

**U.S. District Court
Eastern District of Michigan (Flint)
CIVIL DOCKET FOR CASE #: 4:17-cv-11441-LVP-MKM**

Fowler et al v. Johnson
Assigned to: District Judge Linda V. Parker
Referred to: Magistrate Judge Mona K. Majzoub
Case in other court: U.S. Court of Appeals – Sixth Circuit,
17-02504
U.S. Court of Appeals – Sixth Circuit,
17-02504/18-01089
U.S. Court of Appeals – Sixth Circuit,
18-01089/17-02504

Cause: 42:1983 Civil Rights Act

Plaintiff

Adrian Fowler

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Plaintiff

Kitia Harris

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Rebecca R. Ramaswamy
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V.

Defendant

Ruth Johnson

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Date Filed	#	Docket Text
05/04/2017	<u>1</u>	COMPLAINT filed by All Plaintiffs against All Defendants with Jury Demand. Plaintiff requests summons issued . Receipt No: 0645-6213346 - Fee: $ 400. County of 1st Plaintiff: Wayne - County Where Action Arose: Wayne - County of 1st Defendant: Wayne. [Previously dismissed case: No] [Possible companion case(s): None] (Attachments: # <u>1</u> Exhibit Exhibit 1, # <u>2</u> Exhibit Exhibit 2, # <u>3</u> Exhibit Exhibit 3, # <u>4</u> Exhibit Exhibit 4, # <u>5</u> Exhibit Exhibit 5, # <u>6</u> Exhibit Exhibit 6, # <u>7</u> Index of Exhibits Index) (Telfeyan, Phil) (Entered: 05/04/2017)
05/04/2017	<u>2</u>	MOTION for Preliminary Injunction by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Index of Exhibits Index) (Telfeyan, Phil) (Entered: 05/04/2017)
05/05/2017		A United States Magistrate Judge of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form is available for download at http://www.mied.uscourts.gov (DPer) (Entered: 05/05/2017)
05/05/2017	<u>3</u>	SUMMONS Issued for *Ruth Johnson* (DPer) (Entered: 05/05/2017)

