

**U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:00-cv-05155-JBW-CLP**

Udoh, et al v. Scoppetta, et al
Assigned to: Judge Jack B. Weinstein
Referred to: Magistrate Judge Cheryl L. Pollak
Demand: \$0

Case in other court: EDNY, 00-cv-2229
02-07086
105.00
105.00
105.00

Cause: 42:1983 Civil Rights Act

Plaintiff

Ekaete Udoh

individually and on behalf of her infant children, Edu Udoh, Ima Udoh, Nsikak Udoh, and Asuno Udoh

represented by **Carolyn A. Kubitschek**
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Plaintiff

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V.

Defendant

Nicholas Scoppetta
*individually and as Commissioner for
Administration for Children's Services*

Defendant

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Defendant

Jane Doe
*individually and attorney for the
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Defendant

Sylvia Parris
*individually and as a caseworker for the
Administration for Children's Services*

Defendant

Jane Dorobella
*individually and as supervisor for the
Administration for Children's Services*

Defendant

John Tai

*individually and as supervisor for the
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Date Filed	#	Docket Text
08/25/2000	1	COMPLAINT filed and summons(es) issued for Nicholas Scoppetta, City of New York, Jane Doe, Sylvia Parris, Jane Dorobella, John Tai FILING FEE \$ 150.00 RECEIPT # 236086 (Chow, Alice) (Entered: 08/28/2000)
09/13/2000	2	AMENDED COMPLAINT by Ekaete Udoh, amending [1-1] complaint; jury demand. (Lee, Tiffeny) (Entered: 09/14/2000)
09/13/2000		DEMAND for jury trial by Ekaete Udoh. (Lee, Tiffeny) (Entered: 09/14/2000)
10/10/2000	3	LETTER dated 9/25/00 from Lisa Brauner, ACC to Judge Weinstein requesting until 11/23/00 to answer or move on the complaint. (Lee, Tiffeny) (Entered: 10/10/2000)
10/10/2000		Endorsed order granting [3-1] letter application. (Signed by Judge Jack B. Weinstein, on 10/3/00) c/m (Lee, Tiffeny) (Entered: 10/10/2000)
10/13/2000	4	LETTER dated 10/11/00 from Carolyn A. Kubitschek to Judge Weinstein, requesting that all scheduling matters be referred to Mag. Pollak. (Piper, Francine) (Entered: 10/13/2000)
10/13/2000		Endorsed order, all scheduling matters are referred to Mag. Pollak. (Signed by Judge Jack B. Weinstein , on 10/11/00) (endorsed on letter, document #4) (copy sent to Mag. Pollak) (Piper, Francine) (Entered: 10/13/2000)
10/25/2000	5	ORDER setting conference before the Magistrate on 11/21/00 at 12:00. (signed by Magistrate Cheryl L. Pollak , on 10/17/00) (Lee, Tiffeny) (Entered: 10/30/2000)
11/21/2000	6	Calendar entry: Before Mag. Pollak on 11/21/00 at 12:00PM. Case called. Defendant is ordered to file the Answer by 12/1/00; to produce documents by 12/15/00. Next conference scheduled for 1/11/01 at 10:30AM. (Frullo, Veronica) (Entered: 12/04/2000)
12/06/2000	7	LETTER dated 12/1/00 from Carolyn A. Kubitschek to Mag. Pollak, requesting an immediate conference. (Piper, Francine) (Entered: 12/06/2000)
12/06/2000		Endorsed order, conference set for 12/6 at 10:00. (Signed by Magistrate Cheryl L. Pollak) (endorsed on letter, document #7) (Piper, Francine) (Entered: 12/06/2000)

12/06/2000	9	Calendar entry: Conference held before Magistrate Pollak on 12/6/00. Responded to discovery requests due 12/15/00. Conference set for 1/11/01 @ 10:30. (Lee, Tiffeny) (Entered: 12/11/2000)
12/07/2000	8	ANSWER by Nicholas Scoppetta, City of New York to amended complaint. (Lee, Tiffeny) (Entered: 12/08/2000)
12/14/2000	10	MOTION by Ekaete Udoh to compel Graham-Windham Services to Families and Children to comply with the issued subpoena ; Motion hearing not set . Motion file stamped: 12/14/00 and mailed/served: 12/14/00 (Lee, Tiffeny) (Entered: 12/28/2000)
12/14/2000	11	MEMORANDUM by Ekaete Udoh in support of her [10-1] motion to compel Graham-Windham Services to Families and Children to comply with the issued subpoena. (Lee, Tiffeny) (Entered: 12/28/2000)
01/08/2001	12	LETTER dated 12/21/00 from Carolyn Kubitschek to Mag. Pollak, plttf request an additional 30 days to serve dfts in 00 cv 2229 and 00 cv 5155. (also docketed in 00 cv 2229) (Piper, Francine) (Entered: 01/08/2001)
01/08/2001		Endorsed order, plttf is granted an additional 30 days to serve dfts. (Signed by Magistrate Cheryl L. Pollak , on 12/28/00) (endorsed on letter, document #12) (also docketed in 00 cv 2229) (Piper, Francine) (Entered: 01/08/2001)
01/11/2001	13	Calendar entry: Status conference held before Magistrate Pollak on 1/11/01. Dfts to file answers by 1/29. (see Nicholson order) (Lee, Tiffeny) (Entered: 01/16/2001)
01/16/2001	14	DECLARATION of James M. Abramson on behalf of "Graham-Windham" concerning plttf's [10-1] motion to compel Graham-Windham Services to Families and Children to comply with the issued subpoena. (Lee, Tiffeny) (Entered: 01/17/2001)
01/19/2001		MOTION by Ekaete Udoh for class certification . Motion hearing [0-1] motion Also docketed in 00 CV 6885 (DOCUMENT FILED ONLY IN 00 cv 2229, DOCUMENT #16) (Piper, Francine) (Entered: 01/22/2001)
01/19/2001		MEMORANDUM OF LAW by Ekaete Udoh in support of [0-1] motion for class certification. Also docketed in 00 cv 6885. (DOCUMENT FILED ONLY IN 00 CV 2229 DOCUMENT #17) (Piper, Francine) (Entered: 01/22/2001)
01/29/2001	15	ANSWER by Nicholas Scoppetta, Sylvia Parris, Jane Dorobella, John Tai to amended complaint. (Lee, Tiffeny) (Entered: 01/31/2001)
03/01/2001	16	LETTER dated 2/16/01 from Martha A. Calhoun to Judge Weinstein, requesting that dft's time to respond to plttf's motion for class certification be extended to 2/23/01 and plttf's time to reply be extended to 3/5/01. (Piper, Francine) (Entered: 03/01/2001)
03/01/2001		Endorsed order, approved. Dft is granted until 2/23/01 to respond to plttf's motion for class certification and plttf's time to reply is extended to 3/5/01. (Signed by Judge Jack B. Weinstein , on 2/20/01) (endorsed on letter, document #16) (Piper, Francine) (Entered: 03/01/2001)
03/02/2001		Declaration of Martha Calhoun Re: In support of memorandum in opposition to plttf's motion for class certification. (DOCUMENT FILED ONLY IN 0 CV 2229, DOC #21) (Piper, Francine) (Entered: 03/07/2001)
03/06/2001	17	LETTER dated 2/22/01 from Martha A. Calhoun to Judge Weinstein, requesting that dft's time to respond to plttf's motion for class certification be extended from 2/23/01 to 2/28/01 and that plttf's time to reply be extended from 3/5/01 to 3/8/01. (Piper, Francine) (Entered: 03/06/2001)
03/06/2001		Endorsed order, granted. dft's time to respond to plttf's motion for class certification is extended to 2/28/01 and plttf's time to reply is extended to 3/8/01. Oral argument is set for 3/15/01. (Signed by Judge Jack B. Weinstein , on 2/26/01) (endorsed on letter, document #17) (Piper, Francine) (Entered: 03/06/2001)
03/06/2001	18	MEMORANDUM AND ORDER, In the interest of efficient and fair management of the proposed class, the court would appreciate having all parties address the

		desirability of creating subclasses to children affected by the challenged practices, caregivers such children, absent parents who wish to continue interacting with such children, and any other subclasses the parties may consider appropriate. As an alternative to representation by subclass representatives, the parties should consider whether friend of the court appearances would suffice. If so, how should they be invited to appear? A response as soon as practicable is requested. (Signed by Judge Jack B. Weinstein 2/28/01) c/m (Piper, Francine) Modified on 03/06/2001 (Entered: 03/06/2001)
03/08/2001	19	STIPULATION that plaintiff is permitted to serve and file the Second Amended Complaint. (signed by Magistrate Cheryl L. Pollak, on 3/7/01) (Lee, Tiffeny) (Entered: 03/08/2001)
03/08/2001	20	SECOND AMENDED COMPLAINT by Ekaete Udoh, amending [2-1] amended complaint. (Lee, Tiffeny) (Entered: 03/08/2001)
03/08/2001	21	REPLY DECLARATION of Carolyn A. Kubitschek Re: In support of [0-1] motion for class certification (Piper, Francine) (Entered: 03/09/2001)
03/08/2001	22	Exhibits 14-20 (Piper, Francine) (Entered: 03/09/2001)
03/08/2001		REPLY MEMORANDUM OF LAW by Ekaete Udoh in support of [0-1] motion for class certification. (DOCUMENT FILED ONLY IN 00 CV 2229, DOCUMENT #26) (Piper, Francine) (Entered: 03/13/2001)
03/08/2001		PLAINTIFF'S REPLY MEMORANDUM OF LAW on the [0-1] motion for class certification. [SEE: civil case no. 00-cv-2229, document # 271, for further details] (Barrett, Charryse) (Entered: 05/06/2002)
03/15/2001	23	Calendar entry: Before Judge Weinstein on 3/15/01 for a Conference on the Motion for Class Certification. Parties to submit draft of letter with suggestions, re: friends of the court. (Piper, Francine) (Entered: 03/21/2001)
03/22/2001	24	Order, The court has requested the parties to consider possible "friend of the court" representatives of (1) children of alleged victims and (2) alleged perpetrators. Pltffs counsel already represent the alleged victims, and counsel for the City of NY already represents NY City's Administration for Children's Services. The matter is set down tentatively for 4/4/01 at 4:30 for further argument on the class certification issue. The magistrate judge is requested to supervise discovery relevant to certification, which should be expedited to the extent practicable. (signed by Judge Jack B. Weinstein , on 3/15/01) c/m (copy sent to Mag. Pollak) (Piper, Francine) (Entered: 03/22/2001)
03/22/2001	25	ORDER, Before making a ruling on class certification, the court wishes to hear from counsel who regularly represent the interest of children affected by the practices challenged in the case. The court invites the Legal Aid Society, Juvenile Rights Division, to act as a friend of the court or to take any other role that is deemed appropriate. The case is scheduled to be heard on 4/4/01 at 4:30. Please advise the court on or before 4/2/01 whether you will be able to attend. (signed by Judge Jack B. Weinstein , on 3/20/01) (Piper, Francine) (Entered: 03/22/2001)
03/29/2001	26	LETTER dated 3/19/01 from Carolyn Kubitschek to Judge Weinstein, enclosing the draft notice of class certification. (Piper, Francine) (Entered: 03/29/2001)
03/29/2001	27	Final Draft of Notice of Class Certification (Piper, Francine) (Entered: 03/29/2001)
04/04/2001	28	Calendar entry: Before Judge Weinstein on 4/4/01 for a Hearing on the Motion for Class Certification. Bench Trial 7/9/01. Additional discovery to be conducted regarding certification issued. (Piper, Francine) (Entered: 04/12/2001)
04/10/2001	30	Calendar entry: Conference held before Magistrate Pollak on 4/10/01. See 00-CV-2229. (Lee, Tiffeny) (Entered: 04/25/2001)
04/13/2001	29	Calendar entry: Status conference held before Magistrate Pollak on 4/13/01. Order re: subpoena to issue. (Lee, Tiffeny) (Entered: 04/23/2001)
04/24/2001	31	ORDER as to [10-1] motion to compel Graham-Windham Services to Families and Children to comply with the issued In the interests of protecting the privacy of the infant children, the Court orders that 1) the records shall be immediately

