

**U.S. District Court
Northern District of Georgia (Newnan)
CIVIL DOCKET FOR CASE #: 3:17-cv-00067-TCB**

Georgia State Conference of the NAACP et al v. City of
LaGrange, Georgia
Assigned to: Judge Timothy C. Batten, Sr
Case in other court: USCA 11th Circuit, 18-10053-AA
Cause: 42:3601 Fair Housing Act

Date Filed: 05/18/2017
Jury Demand: Plaintiff
Nature of Suit: 443 Civil Rights:
Accommodations
Jurisdiction: Federal Question

Plaintiff

**Georgia State Conference of the
NAACP**

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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V.

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Date Filed	#	Docket Text
05/18/2017	<u>1</u>	COMPLAINT with Jury Demand filed by Pamela Williams, April Walton, Project South, Calvin Moreland, Georgia State Conference of the NAACP, Charles Brewer, Troup County NAACP. Filing fee \$400 receipt number 113E-7153979. (Attachments: # <u>1</u> Civil Cover Sheet) (rsh) Please visit our website at http://www.gand.uscourts.gov/commonly-used-forms to obtain Pretrial Instructions which includes the Consent To Proceed Before U.S. Magistrate form. (Entered: 05/18/2017)
05/18/2017	<u>2</u>	Electronic Summons Issued as to City of LaGrange, Georgia. (rsh) (Entered: 05/18/2017)
05/18/2017	<u>3</u>	MOTION to Proceed Under Pseudonyms with Brief In Support by John Doe #1, John Doe #2, John Doe #3. (Attachments: # <u>1</u> Affidavit Decl. of John Doe #1, # <u>2</u> Affidavit Decl. of John Doe #2, # <u>3</u> Affidavit Decl. of John Doe #3, # <u>4</u> Exhibit A through C, # <u>5</u> Text of Proposed Order)(Cox, Justin) (Entered: 05/18/2017)
05/18/2017	<u>4</u>	NOTICE Of Filing Corrected Summons by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams re <u>2</u> Electronic Summons Issued (Hollie, Atteeyah) (Entered: 05/18/2017)
05/19/2017	<u>5</u>	APPLICATION for Admission of Karen C. Tumlin Pro Hac Vice (Application fee \$ 150, receipt number 113E-7157443)by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Cox, Justin) (Entered: 05/19/2017)
05/19/2017	<u>6</u>	APPLICATION for Admission of Melissa S. Keaney Pro Hac Vice (Application fee \$ 150, receipt number 113E-7157488)by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Cox, Justin) (Entered: 05/19/2017)
05/19/2017	<u>7</u>	APPLICATION for Admission of Mayra B. Joachin Pro Hac Vice (Application fee \$ 150, receipt number 113E-7157512)by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Cox, Justin) (Entered: 05/19/2017)
05/19/2017	<u>8</u>	APPLICATION for Admission of Alexa Milton Pro Hac Vice (Application fee \$ 150, receipt number 113E-7158906)by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Hollie, Atteeyah) (Entered: 05/19/2017)
05/19/2017	<u>9</u>	APPLICATION for Admission of Jamie Crook Pro Hac Vice (Application fee \$ 150, receipt number 113E-7158936)by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Hollie, Atteeyah) (Entered: 05/19/2017)
05/19/2017	<u>10</u>	Certificate of Interested Persons by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Hollie, Atteeyah) (Entered: 05/19/2017)

