

4months,CLOSED,SUBMDJ,TRO

**U.S. District Court
Northern District of Georgia (Atlanta)
CIVIL DOCKET FOR CASE #: 1:08-cv-02930-TWT**

Hunter et al v. Meadows
Assigned to: Judge Thomas W. Thrash, Jr
Case in other court: USCA-11th Circuit, 12-13875-FF
USCA - 11th Circuit., 13-14950-BB
USCA - 11th Circuit., 15-14227-EE

Cause: 42:1983 Civil Rights Act

Plaintiff

Marketric Hunter
*a minor child, by and through his mother
and legal guardian, Thelma Lynah*

represented by **Joshua H. Norris**
Joshua H. Norris, LLC
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404-867-6188
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gerald R. Weber
Law Offices of Gerry Weber
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ATTORNEY TO BE NOTICED

Katherine Leigh D'Ambrosio
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Decatur, GA 30030
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Email: kdambrosio@thegao.org
TERMINATED: 02/18/2016

Plaintiff

J.M.
*a minor child, by and through his
grandmother and next friend Minnie
Manual*
TERMINATED: 09/27/2013

represented by **Joshua H. Norris**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paula Marie Rafferty
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gerald R. Weber
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

R.E.
*a minor child, by and through her mother
and natural guardian Michelle Eaves*

represented by **Joshua H. Norris**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paula Marie Rafferty
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gerald R. Weber
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Zachary Royal

represented by **Joshua H. Norris**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paula Marie Rafferty
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gerald R. Weber
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

S.R.
*a minor child, by and through her father
and natural guardian Charles Regna*
TERMINATED: 09/27/2013

represented by **Joshua H. Norris**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Paula Marie Rafferty
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gerald R. Weber
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Rhonda Medows
*in her Official Capacity as Commissioner
of the Georgia Department of Community
Health*
TERMINATED: 09/14/2010

represented by **Michelle W. LeGrande**
State of Georgia Law Department
40 Capitol Square, S.W.
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Georgia Medical Care Foundation, Inc.
a Georgia corporation
TERMINATED: 09/14/2011

represented by **Adam Scott Katz**
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Defendant

Clyde L. Reese, III
TERMINATED: 05/03/2011

represented by **Michelle W. LeGrande**
(See above for address)
ATTORNEY TO BE NOTICED

Penny Hannah
State of Georgia Law Department
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ATTORNEY TO BE NOTICED

Defendant

David A. Cook
Commissioner of the Georgia
Department of Community Health

represented by **Michelle W. LeGrande**
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ATTORNEY TO BE NOTICED

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Penny Hannah
(See above for address)
TERMINATED: 06/22/2012

Movant

The United States of America

represented by **Sharon Douglas Stokes**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/18/2008	<u>1</u>	VERIFIED COMPLAINT for Injunctive and Declaratory Relief filed by Marketric Hunter. (Filing fee \$ 350 receipt number 4661.) (Attachments: # <u>1</u> Summons, # <u>2</u> Civil Cover Sheet)(dr) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 09/19/2008)
09/18/2008	<u>2</u>	MOTION for Temporary Restraining Order, and MOTION for Preliminary Injunction by Marketric Hunter. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A, # <u>3</u> Certificate of Service)(dr) (Entered: 09/19/2008)
09/22/2008	<u>3</u>	RESPONSE in Opposition re <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by Rhonda Medows. (Townes, Michelle) (Entered: 09/22/2008)
09/22/2008	<u>4</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Motion Hearing held on 9/22/2008;granting <u>2</u> Motion for TRO; deferring ruling on <u>2</u> Motion for Preliminary Injunction. Attorney Michelle Townes for Rhonda Medows added; Motion Hearing set for 9/29/2008 11:00 AM on <u>2</u> MOTION for Preliminary Injunction. Mr. Norris to prepare order for signature. (Court Reporter Susan Baker)(dr) (Entered: 09/23/2008)
09/23/2008	<u>5</u>	TRANSCRIPT of Proceedings held on September 22, 2008 before Judge Thomas W. Thrash, Jr. Court Reporter/Transcriber Susan C. Baker, Telephone number 404-215-1558. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/14/2008. Redacted Transcript Deadline set for 10/24/2008. Release of Transcript Restriction set for 12/22/2008. (Attachments: # <u>1</u> Notice of Filing Transcript) (kac) (Entered: 09/23/2008)
09/25/2008	<u>6</u>	PROPOSED ORDER Proposed Order on Plaintiff's Motion for Temporary Restraining Order re: <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction. (Norris, Joshua) (Entered: 09/25/2008)
09/26/2008	<u>7</u>	RESPONSE in Opposition re <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by Georgia Medical Care Foundation, Inc.. (Katz, Adam) (Entered: 09/26/2008)
09/26/2008	<u>8</u>	AFFIDAVIT in Opposition re <u>2</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by Georgia Medical Care Foundation, Inc.. (Katz, Adam) (Entered: 09/26/2008)
09/29/2008	<u>10</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Motion Hearing held on 9/29/2008;granting in part and denying in part <u>2</u> Motion for Preliminary Injunction filed by Marketric Hunter; Mr. Norris to prepare and present order. (Court Reporter Susan Baker)(dr) (Entered: 10/01/2008)
10/01/2008	<u>9</u>	ORDER granting <u>2</u> MOTION for Temporary Restraining Order. Signed by Judge Thomas W. Thrash, Jr on 9/22/08. (dr) (Entered: 10/01/2008)
10/08/2008	<u>11</u>	NOTICE of Appearance by Adam Scott Katz on behalf of Georgia Medical Care Foundation, Inc. (Katz, Adam) (Entered: 10/08/2008)
10/22/2008	<u>12</u>	Joint MOTION to Stay <i>Proceedings and Discovery</i> with Brief In Support by Rhonda Medows. (Attachments: # <u>1</u> Brief Memorandum of Law in Support, # <u>2</u> Text of Proposed Order Proposed Order)(Townes, Michelle) (Entered: 10/22/2008)
10/28/2008	<u>13</u>	TRANSCRIPT of Proceedings held on September 29, 2008 before Judge Thomas W. Thrash, Jr. Court Reporter/Transcriber Susan C. Baker, Telephone number 404-215-1558. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 11/18/2008. Redacted Transcript Deadline set for 11/28/2008. Release of Transcript Restriction set for 1/26/2009. (Attachments: # <u>1</u> Notice of Filing Transcript) (kac) (Entered: 10/29/2008)
10/30/2008	<u>14</u>	PROPOSED ORDER Proposed Order on Plaintiff's Motion for Preliminary Injunction. (Norris, Joshua) (Entered: 10/30/2008)
11/03/2008	<u>15</u>	ORDER granting in part, denying in part <u>2</u> MOTION for Preliminary Injunction filed by Marketric Hunter. Signed by Judge Thomas W. Thrash, Jr on 11/3/08. (dr) (Entered: 11/03/2008)

11/10/2008	<u>16</u>	RESPONSE in Opposition re <u>12</u> Joint MOTION to Stay <i>Proceedings and Discovery</i> filed by Marketric Hunter. (Miller, Paula) (Entered: 11/10/2008)
11/24/2008	<u>17</u>	REPLY to Response to Motion re <u>12</u> Joint MOTION to Stay <i>Proceedings and Discovery</i> filed by Rhonda Medows. (Townes, Michelle) (Entered: 11/24/2008)
12/04/2008		Submission of <u>12</u> Joint MOTION to Stay <i>Proceedings and Discovery</i> , submitted to District Judge Thomas W. Thrash. (dr) (Entered: 12/04/2008)
01/27/2009	<u>18</u>	ORDER denying <u>12</u> Motion to Stay Proceedings. Signed by Judge Thomas W. Thrash, Jr on 1/27/09. (dr) (Entered: 01/28/2009)
02/17/2009	<u>19</u>	Joint MOTION for <i>Entry of Consent Scheduling Order</i> by Georgia Medical Care Foundation, Inc.. (Attachments: # <u>1</u> Exhibit Exhibit A – Proposed Consent Scheduling Order)(Katz, Adam) Modified caps on 2/18/2009 (dr). (Entered: 02/17/2009)
02/19/2009	<u>20</u>	CONSENT SCHEDULING ORDER granting <u>19</u> Motion for Entry of Consent Scheduling Order; Amended Complaint due 2/27/09, Defendants response to Amended Complaint due 3/19/09, Joint Certificate of Interested Persons and Corporate Disclosures Statement due 3/19/09. Signed by Judge Thomas W. Thrash, Jr on 2/19/09. (dr) (Entered: 02/20/2009)
02/28/2009	<u>21</u>	First AMENDED COMPLAINT against all defendants, filed by Marketric Hunter.(Miller, Paula) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 02/28/2009)
03/19/2009	<u>22</u>	MOTION to Dismiss <i>or in the Alternative for More Definite Statement</i> with Brief In Support by Georgia Medical Care Foundation, Inc.. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Brief Memorandum of Law in Support of Motion to Dismiss, # <u>3</u> Exhibit Subcontractor Agreement and Addenda)(Katz, Adam) (Entered: 03/19/2009)
03/19/2009	<u>23</u>	Joint Certificate of Interested Persons by Marketric Hunter, Rhonda Medows, Georgia Medical Care Foundation, Inc. identifying Corporate Parent Georgia Department of Community Health, Corporate Parent Alliant Health Solutions, Inc. for Georgia Medical Care Foundation, Inc., Marketric Hunter, Rhonda Medows. (Katz, Adam) (Entered: 03/19/2009)
03/19/2009	<u>24</u>	Corporate Disclosure Statement by Georgia Medical Care Foundation, Inc. identifying Corporate Parent Alliant Health Solutions, Inc. for Georgia Medical Care Foundation, Inc. by Georgia Medical Care Foundation, Inc..(Katz, Adam) (Entered: 03/19/2009)
03/19/2009	<u>25</u>	NOTICE of Appearance by Jennifer Saffold Collins on behalf of Georgia Medical Care Foundation, Inc. (Collins, Jennifer) (Entered: 03/19/2009)
03/19/2009	<u>26</u>	MOTION to Dismiss with Brief In Support by Rhonda Medows. (Attachments: # <u>1</u> Brief Memorandum of Law in Support)(Townes, Michelle) (Entered: 03/19/2009)
03/20/2009		Clerks Notation re <u>23</u> Certificate of Interested Persons, OK, per TWT. (ss) (Entered: 03/20/2009)
04/01/2009	<u>27</u>	RESPONSE in Opposition re <u>22</u> MOTION to Dismiss <i>or in the Alternative for More Definite Statement</i> filed by Marketric Hunter. (Miller, Paula) (Entered: 04/02/2009)
04/02/2009	<u>28</u>	RESPONSE in Opposition re <u>26</u> MOTION to Dismiss filed by Marketric Hunter. (Miller, Paula) (Entered: 04/02/2009)
04/06/2009	<u>29</u>	RESPONSE in Opposition re <u>22</u> MOTION to Dismiss <i>or in the Alternative for More Definite Statement</i> filed by Marketric Hunter. (Miller, Paula) (Entered: 04/06/2009)
04/09/2009	<u>30</u>	NOTICE of Change of Address for Adam Scott Katz, counsel for Georgia Medical Care Foundation, Inc. (Katz, Adam) (Entered: 04/09/2009)
04/20/2009	<u>31</u>	PRELIMINARY REPORT AND DISCOVERY PLAN filed by Rhonda Medows. (Attachments: # <u>1</u> Text of Proposed Order Scheduling Order)(Townes, Michelle) (Entered: 04/20/2009)
04/23/2009	<u>32</u>	REPLY to Response to Motion re <u>22</u> MOTION to Dismiss <i>or in the Alternative for More Definite Statement</i> filed by Georgia Medical Care Foundation, Inc.. (Katz, Adam) (Entered: 04/23/2009)
04/23/2009		Submission of <u>22</u> MOTION to Dismiss <i>or in the Alternative for More Definite Statement</i> , <u>26</u> MOTION to Dismiss, submitted to District Judge Thomas W. Thrash. (dr) (Entered: 04/23/2009)

