

**U.S. District Court
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:12-cv-01326-RBJ-KLM**

Sardakowski v. Clements et al
Assigned to: Judge R. Brooke Jackson
Referred to: Magistrate Judge Kristen L. Mix
Magistrate Judge Craig B. Shaffer (Settlement)
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 05/21/2012
Date Terminated: 04/09/2014
Jury Demand: Plaintiff
Nature of Suit: 555 Prisoner – Prison
Condition (U.S. not a defendant)
Jurisdiction: Federal Question

Plaintiff

James Sardakowski

represented by **Laura Lee Rovner**
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TERMINATED: 04/02/2014

V.

Defendant

Tom Clements
*in his official capacity as Director of
Colorado Department of Corrections*

represented by **Christopher Wayne Alber**
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TERMINATED: 01/18/2013

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TERMINATED: 12/09/2013

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ATTORNEY TO BE NOTICED

Defendant

Joanie Shoemaker
*in her official capacity as Deputy
Director of Prisons, Clinical Services for
Colorado Department of Corrections*

represented by **Christopher Wayne Alber**
(See above for address)
ATTORNEY TO BE NOTICED

Lisa Amatangel
(See above for address)
TERMINATED: 12/09/2013

Nicole S. Gellar
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Paula Frantz
*in her official capacity as Chief Medical
Officer for Colorado Department of
Corrections*

represented by **Christopher Wayne Alber**
(See above for address)
ATTORNEY TO BE NOTICED

Lisa Amatangel
(See above for address)
TERMINATED: 12/09/2013

Nicole S. Gellar
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Travis Trani
*in his official capacity as Warden of
Colorado State Penitentiary*

represented by **Christopher Wayne Alber**
(See above for address)
ATTORNEY TO BE NOTICED

Kristin A. Ruiz
(See above for address)
TERMINATED: 01/18/2013

Lisa Amatangel
(See above for address)

TERMINATED: 12/09/2013

Defendant**James Michaud***in his official capacity as Mental Health
Program Administrator for Colorado
Department of Corrections*represented by **Christopher Wayne Alber**
(See above for address)
ATTORNEY TO BE NOTICED**Lisa Amatangel**(See above for address)
TERMINATED: 12/09/2013**Nicole S. Gellar**(See above for address)
ATTORNEY TO BE NOTICED**Defendant****Jill Lampela***in her official capacity as Behavior
Health Supervisor for Colorado State
Penitentiary*represented by **Christopher Wayne Alber**
(See above for address)
ATTORNEY TO BE NOTICED**Lisa Amatangel**(See above for address)
TERMINATED: 12/09/2013**Nicole S. Gellar**(See above for address)
ATTORNEY TO BE NOTICED**Defendant****State of Colorado Department of
Corrections**represented by **Christopher Wayne Alber**
(See above for address)
ATTORNEY TO BE NOTICED**Lisa Amatangel**(See above for address)
TERMINATED: 12/09/2013**Nicole S. Gellar**(See above for address)
ATTORNEY TO BE NOTICED**Defendant****Kavin Snyder***actually named as Kavin Snyder
(Individual capacitys [sic]), JURY
DEMEND [sic], EMERGANCY [sic]
TERMINATED: 11/19/2012*represented by **Kristin A. Ruiz**
(See above for address)
TERMINATED: 01/18/2013

Date Filed	#	Docket Text
05/21/2012	<u>1</u>	Prisoner COMPLAINT against Tom Clements, Kavin Snyder, Travis Trani, filed by James Sardakowski. (Event changed into a Motion for Temporary Restraining Order (dkals,) Modified on 7/3/2012 to change event into a motion (sahsl,). (Entered: 05/21/2012)
05/21/2012	<u>2</u>	Prisoner's MOTION and Affidavit for Leave to Proceed Under 28 U.S.C. 1915 by Petitioner James Sardakowski. (dkals,) (Entered: 05/21/2012)
05/21/2012	3	Case assigned to Magistrate Judge Boyd N. Boland Text Only Entry (dkals,) (Entered: 05/21/2012)

05/29/2012	<u>4</u>	ORDER Drawing Case. This case shall be drawn to a district judge and to a magistrate judge, by Magistrate Judge Boyd N. Boland on 5/29/2012. (skssl,) (Entered: 05/29/2012)
05/29/2012	5	CASE REASSIGNED pursuant to <u>4</u> Order. This case is reassigned to Judge R. Brooke Jackson. All future pleadings should be designated as 12-cv-01326-RBJ-KLM. Text Only Entry (skssl,) (Entered: 05/29/2012)
05/30/2012	<u>6</u>	CERTIFICATE of Service by Clerk of Court re <u>1</u> Complaint for Service of Process. (agarc,) (Entered: 05/30/2012)
05/30/2012	<u>7</u>	WAIVER OF SERVICE Returned Executed by Teresa Reynolds. Tom Clements waiver sent on 5/9/2012, answer due 7/9/2012; Kavin Snyder waiver sent on 5/9/2012, answer due 7/9/2012; Travis Trani waiver sent on 5/9/2012, answer due 7/9/2012. (sahsl,) (Entered: 05/31/2012)
06/05/2012	<u>8</u>	ORDER REFERRING CASE to Magistrate Judge Kristen L. Mix by Judge R. Brooke Jackson on 6/5/12. (sgrim) (Entered: 06/05/2012)
06/05/2012	<u>9</u>	ORDER. The Prisoners Motion and Affidavit for Leave to Proceed Pursuant to 28 U.S.C. § 1915, <u>2</u> , is granted. By Magistrate Judge Kristen L. Mix on 6/5/2012.(sahsl,) (Entered: 06/05/2012)
06/07/2012	<u>10</u>	NOTICE of Availability of a United States Magistrate Judge to Exercise Jurisdiction by Petitioner James Sardakowski (sahsl,) (Entered: 06/07/2012)
06/25/2012	<u>11</u>	Request a Clarification of Court Order by Petitioner James Sardakowski. (sahsl,) (Entered: 06/26/2012)
06/25/2012	<u>12</u>	Inmate trust fund account STATEMENT re <u>9</u> Order on Motion for Leave to Proceed in Forma Pauperis by Petitioner James Sardakowski. (sahsl,) (Entered: 06/26/2012)
06/25/2012	<u>13</u>	CERTIFICATE of Mailing/Service re <u>11</u> MOTION to Clarify re <u>4</u> Order, <u>12</u> Statement by Petitioner James Sardakowski. (sahsl,) (Entered: 06/26/2012)
06/27/2012	14	MEMORANDUM regarding <u>11</u> MOTION to Clarify re <u>4</u> Order filed by James Sardakowski. Motion <u>11</u> referred to Magistrate Judge Kristen L. Mix. By Judge R. Brooke Jackson on 06/27/2012. Text Only Entry (rbjsec,) (Entered: 06/27/2012)
07/02/2012	<u>15</u>	MINUTE ORDER. Plaintiffs Request [for] a [Clarification] of Court Order <u>25</u> is GRANTED. By Magistrate Judge Kristen L. Mix on 7/2/2012.(sahsl,) (Entered: 07/03/2012)
07/03/2012	16	MEMORANDUM regarding <u>1</u> MOTION for Temporary Restraining Order filed by James Sardakowski. Motion referred to Magistrate Judge Kristen L. Mix by Judge R. Brooke Jackson on 7/3/2012. Text Only Entry (rbjlc2,) (Entered: 07/03/2012)
07/09/2012	<u>17</u>	MOTION to Dismiss by Respondents Tom Clements, Kavin Snyder, Travis Trani. (Ruiz, Kristin) (Entered: 07/09/2012)
07/09/2012	<u>19</u>	MINUTE ORDER. This matter is before the Court on Defendants Motion to Dismiss <u>17</u> (the Motion). The Motion is referred to this Court for recommendation <u>18</u> . Defendants bring the Motion pursuant to Fed. R. Civ. P. 12(b)(6) and make several arguments, including that Plaintiff has failed to properly exhaust administrative remedies as required by the Prison Litigation Reform Act. Plaintiff shall file a Response to the Motion no later than 7/25/2012. Plaintiff shall ONLY respond to Defendants argument concerning exhaustion of administrative remedies. See Motion <u>17</u> at 2-5. Defendants may file a Reply no later than 8/8/2012, replying only to the issue of exhaustion of administrative remedies. By Magistrate Judge Kristen L. Mix on 7/9/2012. (sahsl,) (Entered: 07/11/2012)
07/10/2012	18	MEMORANDUM regarding <u>17</u> MOTION to Dismiss filed by Kavin Snyder, Tom Clements, Travis Trani. Motion <u>17</u> referred to Magistrate Judge Kristen L. Mix. By Judge R. Brooke Jackson on 07/10/2012. Text Only Entry (rbjsec,) (Entered: 07/10/2012)