05/22/2017	<u>11</u>	APPLICATION for Admission of Joseph Wardenski Pro Hac Vice (Application fee \$ 150, receipt number 113E-7160168)by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Hollie, Atteeyah) (Entered: 05/22/2017)
05/22/2017	<u>12</u>	Electronic Summons Reissued as to City of LaGrange, Georgia (with Pla's counsel properly listed) (rsh) (Entered: 05/22/2017)
05/25/2017	<u>13</u>	APPLICATION for Admission of Reed Colfax Pro Hac Vice (Application fee \$ 150, receipt number 113E-7170317)by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Hollie, Atteeyah) (Entered: 05/25/2017)
05/31/2017		Clerks Notation re <u>10</u> Certificate of Interested Persons: reviewed and approved by Judge Timothy C. Batten, Sr. (se) (Entered: 05/31/2017)
06/01/2017	<u>14</u>	WAIVER OF SERVICE Returned Executed by Pamela Williams, April Walton, Project South, Calvin Moreland, Georgia State Conference of the NAACP, John Doe #2, Charles Brewer, John Doe #1, John Doe #3, Troup County NAACP. All Defendants. (Hollie, Atteeyah) (Entered: 06/01/2017)
06/05/2017		Submission of <u>3</u> MOTION to Proceed Under Pseudonyms , submitted to District Judge Timothy C. Batten. (jlm) (Entered: 06/05/2017)
06/08/2017		APPROVAL by Clerks Office re: <u>5</u> APPLICATION for Admission of Karen C. Tumlin Pro Hac Vice (Application fee \$ 150, receipt number 113E-7157443). Attorney Karen C. Tumlin added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 06/08/2017)
06/08/2017		APPROVAL by Clerks Office re: <u>6</u> APPLICATION for Admission of Melissa S. Keaney Pro Hac Vice (Application fee \$ 150, receipt number 113E-7157488). Attorney Melissa S. Keaney added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 06/08/2017)
06/08/2017		APPROVAL by Clerks Office re: <u>7</u> APPLICATION for Admission of Mayra B. Joachin Pro Hac Vice (Application fee \$ 150, receipt number 113E-7157512). Attorney Mayra B. Joachin added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 06/08/2017)
06/08/2017		APPROVAL by Clerks Office re: <u>8</u> APPLICATION for Admission of Alexa Milton Pro Hac Vice (Application fee \$ 150, receipt number 113E-7158906). Attorney Alexa Milton added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 06/08/2017)
06/08/2017		APPROVAL by Clerks Office re: <u>9</u> APPLICATION for Admission of Jamie Crook Pro Hac Vice (Application fee \$ 150, receipt number 113E-7158936). Attorney Jaime L. Crook added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 06/08/2017)
06/12/2017		MINUTE ORDER granting <u>5</u> Application for Admission Pro Hac Vice of Karen C. Tumlin; granting <u>6</u> Application for Admission Pro Hac Vice of Melissa S. Keaney; granting <u>7</u> Application for Admission Pro Hac Vice of Mayra B. Joachin; granting <u>8</u> Application for Admission Pro Hac Vice of Alexa Milton; granting <u>9</u> Application for Admission Pro Hac Vice of Jamie Crook. Entered by CRD at the direction of Judge Timothy C. Batten, Sr. on 6/12/17. (se) (Entered: 06/12/2017)

06/13/2017		APPROVAL by Clerks Office re: <u>11</u> APPLICATION for Admission of Joseph Wardenski Pro Hac Vice (Application fee \$ 150, receipt number 113E-7160168). Attorney Joseph Wardenski added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 06/13/2017)
06/14/2017	<u>15</u>	ORDER granting <u>3</u> Plas' Motion for Leave to Proceed Under Pseudonyms. John Doe #1, John Doe #2, and John Doe #3 are GRANTED leave to proceed in this action using pseudonyms. Signed by Judge Timothy C. Batten, Sr on 6/14/17. (rsh) (Entered: 06/14/2017)
06/16/2017		APPROVAL by Clerks Office re: <u>13</u> APPLICATION for Admission of Reed Colfax Pro Hac Vice (Application fee \$ 150, receipt number 113E-7170317). Attorney Reed N. Colfax added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 06/16/2017)
06/29/2017		MINUTE ORDER granting <u>11</u> Application for Admission Pro Hac Vice of Joseph Wardenski; granting <u>13</u> Application for Admission Pro Hac Vice of Reed Colfax. Entered by CRD at the direction of Judge Timothy C. Batten, Sr. on 6/29/17. (se) (Entered: 06/29/2017)
07/21/2017	<u>16</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM with Brief In Support by City of LaGrange, Georgia. (Todd, Jeffrey) (Entered: 07/21/2017)
07/21/2017	<u>17</u>	Instructions to Parties and Counsel. Signed by Judge Timothy C. Batten, Sr on 7/21/17. (rsh) (Entered: 07/21/2017)
07/28/2017	<u>18</u>	Unopposed MOTION for Extension of Time to File Response to Motion to Dismiss re: <u>16</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Attachments: # <u>1</u> Text of Proposed Order)(Crook, Jaime) (Entered: 07/28/2017)
07/31/2017	<u>19</u>	ORDER granting <u>18</u> Pla's Motion for Extension of Time through 8/9/17 to respond to Dft City of LaGrange's Motion to Dismiss. Signed by Judge Timothy C. Batten, Sr on 7/31/17. (rsh) (Entered: 07/31/2017)
08/07/2017	<u>20</u>	NOTICE of Change of Address for Justin Bryan Cox, counsel for Georgia State Conference of the NAACP (Cox, Justin) (Entered: 08/07/2017)
08/09/2017	<u>21</u>	RESPONSE in Opposition re <u>16</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Crook, Jamie) (Entered: 08/09/2017)
08/23/2017	<u>22</u>	REPLY to Response to Motion re <u>16</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by City of LaGrange, Georgia. (Todd, Jeffrey) (Entered: 08/23/2017)
08/23/2017		Submission of <u>16</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , submitted to District Judge Timothy C. Batten. (jlm) (Entered: 08/23/2017)
10/16/2017	<u>23</u>	NOTICE of Appearance by Kenneth Drew Jones on behalf of City of LaGrange, Georgia (Jones, Kenneth) (Entered: 10/16/2017)
10/26/2017	<u>24</u>	JOINT PRELIMINARY REPORT AND DISCOVERY PLAN filed by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Crook, Jamie) (Entered: 10/26/2017)
10/27/2017	<u>25</u>	Initial Disclosures by City of LaGrange, Georgia.(Todd, Jeffrey) (Entered: 10/27/2017)
10/30/2017	<u>26</u>	CERTIFICATE OF SERVICE filed by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project