		04/23/2009)
07/08/2009	<u>33</u>	Notice for Leave of Absence for the following date(s): 08/20/2009, 08/21/2009, 08/22/2009, 08/23/2009, 08/24/2009, 08/25/2009, 08/26/2009, 08/27/2009, 08/28/2009, 08/29/2009, 08/30/2009, 08/31/2009, by Michelle Townes. (Attachments: # <u>1</u> Exhibit A: List of Cases, Clerks and Opposing Counsel)(Townes, Michelle) (Entered: 07/08/2009)
07/09/2009		Clerks Notation re <u>33</u> Leave of Absence, 08/20–31/2009, by Michelle Townes. The Court will not require an appearance by M. Townes on these dates. (ss) (Entered: 07/09/2009)
12/16/2009	<u>34</u>	ORDER denying Defendants' <u>22</u> , <u>26</u> Motions to Dismiss. Signed by Judge Thomas W. Thrash, Jr. on 12/15/09. (dfb) (Entered: 12/16/2009)
12/23/2009	<u>35</u>	Consent MOTION for Extension of Time In Which To Respond To Plaintiff's Amended Complaint by Rhonda Medows and Georgia Medical Care Foundation, Inc. (Attachments: # <u>1</u> Exhibit A)(Townes, Michelle) Modified on 12/28/2009 to add filer. (dfb) (Entered: 12/23/2009)
12/23/2009	<u>36</u>	ORDER granting the <u>35</u> Consent Motion for Extension of Time until January 15, 2010 for Defendants to Respond to Plaintiff's Amended Complaint. Signed by Judge Thomas W. Thrash, Jr. on 12/23/09. (dfb) (Entered: 12/23/2009)
01/15/2010	<u>37</u>	ANSWER to <u>21</u> Amended Complaint <i>and Affirmative Defenses</i> by Georgia Medical Care Foundation, Inc.. Discovery ends on 6/14/2010.(Katz, Adam) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 01/15/2010)
01/15/2010	<u>38</u>	ANSWER to <u>21</u> Amended Complaint <i>for Injunctive and Declaratory Relief</i> by Rhonda Medows.(Townes, Michelle) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. Modified on 1/19/2010 (dr). (Entered: 01/15/2010)
02/11/2010	<u>39</u>	Second MOTION for Temporary Restraining Order, Second MOTION for Preliminary Injunction with Brief In Support by Marketric Hunter. (Attachments: # <u>1</u> Brief Memorandum of Law in Support of Motion, # <u>2</u> Affidavit Affidavit of Styles L. Bertrand, M.D., # <u>3</u> Text of Proposed Order)(Norris, Joshua) (Entered: 02/11/2010)
02/12/2010		NOTICE of Hearing on Motion re: <u>39</u> Second MOTION for Temporary Restraining Order Second MOTION for Preliminary Injunction Motion Hearing set for 2/16/2010 at 10:00 AM in ATLA Courtroom 2108 before Judge Thomas W. Thrash Jr.. (ss) (Entered: 02/12/2010)
02/15/2010	<u>40</u>	RESPONSE re <u>39</u> Second MOTION for Temporary Restraining OrderSecond MOTION for Preliminary Injunction filed by Rhonda Medows, Georgia Medical Care Foundation, Inc.. (Attachments: # <u>1</u> Affidavit Affidavit of Gary Miller MD)(Katz, Adam) (Entered: 02/15/2010)
02/15/2010	<u>41</u>	AFFIDAVIT re <u>39</u> Second MOTION for Temporary Restraining OrderSecond MOTION for Preliminary Injunction <i>Affidavit of Thelma Lynah</i> by Marketric Hunter. (Norris, Joshua) (Entered: 02/15/2010)
02/15/2010	<u>42</u>	AFFIDAVIT re <u>39</u> Second MOTION for Temporary Restraining OrderSecond MOTION for Preliminary Injunction <i>Affidavit of Michelle R. McQueen</i> by Marketric Hunter. (Norris, Joshua) (Entered: 02/15/2010)
02/15/2010	<u>43</u>	DOCUMENT FILED IN ERROR – AFFIDAVIT re <u>39</u> Second MOTION for Temporary Restraining OrderSecond MOTION for Preliminary Injunction <i>Exhibit 1 (CV of Styles Bertrand, M.D.) of Affidavit of Styles Bertrand, M.D.</i> by Marketric Hunter. (Norris, Joshua) Modified on 2/16/2010 (dr). (Entered: 02/15/2010)
02/16/2010	<u>44</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Motion Hearing held on 2/16/2010 granting <u>39</u> Second MOTION for Temporary Restraining Order, Second MOTION for Preliminary Injunction filed by Marketric Hunter. (Court Reporter Susan Baker)(dr) (Entered: 02/17/2010)
02/17/2010	<u>45</u>	Application for Leave of Absence for the following date(s): 03/05/10, 03/06/10, 03/07/10, 03/08/10, 03/09/10, 03/10/10, 03/11/10, 03/12/10, 03/13/10, 03/14/10, 03/15/10, by Adam Scott Katz. (Katz, Adam) (Entered: 02/17/2010)
02/17/2010	<u>46</u>	Application for Leave of Absence for the following date(s): 04/01/10, 04/02/10, 04/03/10, 04/04/10, 04/05/10, 04/06/10, 04/07/10, 04/08/10, 04/09/10, 04/10/10, 04/11/10, 04/12/10, 04/13/10, by Adam Scott Katz. (Katz, Adam) (Entered: 02/17/2010)

02/18/2010	<u>47</u>	ORDER AND ORDER granting <u>39</u> Second MOTION for Temporary Restraining Order and Preliminary Injunction filed by Marketric Hunter. Defendants are enjoined from denying Plaintiff's request for 24 hour a day private duty skilled nursing services for 6 to 8 weeks while he is in a body cast, and 18 hours a day of private duty skilled nursing services after the cast is removed until 3/31/10. Signed by Judge Thomas W. Thrash, Jr on 2/17/10. (dr) (Entered: 02/18/2010)
02/18/2010		Clerks Notation re <u>45</u> Leave of Absence for 3/5-15/10, <u>46</u> Leave of Absence 4/1-13/10 by Adam Scott Katz. The Court will not require an appearance by A. Katz on these dates. (ss) (Entered: 02/18/2010)
02/19/2010	<u>48</u>	ORDER that counsel file the Certificate of Interested Persons and the Joint Preliminary Report and Discovery Plan within 10 days, or show cause why this case should not be dismissed. Signed by Judge Thomas W. Thrash, Jr on 2/19/10. (dr) (Entered: 02/19/2010)
02/22/2010	<u>49</u>	TRANSCRIPT of Motions Proceedings held on February 16, 2010, before Judge Thomas W. Thrash, Jr. Court Reporter/Transcriber Susan C. Baker, Telephone number 404-215-1558. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/15/2010. Redacted Transcript Deadline set for 3/25/2010. Release of Transcript Restriction set for 5/24/2010. (Attachments: # <u>1</u> Notice of Filing Transcript) (kac) (Entered: 02/23/2010)
03/01/2010	<u>50</u>	CERTIFICATE OF SERVICE of <i>Discovery</i> by Rhonda Medows.(Townes, Michelle) (Entered: 03/01/2010)
03/01/2010	<u>51</u>	Joint PRELIMINARY REPORT AND DISCOVERY PLAN filed by Marketric Hunter. (Miller, Paula) (Entered: 03/01/2010)
03/02/2010	<u>52</u>	CERTIFICATE OF SERVICE of <i>Initial Disclosures</i> by Georgia Medical Care Foundation, Inc..(Collins, Jennifer) (Entered: 03/02/2010)
03/08/2010	<u>53</u>	SCHEDULING ORDER approving <u>51</u> Preliminary Report and Discovery Plan; Discovery ends on 6/14/2010, Summary Judgment Motions due by 7/14/2010, Proposed Pretrial Order due by 7/14/2010. Signed by Judge Thomas W. Thrash, Jr on 3/8/10. (dr) (Entered: 03/09/2010)
03/30/2010	<u>54</u>	Initial Disclosures by Marketric Hunter.(Miller, Paula) (Entered: 03/30/2010)
04/02/2010		NOTICE of Hearing: Status Conference set for 4/27/2010 at 03:30 PM before Judge Thomas W. Thrash Jr., Chambers 2188. (ss) (Entered: 04/02/2010)
04/27/2010		NOTICE OF CANCELLATION of Hearing re: NOTICE of Hearing: Status Conference set for 4/27/2010 at 03:30 PM before Judge Thomas W. Thrash Jr., Chambers 2188. (ss) (ss) (Entered: 04/27/2010)
04/27/2010	<u>55</u>	CONSENT SCHEDULING ORDER: Discovery in this case is hereby stayed until thirty (30) days after the Eleventh Circuit issues its opinion in the Moore Appeal (Appeal No. 10-10148-BB); Once the discovery period commences, the parties shall have four(4) months to conduct discovery. Signed by Judge Thomas W. Thrash, Jr on 4/27/2010. (pdw) (Entered: 04/27/2010)
06/04/2010	<u>56</u>	Notice for Leave of Absence for the following date(s): July 5, 6, 7, 8, 9, 10, 11, 12, 2010, by Michelle Townes. (Townes, Michelle) (Entered: 06/04/2010)
06/07/2010		Clerks Notation re <u>56</u> Leave of Absence July 5-12, 2010, by Michelle Townes. The Court will not require an appearance by M. Townes on these dates. (ss) (Entered: 06/07/2010)
08/18/2010	<u>57</u>	MOTION to Substitute Party <i>Clyde Reese, III</i> , Defendant with Brief In Support by Rhonda Medows. (Attachments: # <u>1</u> Memorandum of Law in Support of Defendant's Motion to Substitute Party)(Townes, Michelle) (Entered: 08/18/2010)
09/08/2010		Submission of <u>57</u> MOTION to Substitute Party <i>Clyde Reese, III</i> , Defendant, submitted to District Judge Thomas W. Thrash. (dr) (Entered: 09/08/2010)
09/14/2010		ORDER granting <u>57</u> Motion to Substitute Party. Rhonda Medows terminated. Signed by Judge Thomas W. Thrash, Jr on 9/14/10. (TWT) (Entered: 09/14/2010)

