

CLOSED, STANDARD

**United States District Court
Eastern District of Pennsylvania (Philadelphia)
CIVIL DOCKET FOR CASE #: 2:15-cv-03333-JP**

CHIMENTI et al v. PENNSYLVANIA DEPARTMENT
CORRECTIONS (DOC) et al
Assigned to: HONORABLE JOHN R. PADOVA
Referred to: MAGISTRATE JUDGE TIMOTHY R. RICE
(Settlement)
Cause: 42:1983 Civil Rights Act

Date Filed: 06/12/2015
Date Terminated: 02/07/2019
Jury Demand: Defendant
Nature of Suit: 550 Prisoner Petitions:
Civil Rights
Jurisdiction: Federal Question

Plaintiff

SALVATORE CHIMENTI

represented by **ANGUS R. LOVE**
PA INSTITUTIONAL LAW PROJECT
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TERMINATED: 09/20/2018
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TERMINATED: 09/20/2018

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TERMINATED: 09/20/2018

Plaintiff

DANIEL LEYVA

represented by **ANGUS R. LOVE**
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DAVID RUDOVSKY
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ETHAN SOLOVE
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ATTORNEY TO BE NOTICED

ROSE MARIE WONG
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ATTORNEY TO BE NOTICED

Plaintiff

DAVID MALDONADO
AND ALL OTHERS SIMILARLY
SITUATED

represented by **ANGUS R. LOVE**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DAVID RUDOVSKY
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ROSE MARIE WONG
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ATTORNEY TO BE NOTICED

V.

Defendant

**PENNSYLVANIA DEPARTMENT
CORRECTIONS (DOC)**
TERMINATED: 08/08/2017

represented by **VINCENT R. MAZESKI**
CHIEF COUNSEL'S OFFICE
PENNSYLVANIA DEPT OF
CORRECTIONS
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TERMINATED: 08/08/2017

Defendant

JOHN WETZEL
SECRETARY OF THE (DOC)

represented by **VINCENT R. MAZESKI**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

PAUL NOEL
*CHIEF MEDICAL DIRECTOR,
PENNSYLVANIA DOC*

represented by **VINCENT R. MAZESKI**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

CHRISTOPHER OPPMAN
*DIRECTOR, BUREAU OF HEALTH
CARE SERVICES, DOC*
TERMINATED: 02/03/2017

represented by **VINCENT R. MAZESKI**
(See above for address)
TERMINATED: 02/03/2017

Defendant

KEPHART
*DR., MEDICAL DIRECTOR AT SCI
SMITHFIELD, DOC*
TERMINATED: 02/03/2017

represented by **CAITLIN J. GOODRICH**
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412-281-4541
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TERMINATED: 02/03/2017

Defendant

WILLIAM DREIBELBIS
CORRECTIONAL HEALTH CARE
ADMINISTRATOR, SCI SMITHFIELD,
DOC
TERMINATED: 02/03/2017

represented by **VINCENT R. MAZESKI**
(See above for address)
TERMINATED: 02/03/2017

Defendant

WEINER
DR., MEDICAL DIRECTOR, SCI
GRATERFORD
TERMINATED: 02/03/2017

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 02/03/2017

NOAH EVAN KATZ
(See above for address)
TERMINATED: 02/03/2017

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 02/03/2017

Defendant

JOSEPH C. KORSZNIAK
CORRECTIONAL HEALTH CARE
ADMINISTRATOR, SCI GRATERFORD
TERMINATED: 02/03/2017

represented by **VINCENT R. MAZESKI**
(See above for address)
TERMINATED: 02/03/2017

Defendant

**CORRECT CARE SOLUTIONS
(CCS)**
TERMINATED: 08/30/2018

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 08/30/2018

NOAH EVAN KATZ
(See above for address)
TERMINATED: 08/30/2018

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 08/30/2018

Defendant

NICHOLAS SCHARFF
DR., MEDICAL DIRECTOR, CCS
TERMINATED: 02/03/2017

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 02/03/2017

NOAH EVAN KATZ

(See above for address)
TERMINATED: 02/03/2017

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 02/03/2017

Defendant

ANDREW DANCH
REGIONAL MEDICAL DIRECTOR, CCS
TERMINATED: 02/03/2017

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 02/03/2017

NOAH EVAN KATZ
(See above for address)
TERMINATED: 02/03/2017

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 02/03/2017

Defendant

JOHN HOCHBERG
DR., ASSISTANT MEDICAL DIRECTOR,
CCS
TERMINATED: 02/03/2017

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 02/03/2017

NOAH EVAN KATZ
(See above for address)
TERMINATED: 02/03/2017

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 02/03/2017

Defendant

WEXFORD HEALTH SOURCES,
INC.
TERMINATED: 08/30/2018

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 08/30/2018

NOAH EVAN KATZ
(See above for address)
TERMINATED: 08/30/2018

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 08/30/2018

Defendant

THOMAS LEHMAN
DR., MEDICAL DIRECTOR, WEXFORD
HEALTH SOURCES, INC.
TERMINATED: 02/03/2017

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 02/03/2017

NOAH EVAN KATZ
(See above for address)
TERMINATED: 02/03/2017

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 02/03/2017

Defendant

DR. JAY COWAN
MEDICAL DIRECTOR, CORRECT

represented by **CAITLIN J. GOODRICH**
(See above for address)

CARE SOLUTIONS.
TERMINATED: 07/23/2018

TERMINATED: 07/23/2018

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 07/23/2018

Defendant

DR. JOHN KEPHART
MEDICAL DIRECTOR (FORMER), SCI
SMITHFIELD
TERMINATED: 07/23/2018

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 07/23/2018

NOAH EVAN KATZ
(See above for address)
TERMINATED: 07/23/2018

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 07/23/2018

Defendant

DR. JAMES FROMMER
MEDICAL DIRECTOR, SCI
SMITHFIELD
TERMINATED: 07/23/2018

represented by **CAITLIN J. GOODRICH**
(See above for address)
TERMINATED: 07/23/2018

SAMUEL H. FOREMAN
(See above for address)
TERMINATED: 07/23/2018

Defendant

RICH WENHOLD
INFECTION CONTROL
COORDINATOR, PENNSYLVANIA
DEPARTMENT OF CORRECTIONS
TERMINATED: 08/08/2017

represented by **VINCENT R. MAZESKI**
(See above for address)
TERMINATED: 08/08/2017

