

DC-111 (Rev. 9/81)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF CHARITY ARMSTEAD, ET AL	DEFENDANT DAVID PINGREE, ET AL	84-96-CIV-J-12 DOCKET NO. _____ PAGE <u>1a</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS
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(1 - 12)

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DATE	NR.	PROCEEDINGS	
02-10-84	1	MOTION to Proceed <u>in forma pauperis</u> . (filed by all pltfs) (Complaint received) ORDER granting IFP. HES s/2/27/84	ja
02-14-84	2	MOTION to the Court for Appointment of Guardian Ad Litem for Incompetents.	ja
	3	AFFIDAVIT of Marilyn G. Rose, atty. for pltfs.	ja
	4	MOTION for leave of nonlocal counsel to appear and participate for this cause.	ja
02-27-84	5	ORDER granting motion to allow Marilyn Rose appear as co-counsel (4). Pltfs. shall have 10 days to submit a brief or legal memo in support of the motion for appointment of Guardian Ad Litem. HES s/2/27/84 (counsel ntfd)	ja
	*	ORDER granting IFP (see document 2) for all pltfs. HES s/2/27/84 (counsel ntfd)	ja
02-28-84	6	COMPLAINT (Class Action & Injunctive Relief Sought).	ja
	*	SUMMONS /notice issued on all defts. (orig. & 1 to USM).	ja
03-05-84	7	MOTION of pltfs' for Class Certification.	ja
	8	MEMO of Points & Authorities in support of pltfs' motion for class cert. (7)	ja
	9	AFFIDAVIT of Marie Stephenson.	ja
	10	AFFIDAVIT of Susan C. Jamieson.	ja
	11	AFFIDAVIT of Marilyn G. Rose.	ja
	12	Certificate of Service of pltf. re: documents 7-11.	ja
03-06-84	13	MEMO in support of motion for appointment of Guardian Ad Litem for incompetents. (2)	ja
03-09-84	14	SUMMONS RETURNED Unexecuted as to deft. Gene Bryan.	ja
03-21-84	15	SUMMONS RETURNED executed on deft. LUCY HADI, HRS, on 3/8/84 by serving George Rodou, Jr., agent.	ja
04-05-84	16	NOTICE of appearance of counsel. Bernard McLendon will represent defts.	ja
	17	MOTION of defts. for enlargement of time to file a response to appropriate motions.	ja
	18	ORDER that pltfs' motion for appointment of guardian ad litem (2) is GRANTED. Susan C. Jamison & Marilyn G. Rose, attorneys, are appointed to represent pltfs. HES s/4/5/84 (counsel ntfd)	ja
	19	ORDER GRANTING defts. motion for enlargement of time (17) to 4/19/84 to file their response or motions. HES s/4/5/84 (counsel ntfd)	ja

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DATE	NR.	PROCEEDINGS	
04-06-84	20	U. S. Marshal's return on GENE BRYAN, executed by personal service on 4/3/84.	ja
04-23-84	21	MOTION of defts. to dismiss complaint.	ja
	22	MEMORANDUM of law in support of motion to dismiss (21).	ja
	23	MEMORANDUM of defts. in opposition to pltfs' motion for class certification. (7)	ja
	24	MOTION of defts. for enlargement of time to file response to pltfs' first request for admissions & first set of interrogatories.	ja
04-26-84	25	MOTION of pltfs. for ext. of time to file responsive pleading (to motion to dismiss (21)).	ja
04-27-84	26	ORDER GRANTING defts' motion (24). Defts. shall have to and including 6/4/84 to file their responses to said pleadings. Pltfs' motion for ext. of time (25) is GRANTED. Pltfs. shall have to & including 6/1/84 to file their response to the Motion to Dismiss. HES s/4/27/84 (counsel ntfd)	ja
05-30-84	27	MEMORANDUM of law in opposition to defts' motion to dismiss. (21)	ja
06-05-84	28	NOTICE OF HRG. on deft's motion to dismiss and pltf's motion for class certification, set for 6/14/84 at 10:00 a.m. HWM s/6/5/84 (counsel ntfd)	ja
06-13-84	29	SUPPLEMENTAL MEMO in support of pltfs' motion for class certification.	ja
	30	STIPULATION to maintenance of class action.	ja
06-14-84	31	RECORD OF HRG: oral argument on defts' motion to dismiss and pltfs' motion for class certification, heard before Hon. Howell Melton. Defts. will file a withdrawal of the motion to dismiss (21) Pltf's directed to provide an order re: class certification.	ja
06-18-84	32	NOTICE OF WITHDRAWAL of Defts. motion to dismiss. (21)	ja
06-27-84	33	ORDER certifying the class. This action shall be maintained on behalf of the pltfs. named in the complaint & all individual members of the class defined as follows: "Those persons who are mentally retarded, not mentally ill, who were residing at Northeast Florida State Hospital on Feb. 28, 1984, and all future residents of Northeast Florida State Hospital who are mentally retarded and not mentally ill." HWM s/6/27/84 (counsel ntfd)	ja

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CHARITY ARMSTEAD		DAVID PINGREE, et al.	DOCKET NO. _____
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06-29-84	34	ANSWER & Defenses of deft's.	ja
07-02-84	35	ORDER: Directing Counsel to Confer and pltf to Report. s/6/29/84 HWM (Counsel ntfd)	Pg
07-17-84	36	RETURN of Order of 7/2/84 (35). Est. time for disc. - 100 days. Est. time for trial - 3 days.	ja
07-23-84	37	ORDER for pretrial conf. (11/27/84 at 1:30 p.m.) and limiting time for completion of disc. HWM s/7/23/84 (counsel ntfd)	ja
08-10-84	38	NOTICE of Appearance of STEVEN W. HUSS & JAY ADAMS, as additional counsel for defts.	ja
08-21-84	39	NOTICE of Appearance of DAVID GAULDIN, ESQ. as additional counsel for defts.	ja
08-31-84	40	MOTION of defts., for substitute appointment of Guardian Ad Litem.	ja
	41	MEMORANDUM of law in support of Motion (40).	ja
09-06-84	42	MOTION to compel production of documents, by pltfs.	ja
09-07-84	43	MOTION for entry of an order Sua Sponte dismissing Bernard McLendon as attorney of record.	ja
09-07-84	44	MOTION for clarification or amendment of class certification.	ja
09-10-84	45	ORDER that Bernard S. McLendon is hereby GRANTED leave to withdraw as counsel of record for the defts. in this cause. (43) HES s/9/10/84 (counsel ntfd)	ja
09-13-84	46	LEGAL BRIEF in opposition to pltfs' motion to compel production of documents. (42)	ja
09-14-84	47	LEGAL MEMORANDUM in opposition to pltfs' motion for clarification or amendment of class certification (44).	ja
09-14-84	48	NOTICE of hearing on defts' motion for substitute appointment of Guardian Ad Litem and Pltfs' motion to compel, set for 10/1/84 at 11:00 a.m. HES s/9/14/84 (counsel ntfd)	ja
09-26-84	49	NOTICE of Change of Address of Co-counsel, SUSAN C. JAMIESON.	ja
09-28-84	50	MEMORANDUM of Points & Authorities in Support of Opposition to Defts' Motion for Substitution of Guardians Ad Litem.	ja

