

CLOSED

**United States District Court  
District of Massachusetts (Boston)  
CIVIL DOCKET FOR CASE #: 1:71-cv-00162-REK**

Inmates Suffolk Cty, et al v. Rufo, et al  
Assigned to: Senior Judge Robert E. Keeton  
Demand: \$0  
Cause: 42:1983 Civil Rights Act

Date Filed: 01/20/1971  
Jury Demand: None  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Stephen Gordon**

represented by **Max D. Stern**  
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**Plaintiff**

**Julio Gonzalez**

represented by **Lynn G. Weissberg**  
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**Max D. Stern**  
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**Plaintiff**

**Carlos Manuel Lopez**

represented by **Lynn G. Weissberg**  
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*LEAD ATTORNEY*  
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**Max D. Stern**  
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**Plaintiff**

**Rogelio Santiago**

represented by **Lynn G. Weissberg**  
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**Max D. Stern**  
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**Plaintiff**

**Inmates of Suffolk County Jail**

represented by **Lynn G. Weissberg**  
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**Max D. Stern**  
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V.

**Defendant**

**Commonwealth of Massachusetts**

represented by **Thomas O. Bean**  
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**Defendant**

**Corrections, Commissioner of**

represented by **Chester A. Janiak**  
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**Defendant**

**Dennis J. Kearney**  
*TERMINATED: 11/06/1992*

**Defendant**

**Richard J. Rouse**  
*Richard J. Rouse Sheriff of Suffolk County*

represented by **Holly A. Ditchfield**  
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**Movant**

**American Federation of State, County,  
 and Municipal Employees Council 93,  
 AFL-CIO**  
*TERMINATED: 03/04/1994*

represented by **Augustus J. Camelio**  
 AFSCME Council 93, AFL-CIO  
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*TERMINATED: 03/04/1994*  
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| <b>Date Filed</b> | <b>#</b> | <b>Docket Text</b>                                                                                                                             |
|-------------------|----------|------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/06/1991        | 153      | P's ninth application for an award of attny's fees and costs, filed (fmr) (Entered: 03/11/1991)                                                |
| 03/06/1991        | 154      | Affidavit of Dennis Shedd in support of remark (fmr) (Entered: 03/11/1991)                                                                     |
| 03/06/1991        | 155      | Affidavit of Max D. Stern in support of remark, filed (fmr) (Entered: 03/11/1991)                                                              |
| 03/06/1991        | 156      | Affidavit of Lynn Weissberg in support of remark, filed (fmr) (Entered: 03/11/1991)                                                            |
| 03/06/1991        | 157      | Statement of Legal Services performed by Max D. Stern, filed (fmr) (Entered: 03/11/1991)                                                       |
| 03/06/1991        | 158      | Statement of services performed by Law students, filed (fmr) (Entered: 03/11/1991)                                                             |
| 03/06/1991        | 159      | Statment of Legal Services performed by Lynn Weissberg, filed (fmr) (Entered: 03/11/1991)                                                      |
| 03/06/1991        | 160      | Costs filed (fmr) (Entered: 03/11/1991)                                                                                                        |
| 03/06/1991        | 161      | Statement of legal services performed by Dennis Shedd, filed (fmr) (Entered: 03/11/1991)                                                       |
| 03/07/1991        | 162      | Judge Robert E. Keeton . Consent Order on P's ninth application for an interim of attorney's fees and costs, filed (fmr) (Entered: 03/11/1991) |

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| 03/21/1991 | 163 | Opinion from the Court of Appeals (fmr) (Entered: 03/27/1991)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 03/21/1991 | 164 | ERRATA SHEET form Court of Appeals, filed (fmr) (Entered: 03/29/1991)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 04/12/1991 | 165 | Court of Appeals Judgment- The district Court is AFFIRMED, ENTERED, cc/cl (fmr) (Entered: 04/19/1991)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 07/15/1991 | 166 | Copy of letter dated 7/11/91 to Francis P. Scigliano, Clerk for the USCA for the first circuit from the Supreme Court of the United States. "Certorari was granted in the above stated case on 2/19/91...you are requested to certify and transmit immediatley the record to this office. If your court is not in the possession of the lower court record, you may request that court to transmit its record directly to this office." received. (fmr) Modified on 07/15/1991 (Entered: 07/15/1991)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 07/16/1991 |     | Certified copy of docket and record on appeal forwarded to the Supreme Court of the United States as per request of letter dated 7/11/91. (fmr) (Entered: 07/16/1991)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 01/21/1992 |     | Status conference held (fmr) (Entered: 01/24/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 01/21/1992 | 167 | Judge Robert E. Keeton . Clerk's Notes:, Colloquy Conf. re: Supreme Court reversing this court and how to proceed. Mandate expected to issue 2/9/92 set status conference for 3:30 2/14/92 If Mandate has not been issued conf will be moved (fmr) (Entered: 01/24/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 02/13/1992 | 168 | Letter to the clerk from Walter M. Foster confirming the postponement of the hearing from 2/14/92 to 3/4/92 at 4:00 FILED cc/oppos/cl (fmr) (Entered: 02/19/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 03/06/1992 | 169 | Mandate of USCA, "The judgment of the district court is vacated and the cause is remanded to the district court for further proceedings consistent with the opinion of the Supreme Court." Filed. (fmr) (Entered: 03/06/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 03/31/1992 | 170 | Memorandum by Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in opposition to Defendant Sherriff's request for reassignment FILED (fmr) (Entered: 03/31/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 03/31/1992 | 171 | Memorandum of law of the Sheriff of Suffolk County regarding application of Local Rule 40.1 (i) (re: redrawing the case) (fmr) (Entered: 03/31/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 03/31/1992 |     | Status conference held (fmr) (Entered: 04/02/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 03/31/1992 | 172 | Judge Robert E. Keeton. Clerk's Notes: Status conference (rprr - Willette): Colloquy re: Local rules relating to retention of case by Judge Keeton. Judge Keeton finds that there will be a substantial savings of time if he retains the case and also that there is no reason why if the furthering of justice that he should not retain the case. Hearing date set for July 6, 1992 at 3:30 p.m. with a backup date of October 13, 1992 at 3:30 p.m. was designated. Court will defer filing Order until at least Thursday to give parties chance to submit agreement as to whether or not they agree case should be transferred to Judge Garrity. Schedling Order: all discovery must be completed by Friday, June 12, 1992; respective proposed findings of fact must be served to each party no later than June 22, 1992; proposed findings of facts with comments by opposing party must be filed with court no later than June 26, 1992. Briefs must be submitted by June 26, 1992; Reply briefs due by July 2nd, 1992, filed. (fmr) (Entered: 04/02/1992) |

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| 04/07/1992 | 173 | Motion by Mass., Commonwealth to modify consent decree of 8/30/90 FILED c/s (fmr) (Entered: 04/09/1992)                                                                                                    |
| 04/08/1992 | 175 | Proposed Consent Order on Plaintiff's tenth application for an interim award of attorney's fees and costs FILED (fmr) (Entered: 04/15/1992)                                                                |
| 04/08/1992 | 176 | Plaintiff's tenth applaication for an award of attorney's fees and costs FILED (fmr) (Entered: 04/15/1992)                                                                                                 |
| 04/08/1992 | 177 | Affidavit of Max D. Stern FILED (fmr) (Entered: 04/15/1992)                                                                                                                                                |
| 04/08/1992 | 178 | Statement of legal services performed by Max D. Stern FILED (fmr) (Entered: 04/15/1992)                                                                                                                    |
| 04/08/1992 | 179 | Affidavit of Lynn Weissberg FILED (fmr) (Entered: 04/15/1992)                                                                                                                                              |
| 04/08/1992 | 180 | Statement of legal services performed by Lynn Weisberg FILED (fmr) (Entered: 04/15/1992)                                                                                                                   |
| 04/08/1992 | 181 | Statement of services performed by law students FILED (fmr) (Entered: 04/15/1992)                                                                                                                          |
| 04/08/1992 | 182 | Affidavit of Dennis Shedd FILED (fmr) (Entered: 04/15/1992)                                                                                                                                                |
| 04/08/1992 | 183 | Statement of legal services performed by Dennis Shedd FILED (fmr) (Entered: 04/15/1992)                                                                                                                    |
| 04/08/1992 | 184 | Statement of Costs FILED (fmr) (Entered: 04/15/1992)                                                                                                                                                       |
| 04/09/1992 | 174 | Judge Robert E. Keeton . Memorandum ISSUED. "...there is no reason why, in the interest of justice, further proceedings should be conducted before another judge." (fmr) (Entered: 04/10/1992)             |
| 04/09/1992 | 185 | Motion by Mass., Commonwealth, Corrections, Commiss, Dennis J Kearney to vacate [162-1] order Consent Decree filed c/s(sad) Modified on 03/10/1993 (Entered: 04/17/1992)                                   |
| 04/16/1992 |     | Judge Robert E. Keeton . Endorsed Order granting [175-1] Plaintiff's Tenth application for an interim award of attorneys fees and costs (fmr) (Entered: 04/21/1992)                                        |
| 04/16/1992 | 186 | Memorandum by Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Inmates of Suffolk in opposition to [185-1] motion to vacate [162-1] order Consent Decree (fmr) (Entered: 05/06/1992) |
| 04/16/1992 | 245 | Memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in opposition to [173-1] motion to modify consent decree of 8/30/90 (fmr) (Entered: 03/24/1993)    |
| 04/27/1992 |     | Record on appeal returned from Supreme Court of the United States this date (fmr) (Entered: 04/27/1992)                                                                                                    |
| 06/02/1992 | 187 | Motion by Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to extend time for discovery to 9/11/92, motion hearing to 10/13/92 FILED c/s (fmr) (Entered: 06/05/1992)                  |