Date Filed	#	Docket Text
06/12/2015	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 receipt number 122748.), filed by DAVID MALDONADO, SALVATORE CHIMENTI, DANIEL LEYVA. (Attachments: # <u>1</u> Civil Cover Sheets, # <u>2</u> Signature Page (Complaint))(tj,) (Entered: 06/15/2015)
06/12/2015		Summons Issued as to CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, WILLIAM DREIBELBIS, JOHN HOCHBERG, KEPHART, JOSEPH C. KORSZNAK, THOMAS LEHMAN, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), NICHOLAS SCHARFF, WEINER, JOHN WETZEL, WEXFORD HEALTH SOURCES, INC.. Forwarded To: Counsel (Angus Love) on 6/15/15 (tj,) (Entered: 06/15/2015)
06/12/2015	<u>2</u>	MOTION FOR CLASS CERTIFICATION, filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO, MEMORANDUM. (Attachments: # <u>1</u> Signature Page (Motion))(tj,) (Entered: 06/15/2015)
07/14/2015	<u>3</u>	NOTICE of Appearance by SAMUEL H. FOREMAN on behalf of CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, JOHN HOCHBERG, KEPHART, THOMAS LEHMAN, NICHOLAS SCHARFF, WEINER, WEXFORD HEALTH SOURCES, INC. with Certificate of Service(FOREMAN, SAMUEL) (Entered: 07/14/2015)
07/15/2015	<u>4</u>	NOTICE of Appearance by CAITLIN J. GOODRICH on behalf of CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, JOHN HOCHBERG, KEPHART, THOMAS LEHMAN, NICHOLAS SCHARFF, WEINER, WEXFORD HEALTH SOURCES, INC. with Certificate of Service(GOODRICH, CAITLIN) (Entered: 07/15/2015)

		07/15/2015)
07/17/2015	<u>5</u>	NOTICE of Appearance by VINCENT R. MAZESKI on behalf of WILLIAM DREIBELBIS, JOSEPH C. KORSZNAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL with Certificate of Service(MAZESKI, VINCENT) (Entered: 07/17/2015)
07/17/2015	<u>6</u>	DEMAND for Trial by Jury by WILLIAM DREIBELBIS, JOSEPH C. KORSZNAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 07/17/2015)
07/17/2015	<u>7</u>	WAIVER OF SERVICE Returned Executed by SALVATORE CHIMENTI. WILLIAM DREIBELBIS waiver sent on 6/19/2015, answer due 8/18/2015; JOSEPH C. KORSZNAK waiver sent on 6/19/2015, answer due 8/18/2015; PAUL NOEL waiver sent on 6/19/2015, answer due 8/18/2015; CHRISTOPHER OPPMAN waiver sent on 6/19/2015, answer due 8/18/2015; PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC) waiver sent on 6/19/2015, answer due 8/18/2015; JOHN WETZEL waiver sent on 6/19/2015, answer due 8/18/2015. (YEH, SU MING) (Entered: 07/17/2015)
07/17/2015	<u>8</u>	WAIVER OF SERVICE Returned Executed by SALVATORE CHIMENTI. THOMAS LEHMAN waiver sent on 6/19/2015, answer due 8/18/2015. (YEH, SU MING) (Entered: 07/17/2015)
07/17/2015	<u>9</u>	WAIVER OF SERVICE Returned Executed by SALVATORE CHIMENTI. WEXFORD HEALTH SOURCES, INC. waiver sent on 6/19/2015, answer due 8/18/2015. (YEH, SU MING) (Entered: 07/17/2015)
08/11/2015	<u>10</u>	<i>Certificate of Merit</i> by SU MING YEH on behalf of SALVATORE CHIMENTI(YEH, SU MING) Modified on 8/13/2015 (tjd). (Entered: 08/11/2015)
08/17/2015	<u>11</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by WILLIAM DREIBELBIS, JOSEPH C. KORSZNAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) (Entered: 08/17/2015)
08/17/2015	<u>12</u>	Memorandum in Support re <u>11</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by WILLIAM DREIBELBIS, JOSEPH C. KORSZNAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 08/17/2015)
08/18/2015	<u>13</u>	RESPONSE in Opposition re <u>2</u> MOTION to Certify Class filed by WILLIAM DREIBELBIS, JOSEPH C. KORSZNAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) (Entered: 08/18/2015)
08/18/2015	<u>14</u>	MOTION to Dismiss , MOTION to Sever filed by CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, JOHN HOCHBERG, KEPHART, THOMAS LEHMAN, NICHOLAS SCHARFF, WEINER, WEXFORD HEALTH SOURCES, INC..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(FOREMAN, SAMUEL) (Entered: 08/18/2015)
08/18/2015	<u>15</u>	Brief in Support re <u>14</u> MOTION to Dismiss MOTION to Sever filed by CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, JOHN HOCHBERG, KEPHART, THOMAS LEHMAN, NICHOLAS SCHARFF, WEINER, WEXFORD HEALTH SOURCES, INC. Certificate of Service. (FOREMAN, SAMUEL) Modified on 8/19/2015 (tjd). (Entered: 08/18/2015)
08/24/2015	<u>16</u>	FILED IN ERROR, ATTORNEY TO REFILE (NOTICE of Appearance by ETHAN SOLOVE on behalf of SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO with Certificate of Service(SOLOVE, ETHAN) Modified on 8/31/2015 (kp,). (Entered: 08/24/2015)

08/24/2015	<u>17</u>	NOTICE of Appearance by ETHAN SOLOVE on behalf of SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO with Certificate of Service(SOLOVE, ETHAN) (Entered: 08/24/2015)
08/28/2015	<u>18</u>	STIPULATION re <u>13</u> Response in Opposition to Motion, by SALVATORE CHIMENTI. (YEH, SU MING) (Entered: 08/28/2015)
08/28/2015	<u>19</u>	MOTION for Extension of Time to File Response/Reply to <i>Ds Motions to Dismiss and Motion to Sever</i> filed by SALVATORE CHIMENTI.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(YEH, SU MING) (Entered: 08/28/2015)
08/31/2015	<u>20</u>	NOTICE of Appearance by CHRISTINE C. LEVIN on behalf of SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO with Certificate of Service(LEVIN, CHRISTINE) (Entered: 08/31/2015)
08/31/2015	<u>21</u>	STIPULATION AND ORDER THAT DOC DEFENDANTS WITHDRAW THEIR BRIEF IN OPPOSITION TO MOTION FOR CLASS CERTIFICATION (DOC. NO. 13), WITHOUT PREJUDICE TO REFILE. ALL DEFENDANTS MAY FILE RESPONSES TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION PURSUANT TO DATES SET BY FUTURE STIPULATION BY THE PARTIES, IF STILL APPROPRIATE, AFTER THE ISSUE OF VENUE HAS BEEN DECIDED BY THE COURT, OR PURSUANT TO ANY SCHEDULING OR CASE MANAGEMENT ORDER ISSUED BY THE COURT. THIS STIPULATION AND ORDER IS WITHOUT PREJUDICE TO ANY RIGHTS OR DEFENSES THAT DEFENDANTS MAY HAVE. SIGNED BY HONORABLE JOHN R. PADOVA ON 8/31/2015. 9/1/2015 ENTERED AND COPIES E-MAILED. (ems) (Entered: 09/01/2015)
08/31/2015	<u>22</u>	ORDER THAT PLAINTIFFS' MOTION FOR EXTENSTION OF TIME TO RESPOND TO DEFENDANTS' MOTIONS TO DISMISS AND MOTION TO SEVER IS GRANTED. PLAINTIFFS SHALL FILE THEIR RESPONSE(S) ON OR BEFORE 9/11/2015. SIGNED BY HONORABLE JOHN R. PADOVA ON 8/31/2015. 9/1/2015 ENTERED AND COPIES E-MAILED. (ems) (Entered: 09/01/2015)
09/11/2015	<u>23</u>	RESPONSE in Opposition re <u>14</u> MOTION to Dismiss MOTION to Sever , <u>11</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by SALVATORE CHIMENTI, DANIEL LEYVA, and DAVID MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit)(YEH, SU MING) Modified on 9/14/2015 (tjd). (Entered: 09/11/2015)
03/07/2016	<u>24</u>	ORDER THAT PLAINTIFFS' MOTION FOR CLASS CERTIFICATION IS STAYED, PENDING THE RESOLUTION OF DEFENDANTS' MOTION TO DISMISS. SIGNED BY HONORABLE JOHN R. PADOVA ON 3/7/16. 3/8/16 ENTERED AND COPIES EMAILED TO COUNSEL.(jaa,) (Entered: 03/08/2016)
03/14/2016	<u>25</u>	NOTICE of Appearance by NOAH EVAN KATZ on behalf of CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, JOHN HOCHBERG, KEPHART, THOMAS LEHMAN, NICHOLAS SCHARFF, WEINER, WEXFORD HEALTH SOURCES, INC. with Certificate of Service(KATZ, NOAH) (Entered: 03/14/2016)
03/21/2016	<u>26</u>	MEMORANDUM AND/OR OPINION. SIGNED BY HONORABLE JOHN R. PADOVA ON 3/21/16. 3/22/16 ENTERED AND COPIES E-MAILED.(gs) (Entered: 03/22/2016)
03/21/2016	<u>27</u>	ORDER THAT UPON CONSIDERATION OF THE DOC DEFENDANTS' MOTION TO DISMISS <u>11</u> AND THE MOTION TO DISMISS AND SEVER <u>14</u> , IT IS ORDERED THE MOTION TO DISMISS IS GRANTED IN PART AND DENIED IN PART. THE MOTION TO DISMISS AND SEVER IS GRANTED IN PART AND DENIED IN PART AS OUTLINED HEREIN. SIGNED BY HONORABLE JOHN R. PADOVA ON 3/21/16. 3/22/16 ENTERED AND COPIES E-MAILED.(gs) (Entered: 03/22/2016)
04/01/2016	<u>28</u>	MOTION for Extension of Time to File Answer filed by WILLIAM DREIBELBIS, JOSEPH C. KORSZNAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL.. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) (Entered: 04/01/2016)