		South, Troup County NAACP, April Walton, Pamela Williams (Crook, Jamie) (Entered: 10/30/2017)
12/04/2017		NOTICE of Hearing: Scheduling Conference set for 12/19/2017 at 02:00 PM in NEWN 3rd Floor Courtroom before Judge Timothy C. Batten Sr.(se) (Entered: 12/04/2017)
12/04/2017		NOTICE RESETTING Hearing: CHANGE IN TIME ONLY: Scheduling Conference reset for 12/19/2017 at 09:45 AM in NEWN 3rd Floor Courtroom before Judge Timothy C. Batten Sr.(se) (Entered: 12/04/2017)
12/07/2017	<u>27</u>	ORDER GRANTING Defendant's <u>16</u> Motion to Dismiss for Failure to State a Claim. Plaintiffs' Fair Housing Act claim is DISMISSED WITH PREJUDICE and its state law claims are DISMISSED WITHOUT PREJUDICE. Signed by Judge Timothy C. Batten, Sr on 12/7/17. (jlm) (Entered: 12/07/2017)
12/07/2017	<u>28</u>	CLERK'S JUDGMENT entered DISMISSING action. Plaintiff's Fair Housing Act Claim is DISMISSED with prejudice and Plaintiff's state law claims are DISMISSED without prejudice. (jlm)--Please refer to http://www.ca11.uscourts.gov to obtain an appeals jurisdiction checklist-- (Entered: 12/07/2017)
12/07/2017		Civil Case Terminated. (jlm) (Entered: 12/07/2017)
01/04/2018	<u>29</u>	NOTICE OF APPEAL as to <u>28</u> Clerk's Judgment, by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. Filing fee \$ 505, receipt number 113E-7603096. Transcript Order Form due on 1/18/2018 (Crook, Jamie) (Entered: 01/04/2018)
01/04/2018	<u>30</u>	Transmission of Certified Copy of Notice of Appeal, Judgment, Order and Docket Sheet to US Court of Appeals re <u>29</u> Notice of Appeal, (Attachments: # <u>1</u> Notice of Appeal, # <u>2</u> Order, # <u>3</u> Judgment)(jlm) (Additional attachment(s) added on 1/4/2018: # <u>4</u> Docket Sheet) (jlm). (Entered: 01/04/2018)
01/09/2018	<u>31</u>	USCA Acknowledgment of <u>29</u> Notice of Appeal filed by Georgia State Conference of the NAACP, Project South, John Doe #2, John Doe #3, Troup County NAACP, John Doe #1, Calvin Moreland, Charles Brewer, April Walton, Pamela Williams. Case Appealed to USCA - 11th Circuit. USCA Case Number 18-10053-AA(kac) (Entered: 01/16/2018)
01/18/2018	<u>32</u>	TRANSCRIPT ORDER FORM re <u>29</u> Notice of Appeal,. (Crook, Jamie) (Entered: 01/18/2018)
01/18/2018		Set Electronic Certification of the Record on Appeal due deadline re: <u>32</u> Transcript Order Form. Electronic Certification due on 2/1/2018. (No hearing.)(kac) (Entered: 01/19/2018)
03/06/2018		Pursuant to F.R.A.P.11(c), the Clerk certifies that the record is complete for purposes of this appeal re: <u>29</u> Notice of Appeal. Case Appealed to USCA - 11th Circuit. USCA Case Number 18-10053-AA. The entire record on appeal is available electronically. (kac) (Entered: 03/06/2018)
03/29/2019	<u>33</u>	NOTICE by City of LaGrange, Georgia <i>Withdrawal of Counsel</i> (Daniel, Jeffrey) (Entered: 03/29/2019)
09/04/2019	<u>34</u>	MOTION to Withdraw Jamie L. Crook as Attorneyby Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Crook, Jamie) (Entered: 09/04/2019)
10/10/2019	<u>37</u>	USCA Opinion received (VACATING JUDGMENT AND REMANDING case for further proceedings re: <u>29</u> Notice of Appeal filed by Georgia State Conference of the NAACP, Project South, John Doe #2, John Doe #3, Troup County NAACP, John Doe #1, Calvin Moreland, Charles Brewer, April Walton, Pamela Williams. In accordance with FRAP 41(b), the USCA mandate will issue at a later date. Case Appealed to USCA 11th Circuit Case Number 18-10053-AA. (rsh) (Entered: 11/21/2019)