04/27/2011	<u>58</u>	MOTION to Substitute Party Clyde Reese with Brief In Support by Clyde L. Reese, III. (Attachments: # <u>1</u> Brief Memorandum of Law in Support of Motion to Substitute Party)(Townes, Michelle) (Entered: 04/27/2011)
05/03/2011	<u>59</u>	ORDER granting <u>58</u> Motion to Substitute Party. David A. Cook added. Clyde L. Reese, III terminated. Signed by Judge Thomas W. Thrash, Jr on 5/2/11. (dr) (Entered: 05/04/2011)
05/05/2011	<u>60</u>	Joint MOTION for Order (<i>Scheduling Order</i>) by David A. Cook, Georgia Medical Care Foundation, Inc., Marketric Hunter. (Attachments: # <u>1</u> Text of Proposed Order proposed Consent Scheduling Order)(Collins, Jennifer) (Entered: 05/05/2011)
05/05/2011	<u>61</u>	Notice for Leave of Absence for the following date(s): 05/30/11, 05/31/11, 06/01/11, 06/02/11, 06/03/11, 06/06/11, 06/07/11, by Michelle Townes. (Attachments: # <u>1</u> Exhibit A)(Townes, Michelle) (Entered: 05/05/2011)
05/06/2011	<u>62</u>	CONSENT SCHEDULING ORDER granting <u>60</u> Motion for Order. Signed by Judge Thomas W. Thrash, Jr on 5/6/11. (dr) (Entered: 05/09/2011)
05/11/2011	<u>63</u>	Notice for Leave of Absence for the following date(s): 5/30/11–6/7/11, by Michelle Townes. (ss) (Entered: 05/11/2011)
05/11/2011		Clerks Notation re <u>63</u> Leave of Absence 5/30/11–6/7/11, by Michelle Townes. The Court will not require an appearance by M. Townes on these dates. (ss) (Entered: 05/11/2011)
05/16/2011	<u>64</u>	Notice for Leave of Absence for the following date(s): June 20–24, July 7–15, by Adam Scott Katz. (Katz, Adam) (Entered: 05/16/2011)
05/17/2011		Clerks Notation re <u>64</u> Leave of Absence June 20–24, July 7–15, by Adam Scott Katz. The Court will not require an appearance by A. Katz on these dates. (ss) (Entered: 05/17/2011)
07/07/2011	<u>65</u>	Second MOTION to Amend <i>Complaint</i> with Brief In Support by Marketric Hunter. (Attachments: # <u>1</u> Brief)(Miller, Paula) (Entered: 07/07/2011)
07/08/2011	<u>66</u>	PROPOSED Second Amended Complaint by Marketric Hunter re <u>65</u> Second MOTION to Amend <i>Complaint</i> (Miller, Paula) Modified on 7/11/2011 (dr). (Entered: 07/08/2011)
08/08/2011	<u>67</u>	MOTION for Judgment on the Pleadings, MOTION for More Definite Statement by Georgia Medical Care Foundation, Inc.. (Attachments: # <u>1</u> Brief Combined Response in Opposition to Plaintiff's Motion for Leave to Amend Complaint and Memorandum of Law in Support of Motion for Judgment on Pleadings or in the Alternative Motion for More Definite Statement)(Collins, Jennifer) . Added MOTION for More Definite Statement on 9/8/2011 (dr). (Entered: 08/08/2011)
08/08/2011	<u>68</u>	DOCUMENT FILED IN ERROR – MOTION for More Definite Statement with Brief In Support by Georgia Medical Care Foundation, Inc.. (Attachments: # <u>1</u> Brief)(Collins, Jennifer) Modified on 9/8/2011 (dr). (Entered: 08/08/2011)
08/08/2011	<u>69</u>	MOTION for Judgment on the Pleadings or, in the alternative, MOTION to Dismiss with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Defendant David A. Cook's Memorandum of Law (Townes, Michelle) . Added MOTION for Judgment on the Pleadings on 8/9/2011 (rej). (Entered: 08/08/2011)
08/08/2011	<u>74</u>	RESPONSE in Opposition to <u>65</u> Second MOTION to Amend <i>Complaint</i> filed by Georgia Medical Care Foundation, Inc. (dr) (Entered: 09/08/2011)
08/25/2011	<u>70</u>	Unopposed MOTION for Extension of Time to File Responses by Marketric Hunter. (Attachments: # <u>1</u> Text of Proposed Order)(Miller, Paula) (Entered: 08/25/2011)
08/26/2011	<u>71</u>	ORDER granting <u>70</u> Motion for Extension of Time until 9/1/11 to respond to <u>67</u> MOTION for Judgment on the Pleadings, <u>68</u> MOTION for More Definite Statement, <u>69</u> MOTION to Dismiss, MOTION for Judgment on the Pleadings. Signed by Judge Thomas W. Thrash, Jr on 8/26/11. (dr) (Entered: 08/26/2011)
08/30/2011	<u>72</u>	Notice for Leave of Absence for the following date(s): 9–6–11, 9–7–11, 9–8–11, 9–9–11, 10–21–11, 11–28–11, 11–29–11, 12–27–11, 12–28–11, 12–29–11, 12–30–11, by Paula Rafferty Miller. (Miller, Paula) (Entered: 08/30/2011)
08/31/2011		Clerks Notation re <u>72</u> Leave of Absence 9/6–9/11, 10/21/11, 11/28–29/11, 12/27–30/11, by Paula Rafferty Miller. The Court will not require an appearance by P. Miller on these dates. (ss) (Entered: 08/31/2011)

09/01/2011	<u>73</u>	RESPONSE in Opposition re <u>69</u> MOTION to Dismiss MOTION for Judgment on the Pleadings filed by Marketric Hunter. (Norris, Joshua) (Entered: 09/01/2011)
09/08/2011		Notification of Docket Correction re <u>74</u> Response which was incorrectly combined in a previous filing (<u>67</u> Motions). Document <u>68</u> MOTION for More Definite Statement was incorrectly filed as a separate document, see <u>67</u> Motions for correct entry. (dr) (Entered: 09/08/2011)
09/08/2011		Submission of <u>67</u> MOTION for Judgment on the Pleadings, MOTION for More Definite Statement, <u>65</u> Second MOTION to Amend <i>Complaint</i> , submitted to District Judge Thomas W. Thrash. (dr) (Entered: 09/08/2011)
09/12/2011	<u>75</u>	MOTION to Dismiss <i>Voluntary Dismissal as to GMCF only</i> with Brief In Support by Marketric Hunter. (Attachments: # <u>1</u> Brief, # <u>2</u> Text of Proposed Order)(Miller, Paula) (Entered: 09/12/2011)
09/14/2011	<u>76</u>	ORDER granting <u>75</u> Motion to Dismiss Georgia Medical Care Foundation, Inc. without prejudice. Signed by Judge Thomas W. Thrash, Jr on 9/13/11. (dr) (Entered: 09/14/2011)
09/27/2011	<u>77</u>	ORDER granting <u>65</u> Motion to Amend, denying as moot <u>67</u> Motion for Judgment on the Pleadings, denying <u>69</u> Motion for Judgment on the Pleadings. Signed by Judge Thomas W. Thrash, Jr on 9/27/11. (dr) (Entered: 09/27/2011)
09/27/2011	<u>78</u>	MOTION for Reconsideration re <u>76</u> Order on Motion to Dismiss with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Brief Memorandum of Law in Support of its Motion for Reconsideration)(Townes, Michelle) (Entered: 09/27/2011)
09/27/2011	<u>81</u>	SECOND AMENDED COMPLAINT against David A. Cook, Georgia Medical Care Foundation, Inc., filed by Marketric Hunter, J.M., R.E., Zachary Royal, S.R.(dr) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 11/10/2011)
09/27/2011		Set/Reset Scheduling Order Deadlines: Answer to 2nd Amended Complaint having been filed 10/27/11, discovery will restart on 11/27/11. Discovery ends on 3/27/2012. Motions for Summary Judgment due by 4/27/2012. If no motions for Summary Judgment filed, the Consolidated Proposed Pretrial Order due by 4/27/2012. Clerk to submit to the Court 4/30/12 if the parties fail to file either a Motion for Summary Judgment or Proposed Pretrial Order. (ss) (Entered: 11/10/2011)
10/21/2011		Submission of <u>78</u> MOTION for Reconsideration re <u>76</u> Order, submitted to District Judge Thomas W. Thrash. (dr) (Entered: 10/21/2011)
10/27/2011	<u>79</u>	ANSWER to <u>81</u> Second Amended Complaint by David A. Cook.(Townes, Michelle) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. Modified related document on 11/10/2011 (dr). (Entered: 10/27/2011)
10/28/2011	<u>80</u>	ORDER denying <u>78</u> Motion for Reconsideration. Signed by Judge Thomas W. Thrash, Jr on 10/28/11. (dr) (Entered: 10/31/2011)
11/22/2011	<u>82</u>	Joint Certificate of Interested Persons by David A. Cook, Marketric Hunter, J.M., R.E., Zachary Royal, S.R.. (Miller, Paula) (Entered: 11/22/2011)
11/23/2011	<u>83</u>	Amended Initial Disclosures by David A. Cook. (Attachments: # <u>1</u> Attachment A, # <u>2</u> Attachment C)(Townes, Michelle) (Entered: 11/23/2011)
11/23/2011	<u>84</u>	Joint PRELIMINARY REPORT AND DISCOVERY PLAN filed by David A. Cook. (Townes, Michelle) (Entered: 11/23/2011)
11/28/2011		Clerks Notation re <u>82</u> Certificate of Interested Persons, OK per TWT. (ss) (Entered: 11/28/2011)
12/01/2011	<u>85</u>	SCHEDULING ORDER approving <u>84</u> Preliminary Report and Discovery Plan; Discovery ends on 3/27/2012, Summary Judgment Motions due by 4/27/2012, Proposed Pretrial Order due by 4/27/2012. Signed by Judge Thomas W. Thrash, Jr on 12/1/11. (dr) (Entered: 12/01/2011)
12/21/2011	<u>86</u>	MOTION for Temporary Restraining Order, MOTION for Preliminary Injunction with Brief In Support by Zachary Royal. (Attachments: # <u>1</u> Brief Memorandum of Law, # <u>2</u> Exhibit Exhibit 1, # <u>3</u> Exhibit Exhibit 2, # <u>4</u> Exhibit Exhibit 3 – Declaration of Zachary Royal, # <u>5</u> Exhibit Exhibit 4 – Declaration of Kathleen Tondée, # <u>6</u> Exhibit Exhibit 5 – Declaration of