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FPI-MAR-7-14-80-70M-4398

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DATE	NR.	PROCEEDINGS	
10-01-84	51	RECORD OF HEARING: oral argument on defts' Motion for Substitute Appointment of Guardian Ad Litem and Pltfs' Motion to Compel Production of Documents, before Harvey E. Schlesinger. Pltf's Orally moved for records of people declared legally incompetant. Order to enter. ja	
10-05-84	52	SUPPLEMENT to Motion to Produce. ja	
10-12-84	53	ORDER that defts' motion for substitute appointment of Guardian Ad Litem is DENIED. (40) Pltfs' Motion to Compel (42) is GRANTED in part. HES s/10/12/84 (counsel ntfd) ja	
VOLUME 2			
10-12-84	54	SUPPLEMENTAL MEMO in Support of Motion to Clarify or Amend the Class & Request to Set the Matter for Hearing (44), filed by pltfs. ja	
10-16-84	55	SECOND SUPPLEMENTAL MEMO and Documents in Support of Pltfs' Memo to Clarify or Amend the Class Certification. ja	
10-19-84	56	OBJECTIONS to Magistrate's Order/request for Clarification (53). ja	
	57	MEMO in support of defts' objections (56). ja	
	58	MOTION of defts. to Stay the Court's Order of 10/12/84. (53). ja	
	59	AMENDED NOTICE of Pretrial Conf., re-set for 11/30/84 at 11:30 a.m. HWM s/10/19/84 (counsel ntfd) ja	
10-22-84	60	OBJECTIONS to Magistrate's Order, by pltfs. ja	
10-25-84	61	SUPPLEMENTAL BRIEF in Opposition to Pltfs' Supplemental Memo (54). ja	
10-29-84	62	MOTION to Compel, by defts. ja	
	63	MEMO of Law in Support of Motion to Compel (62), by defts. ja	
	64	CERTIFICATE Pursuant to L.R. 3.04(a) re: Motion to Compel (62). ja	
10-30-84	65	NOTICE of Hearing on pltfs' Motion for Clarification or Amendment of Class Certification & on Parties Objections to Magistrate's Order of 10/12/84, set for 1:30 p.m. on 11/5/84. HWM s/10/30/84 (counsel ntfd) ja	
10-31-84	66	RESPONSE of pltfs., to Motion to Compel (62). ja	
10-31-84	67	RESPONSE of Pltfs. to Defts' Objections to Magistrate's Order (60). ja	

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DATE	NR.	PROCEEDINGS	
11-05-84	68	RECORD OF HEARING: Oral argument on Pltfs' motion for clarification or amendment of class certification and on parties objections to Magistrate's Order of 10/12/84. Court will not rule on Motion for Clarification. Pltf. will file a motion to amend the complaint within 30 days. Counsel for pltfs. will prepare and submit an order to amend the complaint and vacating and setting aside the pretrial conf. set for 11/30/84, within 30 days. Counsel for defts. will jprepare and submit an order in re: objections to Magistrate's Order of 10/12/84, within 30 days.	ja
11-13-84	69	ORDER: The Motion to Clarify or Amend the Class Certification (44) is DENIED. Counsel for pltfs. is given 30 days to file her Motion to Amend the Complaint. The Order of this Court of July 23, 1984 (37), as amended on 10/19/84 (59) is VACATED. HWM s/11/9/84 (counsel ntfd) EOD 11/13/84	ja
11-13-84	70	ORDER: Defts' Objections to the Magistrate's Order (53) are SUSTAINED insofar as defts. are only required to produce documents which are discoverable, etc. The matter of guardian ad litem was taken under advisement and the parties are directed to discuss the possiblity of a substitute guardian ad litem. HWM s/11/9/84 (counsel ntfd)	ja
12-03-84	71	MOTION for Leave to File First Amended & Supplemental Complaint, by pltfs.	ja
	*	RECEIVED First Amended & Supplemental Complaint.	ja
12-03-84	72	MOTION for Leave to Intervene, by FRED HALL & EDWIN FRASER.	ja
12-03-84	73	MEMORANDUM of Points & Authorities in Support of Motion to File First Amended & Supplemental Complaint (71) and Motion for Leave to Intervene (72).	ja
12-03-84	74	CERTIFICATE of Service of pltf. as to documents 71-73.	ja
12-13-84	75	MEMO. of Law in Opposition to Pltfs.' Motion for Leave to File First Amended and Supplemental Complaint (71) and Pltfs.' Motion for Leave to Intervene (72), by Defts.	jc
12-14-84	76	REPLY to Defts' Memorandum in Opposition to Motion for Leave to file First Amended complaint (75)	ja
12-19-84	77	ORDER: Pltfs' Motion (71) is GRANTED. Pltfs have 10 days to file and serve their amended complaint. Defts have 20 days to file and serve an answer to the amended complaint. Motion (72) is GRANTED. s/12-18-84 (HWM) (counsel ntfd)	jf

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DATE	NR.	PROCEEDINGS	
12/27/84	78	CERTIFICATE of Service and Notice of Filing (First Amended and Supplemental Complaint by Pltfs.	jc
	79	FIRST AMENDED AND SUPPLEMENTAL COMPLAINT.	jc
01-08-85	80	MOTION to Dismiss, by defts.	ja
01-08-85	81	MEMORANDUM of Law in Support of Motion to Dismiss (80).	ja
01-11-85	82	MOTION for Continuance to Respond to Motion to Dismiss (80).	ja
01-11-85	83	MEMORANDUM of Points and authorities in support of Motion (82).	ja
01/15/85	84	MOTION to Amend The Class by Pltfs.	jc
	85	MEMO. of Points and Authorities in Support of Motion to Amend Class (84), by Pltfs.	jc
	86	ORDER that the Motion for Continuance to Respond to Motion to Dismiss filed by Pltfs on 01/11/85 (82), is GRANTED. HES s/01/15/85 (Counsel Notified).	jc
01-23-85	87	RESPONSE to pltfs' motion to amend the class (84), by defts.	ja
01/30/85	88	OPPOSITION to Motion to Dismiss (80), by Defts.	jc
03-12-85	89	MOTION to Compel Answers to Interrogatories and for sanctions by Pltf. Pg	
	90	MEMORANDUM of Points and Authorities (89), by pltf. Pg	
03-25-85	91	RESPONSE to Motion to Compel Answers to Interrogatories and for Sanctions and Response to Memo. (89 & 90). Pg	
04-08-85	92	ORDER: The Court Orders the productions of those records (89) within 10 days. With respect to the Motion to Compel (89), it is DENIED as to the Second Set of Interrogatories at this time. Once the District Judge determines the constitution of the class, this matter may, upon Motion of Pltf's be revisited. The Motion is also DENIED as to interrogatory number 9 because Deft's previously answered it on 2/12/85. s/4/8/85 HES (Cnsl Ntfd). Pg	
04-16-85	93	OBJECTIONS to Portion of Magistrate's Order by Pltf (92). PG	
04-25-85	94	RESPONSE to Pltf's Objections to Portion of Magistrate's Order (93). Pg	
05-13-85	95	NOTICE of Hearing on Pltf's Motion to Amend the Class(84) at 11:30am on 6/4/85 before the Hon. Howell W. Melton, (Counsel notified) Pg	
05-21-85	96	MOTION for Continuance of hearing on pltfs motion to amend the class (84 & 95). Pg	