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| 06/08/1992 |     | Motion hearing re: [187-1] motion to extend time for discovery to 9/11/92, motion hearing to 10/13/92 (fmr) (Entered: 06/16/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 06/08/1992 | 188 | Judge Robert E. Keeton. Clerk's Notes: Hrg on Mtn (Rptr: Willette) Ds do not oppose extension of time for discovery, but prefer shorter extension than requested. Ct grants [187-1] motion to extend time for discovery to 7/31/92, motion hearing to 9/14/92, reset status conference for 9/14/92, reset discovery due for 7/31/92 . Backup date for conference remains in October. Sheriff to serve proposed findings of fact and memorandum on Aug. 12. Commissioner will serve on Aug. 24. Plaintiffs to serve on Sept. 9. Testimony to be by affidavit unless live testimony necessary. Plaintiffs to file marked findings of both defendants on Aug. 28. Defendants to file marked findings of plaintiffs on Sept. 11. Memoranda of law to be filed with court when proposed findings are served. (fmr) (Entered: 06/16/1992) |
| 06/26/1992 | 189 | Joint motion by Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Inmates of Suffolk, Dennis J Kearney for protective order FILED (fmr) (Entered: 07/06/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 06/26/1992 | 190 | Judge Robert E. Keeton . Order ISSUED granting [189-1] joint motion for protective order (fmr) (Entered: 07/06/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 08/05/1992 | 191 | Joint motion by Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Inmates of Suffolk, Dennis J Kearney to continue hearing 10/13/92 FILED (fmr) (Entered: 08/06/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 08/05/1992 |     | Judge Robert E. Keeton . Endorsed Order granting [191-1] joint motion to continue hearing 10/13/92, set status conference for 3:30 10/13/92 (fmr) (Entered: 08/06/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 08/22/1992 | 195 | Memorandum by Mass., Commonwealth in support of [173-1] motion to modify consent decree of 8/30/90 (fmr) (Entered: 10/22/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 09/10/1992 |     | Status conference held Amending briefing schedule..... (sad) (Entered: 09/17/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 09/10/1992 | 192 | Judge Robert E. Keeton . Clerk's Notes:, reset status conference for 9:00 12/14/92 The Ct.has set aside Dec.14,15,16, for the hearing, and will try to keep the full days open.... (sad) (Entered: 09/17/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 10/15/1992 | 193 | Joint motion by Dennis J Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss to extend briefing schedule FILED (fmr) (Entered: 10/15/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 10/16/1992 |     | Judge Robert E. Keeton . Endorsed Order granting [193-1] joint motion to extend briefing schedule for D's briefs until 10/21/92 (fmr) (Entered: 10/19/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 10/22/1992 | 194 | Motion by Mass., Commonwealth for leave to file memo in excess of 20 pgs FILED c/s (fmr) (Entered: 10/22/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 10/22/1992 |     | Judge Robert E. Keeton . Endorsed Order granting [194-1] motion for leave to file memo in excess of 20 pgs (fmr) (Entered: 10/22/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |



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| 10/22/1992 | 196 | APPENDIX I to D's memorandum in support of motion to modify consent decree FILED (fmr) (Entered: 10/22/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 10/22/1992 | 197 | APPENDIX II to D's memorandum in support of motion to modify consent decree FILED (fmr) (Entered: 10/22/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 11/03/1992 | 198 | Motion by Mass., Commonwealth to strike certain expert witnesses designated by the plaintiff FILED c/s (fmr) (Entered: 11/03/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 11/03/1992 | 199 | Memorandum by Mass., Commonwealth in support of [198-1] motion to strike certain expert witnesses designated by the plaintiff (fmr) (Entered: 11/03/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 11/06/1992 | 200 | Commissioner of Corrections memorandum in support of [185-1] motion to vacate [162-1] order Consent Decree (fmr) (Entered: 11/09/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 11/06/1992 | 201 | Motion by Commissioner of Correction to decertify class or to certify subclass FILED c/s (fmr) (Entered: 11/09/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| 11/06/1992 | 202 | Affidavit of John Messervy FILED (fmr) (Entered: 11/09/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 11/06/1992 | 203 | Affidavit of Larry E. DuBois FILED (fmr) (Entered: 11/09/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 11/06/1992 |     | Status conference held (fmr) (Entered: 11/09/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 11/06/1992 | 204 | Judge Robert E. Keeton . Clerk's Notes (Reptr. Willette): denying [198-1] motion to strike certain expert witnesses designated by the plaintiff. Colloquy re: the nature of the proceeding as it may bear of the relevance of expert witnesses. Court asks D if they wish to press motion (D asks leave to depose P's experts. P does not object) Court allows the motion for expedited hearing. D makes oral motion to change name of defendant from Kearney to Robert Rufo. No objection. Court allows. Clerk and parties directed to change the caption accordingly. set pretrial conference for 4:00 12/3/92 (fmr) (Entered: 11/09/1992) |
| 11/09/1992 | 205 | Letter to the clerk from Atty. Max Stern "In view of the timing, please accept the enclosed copy of our letter of October 26, 1992, to counsel for the Sheriff, in lieu of our response to the Sheriff's motion to strike..." FILED (fmr) (Entered: 11/09/1992)                                                                                                                                                                                                                                                                                                                                                                              |
| 11/19/1992 | 206 | Memorandum by Inmates of Suffolk in opposition to [201-1] motion to decertify class or to certify subclass (fmr) (Entered: 11/23/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 11/19/1992 | 212 | STIPULATION by Dennis J Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo, to extend briefing schedule FILED (fmr) (Entered: 11/30/1992)                                                                                                                                                                                                                                                                                                                                                                                            |
| 11/24/1992 | 207 | Transcript FILED of Hearing on Motions held 11/6/92 before Judge Keeton (Reptr. Willette) (fmr) (Entered: 11/25/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 11/25/1992 | 208 | Motion by Inmates of Suffolk for leave to file memo in excess of 20 pgs FILED c/s (fmr) (Entered: 11/30/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 11/25/1992 |     | Judge Robert E. Keeton . Endorsed Order granting [208-1] motion for leave to file memo in excess of 20 pgs (fmr) (Entered: 11/30/1992)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |



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| 11/25/1992 | 209 | Motion by Inmates of Suffolk for leave to file brief one day late FILED c/s (fmr) (Entered: 11/30/1992)                                                                                                                                                                                                                                                                                                                                                             |
| 11/25/1992 |     | Judge Robert E. Keeton . Endorsed Order granting [209-1] motion for leave to file brief one day late (fmr) (Entered: 11/30/1992)                                                                                                                                                                                                                                                                                                                                    |
| 11/25/1992 | 210 | Memorandum by Inmates of Suffolk in opposition to [201-1] motion to decertify class or to certify subclass (fmr) (Entered: 11/30/1992)                                                                                                                                                                                                                                                                                                                              |
| 11/25/1992 | 211 | P's appendix to memorandum in opposition to motion to decertify (fmr) (Entered: 11/30/1992)                                                                                                                                                                                                                                                                                                                                                                         |
| 12/01/1992 | 213 | P's MARKED VERSION of D's request for findings of fact and rulings of law FILED (fmr) Modified on 12/02/1992 (Entered: 12/02/1992)                                                                                                                                                                                                                                                                                                                                  |
| 12/01/1992 | 214 | P's MARKED VERSION of P's Proposed Findings of fact and conclusions of law (fmr) (Entered: 12/02/1992)                                                                                                                                                                                                                                                                                                                                                              |
| 12/01/1992 | 215 | Affidavit of Thomas Bennett, M.D. FILED (fmr) (Entered: 12/02/1992)                                                                                                                                                                                                                                                                                                                                                                                                 |
| 12/01/1992 | 216 | Letter to the clerk from Atty. Walter Foster, "Enclosed please find a copy of the First Circuit Record Appendix." FILED cc/oppos/cl (fmr) (Entered: 12/03/1992)                                                                                                                                                                                                                                                                                                     |
| 12/02/1992 | 217 | Memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in opposition to [201-1] motion to decertify class or to certify subclass (fmr) (Entered: 12/03/1992)                                                                                                                                                                                                                                                       |
| 12/02/1992 | 218 | Proposed Findings of fact and conclusions of law by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago (fmr) (Entered: 12/03/1992)                                                                                                                                                                                                                                                                                           |
| 12/03/1992 |     | Pre-trial conference held (fmr) (Entered: 12/08/1992)                                                                                                                                                                                                                                                                                                                                                                                                               |
| 12/03/1992 | 219 | Judge Robert E. Keeton . Clerk's Notes (Repr. Willette): Colloquy re: readiness for trial. D does not propose to call any live witnesses. P plans to call one, maybe two. (P would like to reserve the right to call Sheriff as cross-exam witness.) Court allows P to call Dr. Safire, D will get equal time for cross-examination. If P decides to call Rufo, he should notify the defendants, and then notify the court on the 14th. (fmr) (Entered: 12/08/1992) |
| 12/09/1992 | 220 | Motion by Robert Rufo for leave to file brief in excess of 20 pgs FILED assented to (fmr) (Entered: 12/10/1992)                                                                                                                                                                                                                                                                                                                                                     |
| 12/09/1992 |     | Judge Robert E. Keeton . Endorsed Order granting [220-1] motion for leave to file brief in excess of 20 pgs (fmr) (Entered: 12/10/1992)                                                                                                                                                                                                                                                                                                                             |
| 12/09/1992 | 221 | Plaintiff's Proposed Findings of fact and conclusions of law MARKED UP by Defendant Robert Rufo (fmr) (Entered: 12/10/1992)                                                                                                                                                                                                                                                                                                                                         |
| 12/09/1992 | 222 | Reply memorandum by Robert Rufo in support of [173-1] motion to modify consent decree of 8/30/90 (fmr) (Entered: 12/10/1992)                                                                                                                                                                                                                                                                                                                                        |
| 12/11/1992 | 223 | Reply by Corrections, Commiss to response to [185-1] motion to vacate [162-1] order Consent Decree (fmr) (Entered: 12/14/1992)                                                                                                                                                                                                                                                                                                                                      |
| 12/14/1992 | 229 | Judge Robert E. Keeton . Clerk's Notes: (Repr. Gibson) Non-jury trial Day 1. P calls Dr. Safjer, and Sheriff Rufo. D calls Dr. Bennet. Colloquy re: scheduling of                                                                                                                                                                                                                                                                                                   |

