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U.S. District Court – District of Colorado
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:15-cv-02184-RM-STV

Prison Legal News v. Federal Bureau of Prisons
Assigned to: Judge Raymond P. Moore
Referred to: Magistrate Judge Scott T. Varholak
Demand: \$0

Case in other court: Tenth Circuit Court of Appeals, 18-01486
Cause: 05:702 Administrative Procedure Act

Date Filed: 10/01/2015
Date Terminated: 10/25/2018
Jury Demand: None
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government Defendant

Plaintiff

Prison Legal News
*a project of the Human Rights Defense
Center*

represented by **Addar Weintraub**
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V.

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Date Filed	#	Docket Text
10/01/2015	<u>1</u>	COMPLAINT against The Federal Bureau of Prisons (Filing fee \$ 400, Receipt Number 1082-4631030) Attorney Steven David Zansberg added to party Prison Legal News(pty:pla), filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit A (Prison Legal News, July 2013), # <u>2</u> Exhibit B (Prison Legal News, Feb. 2013), # <u>3</u> Exhibit C (9-11-13 Ltr from L. Weber), # <u>4</u> Exhibit D (9-30-13 Ltr from P. Laird), # <u>5</u> Exhibit E (10-9-13 Ltr from L. Weber), # <u>6</u> Exhibit F (10-24-13 Ltr from P. Laird), # <u>7</u> Summons, # <u>8</u> Civil Cover Sheet)(Zansberg, Steven) Modified to show correct party on 10/2/2015 (sphil,). (Entered: 10/01/2015)
10/01/2015	<u>2</u>	CORPORATE DISCLOSURE STATEMENT. (Zansberg, Steven) (Entered: 10/01/2015)
10/01/2015	<u>3</u>	Case assigned to Judge Robert E. Blackburn Text Only Entry (dbera,) (Entered: 10/02/2015)
10/02/2015	<u>4</u>	SUMMONS issued by Clerk. Magistrate Judge Consent form issued pursuant to Local Rule (Attachments: # <u>1</u> Magistrate Judge Consent Form) (dbera,) (Entered: 10/02/2015)
10/05/2015	<u>5</u>	ORDER DIRECTING PREPARATION OF JOINT CASE MANAGEMENT PLAN. By Judge Robert E. Blackburn on 10/5/2015. (mlace,) (Entered: 10/05/2015)
10/06/2015	<u>6</u>	SUMMONS Returned Executed upon U.S. Attorney, on behalf of Federal Bureau of Prisons defendant(s) Prison Legal News served on 10/5/2015, answer due 12/4/2015. (Zansberg, Steven) (Entered: 10/06/2015)

10/07/2015	<u>7</u>	NOTICE of Entry of Appearance by Matthew S. Shapanka on behalf of Prison Legal NewsAttorney Matthew S. Shapanka added to party Prison Legal News(pty:pla) (Shapanka, Matthew) (Entered: 10/07/2015)
10/07/2015	<u>8</u>	NOTICE of Entry of Appearance by Addar Weintraub on behalf of Prison Legal NewsAttorney Addar Weintraub added to party Prison Legal News(pty:pla) (Weintraub, Addar) (Entered: 10/07/2015)
10/07/2015	<u>9</u>	NOTICE of Entry of Appearance by Peter Andrew Swanson on behalf of Prison Legal NewsAttorney Peter Andrew Swanson added to party Prison Legal News(pty:pla) (Swanson, Peter) (Entered: 10/07/2015)
10/08/2015	<u>10</u>	SUMMONS Returned Executed by Prison Legal News. Federal Bureau of Prisons, The served on 10/7/2015, answer due 10/28/2015., SUMMONS Returned Executed upon defendant(s) Federal Bureau of Prisons, The served on 10/7/2015, answer due 10/28/2015. (Shapanka, Matthew) (Entered: 10/08/2015)
10/08/2015	<u>11</u>	SUMMONS Returned Executed by Prison Legal News., SUMMONS Returned Executed upon <i>The Honorable Loretta E. Lynch</i> (Shapanka, Matthew) (Entered: 10/08/2015)
10/09/2015	<u>12</u>	NOTICE of Entry of Appearance by David M. Shapiro on behalf of Prison Legal NewsAttorney David M. Shapiro added to party Prison Legal News(pty:pla) (Shapiro, David) (Entered: 10/09/2015)
10/15/2015	<u>13</u>	NOTICE of Entry of Appearance by Susan Begesse Prose on behalf of Federal Bureau of Prisons, TheAttorney Susan Begesse Prose added to party Federal Bureau of Prisons, The(pty:dft) (Prose, Susan) (Entered: 10/15/2015)
10/15/2015	<u>14</u>	NOTICE of Entry of Appearance by Sabarish P. Neelakanta on behalf of Prison Legal NewsAttorney Sabarish P. Neelakanta added to party Prison Legal News(pty:pla) (Neelakanta, Sabarish) (Entered: 10/15/2015)
10/15/2015	<u>15</u>	NOTICE of Entry of Appearance of <i>Counsel</i> by Lance T. Weber on behalf of Prison Legal NewsAttorney Lance T. Weber added to party Prison Legal News(pty:pla) (Weber, Lance) (Entered: 10/15/2015)
11/20/2015	<u>16</u>	MOTION to Reassign Case to <i>Civil Docket</i> by Plaintiff Prison Legal News. (Zansberg, Steven) (Entered: 11/20/2015)
11/30/2015	<u>17</u>	Joint MOTION for Extension of Time to <i>File a Joint Case Management Plan and for Defendant to Respond to the Complaint</i> by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 11/30/2015)
12/11/2015	<u>18</u>	RESPONSE to <u>16</u> MOTION to Reassign Case to <i>Civil Docket</i> filed by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 12/11/2015)
04/22/2016	<u>19</u>	NOTICE of Entry of Appearance and <i>Substitution of Counsel</i> by Stephen William Kiehl on behalf of Prison Legal NewsAttorney Stephen William Kiehl added to party Prison Legal News(pty:pla) (Kiehl, Stephen) (Entered: 04/22/2016)
06/09/2016	<u>20</u>	ORDER Granting <u>16</u> Motion to Re-assign Case. Signed by Judge Robert E. Blackburn on 6/9/2016.(cmira) (Entered: 06/09/2016)
06/09/2016	<u>21</u>	CASE RE-ASSIGNED. Pursuant to <u>20</u> Order on Motion to Reassign Case. This case is re-assigned to Magistrate Judge Nina Y. Wang. All future pleadings should be designated as 15-CV-2184-NYW. (Text Only Entry). (cmira) (Entered: 06/09/2016)
06/09/2016	<u>22</u>	Magistrate Judge consent form issued pursuant to D.C.COLO.LCivR 40.1, direct assignment of civil actions to full time magistrate judges. (cmira) (Entered: 06/09/2016)
06/13/2016	<u>23</u>	ORDER granting in part and denying in part <u>17</u> Motion for Extension of Time to File. Defendant shall file an Answer or otherwise respond to the Complaint on or before 6/27/2016. Consent Form due by 6/27/2016. By Magistrate Judge Nina Y. Wang on 6/13/16.(nywlc1) (Entered: 06/13/2016)
06/22/2016	<u>24</u>	Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>1</u> Complaint., by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 06/22/2016)

