

CLOSED

**U.S. District Court
Western District of Pennsylvania (Erie)
CIVIL DOCKET FOR CASE #: 1:06-cv-00078-BR**

VOICES FOR INDEPENDENCE, (VFI) ET AL v.
COMMONWEALTH OF PENNSYLVANIA DEPARTMENT
OF TRANSPORTATION, ET AL

Assigned to: Judge Barbara Rothstein
related Cases: 1:02-cv-00203-SPB

1:04-cv-00328-BR

1:11-cv-00016-MRH

Case in other court: Third Circuit, 07-04195

Third Circuit, 07-04319

Cause: 28:1343 Violation of Civil Rights

Plaintiff

**VOICES FOR INDEPENDENCE,
(VFI)**

represented by **Craig A. Markham**
Elderkin, Martin, Kelly & Messina
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Erie, PA 16501-1819
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

J. Mark Finnegan
Heberle & Finnegan
2580 Craig Road
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Email: hffirm@comcast.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

MICHAEL L. EAKIN

represented by **Craig A. Markham**
(See above for address)
LEAD ATTORNEY
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J. Mark Finnegan
(See above for address)
LEAD ATTORNEY
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Plaintiff

JAY SHUFFSTALL

represented by **Craig A. Markham**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

J. Mark Finnegan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

CAROLYN A. CREHAN

represented by

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LEAD ATTORNEY
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J. Mark Finnegan
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LEAD ATTORNEY
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Plaintiff

KATHY A. HERTZOG

represented by **Craig A. Markham**
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LEAD ATTORNEY
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J. Mark Finnegan
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Plaintiff

PAUL PECUNAS

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J. Mark Finnegan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

SANDRA FULLER

represented by **Craig A. Markham**
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J. Mark Finnegan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

MARY ANN PARSNIK

represented by **Craig A. Markham**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

J. Mark Finnegan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

PAT WEAVER

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

J. Mark Finnegan
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

FELICIA BONGIORNO

represented by **Craig A. Markham**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

J. Mark Finnegan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

MELVIN BORREO

represented by **Craig A. Markham**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

J. Mark Finnegan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

STEPHEN CLARK

represented by **Craig A. Markham**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

J. Mark Finnegan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

JILL HRINDA-PATTEN

represented by **Craig A. Markham**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

J. Mark Finnegan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

MARY KRUG

represented by **Craig A. Markham**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

J. Mark Finnegan
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Plaintiff

B. LYNNE VESTAL
on behalf of themselves and all others

represented by **Craig A. Markham**
(See above for address)

similarly situated

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

J. Mark Finnegan
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**COMMONWEALTH OF
PENNSYLVANIA DEPARTMENT
OF TRANSPORTATION**

represented by **Scott A. Bradley**
Office of the Attorney General
Litigation Section
1251 Waterfront Place
Mezzanine Level
Pittsburgh, PA 15222
(412) 565-3586
Email: sbradley@attorneygeneral.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

ALLEN D. BIEHLER
*P.E., in his official capacity as Secretary
of Transportation of the Commonwealth
of Pennsylvania*

represented by **Scott A. Bradley**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

CITY OF ERIE, PENNSYLVANIA

represented by **Gerald J. Villella**
Dailey, Karle & Villella
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(814) 453-4651
Email: gvillella@erie.pa.us
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**CITY OF MEADVILLE,
PENNSYLVANIA**

represented by **David L. Hotchkiss**
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201 Chestnut Street
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Email: Dave.Hotchkiss@Steptoe-Johnson.com
TERMINATED: 06/21/2012
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gary M. Alizzeo
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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03/28/2006	<u>1</u>	COMPLAINT against all defendants (Filing fee \$ 250 receipt number 06-279.), filed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Attachments: # <u>1</u> Civil Cover Sheet # <u>2</u> Summons # <u>3</u> Receipt of payment)(sdp) (Entered: 03/28/2006)
03/28/2006		Summons Issued as to COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (sdp) (Entered: 03/28/2006)
05/26/2006	<u>2</u>	SUMMONS/Return of Service Returned Executed by FELICIA BONGIORNO. COMMONWEALTH OF PENNSYLVANIA, OFFICE OF ATTORNEY GENERAL served on 3/30/2006, answer due 4/19/2006. (Attachments: # <u>1</u> Affidavit service)(Markham, Craig) Modified on 5/30/2006 to edit office served(dm). (Entered: 05/26/2006)
05/26/2006	<u>3</u>	SUMMONS/Return of Service Returned Executed by FELICIA BONGIORNO. ALLEN D. BIEHLER served on 4/6/2006, answer due 4/26/2006. (Attachments: # <u>1</u> Affidavit service)(Markham, Craig) (Entered: 05/26/2006)
05/26/2006	<u>4</u>	SUMMONS/Return of Service Returned Executed by FELICIA BONGIORNO. COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION served on 4/6/2006, answer due 4/26/2006. (Attachments: # <u>1</u> Affidavit service)(Markham, Craig) (Entered: 05/26/2006)
05/26/2006	<u>5</u>	SUMMONS/Return of Service Returned Executed by FELICIA BONGIORNO. COMMONWEALTH OF PENNSYLVANIA OFFICE OF ATTORNEY GENERAL served on 4/3/2006, answer due 4/26/2006. (Attachments: # <u>1</u> Affidavit service)(Markham, Craig) Modified on 5/30/2006 to edit office served (dm). (Entered: 05/26/2006)
05/30/2006	<u>6</u>	MOTION for Extension of Time to File Answer re <u>1</u> Complaint, filed by KATHY A. HERTZOG,, MARY ANN PARSNIK,, MICHAEL L. EAKIN,, MARY KRUG,, PAUL PECUNAS,, SANDRA FULLER,, FELICIA BONGIORNO,, STEPHEN CLARK,, VOICES FOR INDEPENDENCE, (VFI),, JAY SHUFFSTALL,, CAROLYN A. CREHAN,, MELVIN BORREO,, JILL HRINDA-PATTEN,, B. LYNNE VESTAL, by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (Attachments: # <u>1</u> Proposed Order)(Bradley, Scott) (Entered: 05/30/2006)
05/30/2006	<u>7</u>	MOTION for Extension of Time to File Answer by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (Attachments: # <u>1</u> Proposed Order)(Bradley, Scott) (Entered: 05/30/2006)
05/30/2006	<u>8</u>	ORDER granting <u>6</u> Motion for Extension of Time to Answer COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION answer due 6/29/2006; ALLEN D. BIEHLER answer due 6/29/2006. Signed by Judge Sean J. McLaughlin on 5/30/06. (nk) (Entered: 05/30/2006)
06/29/2006	<u>9</u>	ANSWER to Complaint with Jury Demand by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER.(Bradley, Scott) Modified on 6/30/2006 (sdp). JURY DEMAND not listed in document. JURY DEMAND REMOVED until Request filed. (Entered: 06/29/2006)
06/29/2006	<u>10</u>	PRELIMINARY SCHEDULING ORDER Rule 26 Meeting Report due by 7/13/2006; Proposed Pretrial Order due by 8/14/2006; Case Management Conference set for 8/23/2006 at 10:00 AM in Courtroom C before Judge Sean J. McLaughlin. Signed by Judge Sean J. McLaughlin on 6/29/06. (nk) (Entered: 06/29/2006)
06/30/2006		CLERK'S OFFICE QUALITY CONTROL MESSAGE. re <u>9</u> Answer to Complaint ERROR: Jury demand is not present in the document CORRECTION: to file a Request for Jury Demand. This message is for informational purposes only. (sdp) (Entered: 06/30/2006)
06/30/2006	<u>11</u>	DEMAND for Trial by Jury by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (Bradley, Scott) (Entered: 06/30/2006)