		provided to plaintiffs' counsel pursuant to the subpoena duces tecum; and 2) subject to a further order of the court, any party wishing to redisclose the records in public filings or to anyone not involved w/this litigation shall first redact the name and any other identifying information of any child referenced in the records. As to plttfs' application for atty's fees in connection w/the enforcement of the subpoena duces tecum, the Court directs plttfs' counsel to provide an affidavit on or before 4/30/01 detailing costs and the amt of fees, etc. sought. Graham-Windham agency is directed to submit its arguments, if any, as to why sanctions should not be imposed, on or before 5/7/01. (signed by Magistrate Cheryl L. Pollak, on 4/18/01) (Lee, Tiffeny) Modified on 04/26/2001 (Entered: 04/26/2001)
05/04/2001	32	AFFIDAVIT by Carolyn Kubitschek, Esq. on behalf of Ekaete Udoh in support of plttfs' application for an order directing respondents Graham-Windham to pay costs and reasonable attys' fees. (Lee, Tiffeny) (Entered: 05/08/2001)
05/07/2001	33	Declaration of James M. Abramson Concerning Sanctions. (Lee, Tiffeny) (Entered: 05/08/2001)
05/07/2001	34	Calendar entry: Before Mag. Pollak on 5/7/01 for a Telephone Conference. ACS and police depositions to be completed by 5/31; City to produce relevant documents prior to depositions. Expert discovery to be completed prior to next conference on 6/12 at 4:30. (Piper, Francine) (Entered: 05/10/2001)
05/09/2001	35	LETTER dated 5/9/01 from James Abramson, Esq. to MJ Pollak requesting that the court disregard the 5/4/01 affidavit or reduce the amt of the award. (Lee, Tiffeny) (Entered: 05/16/2001)
05/17/2001	36	Calendar entry: Before Mag. Pollak on 5/17/01 for a Telephone Conference. Discovery dispute resolved. Dft to confirm policy/training documents produced. Reeds case records to be produced. State study case records to be produced on a rolling basis - Key 71 cases to be produced by 5/25. Parties to enter into confidentiality order. Dft to provide list of training courses attended by managers. Depositions of dfts to be extended to 6/8. Pltff's deposition to be scheduled. Next conference 6/12/01 at 4:30. (Piper, Francine) (Entered: 05/22/2001)
05/31/2001	37	LETTER dated 5/18/01 from Monica Driane and Karen Freedman (on behalf of the Legal Aid Society) to Judge Weinstein, seeking clarification as to what role this office can play throughout the settlement process. (Piper, Francine) (Entered: 05/31/2001)
05/31/2001		Endorsed order, the parties are encouraged to consider settlement. (Signed by Judge Jack B. Weinstein , on 5/21/01) faxed (endorsed on letter, document #37) (Piper, Francine) (Entered: 05/31/2001)
06/01/2001		ORDER, The Settlement Conference previously scheduled for 6/12/01 at 4:30 has been rescheduled to 5/30/01 at 2:00. (signed by Magistrate Cheryl L. Pollak , on 5/29/01) (also docketed in 00 cv 2229 and 00 cv 6885) (Document filed only in 00 cv 2229, document #39) (Piper, Francine) (Entered: 06/01/2001)
06/01/2001		OBJECTIONS by Nicholas Scoppetta, City of New York, Jane Doe, Sylvia Parris, Jane Dorobella, John Tai in opposition to the order of Mag. Pollak dated 5/17/01. (DOCUMENT FILED ONLY IN 00 CV 2229, DOCUMENT #43) (Piper, Francine) Modified on 06/06/2001 (Entered: 06/06/2001)
06/04/2001		LETTER dated 5/29/01 from Martha A. Calhoun to Carolyn Kubitschek, advising that dfts will file objections to Mag. Pollak's Order dated 5/17/01. (document filed only in 00 cv 2229, document #40) (Piper, Francine) (Entered: 06/04/2001)
06/04/2001		LETTER dated 5/31/01 from Martha A. Calhoun to Judge Weinstein, requesting tht dfts be permitted to file objections the order of Mag. Pollak dated 5/17/01 on 6/1/01. (document filed only in 00 cv 2229, document #41) (Piper, Francine) Modified on 06/04/2001 (Entered: 06/04/2001)
06/04/2001		Endorsed order, objections may be filed on 6/1. The appeal will be heard on 6/5 at 2:00. (Signed by Judge Jack B. Weinstein ,) (endorsed on letter, document #41) (DOCUMENT FILED ONLY IN 00 CV 2229) (Piper, Francine) (Entered: 06/04/2001)

06/04/2001		MEMORANDUM OF LAW by Ekaete Udoh in opposition to dft's objections to the Magistrate Judge's Order dated 5/17/01. (DOCUMENT FILED ONLY IN 00 CV 2229, DOCUMENT #44) (Piper, Francine) (Entered: 06/07/2001)
06/04/2001		Declaration of Carolyn A. Kubitschek Re: In opposition to dft's objections to the orders of Mag. Pollak dated 5/17/01 and 5/31/01. (DOCUMENT FILED ONLY IN 00 CV 2229, DOCUMENT #45) (Piper, Francine) (Entered: 06/07/2001)
06/11/2001		Transcript of Motion filed before Judge Weinstein filed for dates of 6/5/01. Carolyn A. Kubitschek, Joanne N. Sirotkin, Jill M. Zuccardy for Pltffs; Martha A. Calhoun, Carolyn Wolpert for Dfts; Karen W. Bryce, Leslie A. Abey (Amicus Curiae); Court Reporter, Sheldon Silverman. (DOCUMENT FILED ONLY IN 00 CV 2229, DOCUMENT #47) (Piper, Francine) Modified on 06/11/2001 (Entered: 06/11/2001)
06/14/2001	38	ORDER denying dfts' request that the 6/12/01, 9:00 conference be canceled. Signed by Magistrate Cheryl L. Pollak, on 6/11/01. See letter dated 6/11/01 from ACC Calhoun to MJ Pollak. (Lee, Tiffeny) (Entered: 06/15/2001)
06/15/2001		ORDER, On the question of certification of the proposed class, subclassing will be considered at the time of the hearing on 7/9/01. (signed by Judge Jack B. Weinstein , on 6/13/01) c/m (also docketed in 00 cv 6855) (Document filed only in 00 cv 2229, document #48) (Piper, Francine) (Entered: 06/15/2001)
06/18/2001		ORDER, Since serious charges are made of present and continuing deprivation of constitutional rights to custody of children, the parties shall be prepared for an immediate trial whether or not the court certifies the class. The case should be completed by the end of July 2001. If subclasses are to be denominated, the parties shall promptly (within ten days of this order) nominate lawyers willing, able and ready to represent the respective subclasses. The parties shall provide the court with curriculum vitae of such lawyers. (signed by Judge Jack B. Weinstein , on 6/14/01) (document filed only in 00 cv 2229, document #49) (also docketed in 00 cv 6885) (Piper, Francine) (Entered: 06/18/2001)
06/20/2001		LETTER dated 6/4/01 from Martha A. Calhoun to Judge Weinstein, correcting a typographical error in paragraph 13 of dft's objections which should read "dfts filed objections to Mag. Pollak's order on 6/1/01." (document filed only in 00 cv 2229, document #50) (also docketed in 00 cv 6885) (Piper, Francine) (Entered: 06/20/2001)
06/22/2001	40	Calendar entry: Telephone conference held before MJ Pollak on 6/22/01. Pltff to produce 3 expert reports-6/22; remainder by 6/26-depositions to proceed. Dfts to identify experts by 6/25; Dfts to produce expert reports by 6/29; Docs to be produced by 6/26; Pltff to submit prelim inj motion papers by 6/28; response 7/5. c/m (Lee, Tiffeny) (Entered: 06/27/2001)
06/25/2001		ORDER, the parties and any amici shall be prepared to argue and present evidence, at the time the certification question is being presented, on the question of whether a preliminary injunction should issue, and if so, on its contents. The parties shall inform the NYC Police Dept and the NYS Office of Court Administration since law enforcement and state courts and may be involved in carrying out a preliminary injunction. (signed by Judge Jack B. Weinstein , on 6/20/01) (also docketed in 00 cv 6885)(document filed only in 00 cv 2229, document #53) (Piper, Francine) (Entered: 06/25/2001)
06/26/2001	39	LETTER dated 6/15/01 from ACC Calhoun to MJ Pollak apprising the Court of dfts' response to the designation of trial experts, and dfts' willingness to consider a settlement involving the Casey Panel. (Lee, Tiffeny) (Entered: 06/26/2001)
06/27/2001		MOTION by Ekaete Udoh for preliminary injunction , Motion hearing [0-1] motion (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #60) (Piper, Francine) (Entered: 07/03/2001)
06/27/2001		MEMORANDUM OF LAW by Ekaete Udoh in support of [0-1] motion for preliminary injunction. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #61) (Piper, Francine) (Entered: 07/03/2001)

06/28/2001		ORDER, the court orders dft de la Mothe to answer plttf's deposition questions about the alleged conversation with counsel regarding the removal of the Udoh children. (signed by Magistrate Cheryl L. Pollak , on 6/27/01) (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #54) (Piper, Francine) (Entered: 06/28/2001)
06/28/2001		LETTER dated 6/12/01 from David J. Lansner to Mag. Pollak, plttf's request that Ms. Delamothe be directed to answer plttfs questions. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #55) (Piper, Francine) (Entered: 06/28/2001)
06/28/2001		LETTER, dated 6/26/01 from David J. Lansner to Jonathon Pines, advising counsel of plttf's witness list. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #57) (Piper, Francine) (Entered: 06/28/2001)
06/28/2001		LETTER dated 6/20/01 from David J. Lansner to Mag. Pollak, enclosing a copy of the transcript of the deposition of Dorabella Delmothe. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #58) (Piper, Francine) (Entered: 06/28/2001)
06/28/2001		LETTER dated 6/26/01 from David J. Lansner to Judge Weinstein, submitting materials for background information on the Family Court and ACA. (attachments) (also docketed in 00 cv 6885) (document filed only in 00 cv 2229 document #59) (Piper, Francine) (Entered: 06/28/2001)
06/28/2001	43	Calendar entry: Before Judge Weinstein – Status conf. held. Case called. Counsel for all parties present. Next conf. set for 7/2/01. Case marked ready for trial on 7/9/01. (DiLorenzo, Krista) (Entered: 07/09/2001)
06/30/2001	41	LETTER dated 6/14/01 from ACC Pines to MJ Pollak submitting that plttfs do no and cannot demonstrate that Mr. de la Mothe's testimony constituted a "knowing and voluntary waiver". (Lee, Tiffeny) (Entered: 07/03/2001)
06/30/2001	42	LETTER dated 6/25/01 from ACC Pines to MJ Pollak in protesting the plttf's submissio to the court of 6/22/01 letter by Martha Calhoun. (Lee, Tiffeny) (Entered: 07/03/2001)
07/02/2001		Calendar entry: Before Judge Weinstein on 7/2/01 for a Hearing on the Motion for Appeal of Mag. Decision. Mag decision is affirmed. Motion denied. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #65) (Piper, Francine) (Entered: 07/06/2001)
07/03/2001		ORDER, the court will try the motion for a preliminary injunction before and separately from the claims for a permanent injunction and other relief. (signed by Judge Jack B. Weinstein , on 6/29/01) c/m (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #62) (Piper, Francine) (Entered: 07/03/2001)
07/06/2001		LETTER dated 7/1/01 from Carolyn A. Kubitschek to Judge Weinstein, in opposition to dft's objections to the order of Mag. Pollak dated 6/27/01. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #64) (Piper, Francine) (Entered: 07/06/2001)
07/09/2001	44	Calendar entry: Before Judge Weinstein – Trial hearing held. Case called. All parties present. Trial ordered and begun. Pltf. opens; dft. opens. Trial continues to 7/10/01 at 10:00. (DiLorenzo, Krista) (Entered: 07/10/2001)
07/10/2001		Calendar entry: Before Judge Weinstein on 7/10/01 for Trial. All parties present. Trial resumed. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229 document #79) (Piper, Francine) (Entered: 07/13/2001)
07/11/2001	45	SEALED request dated 6/6/01 placed in vault. (Lee, Tiffeny) (Entered: 07/11/2001)
07/11/2001		LETTER dated 7/10/01 from Kay G. McNally to David J. Lansner, Esq., requesting copies of pertinent documents. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #73) (Piper, Francine) (Entered: 07/11/2001)