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|            |     | oral argument, Tuesday 1/12/93 at 1:15 p.m. All submissions should be filed by noon, 1/8/93. Order of argument: Sheriff Rufo, Inmates, Sheriff, AG, Inmates. (fmr) (Entered: 01/14/1993)                                                                                                                                                                                                                                                                                                                       |
| 12/14/1992 |     | Non jury trial held. (vah) (Entered: 09/23/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 12/30/1992 | 224 | Appendix III (appendix of affidavits and documents filed in support of motion of Sheriff of Suffolk County for modification of consent decree) FILED (fmr) (Entered: 01/04/1993)                                                                                                                                                                                                                                                                                                                               |
| 01/04/1993 | 225 | Transcript FILED of hearing held 12/14/92 before Judge Robert E. Keeton (Reptr. Gibson) (fmr) (Entered: 01/04/1993)                                                                                                                                                                                                                                                                                                                                                                                            |
| 01/06/1993 | 226 | Original Affidavit of Joel A. Dvoskin FILED (fmr) (Entered: 01/08/1993)                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 01/08/1993 | 227 | Reply Memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago FILED c/s (fmr) (Entered: 01/08/1993)                                                                                                                                                                                                                                                                                                                                                            |
| 01/11/1993 | 228 | Transcript FILED of status conference held before Judge Keeton on 3/31/92 (Reptr. Willette) (fmr) (Entered: 01/11/1993)                                                                                                                                                                                                                                                                                                                                                                                        |
| 01/12/1993 | 230 | Judge Robert E. Keeton . Clerk's Notes: (Reptr. Gibson) D offers court copies f charts already in evidence, in aide of court. (Court will await final submissions of parties to mark these charts) D objects to P's anticipated proffer of evidence. Court will hear proffer first. P explains. Court will allow P opportunity to make offer and D to respond, before making final determination. P and D's closing arguments. Court will await parties submissions, per schedule. (fmr) (Entered: 01/14/1993) |
| 01/12/1993 |     | Non Jury trial held, day two. (vah) (Entered: 09/23/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 01/27/1993 | 231 | Affidavit of Robert L. Pouliot FILED (fmr) (Entered: 01/27/1993)                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 02/01/1993 | 240 | Letter to the clerk from Atty. Chester Janiak enclosing a proposed form of order FILED (fmr) (Entered: 02/23/1993)                                                                                                                                                                                                                                                                                                                                                                                             |
| 02/01/1993 | 241 | Affidavit by Robert Rufo FILED (fmr) (Entered: 02/23/1993)                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 02/08/1993 | 232 | Commissioner of Correction's objection to Sheriff's draft order FILED (fmr) (Entered: 02/08/1993)                                                                                                                                                                                                                                                                                                                                                                                                              |
| 02/10/1993 | 233 | Fourth Affidavit by Robert Rufo FILED (fmr) (Entered: 02/10/1993)                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 02/16/1993 | 234 | Letter to Atty. Lynn Weissberg enclosing a copy of Robert Rufo's Fourth Affidavit FILED (fmr) (Entered: 02/16/1993)                                                                                                                                                                                                                                                                                                                                                                                            |
| 02/17/1993 | 235 | Motion by Mass., Commonwealth, Corrections, Commiss, Robert Rufo to extend time to respond to P's summary of count statistics for the jail populations FILED (assented-to) (fmr) (Entered: 02/19/1993)                                                                                                                                                                                                                                                                                                         |
| 02/17/1993 | 236 | STIPULATION by Dennis J Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo, extending time to respond to Sheriff's proposed order to 2/19/93 (fmr) (Entered: 02/22/1993)                                                                                                                                                                                                                               |
| 02/22/1993 | 238 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to supplement the record by filing the affidavit of                                                                                                                                                                                                                                                                                                                                                        |

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|            |     | Virginia Fleming FILED c/s (fmr) (Entered: 02/23/1993)                                                                                                                                                                                                                                                                            |
| 02/22/1993 | 239 | P's response to the Sheriff's proposed order FILED c/s (fmr) (Entered: 02/23/1993)                                                                                                                                                                                                                                                |
| 02/23/1993 | 237 | Notice of change of attorney appearance for Mass., Commonwealth by Thomas O. Bean (substituting for Jon Laramore) (fmr) (Entered: 02/23/1993)                                                                                                                                                                                     |
| 03/08/1993 | 242 | STIPULATION by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo, extending time to respond to P's summary of Count Statistics to 3/10/93 (fmr) (Entered: 03/10/1993)                                          |
| 03/12/1993 | 243 | Response of the Sheriff of Suffolk County to Plaintiff's response to the Sheriff's proposed order FILED c/s (fmr) (Entered: 03/15/1993)                                                                                                                                                                                           |
| 03/12/1993 | 244 | Response by Robert Rufo in opposition to [238-1] motion to supplement the record by filing the affidavit of Virginia Fleming (fmr) (Entered: 03/15/1993)                                                                                                                                                                          |
| 03/29/1993 | 246 | Affidavit of Virginia M. Fleming FILED (fmr) (Entered: 03/29/1993)                                                                                                                                                                                                                                                                |
| 03/29/1993 | 247 | Judge Robert E. Keeton . Order ENTERED. "Plaintiff's motion to supplement the record (#238) is ALLOWED. The Affidavit of Virginia M. Fleming (#246) and the Sheriff's response (#244) are being considered in relation to the Sheriff's motions to modify now under advisement." (fmr) (Entered: 03/31/1993)                      |
| 03/30/1993 | 248 | Judge Robert E. Keeton . Memorandum and Order ISSUED denying [201-1] motion to decertify class or to certify subclass (fmr) (Entered: 03/31/1993)                                                                                                                                                                                 |
| 03/31/1993 | 249 | Judge Robert E. Keeton . Memorandum and Order ISSUED denying [185-1] motion to vacate [162-1] order Consent Decree, denying [173-1] motion to modify consent decree of 8/30/90, denying motion for modification of the consent decree to allow double bunking, set status conference for 3:00 4/30/93 (fmr) (Entered: 03/31/1993) |
| 04/21/1993 | 250 | Notice of appeal by Dennis J. Kearney, Mass., Commonwealth, Corrections, Commiss, Robert Rufo Fee Status: paid \$105.00 (receipt #254260) Appeal record due on 5/21/93. c/s, cc/cl (fmr) (Entered: 04/22/1993)                                                                                                                    |
| 04/22/1993 |     | USCA appeal fees received \$ 105.00, receipt #254260. (fmr) (Entered: 04/22/1993)                                                                                                                                                                                                                                                 |
| 04/29/1993 | 251 | Letter to the Clerk from Atty. Holly Ditchfield stating parties have agreed to moving the conference from 4/30/93 to 5/10/93 @2:00 p.m. FILED cc/oppos/cl (fmr) (Entered: 04/29/1993)                                                                                                                                             |
| 04/29/1993 | 268 | Notice of appeal by Robert Rufo Fee Status: paid Appeal record due on 5/29/93 (eaf) (Entered: 06/23/1993)                                                                                                                                                                                                                         |
| 04/29/1993 |     | USCA appeal fees received \$ 105.00 (eaf) (Entered: 08/10/1993)                                                                                                                                                                                                                                                                   |
| 05/03/1993 | 269 | State Deft's report re: transcript(Commissioner of Correction) (eaf) (Entered: 06/23/1993)                                                                                                                                                                                                                                        |
| 05/10/1993 |     | Status conference held (fmr) (Entered: 05/12/1993)                                                                                                                                                                                                                                                                                |

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| 05/10/1993 | 252 | Judge Robert E. Keeton . Clerk's Notes (Reptr. Willette): Colloquy re: scheduling further proceedings. Sheriff is granted 60 days to file motion by 7/9/93. Inmates to file response by 8/13/93, set status conference for 2:00 9/23/93 (fmr) (Entered: 05/12/1993)                                                                                                                                  |
| 05/10/1993 | 270 | Sherriff of Suffolk County's report re: transcript and statement of issues (eaf) (Entered: 06/23/1993)                                                                                                                                                                                                                                                                                               |
| 05/10/1993 | 271 | Report of the Sheriff of Suffolk County to the Court pursuant to the Court's memo and order of 3/31/93 (eaf) (Entered: 06/23/1993)                                                                                                                                                                                                                                                                   |
| 06/14/1993 | 253 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for attorney fees and costs FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                    |
| 06/14/1993 | 254 | Affidavit of Atty Max Stern Re: [253-1] motion for attorney fees and costs FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                         |
| 06/14/1993 | 255 | Statement of Legal Services performed by Max Stern FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                                 |
| 06/14/1993 | 256 | Affidavit of Atty. Lynn Weissberg Re: [253-1] motion for attorney fees and costs (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                         |
| 06/14/1993 | 257 | Statement of Legal Services performed by Lynn Weissberg FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                            |
| 06/14/1993 | 258 | Statement of Legal Services performed by Law students FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                              |
| 06/14/1993 | 259 | Statement of Legal Services performed by paralegal Veronica Ramos FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                  |
| 06/14/1993 | 260 | Affidavit of Virginia M. Fleming Re: [253-1] motion for attorney fees and costs FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                    |
| 06/14/1993 | 261 | Statement of Legal Services performed by Virginia Fleming FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                          |
| 06/14/1993 | 262 | Affidavit of Atty. Dennis Shedd Re: [253-1] motion for attorney fees and costs FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                     |
| 06/14/1993 | 263 | Statement of Legal Services performed by Dennis Shedd FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                              |
| 06/14/1993 | 264 | Affidavit of Jenny Chou Re: [253-1] motion for attorney fees and costs (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                   |
| 06/14/1993 | 265 | Statement of Legal Services performed by Jenny Chou FILED (fmr) (Entered: 06/14/1993)                                                                                                                                                                                                                                                                                                                |
| 06/15/1993 | 266 | Judge Robert E. Keeton . Order granting [253-1] motion for attorney fees and costs. "It is hereby ORDERED, ADJUDGED and DECREED that the defendant the Mayor of the City of Boston shall forthwith pay the summ of \$190,000.00 to Stern, Shapiro, Rosenfeld & Weissberg, attorneys for plaintiffs, in full settlement of Plaintiffs Eleventh Application for an Interim Award of Attorneys Fees and |

