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General Docket

US Court of Appeals for the Seventh Circuit

Court of Appeals Docket #: 97-2722

Filed: 7/10/97

Nsuit: 3555 Prison Condition - State

Walters, Terrell, et al v. Edgar, James, et al

Appeal from: United States District Court

Lower court information:

District: 0752-1 : 82 C 1920

Court Reporter: Michael Snyder, Court Reporter

Ordering Judge: Elaine E. Bucklo, Judge

Date Filed: 4/1/82

Date order/judgment: 6/26/97

Date NOA filed: 7/7/97

Fee status: paid-----
Prior cases:

None

Current cases:

None

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TERRELL WALTERS

Plaintiff - Appellant

James P. Chapman

FAX 773/326-1478

312/580-2206

40th Floor

[COR LD NTC tr]

55 E. Monroe Street

Chicago, IL 60603

USA

Alan S. Mills

FAX 773/769-2224

773/769-1411

[COR LD NTC tr]

UPTOWN PEOPLE'S LAW CENTER

4404 N. Broadway

Chicago, IL 60640

USA

Margaret Byrne

773/583-8016

[COR LD NTC tr]

4669 N. Manor

Chicago, IL 60625

USA

JOSEPH GANCI, and all others
similarly situated,

Plaintiff - Appellant

James P. Chapman

(See above)

[COR LD NTC tr]

Alan S. Mills
(See above)
[COR LD NTC tr]

Margaret Byrne
(See above)
[COR LD NTC tr]

v.

JAMES R. EDGAR, Governor
Defendant - Appellee

Deborah L. Ahlstrand
FAX 312/814-2275
312/814-5659
[COR LD NTC ret]
John P. Schmidt
FAX 312/814-2275
312/814-2770
[COR LD NTC st]
OFFICE OF THE ATTORNEY GENERAL
Civil Appeals Division
100 W. Randolph Street
State of Illinois Center
Chicago, IL 60601
USA

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ODIE WASHINGTON, Director
Defendant - Appellee

Deborah L. Ahlstrand
(See above)
[COR LD NTC ret]
John P. Schmidt
(See above)
[COR LD NTC st]

KEITH COOPER, Warden
Defendant - Appellee

Deborah L. Ahlstrand
(See above)
[COR LD NTC ret]
John P. Schmidt
(See above)
[COR LD NTC st]

WAYNE A. CLARK
Defendant - Appellee

Deborah L. Ahlstrand
(See above)
[COR LD NTC ret]
John P. Schmidt
(See above)
[COR LD NTC st]

SERGIO MOLINA, Warden
Defendant - Appellee

Deborah L. Ahlstrand
(See above)
[COR LD NTC ret]
John P. Schmidt
(See above)
[COR LD NTC st]

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TERRELL WALTERS and JOSEPH GANCI, and all others similarly
situated,

Plaintiffs - Appellants

v.

JAMES R. EDGAR, Governor, ODIE WASHINGTON, KEITH COOPER,
Warden, et al.,

Defendants - Appellees

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7/10/97 State prisoner's civil rights case docketed. [97-2722]
[966184-1] Transcript information sheet due 7/21/97.
Docketing Statement due 7/14/97. (nanc)

7/10/97 ROA from No. Dist. of Il., E. Div. due 7/21/97. (nanc)

7/10/97 THIS CAUSE CONSISTS OF MORE THAN 5 PARTIES AS EITHER
PLAINTIFFS/PETITIONERS or DEFENDANTS/RESPONDENTS. The
following are those parties to this cause as reflected on
the District Court docket, yet are not reflected on the
Appellate docket/caption for administrative purposes:
APPELLEES: Glenn Johnson, Thomas Page, Richard Gramley,
George De Tella and Peter E. McElhinney. [97-2722]
[966184-1] (nanc)

7/16/97 Filed Appellant Terrell Walters, Appellant Joseph Ganci
docketing statement. [97-2722] [968373-1] (sara)

7/16/97 Certificate of interest filed by Appellant Terrell Walters,
Appellant Joseph Ganci. [97-2722] [966184-1] (jenp)