07/12/2001	46	Calendar entry: Before Judge Weinstein – Trial conf. held. Trial continued to 7/16/01 at 10:00. Case called. All parties present. Trial resumed. (DiLorenzo, Krista) (Entered: 07/17/2001)
07/13/2001		SUPPLEMENTAL MEMORANDUM OF LAW by Ekaete Udoh in support of [0-1] motion for preliminary injunction. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #74) (Piper, Francine) (Entered: 07/13/2001)
07/13/2001		ORDER, Beginning on 7/9/01, the court will hear any additional information with respect to class certification from defense counsel and plttf's counsel for putative subclass A and will then proceed with the motion for a preliminary injunction. Counsel for subclass B have until next 7/16/01 to begin to submit evidence, make appropriate motions, and put on witnesses and recall witnesses on the the question of class certification. Counsel for subclass B have until 8/6/01 to begin to present evidence, make appropriate motions, and put on witnesses and recall witnesses on the motion for a preliminary injunction. (signed by Judge Jack B. Weinstein , on 7/10/01) c/m (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #76) (Piper, Francine) (Entered: 07/13/2001)
07/13/2001		LETTER dated 7/6/01 from David Lansner to Judge Weinstein, plttfs advise that any resolution of this case must be enforceable. (also docketed in 00 cv 6885) (document filed only in 00 cv 2229, document #77) (Piper, Francine) Modified on 07/13/2001 (Entered: 07/13/2001)
07/16/2001	51	Calendar entry: Before Judge Weinstein – Trial hearing held. Case called. All parties present. Trial resumed. Trial continued to 7/17/01 at 10:00. (DiLorenzo, Krista) (Entered: 07/19/2001)
07/17/2001	47	ORDER denying that Legal Aid Society be relieved from representing the putative subclass of children and be appointed as amicus curiae. (Signed by Judge Jack B. Weinstein on 7/16/01). (DiLorenzo, Krista) (Entered: 07/17/2001)
07/17/2001	48	LETTER dated 7/6/01 from David J. Lansner to Judge Weinstein, responding to the letter dated 7/2/01. (DiLorenzo, Krista) (Entered: 07/17/2001)
07/17/2001	50	ORDER TO SHOW CAUSE: denying Legal Aid Society of NY's request to be relieved from representing the putative subclass of children. (Signed by Judge Jack B. Weinstein on 7/16/01). C/M by Chambers. (DiLorenzo, Krista) (Entered: 07/19/2001)
07/17/2001		Calendar entry:Before Judge Weinstein on 7/17/01 at 10:00a.m. Case called for civil trial. All parties present. Trial resumed. Trial continued to 7/18/01 at 10:00a.m. Court Reporter/ESR R. Tolkin (original docketed under 00-cv-2229 document # 96) (Dobkin, David) (Entered: 07/19/2001)
07/18/2001	49	LETTER dated 6/26/01 from David J. Lansner to Jonathon Pines, attaching plttf's witness list. (DiLorenzo, Krista) (Entered: 07/18/2001)
07/18/2001	52	Calendar entry: Before Judge Weinstein – Trial hearing held. Case called. All parties present. Trial resumed. Trial continued to 7/18/01 at 9:30. (DiLorenzo, Krista) (Entered: 07/19/2001)
07/19/2001	55	Calendar entry: Before Judge Weinstein – Trial hearing held. Trial continued to 10:00 on 7/23/01. (DiLorenzo, Krista) (Entered: 07/24/2001)
07/19/2001	56	Calendar entry: Before Judge Weinstein – Trial hearing held. Trial continued to 10:00 on 7/24/01. (DiLorenzo, Krista) (Entered: 07/24/2001)
07/20/2001	53	TRANSCRIPT filed for for dates of (DiLorenzo, Krista) (Entered: 07/20/2001)
07/20/2001	54	TRANSCRIPT filed for motion before Judge Weinstein on 7/2/01. Plttf's counsel: David Lansner, Carolyn A. Kubitschek. Defense counsel: Jonanathan Pines. Transcriber: Gene Rudolph. (DiLorenzo, Krista) (Entered: 07/20/2001)
07/24/2001	59	Calendar entry: Before Judge Weinstein – Trial hearing held. Case called. All parties present. Trial resumed. Trial continued to 7/25/01 at 10:00. (DiLorenzo, Krista) (Entered: 07/27/2001)

07/25/2001	57	Calendar entry: Before Judge Weinstein on 7/25/01 – Trial hearing held. Case called. All parties present. Trial resumed. Trial continued to 7/26/01 at 10:00. (DiLorenzo, Krista) Modified on 07/26/2001 (Entered: 07/26/2001)
07/26/2001	58	SEALED DOCUMENT placed in vault. (DiLorenzo, Krista) (Entered: 07/26/2001)
07/26/2001	62	(COPY) Calendar entry: Before USDJ Weinstein on 7.26.01 at 10:00 a.m. case called for civil cause on trial. All parties present. Trial resumed. Trial continued to 7.27.01 at 10:00 a.m. C/R: B. Sulzer. (Barrett, Charryse) (Entered: 08/01/2001)
07/31/2001	61	(COPY) Calendar entry: Before USDJ Weinstein on 7.31.01 at 10:00 a.m. case called for civil cause on trial. All parties present. Trial resumed. Trial continued to 8.01.01 at 10:00 a.m. C/R: Henry Shapiro. (Barrett, Charryse) (Entered: 08/01/2001)
08/01/2001	60	(COPY) LETTER dated 7.30.01 from Carolyn A. Kubitschek to Judge Weinstein in opposition to the City of New York's request for an adjournment of the trial. (Barrett, Charryse) (Entered: 08/01/2001)
08/01/2001		ORDER stating that all briefs are due 9/4/01; all responses due 9/6/01; any argument on motion for class certification, preliminary injunction as well as motion to dismiss or any other unresloved motion will be heard on 9/7/01 at 10:00a.m. (signed by Judge Jack B. Weinstein , on 7/31/01) (original docketed under 00-cv-2229 document # 105). (Dobkin, David) (Entered: 08/01/2001)
08/01/2001	63	(COPY) Calendar entry: Before USDJ Weinstein on 8.1.01 at 10:00 a.m. case called for civil cause on trial. All parties present. Trial resumed. Trial continued. C/R: H. Shapiro. (Barrett, Charryse) (Entered: 08/02/2001)
08/06/2001	64	Calendar entry: Before USDJ Weinstein on 8.06.01 at 9:30 case called for trial. All parties present. Trial resumed to 8.07.01 at 9:30. C/R: A. Sherman. (Barrett, Charryse) (Entered: 08/13/2001)
08/07/2001	65	Calendar entry: Before USDJ Weinstein on 8.07.01 at 9:30 case called for trial. All parties present. Trial resumed to 8.10.01 at 10:00 a.m. C/R: A. Sherman. (Barrett, Charryse) Modified on 08/13/2001 (Entered: 08/13/2001)
08/10/2001	66	Calendar entry: Before USDJ Weinstein on 8.10.01 at 9:30 case called for trial. All parties present. Trial resumed to 8.13.01 at 9:30 a.m. C/R: A. Sherman. (Barrett, Charryse) (Entered: 08/13/2001)
08/14/2001	68	Calendar entry: Before USDJ Weinstein on 8.14.01 at 9:30 case called for trial. All parties present. Trial resumed to 8.15.01 at 9:30 a.m. C/R: Fred Guerino. (Barrett, Charryse) (Entered: 08/23/2001)
08/15/2001	69	Calendar entry: Before USDJ Weinstein on 8.15.01 at 10:30 case called for trial. All parties present. Trial resumed to 8.16.01 at 9:30 a.m. C/R: Fred Guerino. (Barrett, Charryse) (Entered: 08/23/2001)
08/16/2001	70	Calendar entry: Before USDJ Weinstein on 8.16.01 at 9:30 case called for trial. All parties present. Trial resumed to 8.17.01 at 9:30 a.m. C/R: Fred Guerino. (Barrett, Charryse) (Entered: 08/23/2001)
08/17/2001	71	Calendar entry: Before USDJ Weinstein on 8.17.01 at 9:30 case called for trial. All parties present. Trial resumed. Trial continued to 8.22.01 at 9:30 a.m. Court's tentative decision on the record. C/R: Fred Guerino. (Barrett, Charryse) (Entered: 08/23/2001)
08/21/2001	67	MEMORANDUM and ORDER, because Pltff's have met all of the prerequisites of RULE 23(a) and have set forth an action maintainable under RULE 23(b)(1)(A) and RULE 23(B)(2), their motion to certify the class defined in Part II, Supra, is granted . (So Ordered: Judge Jack B. Weinstein, on 8.16.01). C/M (Barrett, Charryse) (Entered: 08/21/2001)
08/23/2001	72	(COPY) MEMORANDUM, by Lawyers for Children and Legal Aid, in support of the Motion of Children's Subclass for appointment of next friend and permission to proceed anonymously. (Barrett, Charryse) Modified on 08/24/2001 (Entered: 08/24/2001)

08/23/2001		Endorsed order, on document # 72, granted. (So Ordered: Judge Jack B. Weinstein, on 8.16.01). (Barrett, Charryse) (Entered: 08/24/2001)
08/30/2001	73	Calendar Entry: Before USDJ Weinstein on 8.31.01 at 9:30 a.m case called for civil cause on trial. All parties present. Trial resumed. Briefing schedule as follows: All submissions re: motions to dismiss and preliminary injunctions are to be submitted simultaneously on 9.21.01. Reply briefs are due 9.28.01. Motions will be heard 10.05.01. (Barrett, Charryse) (Entered: 09/13/2001)
09/20/2001		TRANSCRIPT of trial before USDJ Weinstein filed for the date of 7.26.01. Counsel for all sides present. Official Court Reporter: Burton H. Sulzer. SEE: Civil action 00-cv-2229, document # 126, for further details. (Barrett, Charryse) (Entered: 09/20/2001)
10/09/2001	74	Calendar entry: Before USDJ Weinstein on 10.09.01 case called for Status Conference Held. Counsel for all parties present. Briefing schedule as stated on the record. Hearing 11.14.01 at 10:00. (Barrett, Charryse) (Entered: 10/12/2001)
10/24/2001		PLAINTIFFS' Post-Trial Memorandum of Law. [Received for docketing on 5.07.02]. SEE: civil case no. 00-cv-2229, document # 304, for further details. (Barrett, Charryse) Modified on 05/14/2002 (Entered: 05/14/2002)
10/25/2001		MEMORANDUM and ORDER, furnishing a rough draft to be used to help focus the discussion in preparation for the November 14th hearing. (So Ordered: Judge Jack B. Weinstein on 10.24.01). [w/attached rough draft]. SEE: Civil action case no. 00-cv-2229, document # 134, for further details. (Barrett, Charryse) (Entered: 10/25/2001)
10/25/2001		ORDER, the undersigned does not recall setting a date. Proceed promptly with the assistance of the Magistrate. (So Ordered: Judge Jack B. Weinstein, on 10.23.01). C/M from Chambers. SEE: Civil action case no. 00-cv-2229, document # 135, for details. (Barrett, Charryse) (Entered: 11/14/2001)
11/02/2001		TRANSCRIPT of Telephone Conference before USDJ Weinstein filed for date of 11.01.01. Counsel for all sides present. C/R: Burt H. Sulzer. SEE: Civil action case no. 00-cv-2229, document # 136, for further details. (Barrett, Charryse) (Entered: 11/05/2001)
11/07/2001		AMENDED NOTICE of Motion for Preliminary Injunction by Ekaete Udoh, J.A. and G.A. [w/attached Declaration in support by Kubitschek]. SEE: civil case no. 00-cv-2229, document # 297, for further details. (Barrett, Charryse) (Entered: 05/14/2002)
11/14/2001		LETTER dated 11.13.01 from Carolyn A. Kubitschek to USDJ Weinstein enclosing copies of time sheets of Lansner &Kubitschek and Jill Zuccardy, which itemize the legal fees that plttfs have incurred through 11.07.01. {w/attachments}. SEE: Civil action case no. 00-cv-02229, document # 137, for further details. (Barrett, Charryse) (Entered: 11/14/2001)
11/20/2001		"SUBCLASS B Pltffs' response to the Court's Order for P.I." SEE: Civil action case no. 00-cv-2229, document # 140, for further details. (Barrett, Charryse) (Entered: 11/20/2001)
11/21/2001		SUBCLASS B POST-TRIAL Memorandum of law Ekaete Udoh (original docketed under 00-cv-2229 document # 142). (Dobkin, David) (Entered: 11/21/2001)
11/21/2001		Calendar entry: Motion for Preliminary Injunction Hearing held before Judge Weinstein on 11/21/01; Court Reporter: Holly Driscoll. Hearing continued to 11/26/01 @ 10:00. {Document #145 in 00-CV-2229; Related Cases 00-CV-5155, 00-CV-6885} (Lee, Tiffeny) (Entered: 11/29/2001)
11/26/2001		LETTER dated 11/13/01 from Carolyn Kubitschek, Esq. to Judge Weinstein furnishing copies of the time sheets of Lansner &Kubitschek and Jill Zuccardy, itemizing plttfs' incurred legal fees through 11/7/01. {document # 143 in CV-00-2229; Related Cases CV-00-5155, CV-00-6885} (fwd'd to chambers) (Lee, Tiffeny) (Entered: 11/27/2001)