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|            |     | Costs." (fmr) (Entered: 06/16/1993)                                                                                                                                                                                                               |
| 06/16/1993 | 267 | Transcript FILED of Conference held 5/10/93 before Judge Keeton (Repr. Willette) (fmr) (Entered: 06/17/1993)                                                                                                                                      |
| 06/25/1993 |     | Certified copy of docket and record on appeal forwarded to U.S. Court of Appeals: [268-1] appeal (eaf) (Entered: 07/01/1993)                                                                                                                      |
| 07/09/1993 | 272 | Joint motion by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo to extend filing dates FILED c/s (fmr) (Entered: 07/12/1993) |
| 07/13/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [272-1] joint motion to extend filing dates. (These extensions will not require any postponement of the hearing on the motion, which is scheduled for 9/23/93.) (fmr) (Entered: 07/23/1993)      |
| 07/14/1993 | 277 | Order from Court of Appeals, ENTERED. "...stay appeal is granted." (eaf) (Entered: 08/09/1993)                                                                                                                                                    |
| 07/15/1993 | 273 | Transcript of proceedings for 1/12/93 before Judge Robert E. Keeton FILED (fmr) (Entered: 07/20/1993)                                                                                                                                             |
| 07/19/1993 | 274 | Motion by Robert Rufo to extend time to 7/30/93 to file supplemental memorandum in support of defendant's motion to modify consent decree FILED (fmr) (Entered: 07/23/1993)                                                                       |
| 07/27/1993 |     | Terminated document(s) mootng [235-1] motion to extend time to respond to P's summary of count statistics for the jail populations. Requested by jmc. (fmr) (Entered: 07/27/1993)                                                                 |
| 07/28/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [274-1] motion to extend time to 7/30/93 to file supplemental memorandum in support of defendant's motion to modify consent decree, cc/cl. (fmr) (Entered: 07/29/1993)                           |
| 07/29/1993 | 275 | Motion by Robert Rufo to extend time to file supplemental memorandum in support of D's motion to modify consent decree to 8/6/93 FILED assented-to (fmr) (Entered: 08/04/1993)                                                                    |
| 08/05/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [275-1] motion to extend time to file supplemental memorandum in support of D's motion to modify consent decree to 8/6/93, cc/cl. (fmr) (Entered: 08/05/1993)                                    |
| 08/05/1993 | 276 | Motion by Robert Rufo to extend time to 8/9/93 to file supplemental memo in support of D's motion to modify consent order FILED assented-to (fmr) (Entered: 08/06/1993)                                                                           |
| 08/05/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [276-1] motion to extend time to 8/9/93 to file supplemental memo in support of D's motion to modify consent order (fmr) (Entered: 08/06/1993)                                                   |
| 08/09/1993 | 278 | Supplemental memorandum by Robert Rufo in support of D's motion to modify consent decree FILED (fmr) (Entered: 08/11/1993)                                                                                                                        |
| 08/20/1993 | 279 | STIPULATION by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth,                                                                                                 |

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|            |     | Corrections, Commiss, Robert Rufo, extending time , Response to motion to modify consent decree extended to 9/13/93 (fmr) (Entered: 08/24/1993)                                                                                                                                                                                                                                                                    |
| 08/27/1993 | 280 | Motion by Robert Rufo to continue hearing date from 9/23/93 to 10/26/93 FILED c/s (fmr) (Entered: 09/02/1993)                                                                                                                                                                                                                                                                                                      |
| 09/13/1993 | 281 | Letter to clerk (JMC) from Atty. Foster dated 9/10/93 requesting an extension of time for the hearing set for 9/23/93 until the last week in November, assented to by the parties in light of the fact that plaintiffs will be seeking an extension of time for filing their brief until 10/29/93, filed, cc/oppos/cl. (fmr) (Entered: 09/14/1993)                                                                 |
| 09/13/1993 | 282 | Joint motion by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo to extend time for state defts to file response to the plaintiffs mtn to modify consent decre to 10/15/93, , filed. (fmr) (Entered: 09/14/1993)                                                                               |
| 09/14/1993 | 283 | Joint motion by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo to extend time to allow plaintiffs time to file oppos to defts supplemental memo in support of mtn to modify consent decree to 10/29/93 , filed, c/s. (fmr) (Entered: 09/14/1993)                                             |
| 09/15/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [280-1] motion to continue hearing date from 9/23/93 to 10/26/93, reset status conference for 2:30 11/1/93 (fmr) (Entered: 09/21/1993)                                                                                                                                                                                                                            |
| 09/15/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [282-1] joint motion to extend time for state defts to file response to the plaintiffs mtn to modify consent decre to 10/15/93, Response to motion reset to 10/15/93 for [283-1] joint motion to extend time to allow plaintiffs time to file oppos to defts supplemental memo in support of mtn to modify consent decree to 10/29/93 (fmr) (Entered: 09/21/1993) |
| 09/15/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [283-1] joint motion to extend time to allow plaintiffs time to file oppos to defts supplemental memo in support of mtn to modify consent decree to 10/29/93 (fmr) (Entered: 09/21/1993)                                                                                                                                                                          |
| 10/15/1993 | 284 | Notice of attorney appearance for Corrections, Commiss by Douglas Wilkins (fmr) (Entered: 10/15/1993)                                                                                                                                                                                                                                                                                                              |
| 10/15/1993 | 285 | Response by Mass., Commonwealth, Corrections, Commiss in opposition to the amended motion to modify the decree FILED c/s (fmr) (Entered: 10/15/1993)                                                                                                                                                                                                                                                               |
| 10/26/1993 | 286 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to continue hearing and extend time to file opposition to D's supplemental memorandum in support of motion to modify consent decree FILED c/s (fmr) (Entered: 11/09/1993)                                                                                                                                      |
| 10/28/1993 | 287 | Memorandum by Robert Rufo in opposition to [286-1] motion to continue hearing and extend time to file opposition to D's supplemental memorandum in support of motion to modify consent decree (fmr) (Entered: 11/09/1993)                                                                                                                                                                                          |
| 10/29/1993 |     | Status conference held (fmr) (Entered: 11/09/1993)                                                                                                                                                                                                                                                                                                                                                                 |



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| 10/29/1993 | 288 | Judge Robert E. Keeton . Clerk's Notes (Reptr. Willette): granting in part, denying in part [286-1] motion to continue hearing and extend time to file opposition to D's supplemental memorandum in support of motion to modify consent decree. Affidavits to be filed by 11/12/93, plaintiff's briefs to be filed by 11/22/93, response by 11/29/93. Court set status conference for 1:00 12/2/93 with the understanding that it may be postponed because of Mr. Janiak's trial. (fmr) (Entered: 11/09/1993) |
| 11/15/1993 | 289 | Plaintiff's appendix in support of their opposition to motion of defendant Sheriff to modify the consent decree FILED (fmr) (Entered: 11/15/1993)                                                                                                                                                                                                                                                                                                                                                             |
| 11/15/1993 | 290 | Certificate of service by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago (fmr) (Entered: 11/15/1993)                                                                                                                                                                                                                                                                                                                                                               |
| 11/23/1993 | 291 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for leave to file memorandum instanter FILED (fmr) (Entered: 11/24/1993)                                                                                                                                                                                                                                                                                                                                  |
| 11/23/1993 |     | Judge Robert E. Keeton . Endorsed Order granting [291-1] motion for leave to file memorandum instanter (fmr) (Entered: 11/24/1993)                                                                                                                                                                                                                                                                                                                                                                            |
| 11/23/1993 | 292 | Memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in opposition to the Sheriff's revised double bunking plan FILED (fmr) (Entered: 11/24/1993)                                                                                                                                                                                                                                                                                                          |
| 12/01/1993 | 293 | Reply Memorandum by Corrections, Commiss, Robert Rufo to Plaintiffs' memo in opposition to the Sheriff's revised double bunking plan, filed, c/s. (fmr) (Entered: 12/01/1993)                                                                                                                                                                                                                                                                                                                                 |
| 12/02/1993 |     | Oral argument held (fmr) (Entered: 01/03/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 12/02/1993 | 300 | Judge Robert E. Keeton . Clerk's Notes: re: oral argument, by Janiak, Wilkins and Stern on proposed modifications of consent decree to allow double bunking. Court allows parties until 12/8/93 to file additional memoranda. Court Reporter: Willette. (fmr) (Entered: 01/03/1994)                                                                                                                                                                                                                           |
| 12/02/1993 | 303 | Supplemental memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in opposition to the Sheriff's revised double bunking proposal FILED (fmr) (Entered: 01/31/1994)                                                                                                                                                                                                                                                                                         |
| 12/08/1993 | 294 | State defendant's reply re: 52A issue FILED (fmr) (Entered: 12/16/1993)                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 12/14/1993 | 295 | Supplemental memorandum of the Sheriff of Suffolk County re: male pretrial detainees FILED (fmr) (Entered: 12/16/1993)                                                                                                                                                                                                                                                                                                                                                                                        |
| 12/14/1993 | 296 | Affidavit of Robert Rufo FILED (fmr) Modified on 12/16/1993 (Entered: 12/16/1993)                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 12/15/1993 | 297 | Memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago regarding population and transfer data, filed, c/s. (fmr) (Entered: 12/20/1993)                                                                                                                                                                                                                                                                                                                       |
| 12/21/1993 | 298 | Opinion from Court of Appeals, ENTERED. "... affirmed." (eaf) (Entered: 12/27/1993)                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 12/30/1993 | 299 | Errata sheet from Court of Appeals, FILED. (eaf) (Entered: 12/30/1993)                                                                                                                                                                                                                                                                                                                                                                                                                                        |