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DATE	NR.	PROCEEDINGS		
05-28-85	97	AMENDED NOTICE on Pltfs Motion to Amend the Class(84), reset for hearing on 7/16/85 @ 9:30 A.M., before the Hon. Howell W. Melton, (Counsel notified)		Pg
06-07-85	98	AMENDED NOTICE of hearing on pltfs' Motion to Amend the Class (84) and on pltfs' objections to the Magistrate's Report on Discovery (92), reset for 7/16/85 at 3:00 p.m. HWM s/6/7/85 (counsel notified)		ja
VOLUME 4				
08-08-85	99	MOTION for Partial Summary Judgment by Pltfs.		jc
08-21-85	100	MOTION to Stay or, in the Alternative, Request pursuant to Rule 56(f), F.R.C.P., by Defts.		Pg
	101	MEMORANDUM of Law in Support of Deft Motion to Stay, or in the Alternative, Request pursuant to Rule 57(f), FRCP, by Defts (100)		Pg
08-22-85	102	OPPOSITION to Motion for Stay and Response to Alternative Motion for extension of time by Pltf. (100, 101)		Pg
09-23-85	103	MEMORANDUM in OPPOSITION to Pltfs' Motion for Partial Summary Judgment (99) by Deft.		Pg
10-03-85	104	MOTION for Extension of Time to file a Reply Memo by Pltf. (103).		Pg
	105	MOTION for Leave to File a Reply Memorandum by Pltf. (103).		Pg
	106	REQUEST for Oral Argument by Pltfs on Pltfs Motion for Partial Summary Judgment (99)		Pg
10-07-85	107	ORDER: 1. The Motion for Leave to file Reply Memorandum to the Deft's opposition to Motion for Partial Summary Judgment (105) is GRANTED . 2. The Motion for Extension of Time to File a Reply Memo in opposition to the Motion for Partial Summary Judgment (104) is PARTIALLY GRANTED in that they shall have up to and including 10/20/85, to file said Memo. s/10/7/85 HES (Counsel notified)		Pg
10-21-85	108	REPLY to Deft's Opposition to Motion for Partial Summary Judgment, by Pltf (103).		Pg
	109	AFFIDAVIT of Peter D. Ostreich.		Pg
	110	AFFIDAVIT of Marilyn G. Rose.		Pg
	111	ATTACHMENTS to Pltfs Reply to Deft's Opposition to Motion for Partial Summary Judgment (108) by Pltf.		Pg
	112	NOTICE of Filing Depositions of Patricia Becan and Gene Bryan by Pltf		Pg
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10-21-85	113	DEPOSITION of Patricia Becan taken on 10/18/84 on behalf of pltf. Pg		
	114	DEPOSITION of Clayton Eugene Bryan taken on 10/25/84 on behalf of Pltf. Pg		
	115	CERTIFICATE of Service of documents #108 through 114 to counsel of record by Pltf. Pg		
10-23-85	116	NOTICE of Proceedings on Hearing on Pltfs' Motion for Partial Summary Judgment (103) is set for 12/3/85 at 10:00 a.m., before the Hon. Howell W. Melton. s/10/23/85 HWM (Counsel notified) Pg		
10-24-85	117	MOTION for Leave to File Additional Evidence in Support of Motion for Partial Summary Judgment by Pltfs (103). Pg		
	118	AFFIDAVIT of Dawn Sorchych Hoffman . Pg		
11-15-85	119	MOTION for Continuance of hearing on Motion for Partial Summary Judgment (116), by Deft. Pg		
11-15-85	120	MEMORANDUM in Support of Motion for Continuance (119). Pg		
11-15-85	121	ORDER: On October 23, 1985, the Clerk inadvertently filed the Additional Evidence in Support of Motion for Partial summary Judgment prior to the ruling on the Motion filed the same day by the Pltfs. The Motion for Leave to File Additional Evidence is GRANTED (117) (118). s/11/15/85 HES (Counsel notified) Pg		
11-15-85	122	AFFIDAVIT of Dawn Sorchych Hoffman as Additional Evidence in support of Motion for Partial Summary Judgment (118) (121) (103) Pg		
11-19-85	123	NOTICE of Hearing on Pltfs.' Motion for Partial Summary Judgment (116) reset for 01-02-86 at 2:45 P.M. before Honorable Howell W. Melton. (Counsel Notified) jc		
12-27-85	124	NOTICE of Filing by Pltf's. Pg		
12-27-85	125	NOTICE of Filing Response to Pltf's First request for Admissions by Deft. Pg		
1986		VOL 5		
01-29-86	126	ORDERED and ADJUDGED: 1. Deft's Motion to Dismiss (80) is hereby denied ; 2. Pltf's Motion to Amend the Class (84) is granted in accordance with this Order; and 3. Pltf's objections to Magistrate's Order (93) are hereby overruled . s/1/29/86 HWM (Counsel notified) Pg		

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02-10-86	127	ANSWER to Pltf's First Amended and Supplemental Complaint (84) by Deft's.	Pg
02-14-86	128	ORDER for Pretrial conference and Limiting Time for Completion of Discovery not later than 7/18/86. A Pretrial Conference will be held 8/20/86 at 11:00 a.m., No later than 8/15/86 the parties shall file a pretrial stipulation. s/2/14/86 HWM (Counsel notified)	Pg
04-07-86	129	NOTICE of Appearance by John Miller, Esquire, attorney for Defts.	jc
06-03-86	130	JOINT Motion to Extend Discovery Time and Schedule Pretrial (128)	Pg
06-05-86	131	ORDER: (1) That the parties Joint Motion to Extend Discovery Time and Schedule Pre-trial (130) is GRANTED; and (2) that the discovery period is extended until 10-20-86, and the Pretrial Conference is continued until 11-25-86 at 3:00 P.M. in Room 511. HWM s/06-05-86 (Counsel notified)	jc
06-27-86	132	ORDER. Pltf's Motion for Partial Summary Judgment on the right to legal counsel is DENIED. Pltf's Motion for Partial Summary Judgment on the access to records has been rendered MOOT by the Court's Order (126) s/06-27-86 HWM (counsel notified)	jf
07-07-86	133	MOTION for New Trial, and/or Judgment, or other Appropriate Action and Relief on Cause of Action V; MEMORANDUM of Points and Authorities; CERTIFICATE of Service, by Pltfs	
07-07-86	*	RECEIVED proposed Amended Order (133)	jf
07-16-86	134	OBJECTION to Plaintiff's Motion for New Trial and/or Judgment, Or Other Appropriate Action & Relief on Cause of Action V and Memo in Support, by Deft DEPT. OF HEALTH & REHABILITATIVE SERVICES (133)	jf
07-17-86	135	AMENDED ORDER. Pltf's Motion for Partial Summary Judgment (99) on the right to legal counsel is DENIED. Pltf's Motion for Partial Summary Judgment (99) on the access to records is GRANTED. s/07-17-86 HWM (counsel notified)	jf
10-21-86	136	MOTION for Judgment on Pleadings and Memorandum of Law, by Defts	jf
10-23-86	137	MOTION for Continuance (until 11-20-86, to respond to Defts' Motion for Judgment on Pleadings), by Pltfs (136)	jf
10-23-86	138	MEMORANDUM in Support of Motion (for continuance) for Judgment on Pleadings, by Pltfs (137) (136)	jf
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10-24-86	139	ORDER. Pltfs' Motion for Continuance is GRANTED. (137) s/10-23-86 HES (counsel notified)	jf
11-07-86	140	NOTICE of Appearance. (Patricia A. Clare)	jf
11-17-86	141	RESPONSE and Opposition to Defts' Motion for Judgment on the Pleadings, by Pltfs (136)	jf
11-21-86	142	PRETRIAL Stipulation of parties	jf
11-25-86	143	ORDER. Pretrial Conference held. Case is set for TRIAL during term commencing 06-15-87, 9:30 a.m. Counsel estimate trial to last 5 days. s/11-25-86 HWM (counsel notified)	jf
12/22/86	144	MOTION for Approval of Form and memorandum in Support Thereof (135) filed by Pltfs	mc
12/22/86	145	STIPULATION (With copy of a form "Request for Medical Records Attached) (135) (<u>See</u> entry rec'd 12-23-86)	mc
12/22/86	*	RECEIVED proposed Order (144)	mc
12/23/86	146	ORDER. Having duly considered Pltf's Motion for Approval of Form (144) the Court has reviewed the form and has determined that it is in accord with the constitutional rights of Pltfs and members of their class recognized in its Order of 07/21/86 and approves it in that respect. s/HWM 12/22/86 (counsel notified)	mc
12-23-86	*	RECEIVED letter addressed to Hon. Melton from attorney Marilyn Rose stating typographical error in Stipulation (145). (Correct date of Court Order referred to therein is 07-17-86, not 07-21-86.)	
<u>1987</u>			
02-11-87	147	ORDER. Defts' Motion for Judgment on Pleadings is DENIED. (136) s/02-11-87 HWM (counsel notified)	jf
03-10-87	148	NOTICE of Appearance as Chief Trial Counsel for Defts (Eric J. Taylor, Tallahassee, FL)	jf
04-29-87	149	MOTION for Temporary Restraining Order, by Pltf	jf
04-29-87	150	MOTION for Preliminary Injunction, by Pltfs	jf
04-29-87	151	MEMORANDUM of Points and Authorities in Support of Motion for Temporary Restraining Order & Motion for Preliminary Injunction, by Pltf (149) (150)	jf