7/17/97 ORDER: This court received notice from the Dictrict Court
that the appellant paid the required docketing fee.
Briefing will proceed as follows: [97-2722] [966184-1]
1. The appellant(s) brief is due on or before 8/18/97 for
Joseph Ganci, for Terrell Walters. 2. The appellee(s)
brief is due on or before 9/15/97 for Sergio Molina, for
Wayne A. Clark, for Keith Cooper, for Odie Washington, for
James R. Edgar. 3. The reply brief if any is due on
9/29/97 for Joseph Ganci, for Terrell Walters. (conw)

7/22/97 Original record on appeal filed. Contents of record: 6 vol.
pleadings; 10 vol. transcripts; 8 vol. loose pleadings; 3
vol. & 1 box exhibits; . [97-2722] [969725-1] (duda)

7/29/97 Filed oversized record in Section # 38 of exhibit room: 3
boxes containing 4 vol. pleadings; 8 vol. loose pleadings;
10 vol. transcripts; 4 vol. exhibits; . [966184-1]
[97-2722] (cove)

8/15/97 Filed motion by Appellant Terrell Walters, Appellant Joseph
Ganci to extend time to file appellant's brief. [978539-1]
[97-2722] (sara)

8/15/97 Filed motion by Appellant Terrell Walters, Appellant Joseph
Ganci to extend time to file appellant's brief. [978777-1]
[97-2722] (kell)

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8/18/97 ORDER issued GRANTING motion for extension of time to file appellant's brief. [978539-1] AK [97-2722] 1. Appellant's brief due 9/17/97 for Joseph Ganci, for Terrell Walters. 2. The appellee(s) brief is due on or before 10/17/97 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. 3. The reply brief, if is due 10/31/97 for Joseph Ganci, for Terrell Walters. (sara)

8/25/97 Supplemental record on appeal filed. Contents of record: 18 vol. transcripts; . [97-2722] [980540-1] (fran)

9/3/97 Filed oversized record in Section # 39 of exhibit room: 1 box containing 4 vol. pleadings; 8 vol. loose pleadings; 10 vol. transcripts; 4 vol. exhibits; . [966184-1] [97-2722] (cove)

9/11/97 Filed motion by Appellant Terrell Walters, Appellant Joseph Ganci to extend time to file appellant's brief. [986259-1] [97-2722] (kell)

9/15/97 ORDER issued GRANTING motion for extension of time to file appellant's brief. [986259-1] AK [97-2722] Appellant's brief due 10/17/97 for Joseph Ganci, for Terrell Walters. 2. The appellee(s) brief is due on or before 11/17/97 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. 3. The reply brief, if any, is due 12/1/97 for Joseph Ganci, for Terrell Walters. (kell)

10/15/97 Filed motion by Appellant Terrell Walters, Appellant Joseph Ganci to extend time to file appellant's brief. [997062-1] [97-2722] (land)

10/22/97 ORDER issued GRANTING motion for extension of time to file appellant's brief. [997062-1] AK [97-2722] Appellant's brief due 11/14/97 for Joseph Ganci, for Terrell Walters. 2. The appellee(s) brief is due on or before 12/15/97 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. 3. The reply brief, if any, is due 12/29/97 for Joseph Ganci, for Terrell Walters. (jame)

11/13/97 Filed motion by Appellant Terrell Walters, Appellant Joseph Ganci to extend time to file appellant's brief. [1006755-1] [97-2722] (hard)

11/17/97 ORDER issued GRANTING motion for extension of time to file appellants' brief. [1006755-1] AK [97-2722] Appellants' brief due 11/24/97 for Joseph Ganci, for Terrell Walters. 2. The appellee(s) brief is due on or before 12/24/97 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. 3. The reply brief, if any, is due 1/7/98 for Joseph Ganci, for Terrell Walters. (hard)

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11/24/97 Filed motion by Appellant Terrell Walters, Appellant Joseph Ganci for extension of time to file initial brief [1010256-1] in order to supplement record on appeal with missing exhibits. [1010256-2] [97-2722] (kell)

11/26/97 ORDER issued GRANTING motion for extension of time to file appellants' brief. [1010256-1] AK [97-2722] Appellants' brief due 12/10/97 for Joseph Ganci, for Terrell Walters . 2. The appellee(s) brief is due on or before 1/9/98 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar . 3. The reply brief, if any, is due 1/23/98 for Joseph Ganci, for Terrell Walters . (hard)

