

CLOSED

**U.S. District Court
Eastern District of Kentucky (Covington)
CIVIL DOCKET FOR CASE #: 2:05-cv-00079-WOB**

Hollingsworth et al vs. Rees
Assigned to: Judge William O. Bertelsman
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/29/2005
Date Terminated: 06/30/2008
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

James Hollingsworth

represented by **Robert B. Newman**
Newman & Meeks Co.
215 E. Ninth Street
Suite 650
Cincinnati, OH 45202
513-639-7000
Fax: 513-639-7011
Email: robertnewman@newman-meeks.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Charles Breckenridge

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Khalil Rahim

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Thomas Elliott

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Tray James

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Chance Hall

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Jeff Deal

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Ron Gregory

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Leon Marshall

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Danale Sneed

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Dennis Marshall

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Chris Dale

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Walter Long

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Keith Lawson

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Arthur Simpleton

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

James Davenport

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Ed James

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Larry Gaines

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Rick Steele

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Paul Sandman

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Anthony Jordan

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

James Woodruff

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Jason Sumpter

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Sean Black

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Jacob Bowen

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

James Smith

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Dale Myerhoff

represented by **Robert B. Newman**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

V.

Defendant

John D. Rees

Commission, Kentucky Department of
Corrections

represented by **Jeffrey C. Mando**

Adams, Stepner, Woltermann & Dusing,
PLLC
40 W. Pike Street
P.O. Box 861
Covington, KY 41012-0861
859-394-6200
Fax: 859-392-7263
Email: jmando@aswdlaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jeffrey T. Middendorf

Commonwealth of Kentucky- Justice
Cabinet
125 Holmes Street
Second Floor
Frankfort, KY 40601
502-564-3279
Fax: 502-564-6686
Email: jeff.middendorf@ky.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Justin D. Verst

Twehues & Verst
331 York Street
Newport, KY 41071
859-491-5843
Fax: 859-491-5932
Email: jdvcca@fuse.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Rebecca Baylous

Department of Corrections, Office of
General Counsel
P.O. Box 2400
Frankfort, KY 40602-2400
502-564-2024
Fax: 502-564-6494
Email: rebecca.baylous@ky.gov
TERMINATED: 07/18/2006
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John C. Cummings

Justice & Public Safety Cabinet
125 Holmes Street
Frankfort, KY 40601
802-564-8214
Email: john.cummings@ky.gov
ATTORNEY TO BE NOTICED

Defendant

Campbell County, Kentucky

represented by **Jeffrey C. Mando**

(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Justin D. Verst

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant**Greg L. Buckler**

Jailer of Campbell County

represented by **Jeffrey C. Mando**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Justin D. Verst

