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CLOSED,REFERA

**U.S. District Court
Eastern District of Kentucky (Frankfort)
CIVIL DOCKET FOR CASE #: 3:17-cv-00057-GFVT-EBA**

Human Rights Defense Center v. Ballard et al
Assigned to: Judge Gregory F. VanTatenhove
Referred to: Magistrate Judge Edward B. Atkins
Cause: 42:1983 Civil Rights Act

Date Filed: 07/17/2017
Date Terminated: 07/17/2019
Jury Demand: Both
Nature of Suit: 440 Civil Rights:
Other
Jurisdiction: Federal Question

Plaintiff

Human Rights Defense Center

represented by **Bruce E. H. Johnson**
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V.

Defendant

Rodney Ballard
*former Commissioner, in his
individual capacity*

represented by **Allison R. Brown**
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Defendant

Deputy Commissioner Jim Erwin
*acting Commissioner, in his
individual capacity*

represented by **Allison R. Brown**
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Defendant

Kimberly Potter-Blair
*Deputy Commissioner, in her
individual capacity*

represented by **Allison R. Brown**
(See above for address)

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Chris Kleymeyer
*Director, Division of Operations &
Programs, in his individual capacity*

represented by **Allison R. Brown**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Ashley Short
in her individual capacity

represented by **Allison R. Brown**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Debbie Kays
in her individual capacity

represented by **Allison R. Brown**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John Does
*1-20, in their individual and official
capacities*

Defendant

Keith Helton
in his Individual capacity

represented by **Allison R. Brown**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Tiffany Ratliff
Individually

represented by **Allison R. Brown**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Kathy Litteral
Individually

represented by **Allison R. Brown**
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LEAD ATTORNEY
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Defendant

Deedra Hart
Individually

represented by **Allison R. Brown**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Janet Conover
Individually

represented by **Allison R. Brown**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Randy White
Individually

represented by **Allison R. Brown**
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*LEAD ATTORNEY
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Defendant

Aaron Smith
Individually

represented by **Allison R. Brown**
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*LEAD ATTORNEY
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Defendant

James David Green
Individually

represented by **Allison R. Brown**
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*LEAD ATTORNEY
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Defendant

Scott Jordan
Individually

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*LEAD ATTORNEY
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Defendant

Don Bottom
Individually

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*LEAD ATTORNEY
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Defendant

Warden Ravonne Sims
Individually

represented by **Allison R. Brown**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Tim Lane
Individually

represented by **Allison R. Brown**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Anna Valentine
in her individual capacity

represented by **Allison R. Brown**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Official Defendant

Deputy Commissioner Jim Erwin
acting Commissioner, in his official capacity

represented by **Allison R. Brown**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Official Defendant

Kimberly Potter-Blair
Deputy Commissioner, in her official capacity

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Director, Division of Operations & Programs, in his official capacity

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Official Defendant

Tiffany Ratliff
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Official Defendant

Anna Valentine
in her official capacity

represented by **Allison R. Brown**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/17/2017	<u>1</u>	COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF AND DAMAGES UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983 (Filing fee \$400; receipt number 0643-3847240), filed by Human Rights Defense Center. (Attachments: # <u>1</u> Summons, # <u>2</u> Civil Cover Sheet)(CBD) (Entered: 07/17/2017)
07/17/2017		Conflict Check run. (CBD) (Entered: 07/17/2017)
07/17/2017	<u>3</u>	Summons Issued as to all defendants.(CBD) (Entered: 07/17/2017)
08/15/2017	<u>4</u>	ANSWER to <u>1</u> Complaint, with Jury Demand by Rodney Ballard, Jim Erwin, Debbie Kays, Chris Kleymeyer, Kimberly Potter-Blair, Ashley Short.(Brown, Allison) (Entered: 08/15/2017)
08/16/2017	<u>5</u>	NOTICE OF DEFICIENCY RE: FAILURE TO FILE FRCP 7.1 DISCLOSURES to counsel of record, Gregory Belzley. Complaint <u>1</u> , has been filed by Human Rights Defense Center without the required Rule 7.1 Disclosure statement. Rule 7.1 Disclosures must be filed within fourteen (14) calendar days. Failure to file the Disclosure Statement will cause the case to be submitted to the presiding judge for further action. cc: COR (CBD) (Entered: 08/16/2017)
08/17/2017	<u>6</u>	FRCP 7.1 DISCLOSURE STATEMENT by Human Rights Defense Center. (Belzley, Gregory) (Entered: 08/17/2017)