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DATE	NR.	PROCEEDINGS	
04-29-87	*	RECEIVED proposed Order (149)(150)(151)	jf
04-30-87	152	SUPPLEMENTAL Affidavit (Marilyn G. Rose)	jf
04-30-87	153	ORDER. The Court has set a hearing on Motion for Preliminary Injunction for 05-08-87, 1:30 p.m. , at which time it will hear arguments of counsel concerning issues therein presented. Pltf ROSEMARY GREEN's motion for temporary restraining order is DENIED. (149)	jf
05-08-87	154	RECORD of Hearing, re: application for preliminary injunction, before Hon. Howell W. Melton. Arguments by counsel. Counsel will meet and attempt settlement. (court reporter: Mildred Shealy)	jf
05-11-87	155	CALENDAR. This case is set for TRIAL before Judge Melton during trial term commencing 06-15-87 , in Courtroom #1. A calendar call will be held 06-15-87 , and counsel should be present and prepared for trial. (counsel notified)	jf
05-14-87	156	STIPULATION by the parties	jf
05-14-87	157	MOTION for Order Approving Stipulation on Reporting and Disposition of Motions Involving ROSEMARY GREEN, by Pltf (156)	jf
05-14-87	*	RECEIVED proposed Order (156)(157)	jf
05-15-87	158	ORDER. Pltf's Motion for Order Approving Stipulation is GRANTED. (157) That portion of the Motion for Preliminary Injunction referring to ROSEMARY GREEN is DENIED. (157) The Stipulation by the parties, re: Pltf's request that Defts report promptly the transfer, discharge, and certain legal proceedings involving class members is APPROVED. (156) s/05-15-87 HWM (counsel notified)	jf
05-22-87	159	RECORD of Hearing, re: Settlement Conference, before Hon. Howell W. Melton. Case remains set for trial 06-15-87 at 9:30 a.m. (court reporter: Mildred Shealy)	jf
06-02-87	*	SUMMONS/NOTICE ISSUED (Original & 1 each Deft to Attorney)	jf
06-05-87	160	OFFER of Judgment filed by Defts	mc
06-10-87	161	PRETRIAL BRIEF of Plaintiffs	jf
06-18-87	162	PRETRIAL MEMORANDUM of Defendants	jf
07-22-87	163	NOTICE of Change of Address of Counsel (Marilyn G. Rose, Esq.)	jf

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	84-96-Civ-J-12 DOCKET NO. _____ PAGE <u>12</u> OF _____ PAGE
CHARITY ARMSTEAD, et al.,		DAVID PINGREE, et al.	
DATE	NR.	PROCEEDINGS	
08-20-87	164	NOTICE of Non-Jury Trial set before Hon. Howell W. Melton on 02-22-88, 9:30 a.m. in Courtroom #1, Jacksonville, Florida. (counsel/HWM/courtroom deputy notified) SEE #206	jf
		VOLUME 6	
10-29-87	165	MOTION to Grant Judgment for Plaintiffs, by Defts (partial)	jf
10-29-87	166	MEMO of Law in Support (165)	jf
11-04-87	167	MOTION for Enlargement of Time, by Pltfs (165)(166)	jf
11-06-87	168	ORDER. Motion for Enlargement of Time filed 11-4-87 by Plaintiff is GRANTED. (167) s/11-06-87 HES (counsel notified)	jf
11-25-87	169	MOTION for Protective Order and Supporting Memorandum (re: prevention of Pltf's taking additional discovery from Defts), by Deft "COLER, et al." (131)	jf
12-01-87	170	AMENDMENT to Deft's Motion for Protective Order and Supporting Memorandum, by Deft "COLER, et al." (169)	jf
12-01-87	171	RECORD of Hearing - Telephone conference call on Deft COLER's Motion for Protective Order (169) held with Magistrate Schlesinger. Order to enter.	mc
12-03-87	172	ORDER: Deft COLER's Motion for Protective Order (169) is granted . Once the Motion for Judgment (165) is resolved, if there is a need for further discovery, the Court will consider the matter. s/HES 12-01-87 (counsel notified) (171)	mc
12-09-87	173	MOTION for Continuance (until 1-11-88) (to respond to Motion to Grant Judgment), by Pltfs (165)(171)(172)	jf
12-10-87	174	ORDER. The Motion for Continuance is granted (173). s/HES 12-09-87 (counsel notified)	mc
1988			
01-08-88	175	MOTION for Enlargement of Time (until 01-21-88) (to respond to Defts' Motion to Grant Judgment), by Pltfs (165)(174)	jf
01-21-88	176	ORDER: The Motion for Enlargement of Time (175) is GRANTED. HES s/1/21/88 (counsel notified)	ja

(See Page 13)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF CHARITY ARMSTEAD, et al.,	DEFENDANT DAVID PINGREE, et al.,	84-96-Civ-J-12 DOCKET NO. _____ PAGE <u>13</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS	
01-21-88	177	RESPONSE to Defendant's Motion for Summary Judgment for Plaintiffs, with attachments	jf
01-21-88	178	MOTION for Summary Judgment and REQUEST for Oral Argument, by Pltfs	jf
01-21-88	179	NOTICE of Filing Affidavits, Depositions, Exhibits, and Slip Opinion, by Pltfs	jf
01-21-88	180	AFFIDAVIT of GERALD J. LEISMER	jf
01-21-88	181	AFFIDAVIT of MARILYN G. ROSE	jf
01-21-88	182	AFFIDAVIT of PATRICIA CLARE	jf
01-21-88	183	DEPOSITION of BETTY CARLEY taken 10-19-84 (separate folder)	jf
01-21-88	184	DEPOSITION of BETTY CARLEY taken 09-10-86 (separate folder)	jf
01-21-88	185	DEPOSITION of GENE COSTLOW taken 07-11-84 (separate folder)	jf
01-21-88	186	DEPOSITION of STEVE KENNEDY taken 09-16-86 (separate folder)	jf
01-21-88	187	DEPOSITION of GERALD T. HANNAH taken 06-05-87 (separate folder)	jf
01-21-88	188	DEPOSITION of PAULA GAIL BURTLESS taken 10-06-86 (separate folder)	jf
01-21-88	189	DEPOSITION of ESTELLE WILLIAMSON taken 10-06-86 (separate folder)	jf
01-21-88	190	DEPOSITION of SUSAN SOFFERIN taken 09-16-86 (separate folder)	jf
01-21-88	191	DEPOSITION of CAROLYN RUSSELL taken 10-06-86 (separate folder)	jf
01-21-88	192	DEPOSITION of SUSAN MAY taken 10-06-86 (separate folder)	jf
01-21-88	193	DEPOSITION of MARGARET HARGROVE taken 08-08-84 (separate folder)	jf
01-21-88	194	DEPOSITION of MARGARET HARGROVE taken 10-17-86 (separate folder)	jf
01-21-88	195	DEPOSITION of BETSY SNYDER taken 09-11-86 (separate folder)	jf
01-21-88	196	DEPOSITION of ROSANNA McCOLLORS taken 09-10-86 (separate folder)	jf
01-21-88	197	DEPOSITION of MAX G. JACKSON taken 10-07-86 (separate folder)	jf
01-21-88	198	DEPOSITION of GAYLE GRANGER taken 09-11-86 (separate folder)	jf
01-21-88	199	DEPOSITION of JOSEPH ANTHONY INFANTINO taken 10-17-86 (sep.folder)	jf
01-21-88	200	DEPOSITION of SARA B. CAIN taken 10-17-86 (separate folder)	jf
(See Page 14)			

