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NEAREST \$1,000										0868		80	1196

PLAINTIFFS

DEFENDANTS

SWEET, J.

HEYER, MICHAEL individually and on behalf
of all others similarly situated

NEW YORK HOUSING AUTHORITY
CHRISTAIN, JOSEPH J. individually and
in his capacity as Chairman of the
New York City Housing Authority

CAUSE

violation of right secured-Rehabilitation Act of 1973
Housing and Community Development Act of 1974
United States Housing Act of 1937

dd

ATTORNEYS

Catherine Mitchell
Howard G. Lane of Counsel
Norman Spiegel

Donald Scgatz
250 Broadway
NYC 10007 433-5045

Community Action for Legal Services, Inc.
Handicapped Persons Legal Support Unit
335 Broadway NYC 10031
925-1000

Sub. 1-11-82
Legal Aid Society and John E. Kirklin
11 Park Place, 8th Floor
NYC 10007 227-2755

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HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

FEB 29 1980

FILING FEES PAID

RECEIPT NUMBER

C. D. NUMBER

STATISTICAL CARDS

CARD X DATE MAILED

JS-5

JS-6

09-82

DATE	NR.	PROCEEDINGS
02-29-80	1	Filed complaint and issued summons
02-29-80	2	Filed Ex-parte ORDER, that the application to commence and to prosecute this action in forma pauperis is granted in all respects--Stewart J.
03-18-80	3	Filed true copy of Order granting leave to commence and prosecute this action filed 2-29-80 with marshal's ret. of service served- New York City Housing Authority by F. Cox on 3-6-80 Joseph J. Christian by Fagdom Cox on 3-6-80
04-10-80	4	Filed ANSWER of defts New York City Housing Authority
05-05-80	5	Filed stip. and order ext. pltf's time to move for a determination as to whether this case should be maintained as class action to 6-30-80--Sweet, J.
05-20-80	6	Filed pltf's First interrog.
06-25-80	7	Filed pltf's notice of pre-trial conference consented--Sweet, J.
06-25-80	7	Filed pltf's notice of Amended interrog.
11-10-80	8	Filed pltf's affdvt. and notice of motion for an order for class certification and order to compel further answers to interrog. ret. 11-21-80
11-10-80	9	Filed pltf's memorandum of law in support of pltf's above motion for class certification and an order compelling further answers to interrog.
11-20-80	10	Filed defts affdvt. in opposition to class certification and to the an order to compel further answers to interrog.
11-20-80	11	Filed affdvt. of Jack Tillem counsel for deft. New York City Housing Authority et al in opposition to class certification and to an order to compel further answers to interrog.
11-20-80	12	Filed deft. New York Housing et al memorandum of law in opposition to class certification and in opposition to compel further answers to the interrog.
12-10-80	13	Filed pltf's statement in support of his motion for class certification
12-10-80	14	Filed pltf's Reply memorandum of law to the arguments presented in defts memorandum of law in opposition to pltf's motion for class certification and to compel further answers to interrog.
4-2-81	15	Filed Opinion #51422: Pltf's Motion for Class Certification is granted. Pltf's Motion to compel Defts. to answer interogs. is granted in part and denied in part...SWEET, J. m/n
4-14-81	16	Filed Amended Opinion #51422: The cover sheet of the opinion of this court in this action dated 3-26-81 is hereby amended to reflect that the correct docket number is 80 Civ. 1196 (RWS). m/n
05-08-81	17	Filed pltf's community action for legal handicapped Persons Legal notice of pre-trial conference
05-08-81	18	Filed notice of pre-trial conference by pltf. pursuant to the attached pre-trial order, counsel are directed to appear --on 5-26-81 at 4:45 USDC for the Southern District of New York

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 80-1196RWS
MICHAEL HEYER		NEW YORK HOUSING AUTHORITY ET AL	PAGE 3 OF 3 PAGES
DATE	NR.	PROCEEDINGS	
05-28-81	19	Filed ORDER, that this matter is certified as a class action under rule 23(b) (2) --Sweet, J. m/n	
08-13-81	20	Filed pltf. Michael Heyer answers to defts First Interrog	
08-13-81	21	Filed pltf's notice of taking deposition of the New York City Housing Authority on June 11, 1981 and deponent is required to produce documents	
08-13-81	22	Filed pltf's Amended notice of taking deposition of New York City Housing Authority and request for production of documents	
08-20-81	23	Filed stip. and order pltf's time to answer to deft's interrog to 7-17-81 and defts time for trial is ext. to (10 days)--Sofaer, J.	
09-01-81	24	Filed Pre-Trial ORDER, the parties shall complete all discovery, inspection and motions by 12-11-81 and the parties shall submit to the court trial briefs, a joint proposed pre-trial order and, if applicable, proposed jury charges and voir dire requests by 12-17-81-- Sweet, J. m/n	
12-07-81	25	Filed PRE-Trial Order, The parties shall complete all discovery, inspection and motions by 4-28-81 and the parties shall submit to the court trial briefs a joint proposed pre-trial order and, if applicable, proposed jury charges and voir dire requests by 5-8-82	
01-11-82	26	Filed Consent ORDER substituting atty for pltf.--Sweet, J.	
04-07-82	28	Filed pltf's notice of taking deposition of Albert Doreste, Coordinator of the Handicapped for the New York Housing Authority on April 15, 1982	
04-13-82	29	Filed defts Cross notice of taking deposition of Michael Heyer on April 15, 1982	
05-13-82	30	Filed PRE-Trial ORDER, The parties shall complete all discovery, inspection and motions by 6-7-82 and the parties shall submit trial briefs, a joint proposed pre-trial order and, if applicable, proposed jury charges and voir request by 6-14-84--Sweet, J. m/n	
06-09-82	31	Filed PRE-Trial ORDER, The parties shall complete all discovery, inspection and motions by 7-12-82 and the parties shall submit trial briefs, a joint proposed pre-trial order by 7-12-82--Sweet, J. m/n	
07-09-82	32	Filed PRE-Trial ORDER, The parties shall complete all discovery, inspection and motions by 8-16-82 and the parties shall submit trial briefs, a joint proposed pre-trial order by 8-23-82--Sweet, J. m/n	
09-16-82	33	Filed stip. and order of settlement and Order, It shall be the policy of New York City Housing Authority to provide impaired handicapped or disabled individuals with assistance in finding accessible and other suitable housing units to the extent such housing is available as further indicated --Sweet, J. m/n	