08/21/2017	7	MOTION for Bruce E. H. Johnson to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3874575) (Attachments: # 1 Exhibit Certificates of Good Standing, # 2 Proposed Order)(Belzley, Gregory) (Entered: 08/21/2017)
08/21/2017		Attorney Update. Attorney Bruce E. H. Johnson for Human Rights Defense Center added. (AKR) (Entered: 08/22/2017)
08/22/2017		BAR STATUS Check completed as to Bruce E. H. Johnson re 7 MOTION for Bruce E. H. Johnson to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3874575). (AKR) (Entered: 08/22/2017)
08/22/2017		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 7 MOTION for Bruce E. H. Johnson to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3874575). (AKR) (Entered: 08/22/2017)
08/22/2017	8	MOTION for Daniel Marshall to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875091) (Attachments: # 1 Exhibit Certificate of Good Standing, # 2 Proposed Order)(Belzley, Gregory) (Entered: 08/22/2017)
08/22/2017	9	MOTION for Masimba Mutamba to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875097) (Attachments: # 1 Exhibit Certificate of Good Standing, # 2 Proposed Order)(Belzley, Gregory) (Entered: 08/22/2017)
08/22/2017	10	MOTION for Sabarish Neelakanta to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875184) (Attachments: # 1 Exhibit Certificate of Good Standing, # 2 Proposed Order)(Belzley, Gregory) (Entered: 08/22/2017)
08/23/2017		BAR STATUS Check completed as to Sabarish Neelakanta, Masimba Mutamba, Daniel Marshall re 10 MOTION for Sabarish Neelakanta to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875184), 8 MOTION for Daniel Marshall to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875091), 9 MOTION for Masimba Mutamba to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875097). (AKR) (Entered: 08/23/2017)
08/23/2017		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 8 MOTION for Daniel Marshall to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875091), 9 MOTION for Masimba Mutamba to Appear Pro Hac Vice by Human Rights Defense Center (Filing fee \$125; receipt number 0643-3875097), 10 MOTION for Sabarish Neelakanta to Appear Pro Hac Vice by Human Rights Defense

		Center (Filing fee \$125; receipt number 0643-3875184). (AKR) (Entered: 08/23/2017)
09/01/2017	<u>11</u>	ORDER: 1. The Plaintiff's Motions for Admission Pro Hac Vice [R. 7, 8, 9, 10] are GRANTED; and2. Sabarish Neelakanta, Masimba Mutamba, Daniel Marshall, and Bruce E. H. Johnson are admitted <i>pro hac vice</i> as counselors for the Plaintiff in the above-styled action. Signed by Judge Gregory F. VanTatenhove on 9/1/2017. (AKR)cc: COR, paper copy to Neelakanta, Mutamba, Marshall, & Johnson, with ECF Registration Form (Entered: 09/01/2017)
10/12/2017	<u>12</u>	ORDER FOR MEETING AND REPORT: 1. No later than thirty (30) days from the date of entry and service of this order, counsel for the parties shall conduct the meeting of parties required by Rule 26(f). 2. At the time of the meeting, counsel for the parties shall exchange the disclosures required by Rule 26(a)(1) and, in the future, shall make supplemental disclosures when required by Rule 26(e). 3. No later than ten (10) days after the meeting, counsel for the parties shall file a written joint report outlining the proposed discovery plan. Signed by Judge Gregory F. Van Tatenhove on 10/12/2017. (Attachments: # <u>1</u> Consent Form)(CBD)cc: COR (Entered: 10/13/2017)
10/23/2017	<u>13</u>	JOINT REPORT of Rule 26(f) Planning Meeting. (Belzley, Gregory) (Entered: 10/23/2017)
10/24/2017		***FILE SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: <u>13</u> Report of Rule 26(f) Planning Meeting (CBD) (Entered: 10/24/2017)
10/27/2017	<u>14</u>	SCHEDULING ORDER: Parties shall exchange the initial disclosures required by Rule 26(a)(1) by 11/15/2017. Discovery due by 5/1/2018. Amended Pleadings due by 1/2/2018. Motion to Join Additional Parties due by 1/2/2018. Dispositive and <i>Daubert</i> Motions due by 7/1/2018. <u>FINAL PRETRIAL CONFERENCE</u> set for <u>10/30/2018 at 11:00 AM</u> in FRANKFORT, KY. Pretrial Filings due by 10/23/2018. <u>JURY TRIAL</u> set for <u>11/13/2018 at 10:00 AM</u> in FRANKFORT, KY. Pursuant to 28 U.S.C. § 636(b)(1)(A) this matter is referred to Magistrate Judge Edward B. Atkins. Dispositive motions and motions in limine will be referred by the Clerk of this Court to the appropriate United States District Judge. Signed by Judge Gregory F. VanTatenhove on 10/27/2017.(CBD)cc: COR, D (Entered: 10/27/2017)
12/18/2017	<u>15</u>	MOTION for Extension of Time by Rodney Ballard, Jim Erwin, Jim Erwin, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Kimberly Potter-Blair, Kimberly Potter-Blair, Ashley Short, Ashley Short Motions referred to Edward B. Atkins. (Attachments: # <u>1</u> Proposed Order)(Brown, Allison) (Entered: 12/18/2017)