06/22/2016	<u>25</u>	CONSENT to Jurisdiction of Magistrate Judge by Plaintiff Prison Legal News All parties do not consent.. (Shapanka, Matthew) (Entered: 06/22/2016)
06/22/2016	26	CASE REASSIGNED pursuant to <u>25</u> Consent to Jurisdiction of Magistrate Judge. All parties do not consent. This case is reassigned to Judge Raymond P. Moore. All future pleadings should be designated as 15-cv-02184-RM. (Text Only Entry) (nmarb,) (Entered: 06/22/2016)
06/24/2016	27	ORDER REFERRING CASE to Magistrate Judge Nina Y. Wang. Pursuant to 28 U.S.C. § 636(b)(1)(A) and (B) and Fed. R. Civ. P. 72(a) and (b), this case is referred to the assigned United States Magistrate Judge to (1) convene a scheduling conference under Fed. R. Civ. P. 16(b) and enter a scheduling order meeting the requirements of D.C.COLO.LCivR 16.2, (2) conduct such status conferences and issue such orders necessary for compliance with the scheduling order, including amendments or modifications of the scheduling order upon a showing of good cause, (3) hear and determine pretrial matters, including discovery and other non-dispositive motions, (4) conduct a pretrial conference and enter a pretrial order, and (5) conduct hearings, including evidentiary hearings, and submit proposed findings of fact and recommendations for rulings on dispositive motions. Court sponsored alternative dispute resolution is governed by D.C.COLO.LCivR 16.6. On the recommendation or informal request of the magistrate judge or on the request of the parties by motion, this court may direct the parties to engage in an early neutral evaluation, a settlement conference, or another alternative dispute resolution proceeding. Entered by Judge Raymond P. Moore on 6/24/2016. (Text Only Entry) (rmsec) (Entered: 06/24/2016)
06/24/2016	28	MEMORANDUM regarding <u>24</u> Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>1</u> Complaint, filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Nina Y. Wang. Entered by Judge Raymond P. Moore on 6/24/2016. (Text Only Entry) (rmsec) (Entered: 06/24/2016)
06/24/2016	29	ORDER granting <u>24</u> Motion for Extension of Time. Defendant Federal Bureau of Prisons shall answer the Complaint or otherwise respond on or before 7/27/2016. By Magistrate Judge Nina Y. Wang on 6/24/16. Text Only Entry(nywlcl) (Entered: 06/24/2016)
06/24/2016	<u>30</u>	ORDER SETTING RULE 16(b) SCHEDULING CONFERENCE for 8/17/2016 at 11:30 AM in Courtroom C204 before Magistrate Judge Nina Y. Wang. By Magistrate Judge Nina Y. Wang on 6/24/16. (nywlcl) (Entered: 06/24/2016)
07/27/2016	<u>31</u>	MOTION to Dismiss for Failure to State a Claim , MOTION to Dismiss for Lack of Jurisdiction by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 1, Attachment 1, # <u>3</u> Exhibit 1, Attachment 2, # <u>4</u> Exhibit 1, Attachment 3, # <u>5</u> Exhibit 1, Attachment 4, # <u>6</u> Exhibit 1, Attachment 5, # <u>7</u> Exhibit 1, Attachment 6, # <u>8</u> Exhibit 2)(Prose, Susan) (Entered: 07/27/2016)
07/27/2016	32	MEMORANDUM regarding <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Nina Y. Wang. Entered by Judge Raymond P. Moore on 7/27/2016. (Text Only Entry) (rmsec) (Entered: 07/27/2016)
07/28/2016	33	MINUTE ORDER setting Oral Argument re: <u>31</u> MOTION to Dismiss filed by Federal Bureau of Prisons. The Oral Argument is set for 9/29/2016 at 11:00 AM in Courtroom C204 before Magistrate Judge Nina Y. Wang. By Magistrate Judge Nina Y. Wang on 7/28/16. Text Only Entry (nywlcl) (Entered: 07/28/2016)
08/05/2016	<u>34</u>	MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 08/05/2016)
08/05/2016	35	MEMORANDUM regarding <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Nina Y. Wang. Entered by Judge Raymond P. Moore on 8/5/2016. (Text Only Entry) (rmsec) (Entered: 08/05/2016)
08/05/2016	36	MINUTE ORDER: The Scheduling Conference set for 8/17/2016 is VACATED and RESET to 10/13/2016 at 11:00 AM in Courtroom C204 before Magistrate Judge Nina Y. Wang. Counsel shall submit their proposed scheduling order, including a copy of the proposed scheduling order in a Word format sent via email to