08/14/2006	<u>12</u>	REPORT of Rule 26(f) Planning Meeting. (Bradley, Scott) (Entered: 08/14/2006)
08/18/2006		TEXT NOTICE of Case Management Conference; PLEASE TAKE NOTICE THAT THE Case Management Conference previously set for 8/23/06 has been RESCHEDULED for 8/22/2006 AT 10:00 AM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. (nk) (Entered: 08/18/2006)
08/22/2006		TEXT NOTICE of Status Conference; PLEASE TAKE NOTICE THAT a Status Conference is set for 9/13/2006 at 9:30 AM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. (nk) (Entered: 08/22/2006)
08/22/2006		Text Minute Entry for proceedings held before Judge Sean J. McLaughlin : Case Management Conference held on 8/22/2006. Case Mangement Order to follow; Stats conference set for 9/13/06 at 9:30 am. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. (Court Reporter Ron Bench.)(nk) (Entered: 08/22/2006)
08/22/2006	<u>13</u>	CASE MANAGEMENT ORDER: Discovery due by 12/19/2006 Plaintiff Pretrial Statement due by 1/8/2007. Defendant Pretrial Statement due by 1/29/2007. Summary Judgment due by 1/8/2007. Response to Summary Judgment due by 1/29/2007. Signed by Judge Sean J. McLaughlin on 8/22/06. (nk) (Entered: 08/22/2006)
09/07/2006	<u>14</u>	First AMENDED COMPLAINT against all defendants. all defendants, filed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Attachments: # <u>1</u> Summons City of Erie# <u>2</u> Summons City of Meadville)(Markham, Craig) (Entered: 09/07/2006)
09/07/2006	<u>15</u>	STIPULATION re <u>14</u> Amended Complaint, <i>CONSENT TO FILING OF AMENDED COMPLAINT</i> by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Markham, Craig) (Entered: 09/07/2006)
09/07/2006		TEXT NOTICE of Status Conference. PLEASE TAKE NOTICE that the Status Conference set for 9/13/2006 will be held at 9:15 AM in Courtroom C before Judge Sean J. McLaughlin. The Attorney General's office will participate by phone. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 09/07/2006)
09/08/2006		CLERK'S OFFICE QUALITY CONTROL MESSAGE. re <u>15</u> Stipulation,. ERROR: Signature on document and filer do not match. CORRECTION: Attorney advised of signature requirements. Attorney to resubmit the document using the Errata event. This message is for informational purposes only., CLERK'S OFFICE QUALITY CONTROL MESSAGE. ERROR: Wrong event selected. CORRECTION: The proper attorney should refile this as a consent. (sdp) (Entered: 09/08/2006)
09/08/2006		Summons Issued as to CITY OF ERIE, PENNSYLVANIA, CITY OF MEADVILLE, PENNSYLVANIA. (sdp) (Entered: 09/08/2006)
09/13/2006		Text Minute Entry for proceedings held before Judge Sean J. McLaughlin : Status Conference held on 9/13/2006. Another Status Conference will be held on 10/6/06 at 2:30 pm. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter. (Court Reporter Ron Bench.) (nk) (Entered: 09/13/2006)
09/13/2006		TEXT NOTICE of Status Conference set for 10/6/2006 02:30 PM in Courtroom C before Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter.(nk) (Entered: 09/13/2006)