12/9/97 Filed 15c appellant's brief by Terrell Walters. Disk filed. [97-2722] [1014712-1] (land)

12/9/97 Filed 10c appendix by Appellant Terrell Walters, Appellant Joseph Ganci. [97-2722] [1014714-1] (land)

12/17/97 Supplemental record on appeal filed. Contents of record: 1 vol. pleadings; 4 vol. exhibits; . [97-2722] [20188-1] (odea)

12/29/97 Filed motion by Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina to extend time to file appellee's brief. [1020092-1] [97-2722] (kell)

12/31/97 ORDER issued GRANTING motion for extension of time to file appellees' brief. [1020092-1] AK [97-2722] Appellee's brief due 2/9/98 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. 3. The reply brief if any is due on 2/23/98 for Joseph Ganci, for Terrell Walters. (kell)

1/29/98 Filed motion by Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina to extend time to file appellees' brief. [1028429-1] [97-2722] (hard)

1/30/98 ORDER issued GRANTING motion for extension of time to file appellee's brief. [1028429-1] AK [97-2722] Appellee's brief due 3/11/98 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. 3. The reply brief if any is due on 3/25/98 for Joseph Ganci, for Terrell Walters. (kell)

3/2/98 Filed motion by Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina to extend time to file appellees' brief. [1037527-1] [97-2722] (hard)

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3/3/98 ORDER issued GRANTING motion for extension of time to file appellees' brief. [1037527-1] AK [97-2722] Appellees' brief due 4/10/98 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. The reply brief, if any, is due on 4/24/98 for Joseph Ganci, for Terrell Walters. (hard)

3/4/98 Filed Appellant Terrell Walters, Appellant Joseph Ganci objection to Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina motion to extend time to file appellees' brief. [1038835-1] [97-2722] [1038835-1] (hard)

3/4/98 ORDER issued construing Plaintiff's Objection to Defendants' Third Motion for Extension as a motion to reconsider the order of 3/3/98 is DENIED. However, appellees are advised that further request for extension of time will not be favored.[1038835-1] AK [97-2722] (heid)

3/27/98 Filed motion by Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina to extend time to file appellees' brief. [1046486-1] [97-2722] (hard)

3/30/98 Filed Appellant Terrell Walters, Appellant Joseph Ganci objection to Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina motion to extend time to file appellees' brief. [1047102-1] [97-2722] [1047102-1] (hard)

3/31/98 ORDER issued GRANTING motion for extension of time to file appellees' brief. [1046486-1] AK [97-2722] Appellees' brief due 5/1/98 for Sergio Molina, for Wayne A. Clark, for Keith Cooper, for Odie Washington, for James R. Edgar. The reply brief, if any, is due on 5/15/98 for Joseph Ganci, for Terrell Walters. (hard)

3/31/98 ORDER issued construing Plaintiff's Objection to Defendants' Fourth Motion for Extension as a motion for reconsideration of the order of 3/31/98 is DENIED. The appellee is advised that no further extensions of time will be allowed. [1047102-1] AK [97-2722] (heid)

5/1/98 Filed 15c appellees' brief by James R. Edgar, Odie Washington, Keith Cooper, Wayne A. Clark, Sergio Molina. Disk filed. Corrected brief filed per 5/11/98 order. [97-2722] [1058578-1] (hard)

5/6/98 Filed motion by Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina to file corrected brief. [1060192-1] 15c corrected brief tendered. [1060192-1] [97-2722] (hard)

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5/11/98 ORDER issued GRANTING Motion To File CORRECTED brief. [1060192-1] The clerk of this court is directed to file INSTANTER the tendered copies of the appellees' CORRECTED brief for all prior versions. [1060192-1] MAF [97-2722] (hard)

5/11/98 Filed motion by Appellant Terrell Walters, Appellant Joseph Ganci to extend time to file appellant's reply brief. [1062105-1] [97-2722] (hard)