		Wang_Chambers@cod.uscourts.gov, on or before seven days prior to the Scheduling Conference. By Magistrate Judge Nina Y. Wang on 8/5/2016. Text Only Entry (nywlc1) (Entered: 08/05/2016)
08/16/2016	<u>37</u>	Joint MOTION for Extension of Time to File Response/Reply as to <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction , <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> by Plaintiff Prison Legal News. (Shapanka, Matthew) (Entered: 08/16/2016)
08/17/2016	38	MEMORANDUM regarding <u>37</u> Joint MOTION for Extension of Time to File Response/Reply as to <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction , <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Confe</i> filed by Prison Legal News. Motion referred to Magistrate Judge Nina Y. Wang. Entered by Judge Raymond P. Moore on 8/17/2016. (Text Only Entry) (rmsec) (Entered: 08/17/2016)
08/17/2016	39	MINUTE ORDER re: <u>37</u> Joint Motion for Extension of Time to File Response/Reply. A Telephonic Motion Hearing is set for 8/19/2016 at 09:30 AM before Magistrate Judge Nina Y. Wang. The parties are directed to initiate a call between themselves prior to contacting Magistrate Judge Wang's Chambers at 303-335-2600 at the designated time. By Magistrate Judge Nina Y. Wang on 08/17/2016. Text Only Entry (nywlc2) (Entered: 08/17/2016)
08/19/2016	<u>40</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Nina Y. Wang: Telephonic Motion Hearing held on 8/19/16. Order GRANTING <u>37</u> Motion for Extension of Time to File Response/Reply. Plaintiff shall respond to the Motion to Dismiss <u>31</u> on or before November 15, 2016. Plaintiff shall respond to the Motion to Stay Discovery <u>34</u> on or before November 25, 2016. Scheduling Conference set for 10/13/16 is VACATED. Motion Hearing set for 9/29/16 is VACATED and RESET to 12/15/2016 11:00 AM in Courtroom C204 before Magistrate Judge Nina Y. Wang. FTR: NYW C-204. (nmarb,) Modified on 8/22/2016 show scheduling conference is vacated. (nmarb,). (Entered: 08/22/2016)
09/21/2016	<u>41</u>	Unopposed MOTION for Protective Order by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1, Proposed Stipulated Protective Order)(Prose, Susan) (Entered: 09/21/2016)
09/21/2016	42	MEMORANDUM regarding <u>41</u> Unopposed MOTION for Protective Order filed by The Federal Bureau of Prisons. Motion referred to Magistrate Judge Nina Y. Wang. Entered by Judge Raymond P. Moore on 9/21/2016. Text Only Entry (cpear) (Entered: 09/21/2016)
09/27/2016	<u>43</u>	STIPULATED PROTECTIVE ORDER entered by Magistrate Judge Nina Y. Wang on 9/27/16. (bwilk,) (Entered: 09/27/2016)
10/03/2016	44	CASE REASSIGNED. This action is reassigned to Magistrate Judge Scott T. Varholak, upon his appointment. All future pleadings should reference Magistrate Judge Varholak at the beginning of the civil action number (such as 15-cv-00001-RM-STV). Unless otherwise ordered, the dates and times for all previously scheduled matters will be maintained and will now be handled by Magistrate Judge Varholak in Courtroom C-205. His chambers are located in Room C-254 of the Byron G. Rogers Courthouse. His telephone number is 303-335-2365. (Text only entry)Motions referred to Magistrate Judge Scott T Varholak. (tscha,) (Entered: 10/03/2016)
10/24/2016	<u>45</u>	Joint MOTION for Extension of Time to <i>Respond to Pending Motions</i> , Joint MOTION to Vacate <i>the Oral Argument on the Motion to Dismiss</i> by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 10/24/2016)
10/24/2016	46	MEMORANDUM regarding <u>45</u> Joint MOTION for Extension of Time to <i>Respond to Pending Motions</i> Joint MOTION to Vacate <i>the Oral Argument on the Motion to Dismiss</i> filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Scott T Varholak. Entered by Judge Raymond P. Moore on 10/24/2016. (Text Only Entry) (rmsec) (Entered: 10/24/2016)

10/24/2016	<u>47</u>	ORDER granting <u>45</u> Motion for Extension of Time. Plaintiff shall respond to <u>31</u> Motion to Dismiss on or before December 15, 2016. Plaintiff shall respond to <u>34</u> Motion to Stay Discovery on or before December 27, 2016. Motion Hearing set for 12/15/2016 is VACATED and RESET for 1/19/2017 09:30 AM in Courtroom C205 before Magistrate Judge Scott T Varholak, by Magistrate Judge Scott T Varholak on 10/24/2016. Text Only Entry(stvlc1,) (Entered: 10/24/2016)
10/26/2016	<u>48</u>	MINUTE ORDER. Due to a conflict on the Court's calendar, the Motion Hearing re: <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> set for 1/19/2017 9:30 AM is VACATED and RESET for 1/24/2017 09:00 AM in Courtroom C205 before Magistrate Judge Scott T Varholak, by Magistrate Judge Scott T Varholak on 10/26/2016. Text Only Entry (stvlc1,) (Entered: 10/26/2016)
12/02/2016	<u>49</u>	Joint MOTION for Extension of Time to File Response/Reply as to <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction , <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 12/02/2016)
12/02/2016	<u>50</u>	MEMORANDUM regarding <u>49</u> Joint MOTION for Extension of Time to File Response/Reply as to <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction , <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Confe</i> filed by <i>Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 12/2/2016. (Text Only Entry) (rmsec)</i> (Entered: 12/02/2016)
12/02/2016	<u>51</u>	ORDER granting in part and denying in part <u>49</u> Motion for Extension of Time to File Response/Reply. The deadline for Plaintiff to respond to <u>31</u> Motion to Dismiss is extended to 1/30/2017. The deadline for Plaintiff to respond to <u>34</u> Motion to Stay Discovery is also extended to 1/30/2017. The Motion Hearing set for 1/24/2017 09:00 AM is VACATED and RESET for 2/17/2017 10:30 AM in Courtroom C205 before Magistrate Judge Scott T Varholak. The Parties are cautioned that the Court is unlikely to grant any further extensions. By Magistrate Judge Scott T Varholak on 12/02/2016. Text Only Entry (stvlc1,) (Entered: 12/02/2016)
12/29/2016	<u>52</u>	MOTION to Withdraw as Attorney by Plaintiff Prison Legal News. (Weber, Lance) (Entered: 12/29/2016)
12/29/2016	<u>53</u>	MEMORANDUM regarding <u>52</u> MOTION to Withdraw as Attorney filed by Prison Legal News. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 12/29/2016. (Text Only Entry) (rmsec) (Entered: 12/29/2016)
12/29/2016	<u>54</u>	ORDER granting <u>52</u> Motion to Withdraw as Attorney. Attorney Lance T. Weber terminated, by Magistrate Judge Scott T Varholak on 12/29/2016. Text Only Entry (stvlc1,) (Entered: 12/29/2016)
01/30/2017	<u>55</u>	BRIEF in Opposition to <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by Plaintiff Prison Legal News. (Attachments: # <u>1</u> Declaration of Matthew S. Shapanka, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H, # <u>10</u> Exhibit I)(Shapanka, Matthew) (Entered: 01/30/2017)
01/30/2017	<u>56</u>	BRIEF in Opposition to <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> filed by Plaintiff Prison Legal News. (Shapanka, Matthew) (Entered: 01/30/2017)
02/01/2017	<u>57</u>	NOTICE of Change of Address/Contact Information by Susan Begesse Prose (Prose, Susan) (Entered: 02/01/2017)
02/10/2017	<u>58</u>	Exhibits in Support of <u>55</u> Brief in Opposition to Motion, <i>corrected version of Doc. 55-2 (Ex. A)</i> by Plaintiff Prison Legal News. (Shapanka, Matthew) (Entered: 02/10/2017)
02/13/2017	<u>59</u>	REPLY to Response to <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Prose, Susan)