04/04/2016	<u>29</u>	ORDER THAT DEFENDANTS' MOTION FOR ENLARGEMENT OF TIME IS GRANTED. DEFENDANTS SHALL FILE AN ANSWER TO THE COMPLAINT AND AN ANSWER TO THE MOTION FOR CLASS CERTIFICATION ON OR BEFORE 5/5/2016.. SIGNED BY HONORABLE JOHN R. PADOVA ON 4/4/2016.4/4/2016 ENTERED AND COPIES E-MAILED.(kp,) (Entered: 04/04/2016)
04/04/2016		Set/Reset Deadlines as to RESPONSES DUE BY 5/5/2016. (kp,) (Entered: 04/04/2016)
05/04/2016	<u>30</u>	ANSWER to <u>1</u> Complaint by WILLIAM DREIBELBIS, JOSEPH C. KORSZNIAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL. Affirmative Defenses, Certificate of Service.(MAZESKI, VINCENT) Modified on 5/5/2016 (tjd). (Entered: 05/04/2016)
05/04/2016	<u>31</u>	RESPONSE to Motion re <u>2</u> MOTION to Certify Class filed by WILLIAM DREIBELBIS, JOSEPH C. KORSZNIAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL. Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) Modified on 5/5/2016 (tjd). (Entered: 05/04/2016)
05/04/2016	<u>32</u>	Brief in Opposition re <u>2</u> MOTION to Certify Class filed by WILLIAM DREIBELBIS, JOSEPH C. KORSZNIAK, PAUL NOEL, CHRISTOPHER OPPMAN, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL. Certificate of Service. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(MAZESKI, VINCENT) Modified on 5/5/2016 (tjd). (Entered: 05/04/2016)
05/05/2016	<u>33</u>	NOTICE of Hearing: A PRELIMINARY PRETRIAL CONFERENCE IS SET FOR 5/24/2016 AT 10:30 AM IN JUDGE CHAMBERS BEFORE HONORABLE JOHN R. PADOVA. (Attachments: # <u>1</u> Case Management Track Form, # <u>2</u> Case Management Track Form)(cl,) (Entered: 05/05/2016)
05/05/2016	<u>34</u>	ANSWER to <u>1</u> Complaint by CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, JOHN HOCHBERG, KEPHART, THOMAS LEHMAN, NICHOLAS SCHARFF, WEINER, WEXFORD HEALTH SOURCES, INC. Affirmative Defenses, Certificate of Service.(GOODRICH, CAITLIN) Modified on 5/6/2016 (tjd). (Entered: 05/05/2016)
05/05/2016	<u>35</u>	Brief in Opposition re <u>2</u> MOTION to Certify Class filed by CORRECT CARE SOLUTIONS (CCS), ANDREW DANCHI, JOHN HOCHBERG, KEPHART, THOMAS LEHMAN, NICHOLAS SCHARFF, WEINER, WEXFORD HEALTH SOURCES, INC. Certificate of Service. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(GOODRICH, CAITLIN) Modified on 5/6/2016 (tjd). (Entered: 05/05/2016)
05/18/2016	<u>36</u>	MOTION for Extension of Time to File Response/Reply as to <u>35</u> Response in Opposition to Motion, <u>32</u> Memorandum, filed by SALVATORE CHIMENTI.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(YEH, SU MING) (Entered: 05/18/2016)
05/24/2016	<u>37</u>	ORDER THAT UPON CONSIDERATION OF "PLAINTIFFS' MOTION FOR EXTENSION OF TIME TO REPLY TO MOTION FOR CLASS CERTIFICATION" <u>36</u> , IT IS ORDERED THE MOTION IS GRANTED. PLAINTIFFS MAY FILE A REPLY IN SUPPORT OF THEIR MOTION NO LATER THAN 1/9/2017. SIGNED BY HONORABLE JOHN R. PADOVA ON 5/24/16. 5/24/16 ENTERED AND COPIES E-MAILED.(gs) (Entered: 05/24/2016)
05/25/2016	<u>38</u>	Minute Entry for proceedings held before HONORABLE JOHN R. PADOVA Preliminary Pretrial Conference held on 5/24/2016 (kp,) (Entered: 05/25/2016)
05/25/2016	<u>39</u>	SCHEDULING ORDER THAT A FINAL PRETRIAL CONFERENCE IS SET FOR 2/27/2017 AT 10:30 AM IN JUDGES CHAMBERS BEFORE HONORABLE JOHN R. PADOVA. ALL DISCOVERY DUE BY 11/28/2016. DISPOSITIVE MOTIONS DUE BY 12/12/2016. MOTIONS IN LIMINE DUE BY 2/15/2017. PLAINTIFF PRETRIAL MEMO DUE BY 2/1/2017. DEFENDANT PRETRIAL MEMO DUE BY 2/15/2017. TRIAL POOL SET FOR 3/1/2017. FURTHER INSTRUCTIONS AND DEADLINES AS OUTLINED HEREIN.. SIGNED BY HONORABLE JOHN R. PADOVA ON 5/24/2016. 5/25/2016 ENTERED AND COPIES E-MAILED.(kp,)