12/19/2017	<u>16</u>	RESPONSE to Motion re <u>15</u> MOTION for Extension of Time by Rodney Ballard, Jim Erwin, Jim Erwin, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Kimberly Potter-Blair, Kimberly Potter-Blair, Ashley Short, Ashley Short filed by Human Rights Defense Center. (Attachments: # <u>1</u> Proposed Order)(Belzley, Gregory) (Entered: 12/19/2017)
12/19/2017	<u>17</u>	ORDER: 1. Defendants shall respond to Plaintiff's discovery requests on or before January 16, 2018; and 2. Plaintiff shall have to and including February 2, 2018 to file any motions to join additional parties, and to amend pleadings. Signed by Magistrate Judge Edward B. Atkins on 12/19/2017.(AKR)cc: COR (Entered: 12/19/2017)
01/23/2018	<u>18</u>	MOTION to Compel by Human Rights Defense Center Motions referred to Edward B. Atkins. (Attachments: # <u>1</u> Exhibit Email exchange, # <u>2</u> Proposed Order)(Belzley, Gregory) (Entered: 01/23/2018)
01/25/2018	<u>19</u>	ORDER: that this matter shall come before this Court for a <u>TELEPHONE CONFERENCE</u> call to appear ON THE RECORD on <u>Wednesday, 1/31/2018 at 10:00 AM</u> . Counsel of parties' shall access the conference by calling AT & T Teleconferencing at 1-877-336-1839; as directed by this Order - SEE Order for completeness. Signed by Magistrate Judge Edward B. Atkins on 1/25/2018.(AKR)cc: COR, Pike diary (Entered: 01/25/2018)
01/30/2018	<u>20</u>	RESPONSE to Motion re <u>18</u> MOTION to Compel by Human Rights Defense Center filed by Rodney Ballard, Jim Erwin, Jim Erwin, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Kimberly Potter-Blair, Kimberly Potter-Blair, Ashley Short, Ashley Short. (Brown, Allison) (Entered: 01/30/2018)
01/31/2018	<u>21</u>	MINUTE ENTRY ORDER FOR TELEPHONE CONFERENCE held on 1/31/2018, before Magistrate Judge Edward B. Atkins: Plaintiff's Motion to Compel, <u>18</u> is DENIED AS MOOT. (Court Reporter Audio File No. KYED-PIK__3-17-cv-57_20180131_095352.) Signed by Edward B. Atkins. (AKR)cc: COR (Entered: 01/31/2018)
01/31/2018	<u>22</u>	MOTION for Extension of Time by Human Rights Defense Center to <i>Amend Complain and Join Additional Parties</i> Motions referred to Edward B. Atkins. (Attachments: # <u>1</u> Proposed Order)(Belzley, Gregory) (Entered: 01/31/2018)
02/01/2018	<u>23</u>	ORDER: 1. Plas Motion for an Extension of Time to Amend Complaint and Join Additional Parties, (R. <u>22</u>), is GRANTED; 2. Plas have until Monday, February 19, 2018, to amend its complaint and join additional parties; and 3. ALL OTHER DEADLINES AND PROVISIONS of court's scheduling orders, (R. <u>14</u> ; R. <u>17</u>), remain in FULL FORCE AND EFFECT. Signed by Magistrate Judge Edward B. Atkins on 2/1/2018. (TDA) cc: COR (Entered: 02/01/2018)