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closed
Jm

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 80-1196RWS
MICHAEL HEYER		NEW YORK CITY HOUSING AUTHORITY ET AL	PAGE 4 OF 4 PAGES
DATE	NR.	PROCEEDINGS	
12-10-82	34	Filed pltffs affdvt. and notice of motion for an order for award of reasonable attorneys fees and costs.	
12-10-82	35	Filed pltffs Brief in support of pltffs above motion for award of reasonable attorneys fees and costs. orig. to chambers	
04-13-83	36	Filed defts affdvt. by Herbert Hamburg In Opposition to the Award of Attorneys fees	
04-13-83	37	Filed deft. Charles E. William, III affdvt. by: Jack Tillem In Opposition to Motion for Counsel fees	
04-13-83	38	Filed defts Edward McClendon affdvt. in Opposition to the Award of Attorney's fees.	
04-13-83	39	Filed affdvt. by Harold Sole In Opposition to the motion of pltff for atty's fees	
04-13-83	40	Filed defts Memorandum of law in Opposition to pltff's motion for attorney's fees and costs. orig. to chambers	
04-27-83	41	Filed pltffs affdvt. by Ja,es C. Francis in support of pltff's motion for an award of attys fees	
04-27-83	42	Filed pltffs Reply Memorandum in support of pltffs motion for award of reasonable attys fees and costs. orig. to chambers	
06-30-83	43	Filed OPINION # 54908 Pltff. class seek an award of attorneys fees and costs against defts New York City Housing. For reasons stated, this court concludes that the plaintiff's attorneys are entitled to an award of fees of \$ 15, 501.25 and costs of \$589.00 for a total of \$16,090.25 Submit Judgment on notice within ten (10 dayd of the date of this opinion--Sweet, J. m/n	
07-08-83	44	Filed pltffs notice of motion for an order pursuant to rule 3(j) permitting reargument of pltffs motion for an award of atty's fees and costs and for other relief. ret. July 22, 1983.	
07-08-83	45	Filed pltffs Memorandum in support of pltffs motion for reargument. orig. to chambers	
07-20-83	46	Filed pltff's Memorandum of law in Opposition to pltff's Motion for reargument. orig. to chambers	
08-03-83	47	Fld Memo opinion # 55059 in re to reargue opinion # 54908, awarding attnys fees the court affirms that the rate of \$85 was not appropriate. The attnys skill determined his fees... therefore the motion is denied... Sweet,	
08-12-83	48	Fld Judgment # 83,1318 that attny fees are awarded to pltffs attny in the amt of \$16,090.25, ... defts are order to pay legal aid \$2,827.05,... and defts are to pay a check to community Action for legal services for \$13,263.20... So ordered... Sweet, J. 8-12-83 Judgment entered 8-15-83... Clerk, Docketed. 8-16-83 m/n	
01-25-84	(49)	Filed Pltffs' SATISFACTION OF JUDGMENT NO. 83,1318 in sum of \$2,827.05 etc.	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF: Michael Heyer, et al		DEFENDANT: NYC Housing Authority, et al	DOCKET NO. 80cv1196 PAGE 5 OF ____ PAGES.
DATE	NR.	PROCEEDINGS	
7/18/05	50	STIPULATION AND ORDER OF SETTLEMENT by and between the plaintiffs in the Heyer action and in the Bennett action and the Housing Authority. (Signed by Judge Robert W. Sweet on 5/10/05). (tp,)	
10/11/05	51	ENDORSED LETTER addressed to Judge Sweet from Jane Greengold Stevens dated 10/6/05 re: Requesting the Court's approval of a Notice of Proposed Class Action Settlement. Notice is approved. It is suggested that the objections be filed on December 2 and the hearing scheduled for January 18.(Signed by Judge Robert W. Sweet on 10/11/05)(tp,)	
11/18/05	52	ENDORSED LETTER addressed to The Honorable Robert W. Sweet from Steven J. Rappaport dated 11/10/05 re: that the court is granting the Mr. Rappaport's request for adjournment, to 2/23/06 or later, the hearing on the fairness of the proposed settlement in the entitled cases [80cv1196, 02cv3499, 05cv5286] and reset, to 1/23/06, the date by which comments of class members must be postmarked. (Signed by Judge Robert W. Sweet on 11/15/05) (tp,) [EOD 12/14/05]	
4/28/06	53	OPINION AND ORDER #93055; It appears to the Court, based on the Court's reading of the Settlement and hearing from members of the class, that pursuant to Federal Rules of Civil Procedure 23(e), the Settlement is fair, reasonable, adequate, and in the best interest of the class. The Stipulation and Order of Settlement between the parties, attached hereto, and made a part hereof, is therefore approved. (Signed by Judge Robert W. Sweet on 4/27/06) (tp,) [EOD 5/5/06]	
4/28/06	54	STIPULATION AND ORDER OF SETTLEMENT. (Signed by Judge Robert W. Sweet on 4/27/06) (tp,) [EOD 5/5/06]	