		Modified on 11/7/2016 (jaa,). *VACATED PER ORDER 11/7/16. (Entered: 05/25/2016)
10/24/2016	<u>40</u>	NOTICE of Hearing:A TELEPHONE CONFERENCE IS SET FOR 11/2/2016 AT 02:00 PM BEFORE HONORABLE JOHN R. PADOVA.(cl,) (Entered: 10/24/2016)
10/27/2016	<u>41</u>	NOTICE of Hearing:A TELEPHONE CONFERENCE IS SET FOR 11/7/2016 AT 11:30 AM BEFORE HONORABLE JOHN R. PADOVA.(cl,) (Entered: 10/27/2016)
11/07/2016	<u>42</u>	NOTICE of Appearance by ROSE MARIE WONG on behalf of SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO with Certificate of Service(WONG, ROSE MARIE) (Entered: 11/07/2016)
11/07/2016	<u>43</u>	ORDER THAT THE SCHEDULING ORDER DATED MAY 25, 2016 IS VACATED. SIGNED BY HONORABLE JOHN R. PADOVA ON 11/7/16. 11/7/16 ENTERED AND COPIES EMAILED TO COUNSEL.(jaa,) (Entered: 11/07/2016)
11/07/2016	<u>44</u>	ORDER THAT THE PARTIES' REQUEST FOR AN EXTENSION OF DISCOVERY IS GRANTED AND FURTHER ORDERED THAT AMENDED PLEADINGS DUE BY 2/1/2017. DISCOVERY DUE BY 5/15/2017. MOTIONS DUE BY 7/1/2017. SIGNED BY HONORABLE JOHN R. PADOVA ON 11/7/16. 11/7/16 ENTERED AND COPIES EMAILED TO COUNSEL.(jaa,) (Entered: 11/07/2016)
11/08/2016	<u>45</u>	Minute Entry for proceedings held before HONORABLE JOHN R. PADOVA Telephone Conference held on 11/7/2016 (kp,) (Entered: 11/08/2016)
11/14/2016	<u>46</u>	Proposed – <i>Stipulated Protective Order</i> filed by SALVATORE CHIMENTI. Certificate of Service. (Attachments: # <u>1</u> Certificate of Service)(YEH, SU MING) Modified on 11/16/2016 (tjd). (Entered: 11/14/2016)
11/15/2016	<u>47</u>	STIPULATED PROTECTIVE ORDER PROHIBITS THAT THE PARTIES FROM USING OR DISCLOSING THE PROTECTED HEALTH INFORMATION FOR ANY PURPOSE OTHER THAN THE LITIGATION OR PROCEEDING FOR WHICH SUCH INFORMATION WAS REQUESTED, AND DISTRIBUTION OF THE DOCUMENTS ARE LIMITED TO ONLY THOSE PERSONS WHO NEED TO HANDLE OR READ THE DOCUMENTS IN THE INSTANT LAWSUIT; AND REQUIRES THE RETURN TO THE COVERED ENTITY OR DESTRUCTION OF THE PROTECTED HEALTH INFORMATION (INCLUDING ALL COPIES MADE) AT THE END OF THE LITIGATION OR PROCEEDING.. SIGNED BY HONORABLE JOHN R. PADOVA ON 11/15/16. 11/15/16 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 11/15/2016)
02/01/2017	<u>48</u>	MOTION for Leave to File <i>Amended Complaint</i> filed by SALVATORE CHIMENTI.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit First Amended Complaint)(YEH, SU MING) (Entered: 02/01/2017)
02/03/2017	<u>49</u>	ORDER THAT PLAINTIFFS' <u>48</u> MOTION FOR LEAVE TO FILE AN AMENDED COMPLAINT IS GRANTED. THE CLERK SHALL DOCKET THE AMENDED COMPLAINT, ATTACHED TO THE MOTION AS AN EXHIBIT. SIGNED BY HONORABLE JOHN R. PADOVA ON 2/2/2017. 2/3/2017 ENTERED AND COPIES E-MAILED.(kp,) (Entered: 02/03/2017)
02/03/2017	<u>50</u>	FIRST AMENDED COMPLAINT against CORRECT CARE SOLUTIONS (CCS), PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), JOHN WETZEL, WEXFORD HEALTH SOURCES, INC., JAY COWAN, JOHN KEPHART, JAMES FROMMER, RICH WENHOLD, filed by DAVID MALDONADO, SALVATORE CHIMENTI, DANIEL LEYVA.(kp,) (Entered: 02/03/2017)
02/03/2017		3 Summons Issued as to JAY COWAN, JAMES FROMMER, RICH WENHOLD. Forwarded To: D. Rudovsky on 2/3/2017 (kp,) (Entered: 02/03/2017)
02/03/2017	<u>51</u>	NOTICE of Appearance by CAITLIN J. GOODRICH on behalf of JAY COWAN, JAMES FROMMER with Certificate of Service(GOODRICH, CAITLIN) (Entered: 02/03/2017)

02/03/2017	<u>52</u>	NOTICE of Appearance by SAMUEL H. FOREMAN on behalf of JAY COWAN, JAMES FROMMER with Certificate of Service(FOREMAN, SAMUEL) (Entered: 02/03/2017)
02/06/2017	<u>53</u>	WAIVER OF SERVICE Returned Executed by RICH WENHOLD. RICH WENHOLD waiver sent on 2/3/2017, answer due 4/4/2017. (MAZESKI, VINCENT) (Entered: 02/06/2017)
02/06/2017	<u>54</u>	NOTICE of Appearance by VINCENT R. MAZESKI on behalf of RICH WENHOLD with Certificate of Service(MAZESKI, VINCENT) (Entered: 02/06/2017)
02/06/2017	<u>55</u>	DEMAND for Trial by Jury by RICH WENHOLD. (MAZESKI, VINCENT) (Entered: 02/06/2017)
02/08/2017	<u>56</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) (Entered: 02/08/2017)
02/08/2017	<u>57</u>	Memorandum in Support re <u>56</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 02/08/2017)
02/08/2017	<u>58</u>	MOTION to Stay Proceedings filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) Modified on 2/10/2017 (tjd). (Entered: 02/08/2017)
02/08/2017	<u>59</u>	Memorandum re <u>58</u> MOTION to Stay filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 02/08/2017)
02/08/2017	<u>60</u>	MOTION to Stay Discovery filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT)(WITHDRAWN PER ORDER #78) Modified on 2/10/2017 (tjd). Modified on 4/5/2017 (pr,). (Entered: 02/08/2017)
02/08/2017	<u>61</u>	Memorandum in Support re <u>60</u> MOTION to Stay filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 02/08/2017)
02/17/2017	<u>62</u>	MOTION for Extension of Time to File Response/Reply as to <u>58</u> MOTION to Stay , <u>56</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <u>60</u> MOTION to Stay filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(YEH, SU MING) (Entered: 02/17/2017)
02/21/2017	<u>63</u>	MOTION to Dismiss filed by CORRECT CARE SOLUTIONS (CCS), JAY COWAN, JAMES FROMMER, KEPHART, WEXFORD HEALTH SOURCES, INC..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(FOREMAN, SAMUEL) (Entered: 02/21/2017)
02/21/2017	<u>64</u>	Brief in Support re <u>63</u> MOTION to Dismiss filed by CORRECT CARE SOLUTIONS (CCS), JAY COWAN, JAMES FROMMER, KEPHART, WEXFORD HEALTH SOURCES, INC. Certificate of Service. (FOREMAN, SAMUEL) Modified on 2/22/2017 (tjd). (Entered: 02/21/2017)
02/21/2017	<u>65</u>	ORDER THAT PLFF'S MOTION FOR EXTENSION OF TIME TO RESPOND TO DEFTS' MOTION TO DISMISS AND MOTIONS TO STAY, PLFFS' MOTION IS GRANTED. PLFFS. SHALL FILE THEIR RESPONSE (S) ON OR BEFORE 3/6/17. SIGNED BY HONORABLE JOHN R. PADOVA ON 2/21/17.2/21/17 ENTERED AND COPIES E-MAILED TO COUNSEL. (pr,) (Entered: 02/21/2017)
02/22/2017	<u>66</u>	MOTION for Extension of Time to File Response/Reply as to <u>56</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <u>63</u> MOTION to Dismiss filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(YEH, SU MING) (Entered: 02/22/2017)