02/01/2018		Set Deadlines: Amended Complaint and Join Additional Parties by 2/19/2018, per Order #23. (TDA) (Entered: 02/01/2018)
02/20/2018	<u>24</u>	MOTION for Leave by Human Rights Defense Center <i>TO FILE FIRST AMENDED COMPLAINT</i> Motions referred to Edward B. Atkins. (Attachments: # <u>1</u> Exhibit First Amended Complaint, # <u>2</u> Proposed Order)(Belzley, Gregory) (Entered: 02/20/2018)
02/21/2018	<u>25</u>	ORDER: that any responses or objections to the motion <u>24</u> should be filed on or before MONDAY, MARCH 5, 2018. Signed by Magistrate Judge Edward B. Atkins on 2/21/2018.(AKR)cc: COR (Entered: 02/21/2018)
03/06/2018		***MOTION SUBMITTED TO CHAMBERS of Judge Atkins for review: re <u>24</u> MOTION for Leave by Human Rights Defense Center <i>TO FILE FIRST AMENDED COMPLAINT</i> . (AKR) (Entered: 03/06/2018)
03/06/2018	<u>26</u>	ORDER: that Human Rights Defense Fund Center's Motion for Leave to File an Amended Complaint <u>24</u> is GRANTED. Signed by Magistrate Judge Edward B. Atkins on 3/6/2018. (AKR)cc: COR (Entered: 03/06/2018)
03/06/2018	<u>27</u>	AMENDED COMPLAINT for Declaratory and Injunctive Relief and Damages Under The Civil Rights Act, 42 U.S.C. §1983 against Rodney Ballard, John Does, Jim Erwin, Jim Erwin, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Kimberly Potter-Blair, Kimberly Potter-Blair, Ashley Short, Ashley Short, Keith Helton, Keith Helton, Tiffany Ratliff, Tiffany Ratliff, Kathy Litteral, Kathy Litteral, Deedra Hart, Deedra Hart, Janet Conover, Janet Conover, Randy White, Randy White, Aaron Smith, Aaron Smith, James David Green, James David Green, Scott Jordan, Scott Jordan, Don Bottom, Don Bottom, Ravonne Sims, Ravonne Sims, Tim Lane, Tim Lane, filed by Human Rights Defense Center. Filed pursuant to Court Order re <u>26</u> .(AKR) (Entered: 03/06/2018)
03/06/2018		Clerk's Note: The Clerk notes an Amended Complaint was filed; however, no summons were provided to the Clerk for issuance. If you desire summons to be issued, the forms are available on the Court's website, www.kyed.uscourts.gov. A summons may be issued by presenting the prepared summons to the Clerk for issuance on paper or by electronically filing a Notice of Filing with the prepared summons as an attachment <u>within 7 calendar days</u> . (AKR) (Entered: 03/06/2018)
03/07/2018	<u>28</u>	NOTICE OF FILING by Human Rights Defense Center re <u>27</u> Amended Complaint,, (Attachments: # <u>1</u> Summons)(Belzley, Gregory) (Entered: 03/07/2018)

03/07/2018	<u>29</u>	Summons as to Amended Complaint Issued as to Don Bottom, Don Bottom, Janet Conover, Janet Conover, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Tiffany Ratliff, Tiffany Ratliff, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Randy White, Randy White; Summons issued and returned to counsel electronically. (AKR) (Entered: 03/08/2018)
04/30/2018	<u>30</u>	MOTION for Extension of Time to Complete Discovery by Human Rights Defense Center Motions referred to Edward B. Atkins. (Attachments: # <u>1</u> Proposed Order)(Belzley, Gregory) (Entered: 04/30/2018)
05/02/2018	<u>31</u>	ORDER: 1. Plff's Mtn for Ext of Time <u>30</u> is GRANTED; 2. All fact Discovery due by 11/1/2018. 3. All Dispositive and Daubert Motions due by 1/1/2019. 4. <u>FINAL PRETRIAL CONFERENCE SCHEDULED</u> for <u>Tuesday, 5/7/2019 at 11:00 AM</u> in in the Courtroom of the US Courthouse in FRANKFORT, KY. Parties to comply with paragraphs 4.A. through E. 5. <u>JURY TRIAL SCHEDULED</u> for <u>Tuesday, 5/21/2019 at 10:00 AM</u> in the Courtroom of the US Courthouse in FRANKFORT, KY, counsel to arrive at 9:30 a.m., with trial expected to last 4 days. 6. Parties to file status reports ON THE FIRST MONDAY OF EVERY MONTH on progress of discovery, with first to be filed on or before Monday, 6/4/18. 7. No further extension of time on these or any other matter shall be granted in the above styled case absent a showing of good cause, regardless of the parties' agreement; and 8. ALL OTHER DEADLINES AND PROVISIONS of the court's scheduling orders, [R. 14; R. 17], remain in FULL FORCE AND EFFECT. Signed by Magistrate Judge Edward B. Atkins on 5/2/2018.(AKR)cc: COR, diary (Entered: 05/02/2018)
06/04/2018	<u>32</u>	JOINT STATUS REPORT by Human Rights Defense Center. (Marshall, Daniel) (Entered: 06/04/2018)
06/05/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: <u>32</u> Status Report (CBD) (Entered: 06/05/2018)
06/13/2018	<u>33</u>	ANSWER to <u>27</u> Amended Complaint,, by Rodney Ballard, Don Bottom, Don Bottom, Janet Conover, Janet Conover, Jim Erwin, Jim Erwin, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Kimberly Potter-Blair, Kimberly Potter-Blair, Tiffany Ratliff, Tiffany Ratliff, Ashley Short, Ashley Short, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Randy White, Randy White.(Brown, Allison) (Entered: 06/13/2018)