		(Entered: 02/13/2017)
02/13/2017	<u>60</u>	REPLY to Response to <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> filed by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 02/13/2017)
02/17/2017	<u>61</u>	MINUTE ENTRY for Motions Hearing held before Magistrate Judge Scott T. Varholak on 2/17/2017. This matter is before the Court regarding Defendants Motion to Dismiss [Doc. No. 31, filed 7/27/2016] and Defendants Motion to Stay Discovery and to Vacate the Scheduling Conference and Related Deadlines [Doc. No. 34, filed 8/5/2016]. The Court will be issuing its recommendation to Judge Moore on the Motion to Dismiss. Hearing concluded. FTR: STV - C205. (morti,) (Entered: 02/17/2017)
02/23/2017	<u>62</u>	RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re denying <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by Federal Bureau of Prisons, The; denying <u>34</u> MOTION to Stay <i>Discovery and to Vacate the Scheduling Conference and Related Deadlines</i> filed by Federal Bureau of Prisons, The, by Magistrate Judge Scott T. Varholak on 2/23/2017. (slibi,) (Entered: 02/23/2017)
02/23/2017	63	Utility Setting/Resetting Deadlines/Hearings: Scheduling Conference set for 4/10/2017 09:00 AM in Courtroom C205 before Magistrate Judge Scott T. Varholak pursuant to <u>62</u> . Text Only Entry (slibi,) (Entered: 02/24/2017)
03/06/2017	<u>64</u>	Unopposed MOTION for Extension of Time to <i>File Objections to and an Appeal of the Recommendation and Order Issued by the United States Magistrate Judge [Doc. 62]</i> by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 03/06/2017)
03/06/2017	65	ORDER: Defendant's motion for extension of time (ECF No. 64) is GRANTED. Defendant shall have until March 16, 2017 to file any objection/appeal. No further extension will be granted under ANY circumstances. SO ORDERED by Judge Raymond P. Moore on 3/6/2017. (Text Only Entry) (rmsec) (Entered: 03/06/2017)
03/16/2017	<u>66</u>	OBJECTION to <u>62</u> Report and Recommendations filed by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Prose, Susan) (Entered: 03/16/2017)
03/16/2017	<u>67</u>	OBJECTION/Appeal of Magistrate Judge Decision to District Court re <u>62</u> Report and Recommendations, [<i>Appeal of Order Denying Motion to Stay Discovery</i>] by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 03/16/2017)
03/20/2017	<u>68</u>	MOTION for Protective Order <i>Pursuant to Fed. R. Civ. P. 26(c) and to Vacate the Scheduling Conference</i> by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1)(Prose, Susan) (Entered: 03/20/2017)
03/20/2017	69	MEMORANDUM regarding <u>68</u> MOTION for Protective Order <i>Pursuant to Fed. R. Civ. P. 26(c) and to Vacate the Scheduling Conference</i> filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 3/20/2017. (Text Only Entry) (rmsec) (Entered: 03/20/2017)
03/20/2017	70	ORDER. This matter is before the Court on <u>68</u> Defendant's Motion for Entry of a Protective Order Pursuant to Fed. R. Civ. P. 26(c) and to Vacate the Scheduling Conference (the "Motion"). Defendant requests that the Court issue a protective order prohibiting Plaintiff from pursuing merits-related discovery "until the Court issues a final order on [Defendant's] motion to dismiss this case for lack of subject-matter jurisdiction." [#68 at 1] Similarly, Defendant requests that no scheduling conference be conducted until the Court issues its final order on the motion to dismiss. [Id.] Defendant's Motion thus seeks the same relief sought in its previously denied Motion to Stay Discovery and to Vacate the Scheduling Conference (the "Motion to Stay"). [#34] Accordingly, the Court DENIES the Motion for the same reasons articulated in the Court's Order denying Defendant's Motion to Stay. [#62] To the extent Defendant contends that Plaintiff's discovery requests are overly broad or unduly burdensome, Defendant may challenge those requests by complying with this Court's discovery dispute procedures set forth in this Court's Civil Practice Standards, available on the Court's website. SO ORDERED, by Magistrate Judge Scott T. Varholak on 3/20/2017.