11/26/2001		Calendar entry: Before USDJ Weinstein on 11.26.01 at 10:00 a.m. case called for motion hearing. Counsel for all sides present. Hearing held. Hearing continued to 12.19.01 at 2:00 p.m. SEE: Civil case no. 00-cv-2229, document # 156, for further details. (Barrett, Charryse) (Entered: 12/11/2001)
11/30/2001		LETTER dated 11.20.01 from Frank S. Moseley, o/b/o NYCLA, to USDJ Weinstein enclosing a Memorandum of Law, together with supporting declarations and exhibits. {w/o attachments}. SEE: Civil case no. 00-cv-2229, document # 168, for further details. (Barrett, Charryse) (Entered: 01/07/2002)
12/03/2001		DECLARATION of Carolyn Wolpert, attorney for the City depts, in support of their Post-Trial Memorandum. {W/attached Exhibits A-E}. SEE: Civil case action 00-cv-2229, document # 147, for further details. (Barrett, Charryse) (Entered: 12/03/2001)
12/03/2001		(FAXED) LETTER dated 11.21.01 from Monica Drinane, Esq., and Karen Freedman, Esq., to USDJ Weinstein clarifying three paragraphs of the proposed preliminary injunction order submitted to the court on 11.16.01. SEE: Civil action case no. 00-cv-2229, document # 148, for further details. (Barrett, Charryse) (Entered: 12/03/2001)
12/03/2001		MEMORANDUM of Law of New York County Lawyers' Association, as Amicus Curiae, in support of Pltffs' motion for preliminary injunction. SEE: Civil case no. 00-cv-2229, document # 150, for further details. {Returned to J. Lowe}. (Barrett, Charryse) (Entered: 12/03/2001)
12/03/2001		ORDER, that Marta Olson, Esq., is appointed as next friend to the named representatives of the putative subclass of children and that the named representatives of the putative subclass of children shall have permission to proceed anonymously as "J.A." and "G.A." (So Ordered: Judge Jack B. Weinstein, on 7.18.01). SEE: Civil action case no. 00-cv-2229, document # 151, for further details. (Barrett, Charryse) (Entered: 12/03/2001)
12/04/2001		ORDER, approving adjournment of the evidentiary hearing to 12.19.01 at 2:00 p.m. (Signed by Judge Jack B. Weinstein, on 11.29.01). [Endorsed on letter, dated 11.29.01, from Zachary S. McGee to USDJ Weinstein]. SEE: Civil case no. 00-cv-2229, document # 152, for further details. (Barrett, Charryse) (Entered: 12/04/2001)
12/05/2001		LETTER dated 11.14.01 from Carolyn Kubitschek to USDJ Weinstein opposing both City Defts' request for an extension of time to submit their post-trial memorandum and State depts' request to defer indefinitely a hearing on assigned counsel rates. (C/M from Chambers). SEE: Civil case no. 00cv2229, for document # 153, for further details. (Barrett, Charryse) (Entered: 12/05/2001)
12/06/2001		TRANSCRIPT of motion before USDJ Weinstein filed for date of 11.26.01. Counsel for all sides present. Official Court Reporter: Michael Picozzi. SEE: Civil case no. 00-cv-2229, document # 155, for further details. (Barrett, Charryse) (Entered: 12/06/2001)
12/12/2001		ORDER, a conference has been scheduled for the above mentioned five cases on 1.09.02 at 2:30 p.m. (So Ordered: Magistrate Cheryl L. Pollak, on 12.03.01). [Endorsed on letter, dated 11.30.01, from Martha Calhoun to USMJ Pollak]. SEE: Civil case no. 00-cv-2229, document # 157, for further details. (Barrett, Charryse) (Entered: 12/12/2001)
12/19/2001		LETTER dated 12.12.01 from Frank Mosey to Counsel, informing of the witnesses and documents the New York County Lawyers' Association (NYCLA), as amicus curiae, intends to present at the upcoming evidentiary hearing on assigned counsel rates scheduled to begin on 12.19.01, at 2:00 p.m. {Returned to J. Lowe}. (Barrett, Charryse) (Entered: 12/19/2001)
12/19/2001		Calendar entry: Before USDJ Weinstein on 12.19.01 at 2:00 p.m. case called for hearing. Counsel for all sides present. Hearing held. Hearing continued to 12.20.01. SEE: Civil case no. 00-cv-2229, document # 167, for further details. (Barrett, Charryse) Modified on 01/04/2002 (Entered: 01/04/2002)

12/20/2001		Calendar entry: Before USDJ Weinstein on 12.20.01 case called for hearing. Counsel for all sides present. Hearing held. Hearing continued to 12.21.01. SEE: Civil action case no. 00-cv-2229, document # 163, for further details. (Barrett, Charryse) (Entered: 12/26/2001)
12/20/2001		CITY DEFTS' POST-HEARING MEMORANDUM of law in opposition to plttf's [0-1] motion for preliminary injunctive relief. SEE: Civil action case no. 00-cv-2229, document # 164, for further details. (Barrett, Charryse) (Entered: 12/26/2001)
12/21/2001		TRANSCRIPT of proceeding before USDJ Weinstein filed for date of 12.19.01. Counsel for all sides present. C/R: Sheldon Silverman. SEE: Civil case no. 00-cv-2229, document # 162, for fuurther details. (Barrett, Charryse) (Entered: 12/21/2001)
12/21/2001		MEMORANDUM and preliminary injunction outlining the procedures for ACS in regard to removing a child from the custody of the mother. All requests for preliminary injunctive relief by the plttfs that are not specifically addressed in the preliminary injunction are denied. This preliminary injunction &all its provisions shall automatically terminate on 01.31.04 unless it is extended by a court order. This preliminary injunction is stayed until 06.22.02, except as provided in 17 or 18, infra. ACS shall report to the court on the first day of each month beginning 02.01.02 on progress to date; any person may supplement the report. (signed by Judge Jack B. Weinstein, on 12.21.01) See case 00cv2229 document 182 for details. C/M by Chambers. (Noh, Kenneth) (Entered: 01/14/2002)
12/21/2001		REPLY DECLARATION by David J. Lansner counsel for adult plttfs &members of Subclass A in reply to the City Defs' mem of law in opposition to plttfs' Motion for preliminary injunction. W/attchd exhibits 1-4. *see 00cv2229 doc 184 for further details. (Noh, Kenneth) (Entered: 01/14/2002)
12/26/2001		TRANSCRIPT of proceeding before USDJ Weinstein filed for date of 12.20.01. Counsel for all sides present. C/R: Sheldon Silverman. SEE: Civil action case no. 00-cv-2229, document # 165, for further details. (Barrett, Charryse) (Entered: 12/26/2001)
12/26/2001		LETTER dated 11.20.01 from Carolyn A. Kubitschek to USDJ Weinstein advising that counsel for subclass A plttfs believe that in general the proposal submitted by subclass B carries out the intentions of the Court, while refining and clarifying those intentions, and they support the subclass B proposed order with certain modifications. SEE: document for further details. This is doc. # 169, in civil case # 00-cv-2229. (Barrett, Charryse) (Entered: 01/07/2002)
12/26/2001		ORDER, granting NYCLA's motion for leave to appear as amicus curiae. (So Ordered: Judge Jack B. Weinstein, on 11.21.01). [Endorsed on letter, dated 11.20.01, from Frank S. Moseley to USDJ Weinstein.] SEE: civil case no. 00-cv-2229, document # 170, for further details. (Barrett, Charryse) (Entered: 01/07/2002)
12/26/2001		LETTER dated 11.30.01 from Carolyn A. Kubitschek to USMJ Pollak regarding plttf's request that the court order defts to provide the names and addresses of two class members and in response to the letters of Carolyn Wolpert, dated 10.26.01, William Bristow III, dated 10.25.01, and Judith Waksberg dated 10.25.01. SEE: Civil case no. 00-cv-2229, document # 171, for further details. (Barrett, Charryse) (Entered: 01/07/2002)
12/26/2001		LETTER dated 12.21.01 from Frank S. Moseley to USDJ Weinstein enclosing a corrected version of the Declaration of Dr. Lawrence H. Stiffman &its accompanying exhibits. (See 00cv2229 document # 178 for further details). (Noh, Kenneth) Modified on 01/11/2002 (Entered: 01/11/2002)
12/26/2001		Endorsed order on document # 178, admitted as proposed. (Signed by Judge Jack B. Weinstein, on 12.26.01). C/M from Chambers. (See 00cv2229 document # 178 for further details).(Noh, Kenneth) Modified on 01/11/2002 (Entered: 01/11/2002)
12/26/2001		(Corrected) DECLARATION of Lawrence H. Stiffman on behalf of Amicus Curiae NY county Lawyers' Ass. W/exhibit a-b. Attached to document # 178 of case 00-cv-2229. (Noh, Kenneth) (Entered: 01/11/2002)

12/27/2001		LETTER dated 12.17.01 from Kelli Stenstrom to Counsel enclosing copies of the resumes of Dean Norman Lefstein and Dr. Lawrence H. Stiffman, and a copy of The 2000 Survey of Law Firm Economics by Altman Weil, Inc. {w/o attachment}. SEE: Civil case no. 00-cv-2229, document # 172, for further details. (Barrett, Charryse) (Entered: 01/07/2002)
12/27/2001		RESUME of Lawrence H. Stiffman. SEE: civil case no. 00-cv-2229, document # 173, for further details. (Barrett, Charryse) (Entered: 01/07/2002)
12/27/2001		RESUME of Norman Lefstein. SEE: civil case no. 00-cv-2229, document # 174, for further details. (Barrett, Charryse) (Entered: 01/07/2002)
01/03/2002		MEMORANDUM and ORDER, parties may stipulate combining the preliminary & final injunction proceedings. If stipulation is not entered, the parties shall promptly arrange with each other and case coordinator June Lowe for an expedited hearing on the issue of a final injunction. (Signed by Judge Jack B. Weinstein, on 01.03.02). C/M by Chambers. See cv 00-2229, document #177, for further details. (Noh, Kenneth) (Entered: 01/09/2002)
01/03/2002	75	(COPY) AMENDED MEMORANDUM and preliminary injunction outlining the procedures for ACS in regard to removing a child from the custody of the mother. All requests for preliminary injunctive relief by the plttfs that are not specifically addressed in the preliminary injunction are denied. This preliminary injunction, & all its provisions shall automatically terminate on 01.31.04, unless it is extended by court order. This preliminary injunction is stayed until 06.22.02, except as provided in paragraphs 17 or 18, infra, to permit defts to appeal and to effectuate appropriate changes w/o the court's supervision. (Signed by Judge Jack B. Weinstein, on 12.21.01) See document for further C/M by Chambers. (Noh, Kenneth) Modified on 01/24/2002 (Entered: 01/14/2002)
01/08/2002		TRANSCRIPT filed for status conference held before Judge Weinstein for dates of 10/9/01 @ 1 p.m. Reporter: Gene Rudolph. [This is Doc. No. 176 in 00-cv-2229.] (Vaughn, Terry) (Entered: 01/08/2002)
01/14/2002		ORDER & JUDGMENT: Order and adjudged that, in the event that City defts do not timely appeal the amended preliminary injunction, or, upon appeal, that plt subclass A prevails, plt subclass A shall be awarded the sum of \$250,000.00 in interim attys' fees against the City defts; and it is further Ordered and Adjudged that nothing in this order precludes plt subclass A from seeking additional fees for work performed to date. (signed by Judge Jack B. Weinstein, on 01.09.02). SEE: Civil case no. 00-cv-2229, document # 189, for further details. , (Barrett, Charryse) (Entered: 01/25/2002)
01/16/2002	76	NOTICE OF APPEAL by attorney for Nicholas Scoppetta, City of New York Fee Paid \$ 105.00 Receipt # 256544 [75-1] order, [75-2] relief. Affidavit of service attached. (McGee, Maryann) (Entered: 01/23/2002)
01/19/2002		NOTICE of motion for class certification by Ekaete Udoh, J.A. and G.A. [w/attached exhibits 1-6]. SEE: civil case no. 00-cv-2229, document # 301, for further details. (Barrett, Charryse) (Entered: 05/14/2002)
01/22/2002		Faxed LETTER dated 01.16.02 from Jonathan Pines to USMJ Pollak requesting that the settlement conference scheduled for Jan 19 be adjourned to a later date. *see 00cv2229 #188. (Noh, Kenneth) (Entered: 01/22/2002)
01/23/2002		Certified copy of docket sheet sent to USCA. [76-1] appeal (McGee, Maryann) (Entered: 01/23/2002)
01/24/2002		MEMORANDUM and ORDER, because plttf's have met all the prerequisites of RULE 23(a) and have a set forth an action maintainable under RULE 23(b)(1)(A) and RULE 23 (b)(2), their motion to certify the class defined in Part II, supra is granted. (Signed by Judge Jack B. Weinstein on 1.05.02). SEE: Civil action case no. 00-cv-2229, document # 190, for further details. (Barrett, Charryse) (Entered: 01/25/2002)
01/31/2002		MOTION, by Plttf Subclass A, to vacate the stay and to enjoin city defts from prosecuting class members . No Motion hearing set . Motion file stamped: 1.31.02. {w/attached exhibits 1-4}. *SEE: civil case no. 00-cv-2229, document # 200, for