07/23/2012	<u>20</u>	Inmate Trust Account and Inability to make payments STATEMENT re <u>9</u> Order on Motion for Leave to Proceed in Forma Pauperis by Petitioner James Sardakowski. (ervsl,) (Entered: 07/23/2012)
07/23/2012	<u>21</u>	MOTION to Amend Original Complaint changed to a <u>1</u> MOTION for Temporary Restraining Order by Petitioner James Sardakowski. (ervsl,) (Additional attachment(s) added on 7/23/2012: # <u>1</u> Proposed Document Amended complaint) (ervsl,). (Entered: 07/23/2012)
07/23/2012	<u>22</u>	MOTION to Appoint Counsel by Petitioner James Sardakowski. (ervsl,) (Entered: 07/23/2012)
07/23/2012	<u>23</u>	MOTION to Clarify the Record by Petitioner James Sardakowski. (ervsl,) (Entered: 07/23/2012)
07/23/2012	<u>24</u>	RESPONSE to <u>17</u> MOTION to Dismiss filed by Petitioner James Sardakowski. (ervsl,) (Entered: 07/23/2012)
07/23/2012	<u>25</u>	CERTIFICATE of Mailing/Service re <u>24</u> Response to Motion by Petitioner James Sardakowski. (ervsl,) (Entered: 07/23/2012)
07/23/2012	<u>26</u>	CERTIFICATE of Mailing/Service re <u>23</u> MOTION to Clarify, <u>20</u> Statement by Petitioner James Sardakowski. (ervsl,) (Entered: 07/23/2012)
07/24/2012	<u>27</u>	MEMORANDUM regarding <u>21</u> MOTION to Amend/Correct/Modify <u>1</u> MOTION for Temporary Restraining Order filed by James Sardakowski, <u>22</u> MOTION to Appoint Counsel filed by James Sardakowski, and <u>23</u> MOTION to Clarify filed by James Sardakowski. Motion <u>21</u> , <u>22</u> , and <u>23</u> referred to Magistrate Judge Kristen L. Mix. By Judge R. Brooke Jackson on 07/24/2012. Text Only Entry (rbjsec.) (Entered: 07/24/2012)
08/02/2012	<u>28</u>	MINUTE ORDER Denying Without Prejudice <u>21</u> Plaintiffs Motion to Amend Original Complaint, by Magistrate Judge Kristen L. Mix on 8/2/2012. (Attachments: # <u>1</u> Blank Prisoner Complaint Form)(ervsl,) (Entered: 08/03/2012)
08/02/2012	<u>29</u>	ORDER granting <u>22</u> that the Motion to Appoint <u>22</u> is GRANTED to the extent that the Clerk of Court is directed to include this matter on the list of pro se cases available for volunteer counsel; IT IS FURTHER ORDERED that the Motion to Clarify <u>23</u> is GRANTED to the extent outlined above, by Magistrate Judge Kristen L. Mix on 8/2/2012.(ervsl,) (Entered: 08/03/2012)
08/08/2012	<u>30</u>	REPLY to Response to <u>17</u> MOTION to Dismiss filed by Respondents Tom Clements, Kevin Snyder, Travis Trani. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Ruiz, Kristin) (Entered: 08/08/2012)
09/04/2012	<u>31</u>	Inmate trust account, inability to make payments, STATEMENT re <u>9</u> Order on Motion for Leave to Proceed in Forma Pauperis by Petitioner James Sardakowski. (alvsl,) (Entered: 09/04/2012)
09/07/2012	<u>32</u>	NOTICE of Entry of Appearance by Laura Lee Rovner on behalf of James Sardakowski (Rovner, Laura) (Entered: 09/07/2012)
09/07/2012	<u>33</u>	ORDER Scheduling Conference set for 10/2/2012 11:00 AM in Courtroom C204 before Magistrate Judge Kristen L. Mix. by Magistrate Judge Kristen L. Mix on 09/07/12. (Attachments: # <u>1</u> Attachment 1, # <u>2</u> Attachment 2, # <u>3</u> Attachment 3) (alvsl,) (Entered: 09/07/2012)
09/11/2012	<u>34</u>	MINUTE ORDER This matter is before the Court sua sponte. Due to a conflict on the Courts calendar, IT IS HEREBY ORDERED that the Scheduling Conference set for October 2, 2012 at 11:00 a.m. is VACATED and RESET. Scheduling Conference Reset for 10/4/2012 11:00 AM in Courtroom C204 before Magistrate Judge Kristen L. Mix, by Magistrate Judge Kristen L. Mix on 9/11/2012. (ervsl,) (Entered: 09/11/2012)
09/14/2012	<u>35</u>	MOTION to Continue <i>Scheduling Conference</i> by Petitioner James Sardakowski. (Rovner, Laura) (Entered: 09/14/2012)
09/17/2012	<u>36</u>	MEMORANDUM regarding <u>35</u> MOTION to Continue <i>Scheduling Conference</i> filed by James Sardakowski. Motion <u>35</u> is referred to Magistrate Judge Kristen L.