		02/22/2017)
02/23/2017	<u>67</u>	ORDER THAT PLFFS' MOTION FOR EXTENSION OF TIME TO RESPOND TO DEFTS' MOTIONS TO DISMISS IS GRANTED. PLFFS. SHALL FILE THEIR RESPONSE(S) TO THE MOTION TO DISMISS FILED BY DOC DEFTS. AND THE MOTION TO DISMISS FILED BY THE CORRECT CARE SOLUTIONS AND WEXFORD DEFTS. ON OR BEFORE 3/15/17. SIGNED BY HONORABLE JOHN R. PADOVA ON 2/23/17.2/23/17 ENTERED AND COPIES E-MAILED TO COUNSEL. (pr,) (Entered: 02/23/2017)
03/06/2017	<u>68</u>	RESPONSE in Opposition re <u>58</u> MOTION to Stay , <u>60</u> MOTION to Stay filed by SALVATORE CHIMENTI. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit 1)(YEH, SU MING) (Entered: 03/06/2017)
03/08/2017	<u>69</u>	REPLY to Response to Motion re <u>60</u> MOTION to Stay filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 03/08/2017)
03/08/2017	<u>70</u>	REPLY to Response to Motion re <u>58</u> MOTION to Stay , <u>60</u> MOTION to Stay filed by CORRECT CARE SOLUTIONS (CCS), JAY COWAN, JAMES FROMMER, KEPHART, WEXFORD HEALTH SOURCES, INC.. (FOREMAN, SAMUEL) (Entered: 03/08/2017)
03/09/2017	<u>71</u>	ORDER THAT DEFTS' JOINT MOTION TO STAY PROCEEDINGS (DOC. NO. 58) IS DENIED.. SIGNED BY HONORABLE JOHN R. PADOVA ON 3/8/17.3/9/17 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 03/09/2017)
03/10/2017	<u>72</u>	Joint MOTION for Extension of Time to Complete Discovery filed by SALVATORE CHIMENTI.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(YEH, SU MING) (Entered: 03/10/2017)
03/13/2017	<u>73</u>	ORDER THAT THE MOTION TO EXTEND TIME FOR DISCOVERY IS GRANTED. IT IS FURTHER ORDERED THAT CLASS CERTIFICATION AND MERITS DISCOVERY IS COMPLETED BY APRIL 17, 2017 AND DISPOSITIVE MOTIONS SHALL BE FILED BY AUGUST 1, 2017 ETC. SIGNED BY HONORABLE JOHN R. PADOVA ON 3/13/17.3/13/17 ENTERED AND COPIES EMAILED TO COUNSEL.(jaa,) (Entered: 03/13/2017)
03/15/2017	<u>74</u>	RESPONSE in Opposition re <u>56</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <u>63</u> MOTION to Dismiss filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B)(YEH, SU MING) (Entered: 03/15/2017)
03/17/2017	<u>75</u>	NOTICE of Hearing: ORAL ARGUMENT IS SET FOR 4/4/2017 AT 02:00 PM IN COURTROOM 17B BEFORE HONORABLE JOHN R. PADOVA.(cl,) (Entered: 03/17/2017)
03/29/2017	<u>76</u>	Reply Brief re <u>56</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. (MAZESKI, VINCENT) Modified on 3/30/2017 (tjd). (Entered: 03/29/2017)
04/05/2017	<u>77</u>	Minute Entry for proceedings held before HONORABLE JOHN R. PADOVA Oral Argument held on 4/4/17. Court Reporter: ESR. Hearing taken under advisement. (pr,) (Entered: 04/05/2017)
04/05/2017	<u>78</u>	ORDER THAT DEFTS' REQUEST TO WITHDRAW "DEFTS' JOINT MOTION TO STAY DISCOVERY" (DOC. NO. 60) IS GRANTED AND THE MOTION IS WITHDRAWN.. SIGNED BY HONORABLE JOHN R. PADOVA ON 4/4/17.4/5/17 ENTERED AND COPIES MAILED AND E-MAILED TO COUNSEL. Modified on 4/5/2017 (pr,). (Entered: 04/05/2017)
04/17/2017	<u>79</u>	MOTION for Extension of Time to Complete Discovery filed by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) (Entered: 04/17/2017)