		further details. (Barrett, Charryse) (Entered: 02/06/2002)
01/31/2002		PLAINTIFFS' MEMORANDUM of law in support their [0-1] motion to vacate the stay. SEE: civil case no. 00-cv-2229, document # 201, for further details. (Barrett, Charryse) Modified on 02/06/2002 (Entered: 02/06/2002)
01/31/2002		Calendar entry: Before USDJ Weinstein on 1.31.02 @ 2:00 p.m. case called for motion for extension of stay hearing. For plttf: Carolyn Kubitschek et al. For deft: Jonathan Pines et al. Motion argued. Motion denied. SEE: Civil case no. 00-cv-2229, document # 206, for further details. (Barrett, Charryse) (Entered: 02/13/2002)
01/31/2002		LETTER dated 1.28.02 from Joanne N. Sirotkin to Mr. Dockery enclosing plttf's trial transcript errata to date. {w/encl.} SEE: civil case no. 00-cv-2229, document # 286, for further details. (Barrett, Charryse) (Entered: 05/06/2002)
01/31/2002		NOTICE of Motion to Vacate the Stay and to Enjoin City Defendants from Prosecuting Class Members. SEE: civil case no. 00-cv-2229, document # 302, for further details. (Barrett, Charryse) (Entered: 05/14/2002)
02/04/2002		(CORRECTED) DECLARATION of Lawrence H. Stiffman on behalf of Amicus Curiae New York County Lawyers' Association. {W/attached exhibits A-B}. *Note: Declaration dated 1.10.02. SEE: Civil case no. 00-2229, document # 196, for further details. (Barrett, Charryse) (Entered: 02/04/2002)
02/04/2002	77	NOTICE OF APPEAL by Ekaete Udoh. Fee Paid \$ 105.00 Receipt # 257285 [75-1] order. Affidavit of service attached. Forms C and D mailed. (McGee, Maryann) (Entered: 02/05/2002)
02/05/2002		TRANSCRIPT of trial held before USDJ Weinstein on 01.31.02. Counsel for all sides present. C/R Ronald E. Tolkin. * See 00-cv-2229 doc # 198. (Noh, Kenneth) (Entered: 02/05/2002)
02/05/2002		Certified copy of docket sheet sent to USCA. [77-1] appeal, [76-1] appeal (McGee, Maryann) (Entered: 02/05/2002)
02/06/2002		Endorsed order, denying the motion to vacate the stay and to enjoin city defts from prosecuting class members. (Signed by Judge Jack B. Weinstein, on 2.04.02). C/M from Chambers. *SEE: Civil case no. 00-cv-2229, endorsement on document # 200, for further details. (Barrett, Charryse) (Entered: 02/06/2002)
02/06/2002	78	(COPY) MEMORANDUM and ORDER, the motion by City defendants for modification of the preliminary injunction is denied for the reasons stated orally on the record. (Signed by Judge Jack B. Weinstein, on 1.31.02). C/M from Chambers. (Barrett, Charryse) (Entered: 02/06/2002)
02/08/2002		The City of New York Resource Directory of Domestic Violence Services. {Printed 2001}. SEE: Civil case no. 00-cv-2229, document # 205 for further details. (Barrett, Charryse) (Entered: 02/08/2002)
02/08/2002		Forms C and D mailed. (McGee, Maryann) (Entered: 02/08/2002)
02/08/2002	79	The Administration for Children's Services' ("ACS") first report on progress. {w/attachments}. (Barrett, Charryse) (Entered: 02/08/2002)
02/15/2002		LETTER dated 2.11.02 from Barrie L. Goldstein to Ms. Barrett requesting that the Court correct the caption that it has sent to the Second Circuit in cases 00-cv-2229, 00-cv-5155, &00-cv-6885. The caption should reflect that The Legal Aid Society and Lawyers for Children represent plttfs, J.A. and G.A., suing o/b/o Subclass B. SEE: Civil case no. 00-2229, document # 207, for further details. (Barrett, Charryse) (Entered: 02/19/2002)
02/15/2002		Endorsed order, on document #207, in civil case no. 00-cv-2229, approved comply with request. (Signed by Judge Jack B. Weinstein, on 2.12.02). SEE: Civil case no. 00-cv-2229, for further details. (Barrett, Charryse) (Entered: 02/19/2002)
02/20/2002		CERTIFICATE OF SERVICE as to Luis Vega, Deputy Clerk, at the 2nd Circuit Court of Appeals. Certified copy of the corrected docket sheet sent for cases 00-cv-2229, 00-cv-5155, &00-cv-6885. Documents nos. 207 &208 also sent.

		Acknowledgment requested. FedEx tracking no. 8104 3053 1720. SEE: Civil case no. 00-cv-2229, document # 210, for further details. (Barrett, Charryse) (Entered: 02/20/2002)
03/01/2002		LETTER dated 3.01.02 from USDJ Weinstein to Counsel enclosing the proposed memorandum and order w/findings of fact and law supplementing the original memo., order, and preliminary inj. as amended 1.03.02. Any objections, suggestions of amendments, or comments should be directed to the court w/in 10 days. {w/attachment}. *SEE: civil case no. 00-cv-2229, document # 211, for further details. (Barrett, Charryse) (Entered: 03/08/2002)
03/08/2002		MARCH 1, 2002 Domestic Violence Report submitted by Carolyn Wolpert. SEE: civil case no. 00-cv-2229, document # 215, for further details. (Barrett, Charryse) (Entered: 03/08/2002)
03/08/2002		(FAXED) LETTER dated 3.04.02 from Carolyn Kubitschek to USDJ Weinstein advising that members of Subclass A propose certain changes to the Draft, Memorandum, Findings of Fact and Law, and Order of this Court, dated 3.1.02. SEE: document for further details. (Barrett, Charryse) (Entered: 03/08/2002)
03/11/2002		SUPPLEMENTAL MEMORANDUM, FINDINGS of FACT and LAW, and ORDER: As applied to the separation of an abused mother and child, the State statutory 18-B limitations are unconstitutional. The duty remains on family court under the separable 18-B statute to supply counsel paid by the City at rates sufficient to obtain competent attys fees for abused mothers. The court takes no position on whether or how the State and City should divide the burden of increasing the compensation to 18-B attys. (Signed by Judge Jack B. Weinstein on 3.11.02). C/M by Chambers. SEE: civil case no. 00-cv-2229, document # 222, for further details. (Barrett, Charryse) (Entered: 03/14/2002)
03/12/2002		(FAXED) LETTER dated 3.11.02 from Carolyn Kubitschek to USDJ Weinstein advising that members of Pltffs Subclass A have a serious concern about the language proposed by Subclass B on the first page of its letter, sent on Friday, 3.08.02. SEE: Civil case no. 00-cv-2229, document # 218, for further details. (Barrett, Charryse) (Entered: 03/12/2002)
03/18/2002		SUPPLEMENTAL MEMORANDUM, FINDINGS of FACT and LAW and ORDER: NYS itself was dismissed on consent. The State's officials remain def't's on the theory that it is the State which set the 18-B rates. As applied to the separation of an abused mother and child, the State statutory 18-B limitations are unconstitutional. The duty remains on the Family Court under the separable 18-B statute to supply counsel paid by the City at rates sufficient to obtain competent attys fees for abused mothers. The court takes no position on whether or how the State and City should divide the burden of increasing the compensation to 18-B attys. (Signed by Judge Jack B. Weinstein on 3.11.02 & corrected on 3.17.02). SEE: civil case no. 00-cv-2229, document # 227, for further details. (Barrett, Charryse) (Entered: 03/25/2002)
03/19/2002		ORDER, the court will begin hearing as scheduled and permit continuance. (Signed by Judge Jack B. Weinstein, on 3.17.02). [Endorsed on faxed letter, dated 3.15.02, from Jill Z. Zuccardy to USDJ Weinstein]. C/F from Chambers. SEE: civil case no. 00-cv-2229, document # 226, for further details. (Barrett, Charryse) (Entered: 03/19/2002)
03/27/2002	80	LETTER dated 3/25/02 from Carolyn Kubitschek to Martha Calhoun confirming that at Ms. Kubitschek's request, M.J. Pollak scheduled a conference for 3/27/02 @ 3:00 p.m. (fe) (Entered: 03/27/2002)
04/08/2002		(FAXED) LETTER dated 3.08.02 from Karen Freedman & Monica Drinane to USDJ Weinstein urging the court to consider certain language in its final memorandum & order w/respect to the alternative for protecting a child from the batterer & proposing additional changes to the draft memorandum. SEE: civil case no. 00-cv-2229, document # 234, for further details. (Barrett, Charryse) (Entered: 04/08/2002)
04/10/2002	81	NOTICE OF APPEAL by City of New York and the Administration for Children's Services (Defendants/Appellants), from the [0-1] order entered on 3/14/02 and the