		Text Only Entry (stvlc1,) (Entered: 03/20/2017)
03/28/2017	<u>71</u>	VACATED and STRICKEN ORDER rejecting <u>62</u> Recommendation of the Magistrate Judge, denying as moot <u>67</u> Defendant's Appeal of Order Denying Motion to Stay, granting <u>31</u> Defendant's Motion to Dismiss for Failure to State a Claim, denying as moot <u>34</u> Defendant's Motion to Stay. Entered by Judge Raymond P. Moore on 3/28/2017. (cpear) Modified to show vacated and stricken pursuant to <u>81</u> order on 8/14/2017 (cthom,). (Entered: 03/28/2017)
03/28/2017	<u>72</u>	VACATED FINAL JUDGMENT pursuant to <u>71</u> Order. Entered by the Clerk of the Court on 3/28/2017. (cpear) Modified to vacate pursuant to Order <u>74</u> to on 3/30/2017 (cthom,). (Entered: 03/28/2017)
03/29/2017	<u>73</u>	MOTION to Vacate <i>Judgment</i> by Plaintiff Prison Legal News. (Shapanka, Matthew) (Entered: 03/29/2017)
03/29/2017	<u>74</u>	ORDER granting <u>73</u> Motion to Vacate <u>73</u> MOTION to Vacate <i>Judgment</i> , <u>72</u> Judgment. This matter comes before the Court with the filing of the motion to vacate. Although plaintiff states that the motion to vacate is opposed, the Court agrees with the dates set forth in the motion, and thus, GRANTS the requested relief. The Court also will allow plaintiff until April 4, 2017 to file a response in order to address the Court's March 28, 2017 Order. Defendant may then have until April 11, 2017 to file any reply. No further briefing will be allowed. Nor will any extension to these deadlines be allowed. The Judgment <u>72</u> is VACATED and the case is re-opened until plaintiff's response is resolved. So Ordered by Judge Raymond P. Moore on 3/29/2017. Text Only Entry (rmlc2) (Entered: 03/29/2017)
03/29/2017		Case reopened pursuant to Order <u>74</u> by Judge Raymond P. Moore on 3/29/2017. Text Only Entry (cthom,) (Entered: 03/30/2017)
04/03/2017	<u>75</u>	MINUTE ORDER. Pursuant to the parties' agreement, the Scheduling Conference set for 4/10/2017 09:00 AM is VACATED. A Status Conference is set for 6/5/2017 10:00 AM in Courtroom C205 before Magistrate Judge Scott T. Varholak, by Magistrate Judge Scott T. Varholak on 4/03/2017. Text Only Entry (stvlc1,) (Entered: 04/03/2017)
04/04/2017	<u>76</u>	RESPONSE to Objection to <u>62</u> RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>31</u> MOTION to Dismiss for Failure to State a Claim MOTION to Dismiss for Lack of Jurisdiction filed by Federal Bureau of Prisons, The, <u>34</u> MOTION to Stay <i>Discovery and t filed by Plaintiff Prison Legal News. (Shapanka, Matthew) (Entered: 04/04/2017)</i>
04/04/2017	<u>77</u>	RESPONSE to <u>67</u> Objection/Appeal of Magistrate Judge Decision <i>Denying Motion to Stay Discovery</i> filed by Plaintiff Prison Legal News. (Shapanka, Matthew) (Entered: 04/04/2017)
04/11/2017	<u>78</u>	REPLY to <u>71</u> Order on Report and Recommendations,, Order on Appeal of Magistrate Judge Decision to District Court,, Order on Motion to Dismiss for Failure to State a Claim,, Order on Motion to Stay, by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 04/11/2017)
04/11/2017	<u>79</u>	REPLY to <u>71</u> Order on Report and Recommendations,, Order on Appeal of Magistrate Judge Decision to District Court,, Order on Motion to Dismiss for Failure to State a Claim,, Order on Motion to Stay, (<i>Reply in Support of Discovery Order</i>) by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 04/11/2017)
05/25/2017	<u>80</u>	MINUTE ORDER. The Status Conference set for 6/5/2017 10:00 AM is VACATED to be reset, if necessary, after resolution of Plaintiff's response to the Court's March 28, 2017 Order, by Magistrate Judge Scott T. Varholak on 5/25/2017. Text Only Entry (stvlc1,) (Entered: 05/25/2017)
08/14/2017	<u>81</u>	ORDER DENIES <u>31</u> Motion to Dismiss and <u>34</u> Motion to Stay and ADOPTS <u>62</u> the R&R to the extent consistent with this Order and REJECTS defendant's <u>66</u> objections to the R&R. <u>71</u> Order is VACATED and the Clerk is instructed to STRIKE the same from the record. ORDERED by Judge Raymond P. Moore on 8/14/2017. (cthom,) (Entered: 08/14/2017)

08/18/2017	<u>82</u>	NOTICE of Entry of Appearance by Marcy Elizabeth Cook on behalf of Federal Bureau of Prisons, TheAttorney Marcy Elizabeth Cook added to party Federal Bureau of Prisons, The(pty:dft) (Cook, Marcy) (Entered: 08/18/2017)
08/18/2017	<u>83</u>	MINUTE ORDER. Per the request of the parties, this matter is set for a Scheduling Conference on 9/08/2017 11:00 AM in Courtroom C203 before Magistrate Judge Scott T. Varholak. The parties shall submit their joint proposed scheduling order on or before 9/06/2017. SO ORDERED, by Magistrate Judge Scott T. Varholak on 8/18/2017. Text Only Entry (stvlc1,) (Entered: 08/18/2017)
09/06/2017	<u>84</u>	Proposed Scheduling Order (<i>Filed Jointly by Plaintiff and Defendant</i>) by Plaintiff Prison Legal News. (Kiehl, Stephen) (Entered: 09/06/2017)
09/06/2017	<u>85</u>	Unopposed MOTION for Leave to <i>File an Answer to the Complaint Out of Time</i> by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 09/06/2017)
09/06/2017	<u>86</u>	MEMORANDUM regarding <u>85</u> Unopposed MOTION for Leave to <i>File an Answer to the Complaint Out of Time</i> filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 9/6/2017. (Text Only Entry) (rmsec) (Entered: 09/06/2017)
09/06/2017	<u>87</u>	ORDER granting <u>85</u> Defendant's Motion Requesting Permission to File an Answer to the Complaint Out of Time. The Clerk of Court is directed to file Defendant's Answer to Complaint [#85-1]. SO ORDERED, by Magistrate Judge Scott T. Varholak on 9/06/2017. Text Only Entry (stvlc1,) (Entered: 09/06/2017)
09/06/2017	<u>88</u>	ANSWER to <u>1</u> Complaint, by Federal Bureau of Prisons, The.(jgonz,) (Entered: 09/07/2017)
09/08/2017	<u>89</u>	MINUTE ENTRY for Scheduling Conference held before Magistrate Judge Scott T. Varholak on 9/8/2017. Discovery due by 4/9/2018. Dispositive Motions due by 5/14/2018. Final Pretrial Conference set for 7/9/2018 09:30 AM in Courtroom C203 before Magistrate Judge Scott T. Varholak. FTR: STV – C203. (morti,) (Entered: 09/08/2017)
09/08/2017	<u>90</u>	SCHEDULING ORDER: by Magistrate Judge Scott T. Varholak on 9/8/17. (morti,) (Entered: 09/08/2017)
09/22/2017	<u>91</u>	NOTICE of Entry of Appearance by Masimba Maxwell Mutamba on behalf of Prison Legal NewsAttorney Masimba Maxwell Mutamba added to party Prison Legal News(pty:pla) (Mutamba, Masimba) (Entered: 09/22/2017)
12/13/2017	<u>92</u>	NOTICE of Entry of Appearance by Terra White Fulham on behalf of Prison Legal NewsAttorney Terra White Fulham added to party Prison Legal News(pty:pla) (Fulham, Terra) (Entered: 12/13/2017)
01/23/2018	<u>93</u>	NOTICE of Entry of Appearance by Alyson Rose Sandler on behalf of Prison Legal NewsAttorney Alyson Rose Sandler added to party Prison Legal News(pty:pla) (Sandler, Alyson) (Entered: 01/23/2018)
01/23/2018	<u>94</u>	ADVISORY NOTICE OF NONCOMPLIANCE WITH COURT RULES/PROCEDURES: re: <u>93</u> Notice of Entry of Appearance filed by attorney Alyson Sandler. The document is incorrectly formatted, still having fillable form fields not converted to PDF. DO NOT REFILE THE DOCUMENT. Action to take – future documents must be filed pursuant to D.C.COLO.LCivR 10.1 (Text Only Entry) (cthom,) (Entered: 01/23/2018)
02/02/2018	<u>95</u>	Joint MOTION to Amend/Correct/Modify <u>90</u> Scheduling Order by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 02/02/2018)
02/02/2018	<u>96</u>	MEMORANDUM regarding <u>95</u> Joint MOTION to Amend/Correct/Modify <u>90</u> Scheduling Order filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 2/2/2018. (Text Only Entry) (rmsec) (Entered: 02/02/2018)
02/02/2018	<u>97</u>	ORDER granting <u>95</u> Joint Motion to Amend the Scheduling Order to Extend Four Remaining Discovery Deadlines. The fact discovery deadline is extended until