07/02/2018	34	SECOND STATUS REPORT <i>Regarding Discovery</i> by Human Rights Defense Center. (Attachments: # 1 Exhibit Ex. A - Email between counsel, # 2 Exhibit Ex. B - Emails between counsel)(Marshall, Daniel) (Entered: 07/02/2018)
07/03/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: 34 Second Status Report (CBD) (Entered: 07/03/2018)
07/03/2018	35	ORDER: that this matter shall come before this Court for a <u>TELEPHONE CONFERENCE</u> call to appear ON THE RECORD on <u>Wednesday, 7/11/2018 at 1:30 PM</u> . Counsel of parties shall access the conference by calling AT & T Teleconferencing at 1-877-336-1839 and entering access codes as directed by this Order. Signed by Magistrate Judge Edward B. Atkins on 7/3/2018.(AKR)cc: COR, Pike diary (Entered: 07/03/2018)
07/11/2018	36	MOTION to Amend/Correct by Human Rights Defense Center (<i>File Second Amended Complaint</i>) Motions referred to Edward B. Atkins. (Attachments: # 1 Exhibit Second Amended Complaint, # 2 Summons for New Defendant Valentine, # 3 Proposed Order)(Belzley, Gregory) (Entered: 07/11/2018)
07/11/2018	38	MINUTE ENTRY ORDER FOR TELEPHONE CONFERENCE held on 7/11/2018, before Magistrate Judge Edward B. Atkins: The Court heard statements of counsel as to the status of discovery. The Court directs the parties to confer in 7 days and then again in 14 days as to the status of the outstanding production. (Court Reporter Audio File No. KYED-LEX__3-17-cv-57-GFVT-EBA_20180711_132216.) Signed by Edward B. Atkins. (AKR)cc: COR (Entered: 07/12/2018)
07/12/2018	37	ORDER: that Defendants are DIRECTED to file all objections, if any, to Plaintiff Human Rights Defense Fund Center's Motion for Leave to File a Second Amended Complaint, [R. 36], on or before MONDAY, JULY 19, 2018. Signed by Magistrate Judge Edward B. Atkins on 7/12/2018.(AKR)cc: COR (Entered: 07/12/2018)
07/16/2018	39	RESPONSE in Opposition re 36 MOTION to Amend/Correct by Human Rights Defense Center (<i>File Second Amended Complaint</i>) filed by Rodney Ballard, Don Bottom, Don Bottom, Janet Conover, Janet Conover, Jim Erwin, Jim Erwin, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Kimberly Potter-Blair, Kimberly Potter-Blair, Tiffany Ratliff, Tiffany Ratliff, Ashley Short, Ashley Short, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Randy White, Randy White. (Attachments: # 1 Exhibit A_Smith Press Release, # 2 Exhibit B_Valentine Press Release)(Brown, Allison) (Entered: 07/16/2018)

07/16/2018	40	REPLY to Response to Motion re 36 MOTION to Amend/Correct by Human Rights Defense Center (<i>File Second Amended Complaint</i>) filed by Human Rights Defense Center. (Belzley, Gregory) (Entered: 07/16/2018)
07/17/2018		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 36 MOTION to Amend/Correct by Human Rights Defense Center (<i>File Second Amended Complaint</i>). (AKR) (Entered: 07/17/2018)
07/17/2018	41	ORDER: that Human Rights Defense Fund Center's Motion for Leave to File an Amended Complaint 36 is GRANTED. Signed by Magistrate Judge Edward B. Atkins on 7/17/2018. (AKR)cc: COR (Entered: 07/17/2018)
07/17/2018	42	SECOND AMENDED COMPLAINT with Jury Demand against Rodney Ballard, Don Bottom, Don Bottom, Janet Conover, Janet Conover, John Does, Jim Erwin, Jim Erwin, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Kimberly Potter-Blair, Kimberly Potter-Blair, Tiffany Ratliff, Tiffany Ratliff, Ashley Short, Ashley Short, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Randy White, Randy White, Anna Valentine, Anna Valentine, filed by Human Rights Defense Center. Filed pursuant to Court Order 41 . (AKR) (Entered: 07/17/2018)
07/17/2018	43	Summons Issued as to Anna Valentine, Individual, Anna Valentine, Official Capacity; Summons issued and returned to counsel electronically. (AKR) (Entered: 07/17/2018)
08/06/2018	44	STATUS REPORT by Rodney Ballard, Don Bottom, Don Bottom, Janet Conover, Janet Conover, John Does, Jim Erwin, Jim Erwin, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Kimberly Potter-Blair, Kimberly Potter-Blair, Tiffany Ratliff, Tiffany Ratliff, Ashley Short, Ashley Short, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Randy White, Randy White. (Brown, Allison) (Entered: 08/06/2018)
08/06/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: 44 Status Report (CBD) (Entered: 08/06/2018)
08/06/2018	45	STATUS REPORT <i>Regarding Discovery</i> by Human Rights Defense Center. (Marshall, Daniel) (Entered: 08/06/2018)