05/06/2017	<u>4</u>	CERTIFICATE of Service/Summons Returned Executed. All Defendants. (Telfeyan, Phil) (Entered: 05/06/2017)
05/25/2017	<u>5</u>	NOTICE of Appearance by Catherine B. Sevchenko on behalf of All Plaintiffs. (Sevchenko, Catherine) (Entered: 05/25/2017)
05/26/2017	<u>6</u>	NOTICE of Appearance by John G. Fedynsky on behalf of Ruth Johnson. (Fedynsky, John) (Entered: 05/26/2017)
05/26/2017	<u>7</u>	ATTORNEY APPEARANCE: John C. Philo appearing on behalf of All Plaintiffs (Philo, John) (Entered: 05/26/2017)
05/26/2017	<u>8</u>	ATTORNEY APPEARANCE: Anthony D. Paris appearing on behalf of All Plaintiffs (Paris, Anthony) (Entered: 05/26/2017)
05/30/2017	<u>9</u>	STIPULATED ORDER for Extension of Time to File First Response Pleading and Response (Response to <u>2</u> MOTION for Preliminary Injunction due by 6/16/2017), (Responsive Pleading due by 7/17/2017). Signed by District Judge Linda V. Parker. (RLou) (Entered: 05/30/2017)
06/12/2017	<u>10</u>	NOTICE of Appearance by Rebecca R. Ramaswamy on behalf of All Plaintiffs. (Ramaswamy, Rebecca) (Entered: 06/12/2017)
06/16/2017	<u>11</u>	RESPONSE to <u>2</u> MOTION for Preliminary Injunction filed by Ruth Johnson. (Attachments: # <u>1</u> Exhibit 1- Certified Driving Record, Fowler, # <u>2</u> Exhibit 2- Certified Driving Record, Harris) (Fedynsky, John) (Entered: 06/16/2017)
06/30/2017	<u>12</u>	Joint MOTION for Leave to File Excess Pages <i>for Reply Brief in Support of Preliminary Injunction</i> by All Plaintiffs. (Telfeyan, Phil) (Entered: 06/30/2017)
06/30/2017	<u>13</u>	REPLY to Response re <u>2</u> MOTION for Preliminary Injunction <i>and Response to Motion to Dismiss</i> filed by All Plaintiffs. (Telfeyan, Phil) (Entered: 06/30/2017)
07/05/2017		TEXT-ONLY ORDER Granting <u>12</u> Motion for Leave to File Excess Pages. IT IS SO ORDERED. Issued by District Judge Linda V. Parker. (RLou) (Entered: 07/05/2017)
07/17/2017	<u>14</u>	MOTION to Dismiss <i>or Alternatively for Summary Judgment</i> by Ruth Johnson. (Fedynsky, John) (Entered: 07/17/2017)
07/21/2017	<u>15</u>	RESPONSE to <u>14</u> MOTION to Dismiss <i>or Alternatively for Summary Judgment</i> filed by All Plaintiffs. (Telfeyan, Phil) (Entered: 07/21/2017)
08/04/2017	<u>16</u>	REPLY to Response re <u>14</u> MOTION to Dismiss <i>or Alternatively for Summary Judgment</i> filed by Ruth Johnson. (Fedynsky, John) (Entered: 08/04/2017)
10/19/2017	<u>17</u>	NOTICE OF HEARING on <u>2</u> MOTION for Preliminary Injunction. Motion Hearing set for 11/8/2017 at 1:00 PM before District Judge Linda V. Parker. (RLou) (Entered: 10/19/2017)
11/02/2017	<u>18</u>	AMENDED NOTICE OF HEARING on <u>2</u> MOTION for Preliminary Injunction. Motion Hearing RESET for 11/15/2017 at 11:00 AM before District Judge Linda V. Parker (RLou) (Entered: 11/02/2017)
11/07/2017	<u>19</u>	NOTICE by All Plaintiffs <i>of Newly Issued Authority</i> (Telfeyan, Phil) (Entered: 11/07/2017)
11/14/2017	<u>20</u>	RESPONSE to <u>19</u> Notice (Other) by Ruth Johnson. (Attachments: # <u>1</u> Exhibit 1-Updated Certified Driving Record) (Fedynsky, John) (Entered: 11/14/2017)
11/15/2017		Minute Entry for proceedings before District Judge Linda V. Parker: Motion Hearing held on 11/15/2017 re <u>2</u> MOTION for Preliminary Injunction . Disposition: Motion Taken Under Advisement. (Court Reporter: Peg Goodrich) (RLou) (Entered: 11/15/2017)
12/14/2017	<u>21</u>	OPINION and ORDER Granting Plaintiffs' <u>2</u> Motion for Preliminary Injunction. Signed by District Judge Linda V. Parker. (RLou) (Entered: 12/14/2017)
12/15/2017	<u>22</u>	NOTICE OF APPEAL by Ruth Johnson re <u>21</u> Order on Motion for Preliminary Injunction. Fee Status: No Fee Paid. (Fedynsky, John) (Entered: 12/15/2017)