		3/09/2018. The deadline for the disclosure of affirmative experts is extended until 3/23/2018 and the deadline for the disclosure of rebuttal experts is extended until 4/06/2018. The discovery deadline is extended until 4/18/2018. SO ORDERED, by Magistrate Judge Scott T. Varholak on 2/02/2018. Text Only Entry (stvlc1,) (Entered: 02/02/2018)
02/26/2018	<u>98</u>	NOTICE of Entry of Appearance by Clay C. Cook on behalf of Federal Bureau of Prisons, TheAttorney Clay C. Cook added to party Federal Bureau of Prisons, The(pty:dft) (Cook, Clay) (Entered: 02/26/2018)
03/09/2018	<u>99</u>	NOTICE of Entry of Appearance by Kaitlin Brianne Turner on behalf of Federal Bureau of Prisons, TheAttorney Kaitlin Brianne Turner added to party Federal Bureau of Prisons, The(pty:dft) (Turner, Kaitlin) (Entered: 03/09/2018)
03/12/2018	100	ADVISORY NOTICE OF NONCOMPLIANCE WITH COURT RULES/PROCEDURES: re: <u>99</u> Notice of Entry of Appearance filed by attorney Kaitlin Brianne Turner. DO NOT REFILE THE DOCUMENT. Action to take – counsel must submit a change of contact request through the Attorney Services Portal Account pursuant to D.C.COLO.LAttyR 5(c) and 3.5 of the Electronic Case Filing Procedures (Civil cases). (Text Only Entry) (athom,) (Entered: 03/12/2018)
03/23/2018	<u>101</u>	Unopposed MOTION to Withdraw as Attorney by Plaintiff Prison Legal News. (Kiehl, Stephen) (Entered: 03/23/2018)
03/23/2018	102	MEMORANDUM regarding <u>101</u> Unopposed MOTION to Withdraw as Attorney filed by Prison Legal News. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 3/23/2018. (Text Only Entry) (rmsec) (Entered: 03/23/2018)
03/23/2018	103	ORDER granting <u>101</u> Motion for Withdrawal of Appearance. Attorney Stephen William Kiehl is relieved of any further representation of Plaintiff. The Clerk of Court is instructed to terminate Attorney Kiehl as counsel of record, and to remove his name from the electronic certificate of mailing. SO ORDERED, by Magistrate Judge Scott T. Varholak on 3/23/2018. Text Only Entry (stvlc1,) (Entered: 03/23/2018)
05/14/2018	<u>104</u>	MOTION for Partial Summary Judgment by Plaintiff Prison Legal News. (Attachments: # <u>1</u> Plaintiff's Statement of Undisputed Material Facts, # <u>2</u> Declaration of Alyson R. Sandler, # <u>3</u> PLN Index of Exhibits, # <u>4</u> Ex 1 – Scheduling Order, # <u>5</u> Ex 2 – January 2010 Rejection Notice, # <u>6</u> Ex 3 – June 2010 Rejection Notice, # <u>7</u> Ex 4 – October 2011 Rejection Notice, # <u>8</u> Ex 5 – October 2011 Issue of PLN, # <u>9</u> Ex 6 – November 2011 Rejection Notice, # <u>10</u> Ex 7 – November 2011 Issue of PLN, # <u>11</u> Ex 8 – Def.'s 2d Suppl. Resp. to Pl.'s Interrog., # <u>12</u> Ex 9 – Inmate Appeal of October and November 2011 Issues, # <u>13</u> Ex 11 – June 2012 Rejection Notice, # <u>14</u> Ex 12 – November 2012 Rejection Notice, # <u>15</u> Ex 13 – February 2013 Rejection Notice, # <u>16</u> Ex 14 – February 2013 Issue of PLN, # <u>17</u> Ex 15 – Def's Resp. to Pl.'s Requests for Admissions, # <u>18</u> Ex 16 – Rezaq v. Nalley, # <u>19</u> Ex 17 – April 2013 Rejection Notice, # <u>20</u> Ex 18 – April 2013 Issue of PLN, # <u>21</u> Ex 19 – Al-Owhali v. Holder, # <u>22</u> Ex 20 – July 2013 Rejection Notice, # <u>23</u> Ex 21 – July 2013 Issue of PLN, # <u>24</u> Ex 22 – Palma-Salazar v. Davis, # <u>25</u> Ex 23 – September 2013 Rejection Notice, # <u>26</u> Ex 24 – April 2014 Rejection Notice, # <u>27</u> Ex 25 – Listing of ADX Electronic Law Library Content, # <u>28</u> Ex 26 – Collins Dep. (Excerpt), # <u>29</u> Ex 27 – Letter from ADX to P. Swanson (2015-09-15), # <u>30</u> Ex 28 – Dunkelberger Dep. (Excerpt), # <u>31</u> Ex 29 – Berkebile Depo (Excerpt), # <u>32</u> Ex 30 – Def.'s 3d Suppl. Resp. to Pl.'s Interrog., # <u>33</u> Ex 31 – Suppl. Decl. of Jack Fox, # <u>34</u> Ex 32A – September 2013 Issue of PLN (Part 1 of 2), # <u>35</u> Ex 32B – September 2013 Issue of PLN (Part 2 of 2), # <u>36</u> Ex 33 – Chapman Dep. I (Excerpt), # <u>37</u> Ex 34 – ADX Institution Supplement 5266C.11, # <u>38</u> Ex 35 – Def.'s 1st Suppl. Resp. to Pl.'s Interrog., # <u>39</u> Ex 36 – Def.'s Resp. to Pl.'s 2d Interrog., # <u>40</u> Ex 37 – Def.'s Mot. to Dismiss, # <u>41</u> Ex 38 – Chapman Decl., # <u>42</u> Ex 39 – Complaint)(Fulham, Terra) (Entered: 05/14/2018)
05/14/2018	<u>105</u>	RESTRICTED DOCUMENT – Level 1: EXHIBIT 10 to <u>104</u> Motion fr Partial Summary Judgment by Plaintiff Prison Legal News.. (Fulham, Terra) (Modified on 5/15/2018 edited to add the name of the document)(evana,). (Entered: 05/14/2018)
05/14/2018	<u>106</u>	MOTION for Summary Judgment by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit Statement of Undisputed Facts, # <u>2</u> Exhibit 1, Chapman Declaration, # <u>3</u> Exhibit 2, Wright Deposition Excerpt, # <u>4</u> Exhibit 3, Matevousian