5/11/98 Filed 15c appellee's CORRECTED brief by James R. Edgar, Odie Washington, Keith Cooper, Wayne A. Clark, Sergio Molina, per

order. Disk filed. [97-2722] [1062255-1] (kell)

5/14/98 ORDER issued GRANTING motion for extension of time to file appellants' reply brief. [1062105-1] AK [97-2722] Appellants' reply brief due 5/29/98 for Joseph Ganci, for Terrell Walters. (hard)

5/29/98 Filed motion by Appellant Terrell Walters, Appellant Joseph Ganci to extend time to file appellant's reply brief. [1066802-1] [97-2722] (patb)

6/1/98 ORDER issued GRANTING motion for extension of time to file appellant's reply br. [1066802-1] AK [97-2722] Appellant's reply brief due 6/5/98 for Joseph Ganci, for Terrell Walters. (patb)

6/4/98 Filed 15c appellant's reply brief by Terrell Walters, Joseph Ganci. Disk filed. [97-2722] [1069221-1] (patb)

7/22/98 ORDER: Argument set for Friday, September 18, 1998 at 9:30 a.m. Each side limited to 20 minutes. [97-2722] [1083221-1] (broo)

8/27/98 Filed Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina Citation of Additional Authority, per CR 28(e). Dist. [97-2722] [1094751-1] (heid)

9/1/98 ORDER: Argument reset for Friday, September 18, 1998 at 9:30 a.m. Each side limited to 15 minutes. [97-2722] [978777-1] (broo)

9/3/98 Filed Appellant Terrell Walters, Appellant Joseph Ganci Citation of Additional Authority, per CR 28(e). Dist. [97-2722] [1097335-1] (hard)

9/18/98 Case heard and taken under advisement by panel: Chief Judge Richard A. Posner, Circuit Judge Joel M. Flaum, Circuit Judge Michael S. Kanne. [97-2722] [1101334-1] (broo)

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9/18/98 Case argued by John P. Schmidt for Appellee Sergio Molina, Appellee Wayne A. Clark, Appellee Keith Cooper, Appellee Odie Washington, Appellee James R. Edgar, Alan S. Mills for Appellant Joseph Ganci, Appellant Terrell Walters. [97-2722] [966184-1] (broo)

9/21/98 Attorney John P. Schmidt added for Appellee James R. Edgar, Appellee Odie Washington, Appellee Keith Cooper, Appellee Wayne A. Clark, Appellee Sergio Molina for purposes of oral argument. [97-2722] (broo)

12/15/98 Filed opinion of the court by Judge Posner. AFFIRMED. Chief Judge Richard A. Posner, Circuit Judge Joel M. Flaum, Circuit Judge Michael S. Kanne. [97-2722] [966184-1] (jame)

12/15/98 ORDER: Final judgment filed per opinion. With costs: n. [97-2722] [1128686-1] (jame)

12/29/98 Filed 30c Petition for Rehearing with Suggestion for

Rehearing Enbanc by Appellant Terrell Walters, Appellant Joseph Ganci. Dist. [97-2722] [1132640-1] (hard)

1/20/99 ORDER: Appellant Terrell Walters, Appellant Joseph Ganci Petition for Rehearing with Suggestion for Rehearing Enbanc is DENIED. [97-2722] [1132640-1] (hard)

1/28/99 MANDATE ISSUED AND ENTIRE RECORD RETURNED. (Contents returned: 7 vol. pleadings; 8 vol. loose pleadings; 28 vol. transcripts; 7 vol. & 1 box exhibits; .) [97-2722] [966184-1] (cove)

2/3/99 Filed mandate receipt. [97-2722] [1144057-1] (tina)

4/26/99 Filed notice from the Supreme Court of the filing of a Petition for Writ of Certiorari. Supreme Court Case No.: 98-1697. [97-2722] [1171750-1] (jame)

6/3/99 Filed order from the Supreme Court DENYING the Petition for Writ of Certiorari. Supreme Court Case No.: 98-1697. [97-2722] [1184961-1] (joce)

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PACER Service Center			
Transaction Receipt			
12/04/2008 17:12:27			
PACER Login:	hs0328	Client Code:	
Description:	dkt report	Case Number:	97-2722
Billable Pages:	10	Cost:	0.80