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| 01/12/1994 | 301 | Mandate of USCA Re: [268-1] appeal, [250-1] appeal affirming judgment of district court (eaf) (Entered: 01/12/1994)                                                                                                                                                                                                                           |
| 01/12/1994 |     | Record on appeal returned from U.S. Court of Appeals: [268-1] appeal (eaf) (Entered: 01/12/1994)                                                                                                                                                                                                                                              |
| 01/25/1994 | 302 | Judge Robert E. Keeton . Memorandum and Order ISSUED. Defendant Rufo's revised motion to modify the Consent Decree (#278) is allowed in part and denied in part. Any party wishing to file a submission with the court re: the proposed modification may do so on or before 2/25/94. (SEE ORDER FOR MORE DETAILS) (fmr) (Entered: 01/25/1994) |
| 02/23/1994 | 304 | Notice of appeal by Robert Rufo Fee Status: PAID Fee Amount \$ 105.00 Receipt #: 259783 Appeal record due on 3/25/94 (fmr) (Entered: 02/24/1994)                                                                                                                                                                                              |
| 02/24/1994 | 305 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for Hearing on proposed modification of consent decree FILED (fmr) (Entered: 02/25/1994)                                                                                                                                                  |
| 02/24/1994 | 306 | Plaintiff's memorandum in response to the Court's Memorandum and Order of 1/25/94 FILED (fmr) (Entered: 02/25/1994)                                                                                                                                                                                                                           |
| 02/24/1994 |     | Notice of Docketing ROA from USCA Re: [304-1] appeal USCA NUMBER: 94-1203 (fmr) (Entered: 03/09/1994)                                                                                                                                                                                                                                         |
| 02/25/1994 |     | Filing Fee Paid. Receipt #: 259783 Amount:\$ 105.00. (fmr) (Entered: 02/25/1994)                                                                                                                                                                                                                                                              |
| 02/25/1994 | 307 | Motion to intervene by AFSCME FILED c/s (fmr) (Entered: 03/01/1994)                                                                                                                                                                                                                                                                           |
| 02/25/1994 | 308 | Motion by AFSCME to extend time to 3/11/94 to file further submissions FILED c/s (fmr) (Entered: 03/01/1994)                                                                                                                                                                                                                                  |
| 02/25/1994 | 309 | State defendant's response to memorandum and order of 1/25/94 (fmr) (Entered: 03/01/1994)                                                                                                                                                                                                                                                     |
| 02/25/1994 | 310 | Motion by Robert Rufo for Hearing re: modification of consent decree FILED c/s (fmr) (Entered: 03/01/1994)                                                                                                                                                                                                                                    |
| 02/25/1994 | 311 | Response by Robert Rufo in opposition to proposed modification of consent decree FILED (fmr) (Entered: 03/01/1994)                                                                                                                                                                                                                            |
| 02/28/1994 | 312 | Response by Robert Rufo in opposition to [307-1] motion to intervene by AFSCME (fmr) (Entered: 03/01/1994)                                                                                                                                                                                                                                    |
| 02/28/1994 |     | Certified copy of docket and record on appeal forwarded to U.S. Court of Appeals: [304-1] appeal (fmr) (Entered: 03/04/1994)                                                                                                                                                                                                                  |
| 03/03/1994 | 315 | Judge Robert E. Keeton . Procedural Order ISSUED set status conference re: modification of consent decree for 2:00 4/8/94 (fmr) (Entered: 03/09/1994)                                                                                                                                                                                         |
| 03/04/1994 | 313 | Response by Mass., Commonwealth in opposition to [307-1] motion to intervene by AFSCME (fmr) (Entered: 03/08/1994)                                                                                                                                                                                                                            |
| 03/04/1994 | 314 | Letter to the Court from Atty. Augustus J. Camelio withdrawing motions to intervene and extend time FILED (fmr) (Entered: 03/08/1994)                                                                                                                                                                                                         |

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| 03/04/1994 |     | Terminated document(s) terminating [308-1] motion to extend time to 3/11/94 to file further submissions, terminating [307-1] motion to intervene by AFSCME Requested by Atty. Augustus Camelio. (fmr) (Entered: 03/08/1994)                                                                                                                                                                       |
| 03/07/1994 | 316 | Notice of appeal by Inmates of Suffolk Fee Status: PAID Fee Amount \$ 105.00 Receipt #: 260042 Appeal record due on 4/6/94 (fmr) (Entered: 03/10/1994)                                                                                                                                                                                                                                            |
| 03/09/1994 |     | Filing Fee Paid. Receipt #: 260042 Amount:\$ 105.00. (fmr) (Entered: 03/10/1994)                                                                                                                                                                                                                                                                                                                  |
| 03/09/1994 | 318 | Notice of appeal by Corrections, Commiss Fee Status: UNKNOWN Appeal record due on 4/8/94 (fmr) (Entered: 03/16/1994)                                                                                                                                                                                                                                                                              |
| 03/10/1994 |     | Notice of Docketing ROA from USCA Re: [316-1] appeal USCA NUMBER: 94-1226 (fmr) (Entered: 03/15/1994)                                                                                                                                                                                                                                                                                             |
| 03/10/1994 |     | Certified copy of docket and record on appeal forwarded to U.S. Court of Appeals: [316-1] appeal (fmr) (Entered: 03/15/1994)                                                                                                                                                                                                                                                                      |
| 03/14/1994 | 317 | Letter to the Clerk from Atty. Holly Ditchfield re: 4/8/94 hearing FILED (fmr) (Entered: 03/15/1994)                                                                                                                                                                                                                                                                                              |
| 03/16/1994 |     | Notice of Docketing ROA from USCA Re: [318-1] appeal USCA NUMBER: 94-1271 (fmr) (Entered: 03/21/1994)                                                                                                                                                                                                                                                                                             |
| 03/16/1994 | 319 | Judge Robert E. Keeton . Order ISSUED re: AFSCME's letter to the court (#314). The letter is treated as a motion and ALLOWED. (fmr) (Entered: 03/21/1994)                                                                                                                                                                                                                                         |
| 03/18/1994 |     | Certified copy of docket and record on appeal forwarded to U.S. Court of Appeals: [318-1] appeal (fmr) (Entered: 03/21/1994)                                                                                                                                                                                                                                                                      |
| 03/28/1994 | 320 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for an order to require the sheriff to provide information re: assaultive behavior and infectious diseases to the plaintiff FILED c/s (fmr) (Entered: 03/30/1994)                                                                                                                             |
| 04/07/1994 | 321 | Response by Robert Rufo in opposition to [320-1] motion for an order to require the sheriff to provide information re: assaultive behavior and infectious diseases to the plaintiff (fmr) (Entered: 04/11/1994)                                                                                                                                                                                   |
| 04/08/1994 |     | Terminated document(s) terminating [310-1] motion for Hearing re: modification of consent decree, terminating [305-1] motion for Hearing on proposed modification of consent decree Requested by REK. (fmr) (Entered: 04/08/1994)                                                                                                                                                                 |
| 04/08/1994 |     | Status conference held . (fmr) (Entered: 05/11/1994)                                                                                                                                                                                                                                                                                                                                              |
| 04/08/1994 | 322 | Judge Robert E. Keeton . Clerk's Notes: re: Proposed Modifications to Consent Decree. Court Reporter: Sakurai. Colloquy re: date of case closing. Court will order case kept open for 5 years, but will entertain earlier motions to close if circumstances change. Parties to submit draft proposed modified order by 5/2/94; matter will be taken under advisement. (fmr) (Entered: 05/11/1994) |
| 04/26/1994 | 329 | Mandate of US Court of Appeals re: [316-1] appeal, [304-1] appeal, [268-1] appeal dismissing [0-0] case . (fmr) (Entered: 05/19/1994)                                                                                                                                                                                                                                                             |