		Mix. By Judge R. Brooke Jackson on 09/17/2012. Text Only Entry (rbjsec.) (Entered: 09/17/2012)
09/17/2012	<u>37</u>	MINUTE ORDER granting <u>35</u> Plaintiffs Motion to Continue SchedulingConference. Scheduling Conference Reset for 11/15/2012 09:30 AM in Courtroom C204 before Magistrate Judge Kristen L. Mix, by Magistrate Judge Kristen L. Mix on 9/17/2012.(ervsl,) (Entered: 09/17/2012)
09/20/2012	<u>38</u>	MOTION for Order to <i>Hold in Abeyance Defendants' Motion to Dismiss (Doc. 17)</i> by Petitioner James Sardakowski. (Rovner, Laura) (Entered: 09/20/2012)
09/24/2012	39	MEMORANDUM regarding <u>38</u> MOTION for Order to <i>Hold in Abeyance Defendants' Motion to Dismiss (Doc. 17)</i> filed by James Sardakowski. Motion <u>38</u> is referred to Magistrate Judge Kristen L. Mix. By Judge R. Brooke Jackson on 09/24/2012. Text Only Entry (rbjsec.) (Entered: 09/24/2012)
09/24/2012	<u>40</u>	MINUTE ORDER granting <u>38</u> Motion to Hold in Abeyance Defendant's Motion to Dismiss. The Court shall hold in abeyance the Motion to Dismiss <u>17</u> through and including October 25, 2012, by Magistrate Judge Kristen L. Mix on 09/24/12. (alvsl) (Entered: 09/24/2012)
09/24/2012	<u>41</u>	Unopposed MOTION for Leave to <i>Appear As Student Attorney</i> by Petitioner James Sardakowski. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Rovner, Laura) (Entered: 09/24/2012)
09/25/2012	42	MEMORANDUM regarding <u>41</u> Unopposed MOTION for Leave to <i>Appear As Student Attorney</i> filed by James Sardakowski. Motion <u>41</u> referred to Magistrate Judge Kristen L. Mix. By Judge R. Brooke Jackson on 09/25/2012. Text Only Entry (rbjsec.) (Entered: 09/25/2012)
09/25/2012	<u>43</u>	MINUTE ORDER granting <u>41</u> Motion for Leave to Appear, by Magistrate Judge Kristen L. Mix on 09/25/12.(alvsl) (Entered: 09/26/2012)
10/16/2012	<u>44</u>	FINAL PAYMENT RECEIVED from James Sardakowski in the amount of \$ 350.00; Receipt Number COX051018. (alvsl) (Entered: 10/16/2012)
10/23/2012	<u>45</u>	Unopposed MOTION for Leave to <i>Appear As Student Attorney (Mary Dewey)</i> by Petitioner James Sardakowski. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Rovner, Laura) (Entered: 10/23/2012)
10/25/2012	46	MEMORANDUM regarding <u>45</u> Unopposed MOTION for Leave to <i>Appear As Student Attorney (Mary Dewey)</i> filed by James Sardakowski. Motion <u>45</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 10/25/2012. Text Only Entry (rbjsec.) (Entered: 10/25/2012)
10/25/2012	<u>47</u>	MINUTE ORDER; Plaintiff's <u>45</u> Unopposed Motion for Leave to Appear is GRANTED. Student Attorney Mary Dewey of the Civil Rights Clinic of Denver Sturm College of Law may appear before the Court and represent Plaintiff while under the direct supervision of Attorney Laura Rovner, current counsel for Plaintiff, by Magistrate Judge Kristen L. Mix on 10/25/2012.(klmcd,) (Entered: 10/25/2012)
10/25/2012	<u>48</u>	MOTION to Amend/Correct/Modify <u>1</u> MOTION for Temporary Restraining Order – <i>MOTION TO AMEND COMPLAINT</i> by Petitioner James Sardakowski. (Attachments: # <u>1</u> Exhibit Proposed Amended Complaint, # <u>2</u> Exhibit 2 – C-CS11/12-15066, # <u>3</u> Exhibit 3 – C-CS11/12-12967, # <u>4</u> Exhibit 4 – C-CS11/12-12969, # <u>5</u> Exhibit 5 – R-CS11/12-17973, # <u>6</u> Exhibit 6 – C-CS11/12-6411, # <u>7</u> Exhibit 7 – R-CS11/12-11708, # <u>8</u> Exhibit 8 – R-CS11/12-14383)(Rovner, Laura) (Entered: 10/25/2012)
10/26/2012	49	MEMORANDUM regarding <u>48</u> MOTION to Amend/Correct/Modify <u>1</u> MOTION for Temporary Restraining Order – <i>MOTION TO AMEND COMPLAINT</i> filed by James Sardakowski. Motion <u>48</u> is referred to Magistrate Judge Kristen L. Mix. By Judge R. Brooke Jackson on 10/26/2012. (rbjsec.) (Entered: 10/26/2012)
11/02/2012	<u>50</u>	MOTION to Vacate and Reset Scheduling Conference by Respondents Tom Clements, Kevin Snyder, Travis Trani. (Ruiz, Kristin) (Entered: 11/02/2012)

11/02/2012	<u>51</u>	MEMORANDUM regarding <u>50</u> MOTION to Vacate <i>and Reset Scheduling Conference</i> filed by Gavin Snyder, Tom Clements, Travis Trani. Motion <u>50</u> referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 11/02/2012. Text Only Entry (rbjsec.) (Entered: 11/02/2012)
11/02/2012	<u>52</u>	MINUTE ORDER; Defendants' <u>50</u> Motion to Vacate and Reset Scheduling Conference is GRANTED. Scheduling Conference set for 11/15/2012 is VACATED and RESET to 1/7/2013 09:30 AM in Courtroom C204 before Magistrate Judge Kristen L. Mix. Parties shall submit the proposed scheduling order no later than 1/2/2013, by Magistrate Judge Kristen L. Mix on 11/2/2012.(klmcd,) (Entered: 11/02/2012)
11/02/2012	<u>53</u>	CONSENT to Jurisdiction of Magistrate Judge by Respondents Tom Clements, Gavin Snyder, Travis Trani. (Ruiz, Kristin) (Entered: 11/02/2012)
11/05/2012	<u>54</u>	Unopposed MOTION to Withdraw as Attorney – <i>Student Attorney (Jordan Isaacs)</i> by Petitioner James Sardakowski. (Rovner, Laura) (Entered: 11/05/2012)
11/05/2012	55	MEMORANDUM regarding <u>54</u> Unopposed MOTION to Withdraw as Attorney – <i>Student Attorney (Jordan Isaacs)</i> filed by James Sardakowski. Motion <u>54</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 11/5/2012. Text Only Entry (rbjsec.) (Entered: 11/05/2012)
11/05/2012	<u>56</u>	MINUTE ORDER; Plaintiff's <u>54</u> Unopposed Motion to Withdraw Appearance of Former Student Attorney is GRANTED. Student Attorney Jordan Isaacs of the Civil Rights Clinic at the University of Denver Sturm College of Law is relieved of any further representation of the Plaintiff in this case, by Magistrate Judge Kristen L. Mix on 11/5/2012.(klmcd,) (Entered: 11/05/2012)
11/08/2012	<u>57</u>	ORDER OF REFERENCE Pursuant to 28 U.S.C. 636(c) Upon Consent to Jurisdiction of Magistrate Judge by Judge R. Brooke Jackson on 11/8/12. (nmmsl,) (Entered: 11/08/2012)
11/08/2012	58	CASE REASSIGNED pursuant to <u>57</u> Order on Consent to Jurisdiction of Magistrate Judge. This case is reassigned to Magistrate Judge Kristen L. Mix. All future pleadings should be designated as 12-cv-1326-KLM. Text Only Entry (nmmsl,) (Entered: 11/08/2012)
11/09/2012	<u>59</u>	MOTION to Withdraw Reference to <i>Magistrate Judge</i> by Petitioner James Sardakowski. (Attachments: # <u>1</u> Exhibit 1 – Kaade Decl.)(Rovner, Laura) (Entered: 11/09/2012)
11/15/2012	<u>60</u>	RESPONSE to <u>48</u> MOTION to Amend/Correct/Modify <u>1</u> MOTION for Temporary Restraining Order – <i>MOTION TO AMEND COMPLAINT</i> filed by Respondents Tom Clements, Gavin Snyder, Travis Trani. (Ruiz, Kristin) (Entered: 11/15/2012)
11/19/2012	<u>61</u>	MINUTE ORDER by Magistrate Judge Kristen L. Mix on 11/19/12 GRANTING <u>48</u> Motion to Amend; DENYING as moot <u>17</u> Motion to Dismiss;and DENYING without prejudice <u>1</u> Motion for Temporary Restraining Order. ORDERED that the Clerk of the Court shall accept Plaintiff's Amended Complaint [#48-1] for filing as of the date of this Minute Order.(nmmsl,) (Entered: 11/19/2012)
11/19/2012	<u>62</u>	AMENDED COMPLAINT against Tom Clements, Travis Trani, Joanie Shoemaker, Paula Frantz, James Michaud, Jill Lampela, State of Colorado Department of Corrections, filed by James Sardakowski. (Attachments: # <u>1</u> Exhibit 2, # <u>2</u> Exhibit 3, # <u>3</u> Exhibit 4, # <u>4</u> Exhibit 5, # <u>5</u> Exhibit 6, # <u>6</u> Exhibit 7, # <u>7</u> Exhibit 8)(nmmsl,) (Main Document 62 replaced on 11/28/2012) (nmmsl,). Modified on 11/28/2012 to put filing date on document. (nmmsl,). (Entered: 11/19/2012)
11/19/2012	63	ORDER granting <u>59</u> Motion to Withdraw Reference. However, the withdrawal is for purposes of trial only. The order of reference to the magistrate judge stands with respect to all other matters, subject of course to the parties' normal right to file objections to orders or recommendations with which they disagree. by Judge R. Brooke Jackson on 11/19/12. Text Only Entry(rbj) (Entered: 11/19/2012)
11/20/2012	64	LETTER RETURNING CONSENT CASE. Consent to Jurisdiction of Magistrate Judge is withdrawn pursuant to 63 Order. Case returned to Judge R. Brooke