08/07/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: 45 Status Report regarding Discovery (CBD) (Entered: 08/07/2018)
09/04/2018	46	JOINT STATUS REPORT <i>ON DISCOVERY</i> by Human Rights Defense Center, Randy White, Aaron Smith, Ravonne Sims, Ashley Short, Tiffany Ratliff, Kimberly Potter-Blair, Kathy Litteral, Tim Lane, Chris Kleymeyer, Debbie Kays, Scott Jordan, Keith Helton, Deedra Hart, James David Green, Jim Erwin, Janet Conover, Don Bottom, Rodney Ballard. (Belzley, Gregory) Modified on 9/5/2018 (SCD). (Entered: 09/04/2018)
09/05/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: 46 Joint Status Report on Discovery (SCD) (Entered: 09/05/2018)
10/01/2018	47	JOINT STATUS REPORT by Rodney Ballard, Don Bottom, Don Bottom, Janet Conover, Janet Conover, Jim Erwin, Jim Erwin, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Kimberly Potter-Blair, Kimberly Potter-Blair, Tiffany Ratliff, Tiffany Ratliff, Ashley Short, Ashley Short, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Anna Valentine, Anna Valentine, Randy White, Randy White. (Brown, Allison) (Entered: 10/01/2018)
10/02/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: 47 Joint Status Report (CBD) (Entered: 10/02/2018)
11/05/2018	48	STATUS REPORT by Rodney Ballard, Don Bottom, Don Bottom, Janet Conover, Janet Conover, Jim Erwin, Jim Erwin, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Kimberly Potter-Blair, Kimberly Potter-Blair, Tiffany Ratliff, Tiffany Ratliff, Ashley Short, Ashley Short, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Anna Valentine, Anna Valentine, Randy White, Randy White. (Brown, Allison) (Entered: 11/05/2018)
11/06/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: 48 Status Report (SCD) (Entered: 11/06/2018)
12/03/2018	49	STATUS REPORT <i>Regarding Discovery</i> by Human Rights Defense Center. (Marshall, Daniel) (Entered: 12/03/2018)
12/04/2018		***FILE SUBMITTED TO CHAMBERS of Judge Atkins for review: 49 Status Report (SCD) (Entered: 12/04/2018)

01/28/2019	50	MOTION to approve settlement agreement by Human Rights Defense Center Motions referred to Edward B. Atkins. (Attachments: # 1 Exhibit Settlement agreement, # 2 Exhibit Letter between counsel, # 3 Exhibit Proposed order)(Marshall, Daniel) (Entered: 01/28/2019)
02/22/2019		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 50 MOTION to approve settlement agreement by Human Rights Defense Center (SCD) (Entered: 02/22/2019)
03/26/2019	51	ORDER: 1) 50 Settlement Agreement of Injunctive Claims is APPROVED. 2) Court will retain jurisdiction to enforce the terms of the Agreement. 3) The Injunctive Claims against the Dft are DISMISSED WITH PREJUDICE. Signed by Judge Gregory F. VanTatenhove on 3/26/2019.(SCD)cc: COR (Entered: 03/26/2019)
04/24/2019	52	ORDER: instead of a Final Pretrial Conference, this Court ORDERS that the parties submit to a <u>TELEPHONE STATUS CONFERENCE</u> with the Court on <u>5/7/2019 at 11:00 AM</u> . To join the teleconference, the parties are directed to call AT&T Teleconferencing (see Order). Signed by Judge Gregory F. VanTatenhove on 4/24/2019.(CBD)cc: COR, D (Entered: 04/24/2019)
05/01/2019	53	STATUS REPORT by Human Rights Defense Center. (Marshall, Daniel) (Entered: 05/01/2019)
05/02/2019		***FILE SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: 53 Status Report (SCD) (Entered: 05/02/2019)
05/06/2019	54	ORDER: 1) All forthcoming deadlines established in the 31 Scheduling Order are CANCELLED. 2) Telephonic Status Conference scheduled for 5/7/2019 is CANCELLED. 3) Parties are DIRECTED to file an agreed order of dismissal on or before 6/1/2019. Signed by Judge Gregory F. VanTatenhove on 5/6/2019.(SCD)cc: COR (Entered: 05/06/2019)
05/30/2019	55	JOINT MOTION for Extension of Time to File Closing Documents by Human Rights Defense Center, Debbie Kays, Scott Jordan, Keith Helton, Deedra Hart, James David Green, Jim Erwin, Janet Conover, Don Bottom, Rodney Ballard, Randy White, Anna Valentine, Aaron Smith, Ravonne Sims, Ashley Short, Tiffany Ratliff, Kimberly Porter-Blair, Kathy Litteral, Time Lane, Chris Kleymeyer. (Attachments: # 1 Proposed Order)(Marshall, Daniel) Modified on 5/31/2019 (SCD). (Entered: 05/30/2019)
05/31/2019		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 55 JOINT MOTION for Extension of Time to File Closing Documents (SCD) (Entered: 05/31/2019)