09/15/2006	<u>16</u>	SUMMONS/Return of Service Returned Executed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. CITY OF ERIE, PENNSYLVANIA served on 9/14/2006, answer due 10/4/2006. (Markham, Craig) (Entered: 09/15/2006)
09/15/2006	<u>17</u>	SUMMONS/Return of Service Returned Executed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. CITY OF MEADVILLE, PENNSYLVANIA served on 9/14/2006, answer due 10/4/2006. (Markham, Craig) (Entered: 09/15/2006)
09/27/2006	<u>18</u>	ANSWER to Amended Complaint by CITY OF ERIE, PENNSYLVANIA.(Villella, Gerald) (Entered: 09/27/2006)
09/29/2006		NOTICE of Hearing Status Conference; PLEASE TAKE NOTICE that a TELEPHONIC status conference has been scheduled for 10/2/2006 at 1:30 PM before Judge Sean J. McLaughlin. Attorney Markham will initiate the call, with all counsel on the and call the conference line at 814-464-9615. Also, please take note that the Status Conference previously set for 10/6/06 at 2:30 pm has been changed to 11:00 in Courtroom C, before the Honorable Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter(nk) (Entered: 09/29/2006)
10/02/2006		Text Minute Entry for proceedings held before Judge Sean J. McLaughlin : Status Conference held on 10/2/2006. Status Conference previously scheduled for 10/6/06 at 10:00 am has been RESCHEDULED for 10/12/06 at 9:00 am. Oral Order that Parties are to meet and confer with their positions before the next Status Conference. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(Court Reporter Ron Bench.) (nk) (Entered: 10/02/2006)
10/02/2006		Text NOTICE of Status Conference set for 10/12/2006 at 9:00 AM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 10/02/2006)
10/04/2006	<u>19</u>	ANSWER to Amended Complaint by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Certificate of Service)(Hotchkiss, David) (Entered: 10/04/2006)
10/12/2006	<u>20</u>	Minute Entry for proceedings held before Judge Sean J. McLaughlin : Status Conference held on 10/12/2006. City of Meadville and Commonwealth in two weeks from today shall submit a proposed settlement agreement as to their positions. Plaintiff and the City of Erie will identify the intersections that remain in dispute within the next two weeks. Telephonic Status conference will be held in following weeks. Notice of Status Conference will be sent. (Court Reporter Ron Bench.) (nk) Modified on 10/13/2006 (dm). (Entered: 10/12/2006)
10/12/2006		TEXT NOTICE of Telephonic Status Conference set for 11/2/2006 at 1:30 PM in Courtroom C before Judge Sean J. McLaughlin. PLEASE TAKE NOTICE that a telephonic status conference has been scheduled; Attorney Markham will initiate the call, with all counsel on the line and call the conference line at 814-464-9615. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter(nk) (Entered: 10/12/2006)
10/19/2006		TEXT NOTICE of TELEPHONIC Status Conference set for 11/2/2006 PLEASE TAKE NOTICE THAT the telephonic status conference set for 11/2/06 has been moved to 10:00 AM before Judge Sean J. McLaughlin. Attorney Markham will initiate the call, with all counsel on the line and call the conference line at 814-464-9615. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter (nk) (Entered: 10/19/2006)

10/26/2006	<u>21</u>	SETTLEMENT AGREEMENT <i>Proposed</i> by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Supplement Proposed Settlement Agreement)(Hotchkiss, David) (Entered: 10/26/2006)
11/02/2006		TEXT Minute Entry for proceedings held before Judge Sean J. McLaughlin : Status Conference held on 11/2/2006. Telephonic Status Conference scheduled for 11/17/06 at 9:30 am. Attorney Markham will initiate the call. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(Court Reporter Ron Bench.) (nk) (Entered: 11/02/2006)
11/02/2006		TEXT NOTICE of Telephonic Status Conference set for 11/17/2006 at 9:30 AM in before Judge Sean J. McLaughlin. Attorney Markham will initiate the call will all counsel on the line and call the Conference line at 814-464-9615. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter(nk) (Entered: 11/02/2006)
11/15/2006		TEXT NOTICE of Status Conference; PLEASE TAKE NOTICE that the TELEPHONIC STATUS CONFERENCE scheduled for 11/17/2006 will be at 8:30 AM before Judge Sean J. McLaughlin. Attorney Markham will initiate the call with all counsel on the line and call the Conference line at 814-464-9615. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 11/15/2006)
11/17/2006		Text Minute Entry for proceedings held before Judge Sean J. McLaughlin : Status Conference held on 11/17/2006. Final Settlement conference is set for 12/6/06 at 1:00 pm. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. (Court Reporter Ron Bench.) (nk) (Entered: 11/17/2006)
11/17/2006		TEXT NOTICE of Settlement Conference; PLEASE TAKE NOTICE that a Settlement Conference is scheduled for 12/6/2006 at 1:00 PM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 11/17/2006)
12/06/2006		Text Minute Entry for proceedings held before Judge Sean J. McLaughlin : Status Conference held on 12/6/2006. Defendant's City of Meadville and the States Summary Judgement due 30 days from today; Plaintiff's response due 30 days thereafter. Another Status/Settlement conference for City of Erie, Penn Dot and Plaintiff is scheduled for 1/3/07 at 2:30 pm. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(Court Reporter Ron Bench.) (nk) (Entered: 12/06/2006)
12/07/2006		Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. NOTICE of Settlement Conference set for 1/3/2007 at 2:30 PM in Courtroom C before Judge Sean J. McLaughlin. (nk) (Entered: 12/07/2006)
12/12/2006		TEXT NOTICE of Settlement Conference; PLEASE TAKE NOTICE that the Settlement Conference in this case has been RESCHEDULED for 1/17/2007 at 2:30 PM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 12/12/2006)
12/21/2006	<u>22</u>	Joint MOTION for Entry of Settlement <i>Agreement</i> by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Proposed Settlement Agreement)(Hotchkiss, David) (Entered: 12/21/2006)
12/22/2006	<u>23</u>	ORDER granting <u>22</u> Motion for Entry of Settlement Agreement. Signed by Judge Sean J. McLaughlin on 12/22/06. (nk) (Entered: 12/22/2006)
12/22/2006	<u>24</u>	TRANSCRIPT of Settlement Conference Proceedings held on 12/6/2006 before Judge Sean J. McLaughlin. Court Reporter: Ron Bench. The parties have five (5) business days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely, electronically available to the public without redaction. Any party needing a copy of the transcript to review for redaction purposes may purchase a copy from the court or the court reporter/transcriber. Notice of Intent for Redaction of Personal Data Identifiers due by