		Declaration, # <u>5</u> Exhibit 4, Collins Declaration, # <u>6</u> Exhibit 5, Kelley Declaration)(Prose, Susan) (Entered: 05/14/2018)
05/29/2018	<u>107</u>	Unopposed MOTION for Leave to Restrict by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1 – Redacted Docket Entry 105, # <u>2</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 05/29/2018)
05/30/2018	108	ORDER granting <u>107</u> Motion for Leave to Restrict. SO ORDERED by Judge Raymond P. Moore on 5/30/2018. (Text Only Entry) (rmsec) (Entered: 05/30/2018)
06/04/2018	<u>109</u>	RESPONSE to <u>106</u> MOTION for Summary Judgment filed by Plaintiff Prison Legal News. (Attachments: # <u>1</u> PLN's Resp. to Def.'s Statement of Facts, # <u>2</u> Declaration of Alyson R. Sandler, # <u>3</u> PLN Opp'n to MSJ Exhibit List, # <u>4</u> Ex. 6 – Email from S. Prose to S. Kiehl, Jan. 17, 2018, # <u>5</u> Ex. 8 – Payne Dep., # <u>6</u> Ex. 9 – Institution Supplement 5266.10C, # <u>7</u> Ex. 10 – Institution Supplement 5266.10D, # <u>8</u> Ex. 11 – Institution Supplement FLM 5266.11A, # <u>9</u> Ex. 12 – Institution Supplement 5266.11B, # <u>10</u> Ex. 13 – Davis Dep., # <u>11</u> Ex. 14 – Berkebile Dep., # <u>12</u> Ex. 15 – Kuta Dep., # <u>13</u> Ex. 16 – Stamper Dep., # <u>14</u> Ex. 17 – Def.'s 6th Supp. Priv. Log, # <u>15</u> Ex. 20 – Chapman Dep. I, # <u>16</u> Ex. 21 – January 2010 Issue (Excerpt), # <u>17</u> Ex. 22 – June 2012 Issue (Excerpt), # <u>18</u> Ex. 23 – April 2014 Issue (Excerpt), # <u>19</u> Ex. 24 – Letter from S. Prose to S. Kiehl, Dec. 7, 2017, # <u>20</u> Ex. 25 – Expert Report of Mark Collins (Excerpt), # <u>21</u> Ex. 26 – Institution Supplement 5266.11D, # <u>22</u> Ex. 27 – Def.'s 1st Supp. Resp. to Pl.'s 2d Interrog., # <u>23</u> Ex. 28 – Def's 2d Supp. Disclosures)(Fulham, Terra) (Entered: 06/04/2018)
06/04/2018	<u>110</u>	(RESTRICTED DOCUMENT – Level 1) Exhibit 7 by Plaintiff Prison Legal News.. (Attachments: # <u>1</u> ECF No. 109, Ex. 18 – Fox Dep., # <u>2</u> ECF No. 109, Ex. 19 – Collins Dep.)(Fulham, Terra) Modified to add title on 6/5/2018 (cthom,). (Entered: 06/04/2018)
06/04/2018	<u>111</u>	RESPONSE to <u>104</u> MOTION for Partial Summary Judgment filed by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit BOP's Response, Additional Facts, & Supporting Evidence, # <u>2</u> Exhibit 1, Chapman Declaration, # <u>3</u> Exhibit 2, Kelley Declaration, # <u>4</u> Exhibit 3, Matevousian Declaration, # <u>5</u> Exhibit 4, Collins Declaration, # <u>6</u> Exhibit 5, Second Collins Declaration, # <u>7</u> Exhibit 6, Dunkelberger Deposition Excerpts)(Prose, Susan) (Entered: 06/04/2018)
06/18/2018	<u>112</u>	Unopposed MOTION for Leave to Restrict by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only), # <u>2</u> Exhibit 1, Doc. 110 (redacted), # <u>3</u> Exhibit 2, Doc. 110–1 (redacted), # <u>4</u> Exhibit 3, Doc. 110–2 (redacted))(Prose, Susan) (Entered: 06/18/2018)
06/18/2018	<u>113</u>	REPLY to Response to <u>104</u> MOTION for Partial Summary Judgment filed by Plaintiff Prison Legal News. (Attachments: # <u>1</u> Exhibit PLN's Reply to Def.'s Resp. and Add'l Facts and Supporting Evidence)(Shapanka, Matthew) (Entered: 06/18/2018)
06/18/2018	<u>114</u>	REPLY to Response to <u>106</u> MOTION for Summary Judgment filed by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Exhibit 1. Reply – Defendant's Statement of Undisputed Material Facts, # <u>2</u> Exhibit 2, Chapman Deposition (Excerpts), # <u>3</u> Exhibit 3 – Rule 30(b)(6) Objections)(Prose, Susan) (Entered: 06/18/2018)
06/19/2018	115	ORDER granting <u>112</u> Motion for Leave to Restrict. SO ORDERED by Judge Raymond P. Moore on 6/19/2018. (Text Only Entry) (rmsec) (Entered: 06/19/2018)
06/27/2018	<u>116</u>	Unopposed MOTION for Extension of Time to <i>Submit a Proposed Final Pretrial Order</i> by Defendant Federal Bureau of Prisons, The. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Prose, Susan) (Entered: 06/27/2018)
06/28/2018	117	MEMORANDUM regarding <u>116</u> Unopposed MOTION for Extension of Time to <i>Submit a Proposed Final Pretrial Order</i> filed by Federal Bureau of Prisons, The. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 6/28/2018. (Text Only Entry) (rmsec) (Entered: 06/28/2018)
06/28/2018	118	ORDER granting <u>116</u> Motion for Extension of Time to File. The parties shall submit a proposed Final Pretrial Order on or before July 3, 2018. SO ORDERED, by Magistrate Judge Scott T. Varholak on 6/28/2018. Text Only Entry (stvlc2,) (Entered: 06/28/2018)