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/29/2005	<u>1</u>	COMPLAINT 2 summons(es) issued with copy (Filing fee \$250; receipt number 117534), filed by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, Rick Steele, Paul Sandman, Anthony Jordan, James Woodruff, Jason Sumpter, Sean Black, Charles Breckenridge, Jacob Bowen, James Smith, Dale Myerhoff, Khalil Rahim, Thomas Elliott. (Attachments: # <u>1</u> Exhibit A – Part 1 – Grievances# <u>2</u> Exhibit A – Part 2 Letters# <u>3</u> Exhibit B – Letter from Greg L. Buckler, Jailer# <u>4</u> Civil Cover Sheet, Case Assignment, Receipt # <u>5</u> Summons)(LSG) Additional attachment(s) added on 5/6/2005 (Greiwe, Linda). (Entered: 04/29/2005)
05/13/2005	<u>2</u>	MOTION for Preliminary Injunction by all Plaintiffs (Attachments: # <u>1</u> Declarations – Pages 1 – 32# <u>2</u> Declarations – pgs 33 – 67# <u>3</u> Declarations – pgs 68 – 109# <u>4</u> Declarations – pgs 110 – 138)(LSG) (Entered: 05/13/2005)
05/13/2005	<u>3</u>	MEMORANDUM in Support of Motion re <u>2</u> MOTION for Preliminary Injunction filed by all plaintiffs. (LSG) (Entered: 05/13/2005)
05/18/2005	<u>4</u>	ANSWER to Complaint by John D. Rees, Campbell County, Kentucky, Greg L. Buckler.(LSG) (Entered: 05/18/2005)
05/26/2005	<u>5</u>	WAIVER OF SERVICE Returned Executed by Plaintiffs. John D. Rees waiver sent on 4/29/2005, answer due 6/28/2005. (LSG) (Entered: 05/26/2005)
05/26/2005	<u>6</u>	NOTICE of Appearance by Jeffrey T. Middendorf and Rebecca Baylous on behalf of John D. Rees (LSG) (Entered: 05/26/2005)
05/27/2005	<u>7</u>	MOTION FOR CLASS CERTIFICATION with Memorandum in Support filed by Plaintiffs. (LSG) (Entered: 05/27/2005)
06/02/2005	<u>8</u>	AGREED ORDER; def to file Reponse by 6/10/2005 to <u>2</u> MOTION for Preliminary Injunction. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 06/02/2005)
06/10/2005	<u>9</u>	RESPONSE to Motion re <u>2</u> MOTION for Preliminary Injunction filed by Campbell County, Kentucky, Greg L. Buckler. (EXHIBITS TOO LARGE TO SCAN, PLACED ON SHELF IN CLERK'S OFFICE) (Attachments: # <u>1</u> Appendix to Exhibits)(LSG) (Entered: 06/13/2005)
06/10/2005	<u>10</u>	RESPONSE in Opposition re <u>2</u> MOTION for Preliminary Injunction by Plaintiffs, filed by John D. Rees. (Attachments: # <u>1</u> Exhibit 1 – Functions of Department of Corrections# <u>2</u> Exhibit 2 – Place of Imprisonment# <u>3</u> Exhibit 3 – Inspection Report# <u>4</u> Exhibit 4 – Letter from Commonwealth of Kentucky# <u>5</u> Exhibit 5 – Inmate Population Reports# <u>6</u> Proposed Order)(LSG) (Entered: 06/13/2005)