		1/9/2007. (dm) (Entered: 12/22/2006)
01/05/2007	<u>25</u>	MOTION for Summary Judgment by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (Attachments: # <u>1</u> Proposed Order)(Bradley, Scott) (Entered: 01/05/2007)
01/05/2007	<u>26</u>	BRIEF in Support re <u>25</u> MOTION for Summary Judgment filed by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (Bradley, Scott) (Entered: 01/05/2007)
01/05/2007	<u>27</u>	MOTION for Partial Summary Judgment by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Exhibit B – Memorandum in Support of Motion for Partial Summary Judgment# <u>2</u> Exhibit A – Affidavit of Joseph A. Chriest# <u>3</u> Certificate of Service)(Hotchkiss, David) (Entered: 01/05/2007)
01/05/2007	<u>28</u>	STATEMENT OF FACTS <u>27</u> Motion for Partial Summary Judgment,. by CITY OF MEADVILLE, PENNSYLVANIA.. (Attachments: # <u>1</u> Certificate of Service)(Hotchkiss, David) (Entered: 01/05/2007)
01/05/2007	<u>29</u>	BRIEF in Support re <u>27</u> MOTION for Partial Summary Judgment filed by CITY OF MEADVILLE, PENNSYLVANIA. (sdp) (Entered: 01/08/2007)
01/08/2007		CLERK'S OFFICE QUALITY CONTROL MESSAGE. re <u>27</u> MOTION for Partial Summary Judgment ERROR: Document should have been filed as two separate documents. CORRECTION: Attorney advised in future that documents of that nature are to be filed as separate documents. Clerk of Court docketed Memorandum in Support of Motion for Partial Summary Judgment. This message is for informational purposes only. (sdp) (Entered: 01/08/2007)
01/17/2007		Minute Entry for proceedings held before Judge Sean J. McLaughlin : Settlement Conference held on 1/17/2007. Case did not settle; Another settlement conference is set for 1/31/07 at 1:30 PM before the Honorable Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter. (Court Reporter Ron Bench.) (nk) (Entered: 01/17/2007)
01/17/2007		NOTICE of Hearing: PLEASE TAKE NOTICE that a Settlement Conference has been set for 1/31/2007 at 1:30 PM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter.(nk) (Entered: 01/17/2007)
01/31/2007		Minute Entry for proceedings held before Judge Sean J. McLaughlin : Settlement Conference held on 1/31/2007. Parties have 30 days from today to file a settlement agreement. Defendant's to supply within 14 days to Plaintiff's counsel a proposed draft of settlement; Plaintiffs to return to Defendant's proposed draft within one week of receipt. Deadlines for responses to summary judgment motions postponed until settlement agreement is filed. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter (Court Reporter Ron Bench.) (nk) (Entered: 01/31/2007)
03/05/2007		NOTICE of Telephonic Status Conference set for 3/12/2007 at 1:30 PM in before Sean J. McLaughlin. Attorney Markham will initiate the call with all counsel on the line and call the conference line at 814-464-9615. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 03/05/2007)
03/08/2007		PLEASE TAKE NOTICE that the telephonic Status Conference set for 3/12/07 is CANCELLED. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. (nk) Modified on 3/9/2007 (sdp). (Entered: 03/08/2007)
03/08/2007		NOTICE of Status Conference set for 3/27/2007 at 1:30 PM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 03/08/2007)
03/27/2007		Minute Entry for proceedings held before Judge Sean J. McLaughlin : Status Conference held on 3/27/2007. Plaintiff to file a Brief in Opposition to Penn Dot within twenty (20) days for today. Text-only entry; no PDF document will issue. This

		text-only entry constitutes the Court's order or notice on the matter. (Court Reporter Ron Bench.)(nk) (Entered: 03/27/2007)
04/16/2007	<u>30</u>	BRIEF in Opposition re <u>27</u> MOTION for Partial Summary Judgment, <u>25</u> MOTION for Summary Judgment filed by Meadville and PennDOT with opposition filed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Markham, Craig) (Entered: 04/16/2007)
04/16/2007	<u>31</u>	RESPONSE To Concise Statement of Facts filed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Markham, Craig) (Entered: 04/16/2007)
04/19/2007	<u>32</u>	SETTLEMENT AGREEMENT Signed by All Parties and filed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Markham, Craig) (Entered: 04/19/2007)
04/19/2007	<u>33</u>	ORDER APPROVING SETTLEMENT AGREEMENT of CITY OF ERIE, PENNSYLVANIA and PENNDOT, signed by Judge McLaughlin on 4/19/07. (nk) Modified on 4/30/2007. (tt) (Entered: 04/19/2007)
04/19/2007		NOTICE of Oral Argument on Motion <u>27</u> MOTION for Partial Summary Judgment, <u>25</u> MOTION for Summary Judgment: TAKE NOTICE THAT an Oral ARGUMENT is set for 5/30/2007 at 1:30 PM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 04/19/2007)
05/25/2007		PLEASE TAKE NOTICE THAT the oral argument set for 5/30/07 is CANCELLED. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter. (nk) (Entered: 05/25/2007)
05/31/2007	<u>34</u>	NOTICE by CITY OF MEADVILLE, PENNSYLVANIA re <u>27</u> MOTION for Partial Summary Judgment Notice of Supplemental Authority (Attachments: # <u>1</u> Supplemental Case# <u>2</u> Certificate of Service)(Hotchkiss, David) (Entered: 05/31/2007)
05/31/2007		ORDER Response re <u>34</u> Notice of Supplemental Authority filed by City of Meadville; ORDERED that the Plaintiff's file a response to the Order on or before 6/13/2007. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. Signed by Judge Sean J. McLaughlin on 5/31/07. (nk) (Entered: 05/31/2007)
05/31/2007	<u>35</u>	NOTICE by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER re <u>25</u> MOTION for Summary Judgment (State Defendants' Notice of Supplemental Authority) (Attachments: # <u>1</u> Exhibit 1 (Ledbetter Slip Opinion))(Bradley, Scott) (Entered: 05/31/2007)
06/01/2007		ORDER Response re <u>35</u> Notice of supplemental authority. Plaintiff's Response to Motion due by 6/14/2007. Signed by Judge Sean J. McLaughlin on 6/1/07. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 06/01/2007)
06/11/2007	<u>36</u>	REPLY BRIEF by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN to <u>34</u> <u>35</u> Notice of Supplemental Authority filed by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL

		HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Markham, Craig) Modified on 6/12/2007 (sdp). (Entered: 06/11/2007)
09/28/2007	<u>37</u>	MEMORANDUM OPINION AND ORDER denying <u>25</u> Motion for Summary Judgment filed by Defendants the Commonwealth of Pennsylvania Department of Transportation and Allen D. Biehler; denying <u>27</u> Motion for Partial Summary Judgment filed by Defendant the City of Meadville, Pennsylvania. Signed by Judge Sean J. McLaughlin on 09/28/07. (kas) (Entered: 09/28/2007)
10/26/2007	<u>38</u>	NOTICE OF APPEAL as to <u>37</u> Order on Motion for Summary Judgment,, Order on Motion for Partial Summary Judgment, by CITY OF MEADVILLE, PENNSYLVANIA. Filing fee \$ 455, receipt number 720231. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. The Transcript Purchase Order form will NOT be mailed to the parties. The form is available on the Court's internet site. (Hotchkiss, David) (Entered: 10/26/2007)
11/05/2007	<u>40</u>	TRANSCRIPT REQUEST by CITY OF MEADVILLE, PENNSYLVANIA re <u>38</u> Notice of Appeal,, <i>NO TRANSCRIPT</i> (Hotchkiss, David) (Entered: 11/05/2007)
11/06/2007		Record complete for Appeal purposes. (sdp) (Entered: 11/06/2007)
11/09/2007	<u>41</u>	NOTICE OF CROSS APPEAL by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN to <u>37</u> order. Filing fee \$ 455, receipt number 732862. Representing Attorney: Craig A. Markham. The Clerk's Office hereby certifies the record and the docket sheet available through ECF to be the certified list in lieu of the record and/or the certified copy of the docket entries. The Transcript Purchase Order form will not be mailed to the parties. The form is available on the Court's internet site. Appeal Record due by 11/9/2007. (Markham, Craig) Modified on 11/13/2007 (sdp). (Entered: 11/09/2007)
02/22/2008	<u>43</u>	STATUS REPORT <i>re Compliance with Settlement Agreement</i> by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Exhibit 2007 Ramp Report - Meadville) (Hotchkiss, David) (Entered: 02/22/2008)
02/22/2008	<u>44</u>	CERTIFICATE OF SERVICE by CITY OF MEADVILLE, PENNSYLVANIA re <u>43</u> Status Report <i>re Compliance with Settlement Agreement</i> (Hotchkiss, David) (Entered: 02/22/2008)
03/17/2008	<u>45</u>	ORDER of USCA as to <u>38</u> Notice of Appeal, filed by CITY OF MEADVILLE, PENNSYLVANIA, <u>41</u> Notice of Cross Appeal, filed by FELICIA BONGIORNO, SANDRA FULLER, PAUL PECUNAS, MELVIN BORREO, KATHY A. HERTZOG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MARY ANN PARSNIK, CAROLYN A. CREHAN, PAT WEAVER, MARY KRUG, MICHAEL L. EAKIN, STEPHEN CLARK, JILL HRINDA-PATTEN, JAY SHUFFSTALL (tmk3) The appeals are dismissed for lack of appellate jurisdiction. The District court's order denying motions for summary judgment is not a final order. (Entered: 03/17/2008)
03/31/2008	<u>46</u>	STATUS REPORT (2007 Schedule A-Meadville) by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (Bradley, Scott) (Entered: 03/31/2008)
03/31/2008	<u>47</u>	STATUS REPORT (2007 Schedule A - Erie) by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION, ALLEN D. BIEHLER. (Bradley, Scott) (Entered: 03/31/2008)
06/09/2008		NOTICE of Status Conference set for 7/8/2008 at 1:30 PM before Judge Sean J. McLaughlin. Attorney Finnegan and Attorney Bradely may partipate by phone. Attorney Finnegan shall initiate the call with Attorney Bradely on the line and call the conference line at 814-464-9615, all other counsel will shall be present in person. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter.(nk) (Entered: 06/09/2008)

07/08/2008		Text Minute Entry for proceedings held before Judge Sean J. McLaughlin: Status Conference held on 7/8/2008. The Court entered an oral order on the record scheduling a settlement conference for Wednesday, September 3, 2008 at 10:00 a.m. in the within case. Counsel for Plaintiffs and the City of Meadville shall be present at that time, along with a representative of the City of Meadville possessing final settlement authority. To the extent that matters have not been finally resolved between the Plaintiffs and PENNDOT as of that date, Counsel for PENNDOT shall be present at 1:00 p.m. for the settlement conference, along with a PENNDOT representative possessing final settlement authority. The City of Erie is excused from this settlement conference. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. (Court Reporter: Ron Bench) (kas) (Entered: 07/08/2008)
08/04/2008		NOTICE of Settlement Conference set for Wednesday, September 3, 2008 at 10:00 a.m. Counsel for Plaintiffs and the City of Meadville shall be present at that time, along with a representative of the City of Meadville possessing final settlement authority. To the extent that matters have not been finally resolved between the Plaintiffs and PENNDOT as of that date, Counsel for PENNDOT shall be present at 1:00 p.m. for the settlement conference, along with a PENNDOT representative possessing final settlement authority. The City of Erie is excused from this settlement conference. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter (nk) (Entered: 08/04/2008)
09/03/2008		Minute Entry for proceedings held before Judge Sean J. McLaughlin: Settlement/Status Conference held on 9/3/2008. Meadville/PennDOT parties to have their draft to Plaintiff's c counsel on or before 10/3/08. Settlement Conference is set for 11/6/08 at 10:00 before Judge McLaughlin. If there is an agreement between the parties, then Attorney Bradley will participate by phone, if not he will attend the conference in person. Attorney Bradley will contact the Court as to how he plans on attending this conference the Friday before November 6, 2008. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter (Court Reporter: Ron Bench) (nk) (Entered: 09/04/2008)
11/06/2008	<u>48</u>	Minute Entry for proceedings held before Judge Sean J. McLaughlin: Settlement Conference held on 11/6/2008. Tentative settlement reached between Plaintiff's and City of Meadville. Parties will submit a proposed consent decree within two weeks. (Court Reporter: Ron Bench) (nk) (Entered: 11/12/2008)
11/20/2008	<u>49</u>	STATUS REPORT by CITY OF MEADVILLE, PENNSYLVANIA. (Hotchkiss, David) (Entered: 11/20/2008)
11/21/2008		CLERK'S OFFICE QUALITY CONTROL MESSAGE re <u>49</u> Status Report. ERROR: no caption, no signature, incorrect date. CORRECTION: attorney is going to resubmit with corrections. This message is for informational purposes only. (sdp) (Entered: 11/21/2008)
11/21/2008	<u>50</u>	AMENDED DOCUMENT by CITY OF MEADVILLE, PENNSYLVANIA. Amendment to <u>49</u> Status Report. (Hotchkiss, David) (Entered: 11/21/2008)
03/04/2009	<u>51</u>	SETTLEMENT AGREEMENT (<i>Third</i>) Between Plaintiffs and Commonwealth of Pa, Dept. of Transportation, by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Attachments: # <u>1</u> Exhibit Sch E, Erie, # <u>2</u> Exhibit Sch E Meadville, # <u>3</u> Proposed Order) (Markham, Craig) (Entered: 03/04/2009)
03/09/2009	<u>52</u>	ORDER GRANTING <u>51</u> Settlement Agreement, filed by FELICIA BONGIORNO, SANDRA FULLER, PAUL PECUNAS, MELVIN BORREO, KATHY A. HERTZOG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MARY ANN PARSNIK, CAROLYN A. CREHAN, PAT WEAVER, MARY KRUG, MICHAEL L. EAKIN, STEPHEN CLARK, JILL HRINDA-PATTEN, JAY SHUFFSTALL. Signed by Judge Sean J. McLaughlin on 3/9/09. (nk) (Entered: 03/09/2009)