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	84-96-Civ-J-12 DOCKET NO. _____ PAGE 14 OF _____ PAG
CHARITY ARMSTEAD, et al.,		DAVID PINGREE, et al.,	
DATE	NR.	PROCEEDINGS	
01-21-88	201	DEPOSITION of KAY LAWING taken 09-11-86 (separate folder)	jf
01-21-88	*	EXHIBITS of Plaintiff, consisting of eight brown binders, itemized as follows: 1A-4G, 5A-140, 15A-24B, 25-29, 30A-35, 36A-46H, 47A-53, 54-75 (located in large box, vault)	jf
01-21-88	202	STATEMENT of Material Facts Not in Dispute, by Pltf	jf
01-21-88	203	MOTION for Leave to File Brief Exceeding Page Limits, by Pltf	jf
01-21-88	*	RECEIVED proposed "memo of points and authorities, etc." (203)	jf
		VOLUME 7	
01-25-88	204	ORDER. Motion (203) is GRANTED. s/01-25-88 HES (counsel notified)	jf
01-25-88	205	MEMO of Points and Authorities in Support of Pltfs' Motion for Summary Judgment and in Support of Pltfs' Response to Defts' Motion, by Pltf (178) (177)	jf
02-03-88	206	NOTICE setting hearing before Hon. Howell W. Melton on 05-24-88, at 9:30 a.m., re: Motion to Grant Judgment for Pltf and Motion for Summary Judgment. (165) (178) NON-JURY TRIAL is cancelled. (164) (counsel/HWM/deputy notified)	jf
02-05-88	207	NOTICE of Typographic Errors, by Pltfs (177) (178) (202)	jf
02-05-88	208	NOTICE of Filing Deposition, by Pltf (209)	jf
02-05-88	209	DEPOSITION of KIRK M. SWENSON, 09-16-86 (see separate folder)	jf
02-05-88	210	NOTICE of Correction of Clerical Errors, by Pltfs (180)	jf
02-16-88	211	MOTION for Enlargement of Time, by Defendants (to serve response to Plaintiffs' Motion for Summary Judgment) (No. 178).	lt
02-17-88	212	ORDER: Motion for Enlargement of Time is GRANTED. HES s/02-17-88 (Counsel Notified)	lt
02-22-88	213	MOTION for Leave to Conduct Discovery, by Plaintiffs.	lt
03-21-88	214	NOTICE of Hearing on Pltf's Motion for Leave to Conduct Discovery is scheduled for 3-31-88 at 10:45 a.m. in Room 334.	lt
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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF CHARITY ARMSTEAD, ET AL	DEFENDANT DAVID PINGREE, ET AL	84-96-Civ-J-12 DOCKET NO. _____ PAGE <u>15</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS	
03-23-88	215	MOTION for Continuance, by Pltf.	1t
03-23-88	216	MEMORANDUM in Support of Pltfs' Motion for Continuance, (215).	1t
03-28-88	217	ORDER: Pltfs' Motion for Continuance is GRANTED . Pltfs' Motion for Leave to Conduct Discovery is rescheduled for 4/13/88 at 11:00 a.m. HES s/03-25-88 (Counsel notified).	1t
04-06-88	218	RESPONSE to the Pltfs' Motion for Summary Judgment, by Defts (178)	mc
04-11-88	219	NOTICE of Withdrawal of Motion for Leave to Conduct Discovery. (213)	1t
07-11-88	220	NOTICE of Filing, by Pltf.	1t
07-11-88	*	PROPOSED Finds of Fact and Conclusions of Law, by Pltf.	1t
07-28-88	*	PROPOSED Order on Motion for Summary Judgment, by Deft (178, 205,165)	1t
08-23-88	221	AMENDED PROPOSED ORDER (with proposed Order attached).	1t
08-29-88	222	ORDER: That Defts shall submit proposed findings of fact and conclusions of law on or before 09-16-88. s/HWM 08-26-88 (counsel notified).	1t
09-19-88	223	NOTICE of Filing Proposed Order, by Defts (222).	1t
1989			
02-08-89	224	ORDER Granting in Part and Denying in Part Defts' Motion to Grant Judgment for Pltfs and Pltfs' Motion for Summary Judgment. (See Final Judgment #225). s/HWM 02-08-89 (counsel notified).	1t
02-08-89	225	FINAL JUDGMENT: Defts shall provide the Court and Pltfs' counsel a detailed plan of compliance within 90 days from the date of this Judgment. Said plan shall include a quarterly reporting plan that will serve as a monitor to the requirements in this Judgment. These reports shall begin 30 days after the reporting plan is approved by this Court and shall continue for a 24 month period. The reporting period shall be extended by a subsequent Order if deemed necessary. Costs shall be assessed in favor of Pltfs and against Defts in accordance with law. s/HWM 02-08-89 (counsel notified) MR 114/2392-2398.	1t
02-24-89	226	MOTION to Alter and Amend Judgment, by Pltfs. (225)	1t
03-08-89	227	RESPONSE to Pltf's Motion to Alter and AMend Judgment and Supporting Memorandum of Law, by Deft. (226)	1t
(See Page 16)			

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF CHARITY ARMSTEAD, ET AL	DEFENDANT DAVID PINGREE, ET AL	84-96-CIV-J-12 DOCKET NO. PAGE 16 OF ____ PAGES
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DATE	NR.	PROCEEDINGS	
03-09-89	228	ORDER: That Pltfs shall file a memorandum in response to Deft's Response to Pltf's Motion to Alter and Amend Judgment (227) within 10 days from the date of this order. That Pltfs' failure to comply with this Order will result in the denial of Pltfs' Motion to Alter and Amend Judgment (226). s/HWM 03-09-89 (counsel notified).	1t
03-10-89	229	NOTICE of 30-Day Report, by Defts (225).	1t
03-10-89	230	MEMORANDUM in Opposition to Defts' Response to Pltfs' Motion to Alter and Amend Judgment, by Pltf (228).	1t
03-10-89	231	SUPPLEMENTAL Memorandum in Opposition to Defts' Response to Pltfs' Motion to Alter and Amend Judgment, by Pltfs. (230)	1t
03-21-89	232	ORDER. Defts shall file a Supplemental Memorandum in Response to Pltfs' Motion to Alter within 10 days (226); Defts' failure to comply with this Order may result in the granting of Pltfs' Motion to Alter. s/HWM 03-21-89 (counsel notified)	mc
		VOLUME 8	
03-27-89	233	RESPONSE to Pltfs' Motion to Alter and Amend Judgment and Supporting Memorandum of Law (226) (232), by Defts.	1t
04-06-89	234	ORDER: That Pltfs' Motion to Alter and Amend Judgment (226) is hereby granted in part. That the portion of Pltfs' Motion to Alter and Amend Judgment in which Pltfs' seek a clarification or construction of paragraph 9, on page 3, of the Final Judgment (225) is hereby amended. (See order for wording). That the remaining portions of Pltfs' Motion to Alter and Amend Judgment are hereby denied . s/HWM 04-05-89 (counsel notified).	1t
04-14-89	235	MOTION for Enlargement of Time and Supporting Memorandum, by Pltf. (225).	1t
04-28-89	236	MOTION to Correct Mistakes, by Defts (225).	1t
04-28-89	237	NOTICE of Appeal, by Pltf (234).	1t
04-28-89	238	MOTION for Leave to Appeal In Forma Pauperis, by Pltf.(237)	ra
05-01-89	239	ADDITIONAL Memorandum in Support of Defendant's Motion to Correct Mistakes (236).	1t
05-02-89	240	ORDER: Pltf's Motion for Enlargement of Time (235) is granted and they are given 30 days from the entry of Order (234). s/HES 05-01-89 (counsel notified).	1t
05-02-89	241	NOTICE of Filing Plan, by Defts (225).	1t

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	84-96-CIV-J-12 DOCKET NO. _____ PAGE <u>17</u> OF _____ PAGES
CHARITY ARMSTEAD, ET AL		DAVID PINGREE, ET AL	
DATE	NR.	PROCEEDINGS	
05-03-89	242	ORDER: Pltfs are entitled to appeal in forma pauperis and that this appeal is taken in good faith. s/HWM 05-03-89 (counsel notified).	lt
05-03-89	*	Appeals Information Sheet furnished.	lt
05-08-89	243	MOTION for Attorneys' Fees and Costs, by Pltf.	lt
05-10-89	244	REQUEST for adequate Time to Respond to Defts' Proposed Plan for Compliance, by Pltfs (241).	lt
05-15-89	245	RESPONSE to Pltfs' Motion for Attorney's Fees and Costs and Supporting Memo and Motion for Extension of Time, by Defts.(243)	ra
05-15-89	246	MOTION to Produce, by Defts.	ra
05-16-89	247	RESPONSE to Defts' Motion to Correct Mistakes (236)	ra
05-17-89	248	ORDER Denying Motion to Correct Mistakes: That Defts' Motion to Correct Mistakes (236) is hereby denied. s/HWM 05-17-89 (counsel notified).	lt
06-02-89	249	RESPONSE to Defts' Compliance Plan, by Pltfs (241).	lt
06-02-89	*	LETTER to USCA forwarding copy of Notice of Appeal (237), Motion for Leave to Appeal In Forma Pauperis (238), Order (234), Order (242) together with certified copy of docket entries.	lt
06-08-89	250	MOTION for Leave to File a Reply Memorandum, by Pltfs (245).	lt
06-09-89	251	ORDER: The Motion for Extension of Time (245) is granted insofar as relating to the records ordered disclosed in Paragraph 2. The Motion to Produce (246) is granted Pltfs shall produce the records requested within 5 days. Pltfs' Motion for Leave to file a Reply Memorandum (250) is granted. The Clerk is directed to file the Reply Memorandum attached to the Motion. s/HES 06-09-89 (counsel notified).	lt
06-09-89	252	REPLY MEMORANDUM in Support of Motion for Attorneys' Fees and Costs, by Pltfs (245).	lt
06-14-89	253	MOTION for Enlargement of Time and Supporting Memorandum, by Pltf.	lt
06-16-89	254	AMENDED Compliance Plan (241), by Defts.	lt
06-19-89	*	LETTER FROM USCA - CASE No. 89-3456.	lt
06-19-89	255	NOTICE of Scheduling of Hearing on Attorneys Fees and Approval of the Plan for 09-12-89 at 1:30 p.m. in Courtroom #1. s/HWM 06-19-89 (counsel notified).	lt