04/17/2017	<u>80</u>	STATUS REPORT by PAUL NOEL, PENNSYLVANIA DEPARTMENT CORRECTIONS (DOC), RICH WENHOLD, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 04/17/2017)
04/18/2017	<u>81</u>	ORDER THAT DEFENDANTS' <u>79</u> MOTION FOR EXTENSION OF TIME TO COMPLETE DISCOVERY IS GRANTED. CLASS CERTIFICATION AND MERITS DISCOVERY IS DUE 5/17/2017. EXPERT REPORTS ARE DUE ON OR BEFORE 6/16/2017. EXPERT DISCOVERY IS DUE 7/17/2017. DISPOSITIVE MOTIONS ARE DUE 9/1/2017. RENEWED CLASS CERTIFICATION MOTIONS ARE DUE 9/1/2017. RESPONSES TO DISPOSITIVE MOTIONS OR RENEWED CLASS CERTIFICATION MOTIONS ARE DUE 10/2/2017 WITH REPLIES DUE 10/16/2017. SIGNED BY HONORABLE JOHN R. PADOVA ON 4/18/2017.4/19/2017 ENTERED AND COPIES MAILED, E-MAILED.(kp,) Modified on 4/19/2017 (kp,). (Main Document 81 replaced on 4/19/2017) (kp,). (Entered: 04/19/2017)
04/18/2017		Set/Reset Scheduling Order Deadlines: DISCOVERY DUE BY 7/17/2017. MOTIONS DUE BY 9/1/2017. (kp,) (Entered: 04/19/2017)
04/27/2017	<u>82</u>	MOTION for Leave to Depose Prisoner filed by CORRECT CARE SOLUTIONS (CCS), JAY COWAN, JAMES FROMMER, JOHN KEPHART, WEXFORD HEALTH SOURCES, INC..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(FOREMAN, SAMUEL) (Entered: 04/27/2017)
04/27/2017	<u>83</u>	ORDER THAT UPON CONSIDERATION OF DEFENDANT'S MOTION FOR LEAVE TO DEPOSE PRISONER, IT IS ORDERED THAT SAID MOTION IS GRANTED. SIGNED BY HONORABLE JOHN R. PADOVA ON 4/27/17.4/27/17 ENTERED AND COPIES MAILED, E-MAILED.(gs) (Entered: 04/27/2017)
05/15/2017	<u>84</u>	MOTION for Extension of Time to Complete Discovery filed by CORRECT CARE SOLUTIONS (CCS), JAY COWAN, JAMES FROMMER, JOHN KEPHART, WEXFORD HEALTH SOURCES, INC..Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(FOREMAN, SAMUEL) (Entered: 05/15/2017)
05/16/2017	<u>85</u>	ORDER THAT DEFTS' MOTION FOR EXTENSION OF TIME TO COMPLETE DISCOVERY IS GRANTED, AND THE PENDING DOCKETED DEADLINES CHANGED TO THE FOLLOWING: DISCOVERY CLOSES ON 6/19/17; EXPERT REPORTS ARE DUE BY 7/17/17; EXPERT DISCOVERY IS DUE BY 8/17/17; DISPOSITIVE MOTIONS DUE 10/2/17; RENEWED CLASS CERTIFICATION MOTIONS DUE 10/2/17; RESPONSES TO DISPOSITIVE MOTIONS OR RENEWED CLASS CERTIFICATION MOTION DUE 11/2/17, WITH REPLIES DUE 11/16/17.. SIGNED BY HONORABLE JOHN R. PADOVA ON 5/15/17.5/16/17 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 05/16/2017)
05/17/2017	<u>86</u>	NOTICE of Hearing:A TELEPHONE CONFERENCE IS SET FOR 5/23/2017 AT 11:30 AM BEFORE HONORABLE JOHN R. PADOVA.(cl,) (Entered: 05/17/2017)
05/25/2017	<u>87</u>	Minute Entry for proceedings held before HONORABLE JOHN R. PADOVA Telephone Conference held on 5/23/2017(kp,) (Entered: 05/25/2017)
07/25/2017	<u>88</u>	STIPULATION -- <i>Amended Stipulated Protective Order</i> by SALVATORE CHIMENTI. (Attachments: # <u>1</u> Certificate of Service)(YEH, SU MING) (Entered: 07/25/2017)
07/25/2017	<u>89</u>	AMENDED STIPULATED PROTECTIVE ORDER THAT THE TERM "CONFIDENTIAL INFORMATION" REFERS TO HEALTH INFORMATION CONTAINED IN THE INMATES' MEDICAL RECORDS AND FILES, ETC.. SIGNED BY HONORABLE JOHN R. PADOVA ON 7/25/17. 7/26/17 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 07/26/2017)
08/08/2017	<u>90</u>	MEMORANDUM. AN APPROPRIATE ORDER FOLLOWS.. SIGNED BY HONORABLE JOHN R. PADOVA ON 8/7/17. 8/8/17 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 08/08/2017)
08/08/2017	<u>91</u>	ORDER THAT THE DOC DEFTS' MOTION TO DISMISS AMENDED COMPLAINT (DOC. NO. 56) IS GRANTED IN PART AND DENIED IN PART. THE MOTION IS GRANTED AS TO ALL CLAIMS ASSERTED AGAINST THE

		PA DEPT. OF CORRECTIONS AND RICH WENHOLD, AND THOSE DEFTS. ARE DISMISSED AS DEFTS. IN THIS ACTION. THE MOTION TO DISMISS THE AMENDED COMPLAINT FILED BY THE MEDICAL DEFTS. (DOC. NO. 63) IS GRANTED IN PART AND DENIED IN PART.. SIGNED BY HONORABLE JOHN R. PADOVA ON 8/7/17. 8/8/17 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 08/08/2017)
08/22/2017	<u>92</u>	ANSWER to <u>50</u> Amended Complaint, with Affirmative Defenses, by CORRECT CARE SOLUTIONS (CCS), JAY COWAN, JAMES FROMMER, JOHN KEPHART, WEXFORD HEALTH SOURCES, INC., Certificate of Service.(GOODRICH, CAITLIN) Modified on 8/24/2017 (md). (Entered: 08/22/2017)
09/22/2017	<u>93</u>	ANSWER to <u>50</u> Amended Complaint, by PAUL NOEL, JOHN WETZEL. Affirmative Defenses, Certificate of Service.(MAZESKI, VINCENT) Modified on 9/25/2017 (tjd). (Entered: 09/22/2017)
10/02/2017	<u>94</u>	MOTION to Certify Class filed by SALVATORE CHIMENTI.Memorandum, Certificate of Service. (Attachments: # <u>1</u> Memorandum, # <u>2</u> Certificate of Service, # <u>3</u> Exhibit A, # <u>4</u> Exhibit B, # <u>5</u> Exhibit C, # <u>6</u> Exhibit D, # <u>7</u> Exhibit E, # <u>8</u> Exhibit F, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J, # <u>13</u> Exhibit K, # <u>14</u> Exhibit L)(WONG, ROSE MARIE) (Entered: 10/02/2017)
10/02/2017	<u>95</u>	MOTION for Summary Judgment filed by PAUL NOEL, JOHN WETZEL.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) (Entered: 10/02/2017)
10/02/2017	<u>96</u>	Brief in Support re <u>95</u> MOTION for Summary Judgment filed by PAUL NOEL, JOHN WETZEL. (MAZESKI, VINCENT) Modified on 10/4/2017 (tjd). (Entered: 10/02/2017)
10/02/2017	<u>97</u>	Statement of Material Facts by PAUL NOEL, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 10/02/2017)
10/02/2017	<u>98</u>	Appendix in Support re <u>95</u> MOTION for Summary Judgment filed by PAUL NOEL, JOHN WETZEL. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Exhibit L, # <u>13</u> Exhibit M, # <u>14</u> Exhibit N, # <u>15</u> Exhibit O1, # <u>16</u> Exhibit O2, # <u>17</u> Exhibit O3, # <u>18</u> Exhibit O4, # <u>19</u> Exhibit P, # <u>20</u> Exhibit Q, # <u>21</u> Exhibit R1, # <u>22</u> Exhibit R2, # <u>23</u> Exhibit R3, # <u>24</u> Exhibit S, # <u>25</u> Exhibit T1, # <u>26</u> Exhibit T2, # <u>27</u> Exhibit U, # <u>28</u> Exhibit V, # <u>29</u> Exhibit W, # <u>30</u> Exhibit X, # <u>31</u> Exhibit Y, # <u>32</u> Exhibit Z)(MAZESKI, VINCENT) Modified on 10/4/2017 (tjd). (Entered: 10/02/2017)
10/31/2017	<u>99</u>	ANSWER re <u>94</u> MOTION to Certify Class filed by PAUL NOEL, JOHN WETZEL. Certificate of Service. (MAZESKI, VINCENT) Modified on 11/1/2017 (lisad,). (Entered: 10/31/2017)
10/31/2017	<u>100</u>	BRIEF in Opposition re <u>94</u> MOTION to Certify Class filed by PAUL NOEL, JOHN WETZEL. Certificate of Service. (MAZESKI, VINCENT) Modified on 11/1/2017 (lisad,). (Entered: 10/31/2017)
11/02/2017	<u>101</u>	RESPONSE in Opposition re <u>95</u> MOTION for Summary Judgment filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Response to Statement of Facts, # <u>3</u> Table of Contents, # <u>4</u> Exhibit A, # <u>5</u> Exhibit B, # <u>6</u> Exhibit C, # <u>7</u> Exhibit D, # <u>8</u> Exhibit E, # <u>9</u> Exhibit F, # <u>10</u> Exhibit G, # <u>11</u> Exhibit H, # <u>12</u> Exhibit I, # <u>13</u> Exhibit J, # <u>14</u> Exhibit K, # <u>15</u> Exhibit L, # <u>16</u> Exhibit M, # <u>17</u> Exhibit N, # <u>18</u> Exhibit O, # <u>19</u> Exhibit P, # <u>20</u> Exhibit Q, # <u>21</u> Exhibit R, # <u>22</u> Exhibit S, # <u>23</u> Exhibit T, # <u>24</u> Exhibit U, # <u>25</u> Exhibit V, # <u>26</u> Exhibit W, # <u>27</u> Exhibit X)(YEH, SU MING) (Entered: 11/02/2017)
11/15/2017	<u>102</u>	REPLY to Response to Motion re <u>94</u> MOTION to Certify Class filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO. (Attachments: # <u>1</u> Certificate of Service)(WONG, ROSE MARIE) (Entered: 11/15/2017)
11/16/2017	<u>103</u>	RESPONSE to Counterstatement of Additional Facts re <u>95</u> MOTION for Summary Judgment filed by PAUL NOEL, JOHN WETZEL. Certificate of Service. (MAZESKI,