06/13/2005	<u>11</u>	RESPONSE in Opposition re <u>7</u> MOTION FOR CLASS CERTIFICATION filed by John D. Rees. (Attachments: # <u>1</u> Proposed Order)(Baylous, Rebecca) (Entered: 06/13/2005)
06/16/2005	<u>12</u>	ORDER; Pretrial Conference set for 6/24/2005 01:30 PM in Covington before William O. Bertelsman. Signed by Judge William O. Bertelsman. (LSG)cc: COR/Faxed to all counsel (Entered: 06/16/2005)
06/17/2005	<u>13</u>	AGREED ORDER; defendants to file a Response to <u>7</u> Motion for Class Certification by June 21, 2005. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 06/17/2005)
06/21/2005	<u>14</u>	REPLY to Response to Motion re <u>2</u> MOTION for Preliminary Injunction filed by all Plaintiffs. (Attachments: # (1) Declaration of Chad A. Hensley # (2) Declaration of Jerome C. Howard # (3) Declaration of Vince Wardia # (4) Declaration of James Davenport # (5) Declaration of Kevin Holbert # (6) Declaration of Jeffrey K. Dotson # (7) Declaration of Jeffrey Deal # (8) Declaration of John C. Henry # (9) Declaration of Kenneth Blake Watson # (10) Declaration of Jennifer Carter # (11) Declaration of Shannon T. Stephany # (12) Declaration of James A. Hollingsworth # (13) Declaration of Zach Gundrum # (14) Declaration of Todd Jenkins # (15) Declaration of Josh Porter # (16) Declaration of Eric T. VonBargen # (17) Criminal Justice Advisory Commission Meeting Minutes)(LSG) (Entered: 06/21/2005)
06/21/2005	<u>15</u>	PLAINTIFF'S NOTICE OF FILING ADDITIONAL DECLARATION (Attachments: # <u>1</u> Declaration of Eric Von Bargen)(LSG) (Entered: 06/21/2005)
06/21/2005		***MOTION SUBMITTED TO CHAMBERS of Judge William O. Bertlesman for review: <u>2</u> MOTION for Preliminary Injunction by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, R (LSG) (Entered: 06/21/2005)
06/21/2005	<u>16</u>	RESPONSE to Motion re <u>7</u> MOTION FOR CLASS CERTIFICATION filed by Campbell County, Kentucky, Greg L. Buckler. (LSG) (Entered: 06/21/2005)
06/24/2005	<u>17</u>	SUPPLEMENTAL MEMORANDUM in Opposition re <u>2</u> MOTION for Preliminary Injunction by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, R filed by Campbell County, Kentucky, Greg L. Buckler. (LSG) (Entered: 06/24/2005)
06/27/2005	<u>18</u>	FIRST ANSWER to Complaint <u>1</u> by John D. Rees.(Baylous, Rebecca) Modified to create document relationship on 6/28/2005 (Greiwe, Linda). (Entered: 06/27/2005)
06/27/2005		NOTICE OF DOCKET MODIFICATION TO Rebecca Baylous re <u>18</u> Answer to Complaint; Error: Attorney failed to create a link to the event to which the answer relates; Error made by attorney; Correction: Clerk has modified text to create the link; In the future, attorney is advised to create a link with the existing event to which the pleading relates; No further action required by counsel. cc: COR (LSG) (Entered: 06/28/2005)
06/30/2005	<u>19</u>	MINUTE ENTRY FOR STATUS CONFERENCE held on 6/23/2005; defs shall submit to pla and court a proposed settlement agreement within 60 days; court shall set a status conference 30 days following receipt of proposed settlement agreement before Judge William O. Bertelsman : (COURT REPORTER: JOAN AVERDICK) (LSG)cc: COR (Entered: 06/30/2005)
06/30/2005		TERMINATE PRETRIAL CONFERENCE (LSG)cc: COR (Entered: 08/04/2005)
07/01/2005	<u>20</u>	MOTION for Order to File Amended Motion to Certify the Class (Attachments: # <u>1</u> Amended Motion to Certify the Class)(LSG) (Entered: 07/01/2005)
07/01/2005	<u>21</u>	PLAINTIFF'S REPLY to Responses to Motion re <u>7</u> MOTION FOR CLASS CERTIFICATION filed by Plaintiffs. (LSG) (Entered: 07/01/2005)
07/01/2005		***MOTION SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>7</u> MOTION FOR CLASS CERTIFICATION (LSG) (Entered: 07/01/2005)