		Carolyn Smith, # <u>7</u> Exhibit Exhibit 6 – Declaration of Daniel Torrez, M.D., # <u>8</u> Exhibit Exhibit 7)(Norris, Joshua) (Entered: 12/21/2011)
12/22/2011		NOTICE of Hearing on Motion re: <u>86</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction. Motion Hearing set for 12/22/2011 at 03:00 PM in ATLA Courtroom 2108 before Judge Thomas W. Thrash Jr.. (ss) (Entered: 12/22/2011)
12/22/2011	<u>87</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Motion Hearing held on 12/22/2011; granting <u>86</u> MOTION for Temporary Restraining Order, deferring ruling on MOTION for Preliminary Injunction filed by Zachary Royal. The Court granted the Motion for TRO and enjoins David Cook in his official capacity from reducing services to plaintiff Royal below 84 hours per week and this to remain in affect until ordered otherwise by this Court. The Court is deferring ruling on the Motion for Preliminary Injunction and at anytime after 30 days the defendant may request a full evidentiary hearing. Mr. Norris to prepare an order stating the Court's ruling and reasons, have approved as to form by Ms. Townes and submit to the Court for signature. (Court Reporter Susan Baker)(dr) (Entered: 12/22/2011)
12/30/2011	<u>88</u>	TRANSCRIPT of Proceedings held on December 22, 2011, before Judge Thomas W. Thrash, Jr.. Court Reporter/Transcriber Susan C. Baker, Telephone number (404) 215-1558. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/20/2012. Redacted Transcript Deadline set for 1/30/2012. Release of Transcript Restriction set for 3/29/2012. (Attachments: # <u>1</u> Notice of Filing Transcript) (fem) (Entered: 01/03/2012)
02/15/2012		Submission of <u>86</u> MOTION for Preliminary Injunction, submitted to District Judge Thomas W. Thrash. (dr) (Entered: 02/15/2012)
03/06/2012	<u>89</u>	PROPOSED ORDER Proposed Order on Plaintiff Zachary Royal's Motion for Temporary Restraining Order and Preliminary Injunction re: <u>86</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction. (Norris, Joshua) (Entered: 03/06/2012)
03/07/2012	<u>90</u>	ORDER granting <u>2</u> MOTION for Temporary Restraining Order, deferring ruling on MOTION for Preliminary Injunction. Signed by Judge Thomas W. Thrash, Jr on 3/7/12, nunc pro tunc 12/22/11. (dr) (Entered: 03/07/2012)
03/29/2012	<u>91</u>	Joint MOTION to Amend <u>85</u> Scheduling Order, Set Submission Deadline by Marketric Hunter. (Attachments: # <u>1</u> Text of Proposed Order)(Miller, Paula) (Entered: 03/29/2012)
03/30/2012	<u>92</u>	ORDER granting <u>91</u> Motion to Amend Scheduling Order to add an additional 90 days to conduct discovery. Signed by Judge Thomas W. Thrash, Jr on 3/30/12. (dr) (Entered: 03/30/2012)
03/30/2012		Set/Reset Scheduling Order Deadlines: Discovery ends on 6/27/2012. Summary Judgment Motions due by 7/27/2012. If no summary judgment motions filed the Joint Proposed Pretrial Order due by 7/27/2012. (ss) (Entered: 03/30/2012)
04/05/2012		NOTICE of Hearing on Motion re: <u>86</u> MOTION for Preliminary Injunction. Motion Hearing set for 5/1/2012 at 02:00 PM in ATLA Courtroom 2108 before Judge Thomas W. Thrash Jr.. (ss) (Entered: 04/05/2012)
04/06/2012		NOTICE of Hearing on Motion re: <u>86</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction. RESETING HEARING from 5/1/2012 to – Motion Hearing set for 5/3/2012 at 10:00 AM in ATLA Courtroom 2108 before Judge Thomas W. Thrash Jr.. (ss) (Entered: 04/06/2012)
04/11/2012	<u>93</u>	MOTION to Certify Class with Brief In Support by Marketric Hunter. (Attachments: # <u>1</u> Brief Plaintiffs' Memorandum of Law in Support of Motion for Class Certification, # <u>2</u> Exhibit Exhibit 1, # <u>3</u> Exhibit Exhibit 2)(Norris, Joshua) (Entered: 04/11/2012)
04/30/2012	<u>94</u>	RESPONSE to <u>93</u> MOTION to Certify Class filed by David A. Cook. (Townes, Michelle) Modified duplicative text on 5/1/2012 (dr). (Entered: 04/30/2012)
05/02/2012	<u>95</u>	DOCUMENT FILED IN ERROR – NOTICE by Zachary Royal <i>Notice of Request for Judicial Notice</i> (Attachments: # <u>1</u> Exhibit Exhibit 7, # <u>2</u> Exhibit Exhibit 8, # <u>3</u> Exhibit Exhibit 9)(Norris, Joshua) Modified on 5/3/2012 (dr). (Entered: 05/02/2012)

05/02/2012	<u>96</u>	DOCUMENT FILED IN ERROR – NOTICE by David A. Cook re <u>95</u> Notice (Other) <i>Objection To Plaintiffs' Notice Of Request For Judicial Notice</i> (Townes, Michelle) Modified on 5/3/2012 (dr). (Entered: 05/02/2012)
05/02/2012	<u>97</u>	REQUEST for Judicial Notice by Zachary Royal. (Attachments: # <u>1</u> Exhibit 7, # <u>2</u> Exhibit 8, # <u>3</u> Exhibit 9)(dr) (Entered: 05/03/2012)
05/02/2012	<u>98</u>	OBJECTION to <u>97</u> MOTION for Judicial Notice filed by David A. Cook. (dr) (Entered: 05/03/2012)
05/03/2012	<u>99</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Motion Hearing held on 5/3/2012 granting <u>86</u> MOTION for Preliminary Injunction filed by Zachary Royal. EXHIBITS ADMITTED. The Court inquired of counsel if there is any reason that this hearing should not be considered as a trial on the merits as to plaintiff Zachry Royal and indicated that would be what he would do. The Court heard closing argument by counsel. Counsel have 14 days to present their proposed filings of fact and conclusions of law and an additional 14 days for additional briefing. (Court Reporter Susan Baker)(dr) (Entered: 05/04/2012)
05/04/2012	<u>215</u>	EXHIBITS from hearing held 5/3/12 received from Courtroom Deputy and placed in Exhibit room. (dr) (Additional attachment(s) added on 11/21/2013: # <u>1</u> Pla Exh 002, # <u>2</u> Pla Exh 010, # <u>3</u> Pla Exh 011, # <u>4</u> Pla Exh 012, # <u>5</u> Pla Exh 013, # <u>6</u> Pla Exh 014, # <u>7</u> Pla Exh 015, # <u>8</u> Pla Exh 016, # <u>9</u> Pla Exh 017, # <u>10</u> Pla Exh 018, # <u>11</u> Pla Exh 019, # <u>12</u> Pla Exh 020, # <u>13</u> Dft Exh 001) (kac). (Entered: 05/04/2012)
05/10/2012	<u>100</u>	TRANSCRIPT of Motion for Preliminary Injunction Proceedings held on May 3, 2012, before Judge Thomas W. Thrash, Jr. Court Reporter/Transcriber Susan C. Baker, Telephone number 404-215-1558. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 5/31/2012. Redacted Transcript Deadline set for 6/11/2012. Release of Transcript Restriction set for 8/8/2012. (Attachments: # <u>1</u> Notice of Filing of Official Transcript) (kac) (Entered: 05/11/2012)
05/14/2012	<u>101</u>	REPLY to Response to Motion re <u>93</u> MOTION to Certify Class filed by Marketric Hunter. (Norris, Joshua) (Entered: 05/14/2012)
05/17/2012	<u>102</u>	Proposed Findings of Fact by David A. Cook. (Townes, Michelle) (Entered: 05/17/2012)
05/18/2012	<u>103</u>	Proposed Findings of Fact by Zachary Royal. (Norris, Joshua) (Entered: 05/18/2012)
05/24/2012		Submission of <u>93</u> MOTION to Certify Class, <u>97</u> MOTION for Judicial Notice, submitted to District Judge Thomas W. Thrash. (dr) (Entered: 05/24/2012)
05/29/2012	<u>104</u>	CERTIFICATE OF SERVICE <i>Of Discovery For Defendant's First Request For Production Of Documents To Plaintiffs</i> by David A. Cook.(Townes, Michelle) (Entered: 05/29/2012)
05/29/2012	<u>105</u>	CERTIFICATE OF SERVICE <i>Of Discovery For Defendant's First Interrogatories To Plaintiffs</i> by David A. Cook.(Townes, Michelle) (Entered: 05/29/2012)
05/31/2012	<u>106</u>	TRIAL BRIEF <i>Defendant Cook's Post Hearing Brief</i> by David A. Cook. (Townes, Michelle) (Entered: 05/31/2012)
05/31/2012	<u>107</u>	MOTION for Leave to File Excess Pages by Zachary Royal. (Attachments: # <u>1</u> Text of Proposed Order)(Norris, Joshua) (Entered: 05/31/2012)
05/31/2012	<u>108</u>	TRIAL BRIEF <i>Plaintiff's Post-Hearing Brief in Support of Entry of Declaratory Judgment and Permanent Injunction</i> by Zachary Royal. (Norris, Joshua) (Entered: 05/31/2012)
06/01/2012	<u>109</u>	ORDER granting <u>107</u> Motion for Leave to File Excess Pages. Signed by Judge Thomas W. Thrash, Jr on 6/1/12. (dr) (Entered: 06/01/2012)
06/12/2012	<u>110</u>	Second MOTION to Amend <u>92</u> Order on Motion to Amend <i>Scheduling Order</i> by David A. Cook. (Attachments: # <u>1</u> Text of Proposed Order)(Townes, Michelle) (Entered: 06/12/2012)
06/13/2012	<u>111</u>	ORDER granting <u>110</u> Motion to Amend Scheduling Order; Discovery shall be stayed for 30 days; Discovery shall conclude 90 days from the date of this Order. Signed by Judge Thomas W. Thrash, Jr on 6/13/12. (dr) (Entered: 06/13/2012)