03/11/2009	<u>53</u>	CONSENT DECREE by JAY SHUFFSTALL, CAROLYN A. CREHAN, KATHY A. HERTZOG, PAUL PECUNAS, SANDRA FULLER, MARY ANN PARSNIK, PAT WEAVER, FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, JILL HRINDA-PATTEN, MARY KRUG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MICHAEL L. EAKIN. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Proposed Order) (Markham, Craig) (Entered: 03/11/2009)
03/11/2009	<u>54</u>	Approved Consent Decree. Signed by Judge Sean J. McLaughlin on 3/11/09. (nk) (Entered: 03/11/2009)
09/02/2010	<u>55</u>	EXHIBIT OF MAP SHOWING THE NATURE AND STATUS OF CURB RAMP RETROFITTING IN THE CITY OF MEADVILLE by CITY OF MEADVILLE, PENNSYLVANIA. (IN EXHIBIT ROOM IN CLERK'S OFFICE) (sdp) (Entered: 09/02/2010)
01/30/2012	<u>56</u>	SETTLEMENT AGREEMENT <i>With PennDOT (4th Agreement)</i> by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA-PATTEN, MARY KRUG, MARY ANN PARSNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Markham, Craig) (Entered: 01/30/2012)
05/11/2012	<u>57</u>	SETTLEMENT AGREEMENT <i>proposed order</i> by FELICIA BONGIORNO, MELVIN BORREO, CITY OF MEADVILLE, PENNSYLVANIA, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA-PATTEN, MARY KRUG, MARY ANN PARSNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Markham, Craig) (Entered: 05/11/2012)
05/11/2012	<u>58</u>	ORDER Granting <u>56</u> SETTLEMENT AGREEMENT With PennDOT (4th Agreement). Signed by Judge Sean J. McLaughlin on 5/11/12. (nk) (Entered: 05/11/2012)
05/23/2012	<u>59</u>	MOTION to Enforce Settlement Agreement <i>filed</i> by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA-PATTEN, MARY KRUG, MARY ANN PARSNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Proposed Order) (Markham, Craig) (Entered: 05/23/2012)
05/25/2012		ORDER Response re <u>59</u> Motion to Enforce Settlement Agreement, Response to Motion due by 6/14/2012. Signed by Judge Sean J. McLaughlin on 5/25/12. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 05/25/2012)
06/14/2012	<u>60</u>	MOTION for Extension of Time to File Response/Reply as to <u>59</u> MOTION to Enforce Settlement Agreement <i>filed</i> by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Proposed Order) (Bradley, Scott) (Entered: 06/14/2012)
06/14/2012	<u>61</u>	ORDER granting <u>60</u> Motion for Extension of Time to File Response/Reply re <u>59</u> MOTION to Enforce Settlement Agreement <i>filed</i> Responses due by 6/21/2012. Signed by Judge Sean J. McLaughlin on 6/14/12. (nk) (Entered: 06/14/2012)
06/20/2012	<u>62</u>	STATUS REPORT by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit A (City of Erie Curb Ramp Inventory), # <u>2</u> Exhibit B (City of Meadville Curb Ramp Inventory), # <u>3</u> Exhibit (Instructions), # <u>4</u> Exhibit (Example)) (Bradley, Scott) (Entered: 06/20/2012)
06/21/2012	<u>63</u>	MOTION to Withdraw as Attorney by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Proposed Order) (Hotchkiss, David) (Entered: 06/21/2012)
06/21/2012	<u>64</u>	RESPONSE to Motion re <u>59</u> MOTION to Enforce Settlement Agreement <i>filed</i> filed by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT

		OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit s A-C) (Bradley, Scott) (Entered: 06/21/2012)
06/21/2012	<u>65</u>	ORDER granting <u>63</u> Motion to Withdraw as Attorney. Attorney David L. Hotchkiss terminated. Signed by Judge Sean J. McLaughlin on 6/21/12. (nk) (Entered: 06/21/2012)
06/25/2012	<u>66</u>	NOTICE of Appearance by Gary M. Alizzeo on behalf of CITY OF MEADVILLE, PENNSYLVANIA. (Alizzeo, Gary) (Entered: 06/25/2012)
07/05/2012		NOTICE of Status Conference set for 7/25/2012 at 2:00 PM in Courtroom C before Judge Sean J. McLaughlin. Text-only entry; no PDF document will issue. This text-only entry constitutes the Court's order or notice on the matter. (nk) (Entered: 07/05/2012)
07/11/2012	<u>67</u>	REPLY to Response to Motion re <u>64</u> Response to Motion to Enforce Settlement Agreements filed by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA-PATTEN, MARY KRUG, MARY ANN PARSHNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Attachments: # <u>1</u> Exhibit 3, # <u>2</u> Exhibit 4, # <u>3</u> Exhibit 5) (Markham, Craig) (Entered: 07/11/2012)
07/20/2012	<u>68</u>	MOTION to Enforce Settlement Agreement <i>Respecting Omitted Curb Ramps</i> by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA-PATTEN, MARY KRUG, MARY ANN PARSHNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Proposed Order) (Markham, Craig) (Entered: 07/20/2012)
07/20/2012	<u>69</u>	BRIEF in Support re <u>68</u> Motion to Enforce Settlement Agreement, <i>Respecting Omitted Curb Ramps</i> filed by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA-PATTEN, MARY KRUG, MARY ANN PARSHNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Markham, Craig) (Entered: 07/20/2012)
07/25/2012		Minute Entry for proceedings held before Judge Sean J. McLaughlin: Status Conference held on 7/25/2012. COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION response to <u>68</u> MOTION to Enforce Settlement Agreement <i>Respecting Omitted Curb Ramps</i> due on or before 8/27/12. Text-only entry; no PDF document will issue. This text-only entry constitutes the Courts order or notice on the matter (Court Reporter: Ron Bench) (nk,) (Entered: 07/26/2012)
08/27/2012	<u>70</u>	MOTION for Extension of Time to File Response/Reply as to <u>68</u> MOTION to Enforce Settlement Agreement <i>Respecting Omitted Curb Ramps</i> by COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Proposed Order) (Bradley, Scott) (Entered: 08/27/2012)
08/30/2012	<u>71</u>	RESPONSE to Motion re <u>68</u> MOTION to Enforce Settlement Agreement <i>Respecting Omitted Curb Ramps</i> filed by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Bradley, Scott) (Entered: 08/30/2012)
08/30/2012	<u>72</u>	BRIEF in Support of <u>71</u> Response to Motion filed by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit s A-C, # <u>2</u> Exhibit D, # <u>3</u> Exhibit s E-F, # <u>4</u> Exhibit G) (Bradley, Scott) (Entered: 08/30/2012)
09/05/2012		ORDER denying as moot <u>70</u> Motion for Extension of Time to File Response/Reply. Signed by Judge Sean J. McLaughlin on 9/5/12. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 09/05/2012)