07/03/2018	<u>119</u>	Proposed Pretrial Order by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 07/03/2018)
07/09/2018	<u>120</u>	MINUTE ENTRY for Final Pretrial Conference held before Magistrate Judge Scott T. Varholak on 7/9/2018. FTR: STV – C203. (morti,) (Entered: 07/09/2018)
07/09/2018	<u>121</u>	FINAL PRETRIAL ORDER by Magistrate Judge Scott T. Varholak on 7/9/18. (morti,) (Entered: 07/09/2018)
07/09/2018	<u>122</u>	ORDER Setting Case for Trial. 3 day Bench Trial set for 3/5/2019 at 09:00 AM in Courtroom A 601 before Judge Raymond P. Moore. Trial Preparation Conference set for 2/1/2019 at 01:30 PM in Courtroom A 601 before Judge Raymond P. Moore. ORDERED by Judge Raymond P. Moore on 7/9/2018. (cthom,) Modified to correct text on 7/9/2018 (cthom,). (Entered: 07/09/2018)
09/10/2018	<u>123</u>	Unopposed MOTION to Withdraw as Attorney by Plaintiff Prison Legal News. (Shapiro, David) (Entered: 09/10/2018)
09/10/2018	124	MEMORANDUM regarding <u>123</u> Unopposed MOTION to Withdraw as Attorney filed by Prison Legal News. Motion referred to Magistrate Judge Scott T. Varholak. Entered by Judge Raymond P. Moore on 9/10/2018. (Text Only Entry) (rmsec) (Entered: 09/10/2018)
09/10/2018	125	ORDER granting <u>123</u> Motion for Withdrawal of Appearance. Attorney David M. Shapiro is relieved of any further representation of Plaintiff. The Clerk of Court is instructed to terminate Attorney Shapiro as counsel of record, and to remove his name from the electronic certificate of mailing. SO ORDERED, by Magistrate Judge Scott T. Varholak on 9/10/2018. Text Only Entry (stvlc1,) (Entered: 09/10/2018)
10/25/2018	<u>126</u>	ORDER denying as moot <u>104</u> Motion for Partial Summary Judgment and granting <u>106</u> Motion for Summary Judgment. Entered by Judge Raymond P. Moore on 10/25/2018. (cpear) (Entered: 10/25/2018)
10/25/2018	<u>127</u>	FINAL JUDGMENT pursuant to <u>126</u> Order. Entered by the Clerk of the Court on 10/25/2018. (cpear) (Entered: 10/25/2018)
11/08/2018	<u>128</u>	Proposed Bill of Costs by Defendant Federal Bureau of Prisons, The. (Prose, Susan) (Entered: 11/08/2018)
11/21/2018	<u>129</u>	MOTION to Stay <i>Proceedings on Defendant's Bill of Costs Pending Appeal</i> by Plaintiff Prison Legal News. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Sandler, Alyson) (Entered: 11/21/2018)
11/23/2018	130	ORDER granting <u>129</u> Motion to Stay. Briefing and resolution of Defendant's Bill of Costs is stayed until the conclusion of any appeals in this matter. SO ORDERED by Judge Raymond P. Moore on 11/23/2018. (Text Only Entry) (rmsec) (Entered: 11/23/2018)
11/28/2018	131	NOTICE of Bill of Costs Hearing Date by Clerk. The hearing date of Dec. 18, 2018 scheduled on Defendant's Bill of Costs – Docket No. <u>128</u> is hereby VACATED. The Clerk requests the parties to re-file the bill of costs or file an original bill of costs – depending on the outcome of the appeal – using the Proposed Bill of Costs docket event in the CM/ECF system. Entered by Clerk on Nov. 28. 2018. (ebutl) (Entered: 11/28/2018)
12/21/2018	<u>132</u>	NOTICE OF APPEAL as to <u>126</u> Order on Motion for Partial Summary Judgment, Order on Motion for Summary Judgment, <u>127</u> Judgment by Plaintiff Prison Legal News (Filing fee \$ 505, Receipt Number 1082-6451962) (Sandler, Alyson) (Entered: 12/21/2018)
12/21/2018	<u>133</u>	LETTER Transmitting Notice of Appeal to all counsel advising of the transmittal of the <u>132</u> Notice of Appeal filed by Prison Legal News to the U.S. Court of Appeals. (Retained Counsel, Fee paid,) (Attachments: # <u>1</u> Docket Sheet and Preliminary Record)(cthom,) (Entered: 12/21/2018)
12/21/2018	<u>134</u>	USCA Case Number 18-1486 for <u>132</u> Notice of Appeal filed by Prison Legal News. (cthom,) (Entered: 12/24/2018)

01/04/2019	<u>135</u>	TRANSCRIPT ORDER FORM re <u>132</u> Notice of Appeal by Plaintiff Prison Legal News (Shapanka, Matthew) (Entered: 01/04/2019)
01/04/2019	<u>136</u>	REPORTER TRANSCRIPT ORDER FORM filed by Patterson Transcription Company re: <u>132</u> Notice of Appeal. Transcript due by 1/18/2019. (nrich) (Entered: 01/04/2019)
01/20/2019	<u>137</u>	TRANSCRIPT of Motions Hearing held on February 17, 2017 before Magistrate Judge Varholak. Pages: 1-65. NOTICE – REDACTION OF TRANSCRIPTS: Within seven calendar days of this filing, each party shall inform the Court, by filing a Notice of Intent to Redact, of the party's intent to redact personal identifiers from the electronic transcript of the court proceeding. If a Notice of Intent to Redact is not filed within the allotted time, this transcript will be made electronically available after 90 days. Please see the Notice of Electronic Availability of Transcripts document at www.cod.uscourts.gov. Transcript may only be viewed at the court public terminal or purchased through the Court Reporter/Transcriber prior to the 90 day deadline for electronic posting on PACER. (Patterson Transcription Company,) (Entered: 01/20/2019)
01/23/2019	<u>138</u>	LETTER TO USCA and all counsel certifying the record is complete as to <u>132</u> Notice of Appeal filed by Prison Legal News. All transcripts ordered are now on file as of 1/20/2019. (Appeal No. 18-1486) Text Only Entry (cthom,) (Entered: 01/23/2019)
12/13/2019	<u>139</u>	USCA Opinion as to <u>132</u> Notice of Appeal filed by Prison Legal News : Affirmed. (USCA Case No. 18-1486) (This document is not the Mandate) (rvill,) (Entered: 12/13/2019)
12/13/2019	<u>140</u>	USCA Judgment as to <u>132</u> Notice of Appeal filed by Prison Legal News : The judgment of that court is affirmed. (USCA Case No. 18-1486) (This document is not the Mandate) (rvill,) (Entered: 12/13/2019)
02/04/2020	<u>141</u>	MANDATE of USCA as to <u>132</u> Notice of Appeal filed by Prison Legal News, <u>139</u> USCA Opinion, and <u>140</u> USCA Judgment. (USCA Case No. 18-1486) (rvill,) (Entered: 02/04/2020)