07/01/2005	<u>22</u>	PLAINTIFF'S MOTION for Leave to Amend Complaint. (Attachments: # <u>1</u> Proposed Amended Complaint)(LSG) (Entered: 07/01/2005)
07/07/2005	<u>23</u>	AGREED PROTECTIVE ORDER. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 07/07/2005)
07/14/2005	<u>24</u>	TRANSCRIPT of Official Proceedings: Scheduling Conference held on 6/24/2005 before Judge Judge William O. Bertelsman. Court Reporter: Joan Averdick. Tape Number: consisting of 33 pages. (LSG) (Entered: 07/14/2005)
08/02/2005		***MOTION SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>20</u> MOTION for Order, <u>22</u> MOTION for Leave (LSG) (Entered: 08/02/2005)
08/03/2005	<u>25</u>	ORDER granting <u>20</u> Motion to File an Amended Motion to Certify Class and granting <u>22</u> Motion to Amend Complaint; Motion to Amend and Amended Complaint to be filed. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 08/03/2005)
08/03/2005	<u>26</u>	FIRST AMENDED COMPLAINT against John D. Rees, Campbell County, Kentucky, Greg L. Buckler filed by Plaintiffs.cc: COR(LSG) (Entered: 08/03/2005)
08/03/2005	<u>27</u>	PLAINTIFF'S AMENDED MOTION to Certify the Class filed by all Plaintiffs (LSG) (Entered: 08/03/2005)
08/10/2005	<u>28</u>	RESPONSE to Motion re <u>27</u> AMENDED MOTION to Certify Class filed by Campbell County, Kentucky, Greg L. Buckler. (LSG) (Entered: 08/11/2005)
08/11/2005	<u>29</u>	REPLY to Response to Motion re <u>27</u> MOTION to Certify Class filed by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, Rick Steele, Paul Sandman, Anthony Jordan, James Woodruff, Jason Sumpter, Sean Black, Charles Breckenridge, Jacob Bowen, James Smith, Dale Myerhoff, Khalil Rahim, Thomas Elliott. (Felson, Stephen) (Entered: 08/11/2005)
08/11/2005		***MOTION SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>27</u> MOTION to Certify Class (LSG) (Entered: 08/11/2005)
08/15/2005	<u>30</u>	ANSWER to First Amended Complaint by Campbell County, Kentucky, Greg L. Buckler.(LSG) (Entered: 08/15/2005)
08/16/2005	<u>31</u>	FIRST ANSWER to Amended Complaint by John D. Rees.(Baylous, Rebecca) (Entered: 08/16/2005)
09/27/2005	<u>32</u>	ORDER re <u>27</u> MOTION to Certify Class, and <u>2</u> MOTION for Preliminary Injunction; Status Conference is set for 10/26/2005 at 01:30 PM in Covington before William O. Bertelsman. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 09/27/2005)
09/30/2005	<u>33</u>	ORDER; Status Conference reset for 10/28/2005 at 02:00 PM in Covington before William O. Bertelsman. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 09/30/2005)
10/26/2005	<u>34</u>	SECOND DISCLOSURES by John D. Rees. (Attachments: # <u>1</u> Supplement Certificate of Occupancy)(Baylous, Rebecca) (Entered: 10/26/2005)
10/31/2005	<u>35</u>	MINUTE ENTRY FOR STATUS CONFERENCE held on 10/28/2005 before Judge William O. Bertelsman; Status Report due by 11/14/2005 or, if a settlement has by then been reached, a proposed consent decree setting forth its terms.(COURT REPORTER: JOAN AVERDICK) (LSG)cc: COR (Entered: 10/31/2005)
11/14/2005	<u>36</u>	JOINT STATUS REPORT by all Parties. (LSG) (Entered: 11/14/2005)
11/14/2005		***FILE SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>36</u> Status Report (LSG) (Entered: 11/14/2005)