		order entered on 3/25/02. Fee Paid \$ 105.00 Receipt # 260188. Affidavit of service attached. Judge notified. USCA notified. (Jackson, Joshua) (Entered: 04/12/2002)
04/12/2002		Certified copy of docket sheet sent to USCA. [81-1] appeal (Jackson, Joshua) (Entered: 04/12/2002)
04/12/2002	82	USCA Scheduling Order: [77-1] appeal Appeal record due by 5/2/02 . USCA Number: 02-7086 Appellant's brief due 5/9/02. Appellee's brief due 6/10/02. Reply brief due 6/24/02. Argument set for 8/5/02. (Jackson, Joshua) (Entered: 04/12/2002)
04/19/2002		LETTER dated 4.5.02 from Michael Picozzi, Jr. to Mr. Bristow enclosing an outstanding bill in the case of Nicholson v. Williams. {w/o encl.} SEE: civil case no. 00-cv-2229, document # 241, for further details. (Barrett, Charryse) (Entered: 04/19/2002)
04/19/2002		TRANSCRIPT of trial before USDJ Weinstein filed for date of 4.03.02. Counsel for all sides present. Official C/R: Burton Selzer. SEE: Civil case no. 00-cv-2229, document # 242, for further details. (Barrett, Charryse) (Entered: 04/23/2002)
04/19/2002		Calendar entry: Before USDJ Weinstein on 4.19.02 at 10:00 a.m. case called for motion hearing. Counsel for all sides present. Motions held in abeyance pending Mag. Judge's rulings. SEE: civil case no. 00-cv-2229, document # 294, for further details. (Barrett, Charryse) (Entered: 05/10/2002)
05/02/2002	83	ORDERED: that Ekaete Udoh is authorized & empowered, in the interest of her children, to settle and compromise their claims for money damages, excluding all claims for costs and legal fees, for the sum of \$300,000. (Signed by Judge Jack B. Weinstein, on 5.06.02). *SEE: doc. for further details. {w/attachments}. C/M-Ch (Barrett, Charryse) (Entered: 05/21/2002)
05/02/2002	84	ORDERED: that Ekaete Udoh is authorized & empowered, in the interest of her children, to settle and compromise their claims for money damages, excluding all claims for costs and legal fees, for the sum of \$300,000. *SEE: doc. for further details. (Signed by Magistrate Cheryl L. Pollak, on 5.15.02). {w/attachments} (Barrett, Charryse) (Entered: 05/22/2002)
05/09/2002		ATTORNEY FEE DECLARATION, dated 10.22.01, submitted by David J. Lansner. {w/attached Attorney Fee Declaration of Jill M. Zuccardy & exhibits 1-4}. [SEE: civil case no. 00-cv-2229, document # 292, for further details]. (Barrett, Charryse) (Entered: 05/09/2002)
05/09/2002		DECLARATION of Frank S. Moseley, with exhibits A-W, on behalf of New York County Lawyers' Association, as Amicus Curiae. [Received for docketing on 5.09.02] SEE: civil case no. 00-cv-2229, document # 64, for further details. (Barrett, Charryse) (Entered: 05/09/2002)
05/09/2002		CITY DEFENDANT'S REPLY MEMORANDUM OF LAW in opposition to plaintiffs' [0-1] motion for preliminary injunctive relief. SEE: civil case no. 00-cv-2229, document # 293, for further details. (Barrett, Charryse) (Entered: 05/09/2002)
05/14/2002		DECLARATIONS of Norman Lefstein and Lawrence H. Stiffman with exhibits on behalf of New York County Lawyers' Association, as Amicus Curiae. SEE: civil case no. 00-cv-2229, document # 296, for further details. (Barrett, Charryse) Modified on 05/21/2002 (Entered: 05/14/2002)
05/14/2002		LETTER dated 6.05.01 from Carolyn A. Kubitschek to USDJ Weinstein enclosing two articles and six reports relating to children. {w/attachments}. SEE: civil case no. 00-cv-2229, document # 306, for further details. (Barrett, Charryse) (Entered: 05/14/2002)
05/14/2002		(COPY) LETTER dated 12.14.01 from Monica Drinane & Karen Freedman to USDJ Weinstein in response to the Court's second draft order for a preliminary injunction circulated on 11.29.01. {w/attached proposed order}. SEE: civil case no. 00-cv-2229, document no. 313, for further details. (Barrett, Charryse) (Entered: 05/17/2002)

05/21/2002		Case closed as per doc. # 83. (Barrett, Charryse) (Entered: 05/21/2002)
06/14/2002		Plaintiffs' Request for Admissions, dated 6.06.01. {w/attached affidavit of personal service}. *Note: received for docketing on 6.14.02. SEE: civil case no. 00-cv-2229, document # 317, for further details. (Barrett, Charryse) (Entered: 06/14/2002)
06/20/2002		NYC Administration for Children's Services: JUNE 1, 2002 Domestic Violence Report. *SEE: civil case no. 00-cv-2229, doc. # 319, for further details. (Barrett, Charryse) (Entered: 06/20/2002)
06/20/2002		LETTER dated 5.16.02 from Carolyn Kubitshek to Counsel requesting that the motions for stay pending appeal that have been filed in the 2nd Circuit be withdrawn and that they refile them in District Court. *SEE: civil case no. 00-cv-2229, document # 320, for further details. (Barrett, Charryse) (Entered: 06/20/2002)
06/20/2002		(FAXED) LETTER dated 5.20.02 from Robert Easton to Ms. Kubitschek advising that the State Defts will not w/draw their motion because it fully complies with the appellate rules re: such applications. *SEE: civil case no. 00-cv-2229, doc. # 321, for further details. (Barrett, Charryse) (Entered: 06/20/2002)
06/20/2002		ORDER: the stay motions are denied because the motions should have been made in the district court in the first instance, and may be made there now. It is further ordered that the motions to postpone and to enter a revised scheduling order are denied, w/o prejudice to any party seeking a change in the briefing schedule at a later date. (Signed by Lucille Carr, Operations Manager on, 6.19.2002). SEE: civil case no. 00-cv-2229, document no. 322, for further details. (Barrett, Charryse) (Entered: 06/20/2002)
06/20/2002	85	Calendar entry: Case called before Hon. Jack B. Diamond on date of 06/20/02 for Motion hearing (Motion to extend the stay). Counsel for both sides present. Other: Rulings on the record. Court Reporter/ESR M. Diamond (Lee, Stephen) (Entered: 07/02/2002)
06/21/2002		MEMORANDUM and ORDER: for the reasons stated orally on the record, a further stay is denied . (Signed by Judge Jack B. Weinstein, on 6.21.02). SEE: civil case no. 00-cv-2229, document # 323, for further details. (Barrett, Charryse) (Entered: 06/21/2002)
07/08/2002		(FAXED) LETTER dated 7.03.02 from Henry S. Weintraub to USDJ Weinstein advising that Subclass B has selected Susan Kelly as its rep. on the "Review Committee." {w/attached curriculum vitae of Ms. Kelly}. SEE: civil case no. 00-cv-2229, doc. # 331, for further details. (Barrett, Charryse) (Entered: 07/08/2002)
07/09/2002		LETTER dated 7.03.02 from David J. Lanser to USDJ Weinstein advising that Pltffs' Subclass A appoints Evan Stark, M.S.W., Ph.D to the 5 person review Committee. {w/attached copy of Dr. Stark's curriculum vitae}. SEE: civil case no. 00-cv-2229, doc. # 332, for further details. (Barrett, Charryse) (Entered: 07/09/2002)
07/15/2002		(FAXED) LETTER dated 6.21.02 from Carolyn Kubitschek to Mr. Heller advising that Subclass A does not consent to any further stay of the preliminary injunction dated 1.03.02. SEE: civil case no. 00-cv-2229, doc. # 338, for further details. (Barrett, Charryse) (Entered: 07/15/2002)
07/19/2002	86	NOTICE of MOTION by Ekaete Udoh for attorney fees in the sum of \$250,000.00; plus additional fees; and costs in the sum of \$1,211.52 . Motion hearing set for 7.26.02 @ 10:00 a.m. Motion file stamped: 7.19.02. [w/attached affidavit in support & exhibits 1-2]. *Forwarded to June Lowe. (Barrett, Charryse) (Entered: 07/22/2002)
07/19/2002	87	MEMORANDUM by Ekaete Udoh in support of the [86-1] motion for attorney fees in the sum of \$250,000.00; plus additional fees; and costs in the sum of \$1,211.52. *Forwarded to June Lowe. (Barrett, Charryse) (Entered: 07/22/2002)

07/25/2002	88	LETTER dated 7.23.02 from William Bristow to USDJ Weinstein advising, as per a conversation w/Joanne N. Sirokin, the plttf's motion for atty fees, dated 7.18.02, does not seek fees from any State deft. *Returned to June Lowe. (Barrett, Charryse) (Entered: 07/25/2002)
07/25/2002	89	ORDER, the parties are directed to appear for the conference tomorrow to address the issue of the previously agreed-upon settlement. (So Ordered: Magistrate Cheryl L. Pollak, on 7.25.02). [Endorsed on letter dated 7.25.02 from Carolyn Kubitschek to USMJ Pollak]. C/M-CH 7.25.02. (Barrett, Charryse) (Entered: 07/26/2002)
07/26/2002		Motion(s) referred: the [86-1] motion for attorney fees in the sum of \$250,000.00; plus additional fees; and costs in the sum of \$1,211.52 is referred to Magistrate Judge. (Signed by Judge Jack B. Weinstein, on 7.23.02). [Endorsed on doc. # 86]. Mag. Pollak notified. (Barrett, Charryse) (Entered: 07/26/2002)
07/26/2002	90	Calendar entry: before USMJ Pollak on 7.26.02 case called for status conference. Deft to send letter by 7.29 explaining status of Udoh settlement and listing cases to be discussed during 8.02 conference. Pltff to send fee information for individual cases. (Barrett, Charryse) (Entered: 07/30/2002)
07/30/2002	91	(FAXED) LETTER dated 7.25.02 from Carolyn Wolpert to USMJ Pollak requesting an adjournment of plttfs' motion for attorneys' fees, from 6.26.02 to 8.26.02. (Barrett, Charryse) (Entered: 07/30/2002)
08/01/2002	92	(FAXED) LETTER dated 7.29.02 from Martha Calhoun to Ms. Kubitschek providing information on the status of the Udoh settlement. (Barrett, Charryse) (Entered: 08/01/2002)
10/11/2002		In The United States Court of Appeals for the Second Circuit: Sharwline Nicholson et al. v. Nicholas Scopetta et al.: Brief of Subclass A Plaintiffs-Appellees. 02-7079 (L). SEE: case no. 00-cv-2229, doc. no. 357, for further details. (Barrett, Charryse) (Entered: 10/11/2002)
10/16/2002		Calendar entry: before USDJ Weinstein on 10/16/2002 @ 1:00 p.m. case called for status conference. Courtesy call paid by William Jones, Chairman of the review committee. Please see case no. 00-cv-2229, doc. no. 359, for further details. (Barrett, Charryse) (Entered: 10/21/2002)
11/08/2002		ORDER: at the request of the Nicholson Review Committee, Professor Janet E. Findlater, Wayne State University Law School, is hereby appointed to serve as a consultant to the Committee to assist in its work. (Signed by Judge Jack B. Weinstein, on 11/05/2002.) C/M-CH SEE: case no. 00-cv-2229, doc. no. 363, for futher details. (Barrett, Charryse) (Entered: 11/08/2002)
11/18/2002		SUPPLEMENTAL NOTICE OF MOTION by David Lanser, counsel for plaintiffs, for attorneys' fees . No motion hearing set . Motion file stamped: 11/18/2002. (w/attached Supplemental Declaration in Support, Atty Fee Declaration &Exhibits 5-6). SEE: case no. 00-cv-2229, doc. no. 336, for further details. (Barrett, Charryse) (Entered: 11/25/2002)
11/18/2002		SUPPLEMENTAL MEMORANDUM by David J. Lansner, counsel for plaintiffs, in support of their motion for attorneys' fees. w/attached Declaration of Service. SEE: case no. 00-cv-2229, doc. no. 367, for further details. (Barrett, Charryse) Modified on 11/25/2002 (Entered: 11/25/2002)
11/25/2002		LETTER dated 10/31/2002 from Jonathan Pines to USMJ Pollak requesting that the Tillett and Nicholson fee motions be consolidated for briefing and decision, together with the previously filed Udoh fee motion, dated 7/18/2002. Also requesting that the court direct plttfs' counsel to provide City defts a copy of their fee data from the Tillett and Udoh matters. SEE: case no. 00-cv-2229, doc. no. 368, for further details. (Barrett, Charryse) (Entered: 11/25/2002)
11/25/2002		LETTER dated 11/06/2002 from Carolyn Kubitschek to USMJ Pollak providing corrections to the letter of Jonathan Pines, dated 10/31/2002. SEE: case no. 00-cv-2229, doc. no. 369, for further details. (Barrett, Charryse) (Entered: 11/25/2002)