06/15/2012	<u>112</u>	Notice for Leave of Absence for the following date(s): 7/2/12,7/3/12,7/4/12,7/5/12,7/6/12, by Michelle Townes. (Townes, Michelle) (Entered: 06/15/2012)
06/19/2012	<u>113</u>	ORDER granting <u>86</u> MOTION for Preliminary Injunction filed by Zachary Royal. On the merits of his Medicaid Act and ADA claims, the Plaintiff is entitled to permanent injunctive relief and a declaratory judgment prohibiting the Defendant from reducing his nursing hours according to the terms of the Final Determination dated 8/3/11. Signed by Judge Thomas W. Thrash, Jr on 6/15/12. (dr) (Entered: 06/19/2012)
06/19/2012		Clerks Notation re <u>112</u> Leave of Absence 7/2–6/12, by Michelle Townes. The Court will not require an appearance by M. Townes on these dates. (ss) (Entered: 06/19/2012)
06/22/2012	<u>114</u>	Certification of Consent to Substitution of Counsel. Jason S. Naunas replacing attorney Penny Hannah. (Naunas, Jason) (Entered: 06/22/2012)
07/12/2012	<u>115</u>	Consent MOTION to Amend <u>111</u> Order on Motion to Amend <i>Scheduling Order</i> by Marketric Hunter. (Miller, Paula) (Entered: 07/12/2012)
07/16/2012	<u>116</u>	ORDER granting <u>115</u> Motion to Amend Scheduling Order; discovery shall conclude in 105 days, all other deadlines shall be adjusted accordingly. Signed by Judge Thomas W. Thrash, Jr on 7/16/12. (dr) (Entered: 07/16/2012)
07/19/2012	<u>117</u>	NOTICE OF APPEAL as to <u>113</u> Order, by David A. Cook. Filing fee \$ 455, receipt number 113E-4052964. Transcript Order Form due on 8/2/2012 (Townes, Michelle) (Entered: 07/19/2012)
07/23/2012	<u>118</u>	Transmission of Certified Copy of Notice of Appeal, Order and Docket Sheet to US Court of Appeals re: <u>117</u> Notice of Appeal. (kac) (Entered: 07/23/2012)
07/31/2012	<u>119</u>	TRANSCRIPT ORDER FORM for proceedings held on 12/23/2011 before Judge Thomas W. Thrash, re <u>117</u> Notice of Appeal. Court Reporter: Susan Baker. (Townes, Michelle) (Entered: 07/31/2012)
07/31/2012		Set Financial Arrangement deadline due date re: <u>119</u> Transcript Order Form. Financial Arrangements due on 8/13/2012.(kac) (Entered: 08/01/2012)
08/01/2012	<u>120</u>	USCA Acknowledgment of <u>117</u> Notice of Appeal filed by David A. Cook. Case Appealed to USCA – 11th Circuit. USCA Case Number 12–13875–F. (kac) (Entered: 08/02/2012)
08/02/2012	<u>121</u>	ORDER denying <u>93</u> Motion to Certify Class. Signed by Judge Thomas W. Thrash, Jr on 8/2/12. (dr) (Entered: 08/03/2012)
08/07/2012	<u>122</u>	NOTICE Of Filing Notification that <u>88</u> Transcript Has Been Filed in District Court by David A. Cook. (kac) (Entered: 08/08/2012)
08/29/2012	<u>123</u>	ENTRY OF DISMISSAL of USCA DISMISSING <u>117</u> Notice of Appeal filed by David A. Cook pursuant to Appellant Commissioner of Georgia Department of Community Health's motion for voluntary dismissal (joint stipulation of the parties), the appeal was dismissed on 8/29/12. Case Appealed to USCA–11th Circuit. Case Number 12–13875–FF. (pjm) (Entered: 08/29/2012)
10/02/2012	<u>124</u>	NOTICE to Take Deposition of Michelle Eaves filed by David A. Cook (Townes, Michelle) (Entered: 10/02/2012)
10/05/2012	<u>125</u>	NOTICE to Take Deposition of Virginia Bryant filed by David A. Cook (Naunas, Jason) (Entered: 10/05/2012)
10/05/2012	<u>126</u>	NOTICE to Take Deposition of Dr. Anna Janss filed by David A. Cook (Townes, Michelle) (Entered: 10/05/2012)
10/11/2012	<u>127</u>	NOTICE to Take Deposition of Minnie Manuel filed by David A. Cook (Naunas, Jason) (Entered: 10/11/2012)
10/11/2012	<u>128</u>	NOTICE to Take Deposition of Elizabeth LeDuc filed by David A. Cook (Naunas, Jason) (Entered: 10/11/2012)
10/16/2012	<u>129</u>	Amended NOTICE to Take Deposition of Virginia Bryant filed by David A. Cook (Naunas, Jason) (Entered: 10/16/2012)

10/17/2012	<u>130</u>	NOTICE to Take Deposition of Dr. Francisco Herran filed by David A. Cook (Townes, Michelle) (Entered: 10/17/2012)
10/17/2012	<u>131</u>	NOTICE to Take Deposition of Michelle McQueen filed by David A. Cook (Townes, Michelle) (Entered: 10/17/2012)
10/17/2012	<u>132</u>	NOTICE to Take Deposition of Tonya Hill filed by David A. Cook (Naunas, Jason) (Entered: 10/17/2012)
10/17/2012	<u>133</u>	NOTICE to Take Deposition of Thelma Lynah filed by David A. Cook (Townes, Michelle) (Entered: 10/17/2012)
10/18/2012	<u>134</u>	Amended NOTICE to Take Deposition of Dr. Francisco Herran filed by David A. Cook (Townes, Michelle) (Entered: 10/18/2012)
10/19/2012	<u>135</u>	NOTICE to Take Deposition of Jayme Regna filed by David A. Cook (Naunas, Jason) (Entered: 10/19/2012)
10/23/2012	<u>136</u>	NOTICE to Take Deposition of Darlene Meador filed by Marketric Hunter (Norris, Joshua) (Entered: 10/23/2012)
10/23/2012	<u>137</u>	NOTICE to Take Deposition of Jerry Dubberly filed by Marketric Hunter (Norris, Joshua) (Entered: 10/23/2012)
10/23/2012	<u>138</u>	NOTICE to Take Deposition of Patricia Nobbie filed by Marketric Hunter (Norris, Joshua) (Entered: 10/23/2012)
10/23/2012	<u>139</u>	NOTICE to Take Deposition of Georgia Medical Care Foundation filed by Marketric Hunter (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Subpoena)(Norris, Joshua) (Entered: 10/23/2012)
10/29/2012	<u>140</u>	MOTION for Extension of Time to Complete Discovery <i>from Georgia Medical Care Foundation</i> by Marketric Hunter. (Miller, Paula) (Entered: 10/29/2012)
10/29/2012	<u>141</u>	MOTION to Compel Plaintiffs to Respond Fully to Interrogatories with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Brief Memorandum of Law in Support, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D)(Townes, Michelle) (Entered: 10/29/2012)
10/29/2012	<u>142</u>	First MOTION to Compel production of documents with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Brief, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Townes, Michelle) Modified description of exhibits on 10/30/2012 (dr). (Entered: 10/29/2012)
10/29/2012	<u>143</u>	MOTION to Compel Documents and Testimony from Non-Party GMCF by Marketric Hunter. (Miller, Paula) (Entered: 10/29/2012)
10/30/2012	<u>144</u>	ORDER granting <u>140</u> Motion for Extension of Time to Complete Discovery from Georgia Medical Care Foundation. Signed by Judge Thomas W. Thrash, Jr on 10/30/12. (TWT) Modified on 11/2/2012 - Discovery ends 11/30/2012. (ss). (Entered: 10/30/2012)
10/30/2012	<u>145</u>	MOTION to Compel Production of Documents with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Brief Memorandum of Law In Support, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D)(Townes, Michelle) (Entered: 10/30/2012)
10/30/2012	<u>146</u>	RESPONSE re <u>140</u> MOTION for Extension of Time to Complete Discovery <i>from Georgia Medical Care Foundation</i> filed by David A. Cook. (Attachments: # <u>1</u> Brief Memo. of Law in Support, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C)(Naunas, Jason) (Entered: 10/30/2012)
11/07/2012	<u>147</u>	RESPONSE re <u>143</u> MOTION to Compel Documents and Testimony from Non-Party GMCF filed by David A. Cook. (Attachments: # <u>1</u> Brief Memorandum of Law in Support)(Naunas, Jason) (Entered: 11/07/2012)
11/14/2012	<u>148</u>	Withdrawal of Motion <u>143</u> MOTION to Compel Documents and Testimony from Non-Party GMCF filed by Marketric Hunter filed by Marketric Hunter. (Miller, Paula) (Entered: 11/14/2012)
11/15/2012	<u>149</u>	Second MOTION for Extension of Time to Complete Discovery <i>from Georgia Medical Care Foundation</i> by Marketric Hunter. (Miller, Paula) (Entered: 11/15/2012)
11/15/2012	<u>150</u>	CERTIFICATE OF SERVICE of Plaintiff's Supplemental Responses to Interrogatories by Marketric Hunter.(Miller, Paula) (Entered: 11/15/2012)