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	84-96-Civ-J-12 DOCKET NO. _____
CHARITY ARMSTEAD, et al		DAVID PINGREE, et al.	PAGE 18 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
06-22-89	256	ORDER: Pltfs' Motion for Enlargement of Time (253) is granted . s/HES 06/22/89 (counsel notified).	ra
06-26-89	257	AFFIDAVIT in Support of First Supplemental Fees Application, by Pltfs.	lt
07-13-89	258	NOTICE of Appearance, by Counsel for Defts.	lt
07-13-89	259	MOTION for Extension of Time in Which to File Responsive Memorandum, by Defts.	lt
07-13-89	260	MEMORANDUM of Law in Support of Motion for Extension of Time (259), by Defts.	lt
07-18-89	261	ORDER: Defts' Motion for Extension of Time in Which to File Responsive Memorandum (259) is granted . s/HES 07-17-89 (counsel notified).	lt
07-20-89	262	NOTICE of Appearance, by counsel for Pltfs.	lt
VOLUME 9			
07-24-89	263	MOTION to File Memorandum in Excess of Twenty Pages, by Defts.	lt
07-27-89	264	ORDER: Defts' Motion to File Memorandum in Excess of Twenty Pages (263) is granted . The Clerk is directed to file the Supplemental Response attached to the Motion. s/HES 07-27-89 (counsel notified).	lt
07-26-89	265	SUPPLEMENTAL Response to Pltf's Motion for Attorneys' Fees, by Defts.	lt
08-14-89	266	NOTICE of Filing Affidavit in Support of Defts' Supplemental Response Regarding Attorneys' Fees (265), by Defts.	lt
08-14-89	267	AFFIDAVIT , by Pltf (266).	lt
08-18-89	268	NOTICE of Filing Pltfs' Affidavits and Contemporaneous Time Records.	lt
VOLUME 10			
09-12-89	269	RECORD of hearing in re: Approval of Plan and Attorney's Fees (241, 243). Modification of compliance plan will be filed by Defts. Pltfs will respond to compliance plan by 09-26-89 . Pltfs' witnesses as to attorneys fees: Marilyn Rose, Kent Schuler and Terence Schmidt. Pltfs' exhibit Nos. 1 through 8 filed in evidence. Pltfs Rest as to Attorneys' fees. Defts' witnesses as to attorneys' fees: John Miller. Defts' exhibit Nos. 1 through 5, filed in evidence. Defts Rest as to attorneys' fees. Pltfs to submit proposed order with affidavit as to fee of Mr. Jacobson by 09-25-89 . Defts to submit proposed order by 10-05-89 . Taken under advisement by the Court as to attorneys fees.	lt
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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	84-96-CIV-J-12 DOCKET NO. _____ PAGE <u>19</u> OF _____ PAGES
CHARITY ARMSTEAD, ET AL		DAVID PINGREE, ET AL	
DATE	NR.	PROCEEDINGS	
09-12-89	270	APPEARANCE of Counsel, by Pltfs. Filed in open court.	1t
09-12-89	271	EXHIBIT List, by Pltfs. Filed in open court.	1t
09-12-89	272	EXHIBIT List, by Defts. Filed in open court.	1t
09-15-89	273	NOTICE of Filing Compliance Plan, By Defts (269).	1t
09-22-89	*	TELEPHONE Conversation with USCA/Debbie. She will tickle docket for additional 30 days pending outcome of motions.	1t
10-03-89	274	COMPLIANCE Plan, by Pltf.	1t
10-12-89	275	NOTICE of Filing Defts' Proposed Attorney's Fees and Costs Order.	1t
10-25-89	276	REBUTTAL TO Pltfs' Proposed Compliance Plan, by Defts (274).	1t
11-28-89	*	PER CONVERSATION with Matt Myers, advised USCA that they should finish with Plan and attorney fees in the next couple of weeks. USCA to tickel file for 30 more days.	
1990			
01-26-90	277	NOTICE of Appearance as Co-Counsel, by John W. Hedrick, Esquire, for the DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES.	ra
02-08-90	278	MEMORANDUM Opinion and Order, by Pltf.	1t
02-08-90	279	REPLY Letter to Defts Proposed Order, by Pltf.	1t
02-08-90	280	ORDER Approving Complaince Plan with Modifications and Assessing Costs and Attorneys' Fees: That Deft's Complaince Plan (273) is hereby approved with modifications to Sections 4, 11 and 17 (see Order for modifications). That Defts' Quarterly Compliance Reports pursuant to the Final Judgment and \$19 of the Compliance Plan shall be filed herein not later than the tenth day after the end of each quarterly period. That Defts' first Quarterly Compliance Report shall be filed herein not later than 07-10-90 , for the quarterly period ending 06-30-90. That Pltfs' Motion for Attorneys' Fees and Costs (243) is hereby granted in part; that attorneys' fees are hereby awarded to Pltfs in the amount of \$216,494.25 ; that costs and expenses are hereby awarded to Pltfs in the amount of \$8,001.90 . That Defts shall pay said amounts to Pltf's attorneys within 60 days . That a ruling upon Pltfs' request for recovery of the costs and expenses of obtaining fee counsel is hereby deferred . That jurisdiction is hereby retained for entry of such orders as are necessary relating to Pltfs' recovery of attorneys' fees s/HWM 02-08-90 (counsel notified).	1t

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF CHARITY ARMSTEAD, ET AL	DEFENDANT DAVID PINGREE, ET AL	84-96-CIV-J-12 DOCKET NO. _____ PAGE <u>20</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS	
02-09-90	*	RECORD ON APPEAL to USCA consisting of 10 volumes pleadings, together with certified copy of docket entries.	lt
03-01-90	281	MOTION for Leave to Withdraw, by Deft. (Counsel John Miller)	lt
03-02-90	282	ORDER: That the Motion for Leave to Withdraw (281) is hereby denied without prejudice and with leave to file said motion with the United States Court of Appeals. s/HWM 03-02-90 (counsel notified and copy to USCA).	lt
03-07-90	283	MOTION for Leave to Withdraw, by Deft (Counsel Steven W. Huss).	lt
03-08-90	284	ORDER: That the Motion for Leave to Withdraw (283) is hereby denied without prejudice and with leave to file said motion with the United States Court of Appeals. s/HWM 03-08-90 (counsel notified).	lt
03-09-90	285	MOTION for Supplemental Attorneys' Fees, by Pltfs.	lt
03-27-90	286	MOTION for Leave to Withdraw, by Counsel for Deft.	ra
04-03-90	287	ORDER: That the Motion for Leave to Withdraw is hereby denied without prejudice and with leave to file said motion with the United States Court of Appeals for the Eleventh Circuit. s/HWM 04-02-90 (counsel notified).	lt
04-03-90	288	ORDER: That Pltf's Motion for Supplemental Attorneys' Fees (285) is hereby granted . Attorneys' fees are hereby awarded to Pltfs in the amount of \$7,942.50 and that Defts shall pay said amount to Pltfs' attorney, PATRICIA A. CLARE, within 60 days of the date of this order. s/HWM 04-02-90 (counsel notified).	lt
04-08-90	289	MOTION for Relief from Order Granting Supplemental Attorneys' Fees and to Permit the Filing of a Responsive Memorandum, by Defts.	lt
04-23-90	290	RESPONSE to Defts' Motion for Relief from Order Granting Supplemental Attorneys' Fees, by Pltfs.	lt
05-03-90	291	MOTION to Permit Reply Affidavits, by Defts.	lt
05-14-90	292	MOTION for Leave to Withdraw, by Defts.	lt
06-06-90	293	ORDER: That Defts' Motion to Permit Reply Affidavits (291) is hereby denied ; and that Defts' Motion for Relief from Order Granting Attorneys' Fees and to Permit the Filing of a Responsive Pleading (289) is denied . s/HWM 06-06-90 (counsel notified).	lt
06-06-90	294	ORDER: That the Court declines to rule on the Motion for Leave to Withdraw (292) and John Miller is hereby referred to this Court's Order dated 03/02/90. s/HWM 06-06-90 (counsel notified).	lt