06/10/2019	56	ORDER: The Court ORDERS that the parties file an agreed order of dismissal by 7/1/2019. Signed by Judge Gregory F. VanTatenhove on 6/10/2019. (SCD)cc: COR (Entered: 06/10/2019)
07/01/2019	57	SECOND JOINT MOTION for Extension of Time to File Closing Documents by Human Rights Defense Center Motions referred to Edward B. Atkins. (Attachments: # 1 Proposed Order)(Marshall, Daniel) Modified text on 7/1/2019 (CBD). (Entered: 07/01/2019)
07/01/2019		***MOTION SUBMITTED TO CHAMBERS of Judge Atkins for review: re 57 SECOND JOINT MOTION for Extension of Time to FileClosing Documents by Human Rights Defense Center (CBD) (Entered: 07/01/2019)
07/03/2019	58	ORDER (re 57 Motion for Extension of Time to File): The Court ORDERS that the parties file an agreed order of dismissal by 7/12/2019. Signed by Judge Gregory F. VanTatenhove on 7/3/2019. (SCD)cc: COR (Entered: 07/03/2019)
07/10/2019	59	NOTICE OF APPEARANCE by Jim Erwin. (Dunn, Barry) (Entered: 07/10/2019)
07/10/2019	60	NOTICE OF APPEARANCE by Jim Erwin. (Kinsolving, Megan) (Entered: 07/10/2019)
07/10/2019	61	NOTICE of Change of Address by Bruce E. H. Johnson (Johnson, Bruce) (Entered: 07/10/2019)
07/15/2019		***FILE SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: 58 Order on Motion for Extension of Time to File - no response filed (SCD) (Entered: 07/15/2019)
07/15/2019	62	JOINT MOTION to Dismiss by Human Rights Defense Center, Randy White, Anna Valentine, Aaron Smith, Ravonne Sims, Ashley Short, Tiffany Ratliff, Kimberly Potter-Blair, Kathy Litteral, Tim Lane, Chris Kleymeyer, Debbie Kays, Scott Jordan, Keith Helton, Deedra Hart, James David Green, Jim Erwin, Janet Conover, Don Bottom, Rodney Ballard. (Attachments: # 1 Exhibit Settlement agreement, # 2 Exhibit Proposed order)(Marshall, Daniel) Modified on 7/16/2019 (SCD). (Entered: 07/15/2019)
07/16/2019		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 62 JOINT MOTION to Dismiss (SCD) (Entered: 07/16/2019)
07/17/2019	63	ORDER: 1) The Court shall retain jurisdiction for the purpose of enforcing the terms of the Settlement Agreement of Injunctive Claims [R. 50-1] and the Settlement Agreement of Damages Claim [R. 62-1]. 2) Court retains jurisdiction to address the issue of attorneys' fees, costs, and expenses due pursuant to 42 U.S.C. § 1988. 3) Except as provided in paragraphs 1 & 2, claims for damages and declaratory