11/15/2012	<u>151</u>	RESPONSE in Opposition re <u>145</u> MOTION to Compel Production of Documents filed by Marketric Hunter. (Miller, Paula) (Entered: 11/15/2012)
11/15/2012	<u>152</u>	RESPONSE in Opposition re <u>141</u> MOTION to Compel Plaintiffs to Respond Fully to Interrogatories filed by Marketric Hunter. (Miller, Paula) (Entered: 11/15/2012)
11/19/2012		ORAL ORDER granting <u>149</u> Motion for Extension of Time to Complete Discovery through 12/31/2012 from Georgia Medical Care Foundation. Signed by Judge Thomas W. Thrash, Jr on 11/19/12. (ss) (Entered: 11/19/2012)
12/03/2012	<u>153</u>	REPLY to Response to Motion re <u>145</u> MOTION to Compel Production of Documents filed by David A. Cook. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Townes, Michelle) (Entered: 12/03/2012)
12/03/2012	<u>154</u>	REPLY to Response to Motion re <u>141</u> MOTION to Compel Plaintiffs to Respond Fully to Interrogatories filed by David A. Cook. (Townes, Michelle) (Entered: 12/03/2012)
12/07/2012		Submission of <u>142</u> First MOTION to Compel production of documents , <u>141</u> MOTION to Compel Plaintiffs to Respond Fully to Interrogatories , <u>145</u> MOTION to Compel Production of Documents , submitted to District Judge Thomas W. Thrash. (dr) (Entered: 12/07/2012)
12/12/2012	<u>155</u>	Amended NOTICE to Take Deposition of Georgia Medical Care Foundation filed by Marketric Hunter (Attachments: # <u>1</u> Exhibit A to Notice, # <u>2</u> Exhibit A to Subpoena, # <u>3</u> Exhibit Subpoena)(Miller, Paula) (Entered: 12/12/2012)
01/02/2013		NOTICE of Hearing on Motion re: <u>142</u> First MOTION to Compel production of documents , <u>141</u> MOTION to Compel Plaintiffs to Respond Fully to Interrogatories , <u>145</u> MOTION to Compel Production of Documents. Motion Hearing set for 1/10/2013 at 10:00 AM before Judge Thomas W. Thrash Jr., in Chambers 2188. (ss) (Entered: 01/02/2013)
01/10/2013	<u>156</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Motion Hearing held on 1/10/2013. The Court heard from counsel and ruled as follows: granting in part and denying in part <u>141</u> Motion to Compel ; granting in part and denying in part <u>142</u> Motion to Compel ; granting in part and denying in part <u>145</u> Motion to Compel, for reasons stated on the record. (Court Reporter Susan Baker)(ss) (Entered: 01/10/2013)
01/24/2013	<u>157</u>	ORDER denying as moot <u>97</u> REQUEST for Judicial Notice by Zachary Royal. Signed by Judge Thomas W. Thrash, Jr on 1/24/13. (ss) (Entered: 01/24/2013)
01/30/2013	<u>158</u>	MOTION for Partial Summary Judgment with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Brief, # <u>2</u> Statement of Material Facts, # <u>3</u> Appendix, # <u>4</u> Exhibit A, # <u>5</u> Exhibit B, # <u>6</u> Exhibit C, # <u>7</u> Exhibit D, # <u>8</u> Exhibit E, # <u>9</u> Exhibit F, # <u>10</u> Exhibit G, # <u>11</u> Exhibit H, # <u>12</u> Exhibit I, # <u>13</u> Exhibit J, # <u>14</u> Exhibit K, # <u>15</u> Exhibit L, # <u>16</u> Exhibit M, # <u>17</u> Exhibit N)(Townes, Michelle) --Please refer to http://www.gand.uscourts.gov to obtain the Notice to Respond to Summary Judgment Motion form contained on the Court's website.-- (Entered: 01/30/2013)
01/31/2013	<u>159</u>	CERTIFICATE OF SERVICE <i>Second Supplemental Interrogatory Responses</i> by Marketric Hunter.(Rafferty, Paula) (Entered: 01/31/2013)
01/31/2013	<u>160</u>	CERTIFICATE OF SERVICE <i>Supplemental Responses to Defendant's Requests for Production of Documents</i> by Marketric Hunter.(Rafferty, Paula) (Entered: 01/31/2013)
02/06/2013	<u>161</u>	NOTICE Of Filing of Depositions by David A. Cook (Townes, Michelle) (Entered: 02/06/2013)
02/06/2013	<u>162</u>	Request to File Original Discovery by David A. Cook.(Townes, Michelle) (Entered: 02/06/2013)
02/07/2013	<u>163</u>	DEPOSITION of Jayme Regna taken on 10/26/12 by David A. Cook. (Attachments: # <u>1</u> Exhibits)(dr) (Entered: 02/08/2013)
02/07/2013	<u>164</u>	DEPOSITION of Thelma Lynah taken on 10/23/12 by David A. Cook. (Attachments: # <u>1</u> Exhibits)(dr) (Entered: 02/08/2013)
02/07/2013	<u>165</u>	DEPOSITION of Michelle Eaves taken on 10/15/12 by David A. Cook. (Attachments: # <u>1</u> Exhibits)(dr) (Entered: 02/08/2013)
02/07/2013	<u>166</u>	DEPOSITION of Minnie Manuel taken on 10/26/12 by David A. Cook. (Attachments: # <u>1</u> Exhibits)(dr) (Entered: 02/08/2013)

02/08/2013	<u>167</u>	NOTICE OF REQUIREMENT TO FILE ELECTRONICALLY pursuant to Standing Order 04-01 as to Michelle Townes re <u>163</u> Deposition, <u>164</u> Deposition, <u>165</u> Deposition, <u>166</u> Deposition. (dr) (Entered: 02/08/2013)
02/22/2013	<u>168</u>	CERTIFICATE OF SERVICE of <i>2nd Supplemental Responses to Defendant's Document Requests</i> by Marketric Hunter.(Rafferty, Paula) (Entered: 02/22/2013)
02/26/2013	<u>169</u>	RESPONSE in Opposition re <u>158</u> MOTION for Partial Summary Judgment filed by Marketric Hunter. (Attachments: # <u>1</u> Appendix Appendix, # <u>2</u> Exhibit Exhibit A, # <u>3</u> Exhibit Exhibit B, # <u>4</u> Exhibit Exhibit C, # <u>5</u> Exhibit Exhibit D, # <u>6</u> Exhibit Exhibit E, # <u>7</u> Exhibit Exhibit F, # <u>8</u> Exhibit Exhibit G, # <u>9</u> Exhibit Exhibit H, # <u>10</u> Exhibit Exhibit I, # <u>11</u> Exhibit Exhibit J, # <u>12</u> Exhibit Exhibit K, # <u>13</u> Exhibit Exhibit L, # <u>14</u> Exhibit Exhibit M, # <u>15</u> Exhibit Exhibit N, # <u>16</u> Exhibit Exhibit O, # <u>17</u> Exhibit Exhibit P)(Norris, Joshua) (Entered: 02/26/2013)
02/26/2013	<u>170</u>	Response to Statement of Material Facts re <u>158</u> MOTION for Partial Summary Judgment filed by Marketric Hunter. (Norris, Joshua) (Entered: 02/26/2013)
03/14/2013	<u>171</u>	NOTICE of <i>Statement of Interest</i> by United States re <u>158</u> Motion for Partial Summary Judgment (Stokes, Sharon) Modified related document on 3/15/2013 (dr). (Entered: 03/14/2013)
03/15/2013	<u>172</u>	REPLY to Response to Motion re <u>158</u> MOTION for Partial Summary Judgment filed by David A. Cook. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K)(Townes, Michelle) (Entered: 03/15/2013)
03/18/2013		Submission of <u>158</u> MOTION for Partial Summary Judgment , submitted to District Judge Thomas W. Thrash. (mdy) (Entered: 03/18/2013)
03/20/2013	<u>173</u>	Notice for Leave of Absence for the following date(s): 04/16/13, 04/17/13, 04/18/13, 04/19/13, 04/20/13, 04/21/13, 04/22/13, 07/25/13, 07/26/13, 07/27/13, 07/28/13, 07/29/13, 07/30/13, by Michelle Townes. (Attachments: # <u>1</u> Exhibit A)(Townes, Michelle) (Entered: 03/20/2013)
03/22/2013		Clerks Notation re <u>173</u> Leave of Absence, 04/16-22/13, 07/25-30/13, by Michelle Townes. Judge Thrash will not require an appearance by M. Townes on these dates. (ss) (Entered: 03/22/2013)
04/01/2013	<u>174</u>	RESPONSE re <u>171</u> Notice of <i>Statement of Interest of the United States</i> filed by David A. Cook. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Townes, Michelle) Modified on 4/2/2013 (dr). (Entered: 04/01/2013)
05/06/2013	<u>175</u>	MOTION for Temporary Restraining Order and MOTION for Preliminary Injunction with Brief In Support by S.R.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Brief, # <u>6</u> Exhibit 1)(Rafferty, Paula) . Added MOTION for Preliminary Injunction on 5/7/2013 (dr). (Entered: 05/06/2013)
05/08/2013		NOTICE of Hearing on Motion re: <u>175</u> MOTION for Temporary Restraining Order Motion Hearing set for 5/10/2013 at 02:00 PM in ATLA Courtroom 2108 before Judge Thomas W. Thrash Jr. Each side has 20 minutes. (ss) (Entered: 05/08/2013)
05/08/2013	<u>176</u>	NOTICE Of Filing letter of the Georgia Medical Care Foundation in Support of <u>175</u> MOTION for Temporary Restraining Order, MOTION for Preliminary Injunction by S.R. (Attachments: # <u>1</u> Exhibit)(Rafferty, Paula) Modified on 5/9/2013 (dr). (Entered: 05/08/2013)
05/10/2013	<u>177</u>	RESPONSE re <u>175</u> MOTION for Temporary Restraining Order MOTION for Preliminary Injunction filed by David A. Cook. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Townes, Michelle) (Entered: 05/10/2013)
05/10/2013	<u>178</u>	WITHDRAWAL of <u>175</u> MOTION for Temporary Restraining Order, MOTION for Preliminary Injunction by S.R. (Rafferty, Paula) Modified event/text on 5/13/2013 (dr). (Entered: 05/10/2013)
05/10/2013		NOTICE OF CANCELLATION of Hearing re <u>175</u> MOTION for Temporary Restraining Order As plaintiffs have withdrawn the motion.(ss) Modified on 5/10/2013 (ss). (Entered: 05/10/2013)