		VINCENT) Modified on 11/17/2017 (lisad,). (Entered: 11/16/2017)
11/16/2017	<u>104</u>	REPLY Brief in Support re <u>95</u> MOTION for Summary Judgment filed by PAUL NOEL, JOHN WETZEL. Certificate of Service. (MAZESKI, VINCENT) Modified on 11/17/2017 (lisad,). (Entered: 11/16/2017)
11/28/2017	<u>105</u>	NOTICE by SALVATORE CHIMENTI re <u>94</u> MOTION to Certify Class <i>Notice of Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit Supplemental Authority, # <u>2</u> Certificate of Service)(WONG, ROSE MARIE) (Entered: 11/28/2017)
03/02/2018	<u>106</u>	NOTICE by SALVATORE CHIMENTI re <u>94</u> MOTION to Certify Class <i>Second Notice of Supplemental Authority</i> (Attachments: # <u>1</u> Exhibit Supplemental Authority, # <u>2</u> Certificate of Service)(WONG, ROSE MARIE) (Entered: 03/02/2018)
05/24/2018	<u>107</u>	MEMORANDUM AND/OR OPINION. SIGNED BY HONORABLE JOHN R. PADOVA ON 5/24/18. 5/25/18 ENTERED AND COPIES EMAILED TO COUNSEL.(jaa,) (Entered: 05/25/2018)
05/24/2018	<u>108</u>	ORDERED THAT PLAINTIFFS' RENEWED MOTION FOR CLASS CERTIFICATION, AND ALL DOCUMENTS FILED IN CONNECTION THEREWITH, AND FOR THE REASONS STATED IN THE ACCOMPANYING MEMORANDUM IS GRANTED AS OUTLINED HEREIN. SIGNED BY HONORABLE JOHN R. PADOVA ON 5/24/18. 5/25/18 ENTERED AND COPIES EMAILED TO COUNSEL.(jaa,) (Entered: 05/25/2018)
07/12/2018	<u>109</u>	MEMORANDUM. AN APPROPRIATE ORDER FOLLOWS.. SIGNED BY HONORABLE JOHN R. PADOVA ON 7/12/18. 7/12/18 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 07/12/2018)
07/12/2018	<u>110</u>	ORDER THAT DOC DEFTS' MOTION FOR SUMMARY JUDGMENT (DOC. NO. 95) IS GRANTED IN PART AND DENIED IN PART, ETC.. SIGNED BY HONORABLE JOHN R. PADOVA ON 7/12/18. 7/12/18 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 07/12/2018)
07/17/2018	<u>111</u>	NOTICE of Hearing: STATUS CONFERENCE IS SET FOR JULY 25,2018 AT 11:00 A.M. IN JUDGE CHAMBERS BEFORE HONORABLE JOHN R. PADOVA.(pk,) (Entered: 07/17/2018)
07/23/2018	<u>112</u>	STIPULATION of Dismissal (<i>Partial</i>) by CORRECT CARE SOLUTIONS (CCS), JAY COWAN, ANDREW DANCHI, JAMES FROMMER, JOHN KEPHART, WEXFORD HEALTH SOURCES, INC.. (Attachments: # <u>1</u> Text of Proposed Order)(FOREMAN, SAMUEL) (Entered: 07/23/2018)
07/25/2018	<u>113</u>	Minute Entry/Report of Status Conference for proceedings held before HONORABLE JOHN R. PADOVA on 7/25/18. (kw,) (Entered: 07/25/2018)
07/25/2018	<u>114</u>	MOTION for Reconsideration re <u>110</u> Order (Memorandum and/or Opinion) filed by PAUL NOEL, JOHN WETZEL.Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order)(MAZESKI, VINCENT) (Entered: 07/25/2018)
07/25/2018	<u>115</u>	Memorandum in Support re <u>114</u> MOTION for Reconsideration re <u>110</u> Order (Memorandum and/or Opinion) filed by PAUL NOEL, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 07/25/2018)
07/26/2018	<u>116</u>	ORDER THAT PLFF. SALVATORE CHIMENTI'S CLAIMS FOR MONETARY DAMAGES ASSERTED AGAINST DEFTS. DR. JOHN KEPHART, DR. JAMES FROMMER, AND DR. JAY COWAN IN COURTS I AND III OF THE FIRST AMENDED COMPLAINT ARE DISMISSED WITH PREJUDICE; IT IS FURTHER ORDERED THAT DR. KEPHART, DR. FROMMER, AND DR. COWAN ARE DISMISSED AS DEFTS. IN THIS ACTION.. SIGNED BY HONORABLE JOHN R. PADOVA ON 7/25/18. 7/26/18 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 07/26/2018)
07/26/2018	<u>117</u>	AMENDED SCHEDULING ORDER THAT A SETTLEMENT CONFERENCE FOR THIS MATTER WILL BE HELD ON OR BEFORE 10/31/2018 BEFORE U.S. MAGISTRATE JUDGE TIMOTHY R. RICE, ETC. PLAINTIFF'S PRETRIAL MEMO DUE BY 11/12/2018. DEFENDANT'S PRETRIAL MEMO DUE BY 11/19/2018. ALL MOTIONS IN LIMINE DUE BY 11/19/2018. FINAL PRETRIAL