		Jackson and Magistrate Judge Kristen L. Mix for all further proceedings. All future pleadings should be designated as 12-cv-01326-RBJ-KLM. Text Only Entry. (nmmsl,) (Entered: 11/20/2012)
11/29/2012	<u>65</u>	Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>62</u> Amended Complaint, by Defendants Tom Clements, Travis Trani. (Ruiz, Kristin) (Entered: 11/29/2012)
11/30/2012	66	MEMORANDUM regarding <u>65</u> Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>62</u> Amended Complaint, filed by Tom Clements, Travis Trani. Motion <u>65</u> is referred to Magistrate Judge Kristen L. Mix. By Judge R. Brooke Jackson on 11/30/2012. Text Only Entry (rbjsec.) (Entered: 11/30/2012)
12/01/2012	<u>67</u>	WAIVER OF SERVICE Returned Executed by James Sardakowski. Jill Lampela waiver sent on 11/28/2012, answer due 1/28/2013; Joanie Shoemaker waiver sent on 11/28/2012, answer due 1/28/2013; State of Colorado Department of Corrections waiver sent on 11/28/2012, answer due 1/28/2013. (Rovner, Laura) (Entered: 12/01/2012)
12/03/2012	<u>68</u>	MINUTE ORDER; Defendants Tom Clements and Travid Trani's <u>65</u> Unopposed Motion for Enlargement of Time to Answer or Otherwise Respond to Plaintiff's Amended Complaint is GRANTED. Defendants Tom Clements and Travis Trani shall file an an answer or other response to Plaintiff's Amended Complaint <u>62</u> on or before 1/28/2013. Scheduling Conference set for 1/7/2013 is VACATED and RESET to 2/27/2013 10:30 AM in Courtroom C204 before Magistrate Judge Kristen L. Mix. Parties shall submit their proposed scheduling order no later than 2/22/2013, by Magistrate Judge Kristen L. Mix on 12/3/2012.(klmcd,) (Entered: 12/03/2012)
12/12/2012	<u>69</u>	WAIVER OF SERVICE Returned Executed by Paula Frantz. Paula Frantz waiver sent on 12/11/2012, answer due 2/11/2013. (Rovner, Laura) (Entered: 12/12/2012)
12/12/2012	<u>70</u>	WAIVER OF SERVICE Returned Executed by James Michaud. James Michaud waiver sent on 12/11/2012, answer due 2/11/2013. (Rovner, Laura) (Entered: 12/12/2012)
01/17/2013	<u>71</u>	MOTION to Withdraw as Attorney / <i>Motion for Substitution of Counsel</i> by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Amatangel, Lisa) (Entered: 01/17/2013)
01/18/2013	72	ORDER granting <u>71</u> Motion to Withdraw as Attorney. Attorney Kristin A. Ruiz terminated. By Judge R. Brooke Jackson on 01/18/2013. Text Only Entry(rbjsec.) (Entered: 01/18/2013)
01/25/2013	<u>73</u>	NOTICE of Entry of Appearance by <i>Lisa Amatangel</i> by Nicole S. Gellar on behalf of Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections (Gellar, Nicole) (Entered: 01/25/2013)
01/25/2013	<u>74</u>	Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>62</u> Amended Complaint, by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections. (Gellar, Nicole) (Entered: 01/25/2013)
01/28/2013	75	MEMORANDUM regarding <u>74</u> Unopposed MOTION for Extension of Time to File Answer or Otherwise Respond re <u>62</u> Amended Complaint, filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections. Motion <u>74</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 01/28/2013. Text Only Entry (rbjsec.) (Entered: 01/28/2013)
01/29/2013	<u>76</u>	Unopposed MOTION for Leave to <i>Appear As Student Attorneys (A. Essex &D. Kaade)</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Proposed Order (PDF Only) (Amanda Essex, Student Attorney), # <u>2</u> Proposed Order (PDF Only) (Donald Kaade, Student Attorney))(Rovner, Laura) (Entered: 01/29/2013)

01/30/2013	<u>77</u>	MEMORANDUM regarding <u>76</u> Unopposed MOTION for Leave to <i>Appear As Student Attorneys (A. Essex & D. Kaade)</i> filed by James Sardakowski. Motion <u>76</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 01/30/2013. Text Only Entry (rbjsec.) (Entered: 01/30/2013)
01/30/2013	<u>78</u>	MINUTE ORDER granting <u>74</u> Motion for Extension of Time to Answer or Otherwise Respond. Defendants shall file an answer or otherwise respond to Plaintiff's Amended Complaint on or before February 4, 2013. IT IS FURTHER ORDERED that the Motion to Appear <u>76</u> is GRANTED. Student Attorney Amanda Essex and Student Attorney Donald Kaade of the Civil Rights Clinic at the University of Denver Sturm College of Law may appear before the Court and represent Plaintiff while under the direct supervision of Attorney Laura Rovner, current counsel for Plaintiff. By Magistrate Judge Kristen L. Mix on 01/30/13. (alvsl) (Entered: 01/30/2013)
02/04/2013	<u>79</u>	MOTION to Dismiss by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections. (Attachments: # <u>1</u> Exhibit Robinson v. Corriveau)(Amatangel, Lisa) (Entered: 02/04/2013)
02/05/2013	<u>80</u>	MEMORANDUM regarding <u>79</u> MOTION to Dismiss filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections. Motion <u>79</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 02/05/2013. Text Only Entry (rbjsec.) (Entered: 02/05/2013)
02/21/2013	<u>81</u>	NOTICE of Entry of Appearance by Christopher Wayne Alber on behalf of Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani (Alber, Christopher) (Entered: 02/21/2013)
02/22/2013	<u>82</u>	Proposed Scheduling Order by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 02/22/2013)
02/22/2013	<u>83</u>	MOTION to Stay <i>Discovery</i> by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections. (Alber, Christopher) (Entered: 02/22/2013)
02/22/2013	<u>84</u>	MEMORANDUM regarding <u>83</u> MOTION to Stay <i>Discovery</i> filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections. Motion <u>83</u> is referred to Magistrate Judge Kristen L. Mix, By Judge R. Brooke Jackson on 02/22/2013. Text Only Entry (rbjsec.) (Entered: 02/22/2013)
02/25/2013	<u>85</u>	RESPONSE to <u>79</u> MOTION to Dismiss filed by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 02/25/2013)
02/27/2013	<u>86</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Kristen L. Mix: Scheduling Conference held on 2/27/2013; Discovery due by 8/27/2013. Dispositive Motions due by 9/26/2013. Final Pretrial Conference set for 1/27/2014 10:00 AM in Courtroom C204 before Magistrate Judge Kristen L. Mix. Court Reporter: FTR – Monique Wiles. (Attachments: # <u>1</u> Requirements of Practice) (klmcd,) (Entered: 02/27/2013)
02/27/2013	<u>87</u>	SCHEDULING ORDER: by Magistrate Judge Kristen L. Mix on 2/27/2013. (klmcd,) (Entered: 02/27/2013)
02/27/2013	<u>88</u>	ORDER SETTING TRIAL AND TRIAL PREPARATION CONFERENCE: This matter has been scheduled for a five-day bench trial on the docket of Judge R. Brooke Jackson in the U.S. District Courthouse, Courtroom A902, 9th Floor, 901 19th Street, Denver, Colorado, to commence on March 17, 2014 at 9:00 a.m. A Trial Preparation Conference is set for February 25, 2014 at 2:00 p.m. By Judge R. Brooke Jackson on 02/27/2013. (rbjsec.) (Entered: 02/27/2013)
03/07/2013	<u>89</u>	RESPONSE to <u>83</u> MOTION to Stay <i>Discovery</i> filed by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 03/07/2013)