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| 05/02/1994 | 323 | Joint motion by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo, AFSCME to extend time to 5/16/94 to file proposed modification of consent decree , filed. . (fmr) (Entered: 05/11/1994)                                                                                                                                                                                                                                                                                                                                                                            |
| 05/05/1994 | 324 | Emergency motion by Robert Rufo for clarification and interim order FILED c/s (fmr) (Entered: 05/11/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 05/05/1994 | 325 | Affidavit of Robert Rufo re: [324-1] motion for clarification and interim order , filed. (fmr) (Entered: 05/11/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 05/06/1994 |     | Status conference held . (fmr) (Entered: 05/11/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 05/06/1994 | 326 | Judge Robert E. Keeton . Clerk's Notes: re: Emergency Motion. granting [323-1] joint motion to extend time to 5/16/94 to file proposed modification of consent decree denying [324-1] motion for clarification and interim order Court Reporter: Willette. Court states that no order of the court yet allows double bunking. If Sheriff is double bunking he is in violation of the Court's order. Court expresses astonishment that this would occur at these sensitive stages of proceedings and that this behavior undermines D's argument that the case should soon be closed because no further supervision is needed. New submissions due by 5/16/94. (fmr) (Entered: 05/11/1994) |
| 05/16/1994 | 327 | State defendant's comments on form of order, filed (fmr) (Entered: 05/18/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 05/18/1994 | 328 | Joint motion by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago, Mass., Commonwealth, Corrections, Commiss, Robert Rufo, AFSCME for entry of proposed order , filed. . (fmr) (Entered: 05/18/1994)                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 05/18/1994 | 340 | Transcript of proceedings for 12/2/93, before Judge: Robert E. Keeton. (Repr. Willette) (fmr) (Entered: 06/20/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 05/20/1994 | 330 | Response by Mass., Commonwealth in opposition to [328-1] joint motion for entry of proposed order , filed. (fmr) (Entered: 05/23/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 05/27/1994 | 331 | Emergency Motion by Robert Rufo to Enter Modification of the Consent Decree , or in the alternative to Permit Provisional Double-Bunking , FILED.(c/s) (cmg) (Entered: 05/27/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 05/27/1994 | 332 | Judge Robert E. Keeton . Order entered granting in part, denying in part [331-1] motion to Enter Modification of the Consent Decree, granting in part, denying in part [331-2] motion to Permit Provisional Double-Bunking. . . Consent Decree of 1979 as previously modified into the Order of August 30, 1990 is modified provisionally to the extent, and only to the extent, that double-bunking is permitted pursuant to the provisions of the following from midnight Monday, May 30, 1994 to Thursday, June 2, 1994, or pending further order of this Court, (see order for further details), FILED.(cc/cl) (cmg) (Entered: 05/27/1994)                                           |
| 06/02/1994 |     | Status conference held . (fmr) (Entered: 06/03/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 06/02/1994 | 333 | Judge Robert E. Keeton . Clerk's Notes: re: Proposed final order. Court extends the provisional order, [332-1], until further order of the court, set status conference for 9:00 6/14/94 Court Reporter: Willette. (fmr) (Entered: 06/03/1994)                                                                                                                                                                                                                                                                                                                                                                                                                                           |

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| 06/10/1994 | 334 | State defendant's response to proposed order, filed. (fmr) (Entered: 06/13/1994)                                                                                                                                                                                                |
| 06/14/1994 | 335 | Supplementary memorandum re: draft order FILED by plaintiffs (fmr) (Entered: 06/14/1994)                                                                                                                                                                                        |
| 06/14/1994 | 336 | Judge Robert E. Keeton . Separate Order for Reporting, entered . (fmr) (Entered: 06/14/1994)                                                                                                                                                                                    |
| 06/14/1994 | 337 | Judge Robert E. Keeton . Memorandum and Order re: modification of consent decree permitting double bunking of inmates, entered. (fmr) (Entered: 06/14/1994)                                                                                                                     |
| 06/14/1994 | 338 | Judge Robert E. Keeton . Final Order entered (See order for more details) (fmr) (Entered: 06/14/1994)                                                                                                                                                                           |
| 06/14/1994 |     | Status conference held . (fmr) (Entered: 06/17/1994)                                                                                                                                                                                                                            |
| 06/14/1994 | 339 | Judge Robert E. Keeton . Clerk's Notes: re: Status Conference. Colloquy re: modification of court order. Court Reporter: Willette. (fmr) (Entered: 06/17/1994)                                                                                                                  |
| 08/15/1994 |     | Terminated document granting [320-1] motion for an order to require the sheriff to provide information re: assaultive behavior and infectious diseases to the plaintiff, denying [328-1] joint motion for entry of proposed order Requested by REK. (fmr) (Entered: 08/15/1994) |
| 10/20/1994 | 341 | Twelfth motion by Inmates of Suffolk for interim award of attorney fees , filed. (fmr) (Entered: 10/21/1994)                                                                                                                                                                    |
| 10/20/1994 | 342 | Affidavit of Lynn G. Weissberg , re: [341-1] motion for interim award of attorney fees , filed. (fmr) (Entered: 10/21/1994)                                                                                                                                                     |
| 10/20/1994 | 343 | Affidavit of Max D. Stern , re: [341-1] motion for interim award of attorney fees , filed. (fmr) (Entered: 10/21/1994)                                                                                                                                                          |
| 10/20/1994 | 344 | Affidavit of Dennis Shedd, re: [341-1] motion for interim award of attorney fees , filed. (fmr) (Entered: 10/21/1994)                                                                                                                                                           |
| 10/20/1994 | 345 | Affidavit of Jenny Chou, re: [341-1] motion for interim award of attorney fees , filed. (fmr) (Entered: 10/21/1994)                                                                                                                                                             |
| 10/20/1994 | 346 | Statement of counsel filed Re: Expenses. (fmr) (Entered: 10/21/1994)                                                                                                                                                                                                            |
| 10/20/1994 | 347 | Statement of counsel filed Re: Legal services performed by law students (fmr) (Entered: 10/21/1994)                                                                                                                                                                             |
| 10/24/1994 | 348 | Judge Robert E. Keeton . Consent Order entered granting [341-1] motion for interim award of attorney fees . (fmr) (Entered: 11/01/1994)                                                                                                                                         |
| 02/06/1995 | 349 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for attorney fees and costs , filed (assented-to) (fmr) (Entered: 02/08/1995)                                                                                               |
| 02/06/1995 | 350 | Affidavit of Max D. Stern , re: [349-1] motion for attorney fees and costs , filed. (fmr) (Entered: 02/08/1995)                                                                                                                                                                 |
| 02/06/1995 | 351 | Statement of counsel Max Stern Re: Legal Services. (fmr) (Entered: 02/08/1995)                                                                                                                                                                                                  |

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| 02/06/1995 | 352 | Affidavit of Lynn G. Weissberg , re: [349-1] motion for attorney fees and costs , filed. (fmr) (Entered: 02/08/1995)                                                                                                                                     |
| 02/06/1995 | 353 | Statement of counsel Lynn Weissberg Re: Legal Services. (fmr) (Entered: 02/08/1995)                                                                                                                                                                      |
| 02/06/1995 | 354 | Statement of counsel filed by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago , Re: Services by students. (fmr) (Entered: 02/08/1995)                                                                          |
| 02/06/1995 | 355 | Statement of counsel filed by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago , Re: Copy Costs. (fmr) (Entered: 02/08/1995)                                                                                    |
| 02/09/1995 | 356 | Mandate of US Court of Appeals re: [318-1] appeal dismissing [318-1] appeal . (fmr) (Entered: 02/09/1995)                                                                                                                                                |
| 02/09/1995 |     | Record on appeal returned from U.S. Court of Appeals, re: . (fmr) (Entered: 02/09/1995)                                                                                                                                                                  |
| 02/13/1995 | 357 | Judge Robert E. Keeton . Consent Order entered granting [349-1] motion for attorney fees and costs . (fmr) (Entered: 02/16/1995)                                                                                                                         |
| 02/16/1996 | 358 | Application/petition (thirteenth) by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for attorney fees , filed. c/s. (fmr) (Entered: 02/16/1996)                                                               |
| 02/16/1996 | 359 | Affidavit of Lynn G. Weissberg , re: [358-1] motion for attorney fees , filed. (fmr) (Entered: 02/16/1996)                                                                                                                                               |
| 02/16/1996 | 360 | Consent order on plaintiffs' thirteenth application for an interim award of attorneys' fees and costs. (fmr) (Entered: 02/16/1996)                                                                                                                       |
| 02/16/1996 | 361 | Legal services performed by Atty. Lynn Weissberg. (fmr) (Entered: 02/16/1996)                                                                                                                                                                            |
| 02/16/1996 | 362 | Affidavit of Dennis Shedd, re: [358-1] motion for attorney fees , filed. (fmr) (Entered: 02/16/1996)                                                                                                                                                     |
| 02/16/1996 | 363 | Legal services performed by Dennis Shedd. (fmr) (Entered: 02/16/1996)                                                                                                                                                                                    |
| 02/16/1996 | 364 | Affidavit of Jenny Chou, re: [358-1] motion for attorney fees , filed. (fmr) (Entered: 02/16/1996)                                                                                                                                                       |
| 02/16/1996 | 365 | Legal services performed by Atty. Jenny Chou. (fmr) (Entered: 02/16/1996)                                                                                                                                                                                |
| 02/16/1996 | 366 | Expenses. (fmr) (Entered: 02/16/1996)                                                                                                                                                                                                                    |
| 02/20/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [358-1] motion for attorney fees. cc/cl. (fmr) (Entered: 02/22/1996)                                                                                                                            |
| 04/23/1996 | 367 | Judge Robert E. Keeton. Procedural Order entered. Each party to this case is invited to file a response on or before May 7,1996, stating its position as to the materiality of this matter to any issue in this case. cc/cl. (fmr) (Entered: 04/23/1996) |
| 05/07/1996 | 368 | Reply by Mass., Commonwealth, Corrections, Commiss, Robert Rufo to [367-1] order , filed. c/s. (fmr) (Entered: 05/08/1996)                                                                                                                               |