12/18/2017	<u>23</u>	Certificate of Service re <u>22</u> Notice of Appeal. (DWor) (Entered: 12/18/2017)
12/18/2017	<u>24</u>	Appeal Fee received for <u>22</u> Notice of Appeal filed by Ruth Johnson in the amount of \$ \$505.00 – Receipt No. DET109815. (RBog) (Entered: 12/19/2017)
12/19/2017	<u>25</u>	Emergency MOTION to Stay <i>Pending Appeal</i> by Ruth Johnson. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1 – Driving Record, # <u>3</u> Exhibit 2 – Gaspar Affidavit, # <u>4</u> Exhibit 3 – Carroll Affidavit w/ Attachments, # <u>5</u> Exhibit 4 – Administrative Order, # <u>6</u> Exhibit 5 – Court Collections Programs Components and Details) (Fedynsky, John) (Entered: 12/19/2017)
12/19/2017	<u>26</u>	RESPONSE to <u>25</u> Emergency MOTION to Stay <i>Pending Appeal</i> filed by All Plaintiffs. (Ramaswamy, Rebecca) (Entered: 12/19/2017)
12/20/2017	<u>27</u>	TRANSCRIPT of PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION held on November 15, 2017. (Court Reporter: Peg L. Goodrich) (Number of Pages: 64) The parties have 21 days to file with the court and Court Reporter a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 1/10/2018. Redacted Transcript Deadline set for 1/22/2018. Release of Transcript Restriction set for 3/20/2018. Transcript may be viewed at the court public terminal or purchased through the Court Reporter before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Goodrich, P) (Entered: 12/20/2017)
12/20/2017	<u>28</u>	REPLY to Response re <u>25</u> Emergency MOTION to Stay <i>Pending Appeal</i> filed by Ruth Johnson. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1 – Gaspar Corrected Affidavit, # <u>3</u> Exhibit 2 – SCAO Web Site Printout, # <u>4</u> Exhibit 3 – SCAO Report) (Fedynsky, John) (Entered: 12/20/2017)
12/21/2017	<u>29</u>	OPINION and ORDER Denying Defendant's Emergency <u>25</u> Motion for Stay Pending Appeal. Signed by District Judge Linda V. Parker. (RLou) (Entered: 12/21/2017)
12/28/2017	<u>30</u>	ORDER from U.S. Court of Appeals – Sixth Circuit re <u>22</u> Notice of Appeal filed by Ruth Johnson [Appeal Case Number 17–2504] (SKra) (Entered: 01/02/2018)
01/05/2018	<u>31</u>	ORDER to Appear (Hearing set for 1/17/2018 at 10:00 AM before District Judge Linda V. Parker) ***IN JUDGE MICHELSON'S COURTROOM #242 – IN DETROIT***. Signed by District Judge Linda V. Parker. (RLou) (Entered: 01/05/2018)
01/10/2018	<u>32</u>	[PLAINTIFFS BRIEF IN RESPONSE TO ORDER TO APPEAR] NOTICE by All Plaintiffs re <u>31</u> Order, Set Deadlines/Hearings <i>Plaintiffs' Brief in Response to Order to Appear</i> (Ramaswamy, Rebecca) Modified on 1/12/2018 (LGra). Modified on 1/12/2018 (LGra). (Entered: 01/10/2018)
01/12/2018	<u>33</u>	SUPPLEMENTAL BRIEF re <u>31</u> Order, Set Deadlines/Hearings filed by Ruth Johnson. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1 – Harris Records, 19th District – Dearborn, # <u>3</u> Exhibit 2 – Harris Records, 29th District Wayne, # <u>4</u> Exhibit 3 – Harris Records, 1st District Monroe, # <u>5</u> Exhibit 4 – Harris Records, 43rd District Ferndale, # <u>6</u> Exhibit 5 – Harris Records, 36th District Detroit, # <u>7</u> Exhibit 6 – Fowler Records, 46th District – Southfield, # <u>8</u> Exhibit 7 – Fowler Records, 43rd District Court – Ferndale, # <u>9</u> Exhibit 8 – Fowler Records, 38th District Eastpointe, # <u>10</u> Exhibit 9 – Fowler Records, 45th District Oak Park, # <u>11</u> Exhibit 10 – Determining Ability to Pay in the Collection of Court, # <u>12</u> Exhibit 11 – Affidavit of Colleen Tulloch–Brown, # <u>13</u> Exhibit 12 – Trial Court Collections Standards & Guidelines, # <u>14</u> Exhibit 13 – Affidavit of Thomas L. Cantrell) (Fedynsky, John) (Entered: 01/12/2018)
01/17/2018		Minute Entry for proceedings before District Judge Linda V. Parker: Hearing re <u>30</u> Order to Appear held on 1/17/2018. Disposition: Taken Under Advisement (Court Reporter: Jodi Matthews) (JOWe) (Entered: 01/17/2018)
01/19/2018	<u>34</u>	TRANSCRIPT of HEARING ON PRELIMINARY INJUNCTION held on January 17, 2018. (Court Reporter/Transcriber: Nefertiti Jodi Matthews) (Number of Pages: 51) The parties have 21 days to file with the court and Court Reporter/Transcriber a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days.