11/05/2019		Submission of <u>34</u> MOTION to Withdraw Jamie L. Crook as Attorney, to District Judge Timothy C. Batten Sr. (usw) (Entered: 11/05/2019)
11/08/2019	<u>38</u>	JUDGMENT of USCA (Certified copy) REMANDING to the District Court for further action re: <u>29</u> Notice of Appeal, filed by Georgia State Conference of the NAACP, Project South, John Doe #2, John Doe #3, Troup County NAACP, John Doe #1, Calvin Moreland, Charles Brewer, April Walton, Pamela Williams Case Appealed to USCA 11th Circuit Case Number 18-10053-AA. (rsh) (Entered: 11/21/2019)
11/11/2019	<u>35</u>	APPLICATION for Admission of Kevin Herrera Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-9076572). Documents for this entry are not available for viewing outside the courthouse.by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Application for Admission Pro Hac Vice)(Hollie, Atteeyah) (Entered: 11/11/2019)
11/11/2019	<u>36</u>	APPLICATION for Admission of Robin Lisa Goldfaden Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-9076590). Documents for this entry are not available for viewing outside the courthouse.by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Attachments: # <u>1</u> Text of Proposed Order Proposed Order Granting Application for Admission Pro Hac Vice)(Hollie, Atteeyah) (Entered: 11/11/2019)
11/15/2019		APPROVAL by Clerks Office re: <u>35</u> APPLICATION for Admission of Kevin Herrera Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-9076572). Documents for this entry are not available for viewing outside the courthouse.. Attorney Kevin Herrera added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 11/15/2019)
11/15/2019		APPROVAL by Clerks Office re: <u>36</u> APPLICATION for Admission of Robin Lisa Goldfaden Pro Hac Vice (Application fee \$ 150, receipt number AGANDC-9076590). Documents for this entry are not available for viewing outside the courthouse.. Attorney Robin Lisa Goldfaden added appearing on behalf of Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2, John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams (pmb) (Entered: 11/15/2019)
11/21/2019	<u>39</u>	ANSWER to <u>1</u> COMPLAINT with Jury Demand by City of LaGrange, Georgia. Discovery ends on 4/20/2020.(Jones, Kenneth) Please visit our website at http://www.gand.uscourts.gov to obtain Pretrial Instructions. (Entered: 11/21/2019)
11/21/2019	<u>40</u>	NOTICE by City of LaGrange, Georgia of <i>Suggestion of Death</i> (Jones, Kenneth) (Entered: 11/21/2019)
11/21/2019	<u>41</u>	NOTICE by City of LaGrange, Georgia of <i>Suggestion of Death</i> (Attachments: # <u>1</u> Attachment)(Jones, Kenneth) (Entered: 11/21/2019)
11/25/2019		MINUTE ORDER granting <u>35</u> Application for Admission Pro Hac Vice of Kevin Herrera; granting <u>36</u> Application for Admission Pro Hac Vice of Robin Lisa Goldfaden. Entered by CRD at the direction of Judge Timothy C. Batten, Sr. on 11/25/19. If the applicant does not have CM/ECF access in the Northern District of Georgia already, they must request access at http://pacer.gov . If they have electronically filed in this district in a previous case, please omit this step.(se) (Entered: 11/25/2019)
11/25/2019	<u>42</u>	ORDER making the USCA mandate the judgment of this Court re <u>29</u> Notice of Appeal. Case Appealed to USCA 11th Circuit Case Number 18-10053-AA. Signed by Judge Timothy C. Batten, Sr. on 11/25/19. (rsh) (Entered: 11/25/2019)
12/03/2019	<u>43</u>	NOTICE of Appearance by Patrick J Fitzgerald on behalf of City of LaGrange, Georgia (Fitzgerald, Patrick) (Entered: 12/03/2019)
12/23/2019	<u>44</u>	Amended JOINT PRELIMINARY REPORT AND DISCOVERY PLAN filed by Charles Brewer, Georgia State Conference of the NAACP, John Doe #1, John Doe #2,

		John Doe #3, Calvin Moreland, Project South, Troup County NAACP, April Walton, Pamela Williams. (Colfax, Reed) (Entered: 12/23/2019)
01/03/2020	<u>45</u>	SCHEDULING ORDER: re: <u>44</u> Joint Preliminary Report and Discovery Plan, Discovery ends on 8/18/2020. Signed by Judge Timothy C. Batten, Sr. on 12/30/2019. (dmb) (Entered: 01/03/2020)