03/11/2013	<u>90</u>	REPLY to Response to <u>79</u> MOTION to Dismiss filed by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Amatangel, Lisa) (Entered: 03/11/2013)
03/21/2013	<u>91</u>	REPLY to Response to <u>83</u> MOTION to Stay <i>Discovery</i> filed by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Alber, Christopher) (Entered: 03/21/2013)
03/26/2013	<u>92</u>	RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>79</u> MOTION to Dismiss filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections. The Court respectfully RECOMMENDS that Plaintiff's claims for retrospective declaratory relief be dismissed without prejudice and that Defendants' Motion <u>79</u> be DENIED, by Magistrate Judge Kristen L. Mix on 3/26/2013. (klmcd,) (Entered: 03/26/2013)
03/26/2013	<u>93</u>	MINUTE ORDER finding as moot <u>83</u> Motion to Stay. By Magistrate Judge Kristen L. Mix on 03/26/13. (alvsl) (Entered: 03/26/2013)
05/31/2013	<u>94</u>	NOTICE of Entry of Appearance by Lisa Shawn Graybill on behalf of James Sardakowski (Graybill, Lisa) (Entered: 05/31/2013)
06/04/2013	<u>95</u>	Stipulated MOTION for Protective Order by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections. (Attachments: # <u>1</u> Proposed Order (PDF Only) Stipulated Protective Order)(Amatangel, Lisa) (Entered: 06/04/2013)
06/05/2013	<u>96</u>	ORDER denying <u>95</u> Stipulated MOTION for Protective Order. The Court has no objection to any restrictions the parties want to place on one another. However, documents filed in the court files are presumptively available to the public. The Court does not have an objection to a protective order as to documents that must be filed with the Court so long as it is narrowly tailored to assure that only truly confidential information, such as medical information or information concerning correctional security, is restricted. The proposed order is too broad. By Judge R. Brooke Jackson on 06/05/2013. Text Only Entry(rbjsec.) (Entered: 06/05/2013)
06/10/2013	<u>97</u>	Unopposed MOTION for Extension of Time to <i>Disclose Expert Witnesses and for Extension of Other Deadlines</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Graybill, Lisa) (Entered: 06/10/2013)
06/11/2013	<u>98</u>	MEMORANDUM regarding <u>97</u> Unopposed MOTION for Extension of Time to <i>Disclose Expert Witnesses and for Extension of Other Deadlines</i> filed by James Sardakowski. Motion <u>97</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 06/11/2013. Text Only Entry (rbjsec.) (Entered: 06/11/2013)
06/17/2013	<u>99</u>	MINUTE ORDER granting <u>97</u> Unopposed Motion for Extension of Deadlines. The Scheduling Order entered on February 27, 2013 # <u>87</u> is amended to extend the following deadlines: Affirmative Expert Disclosure Deadline July 19, 2013; Rebuttal Expert Disclosure Deadline August 28, 2013; Discovery Deadline September 27, 2013; Dispositive Motions Deadline October 28, 2013. By Magistrate Judge Kristen L. Mix on 06/17/13. (alvsl) (Entered: 06/17/2013)
06/18/2013	<u>100</u>	AMENDED MINUTE ORDER: The Minute Order (# <u>99</u>) entered on June 17, 2013 is hereby amended solely to correct the Affirmative Expert Disclosure Deadline. By Magistrate Judge Kristen L. Mix on 06/18/13. (alvsl) (Entered: 06/18/2013)
07/01/2013	<u>101</u>	ORDER. It is ORDERED that the Recommendation of United States Magistrate Judge (# <u>92</u>) is AFFIRMED and ADOPTED. Plaintiff's claims for retrospective declaratory relief are DISMISSED without prejudice, and Defendant's Motion to Dismiss (# <u>79</u>) is DENIED. By Judge R. Brooke Jackson on 07/01/13. (alvsl) (Entered: 07/01/2013)
07/15/2013	<u>102</u>	ANSWER to <u>62</u> Amended Complaint, by Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of

		Corrections, Travis Trani.(Alber, Christopher) (Entered: 07/15/2013)
07/26/2013	<u>103</u>	NOTICE of Entry of Appearance by Lauren Louise Fontana on behalf of James Sardakowski (Fontana, Lauren) (Entered: 07/26/2013)
08/27/2013	<u>104</u>	Unopposed MOTION to Withdraw as Attorney A. Essex and D. Kaade by Plaintiff James Sardakowski. (Graybill, Lisa) (Entered: 08/27/2013)
08/27/2013	105	ORDER granting <u>104</u> Unopposed MOTION to Withdraw as Attorney A. Essex and D. Kaade. By Judge R. Brooke Jackson on 08/27/2013. Text Only Entry(rbjsec.) (Entered: 08/27/2013)
08/27/2013	<u>106</u>	MOTION for Extension of Time to <i>Disclose Rebuttal Expert Witnesses and for Extension of Other Deadlines</i> by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Alber, Christopher) (Entered: 08/27/2013)
08/28/2013	107	MEMORANDUM regarding <u>106</u> MOTION for Extension of Time to <i>Disclose Rebuttal Expert Witnesses and for Extension of Other Deadlines</i> filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections, Travis Trani. Motion <u>106</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 08/28/2013. Text Only Entry (rbjsec.) (Entered: 08/28/2013)
08/29/2013	<u>108</u>	MINUTE ORDER re: <u>106</u> Defendants' Motion to Modify the Scheduling Order. IT IS HEREBY ORDERED that Plaintiff shall file a Response to the Motion on or before September 10, 2013. No Reply will be permitted. By Magistrate Judge Kristen L. Mix on 08/29/13. (alvsl) (Entered: 08/29/2013)
09/05/2013	<u>109</u>	Unopposed MOTION for Leave to <i>Appear as Student Attorneys</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Proposed Order (PDF Only) Virginia Thompson – Student Attorney, # <u>2</u> Proposed Order (PDF Only) Zachary Woodward – Student Attorney)(Rovner, Laura) (Entered: 09/05/2013)
09/05/2013	110	ORDER granting <u>109</u> Unopposed MOTION for Leave to Appear as Student Attorneys by Plaintiff James Sardakowski. (Virginia Thompson – Student Attorney and Zachary Woodward – Student Attorney). By Judge R. Brooke Jackson on 09/05/2013. Text Only Entry(rbjsec.) (Entered: 09/05/2013)
09/10/2013	<u>111</u>	RESPONSE to <u>106</u> MOTION for Extension of Time to <i>Disclose Rebuttal Expert Witnesses and for Extension of Other Deadlines</i> filed by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Rovner, Laura) (Entered: 09/10/2013)
09/13/2013	<u>112</u>	MINUTE ORDER granting <u>106</u> Motion to Modify the Scheduling Order. The Scheduling Order entered on February 27, 2013 (# <u>87</u>), as amended on June 17, 2013 (# <u>99</u>), is further modified to extend the following deadlines: Rebuttal Expert Disclosure Deadline October 1, 2013; Discovery Deadline October 31, 2013; Dispositive Motions Deadline December 2, 2013. By Magistrate Judge Kristen L. Mix on 09/13/13. (alvsl) (Entered: 09/16/2013)
12/02/2013	<u>113</u>	MOTION for Summary Judgment by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Attachments: # <u>1</u> Exhibit A-1, # <u>2</u> Exhibit A-2, # <u>3</u> Exhibit A-3, # <u>4</u> Exhibit A-4, # <u>5</u> Exhibit A-5, # <u>6</u> Exhibit A-6, # <u>7</u> Exhibit A-7, # <u>8</u> Exhibit A-8, # <u>9</u> Exhibit A-9, # <u>10</u> Exhibit A-10, # <u>11</u> Exhibit A-11, # <u>12</u> Exhibit A-12, # <u>13</u> Exhibit A-13)(Alber, Christopher) (Entered: 12/02/2013)
12/03/2013	114	MEMORANDUM regarding <u>113</u> MOTION for Summary Judgment filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections, Travis Trani. Motion <u>113</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 12/3/2013. Text Only Entry (rbjsec) (Entered: 12/03/2013)
12/06/2013	<u>115</u>	MOTION to Withdraw as Attorney by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, Travis Trani. (Amatangel, Lisa) (Entered: 12/06/2013)