11/16/2005	<u>37</u>	ORDER; Parties to submit a proposed consent decree on or before 11/30/2005. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 11/16/2005)
11/23/2005	<u>38</u>	JOINT MOTION for Order Provisionally Certifying Class, Preliminarily Approving Settlement, Approving Forms and Distribution of Notice, and Scheduling Date for Final Fairness Hearing by all Parties. (Attachments: # <u>1</u> Exhibit 1 – Agreement and Proposed Consent Decree# <u>2</u> Exhibit 2 – Summary Notice of Class Action and Proposed Settlement# <u>3</u> Proposed Order)(LSG) (Entered: 11/23/2005)
11/23/2005		***MOTION SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>38</u> JOINT MOTION for Order Provisionally Certifying Class. Preliminarily Approving Settlement, Approving Forms and Distribution of Notice, and Scheduling Date for Final Fairness Hearing by All Parties (LSG) (Entered: 11/23/2005)
11/30/2005	<u>39</u>	ORDER GRANTING <u>38</u> MOTION to Provisionally Certify Class, Preliminarily Approve Settlement, Approve Forms and Distribution by Notice, and Scheduling Date for Final Fairness Hearing is GRANTED, as detailed below; Class of persons currently incarcerated at the Campbell County Detention Center and all persons who will be incarcerated there in the future is provisionally certified; James Hollingsowrth is appointed representative; Robert B. Newman is appointed legal counsel; Settlement Agreement and Proposed Consent Decree is preliminarily approved; parties to begin distributing notice of the hearing to members of the class; The summary notice shall be published once in the Kentucky Post and once in the Campbell County Recorder prior to the Final Fairness Hearing; Final Fairness Hearing will be held 1/25/2006 at 1:00PM in Covington before William O. Bertelsman; Summary notice shall state that all written comments must be received by the Clerk of Court by 1/16/2006; def Campbell County to bear the expenses of said publications; Def Campbell County to post a copy of the Settlement Agreement and Proposed Consent Decree in each cell at the Campbell County Detention Center, as well as in the lobby; if any inmate at the Campbell County Detention Center wish to send comments regarding the Proposed Consent Decree, the Campbell County Detention Center shall provide one sheet of writing paper to the inmate; all notices shall be accomplished on or before 12/23/2005. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 11/30/2005)
12/27/2005	<u>40</u>	LETTER received from inmate Campbell County Jail, Bradley Proffitt addressed to Clerk of United States District Court received 12/27/05 (Attachments: # <u>1</u> Envelope)(TED) (Entered: 12/28/2005)
01/24/2006	<u>41</u>	CERTIFICATE OF COMPLIANCE by Campbell County, Kentucky, Greg L. Buckler (Attachments: # <u>1</u> Exhibit A – The Kentucky Post Public Notice# <u>2</u> Exhibit B – Campbell County Recorder Notice)(LSG) (Entered: 01/24/2006)
01/27/2006	<u>42</u>	Letter from Women of Campbell County Jail (Attachments: # <u>1</u> Envelope) (LSG) (Entered: 01/27/2006)
01/27/2006	<u>43</u>	Letter from David Chandler (Attachments: # <u>1</u> Envelope) (LSG) (Entered: 01/27/2006)
01/31/2006	<u>44</u>	MINUTE ENTRY FOR FAIRNESS HEARING held on 1/25/2006 before Judge William O. Bertelsman; Parties to file an Amended Order approving the settlement but allowing objecting class member Bradley Proffitt to opt out by 2/6/2006 (COURT REPORTER: JOAN AVERDICK) (LSG)cc: COR (Entered: 01/31/2006)
02/07/2006	<u>45</u>	AGREEMENT AND CONSENT DECREE. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 02/07/2006)
04/06/2006	<u>46</u>	ORDER granting <u>27</u> Amended motion to Certify Class, denying as moot <u>2</u> Motion for Preliminary Injunction, and denying as moot <u>7</u> Motion for class certification. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 04/06/2006)
04/14/2006	<u>47</u>	ORDER; Status Report due by 10/14/2006 and every six months thereafter advising the court of the pending matter. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 04/14/2006)