09/13/2012	<u>73</u>	NOTICE of Filing Inspection Certifications by CITY OF ERIE, PENNSYLVANIA (Attachments: # <u>1</u> Affidavit) (Villella, Gerald) (Entered: 09/13/2012)
10/01/2012	<u>74</u>	REPLY to Response to Motion re <u>71</u> Response to Motion filed by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG. (Attachments: # <u>1</u> Exhibit 1) (Markham, Craig) (Entered: 10/01/2012)
11/08/2012	<u>75</u>	SUPPLEMENT by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION to <u>72</u> Brief in Support – Other. (Attachments: # <u>1</u> Exhibit s H–I) (Bradley, Scott) (Entered: 11/08/2012)
11/21/2012	<u>76</u>	REPLY BRIEF re <u>75</u> Supplement Of PennDOT filed by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA–PATTEN, MARY KRUG, MARY ANN PARSNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2) (Markham, Craig) (Entered: 11/21/2012)
12/18/2012		ORDER that the Commonwealth of Pennsylvania file a Sur–Reply to <u>76</u> Reply Brief on or before 1/4/2013. Signed by Judge Sean J. McLaughlin on 12/18/12. Text–only entry; no PDF document will issue. This text–only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 12/18/2012)
12/21/2012		NOTICE of Hearing on Motion re <u>59</u> MOTION to Enforce Settlement Agreement filed, <u>68</u> MOTION to Enforce Settlement Agreement <i>Respecting Omitted Curb Ramps</i> : Oral Argument set for 1/29/2013 at 10:00 AM in Courtroom C before Judge Sean J. McLaughlin. Text–only entry. No PDF document will issue. This text–only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 12/21/2012)
12/21/2012	<u>77</u>	MOTION for Extension of Time to File , MOTION for Extension of Time to File Response/Reply as to <u>76</u> Reply Brief, by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Proposed Order) (Bradley, Scott) (Entered: 12/21/2012)
12/21/2012	<u>78</u>	ORDER granting <u>77</u> Motion for Extension of Time to File ; granting <u>77</u> Motion for Extension of Time to File Response/Reply re <u>59</u> MOTION to Enforce Settlement Agreement, <u>68</u> MOTION to Enforce Settlement Agreement <i>Respecting Omitted Curb Ramps</i> . Sur–Reply due by 1/14/2013. Signed by Judge Sean J. McLaughlin on 12/21/12. (nk) (Entered: 12/21/2012)
12/21/2012		NOTICE of Hearing on Motion re <u>59</u> MOTION to Enforce Settlement Agreement filed, <u>68</u> MOTION to Enforce Settlement Agreement <i>Respecting Omitted Curb Ramps</i> : Oral Argument set for 1/29/2013 will be held at 1:30 PM in Courtroom C before Judge Sean J. McLaughlin. Text–only entry. No PDF document will issue. This text–only entry constitutes the Order of the Court or Notice on the matter. (nk) (Entered: 12/21/2012)
12/27/2012	<u>79</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Status Conference Proceedings held on 7/25/12 before Judge Sean J. McLaughlin. Court Reporter/Transcriber Ron Bench, Telephone number 464–9613. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely, electronically available to the public without redaction after 90 calendar days. For redaction purposes, or otherwise, during this 90 day period a copy of the transcript may be purchased from the court reporter/transcriber or viewed at the clerk's office public terminal. Notice of Intent for Redaction of Personal Data Identifiers due by 1/3/2013. Redaction Request due 1/17/2013. Redacted Transcript Deadline set for 1/28/2013. Release of Transcript Restriction set for 3/27/2013. (sdp,) (Entered: 12/27/2012)
01/14/2013	<u>80</u>	Sur–Reply re <u>76</u> Reply Brief, filed by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Bradley, Scott) (Entered: 01/14/2013)
01/29/2013		Minute Entry for proceedings held before Judge Sean J. McLaughlin: Motion Hearing held on 1/29/2013 re <u>68</u> MOTION to Enforce Settlement Agreement <i>Respecting</i>