12/09/2013	<u>116</u>	ORDER granting <u>115</u> Motion to Withdraw as Attorney. Attorney Lisa Amatangel is withdrawn. By Judge R. Brooke Jackson on 12/9/2013. Text Only Entry(rbjsec.) (Entered: 12/09/2013)
12/26/2013	<u>117</u>	RESPONSE to <u>113</u> MOTION for Summary Judgment filed by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 2-A, # <u>4</u> Exhibit 2-B, # <u>5</u> Exhibit 2-C, # <u>6</u> Exhibit 3)(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>118</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 5, # <u>2</u> Exhibit 6, # <u>3</u> Exhibit 7, # <u>4</u> Exhibit 8, # <u>5</u> Exhibit 9, # <u>6</u> Exhibit 10, # <u>7</u> Exhibit 11)(Fontana, Lauren) (Entered: 12/26/2013)
12/26/2013	<u>119</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 13, # <u>2</u> Exhibit 14, # <u>3</u> Exhibit 15, # <u>4</u> Exhibit 16, # <u>5</u> Exhibit 17)(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>120</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 19, # <u>2</u> Exhibit 20, # <u>3</u> Exhibit 21, # <u>4</u> Exhibit 22, # <u>5</u> Exhibit 23, # <u>6</u> Exhibit 24, # <u>7</u> Exhibit 25)(Fontana, Lauren) (Entered: 12/26/2013)
12/26/2013	<u>121</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 27, # <u>2</u> Exhibit 28, # <u>3</u> Exhibit 29, # <u>4</u> Exhibit 30, # <u>5</u> Exhibit 31, # <u>6</u> Exhibit 32)(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>122</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 34, # <u>2</u> Exhibit 35, # <u>3</u> Exhibit 36, # <u>4</u> Exhibit 37, # <u>5</u> Exhibit 38, # <u>6</u> Exhibit 39, # <u>7</u> Exhibit 39-A, # <u>8</u> Exhibit 40)(Fontana, Lauren) (Entered: 12/26/2013)
12/26/2013	<u>123</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 42, # <u>2</u> Exhibit 43, # <u>3</u> Exhibit 44, # <u>4</u> Exhibit 44-1, # <u>5</u> Exhibit 44-2(A), # <u>6</u> Exhibit 44-2(B), # <u>7</u> Exhibit 44-2(C))(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>124</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 46, # <u>2</u> Exhibit 47, # <u>3</u> Exhibit 48, # <u>4</u> Exhibit 49, # <u>5</u> Exhibit 50, # <u>6</u> Exhibit 51, # <u>7</u> Exhibit 52, # <u>8</u> Exhibit 53)(Fontana, Lauren) (Entered: 12/26/2013)
12/26/2013	<u>125</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 55, # <u>2</u> Exhibit 56, # <u>3</u> Exhibit 57, # <u>4</u> Exhibit 58, # <u>5</u> Exhibit 59, # <u>6</u> Exhibit 60)(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>126</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 62, # <u>2</u> Exhibit 63, # <u>3</u> Exhibit 64, # <u>4</u> Exhibit 65, # <u>5</u> Exhibit 66(B), # <u>6</u> Exhibit 66(B))(Fontana, Lauren) (Entered: 12/26/2013)
12/26/2013	<u>127</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 68, # <u>2</u> Exhibit 69, # <u>3</u> Exhibit 70, # <u>4</u> Exhibit 71, # <u>5</u> Exhibit 72)(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>128</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 74, # <u>2</u> Exhibit 75, # <u>3</u> Exhibit 76, # <u>4</u> Exhibit 77, # <u>5</u> Exhibit 78, # <u>6</u> Exhibit 79, # <u>7</u> Exhibit 80)(Fontana, Lauren) (Entered: 12/26/2013)
12/26/2013	<u>129</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 82, # <u>2</u> Exhibit 83, # <u>3</u> Exhibit 84, # <u>4</u> Exhibit 85, # <u>5</u> Exhibit 86, # <u>6</u> Exhibit 87)(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>130</u>	Exhibits in Support of <u>117</u> Response to Motion <i>for Summary Judgment</i> by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 89, # <u>2</u> Exhibit 90(A), # <u>3</u> Exhibit 90(B), # <u>4</u> Exhibit 90(C), # <u>5</u> Exhibit 91)(Fontana, Lauren) (Entered: 12/26/2013)
12/26/2013	<u>131</u>	RESTRICTED DOCUMENT – Level 1: by Plaintiff James Sardakowski..Motion to Restrict per LCivR 7.2(e) and LCrR 47.1(e) due 1/9/2014 if not already filed.

		(Rovner, Laura) (Entered: 12/26/2013)
12/26/2013	<u>132</u>	Exhibits in Support of <u>117</u> Response to Motion by Plaintiff James Sardakowski. Public entry for <u>131</u> Restricted Document – Level 1. (text entry only) (trlee,) (Entered: 12/27/2013)
12/27/2013	<u>133</u>	Conventionally Submitted Material : CD, exhibit 4–A to Response to Motion <u>117</u> , by Plaintiff James Sardakowski. Text Only Entry (trlee,) Modified on 1/10/2014 to reflect that this exhibit is restricted level 1 per 136 (trlee,). (Entered: 12/27/2013)
01/07/2014	<u>134</u>	Unopposed MOTION to Reset / <i>Consolidate Pretrial Conference with Trial Preparation Conference</i> by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 01/07/2014)
01/09/2014	<u>135</u>	Unopposed MOTION for Leave to Restrict Document as to docket entry # <u>117</u> , Ex. 4–A by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 01/09/2014)
01/10/2014	<u>136</u>	ORDER granting <u>135</u> Motion for Leave to Restrict. By Judge R. Brooke Jackson on 01/10/2014. Text Only Entry(rbjsec.) (Entered: 01/10/2014)
01/13/2014	<u>137</u>	MOTION for Extension of Time to File Response/Reply as to <u>113</u> MOTION for Summary Judgment by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Alber, Christopher) (Entered: 01/13/2014)
01/14/2014	<u>138</u>	MEMORANDUM regarding <u>137</u> MOTION for Extension of Time to File Response/Reply as to <u>113</u> MOTION for Summary Judgment filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections, Travis Trani. Motion <u>137</u> is referred to Magistrate Judge Kristen L. Mix, by Judge R. Brooke Jackson on 01/14/2014. Text Only Entry (rbjsec.) (Entered: 01/14/2014)
01/15/2014	<u>139</u>	MINUTE ORDER granting <u>137</u> Motion for Extension of Time to File Response/Reply. Defendants shall file a Reply in support of the Motion for Summary Judgment on or before February 3, 2014. by Magistrate Judge Kristen L. Mix on 1/15/2014.(trlee,) (Entered: 01/15/2014)
01/16/2014	<u>140</u>	ORDER granting <u>134</u> Unopposed MOTION to Reset /Consolidate Pretrial Conference with Trial Preparation Conference. After consulting with Magistrate Judge Mix, the January 17 final pretrial conference is vacated. The Court will address pending matters at the February 25, 2014 trial preparation conference. By Judge R. Brooke Jackson on 01/16/2014. Text Only Entry(rbjsec.) (Entered: 01/16/2014)
01/23/2014	<u>141</u>	MOTION for Hearing/Conference re <u>113</u> MOTION for Summary Judgment by Plaintiff James Sardakowski. (Fontana, Lauren) (Entered: 01/23/2014)
01/24/2014	<u>142</u>	ORDER granting <u>141</u> Plaintiff's Motion for Oral Argument on Defendants' Motion for Summary Judgment. <u>113</u> Motion for Summary Judgment is no longer referred to Magistrate Judge Mix. Oral Argument set for 2/25/2014 02:00 PM in Courtroom A 902 before Judge R. Brooke Jackson. by Judge R. Brooke Jackson on 1/24/14.(rbjcd,) (Entered: 01/24/2014)
02/03/2014	<u>143</u>	REPLY to Response to <u>113</u> MOTION for Summary Judgment filed by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Alber, Christopher) (Entered: 02/03/2014)
02/06/2014	<u>144</u>	MOTION for Writ of Habeas Corpus ad testificandum by Plaintiff James Sardakowski. (Attachments: # <u>1</u> Exhibit 1 – Sardakowski Dec, # <u>2</u> Exhibit 2 – Rovner Dec)(Rovner, Laura) (Entered: 02/06/2014)
02/09/2014	<u>145</u>	Unopposed MOTION for Leave to <i>Take Expert Witness Testimony Via Contemporaneous Video Transmission, Or, In the Alternative, To Modify the Scheduling Order to Take Expert Testimony After the Trial Date</i> by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 02/09/2014)