07/15/2006	<u>48</u>	MOTION to Withdraw as Attorney by John D. Rees (<i>Rebecca Baylous withdraws as Co-Counsel of Record for Defendant Rees</i>) (Attachments: # <u>1</u> Proposed Order)(Baylous, Rebecca) (Entered: 07/15/2006)
07/18/2006	<u>49</u>	ORDER granting <u>48</u> Motion to Withdraw as Attorney; Attorney Rebecca Baylous is hereby withdrawn as counsel of record for Defendant John Rees. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 07/18/2006)
10/16/2006	<u>50</u>	STATUS REPORT by Campbell County, Kentucky, Greg L. Buckler. (Mando, Jeffrey) (Entered: 10/16/2006)
10/16/2006		Set Deadlines/Hearings: Status Report due by 4/16/2006. (LSG) (Entered: 10/16/2006)
10/16/2006		Set Deadlines/Hearings: Status Report due by 4/16/2007. (LSG) (Entered: 10/16/2006)
10/17/2006		***FILE SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>50</u> Status Report (LSG) (Entered: 10/17/2006)
04/16/2007	<u>51</u>	STATUS REPORT by Campbell County, Kentucky, Greg L. Buckler. (Mando, Jeffrey) (Entered: 04/16/2007)
04/16/2007		***FILE SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>51</u> Status Report. Next Status Report is due by 10/16/2007. (LSG) (Entered: 04/16/2007)
10/31/2007	<u>52</u>	ORDER; 1)Parties to file Status Report by 11/9/2007 and every six (6) months thereafter, advising the court of the pending matter. Signed by Judge William O. Bertelsman. (LSG)cc: COR (Entered: 10/31/2007)
11/02/2007	<u>53</u>	STATUS REPORT by Campbell County, Kentucky. (Mando, Jeffrey) (Entered: 11/02/2007)
11/05/2007		***FILE SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>53</u> Status Report (LSG) (Entered: 11/05/2007)
11/05/2007		Set Deadlines/Hearings: Status Report due by 5/2/2008. (LSG) (Entered: 11/05/2007)
11/21/2007	<u>54</u>	NOTICE of Appearance by John C. Cummings on behalf of John D. Reesand <i>Notice of Substitution of Counsel</i> (Cummings, John) (Entered: 11/21/2007)
11/26/2007		***FILE SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>54</u> Notice of Appearance and Substitution of Counsel (LSG) (Entered: 11/26/2007)
05/12/2008	<u>55</u>	ORDER; 1)Parties to file a Status Report due by 5/22/2008 and every 6 months thereafter, advising the court of the pending matter. Signed by Judge William O. Bertelsman on 5/12/2008.(LSG)cc: COR (Entered: 05/13/2008)
05/22/2008	<u>56</u>	JOINT MOTION to Dismiss by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, Rick Steele, Paul Sandman, Anthony Jordan, James Woodruff, Jason Sumpter, Sean Black, Charles Breckenridge, Jacob Bowen, James Smith, Dale Myerhoff, Campbell County, Kentucky, Greg L. Buckler, Khalil Rahim, Thomas Elliott (Attachments: # <u>1</u> Proposed Order)(Mando, Jeffrey) (Entered: 05/22/2008)
05/22/2008		***MOTION SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>56</u> JOINT MOTION to Dismiss by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, Rick Steele, (LSG) (Entered: 05/22/2008)
06/19/2008	<u>57</u>	ORDER; 1)JOINT <u>56</u> Motion to Dismiss to be held in abeyance pending a clarification of such motion indicating the inclusion of such def or an explanation thereof on or before 6/30/2008. Signed by Judge William O. Bertelsman on 6/19/2008. (LSG)cc: COR (Entered: 06/19/2008)

06/26/2008	<u>58</u>	AMENDED JOINT MOTION to Dismiss by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, Rick Steele, Paul Sandman, Anthony Jordan, James Woodruff, Jason Sumpter, Sean Black, Charles Breckenridge, Jacob Bowen, James Smith, Dale Myerhoff, John D. Rees, Campbell County, Kentucky, Greg L. Buckler, Khalil Rahim, Thomas Elliott (Attachments: # <u>1</u> Proposed Order)(Mando, Jeffrey) Modified on 6/26/2008 (to better describe Main Document)(JMM). (Entered: 06/26/2008)
06/26/2008		***MOTION SUBMITTED TO CHAMBERS of Judge William O. Bertelsman for review: <u>58</u> AMENDED JOINT MOTION to Dismiss by Tray James, Chance Hall, Jeff Deal, Ron Gregory, Leon Marshall, Danale Sneed, Dennis Marshall, Chris Dale, Walter Long, Keith Lawson, James Hollingsworth, Arthur Simpleton, James Davenport, Ed James, Larry Gaines, Rick Steel (JMM) (Entered: 06/26/2008)
06/30/2008	<u>59</u>	ORDER: It Is Ordered that the first Joint Motion to Dismiss <u>56</u> be, and is hereby, DENIED AS MOOT . Signed by Judge William O. Bertelsman on 6/30/2008. (JMM)cc: COR (Entered: 06/30/2008)
06/30/2008	<u>60</u>	JUDGMENT: It Is Ordered that the Amended Joint Motion to Dismiss <u>58</u> be, and it is, hereby granted , and this matter be, and it is, hereby dismissed , with prejudice, and stricken from the active docket of this court. Signed by Judge William O. Bertelsman on 6/30/2008.(JMM)cc: COR (Entered: 06/30/2008)