05/22/2013	<u>179</u>	ORDER granting in part and denying in part <u>158</u> Motion for Partial Summary Judgment. Signed by Judge Thomas W. Thrash, Jr on 5/21/2013. (ss) (Entered: 05/22/2013)
07/02/2013	<u>180</u>	ORDER directing parties to file Consolidated Pretrial Order within 14 days. Signed by Judge Thomas W. Thrash, Jr on 7/1/2013. (ss) (Entered: 07/02/2013)
07/17/2013	<u>181</u>	Proposed Pretrial Order by Marketric Hunter. (Rafferty, Paula) (Entered: 07/17/2013)
07/17/2013	<u>182</u>	Proposed Pretrial Order <i>Proposed Consolidated Pretrial Order</i> by Marketric Hunter. (Attachments: # <u>1</u> Exhibit C, # <u>2</u> Exhibit D, # <u>3</u> Exhibit E, # <u>4</u> Exhibit F1, # <u>5</u> Exhibit G1, # <u>6</u> Exhibit F2 G2)(Rafferty, Paula) (Entered: 07/17/2013)
07/18/2013	<u>183</u>	PRETRIAL ORDER Signed by Judge Thomas W. Thrash, Jr on 7/18/2013. (ss) (Entered: 07/18/2013)
07/18/2013		NOTICE of Hearing: Final Pretrial Conference set for 7/30/2013 at 02:00 PM before Judge Thomas W. Thrash Jr.. Any Motions due no later than Monday 7/29/2013 noon.(ss) (Entered: 07/18/2013)
07/18/2013		NOTICE of Hearing: Cancelling the originally scheduled date of 7/30/2013. Final Pretrial Conference set for 8/2/2013 at 10:30 AM before Judge Thomas W. Thrash Jr., in Chambers 2188. Any motions due no later than Thursday 8/1/2013, noon. (ss) (Entered: 07/18/2013)
07/19/2013		NOTICE setting Trial: Bench Trial set for 9/3/2013 at 09:30 AM in ATLA Courtroom 2108 before Judge Thomas W. Thrash Jr.. (ss) (Entered: 07/19/2013)
08/02/2013	<u>184</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Pretrial Conference held on 8/2/2013. (Court Reporter Susan Baker)(ss) (Entered: 08/02/2013)
08/05/2013	<u>185</u>	OFFER OF JUDGMENT filed by David A. Cook. (Attachments: # <u>1</u> Exhibit A, Acceptance # <u>2</u> Exhibit B, Acceptance)(Townes, Michelle) Modified on 9/24/2013 (ss). (Entered: 08/05/2013)
08/09/2013	<u>186</u>	Notice for Leave of Absence for the following date(s): 09/09/2013, 09/10/2013, 09/11/2013, by Michelle Townes. (Attachments: # <u>1</u> Exhibit A)(Townes, Michelle) (Entered: 08/09/2013)
08/12/2013		Clerks Notation re <u>186</u> Leave of Absence 09/09–11/2013, by Michelle Townes. Judge Thrash will not require an appearance by m. Townes on these dates. (ss) (Entered: 08/12/2013)
08/30/2013	<u>187</u>	OBJECTION re <u>182</u> Proposed Pretrial Order (<i>Plaintiffs' Exhibits</i>) by David A. Cook. (Attachments: # <u>1</u> Exhibit A)(Townes, Michelle) (Entered: 08/30/2013)
09/03/2013	<u>188</u>	RESPONSE re <u>187</u> Objection to <i>Pretrial Order</i> filed by Marketric Hunter. (Rafferty, Paula) (Entered: 09/03/2013)
09/03/2013	<u>189</u>	Proposed Findings of Fact by Marketric Hunter. (Rafferty, Paula) (Entered: 09/03/2013)
09/03/2013	<u>190</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Bench Trial begun on 9/3/2013. Opening statements, Plaintiff called witnesses. Exhibits Admitted. (Court Reporter Susan Baker)(dr) (Entered: 09/04/2013)
09/04/2013	<u>191</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Bench Trial continued on 9/4/2013. Plaintiffs called the following witnesses: Joseoph Rosenfeld, Sandy Choate. Plaintiffs rest. Defense called the following witnesses: Catherine Ivy, Gary Miller, Karis Morneau, Tonya Hill. Defense rests. No rebuttal. Closing arguments to be held Thursday morning 11:00 a.m. (Court Reporter Montrell Vann)(anc) (Entered: 09/05/2013)
09/05/2013	<u>192</u>	Minute Entry for proceedings held before Judge Thomas W. Thrash, Jr: Bench Trial concluded on 9/5/2013. Closing arguments by counsel. Counsel have one week to file any Proposed Findings of Fact and Conclusions of Law or their Amended Proposed Findings of Fact and Conclusions of Law. A written order will be filed as soon as possible after receipt of any Proposed Findings of Fact and Conclusions of Law. (Court Reporter Montrell Vann)(anc) (Entered: 09/05/2013)
09/10/2013	<u>193</u>	TRANSCRIPT of Bench Trial Proceedings (Volume 1) held on September 3, 2013, before Judge Thomas W. Thrash, Jr. Court Reporter/Transcriber Susan C. Baker, Telephone number 404-215-1558. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/1/2013. Redacted Transcript Deadline set for 10/11/2013. Release of Transcript Restriction set for

		12/9/2013. (Attachments: # <u>1</u> Notice of Filing of Official Transcript) (kac) (Entered: 09/10/2013)
09/12/2013	<u>194</u>	Proposed Findings of Fact by David A. Cook. (Townes, Michelle) (Entered: 09/12/2013)
09/13/2013	<u>195</u>	Proposed Findings of Fact by Marketric Hunter. (Rafferty, Paula) (Entered: 09/13/2013)
09/13/2013	<u>196</u>	MOTION to Strike <u>195</u> Proposed Findings of Fact <i>and Conclusions of Law</i> with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Brief, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B)(Townes, Michelle) (Entered: 09/13/2013)
09/13/2013	<u>197</u>	TRANSCRIPT of Bench Trial Proceedings (Volume 2 of 3) held on 9/4/2013, before Judge Thomas W. Thrash, Jr. Court Reporter/Transcriber Montrell Vann, Telephone number 404-215-1549. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/4/2013. Redacted Transcript Deadline set for 10/15/2013. Release of Transcript Restriction set for 12/12/2013. (Attachments: # <u>1</u> Appendix Notice of Transcript Filing) (mv) (Entered: 09/13/2013)
09/13/2013	<u>198</u>	TRANSCRIPT of Bench Trial Proceedings (Volume 3 of 3) held on 9/5/2013, before Judge Thomas W. Thrash, Jr. Court Reporter/Transcriber Montrell Vann, Telephone number 404-215-1549. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 10/4/2013. Redacted Transcript Deadline set for 10/15/2013. Release of Transcript Restriction set for 12/12/2013. (Attachments: # <u>1</u> Appendix Notice of Transcript Filing) (mv) (Entered: 09/13/2013)
09/27/2013	<u>199</u>	OPINION AND ORDER granting <u>196</u> Motion to Strike, directing the Clerk to enter judgment for Marketric Hunter and R.E. consistent with this Order, and enter judgment in favor of Zachary Royal based on the permanent injunction granted in his favor. Directing Clerk to close the case with respect to Plaintiffs J.M. and S.R. as they accepted the Defendant's offers of judgment. Signed by Judge Thomas W. Thrash, Jr on 9/27/13. (dr) (Entered: 09/30/2013)
09/27/2013		Civil Case Terminated. (dr) (Entered: 09/30/2013)
09/30/2013	<u>200</u>	CLERK'S JUDGMENT for Zachary Royal on the merits of his Medicaid Act and ADA claims, and Marketric Hunter and R.E. enjoining the Defendant from reducing the skilled nursing care hours below 180 hours of skilled nursing care per day for 180 days or until further Order of this Court. (dr)--Please refer to http://www.ca11.uscourts.gov to obtain an appeals jurisdiction checklist-- (Entered: 09/30/2013)
09/30/2013	<u>201</u>	EXHIBITS from hearing held 9/3/13 - 9/5/13 received from Courtroom Deputy and placed in Exhibit room. (Attachments: # <u>1</u> Plaintiff's Exhibits, # <u>2</u> Plaintiff's Exhibits part 2, # <u>3</u> Plaintiff's Exhibits part 3, # <u>4</u> Defendant's Exhibits)(dr) (Entered: 10/01/2013)
10/08/2013	<u>202</u>	NOTICE of Appearance by Gerald R. Weber on behalf of Marketric Hunter (Weber, Gerald) (Entered: 10/08/2013)
10/09/2013	<u>203</u>	First MOTION for Extension of Time (Preliminary Application for Fees/Expenses) re: <u>200</u> Clerk's Judgment, by Marketric Hunter. (Weber, Gerald) (Entered: 10/09/2013)
10/10/2013	<u>204</u>	ORDER granting <u>203</u> Motion for Extension of Time(Preliminary Application for Fees/Expenses). Signed by Judge Thomas W. Thrash, Jr on 10/10/13. (TWT) (Entered: 10/10/2013)
10/25/2013	<u>205</u>	NOTICE OF APPEAL as to <u>199</u> Order on Motion to Strike and <u>200</u> Clerk's Judgment by David A. Cook. Filing fee \$455.00; receipt number 113E-4855427. Transcript Order Form due on 11/8/2013 (Townes, Michelle) Modified on 10/25/2013 to include document relationship (kac). (Entered: 10/25/2013)
10/25/2013	<u>206</u>	NOTICE Of Filing Appeal Transmission Letter by David A. Cook re: <u>205</u> Notice of Appeal. (kac) (Entered: 10/25/2013)
10/25/2013	<u>207</u>	Transmission of Certified Copy of Notice of Appeal, Judgment, Order and Docket Sheet to US Court of Appeals re: <u>205</u> Notice of Appeal. (kac) (Entered: 10/25/2013)