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| 05/07/1996 | 369 | Reply by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to [367-1] order , filed. (fmr) (Entered: 05/09/1996)                                                                                        |
| 05/09/1996 | 370 | Notice of appearance of attorney for Robert Rufo by Paul E. Stanzler, Holly A. Ditchfield, filed. (fmr) (Entered: 05/09/1996)                                                                                                                   |
| 05/09/1996 | 371 | Assented to Motion by Robert Rufo to extend time to 5/23/96 to respond to order , filed. (fmr) (Entered: 05/09/1996)                                                                                                                            |
| 05/09/1996 | 372 | Affidavit of Holly A. Ditchfield , re: [371-1] motion to extend time to 5/23/96 to respond to order , filed. (fmr) (Entered: 05/09/1996)                                                                                                        |
| 05/09/1996 | 373 | Affidavit of Robert Rufo , re: [371-1] motion to extend time to 5/23/96 to respond to order , filed. (fmr) (Entered: 05/09/1996)                                                                                                                |
| 05/09/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [371-1] motion to extend time to 5/23/96 to respond to order . cc/cl. (fmr) (Entered: 05/13/1996)                                                                                      |
| 05/23/1996 | 374 | Reply by Robert Rufo to [367-1] order , filed. c/s. (fmr) (Entered: 05/29/1996)                                                                                                                                                                 |
| 06/14/1996 | 375 | Motion by Robert Rufo to terminate all prospective relief , filed. c/s. (fmr) (Entered: 06/17/1996)                                                                                                                                             |
| 06/14/1996 | 376 | Memorandum by Robert Rufo in support of [375-1] motion to terminate all prospective relief , filed. c/s. (fmr) (Entered: 06/17/1996)                                                                                                            |
| 06/17/1996 | 377 | Judge Robert E. Keeton . Notice of Hearing/conference: set status conference for 10:00 8/6/96 cc/cl. (fmr) (Entered: 06/17/1996)                                                                                                                |
| 06/24/1996 | 378 | Motion by Corrections, Commiss, Robert Rufo, AFSCME to vacate consent decree , filed. c/s. (fmr) (Entered: 06/27/1996)                                                                                                                          |
| 06/24/1996 | 379 | Memorandum by Mass., Commonwealth, Corrections, Commiss, Robert Rufo in support of [378-1] motion to vacate consent decree , filed. (fmr) (Entered: 06/27/1996)                                                                                 |
| 06/28/1996 | 380 | Assented to Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to extend time to 7/26/96 to file opposition to motion to terminate all prospective relief , filed. (fmr) (Entered: 07/01/1996) |
| 07/01/1996 | 381 | Motion by AFSCME to intervene , filed. c/s. (fmr) (Entered: 07/01/1996)                                                                                                                                                                         |
| 07/03/1996 | 382 | Letter from Wayne Soini dated: 7/3/96 to: Clerk Cull re: withdrawing the motion to intervene filed. (fmr) (Entered: 07/10/1996)                                                                                                                 |
| 07/03/1996 |     | Terminated document: withdrawing [381-1] motion to intervene Requested by Wayne Soini. (fmr) (Entered: 07/10/1996)                                                                                                                              |
| 07/03/1996 | 383 | Revised Memorandum by Robert Rufo in support of [375-1] motion to terminate all prospective relief , filed. c/s. (fmr) (Entered: 07/10/1996)                                                                                                    |
| 07/08/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [380-1] motion to extend time to 7/26/96 to file opposition to motion to terminate all prospective relief. cc/cl. (fmr) (Entered: 07/09/1996)                                          |



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| 07/09/1996 | 384 | Assented to Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to extend time to 7/26/96 to file oppositon to motion to vacate , filed. (fmr) (Entered: 07/10/1996)                                                                                                                                                                                                                                                                                                               |
| 07/17/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [384-1] motion to extend time to 7/26/96 to file oppositon to motion to vacate, cc/cl. (fmr) (Entered: 07/17/1996)                                                                                                                                                                                                                                                                                                                                                        |
| 07/29/1996 | 385 | Assented to Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to extend time to 8/2/96 to file opposition to motion to terminate , filed. (fmr) (Entered: 07/30/1996)                                                                                                                                                                                                                                                                                                            |
| 08/05/1996 | 386 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for leave to file memorandum instanter , filed. c/s. (fmr) (Entered: 08/07/1996)                                                                                                                                                                                                                                                                                                                                               |
| 08/05/1996 | 387 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for leave to file memorandum of law , filed. c/s. (fmr) (Entered: 08/07/1996)                                                                                                                                                                                                                                                                                                                                                  |
| 08/05/1996 | 388 | Appendix in support of their opposition to motion to terminate all prospective relief by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in support of , filed. (fmr) (Entered: 08/07/1996)                                                                                                                                                                                                                                                                                              |
| 08/06/1996 |     | Status conference held . (fmr) (Entered: 08/07/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 08/06/1996 | 390 | Judge Robert E. Keeton . Clerk's Notes: re: status. granting [386-1] motion for leave to file memorandum instanter granting [386-1] motion for leave to file memorandum instanter granting [387-1] motion for leave to file memorandum of law withdrawing [381-1] motion to intervene granting [385-1] motion to extend time to 8/2/96 to file opposition to motion to terminate, and set status conference for 4:30 8/8/96 , set oral argument conference for 2:00 10/16/96 Court Reporter: Willette. (fmr) (Entered: 08/07/1996) |
| 08/07/1996 | 389 | Memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in opposition to motion to terminate all prospective relief, filed. (fmr) (Entered: 08/07/1996)                                                                                                                                                                                                                                                                                                                            |
| 08/08/1996 |     | Scheduling conference held . (fmr) (Entered: 08/13/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 08/08/1996 |     | Status conference held . (fmr) (Entered: 08/13/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 08/08/1996 | 391 | Judge Robert E. Keeton . Clerk's Notes: re: Sched., and set oral argument for 10/16/96 , and set status conference for 4:00 11/6/96 Court Reporter: McLaughlin. (fmr) (Entered: 08/13/1996)                                                                                                                                                                                                                                                                                                                                        |
| 09/04/1996 | 392 | Motion by Robert Rufo to extend time to 9/30/96 to respond to memorandum in opposition , filed. (fmr) (Entered: 09/05/1996)                                                                                                                                                                                                                                                                                                                                                                                                        |
| 09/06/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [392-1] motion to extend time to 9/30/96 to respond to memorandum in opposition. cc/cl. (fmr) (Entered: 09/09/1996)                                                                                                                                                                                                                                                                                                                                                       |
| 09/11/1996 | 393 | Motion by Corrections, Commiss to extend time to 9/30/96 to file response to plaintiffs' memorandum of law in opposition to D.'s motion to vacate , filed. (fmr) (Entered: 09/12/1996)                                                                                                                                                                                                                                                                                                                                             |

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| 09/20/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [393-1] motion to extend time to 9/30/96 to file response to plaintiffs' memorandum of law in opposition to D.'s motion to vacate. cc/cl (fmr) (Entered: 09/23/1996) |
| 09/20/1996 | 394 | Assented to Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to extend time to 10/9/96 to file affidavits , filed. (fmr) (Entered: 09/24/1996)                             |
| 09/30/1996 | 395 | Assented to Motion by Corrections, Commiss for leave to file memorandum , filed. (fmr) (Entered: 10/02/1996)                                                                                                                  |
| 09/30/1996 | 396 | Memorandum by Corrections, Commiss in support of motion to vacate, filed. c/s. (fmr) (Entered: 10/02/1996)                                                                                                                    |
| 09/30/1996 | 397 | Reply brief by Robert Rufo in support of motion to terminate prospective relief , filed. c/s. (fmr) (Entered: 10/02/1996)                                                                                                     |
| 09/30/1996 | 398 | Motion by United States to intervene , filed. c/s. (fmr) (Entered: 10/02/1996)                                                                                                                                                |
| 09/30/1996 | 399 | Memorandum by USA in support of [398-1] motion to intervene , filed. (fmr) (Entered: 10/02/1996)                                                                                                                              |
| 10/02/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [394-1] motion to extend time to 10/9/96 to file affidavits, and reset status conference for reset to 4:00 11/22/96 cc/cl.. (fmr) (Entered: 10/03/1996)              |
| 10/10/1996 | 400 | STIPULATION as to information contained in the two attached charts by Inmates of Suffolk, Robert Rufo , FILED.(c/s) (cmg) (Entered: 10/18/1996)                                                                               |
| 10/10/1996 | 401 | Third Affidavit of Paul B. Paulus, Ph.D., FILED.(c/s) (cmg) (Entered: 10/18/1996)                                                                                                                                             |
| 10/10/1996 | 402 | THird Affidavit of Steven M. Safyer, M.D., FILED.(c/s) (cmg) (Entered: 10/18/1996)                                                                                                                                            |
| 10/15/1996 | 403 | Response by Inmates of Suffolk in opposition to [375-1] motion to terminate all prospective relief , FILED.(c/s) (cmg) (Entered: 10/22/1996)                                                                                  |
| 10/25/1996 | 404 | Judge Robert E. Keeton. Notice of Hearing/conference: Motion hearing reset for 4:00 11/22/96 for [378-1] motion to vacate consent decree , cc/cl. (fmr) (Entered: 10/25/1996)                                                 |
| 11/07/1996 | 405 | Assented to Motion by Robert Rufo to extend time to 11/21/96 to file affidavits , filed. (fmr) (Entered: 11/08/1996)                                                                                                          |
| 11/13/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [405-1] motion to extend time to 11/21/96 to file affidavits .cc/cl. (fmr) (Entered: 11/14/1996)                                                                     |
| 11/15/1996 | 406 | Motion by Corrections, Commiss to extend time to 11/20/96 to file affidavit , filed. c/s. (fmr) (Entered: 11/18/1996)                                                                                                         |
| 11/18/1996 | 407 | Affidavit of Larry Dubois , , filed. (fmr) (Entered: 11/18/1996)                                                                                                                                                              |
| 11/18/1996 | 408 | Notice of recent decision submitted by intervenor the United States , filed. (fmr) (Entered: 11/18/1996)                                                                                                                      |