		relief are DISMISSED WITH PREJUDICE. Signed by Judge Gregory F. VanTatenhove on 7/17/2019.(SCD)cc: COR (Entered: 07/17/2019)
08/12/2019	64	CONSENT MOTION for Extension of Time by Human Rights Defense Center Motions referred to Edward B. Atkins. (Attachments: # 1 Proposed Order)(Marshall, Daniel) (Entered: 08/12/2019)
08/13/2019		***MOTION SUBMITTED TO CHAMBERS of Magistrate Judge Edward B. Atkins for review: re 64 CONSENT MOTION for Extension of Time by Human Rights Defense Center (JJ) (Entered: 08/13/2019)
08/14/2019	65	ORDER: the Court hereby GRANTS the motion. Plaintiff shall have until August 31, 2019 to file a motion 64 for attorneys' fees, costs, and expenses. Signed by Magistrate Judge Edward B. Atkins on 8/14/2019. (CBD)cc: COR (Entered: 08/14/2019)
09/03/2019	66	MOTION for Attorney Fees by Human Rights Defense Center (Attachments: # 1 Exhibit Billing Entries, # 2 Exhibit Costs, # 3 Exhibit Resumes, # 4 Exhibit Fee Expert Declaration, # 5 Proposed Order)(Mutamba, Masimba) Modified on 10/25/2019 (SCD). (Entered: 09/03/2019)
09/24/2019	67	MOTION for Extension of Time to File Response as to 66 MOTION for Attorney Fees by Rodney Ballard, Don Bottom, Don Bottom, Janet Conover, Janet Conover, Jim Erwin, Jim Erwin, James David Green, James David Green, Deedra Hart, Deedra Hart, Keith Helton, Keith Helton, Scott Jordan, Scott Jordan, Debbie Kays, Debbie Kays, Chris Kleymeyer, Chris Kleymeyer, Tim Lane, Tim Lane, Kathy Litteral, Kathy Litteral, Kimberly Potter-Blair, Kimberly Potter-Blair, Tiffany Ratliff, Tiffany Ratliff, Ashley Short, Ashley Short, Ravonne Sims, Ravonne Sims, Aaron Smith, Aaron Smith, Anna Valentine, Anna Valentine, Randy White, Randy White Motions referred to Edward B. Atkins. (Attachments: # 1 Proposed Order)(Brown, Allison) Modified on 9/25/2019 (SCD). (Entered: 09/24/2019)
09/25/2019	68	ORDER: It is ordered that the Dft's 67 MOTION for Extension of Time to File Response as to 66 MOTION for Attorney Fees is GRANTED and the Dfts shall have to and including 10/11/2019 to respond. Signed by Magistrate Judge Edward B. Atkins on 9/25/2019.(SCD)cc: COR (Entered: 09/25/2019)
10/11/2019	69	RESPONSE to Motion re 66 MOTION for Attorney Fees by Human Rights Defense Center filed by Rodney Ballard, Don Bottom, Janet Conover, Jim Erwin, James David Green, Deedra Hart, Keith Helton, Scott Jordan, Debbie Kays, Chris Kleymeyer, Tim Lane, Kathy Litteral, Kimberly Potter-Blair, Tiffany Ratliff, Ashley Short, Ravonne Sims, Aaron Smith, Anna Valentine, Randy White. (Brown, Allison) (Entered: 10/11/2019)

10/24/2019	70	REPLY to Response to Motion re 66 MOTION for Attorney Fees by Human Rights Defense Center filed by Human Rights Defense Center. (Attachments: # 1 Exhibit Supplemental time entries, # 2 Exhibit Resume of Lance Weber, # 3 Exhibit Declaration of D. Marshall, # 4 Proposed Order)(Marshall, Daniel) (Entered: 10/24/2019)
10/24/2019	71	Amended Proposed Order re 70 Reply to Response to 66 Motion for Attorney Fees filed by Human Rights Defense Center. (Marshall, Daniel) Modified on 10/25/2019 (SCD). (Entered: 10/24/2019)
10/25/2019		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 66 MOTION for Attorney Fees by Human Rights Defense Center (SCD) (Entered: 10/25/2019)
12/30/2019	72	NOTICE of Appearance by Brett Robert Nolan on behalf of Jim Erwin (Nolan, Brett) (Entered: 12/30/2019)
01/03/2020	73	MOTION to Withdraw as Attorney by Jim Erwin. (Attachments: # 1 Proposed Order)(Kinsolving, Megan) Modified on 1/6/2020 (SCD). (Entered: 01/03/2020)
01/06/2020		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 73 MOTION to Withdraw as Attorney by Jim Erwin (SCD) (Entered: 01/06/2020)
01/09/2020	74	ORDER: The Court ORDERS that the 73 Motion to Withdraw Megan Handshoe Kinsolving as Attorney for Jim Erwin is GRANTED. Signed by Judge Gregory F. VanTatenhove on 1/9/2020. (SCD)cc: COR (Entered: 01/09/2020)
01/29/2020	75	MOTION to Withdraw as Attorney by Human Rights Defense Center (Attachments: # 1 Exhibit Plaintiff's Consent for Withdrawal, # 2 Proposed Order Granting Motion to Withdraw)(Mutamba, Masimba) Modified on 1/30/2020 (SCD). (Entered: 01/29/2020)
01/30/2020		***MOTION SUBMITTED TO CHAMBERS of Judge Van Tatenhove for review: re 75 MOTION to Withdraw as Attorney by Human Rights Defense Center (SCD) (Entered: 01/30/2020)
02/03/2020	76	ORDER: The Court ORDERS that the 75 Motion to Withdraw Masimba Mutamba as Attorney is GRANTED. Pla will be represented by the other COR and the moving atty is relieved of further responsibility in this action. Signed by Judge Gregory F. VanTatenhove on 2/3/2020. (SCD)cc: COR (Entered: 02/03/2020)
05/15/2020	77	MEMORANDUM OPINION & ORDER: 1. Motion for Attorneys' Fees and Costs 66 is GRANTED in part and DENIED in part; 2. Defendants shall pay Plaintiff a total of \$102,660.00 in attorneys' fees; and3. Defendants shall pay Plaintiff a total of \$2,051.37 in costs.

		Signed by Judge Gregory F. VanTatenhove on 5/15/2020.(CBD)cc: COR (Entered: 05/15/2020)
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