02/10/2014	<u>146</u>	ORDER granting <u>144</u> Motion for Writ of Habeas Corpus ad Testificandum. This means that if there is a trial, the plaintiff will be permitted to appear and testify. However, the parties just this week completed their briefing of a summary judgment motion. The briefs and exhibits are voluminous (except the reply brief), and I cannot predict when the Court will be able to rule on the motion. I simply want to emphasize that this indication that plaintiff will be permitted to be present for trial does not assume that the summary judgment motion will be denied or that there necessarily will be a trial. The Court expresses no opinion whatsoever about the merits of the motion, which it has not yet begun to evaluate. Please email to jackson_chambers@cod.uscourts.gov a proposed form of the writ and the court will issue it. By Judge R. Brooke Jackson on 02/10/2014. Text Only Entry(rbjsec.) (Entered: 02/10/2014)
02/10/2014	<u>147</u>	ORDER granting <u>145</u> Unopposed MOTION for Leave to Take Expert Witness Testimony Via Contemporaneous Video Transmission, Or, In the Alternative, To Modify the Scheduling Order to Take Expert Testimony After the Trial Date. Granted as to taking the testimony by video conference. By Judge R. Brooke Jackson on 02/10/2014. Text Only Entry(rbjsec.) (Entered: 02/10/2014)
02/11/2014	<u>148</u>	ORDER for issuance of writ of habeas corpus ad testificandum to transport plaintiff James Sardakowski, by Judge R. Brooke Jackson on 2/11/2014. (trlee,) (Entered: 02/11/2014)
02/11/2014	<u>149</u>	WRIT of Habeas Corpus Ad Testificandum issued (trlee,) (Entered: 02/11/2014)
02/18/2014	<u>150</u>	Witness List by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 02/18/2014)
02/18/2014	<u>151</u>	Exhibit List – <i>Joint</i> by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 02/18/2014)
02/20/2014	<u>152</u>	Witness List by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Alber, Christopher) (Entered: 02/20/2014)
02/21/2014	<u>153</u>	MOTION to Strike <i>Defendants' Witness, or, in the Alternative, to Re-Open Discovery for the Limited Purpose of Conducting a Deposition of Dr. Diaz-Enriquez</i> by Plaintiff James Sardakowski. (Fontana, Lauren) (Entered: 02/21/2014)
02/24/2014	<u>154</u>	Unopposed MOTION to Amend/Correct/Modify <u>151</u> Exhibit List by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 02/24/2014)
02/25/2014	<u>155</u>	ORDER granting in part and denying in part <u>153</u> MOTION to Strike Defendants' Witness, or, in the Alternative, to Re-Open Discovery for the Limited Purpose of Conducting a Deposition of Dr. Diaz-Enriquez. Deny to the extent the motion seeks to strike Dr. Diaz-Enriquez but grant to the extent plaintiff seeks leave to depose the witness before trial. By Judge R. Brooke Jackson on 02/25/2014. Text Only Entry(rbjsec.) (Entered: 02/25/2014)
02/25/2014	<u>156</u>	ORDER granting <u>154</u> Unopposed MOTION to Amend/Correct/Modify <u>151</u> Exhibit List. By Judge R. Brooke Jackson on 02/25/2014. Text Only Entry(rbjsec.) (Entered: 02/25/2014)
02/25/2014	<u>157</u>	COURTROOM MINUTES/MINUTE ENTRY for proceedings held before Judge R. Brooke Jackson: Trial Preparation Conference/Oral Argument Hearing held on 2/25/2014. <u>113</u> Motion for Summary Judgment is DENIED. Court Reporter: Kara Spitler. (rbjcd,) (Entered: 02/25/2014)
02/26/2014	<u>158</u>	STIPULATION <i>for Trial</i> by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 02/26/2014)
02/27/2014	<u>159</u>	AMENDED STIPULATION re <u>158</u> Stipulation by Plaintiff James Sardakowski. (Rovner, Laura) Modified on 2/28/2014 to correct text (trlee,). (Entered: 02/27/2014)
03/05/2014	<u>160</u>	MINUTE ORDER: Due to a conflict with a criminal jury trial, the 5-day bench trial scheduled for March 17, 2014 has been RESET to April 28, 2014 at 9:00 a.m. in Courtroom A 902 before Judge R. Brooke Jackson. By Judge R. Brooke Jackson

		on 03/05/2014. Text Only Entry (rbjsec.) (Entered: 03/05/2014)
03/10/2014	<u>161</u>	ORDER for issuance of writ of habeas corpus ad testificandum, by Judge R. Brooke Jackson on 3/10/2014. (trlee,) (Entered: 03/10/2014)
03/10/2014	<u>162</u>	WRIT of HABEAS CORPUS AD TESTIFICANDUM issued (trlee,) (Entered: 03/10/2014)
03/21/2014	<u>163</u>	TRANSCRIPT of Hearing on Motion for Summary Judgment and final Trial Preparation Conference held on 2-25-14 before Judge Jackson. Pages: 1-53. 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. Release of Transcript Restriction set for 6/23/2014. (kspit,) (Entered: 03/21/2014)
03/28/2014	<u>164</u>	Unopposed MOTION for Order to <i>Appoint Judicial Officer for Settlement Conference</i> by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 03/28/2014)
04/01/2014	<u>165</u>	Unopposed MOTION to Withdraw as Attorney <i>Lisa Graybill</i> by Plaintiff James Sardakowski. (Graybill, Lisa) (Entered: 04/01/2014)
04/02/2014	166	ORDER granting <u>165</u> Unopposed Motion to Withdraw as Attorney. Attorney Lisa Shawn Graybill is withdrawn. By Judge R. Brooke Jackson on 04/02/2014. Text Only Entry(rbjsec.) (Entered: 04/02/2014)
04/02/2014	167	ORDER granting <u>164</u> Unopposed MOTION for Order to Appoint Judicial Officer for Settlement Conference. The Court will refer this matter for a settlement conference to be handled by Magistrate Judge Craig Shaffer. By Judge R. Brooke Jackson on 04/02/2014. Text Only Entry(rbjsec.) (Entered: 04/02/2014)
04/02/2014	<u>168</u>	ORDER REFERRING CASE to Magistrate Judge Shaffer, as outlined in the attached order, by Judge R. Brooke Jackson on 4/2/2014. (trlee,) (Entered: 04/02/2014)
04/02/2014	169	ORDER: Pursuant to District Judge Jackson's request, a Settlement Conference is set for Monday, April 7, 2014 at 10:30 a.m. in Courtroom A 402 before Magistrate Judge Craig B. Shaffer. Mr. Sardakowski and/or his case manager shall arrange for his participation by telephone by calling (303) 844-2117 at the scheduled time. The parties shall submit their confidential settlement statements to Shaffer_Chambers@cod.uscourts.gov on or before 12:00 noon on Friday, April 4, 2014. By Magistrate Judge Craig B. Shaffer on 04/02/2104. Text Only Entry (cbslc1) (Entered: 04/02/2014)
04/07/2014	<u>170</u>	COURTROOM MINUTES/MINUTE ORDER for proceedings held before Magistrate Judge Craig B. Shaffer: Settlement Conference held on 4/7/2014. ORDERED: The parties shall file a Stipulated Motion to Administratively Close the Case by 5:00 PM on 4/8/2014. ORDERED: A further Settlement Conference is set for 4/22/2014 at 1:30 PM in Courtroom A 402 before Magistrate Judge Craig B. Shaffer. The parties are to exchange proposals, copying the court, between 4/8/2014 and 4/18/2014. FTR: Courtroom A402 – C. Covington. (ccovi) (Entered: 04/08/2014)
04/08/2014	<u>171</u>	Joint MOTION for Order to <i>Administratively Close Case</i> by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 04/08/2014)
04/09/2014	172	ORDER granting <u>171</u> Joint MOTION for Order to Administratively Close Case. The bench trial scheduled April 28, 2014 is VACATED. The Court directs the Clerk of Court's office to administratively close this case for a period of six months. In addition, the Court requests that the parties submit a dismissal paper, or in the alternative, a joint status report on or before October 10, 2014. By Judge R. Brooke Jackson on 04/09/2014. Text Only Entry(rbjsec.) (Entered: 04/09/2014)