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| 11/18/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [406-1] motion to extend time to 11/20/96 to file affidavit . cc/cl. (fmr) (Entered: 11/19/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| 11/21/1996 | 409 | Affidavit of John Brassil, filed. (fmr) (Entered: 11/22/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 11/21/1996 | 410 | Affidavit of Anita Barry, filed. (fmr) (Entered: 11/22/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 11/21/1996 | 411 | Affidavit of Julia Elizabeth Gunn , filed. (fmr) (Entered: 11/22/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 11/21/1996 | 412 | Affidavit of Robert P. Leyden , filed. (fmr) (Entered: 11/22/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 11/21/1996 | 413 | Affidavit of James Garvey, filed. (fmr) (Entered: 11/22/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| 11/21/1996 | 414 | Assented to Motion by Dennis J. Kearney, Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to continue , filed. (fmr) (Entered: 11/22/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| 11/25/1996 | 415 | Notice of intent to rely on afadavits by Corrections, Commiss , filed. (fmr) (Entered: 11/25/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| 11/25/1996 |     | Judge Robert E. Keeton . Endorsed Order entered granting [414-1] motion to continue, and reset status conference for reset to 9:00 11/27/96 cc/cl. (fmr) (Entered: 11/26/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 11/26/1996 | 416 | Affidavit of James T. Garvey, re: Nashua Street Jail, filed. (fmr) (Entered: 11/27/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| 11/27/1996 |     | Status conference held . (fmr) (Entered: 12/02/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 11/27/1996 | 417 | Judge Robert E. Keeton . Clerk's Notes: re: Oral Argument. Oral argument re: (Doc. #375) mootng [398-1] motion to intervene, mootng [395-1] motion for leave to file memorandum Court Reporter: Willette. (fmr) (Entered: 12/02/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| 12/06/1996 | 418 | Second Affidavit of John Brassil, , filed. (fmr) (Entered: 12/11/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 12/20/1996 | 419 | Letter by Lynn G. Weissberg dated: 12/20/96 to: Judge Keeton re: relief filed. (fmr) (Entered: 12/27/1996)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 01/02/1997 | 420 | Judge Robert E. Keeton . Opinion issued. . . Motions #375, #378, and #398 are ALLOWED in part and DENIED in part (see Order entered this date), FILED.(cc/cl, Full Publication) (cmg) (Entered: 01/02/1997)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| 01/02/1997 | 421 | Judge Robert E. Keeton . Order entered granting in part, denying in part [375-1] motion to terminate all prospective relief. . . GRANTED to the extent that the obligations placed on defts under the Consent Decree as last modified, under paragraphs (1) and (2) of the Final Order of June 14, 1994, will no longer be enforced by an Order of specific performance, DENIED to the extent that it requests that the Court terminate the obligations stated in the modified Consent Decree and paragraphs (1) and (2) of the FInal Order of 6/14/94, as the consensual undertakings of the defts with Court approval, and to the extent that it requests that the entire modified Consent Decree be vacated. Granting in part, denying in part [378-1] motion to vacate consent decree . . . DENIED, but with the clarifying provision that termination of enforcement by an order of specific performance has been effected as stated in paragraph 1 (a) of this Order, FILED.(cc/cl, Full Publication) (cmg) (Entered: 01/02/1997) |

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| 01/10/1997 | 422 | Assented to Motion by Robert Rufo to amend pleadings to substitute the name of the party , filed. (fmr) (Entered: 01/13/1997)                                                                                               |
| 01/10/1997 | 424 | Notice of appeal by Sheriff of Suffolk County Mass., Commonwealth filed. Fee Status: pd Fee Amount: \$ 105.00 Receipt #: 122764 Appeal record due on 2/10/97 (fmr) Modified on 02/13/1997 (Entered: 02/13/1997)             |
| 01/14/1997 |     | Judge Robert E. Keeton . Endorsed Order entered granting [422-1] motion to amend pleadings to substitute the name of the party. cc/cl. (fmr) (Entered: 01/15/1997)                                                          |
| 01/14/1997 | 425 | Notice of appeal by Inmates of Suffolk County Jail filed. Appeal record due on 2/13/97 (fmr) (Entered: 02/13/1997)                                                                                                          |
| 01/22/1997 | 426 | Notice of appeal by Mass., Commonwealth, Corrections, Commiss filed. Fee Status: pd Fee Amount: \$ 105.00 Receipt #: 120565 Appeal record due on 2/21/97 (fmr) (Entered: 02/13/1997)                                        |
| 02/11/1997 | 423 | Transcript of proceedings for held on proceeding date: 11/27/96 before Judge: Keeton. Court Reporter: Willette. (fmr) (Entered: 02/12/1997)                                                                                 |
| 02/20/1997 |     | US Court of Appeals Case Number assigned to : USCA NUMBER: 97-1262. (fmr) (Entered: 03/06/1997)                                                                                                                             |
| 02/20/1997 |     | US Court of Appeals Case Number assigned to : USCA NUMBER: 97-1261 : 97-1263. (fmr) (Entered: 03/06/1997)                                                                                                                   |
| 02/26/1997 | 428 | NOTICE OF APPEAL by USA as to , filed. Appeal record due on 3/26/97 . (USA is intervenor in this case). (fmr) (Entered: 03/12/1997)                                                                                         |
| 03/11/1997 | 427 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for attorney fees , filed. (fmr) (Entered: 03/11/1997)                                                                  |
| 03/11/1997 |     | Notice of Docketing Record on Appeal from USCA re: , received. USCA NUMBER: 97-1334 (fmr) (Entered: 03/18/1997)                                                                                                             |
| 03/12/1997 | 429 | Judge Robert E. Keeton. Consent Order entered granting [427-1] motion for attorney fees. cc/cl. (fmr) (Entered: 03/13/1997)                                                                                                 |
| 03/24/1997 |     | USCA appeal fees received Fee Status: pd Fee Amount: \$ 105.00 Receipt #: 121901 (fmr) (Entered: 03/26/1997)                                                                                                                |
| 04/24/1997 | 430 | Notice of appearance of attorney for Richard J. Rouse by John D. Hanify, Robyn J. Bartlett, Owen P Kane, filed. (fmr) (Entered: 04/28/1997)                                                                                 |
| 06/20/1997 | 431 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago for stay of order of 1/2/97 pending appeal , filed. (seh) (Entered: 06/23/1997)                                         |
| 06/20/1997 | 432 | Memorandum by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago in support of [431-1] motion for stay of order of 1/2/97 pending appeal , filed. (seh) (Entered: 06/23/1997)        |
| 06/20/1997 | 433 | Motion by Inmates of Suffolk, Stephen Gordon, Julio Gonzalez, Carlos Manuel Lopez, Rogelio Santiago to shorten time period for opposition to motion for stay and for expedited hearing , filed. (seh) (Entered: 06/23/1997) |

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| 06/20/1997 | 434 | Affidavit of Lynn G. Weissberg , re: [431-1] motion for stay of order of 1/2/97 pending appeal, [432-1] support memorandum, [433-1] motion to shorten time period for opposition to motion for stay and for expedited hearing , filed. (seh) (Entered: 06/23/1997)                                                                                                                                                |
| 06/30/1997 | 435 | Response by Corrections, Commiss in opposition to [431-1] motion for stay of order of 1/2/97 pending appeal , filed. c/s. (fmr) (Entered: 06/30/1997)                                                                                                                                                                                                                                                             |
| 06/30/1997 | 436 | Judge Robert E. Keeton . Clerk's Notes: re: Motion [431-1] motion for stay of order of 1/2/97 pending appeal taken under advisement. Order to follow. Court Reporter: Willette. (fmr) (Entered: 07/03/1997)                                                                                                                                                                                                       |
| 06/30/1997 |     | Judge Robert E. Keeton . Endorsed Order entered granting [433-1] motion to shorten time period for opposition to motion for stay and for expedited hearing . (fmr) (Entered: 07/09/1997)                                                                                                                                                                                                                          |
| 07/02/1997 | 437 | Judge Robert E. Keeton . Memorandum and Order entered. denying [431-1] motion for stay of order of 1/2/97 pending appeal. cc/cl. (fmr) (Entered: 07/03/1997)                                                                                                                                                                                                                                                      |
| 07/02/1997 | 438 | Judge Robert E. Keeton. Final Order entered denying [431-1] motion for stay of order of 1/2/97 pending appeal . (fmr) (Entered: 07/03/1997)                                                                                                                                                                                                                                                                       |
| 11/07/1997 | 439 | Opinion of the Court of Appeals re: , entered We need go no further. To the extent that the parties advance other arguments, we reject them out of hand. Affirmed as modified and remanded. All parties shall bear thier own costs.. (fmr) (Entered: 11/07/1997)                                                                                                                                                  |
| 12/30/1997 | 440 | Mandate of US Court of Appeals re: affirming case. Upon consideration whereof, it is now here ordered, adjudged and decreed as follows: The judgment of the district court is affirmed as modified and remanded to the district court for further proceedings in accordance with the opinion issued this date. All parties to bear their own costs. Case not returned from USCA yet.. (fmr) (Entered: 12/31/1997) |
| 04/02/1998 |     | Proposed Consent Order on Plaintiffs' Fifteenth Application for an Interim Award of Attorneys' Fees and Costs received for filing. (kf) (Entered: 04/06/1998)                                                                                                                                                                                                                                                     |
| 04/13/1998 | 441 | Judge Robert E. Keeton . Consent Order on Plaintiffs' Fifteenth Application for an Interim Award of Attorney's Fees and Costs entered. cc/cl (kf) (Entered: 04/21/1998)                                                                                                                                                                                                                                           |
| 09/30/1999 | 442 | Judge Robert E. Keeton. Final Order entered. "...It is therefore ORDERED: No party having filed a motion showing good cause that a later closing date than June 14, 1999 would be appropriate, this case is CLOSED." [EOD Date 9/30/99] cc/cl (kf) (Entered: 09/30/1999)                                                                                                                                          |
| 09/30/1999 |     | Case closed. (kf) (Entered: 09/30/1999)                                                                                                                                                                                                                                                                                                                                                                           |

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