shields, William) (Entered: 04/01/2008)
04/02/2008	<u>120</u>	MOTION to Compel <i>Complete Answers to Interrogatories</i> by Tammy Estep. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit)(Bromfield, Coreen) (Entered: 04/02/2008)
04/02/2008	<u>121</u>	Brief in Support to <u>120</u> MOTION to Compel <i>Complete Answers to Interrogatories</i> filed by Tammy Estep. (Bromfield, Coreen) (Entered: 04/02/2008)
04/02/2008	<u>122</u>	MOTION for an Order for Plaintiffs to Submit to Independent Medical Examinations (Psychiatric/Mental) by Tammy Estep. (Attachments: # <u>1</u> Exhibit)(Bromfield, Coreen) (Entered: 04/02/2008)
04/02/2008	<u>123</u>	Memorandum in Support re <u>122</u> MOTION for an Order for Plaintiffs to Submit to Independent Medical Examinations (Psychiatric/Mental) filed by Tammy Estep. (Bromfield, Coreen) (Entered: 04/02/2008)
04/02/2008	<u>124</u>	Memorandum in Opposition re <u>120</u> MOTION to Compel <i>Complete Answers to Interrogatories</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse,

		Sheron Montrey. (Attachments: # <u>1</u> Exhibit A)(Shields, William) (Entered: 04/02/2008)
04/03/2008	<u>125</u>	RESPONSE in Opposition re <u>113</u> MOTION to Dismiss <i>Third Amended Complaint</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 04/03/2008)
04/03/2008	<u>126</u>	Memorandum in Opposition re <u>113</u> MOTION to Dismiss <i>Third Amended Complaint</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 04/03/2008)
04/03/2008	<u>127</u>	RESPONSE in Opposition re <u>116</u> MOTION to Dismiss <i>Third Amended Complaint</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 04/03/2008)
04/03/2008	<u>128</u>	Memorandum in Opposition re <u>116</u> MOTION to Dismiss <i>Third Amended Complaint</i> filed by Tiffany Billings, Melissa Walker, Kimberly Rogers, Valerie Reynolds, Jeannette Tussing, Pearl Quinn, Jackie Dunbar, Amber Muse, Sheron Montrey. (D'Lutz, Tara) (Entered: 04/03/2008)
04/03/2008	<u>129</u>	ORDER DENYING AS MOOT <u>120</u> Motion to Compel Plaintiffs' Complete Answers to Interrogatories; GRANTING <u>118</u> Motion to Continue; Hearing on Default Judgment CONTINUED until further order of the Court; Signed by Robert E. Payne on 4/3/08. (lsal) (Copies distributed) (Entered: 04/03/2008)
04/07/2008	<u>130</u>	ORDER granting <u>122</u> Motion for Independent Medical (Psychiatric/Mental) Examination of Plaintiff Sheron Montrey. Signed by Robert E. Payne on 4/4/08. (lsal) (Copies distributed) (Entered: 04/07/2008)
04/07/2008	<u>131</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination fo Jacquelyn Dunbar. Signed by Robert E. Payne on 4/4/08. (lsal) (Entered: 04/07/2008)
04/07/2008	<u>132</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination of Pearl Quinn. Signed by Robert E. Payne on 4/4/08. (lsal) (Entered: 04/07/2008)
04/07/2008	<u>133</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination of Amber Muse. Signed by Robert E. Payne on 4/4/08. (lsal) (Copies distributed) (Entered: 04/07/2008)
04/07/2008	<u>134</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination of Plaintiff Jeanette Tussing. Signed by Robert E. Payne on 4/4/08. (lsal) (Copies distributed) (Entered: 04/07/2008)
04/07/2008	<u>135</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination of Melissa Walker. Signed by Robert E. Payne on 4/4/08. (lsal) (Copies distributed) (Entered: 04/07/2008)
04/07/2008	<u>136</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination of Tiffany Billings. Signed by Robert E. Payne on 4/4/08. (lsal) (Copies distributed) (Entered: 04/07/2008)
04/07/2008	<u>137</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination of Plaintiff Valerie Reynolds. Signed by Robert E. Payne on 4/4/08. (lsal) (Copies distributed) (Entered: 04/07/2008)
04/09/2008	<u>138</u>	ORDER of Independent Medical (Psychiatric/Mental) Examination of Plaintiff Kimberly Rogers. Signed by Robert E. Payne on 4/8/08. (lsal) (Entered: 04/09/2008)
04/10/2008	<u>139</u>	Brief in Support to <u>116</u> MOTION to Dismiss <i>Third Amended Complaint</i> filed by Tammy Estep. (Muldowney, Elizabeth) (Entered: 04/10/2008)
04/14/2008		Minute Entry for proceedings held before Magistrate Judge Dennis W. Dohnal: Settlement Conference held on 4/14/2008. (4:30) (dtho,) (Entered: 04/14/2008)

04/21/2008	<u>140</u>	Letter in re tentative settlement submitted by counsel. (lsal) (Entered: 04/23/2008)
04/23/2008	<u>141</u>	ORDER that counsel for Tammy Estep FILE a status report on May 23, 2008 advising of status of statutory settlement approval process and every 30 days thereafter until this matter is resolved; Signed by Robert E. Payne on 4/22/08. (lsal) (Copies distributed) (Entered: 04/23/2008)
05/15/2008	<u>142</u>	ORDER that motions for default judgment will be denied for failure to prosecute unless plaintiff's counsel contacts the Court, no later than May 19, 2008, to arrange for a new date for a hearing on her motions for default judgment; Signed by Robert E. Payne on 5/14/08. (lsal) (Entered: 05/15/2008)
05/21/2008	<u>143</u>	ORDER DENYING AS MOOT <u>94</u> Motion for Default Judgment Against defendant Jose Irving for failure to prosecute; DENYING AS MOOT <u>96</u> Motion for Default Judgment Against defendant Andrea Taylor for failure to prosecute; DENYING AS MOOT <u>98</u> Motion for Default Judgment Against Defendant Kermit Hawkes for Failure to Prosecute; Signed by Robert E. Payne on 5/20/08. (lsal) (Copies distributed) (Entered: 05/21/2008)
05/22/2008	<u>144</u>	STATUS REPORT <i>regarding Tentative Settlement Approval</i> by Tammy Estep. (McNelis, Edward) (Entered: 05/22/2008)
05/22/2008	<u>145</u>	STATUS REPORT <i>CORRECTED regarding Tentative Settlement Approval</i> by Tammy Estep. (McNelis, Edward) (Entered: 05/22/2008)
05/22/2008		Notice of Correction re <u>145</u> Status Report. Counsel has been notified in the future, to filed documents in pleading format. (kyou,) (Entered: 05/22/2008)
06/18/2008	<u>146</u>	STATUS REPORT by Marilyn Hill. (Gibney, John) (Entered: 06/18/2008)
07/22/2008	<u>148</u>	STATUS REPORT by Tammy Estep. (Muldowney, Elizabeth) (Entered: 07/22/2008)
07/22/2008	<u>149</u>	STATUS REPORT (<i>Amended</i>) by Tammy Estep. (Muldowney, Elizabeth) (Entered: 07/22/2008)
08/01/2008	<u>150</u>	Letter from William Shields re: Pearl Quinn. (kyou,) (Entered: 08/01/2008)
08/15/2008	<u>151</u>	ORDER the case is DISMISSED WITH PREJUDICE as to defendants Tammy Estep and Marilyn Hill; each party to pay his own attorneys' fees and costs associated with this case; Signed by District Judge Robert E. Payne on 8/15/08. (lsal) (Entered: 08/15/2008)