10/28/2013	<u>208</u>	First MOTION for Attorney Fees (<i>Preliminary Fee Motion</i>) by Marketric Hunter. (Weber, Gerald) (Entered: 10/28/2013)
10/30/2013	<u>209</u>	BILL OF COSTS <i>with documentation appended</i> by Marketric Hunter. (Attachments: # <u>1</u> Appendix Invoices for Transcripts – Bill of Costs, # <u>2</u> Appendix Invoices for copies – Bill of Costs, # <u>3</u> Appendix Returns of Service – Bill of Costs)(Rafferty, Paula) (Entered: 10/30/2013)
10/31/2013	<u>210</u>	USCA Acknowledgment of <u>205</u> Notice of Appeal filed by David A. Cook. Case Appealed to USCA – 11th Circuit. USCA Case Number 13–14950–B. (kac) (Entered: 10/31/2013)
11/04/2013	<u>211</u>	MOTION to Stay <i>Proceedings Pending Appeal</i> with Brief In Support by David A. Cook. (Attachments: # <u>1</u> Brief, # <u>2</u> Text of Proposed Order)(Townes, Michelle) (Entered: 11/04/2013)
11/05/2013	<u>212</u>	TRANSCRIPT ORDER FORM re <u>205</u> Notice of Appeal,. (Townes, Michelle) (Entered: 11/05/2013)
11/05/2013	<u>213</u>	RESPONSE re <u>211</u> MOTION to Stay <i>Proceedings Pending Appeal</i> filed by Marketric Hunter. (Norris, Joshua) (Entered: 11/05/2013)
11/05/2013		Set Financial Arrangements due date deadline re: <u>212</u> Transcript Order Form. Financial Arrangements due on 11/19/2013. (kac) (Entered: 11/06/2013)
11/06/2013	<u>214</u>	ORDER granting <u>211</u> Motion to Stay all proceedings relating to attorneys fees and the bill of costs until 30 days after the decision in Appeal No. 13–14950–B is final. Signed by Judge Thomas W. Thrash, Jr on 11/6/13. (dr) (Entered: 11/06/2013)
12/17/2013		Pursuant to F.R.A.P.11(c), the Clerk certifies that the record is complete for purposes of this appeal re: <u>205</u> Notice of Appeal. Case Appealed to USCA – 11th Circuit. USCA Case Number 13–14950–BB. The entire record on appeal is available electronically. (kac) (Entered: 12/17/2013)
03/10/2014		Submission of <u>208</u> First MOTION for Attorney Fees (<i>Preliminary Fee Motion</i>), submitted to District Judge Thomas W. Thrash. (dr) (Entered: 03/10/2014)
06/12/2014	<u>216</u>	Certified copy of ORDER of USCA GRANTING Appellee R.E. "Suggestion of Death" construed as a Motion to Dismiss as Moot <u>205</u> Notice of Appeal filed by David A. Cook. The Court DISMISSES AS MOOT Appellant's appeal as to Appellee Zachary Royal, as he is no longer eligible for the Early and Periodic Screening, Diagnostic and Treatment (EPSDT) benefit. The Order does not affect Appellant's appeal against Appellee M.H. Case Appealed to USCA – 11th Circuit. USCA Case Number 13–14950–BB. (kac) (Entered: 06/12/2014)
09/30/2014	<u>217</u>	ORDER denying <u>208</u> Motion for Attorney Fees without prejudice. Signed by Judge Thomas W. Thrash, Jr on 9/30/2014. (ss) (Entered: 09/30/2014)
01/05/2015	<u>218</u>	Certified copy of ORDER of USCA DISMISSING <u>205</u> Notice of Appeal filed by David A. Cook for lack of jurisdiction. Case Appealed to USCA – 11th Circuit. USCA Case Number 13–14950–BB. (kac) (Entered: 01/06/2015)
01/20/2015	<u>219</u>	Second MOTION for Attorney Fees by Marketric Hunter. (Norris, Joshua) (Entered: 01/20/2015)
01/30/2015	<u>220</u>	RESPONSE in Opposition re <u>219</u> Second MOTION for Attorney Fees filed by David A. Cook. (Townes, Michelle) (Entered: 01/30/2015)
02/11/2015	<u>221</u>	Joint MOTION for Extension of Time to File Supporting Documentation re: <u>219</u> Second MOTION for Attorney Fees by Marketric Hunter. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order)(Norris, Joshua) (Entered: 02/11/2015)
02/13/2015	<u>222</u>	ORDER granting <u>221</u> Motion for Extension of Time re <u>219</u> Second MOTION for Attorney Fees . Plaintiff shall have until 2/27/2015 to file detailed specification & itemization and defendant shall have until 3/24/2015 to file response. Signed by Judge Thomas W. Thrash, Jr on 2/13/2015. (ss) (Entered: 02/13/2015)
02/27/2015	<u>223</u>	BRIEF in Support of <u>219</u> Second Motion for Attorney Fees by Marketric Hunter, J.M., R.E., Zachary Royal, S.R.. (Attachments: # <u>1</u> Affidavit Fleming(expert), # <u>2</u> Affidavit Norris, # <u>3</u> Affidavit Rafferty, # <u>4</u> Affidavit Weber)(Weber, Gerald) Modified event/text/related document on 3/2/2015 (dr). (Entered: 02/27/2015)

03/23/2015	<u>224</u>	Certified copy of ORDER of USCA GRANTING Appellee's "Motion to Transfer of Consideration of Attorneys' Fees on Appeal to the District Court re: <u>205</u> Notice of Appeal filed by David A. Cook. Case Appealed to USCA – 11th Circuit. USCA Case Number 13-14950-BB. (kac) (Entered: 03/23/2015)
03/24/2015	<u>225</u>	RESPONSE to <u>223</u> Brief in Support of <u>219</u> Second Motion for Attorneys Fees filed by David A. Cook. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18)(Townes, Michelle) Modified on 3/25/2015 (dr). (Entered: 03/24/2015)
04/06/2015	<u>226</u>	NOTICE of Appearance by Katherine Leigh D'Ambrosio on behalf of Marketric Hunter (D'Ambrosio, Katherine) (Entered: 04/06/2015)
04/07/2015	<u>227</u>	REPLY BRIEF re <u>223</u> MOTION for Attorney Fees (<i>Brief and Supporting Documents</i>) filed by Marketric Hunter, J.M., R.E., Zachary Royal, S.R.. (Attachments: # <u>1</u> Exhibit Summary of Fees/Expenses, # <u>2</u> Affidavit Norris Declaration, # <u>3</u> Affidavit Weber Declaration, # <u>4</u> Affidavit D'Ambrosio Declaration)(Weber, Gerald) (Entered: 04/07/2015)
04/14/2015		Submission of <u>219</u> Second MOTION for Attorney Fees , submitted to District Judge Thomas W. Thrash. (dr) (Entered: 04/14/2015)
07/28/2015	<u>228</u>	Notice for Leave of Absence for the following date(s): 9/4/2015, 9/5/2015, 9/6/2015, 9/7/2015, 9/8/2015, 12/23/15, 12/24/15, 12/25/15, 12/26/15, 12/27/15, 12/28/15, by Michelle Townes. (Attachments: # <u>1</u> Exhibit A)(Townes, Michelle) (Entered: 07/28/2015)
07/29/2015		Clerks Notation re <u>228</u> Leave of Absence 9/4-8/2015, 12/23-28/15, by Michelle Townes. Judge Thrash will not require an appearance by M. Townes on these dates. (ss) (Entered: 07/29/2015)
08/19/2015	<u>229</u>	ORDER granting <u>219</u> Motion for Attorney Fees in the amount of \$837,847.50 in attorneys fees and \$13,208.65 in expenses for a total award of \$851,056.15. Signed by Judge Thomas W. Thrash, Jr on 8/18/2015. (ss) (Entered: 08/19/2015)
09/16/2015	<u>230</u>	NOTICE OF APPEAL as to <u>229</u> Order on Motion for Attorney Fees by David A. Cook, Clyde L. Reese, III. Filing fee \$ 505, receipt number 113E-6045908. Transcript Order Form due on 9/30/2015 (Townes, Michelle) (Entered: 09/16/2015)
09/17/2015	<u>231</u>	NOTICE Of Filing Appeal Transmission Letter by David A. Cook, Clyde L. Reese, III, re: <u>230</u> Notice of Appeal. (kac) (Entered: 09/17/2015)
09/17/2015	<u>232</u>	Transmission of Certified Copy of Notice of Appeal, Orders and Docket Sheet to US Court of Appeals re: <u>230</u> Notice of Appeal. (kac) (Entered: 09/17/2015)
09/25/2015	<u>233</u>	USCA Acknowledgment of <u>230</u> Notice of Appeal filed by David A. Cook, Clyde L. Reese, III. Case Appealed to USCA – 11th Circuit. USCA Case Number 15-14227-E. (kac) (Entered: 09/25/2015)
10/07/2015	<u>234</u>	TRANSCRIPT ORDER FORM re <u>230</u> Notice of Appeal. (Townes, Michelle) (Entered: 10/07/2015)
10/07/2015		Set Electronic Certification of Record on Appeal due date re: <u>234</u> Transcript Order Form. Electronic Certification of Record on Appeal due date on 10/21/2015. (kac) (Entered: 10/07/2015)
10/20/2015		Pursuant to F.R.A.P.11(c), the Clerk certifies that the record is complete for purposes of this appeal re: <u>230</u> Notice of Appeal. Case Appealed to USCA – 11th Circuit. USCA Case Number 15-14227-EE. The entire record on appeal is available electronically. (kac) (Entered: 10/20/2015)
02/18/2016	<u>235</u>	NOTICE by Marketric Hunter <i>OF WITHDRAWAL AS CO-COUNSEL OF RECORD</i> (D'Ambrosio, Katherine) (Entered: 02/18/2016)
07/27/2016	<u>236</u>	USCA Opinion received (AFFIRMING) re: <u>230</u> Notice of Appeal filed by David A. Cook, Clyde L. Reese, III. In accordance with FRAP 41(b), the USCA mandate will issue at a later date. Case Appealed to USCA – 11th Circuit. USCA Case Number 15-14227-EE. (kac) (Entered: 07/27/2016)

08/25/2016	<u>237</u>	Certified copy of JUDGMENT of USCA AFFIRMING the decision of the District Court re: <u>230</u> Notice of Appeal filed by David A. Cook, Clyde L. Reese, III Case Appealed to USCA – 11th Circuit. USCA Case Number 15–14227–EE. (kac) (Entered: 08/25/2016)
07/31/2017	<u>238</u>	NOTICE TO COUNSEL OF RECORD regarding RECLAMATION AND DISPOSITION OF UNCLAIMED EXHIBITS from the MOTION HEARING held on May 3, 2012, and the BENCH TRIAL held September 3–5, 2013, pursuant to Local Rule 79.1D(2).(mec) (Additional attachment(s) added on 7/31/2017: # <u>1</u> CORRECTED PDF) (mec). (Entered: 07/31/2017)
07/31/2017	<u>239</u>	NOTICE TO COURT regarding RECLAMATION AND DISPOSITION OF UNCLAIMED EXHIBITS pursuant to Local Rule 79.1D(2) filed by Marketric Hunter. Exhibits to be Retrieved.. (Norris, Joshua) (Entered: 07/31/2017)
08/09/2017	<u>240</u>	PLAINTIFFS' Exhibits returned to counsel as directed in <u>238</u> Exhibit Return Notification, <u>239</u> Exhibit Disposition Notification (mec) (Entered: 08/09/2017)
02/06/2018		DEFENDANT'S EXHIBITS DESTROYED as directed in <u>238</u> Exhibit Return Notification, (mec) (Entered: 02/06/2018)