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	84-96-CIV-J-12
CHARITY ARMSTEAD, ET AL		DAVID PINGREE, ET AL	DOCKET NO. _____
			PAGE <u>21</u> OF _____ PAGES

DATE	NR.	PROCEEDINGS	
06-14-90	*	NOTICE that Motion of John Millet to withdraw as counsel has been granted. John Hedrick will continue to represent HRS for appeal.	lt
07-10-90	295	NOTICE of Filing First Quarterly Monitoring of Compliance Order, by Defts.	lt
10-10-90	296	NOTICE of Filing Second Quarterly Monitoring of Compliance Report, by Defts	jf
<u>1991</u>			
01-10-91	297	NOTICE of Filing Third Quarterly Monitoring of Compliance Report, by Defts	jf
01-10-91	298	JUDGMENT/OPINION, Court of Appeals. It is ordered the Judgment of District Court be affirmed in part; That the Order of District Court appealed from is reversed and the cause remanded to District Court with instructions in accordance with the Opinion of this Court (attached). (mandate issued: 1/8/91) R118/969-976 (counsel notified)	jf
01-16-91	299	ORDER. To aid the Court in compliance with mandate issued by the Eleventh Circuit on 1/8/91, IT IS ORDERED: Counsel shall confer with the goal of drafting a proposed Order complying with the dictates of the Eleventh Circuit's Order. Counsel has 60 days to file either a proposed Order or a Notice stating they were unable to reach agreement on a proposed Order. s/HWM (counsel notified)	jf
02-04-91	*	RECEIVED copy of Circuit's Bill of Costs: Taxed: 4187.20 against Defendants/Appellees as of 1/4/91 (89-3456)	jf
02-07-91	*	RECEIVED proposed Consent Order	jf
02-13-91	300	CONSENT ORDER. Defts shall provide Pltfs' counsel, within 90 days , a Master List containing name, date of discharge, and current placement address of all individuals (see order for details). Defts shall provide Pltfs' counsel current habilitation plan of each confirmed class member within 60 days of receipt of the Master List. Defts shall refer each unconfirmed class member, within a reasonable period of time, to Developmental Services to determine if they are mentally retarded and eligible for services, in accordance with the Compliance Plan (CP) previously approved by this Court. see page 22	

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Continuation of Order:

Developmental Services shall determine eligibility of each referred confirmed class member in accordance with the CP. Defts will immediately notify Pltfs of date of each referral to Developmental Services & shall provide Pltf's counsel a copy of the Developmental Services decision at the same time notice is provided to all other Parties as required by the CP. Defts to provide every confirmed class member discharged prior to the entry of the Final Judgment on 1/8/89, with a hearing to determine whether the placement is appropriate under the standards set forth in the CP. Where placement is appropriate, the individual will no longer be considered a class member. This provision is intended to modify the Final Judgment, Para. 17, as amended by this Court on 2/8/90. Where the Parties agree, the Parties may waive a hearing & enter into a Stipulation and Agreement for any class member at any time. This provision is intended to **modify** the **Final Judgment**, Para. 17 as amended by this Court 2/8/90 and applies to all members of the class without regard to the date of discharge. Deft's **Quarterly** Monitoring Compliance Reports shall be filed not later than the 20th day after the end of each quarterly period. This amends Para. 3 of Court's Order of 2/8/90. Defts will amend their compliance plan in accordance with this Consent Decree and will incorporate the provisions of this Consent Decree into their Quarterly Monitoring Compliance Reports.
s/HWM (counsel notified)

jf

02-20-91 301 **ORDER, Court of Appeals.** Before Circuit Judges Johnson, Hatchett, and Sr. Circuit Judge Smith: Appellant's motion for extension of time to file affidavit of Marilyn G. Rose, construed as a motion for leave to file the affidavit out of time, is **granted**. Appellees' motion for extension of time to file supplemental affidavit & memo is **granted**. Appellants' Petition for Attorney's Fees and Costs is **granted** and the matter is **remanded** to District Court for an Evidentiary hearing as to a reasonable fee.
(89-3456) (entered: 2/14/91) (cy to HWM)

jf

02-25-91 302 **ORDER, Court of Appeals.** Appellant's motion for leave to file a Reply memo in support of Petition for Attorneys Fees and Costs **denied**. (Petition for fees/costs has been granted)
(entered 2/20/91) (cy to HWM)

jf

02-27-91 303 **ORDER.** Counsel shall confer with the goal of stipulating to the reasonable attorney's fees/costs and drafting a proposed Order awarding such reasonable fees/costs. Counsel, within **60 days**, shall submit a stipulation as to

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(continuation of Order):		
		attorney's fees/costs with a proposed Order or a Notice stating that they were unable to reach agreement on these matters. Court will schedule an Evidentiary Hearing at a later date, if necessary. s/HWM (counsel notified) jf
03-05-91	304	MOTION for Enlargement of Time (requesting 7 days to file supplemental affidavit re: Court of Appeals Order of 2/14/91), by Defts jf
03-07-91	305	NOTICE of Filing Affidavit in Support of Defts' Position Regarding Reasonable Attorneys' Fees, by Defts jf
03-13-91	306	ORDER. Defts' Motion (306) is granted. s/JHM (counsel notified) jf
04-19-91	307	FOURTH QUARTERLY REPORT Monitoring of Compliance Report (4/20/91) jf
		jf
05-08-91	*	RECEIVED letter addressed to Judge Melton from attorney Sam Jacobson jf
05-08-91	308	ORDER. Counsel shall continue to confer with the goal of stipulating to the reasonable attorneys' fees & costs & drafting a proposed Order awarding such reasonable fees & costs. No later than 5/20/91 counsel shall file either a Stipulation as to fees/costs with a proposed Order, or a Notice stating they were unable to reach agreement on these matters. The Court will set an Evidentiary Hearing at a later date, if necessary. s/HWM (counsel notified) jf
06-20-91	309	STIPULATION as to Appellate Attorneys' Fees and Costs, by the parties. spw
06-20-91	310	ORDER Directing Payment of Attorneys' Fees: Defts shall pay to pltfs' counsel, the Jacksonville Area Legal Aid, Inc., the sum of twenty-six thousand seven hundred fifty dollars (\$26,750.00) for pltfs' appellate fees and costs incident to appellate services on behalf of pltfs and to obtaining an award of appellate fees and costs. (s/HWM on 6/19/91, counsel notified) spw