04/22/2014	<u>173</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Craig B. Shaffer: Settlement Conference held on 4/22/2014. No settlement was reached as to any claims. (ccovi) (Entered: 04/23/2014)
05/09/2014	174	MINUTE ORDER: Due to an emergency conflict on the court's calendar, the Settlement Conference set for Monday May 12, 2014 at 12:00 noon before Magistrate Judge Shaffer IS RESET TO TUESDAY JUNE 3, 2014 at 1:30 p.m. By Magistrate Judge Craig B. Shaffer on 05/09/2014. Text Only Entry (cbslc1) (Entered: 05/09/2014)
05/27/2014	<u>175</u>	Unopposed MOTION to Reset <i>Settlement Conference</i> by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Alber, Christopher) (Entered: 05/27/2014)
05/28/2014	176	MEMORANDUM regarding <u>175</u> Unopposed MOTION to Reset <i>Settlement Conference</i> filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections, Travis Trani. Motion <u>175</u> is referred to Magistrate Judge Craig B. Shaffer, by Judge R. Brooke Jackson on 05/28/2014. Text Only Entry (rbjsec.) Modified on 5/28/2014 to correct referral judge(trlee,). (Entered: 05/28/2014)
05/28/2014	177	ORDER granting <u>175</u> Defendants' Unopposed Motion to Reset Settlement Conference. The Settlement Conference set for June 3, 2014 IS RESET TO THURSDAY, JULY 10, 2014 at 1:30 1:30 p.m. before Magistrate Judge Craig B. Shaffer. By Magistrate Judge Craig B. Shaffer on 05/28/2014. Text Only Entry (cbslc1) (Entered: 05/28/2014)
07/10/2014	<u>178</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Craig B. Shaffer: Settlement Conference held on 7/10/2014. FTR: Courtroom A-402. (amont) (Entered: 07/15/2014)
10/27/2014	<u>179</u>	Joint STATUS REPORT by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 10/27/2014)
11/07/2014	180	MINUTE ORDER setting a further Settlement Conference on 12/16/2014 at 1:30 PM in Courtroom A 402 before Magistrate Judge Craig B. Shaffer. <i>Plaintiff, or his case manager, shall arrange for his participation via telephone and shall call (303) 844-2117 at the scheduled time.</i> Text Only Entry by Magistrate Judge Craig B. Shaffer on 11/7/14. (cbssec) (Entered: 11/07/2014)
12/16/2014	<u>181</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Craig B. Shaffer: Settlement Conference held on 12/16/2014. FTR: Courtroom A-402. (amont) (Entered: 12/17/2014)
03/31/2015	182	MINUTE ORDER setting a Telephone Status Conference for 4/2/2015 at 9:00 AM before Magistrate Judge Craig B. Shaffer. <i>Counsel shall first initiate a conference call among themselves before contacting the court (303.844.2117) at the scheduled time.</i> Text Only Entry by Magistrate Judge Craig B. Shaffer on 3/31/15. (cbssec) (Entered: 03/31/2015)
04/02/2015	<u>183</u>	COURTROOM MINUTES/MINUTE ORDER for proceedings held before Magistrate Judge Craig B. Shaffer: Telephonic Status Conference held on 4/2/2015. Judge Shaffer will RECOMMEND this case remain administratively closed and that parties file dismissal paperwork by May 29, 2015. FTR: Courtroom A-402. (amont) (Entered: 04/02/2015)
05/29/2015	<u>184</u>	Unopposed MOTION for Extension of Time to <i>File Dismissal Papers</i> by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections. (Alber, Christopher) (Entered: 05/29/2015)
06/01/2015	185	MEMORANDUM regarding <u>184</u> Unopposed MOTION for Extension of Time to <i>File Dismissal Papers</i> filed by Joanie Shoemaker, Tom Clements, James Michaud, Paula Frantz, Jill Lampela, State of Colorado Department of Corrections. Motion <u>184</u> is referred to Magistrate Judge Craig B. Shaffer, Text Only Entry (rbjsec.) (Entered: 06/01/2015)

06/01/2015	186	ORDER granting <u>184</u> Motion for Extension of Time to File Dismissal Paperwork. The deadline is extended to on or before 6/15/2015. Text Only Entry by Magistrate Judge Craig B. Shaffer on 6/1/15. (cbssec) (Entered: 06/01/2015)
06/11/2015	187	MINUTE ORDER Pursuant to a request from the parties, a Telephone Status Conference is set for 6/12/2015 at 03:30 PM in Courtroom A 402 before Magistrate Judge Craig B. Shaffer. The parties shall initiate a conference call amongst themselves before calling chambers (303.844.2117) at the designated time. If the parties wish the court to consider any documents prior to the conference, they should be emailed to chambers (Shaffer_chambers@cod.uscourts.gov) no later than noon tomorrow. By Magistrate Judge Craig B. Shaffer on 06/11/2015. Text Only Entry (cbslc2) (Entered: 06/11/2015)
06/12/2015	<u>188</u>	COURTROOM MINUTES/MINUTE ORDER for proceedings held before Magistrate Judge Craig B. Shaffer: Telephonic Status Conference held on 6/12/2015. Dismissal Paper due by 7/10/2015. If parties are unable to reach a settlement by 7/10/2015, parties shall submit a status report stating that the case will move forward with litigation. FTR: Courtroom A-402. (amont,) (Entered: 06/12/2015)
07/10/2015	<u>189</u>	Unopposed MOTION for Extension of Time to <i>File Stipulation of Dismissal</i> by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 07/10/2015)
07/13/2015	190	MEMORANDUM regarding <u>189</u> Unopposed MOTION for Extension of Time to <i>File Stipulation of Dismissal</i> filed by James Sardakowski. Motion <u>189</u> is referred to Magistrate Judge Craig B. Shaffer, by Judge R. Brooke Jackson on 7/13/2015. Text Only Entry (rbjsec.) (Entered: 07/13/2015)
07/13/2015	191	ORDER granting <u>189</u> Motion for Extension of Time. Pursuant to the representations made in the unopposed motion, the parties may have an extension of time, up to and including 7/17/2015, to file their dismissal paperwork. By Magistrate Judge Craig B. Shaffer on 07/13/2015. Text Only Entry(cbslc2) (Entered: 07/13/2015)
07/17/2015	<u>192</u>	Unopposed MOTION for Extension of Time to <i>File Stipulation of Dismissal</i> by Defendants Tom Clements, Paula Frantz, Jill Lampela, James Michaud, Joanie Shoemaker, State of Colorado Department of Corrections, Travis Trani. (Alber, Christopher) (Entered: 07/17/2015)
07/20/2015	193	MEMORANDUM regarding <u>192</u> Unopposed MOTION for Extension of Time to <i>File Stipulation of Dismissal</i> . Motion <u>192</u> is referred to Magistrate Judge Craig B. Shaffer, by Judge R. Brooke Jackson on 7/20/2015. Text Only Entry (rbjsec.) (Entered: 07/20/2015)
07/20/2015	194	ORDER granting <u>192</u> Motion for Extension of Time to File Dismissal Paperwork up to and including 7/24/2015. Text Only Entry by Magistrate Judge Craig B. Shaffer on 7/20/15.(cbssec) (Entered: 07/20/2015)
07/24/2015	<u>195</u>	STIPULATION of Dismissal of Case by Plaintiff James Sardakowski. (Rovner, Laura) (Entered: 07/24/2015)
07/27/2015	196	MINUTE ORDER re: <u>195</u> Stipulation of Dismissal of Case filed by James Sardakowski. The Court orders that all claims brought by Plaintiff in this matter are dismissed with prejudice. By Judge R. Brooke Jackson on 7/27/2015. Text Only Entry (rbjsec.) (Entered: 07/27/2015)