		CONFERENCE SET FOR 12/3/2018 AT 2:00 P.M. IN CHAMBERS (ROOM 17613) TRIAL POOL SET FOR 12/10/2018, ETC. SIGNED BY HONORABLE JOHN R. PADOVA ON 7/26/18. 7/27/18 ENTERED AND COPIES E-MAILED.(kw,) (Entered: 07/27/2018)
08/06/2018	<u>118</u>	NOTICE of Hearing: SETTLEMENT CONFERENCE SET FOR 10/17/2018 AT 9:30 A.M. IN JUDGE'S CHAMBERS (ROOM 3029) BEFORE MAGISTRATE JUDGE TIMOTHY R. RICE.(cms) (Entered: 08/06/2018)
08/09/2018	<u>119</u>	RESPONSE in Opposition re <u>114</u> MOTION for Reconsideration re <u>110</u> Order (Memorandum and/or Opinion) filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO. (Attachments: # <u>1</u> Text of Proposed Order)(YEH, SU MING) (Entered: 08/09/2018)
08/09/2018	<u>120</u>	REPLY to Response to Motion re <u>114</u> MOTION for Reconsideration re <u>110</u> Order (Memorandum and/or Opinion) filed by PAUL NOEL, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 08/09/2018)
08/20/2018	<u>121</u>	ORDER THAT THE DOC DEFENDANTS' MOTION FOR RECONSIDERATION, AND ALL DOCUMENTS FILED IN CONNECTION THEREWITH IS DENIED. SIGNED BY HONORABLE JOHN R. PADOVA ON 8/20/18.8/21/18 ENTERED AND COPIES EMAILED TO COUNSEL.(jaa,) (Entered: 08/21/2018)
08/30/2018	<u>122</u>	STIPULATION of Dismissal of Fewer than All Defendants by CORRECT CARE SOLUTIONS (CCS), WEXFORD HEALTH SOURCES, INC.. (Attachments: # <u>1</u> Text of Proposed Order)(FOREMAN, SAMUEL) (Entered: 08/30/2018)
09/20/2018	<u>123</u>	STIPULATION of Dismissal by PAUL NOEL, JOHN WETZEL. (MAZESKI, VINCENT) (Entered: 09/20/2018)
10/17/2018	<u>124</u>	Minute Entry for proceedings held before MAGISTRATE JUDGE TIMOTHY R. RICE Settlement Conference held on 10/17/2018. (sg,) (Entered: 10/17/2018)
11/19/2018	<u>125</u>	Consent MOTION for Approval <i>Preliminary of Class Action Settlement</i> filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO.Memorandum, Certificate of Counsel. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit 1: Class Action Settlement Agreement, # <u>3</u> Exhibit 2: Proposed Notice to Class)(YEH, SU MING) (Entered: 11/19/2018)
11/27/2018	<u>126</u>	ORDER THAT THE SETTLEMENT AGREEMENT ENTERED IN TO BETWEEN THE PARTIES APPEARS, UPON PRELIMINARY REVIEW, TO BE FAIR, REASONABLE, AND IN THE BEST INTEREST OF THE CLASS AND THE SETTLEMENT AGREEMENT IS PRELIMINARILY APPROVED; ON OR BEFORE 12/10/18, "NOTICE TO THE CLASS OF THE SETTLEMENT AGREEMENT" SHALL BE POSTED AND DISTRIBUTED IN ACCORDANCE WITH SECTION 6, PAGE 7, OF THE SETTLEMENT AGREEMENT AND EXHIBIT 2 TO THE SETTLEMENT AGREEMENT. THE PARTIES SHALL FILE ALL MEMORANDA RELATING TO FINAL APPROVAL OF THE SETTLEMENT AGREEMENT NO LATER THAN 1/24/19, ETC.. SIGNED BY HONORABLE JOHN R. PADOVA ON 11/26/18. 11/28/18 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 11/28/2018)
11/27/2018		Set/Reset Hearings: MISCELLANEOUS HEARING SET FOR 2/5/2019 10:00 AM BEFORE HONORABLE JOHN R. PADOVA. (tjd) (Entered: 11/30/2018)
01/11/2019	<u>127</u>	NOTICE filed by HERMAN WILKES re: Objection to Settlement. (pr,) (Entered: 01/16/2019)
01/11/2019	<u>128</u>	Objection to Settlement filed by BARRY JONES. (pr,) (Entered: 01/16/2019)
01/11/2019	<u>129</u>	Objection to Settlement filed by WILLIAMS HAY. (pr,) (Entered: 01/16/2019)
01/11/2019	<u>130</u>	Objection to Settlement filed by CHRISTOPHER SINGLETARY. (pr,) (Entered: 01/16/2019)
01/14/2019	<u>131</u>	Plff's Objection to Class Action Settlement Agreement filed by GABRIEL PITTMAN. Cert. of Service. (pr,) (Entered: 01/16/2019)

01/14/2019	<u>132</u>	NOTICE of Objection to the Settlement Agreement filed by BIENVENIDO RODRIGUEZ, JR. Cert. of Service. (pr,) (Entered: 01/16/2019)
01/15/2019	<u>133</u>	Objection filed by JAMES BROWN. Cert. of Service. (pr,) (Entered: 01/17/2019)
01/17/2019	<u>134</u>	NOTICE OF OBJECTIONS TO SETTLEMENT AGGREEMENT WITH CERTIFICATE OF SERVICE FILED BY STEVEN CURTICIAN. (jaa,) (Entered: 01/18/2019)
01/24/2019	<u>135</u>	Joint MOTION for Approval (<i>FINAL</i>) of <i>Class Action Settlement</i> filed by SALVATORE CHIMENTI, DANIEL LEYVA, DAVID MALDONADO.Memorandum, Certificate of Service. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2)(YEH, SU MING) (Entered: 01/24/2019)
02/06/2019	<u>136</u>	Minute Entry for proceedings held before HONORABLE JOHN R. PADOVA Motion for Approval of Class Action Settlement was held on 2/5/19 Court Reporter: ESR. (jaa,) Modified on 2/7/2019 (tjd). (Entered: 02/06/2019)
02/06/2019	<u>137</u>	ORDER THAT THE COURT'S EXHIBITS 1, 2, AND 3 AT THE MOTION HEARING HELD ON 2/5/19 ARE SEALED AND IMPOUNDED UNTIL FURTHER ORDER OF THE COURT.. SIGNED BY HONORABLE JOHN R. PADOVA ON 2/6/19. 2/7/19 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 02/07/2019)
02/06/2019	<u>138</u>	EXHIBITS 1, 2, and 3 presented at the Motion Hearing on 2/5/19 are filed under seal. (pr,) (tjd,). (Entered: 02/07/2019)
02/07/2019	<u>139</u>	ORDER THAT THE JOINT MOTION SEEKING FINAL APPROVAL OF CLASS ACTION SETTLEMENT IS GRANTED; THE SETTLEMENT AGREEMENT IS APPROVED PURSUANT TO FRCP 23(e). THE ATTORNEYS' FEES AS OUTLINED IN THE SETTLEMENT AGREEMENT ARE GRANTED; THE COURT EXPRESSLY RETAINS JURISDICTION UNTIL 6/30/22. SIGNED BY HONORABLE JOHN R. PADOVA ON 2/7/19.2/8/19 ENTERED AND COPIES E-MAILED TO COUNSEL.(pr,) (Entered: 02/08/2019)