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DATE	NR.	PROCEEDINGS	
07-19-91	311	NOTICE of Filing Fifth Quarterly monitoring of Compliance Report, by defts.	spw
08-07-91	312	ORDER directing Clerk to file documents in camera (Signed by Judge Howell W. Melton, notice sent to counsel(s))	vc
09-11-91	313	NOTICE of filing Amended Compliance Plan	vc
09-23-91	314	NOTICE of filing corrected page 12 to the Amended Compliance Plan	vc
10-21-91	315	NOTICE of filing Sixth Quarterly Monitoring of Compliance Report	vc
01-21-92	316	NOTICE of filing seventh quarterly monitoring of compliance report by Defendants	vc
01-29-92	*	LETTER received from John Hedrick re: Mr. Sill as a member of the class	vc
01-31-92	317	STIPULATION re: Mary Quimby, whom is no longer a member of the class in this cause	vc
02-28-92	*	LETTER received from John W. Hedrick re: Mr. Miller and Ms. Smith are no longer considered members of the class	vc
03-04-92	318	STIPULATION pursuant to paragraph 7 of the Order entered in this cause on 2/13/91 re: Jerry Miller	vc
03-04-92	319	STIPULATION pursuant to paragraph 7 of the Order entered in this cause on 2/13/91 re: Teresa Scott	vc
03-05-92	320	STIPULATION pursuant to paragraph 7 of the Order entered in this cause on 2/13/91 re; Danny Scott	vc
03-09-92	321	STIPULATION pursuant to paragraph 7 of the Order entered in this cause on 2/13/91 re: Emily Smith	vc
03-09-92	*	LETTER received from John W. Hendrick, Esq. re: Joe Rentz returning to live in his home and no longer a member of the class	vc
03-09-92	*	LETTER from John W, Hendrickre: unconfirmed class members, Robert Bruce, William Finley, and Annie Porter	vc
03-10-92	*	LETTER received from John W. Hedrick re: Robert Greenwood returned to his home by order of the Circuit Court, Seventh Judicial Circuit, Putnam County, Florida, dated 2/26/92	vc

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DATE	NR.	PROCEEDINGS
03-11-92	322	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Emily E. Smith vc
03-11-92	323	STIPULATION pursuant to Court's Order filed 2/13/91, Paragraph 7, re: Teresa Donohoe vc
03-19-92	324	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Henry Fipps vc
03-19-92	325	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Lisa Risner vc
03-25-92	326	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Linda Dean vc
03-25-92	327	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Daniel Mervosh vc
03-25-92	328	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Morse Gaines vc
03-25-92	329	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Charles Nelson vc
04-14-92	*	LETTER from HRS that more than 30 days have lapsed and they have not received Stipulation, re: placement of Danny Scott with West Road Group Home in Jacksonville jf
04-15-92	330	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Jason Coffee jf
04-17-92	331	MOTION for Leave to Withdraw (John W. Hedrick, Esq.) on behalf of Defendants jf
04-20-92	332	NOTICE of Filing Eighth & FINAL Quarterly Monitoring of Compliance Report jf
04-29-92	333	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Adell Mitchell jf
05-04-92	334	NOTICE of Appearance & Substitution of Counsel (Linda K. Harris, Esq.) on behalf of Defendant Dept. of Health & Rehabilitative Serv., in lieu of John W. Hedrick, Esq. jf
05-05-92	335	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Keith Horne jf
05-05-92	336	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: Kenneth Blair jf
05-05-92	337	STIPULATION pursuant to Paragraph 7 of Court's Order filed 2/13/91 re: James Kazee jf

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DATE	NR.	PROCEEDINGS	
05-08-92	*	RECEIVED letter from Linda Harris, Esq., re: Reginald Knight is no longer considered a member of the expanded class	jf
05-08-92	*	RECEIVED letter from Linda Harris, Esq., re: Brenda Nelson is no longer a member of the class	jf
05-08-92	*	RECEIVED letter from Linda Harris, Esq., re: James Altman is no longer a member of the expanded class	jf
05-11-92	338	NOTICE of Appearance & Substitution of Counsel (Linda K. Harris, Esq. in lieu of John W. Hedrick) on behalf of Dept. of HRS	jf
05-11-92	339	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Barnett Stokes	jf
05-13-92	340	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Kenneth Phillips	jf
05-13-92	341	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Edith Marie Hardy	jf
05-13-92	342	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Ira Morganstern	jf
05-13-92	343	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Keith Backus	jf
05-13-92	344	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Phillip Thompson	jf
05-13-92	345	ORDER. Motion (331) is granted and Linda K. Harris, Esq., is substituted for John W. Hedrick, Esq. on behalf of H.R.S. s/JES (counsel notified)	jf
05-13-92	346	NOTICE of Reassignment. This case is reassigned to the Hon. Wm. Terrell Hodges for all further proceedings. s/Deputy Clerk (counsel notified)	jf
05-18-92	347	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Derek Tibbits	jf
05-18-92	348	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Gary Albert	jf
05-19-92	349	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Arnett Jones	jf
05-19-92	350	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: James Bennett	jf

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PLAINTIFF CHARITY ARMSTEAD, et al.,	DEFENDANT DAVID PINGREE, et al.,	84-96-Civ-J-10 DOCKET NO. _____ PAGE <u>27</u> OF _____ PAGES
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DATE	NR.	PROCEEDINGS	
05-20-92	351	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: James Stubbs	jf
05-21-92	352	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Cheryl Beasley	jf
05-22-92	353	LETTER from Linda Harris, Deputy General Counsel advising the Court that Mrs. Kathryn Watters is no longer considered a member of the class.	es
05-22-92	354	LETTER from Linda Harris, Deputy General Counsel advising the Court that Mrs. Wendy Kessler is no longer considered a member of the class.	es
05-22-92	355	LETTER from Linda Harris, deputy General Counsel advising the Court that Cheryl beasley is no longer considered a member of the class.	es
06-02-92	356	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: James Bennett.	jf
06-03-92	357	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Joseph Rentz	jf
06-05-92	358	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: China Paul	vc
06-12-92	359	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Richard Ogden.	jf
07-15-92	360	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Kathryn Watters	jf
07-15-92	361	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Johnny Bonner	jf
07-15-92	362	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: William Hilson	jf
07-22-92	363	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Donald Shaw	jf
07-27-92	364	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Marie Newton	jf
08-20-92	365	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Willie Blackmon	jf
08-21-92	366	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Richard Day	jf

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DATE	NR.	PROCEEDINGS	
08-26-92	367	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: James Altman	jf
08-28-92	368	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: William Sills	jf
09-02-92	369	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Wendy Kessler	jf
09-02-92	370	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Roger Kerr	jf
09-02-92	371	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Charles Wright	jf
09-02-92	372	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Charles Wright	jf
09/04/92	371	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Joe Lindsey	jf
09-14-92	373	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Brenda Nelson	jf
09/23/92	374	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: William Wise	jrt
10/13/92	375	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Charity D. Armstead	jrt
10/13/92	376	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/92, re: Lillie Mae Scott	jrt
11/19/92	377	STIPULATION pursuant to paragraph 7 of the order entered 2/13/91 re: Richard Ogden	
12/08/92	378	AGREEMENT by Dept. of Health and Rehabilitative Services and Jacksonville Area Legal Aid, Inc.	mk
09/20/93	379	STIPULATION pursuant to paragraph 7 of the Order entered 2/13/91, re: Tyson Bateman (Weller)	jf
07/27/94	380	MOTION to terminate jurisdiction with prejudice by defendants	jdkl
8-10-94	381	MOTION for enlargement of time to file response to defendants motion to terminate jurisdiction by plaintiff	jdkl
8/18/94	382	ORDER granting plaintiff's (381) motion for enlargement of time. plaintiff shall have until 09/01/94 to file a response to defendant's motion to terminate jurisdiction with prejudice (signed by judge Melton) etc	jdkl

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09-01-94	383	RESPONSE by plaintiffs' in opposition to defendants' motion to modify final judgment and terminate jurisdiction	jkl
09-20-94	384	REPLY by defendants to response to motion to modify final judgment and terminate jurisdiction	jkl
11-03-94	385	ORDER that defendants' motion to terminate jurisdiction with prejudice (doc. #380) is denied (signed by Judge Melton) ctc	jkl
11-15-94	386	MOTION by plaintiffs' for supplemental attorneys' fees	jkl
11-15-94	387	MEMORANDUM by plaintiffs' in support of motion for attorneys fees and costs	jkl
01-06-95	388	ORDER that plaintiff's motion for supplemental attorneys' fees (doc. #386) is granted and that defendants shall pay to plaintiff \$3,772.50 in attorneys' fees (signed by Judge Melton) ctc	jkl
03-30-95	*	CLERK noticed plaintiff's counsel (Patricia Clare) to pick up exhibits within 30 days, Local Rule 5.05	jf
04-07-95	389	RECEIPT for plaintiff's exhibits (1 box)	jf
08-15-97	390	NOTICE of substitution of counsel by defendant State of Florida Department of Children & Family Services (Samuel C. Chavers replacing Linda K. Harris)	acp