		<i>Omitted Curb Ramps</i> filed by FELICIA BONGIORNO, SANDRA FULLER, PAUL PECUNAS, MELVIN BORREO, KATHY A. HERTZOG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MARY ANN PARSNIK, CAROLYN A. CREHAN, PAT WEAVER, MARY KRUG, MICHAEL L. EAKIN, STEPHEN CLARK, JILL HRINDA-PATTEN, JAY SHUFFSTALL, <u>59</u> MOTION to Enforce Settlement Agreement <i>filed</i> filed by FELICIA BONGIORNO, SANDRA FULLER, PAUL PECUNAS, MELVIN BORREO, KATHY A. HERTZOG, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), MARY ANN PARSNIK, CAROLYN A. CREHAN, PAT WEAVER, MARY KRUG, MICHAEL L. EAKIN, STEPHEN CLARK, JILL HRINDA-PATTEN, JAY SHUFFSTALL. MOTIONS GRANTED for the reasons set forth on the record. (Court Reporter: Ron Bench) Text-only entry; no PDF document will issue. This text-only entry constitutes a Minute of the Court or Notice on the matter. (nk) (Entered: 01/29/2013)
01/30/2013	<u>81</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings on Plaintiff's Motion to Enforce Settlement Agreement (Court's Order) held on 1/29/13 before Judge Sean J. McLaughlin. Court Reporter/Transcriber Ronald Bench, Telephone number 464-9613. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely, electronically available to the public without redaction after 90 calendar days. For redaction purposes, or otherwise, during this 90 day period a copy of the transcript may be purchased from the court reporter/transcriber or viewed at the clerk's office public terminal. Notice of Intent for Redaction of Personal Data Identifiers due by 2/6/2013. Redaction Request due 2/20/2013. Redacted Transcript Deadline set for 3/4/2013. Release of Transcript Restriction set for 4/30/2013. (sdp,) (Entered: 01/30/2013)
01/31/2013	<u>82</u>	STATUS REPORT (<i>Annual Reports for 2012</i>) by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit A (City of Erie), # <u>2</u> Exhibit B (City of Meadville)) (Bradley, Scott) (Entered: 01/31/2013)
02/22/2013	<u>83</u>	STATUS REPORT by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Exhibit A) (Alizzeo, Gary) (Entered: 02/22/2013)
04/18/2013	<u>84</u>	SETTLEMENT AGREEMENT <i>FIFTH</i> , <i>filed</i> by FELICIA BONGIORNO, MELVIN BORREO, STEPHEN CLARK, CAROLYN A. CREHAN, MICHAEL L. EAKIN, SANDRA FULLER, KATHY A. HERTZOG, JILL HRINDA-PATTEN, MARY KRUG, MARY ANN PARSNIK, PAUL PECUNAS, JAY SHUFFSTALL, B. LYNNE VESTAL, VOICES FOR INDEPENDENCE, (VFI), PAT WEAVER. (Attachments: # <u>1</u> Exhibit A- Erie Inventory, # <u>2</u> Exhibit Erie Inventory attachments, # <u>3</u> Exhibit B-Meadville Inventory, # <u>4</u> Exhibit Meadville Inventory attachments, # <u>5</u> Proposed Order) (Markham, Craig) (Entered: 04/18/2013)
04/19/2013	<u>85</u>	ORDER APPROVING SETTLEMENT AGREEMENT. Signed by Judge Sean J. McLaughlin on 4/19/13. (nk) (Entered: 04/19/2013)
06/03/2013	<u>86</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Pltf's Motion to Enforce Settlement Agreement Proceedings held on 1/29/13 before Judge Sean J. McLaughlin. Court Reporter/Transcriber Ron Bench, Telephone number 464-9613. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely, electronically available to the public without redaction after 90 calendar days. For redaction purposes, or otherwise, during this 90 day period a copy of the transcript may be purchased from the court reporter/transcriber or viewed at the clerk's office public terminal. Notice of Intent for Redaction of Personal Data Identifiers due by 6/10/2013. Redaction Request due 6/24/2013. Redacted Transcript Deadline set for 7/5/2013. Release of Transcript Restriction set for 9/3/2013. (sdp,) (Entered: 06/03/2013)
02/04/2014	<u>87</u>	STATUS REPORT by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit A (City of Erie), # <u>2</u> Exhibit B (City of Meadville)) (Bradley, Scott) (Entered: 02/04/2014)

02/07/2014	<u>88</u>	STATUS REPORT by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Exhibit A) (Alizzeo, Gary) (Entered: 02/07/2014)
01/30/2015	<u>89</u>	STATUS REPORT (<i>PennDOT Annual Reports</i>) by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit A (City of Erie), # <u>2</u> Exhibit B (City of Meadville)) (Bradley, Scott) (Entered: 01/30/2015)
02/04/2015		Case reassigned to Judge Barbara Rothstein. Chief Judge Sean J. McLaughlin no longer assigned to the case. (sdp) (Entered: 02/04/2015)
02/05/2015	<u>90</u>	STATUS REPORT by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Exhibit 2014 ADA Report) (Alizzeo, Gary) (Entered: 02/05/2015)
01/28/2016	<u>91</u>	STATUS REPORT by CITY OF MEADVILLE, PENNSYLVANIA. (Attachments: # <u>1</u> Exhibit A 2015 ADA Report) (Alizzeo, Gary) (Entered: 01/28/2016)
01/28/2016	<u>92</u>	STATUS REPORT by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit A (City of Erie), # <u>2</u> Exhibit B (City of Meadville)) (Bradley, Scott) (Entered: 01/28/2016)
11/23/2016	<u>93</u>	Joint MOTION to Dismiss <i>All Claims Against City of Meadville</i> by CITY OF MEADVILLE, PENNSYLVANIA. (Alizzeo, Gary) (Main Document <u>93</u> replaced on 11/25/2016) (nk) (Additional attachment(s) added on 11/25/2016: # <u>1</u> Proposed Order) (nk) (Entered: 11/23/2016)
11/25/2016		CLERK'S OFFICE QUALITY CONTROL MESSAGE re <u>93</u> Motion to Dismiss. ERROR: Proposed Order was made part of main document. CORRECTION: Attorney advised that in future proposed orders are to be made attachments to the main document. This message is for informational purposes only. (nk) (Entered: 11/25/2016)
11/28/2016	94	MINUTE ORDER: Upon presentation and consideration of the foregoing, <u>93</u> Joint Motion to Dismiss is hereby GRANTED. Each case and all claims against the City of Meadville shall be dismissed, with prejudice, and marked closed. Signed by Judge Barbara Rothstein on 11/28/2016. Text-only entry; no PDF document will issue. This text-only entry constitutes the Order of the Court or Notice on the matter. (jds) (Entered: 11/28/2016)
01/30/2017	<u>95</u>	STATUS REPORT by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit A (City of Erie), # <u>2</u> Exhibit B (City of Meadville)) (Bradley, Scott) (Entered: 01/30/2017)
01/30/2018	<u>96</u>	STATUS REPORT by ALLEN D. BIEHLER, COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF TRANSPORTATION. (Attachments: # <u>1</u> Exhibit A (City of Erie), # <u>2</u> Exhibit B (City of Meadville)) (Bradley, Scott) (Entered: 01/30/2018)