11/26/2002		Article from The New York Times Magazine entitled "Fier Entanglement," re: the strategy for dealing with domestic violence. Article dated 11/17/2002. SEE: case no. 00-cv-2229, doc. no. 370, for further details. (Barrett, Charryse) (Entered: 11/26/2002)
12/05/2002		LETTER dated 12/4/02 from Carolyn Wolpert to Judge Weinstein, requesting an extension of time until 12/20/02 for Cirt dfts to respond to pltfs' consolidated fee motions in 00-CV-2229, 00-CV-5155, and 00-CV-6885 and an extension of time until 1/13/03 for pltfs to reply. Filed as Document 372 in 00-CV-2229. (Fahey, Lauren) (Entered: 12/05/2002)
12/05/2002		ORDER: City dfts' response to pltfs' consolidated fee motions due 12/20/02 and pltfs' reply due 1/13/03. (signed by Magistrate Cheryl L. Pollak, on 12/4/02). Filed as document 373 in 00-CV-2229. (Fahey, Lauren) Modified on 12/05/2002 (Entered: 12/05/2002)
12/23/2002		DECLARATION of Carolyn Wolpert re: the motion for attorneys' fees. (w/attached exhibits A-N). SEE: case no. 00-cv-2229, doc. no. 376, for further details. (Barrett, Charryse) Modified on 12/24/2002 (Entered: 12/24/2002)
12/23/2002		Defendants' MEMORANDUM of Law by Michael A. Cardozo in opposition to pltfs' [366-1] motion for attorneys' fees. (w/attached exhibits 1-8). *SEE: case no. 00-cv-2229, doc. no. 377, for further details. (Barrett, Charryse) Modified on 12/26/2002 (Entered: 12/26/2002)
01/27/2003		PLTFS' REPLY MEMORANDUM OF LAW in support of their [366-1] motion for attorneys' fees; filed by Carolyn Kubitschek and Jill Zuccardy o/b/o pltfs. [Filed as Document 389 in 00-CV-2229] *Forwarded to MJ Pollak. (Fahey, Lauren) (Entered: 02/07/2003)
01/27/2003		REPLY ATTORNEYS' FEES DECLARATION in support of [366-1] motion for attorneys' fees; filed by Carolyn Kubitschek o/b/o pltfs. [Filed as Document 390 in 00-CV-2229] *Forwarded to MJ Pollak (Fahey, Lauren) (Entered: 02/07/2003)
06/03/2003	<u>93</u>	(COPY) MEMORANDUM AND ORDER: Part J of the NYS budget bill has been adopted into law. The parties may wish to consider whether they should move in the court of appeals for the Second Circuit for a temporary remand to provide jurisdiction in the district court to reconsider the ruling on atty's fees. If the case is remanded, this court will schedule a prompt hearing on the issue. Signed by Judge Jack B. Weinstein, on 6/3/2003.(Barrett, Charryse) (Entered: 06/03/2003)
06/12/2003	<u>94</u>	(COPY) MEMORANDUM AND ORDER: the parties are ordered to appear before the court on 6/13/2003 @ 2:30 p.m. to discuss the court's order of 6/3/2003 concerning Part J of the New York State budget bill. Signed by Judge Jack B. Weinstein on 6/11/2003. C/M-CH *Original docketed under 00-cv-2229, doc. no. 420. (Barrett, Charryse) (Entered: 06/12/2003)
06/18/2003	<u>95</u>	(COPY) MEMORANDUM AND ORDER: Increases in compensation for appointed counsel do not take effect until 1/1/2004 unless the City of New York acts to effectuate increases earlier. Signed by Judge Jack B. Weinstein, on 6/16/2003. C/M-CH *Original docketed under 00-cv-2229, doc. no. 425.(Barrett, Charryse) (Entered: 06/23/2003)
09/19/2003		ORDER REFERRING MOTION as per chambers: Motion for Attorney Fees filed by Ekaete Udoh, J.A. and G.A., 86 Motion for Attorney Fees filed by Ekaete Udoh referred to mag. judge. (Barrett, Charryse) (Entered: 09/19/2003)
10/09/2003	<u>96</u>	ORDER: The parties shall appear on 11/10/2003 @ 10:00 a.m. to discuss the continuation of the court's preliminary injunction. They shall describe in detail, in writing, w/in 30 days: dfts' compliance or noncompliance w/the preliminary injunction; developments since the injunction was granted; and the effect of the imminent increase in compensation for appointed attys. (Signed by Judge Jack B. Weinstein on 9/30/2003) C/M by Chambers. (Latka-Mucha, Wieslawa) (Entered: 10/09/2003)
10/28/2003	97	(COPY) Notice of MOTION for contempt w/attached declaration &exhibits 1-5, filed by Plaintiff Subclass A. *Original docketed under 00-cv-2229, doc. no. 452. (Barrett, Charryse) (Entered: 10/28/2003)

10/30/2003		Notice of MOTION for Preliminary Injunction by <i>plaintiff Subclass A, which is actually a "motion to extend preliminary injunction."</i> w/attached Lansner declaration, Zuccardy declaration & exhibits 1-18. (SEE: 00-cv-2229, doc. no. 456). (Barrett, Charryse) (Entered: 10/31/2003)
10/30/2003		MEMORANDUM of law in support of the motion to extend the preliminary injunction. (SEE: 00-cv-2229, doc. no. 457) (Barrett, Charryse) (Entered: 10/31/2003)
11/10/2003		MEMORANDUM in Opposition to the 97 Notice of MOTION for contempt, by City of New York, Jane Dorobella, Sylvia Parris, Nicholas Scoppetta, and John Tai. (SEE: 00-cv-2229, doc. no. 462, for further details) (Barrett, Charryse) (Entered: 11/13/2003)
11/17/2003	<u>98</u>	(COPY) Letter dated 11/7/2003 from Karen J. Freedman and Monica Drinane to USDJ Weinstein in response to Your Honor's order dated 9/30/2003. (For original see: 00-cv-2229, doc. no. 464) (Barrett, Charryse) (Entered: 11/17/2003)
12/04/2003		DECLARATION by David J. Lansner in support of the motion to extend preliminary injunction. w/attached exhibits 20-26. (SEE: 00-cv-2229, doc. no. 474) (Barrett, Charryse) (Entered: 12/08/2003)
12/04/2003		REPLY by Plaintiff Subclass A in support of the motion to extend preliminary injunction. (SEE: 00-cv-2229, doc. no. 475)(Barrett, Charryse) (Entered: 12/08/2003)
12/04/2003		DECLARATION of Lisa Kociubes in reply to the papers submitted by the City Defts in opposition to the plttf's motion for a preliminary injunction. (w/attached exhibits A-E) SEE: 00-cv-2229, doc. no. 476. (Barrett, Charryse) (Entered: 12/08/2003)
12/12/2003		Letter dated 12/8/2003 from Karen Walker Bryce to USDJ Weinstein advising that the Nicholson Review Committee has stated that Subclass B will now be permitted to participate in the complaint and review process. (w/attached exhibits A-B) SEE: 00-cv-2229, doc. no. 481. (Barrett, Charryse) (Entered: 12/12/2003)
12/19/2003	<u>99</u>	(Copy) MEMORANDUM AND ORDER: This Order modifies and supplements the Amended Memorandum, Order and Preliminary Injunction, dated 1/3/2002. W/O this Order, the original preliminary injunction would have terminated automatically on 1/31/2004. The preliminary injunction is amended as follows: The following sentences in Paragraph 13 are excised: "Subject to order of a court, if she cannot afford counsel, counsel shall be appointed and paid an amount that permits effective representation of the mother. Subject to order of a court, and limits on expenditure per case by a court, this compensation shall be \$90 an hour for both in-court and out-of-court time. For any single case, compensation shall not exceed \$1,500, subject to order of a court." Paragraph 15 is superseded by the following: "This preliminary injunction shall automatically terminate on 7/1/2004, subject to further court order." (Signed by Judge Jack B. Weinstein on 12/9/2003) *C/M, Faxed by Chambers. (Latka-Mucha, Wieslawa) (Entered: 12/19/2003)
12/31/2003	<u>100</u>	NOTICE OF APPEAL as to <u>99</u> Memorandum & Opinion, by attorney for the City of New York and Nicholas Scoppetta. Affidavit of service attached. Filing fee \$ 255.00, receipt number 287718. Forms C and D mailed to Alan G. Krams - Assistant Corporation Counsel. Acknowledgment from USCA requested. (McGee, Mary Ann) (Entered: 01/06/2004)
02/18/2004		Letter dated 2/18/2004 from Karen Freedman and Monica Drinane to USDJ Weinstein requesting that the court resolve whether the children may be denied access to meetings had, and documents and communications, exchanged by the Nicholson Review. (w/attached exhibits A-K) SEE: 00-cv-2229, doc. no. 493. (Barrett, Charryse) (Entered: 03/04/2004)
02/25/2004		Letter dated 2/25/2004 from Karen Freedman and Monica Drinane to USDJ Weinstein explaining why the Committee should be precluded from engaging in ex parte conduct and the Children should be advised of the City's position and afforded an opportunity to meet it. (w/attached exhibit L) SEE: 00-cv-2229, doc. no. 491. (Barrett, Charryse) (Entered: 02/27/2004)

03/09/2004		ORDER: Pltff Subclass B's application for a stay for the next meeting of the Nicholson Review Committee scheduled for 2/27/2004 is denied. A hearing will be held on 2/26/2004 @ 10:00 a.m. Signed by Judge Jack B. Weinstein, on 2/24/2004. SEE: 00-cv-2229, doc. no. 498. (Barrett, Charryse) (Entered: 03/09/2004)
04/05/2004		Letter dated 3/18/2004 from Brett S. Ward to USMJ Pollak enclosing a decision in the case of Irish v. City of New York, 2004 WL 444544 (S.D.N.Y. 2004). w/attached decision. SEE: 00-cv-2229, doc. no. 500. (Barrett, Charryse) (Entered: 04/05/2004)
04/05/2004		Letter dated 3/19/2004 from Jonathan Pines to USMJ Pollak in response to plttfs' letter of 3/18/2004, enclosing a copy of Magistrate Judge Ellis' opinion and order in Irish v. City of New York, 2004 WL 444544 (S.D.N.Y. Mar. 10, 2004). SEE: 00-cv-2229, doc. no. 501. (Barrett, Charryse) (Entered: 04/05/2004)
04/29/2004		Letter dated 4/20/04 from Barrie L. Goldstein, Esq. to USDJ Weinstein advising that on 3/29/04 the Special Litigation & Law Reform Unit of the Legal Aid Society, Juvenile Rights Division re-located to new offices. Their new address and contact numbers are as follows: The Legal Aid Society Juvenile Rights Division, 199 Water Street, 3rd Floor, New York, New York 10038. Main telephone# 212-577-3300, fax# 212-577-3520. Barrie L. Goldstein's# 212-577-3284. Cynthia Godsoe's# 212-577-3389. See document# 505 in 00CV2229. (Nieves, Adrian) (Entered: 04/29/2004)(Nieves, Adrian) (Entered: 04/29/2004)
04/29/2004		Certified and Transmitted INDEX on Appeal to US Court of Appeals re <u>100</u> Notice of Appeal. USCA#01-0145. (McGee, Mary Ann) (Entered: 05/07/2004)
05/07/2004	<u>103</u>	(COPY) ORDER: all parties are granted to May 3 (to file objections to the report and recommendation) a decision by magistrate judges decision plus 10 days, whichever occurs last. Signed by Judge Jack B. Weinstein, on 4/14/2004. (Endorsed on letter dated 4/13/2004 from Carolyn Wolpert to USDJ Weinstein) Copies mailed by Chambers. *Original docketed under 00-cv-2229, doc. no. 515. (Barrett, Charryse) (Entered: 06/10/2004)
05/17/2004	<u>101</u>	ORDER of USCA as to <u>100</u> Notice of Appeal, filed by City of New York, Nicholas Scoppetta. It is stipulated that the appeal is withdrawn without prejudice to reactivation by Appellants' counsel by written notice to the Clerk of this Court no more than thirty days after entry of the judgment in Nicholson v. Scoppetta. Certified 5/13/04. Acknowledgment returned to USCA. Judge notified. A copy of this Order sent to Chambers. USCA#04-0145. (McGee, Mary Ann) (Entered: 05/24/2004)
05/21/2004		TRANSCRIPT of Proceedings held on 11/10/2003 before Judge Weinstein. Court Reporter: Burton Sulzer. SEE: 00-cv-2229, doc. no. 508. (Barrett, Charryse) (Entered: 05/24/2004)
05/25/2004	102	Acknowledgment from USCA received re: <u>100</u> Appeal. Acknowledgment signed by SG on 5/10/04. USCA#04/0145.(Drayton, Lorraine) (Entered: 05/25/2004)
05/28/2004		ORDER: defts are granted a brief extension of time, until 5/17/2004 to submit their objections to plttfs' additional time records, submitted to the court on 4/9/2004 in connection with plttfs' motions for fees. Signed by Judge Cheryl L. Pollak, on 5/11/2004. (Endorsed on letter dated 5/11/2004 from Carolyn Wolpert to USMJ Pollak) SEE: 00-cv-2229, doc. no. 510. (Barrett, Charryse) (Entered: 05/28/2004)
06/10/2004	<u>104</u>	(COPY) ORDER: (the date for all parties to file objections to the report and recommendation of USMJ Pollak, dated 4/2/2004 is) granted until 10 days after mag. judge rules (on request to amend the report and recommendation). Signed by Judge Jack B. Weinstein, on 6/9/2004. (Endorsed on letter dated 4/13/2004 from Carolyn Wolpert to USDJ Weinstein) *Original docketed under 00-cv-2229, doc. no. 516.(Barrett, Charryse) (Entered: 06/10/2004)
06/11/2004		Notice of MOTION for Preliminary Injunction , by <i>plaintiffs Subclass A, "to extend" w/attached Lansner Declaration, Zuccardy Declaration & Exhibits 1-2., (SEE: 00-cv-2229, doc. no. 521).</i> (Barrett, Charryse) (Entered: 06/21/2004)
06/23/2004		ZUCCARDY DECLARATION in Response to Defendant's Objection to Magistrate's Report. SEE: 00-cv-2229, doc. no. 526.(Barrett, Charryse) (Entered: 06/23/2004)

		06/25/2004)
06/23/2004		DECLARATIONS in response to depts' Objection to Report and Recommendations, filed by Plaintiffs. SEE: 00-cv-2229, doc. no. 528. (Barrett, Charryse) (Entered: 07/06/2004)
06/30/2004	<u>105</u>	(COPY) MEMORANDUM AND ORDER: the preliminary injunction is extended until 10/1/2004. This order modifies and supplements the Amended Memorandum, Order and Preliminary Injunction, dated 1/3/2002. Paragraph 15 is superseded by the following "This preliminary injunction shall automatically terminate on 10/1/2004, subject to further court order." Signed by Judge Jack B. Weinstein, on 6/14/2004. Copies mailed by Chambers. *Original docketed under 00-cv-2229, doc. no. 527. (Barrett, Charryse) (Entered: 07/02/2004)
07/07/2004	<u>106</u>	NOTICE OF APPEAL as to <u>105</u> Order on Motion for Preliminary Injunction entered 7/2/04, by attorney for City of New York and Nicholas Scoppetta. Filing fee \$ 255.00, receipt number 296315. Affidavit of service attached. USCA notified. Acknowledgment requested. (McGee, Mary Ann) (Entered: 07/08/2004)
07/07/2004		Forms C and D mailed to Assistant Corporation Counsel Alan G. Krams. (McGee, Mary Ann) (Entered: 07/08/2004)
07/08/2004		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>106</u> Notice of Appeal, (McGee, Mary Ann) (Entered: 07/08/2004)
08/03/2004		Letter dated 4/9/2004 from David J. Lansner to USMJ Pollak, requesting amendment of the Court's Report and Recommendation regarding plttfs' motions for fees in the cases. (w/attachments) SEE: 00-cv-2229, doc. no. 537. (Barrett, Charryse) (Entered: 08/03/2004)
08/03/2004		Letter dated 4/21/2004 from David J. Lansner to USMJ Pollak, recalculating the amount of work which may have been subjected to double reductions. SEE: 00-cv-2229, doc. no. 538.(Barrett, Charryse) (Entered: 08/03/2004)
08/04/2004		Letter dated 4/17/2004 from David J. Lansner to USMJ Pollak, following up on yesterday's conference regarding amounts which plttfs believe were done twice. SEE: 00-cv-2229, doc. no. 539.(Barrett, Charryse) (Entered: 08/04/2004)
08/04/2004		Letter dated 5/11/2004 from Carolyn Wolpert to USMJ Pollak, enclosing a reconstructed version of exhibit 1 to the Declaration of Carolyn Wolpert. SEE: 00-cv-2229, doc. no. 540. (Barrett, Charryse) (Entered: 08/04/2004)
08/04/2004		Letter dated 5/17/2004 from Carolyn Wolpert to USMJ Pollak, arguing that plttfs should not be permitted to present additional time records. (w/attached exhibits A-B) SEE: 00-cv-2229, doc. no. 541. (Barrett, Charryse) (Entered: 08/04/2004)
08/04/2004		Letter dated 5/21/2004 from David J. Lansner to USMJ Pollak, responding to Carolyn Wolpert's letter of 5/17/2004 objecting to plttfs' request for fees for work on their fee application. SEE: 00-cv-2229, doc. no. 542.(Barrett, Charryse) (Entered: 08/04/2004)
09/17/2004	107	USCA Scheduling Order as to <u>106</u> Notice of Appeal, filed by City of New York, Nicholas Scoppetta. Appeal Record due by 10/12/2004. USCA#04/3808. Appellant's brief shall be filed on or before 10/19/04. Appellee shall be filed on or before 11/18/04. That the argument of the appeal shall be heard no eariler than the week of 12/27/04.(Drayton, Lorraine) (Entered: 09/27/2004)
10/08/2004	<u>108</u>	ORDER of USCA/STIPULATION withdrawing appeal from active consideration without prejudice, with leave to reactivate as to <u>106</u> Notice of Appeal, filed by City of New York, Nicholas Scoppetta. Copy sent to Chambers. (McGee, Mary Ann) (Entered: 10/13/2004)
10/25/2004	<u>109</u>	MEMORANDUM AND ORDER extending the preliminary injunction to 12/31/2004. Signed by Judge Jack B. Weinstein, on 10/21/2004. Copies faxed by Chambers. *Original filed under 00-cv-2229, doc. no. 555.(Barrett, C.) (Entered: 10/28/2004)

10/27/2004	<u>110</u>	NOTICE OF APPEAL as to <u>109</u> Memorandum & Opinion by attorney for the City of New York and Nicholas Scoppetta. Filing fee \$ 255.00, receipt number 301186. Affidavit of service attached. Forms C and D mailed to attorney Alan G. Krams. USCA notified. Acknowledgment requested. (McGee, Mary Ann) (Entered: 10/28/2004)
10/28/2004		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>110</u> Notice of Appeal, (McGee, Mary Ann) (Entered: 10/28/2004)
11/05/2004	<u>112</u>	OBJECTION to Corrected Report and Recommendations, filed by Ekaete Udoh, J.A. and G.A. *Note: Corrected report and recommendations filed under 00-cv-2229, doc. no. 554. (Barrett, C.) (Entered: 11/16/2004)
11/08/2004	<u>111</u>	MEMORANDUM AND ORDER modifying and supplementing the amended memorandum, order and preliminary injunction, dated 1/3/2002 and the amendment to that order dated 6/14/2004. Signed by Judge Jack B. Weinstein, on 9/28/2004. Copies mailed by Chambers. *Hard copy filed under 00-cv-2229, doc. no. 559.(Barrett, C.) (Entered: 11/08/2004)
12/03/2004	<u>113</u>	ORDER: parties shall appear in this court on 12/22/2004 @ 10:00 a.m. The court is of the tentative opinion that as of 12/31/2004, the preliminary injunction should be permitted to expire and that the case should be dismissed as moot. Signed by Judge Jack B. Weinstein, on 11/30/2004. *Hard copy filed under 00-cv-2229, doc. no. 566. (Barrett, C.) (Entered: 12/03/2004)
12/14/2004	114	USCA Scheduling Order as to <u>110</u> Notice of Appeal, filed by City of New York,, Nicholas Scoppetta,. Appeal Record due by 12/27/2004. USCA#04/5733. Appellant's brief shall be filed on or before 1/3/05. Appellee shall be filed on or before 2/2/05. That the argument of the appeal shall be heard no earlier than the week 3/14/05.(Drayton, Lorraine) (Entered: 12/14/2004)
12/27/2004	<u>115</u>	STIPULATION <i>Proposed Order</i> by Ekaete Udoh. (Lansner, David) (Entered: 12/27/2004)
12/29/2004	<u>116</u>	STIPULATION AND ORDER of SETTLEMENT. Signed by Judge Jack B. Weinstein, on 12/17/2004. Copies mailed by Chambers (Barrett, C.) (Entered: 01/03/2005)
01/11/2005	<u>117</u>	ORDERED that plaintiffs are awarded the total sum of \$100,459.93 in costs and attys' fees for the work of Lansner & Kubitschek and that plaintiffs are awarded the total sum of \$12,972.67 in costs and attys' fees for the work of Sanctuary for Families Center for Battered Women's Legal Services. It is further ORDERED that the Clerk enter judgment against all defendants in the sum of \$12,972.67, plus interest from 4/6/2002. Signed by Judge Jack B. Weinstein, on 1/3/2005. (Barrett, C.) (Entered: 01/11/2005)
01/14/2005	<u>118</u>	JUDGMENT on Attorney Fees. Fees awarded to plaintiffs. Signed by Clerk of Court, on 1/13/2005. Copies mailed with appeals packet.(Barrett, C.) (Entered: 01/14/2005)
02/07/2005	<u>119</u>	MANDATE of USCA/STIPULATION WITHDRAWING APPEAL FROM ACTIVE CONSIDERATION WITHOUT PREJUDICE, WITH LEAVE TO REACTIVATE as to <u>110</u> Notice of Appeal, filed by City of New York, Nicholas Scoppetta. Certified: 1/26/05. Copy sent to Judge. USCA#04-3808-cv. (McGee, Mary Ann) (Entered: 02/08/2005)
02/10/2005	<u>120</u>	ORDER: plttf Subclass B is granted an extension until 2/11/2005 to comply with Paragraph 4 (7) of the Nicholson Settlement Agreement. Signed by Judge Jack B. Weinstein, on 1/20/2005. (Endorsed on letter dated 1/20/2005 from Barrie L. Goldstein to USDJ Weinstein) Copies mailed by Chambers. Hard copy filed under 00-cv-2229, doc. no. 594.(Barrett, C.) (Entered: 02/10/2005)
02/15/2005		ORDER: Plttf Subclass B's request for an extension of time to comply with paragraph 4(7) of the Nicholson Settlement Agreement to and including 2/15/2005 is granted. Signed by Judge Jack B. Weinstein, on 2/10/2005. (Endorsed on letter dated 2/10/2005 from Barrie L. Goldstein to USDJ Weinstein) Copies faxed by Chambers. SEE: 00-cv-2229, doc. no. 598. (Barrett, C.) (Entered: 03/04/2005)

05/19/2005	<u>121</u>	MANDATE of USCA as to <u>110</u> Notice of Appeal, filed by City of New York,, Nicholas Scoppetta. It is Ordered that the motion to dismiss appeal is granted. Certified: 5/18/05. (McGee, Mary Ann) (Entered: 05/24/2005)
06/24/2005	<u>122</u>	MANDATE of USCA as to <u>110</u> Notice of Appeal, filed by City of New York,, Nicholas Scoppetta. It is Ordered that Appellants' motion to dismiss their appeals as moot is granted. Certified 6/20/05. USCA#04-5739-cv,04-5753-cv 04-5733-cv. (McGee, Mary Ann) (Entered: 06/24/2005)
07/01/2005	<u>123</u>	MINUTE ENTRY for Status Conference proceeding held before MJ Cheryl L. Pollak on 6/30/2005. Defendants are given until 8/11/05 to propose fee settlement; if no settlement, defendants will be given 2 weeks to file papers in response to Lansner & Kubitschek's motion. State defendants are to write to Judge Weinstein requesting clarification regarding dismissal of State defendants and fee application. Conference set for 9/7/05 @ 3:00 PM. (Caggiano, Diana) (Entered: 07/01/2005)
09/15/2005		ORDER – The parties are directed to notify this Court if they believe a conference could assist in resolving the fee dispute. Otherwise, this Court does not require a pre-motion conference and the parties are directed to agree on a schedule for briefing. Ordered by Judge Cheryl L. Pollak on 6/10/05. Order endorsed on letter dtd 6/10/05 from Karen Walker Bryce and Scott Rosenberg to Magistrate Pollak. Faxed 6/10/05. See document #629 in CV-00-2229.(McGee, Mary Ann) (Entered: 09/16/2005)
09/16/2005	<u>124</u>	ENDORSED ORDER granting City depts' request that the deadline for filing their opposition papers be extended to 9/21. Ordered by Judge Cheryl L. Pollak, Undated. (Endorsed on letter dated 8/18/2005 from Jonathan Pines to USMJ Pollak) w/attachment. (Drayton, Lorraine) (Entered: 09/16/2005)
09/22/2005	<u>125</u>	ORDER: given that settlement appears unlikely at this time, depts are given until 10/7/2005 to serve their papers in opposition to the fee application. Pltff's are given one week to submit a reply. Ordered by Judge Cheryl L. Pollak, on 9/20/2005. (Endorsed on letter dated 9/19/2005 from David J. Lansner to USMJ Pollak) *Original docketed under 00-cv-2229, doc. no. 632.(Barrett, C.) (Entered: 09/22/2005)
03/20/2007	<u>126</u>	ORDER & JUDGMENT on Attorneys' Fees. Ordered by Judge Jack B. Weinstein, on 3/16/2007. Copies mailed by Chambers. (Barrett, C) (Entered: 03/20/2007)