		Redaction Request due 2/9/2018. Redacted Transcript Deadline set for 2/20/2018. Release of Transcript Restriction set for 4/19/2018. Transcript may be viewed at the court public terminal or purchased through WWW.TRANSCRIPTORDERS.COM before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Matthews, N) (Entered: 01/19/2018)
01/24/2018	<u>35</u>	AMENDED PRELIMINARY INJUNCTION RE: <u>21</u> OPINION and ORDER Granting Plaintiffs' <u>2</u> Motion for Preliminary Injunction. Signed by District Judge Linda V. Parker. (JOWe) (Entered: 01/24/2018)
01/25/2018	<u>36</u>	NOTICE OF APPEAL by Ruth Johnson re <u>35</u> Preliminary Injunction. Fee Status: No Fee Paid. (Fedynsky, John) (Entered: 01/25/2018)
01/26/2018	<u>37</u>	Certificate of Service re <u>36</u> Notice of Appeal. (DAll) (Entered: 01/26/2018)
01/26/2018	<u>38</u>	Notice of Appeal Filing Fee Not Paid. Correction due by 2/2/2018 (DAll) (Entered: 01/26/2018)
01/26/2018	<u>39</u>	Appeal Fee received for <u>36</u> Notice of Appeal filed by Ruth Johnson in the amount of \$ \$505.00 – Receipt No. DET110774. (RBog) (Entered: 01/29/2018)
02/07/2018	<u>40</u>	ORDER from U.S. Court of Appeals – Sixth Circuit re <u>36</u> Notice of Appeal filed by Ruth Johnson, <u>22</u> Notice of Appeal filed by Ruth Johnson [Appeal Case Number 17–2504/18–1089] (DWor) (Entered: 02/08/2018)
02/16/2018	<u>41</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 2/21/2018 at 10:00 AM before District Judge Linda V. Parker (RLou) (Entered: 02/16/2018)
02/21/2018		Minute Entry for proceedings before District Judge Linda V. Parker: Telephonic Status Conference held on 2/21/2018. Disposition: The Plaintiffs are allowed the opportunity to file Ms. Harris' affidavit, on or before February 26, 2018. The Defendant can file a response to the affidavit, on or before March 7, 2018. (Court Reporter: None Present, Not on the Record) (RLou) (Entered: 02/21/2018)
02/26/2018	<u>42</u>	NOTICE by All Plaintiffs <i>Brief and Declaration in Support of Standing</i> (Attachments: # <u>1</u> Index of Exhibits Exhibit List, # <u>2</u> Exhibit Ex. 1, Fowler Decl, # <u>3</u> Exhibit Ex. 2, Fowler Driving Record, # <u>4</u> Exhibit Ex. 3, Harris Decl, # <u>5</u> Exhibit Ex. 4, Harris Driving Record) (Ramaswamy, Rebecca) (Entered: 02/26/2018)
02/26/2018	<u>43</u>	MOTION for Leave to File <i>Amended Complaint and Class Certification Motion</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit Amended Complaint, # <u>2</u> Index of Exhibits, # <u>3</u> Exhibit 1, FOIA Response, # <u>4</u> Exhibit 2, Fowler Declaration, # <u>5</u> Exhibit 3, Harris Declaration, # <u>6</u> Exhibit 4, Jones Declaration, # <u>7</u> Exhibit 5, Rankin Declaration, # <u>8</u> Exhibit 6, Herson–Hord Declaration, # <u>9</u> Exhibit 7, State Dep't Letter, # <u>10</u> Exhibit 8, Garnishment Letter, # <u>11</u> Exhibit 9, Simmons Declaration, # <u>12</u> Exhibit Class Certification Motion and Brief, # <u>13</u> Index of Exhibits, # <u>14</u> Exhibit 1, Fowler Declaration, # <u>15</u> Exhibit 2, Harris Declaration, # <u>16</u> Exhibit 3, Jones Declaration, # <u>17</u> Exhibit 4, Rankin Declaration, # <u>18</u> Exhibit 5, Telfeyan Declaration) (Ramaswamy, Rebecca) (Entered: 02/26/2018)
03/01/2018	<u>44</u>	MOTION to Strike <u>43</u> MOTION for Leave to File <i>Amended Complaint and Class Certification Motion</i> by Ruth Johnson. (Attachments: # <u>1</u> Exhibit 1 – Email Correspondence) (Fedynsky, John) (Entered: 03/01/2018)
03/06/2018	<u>45</u>	RESPONSE to <u>44</u> MOTION to Strike <u>43</u> MOTION for Leave to File <i>Amended Complaint and Class Certification Motion Opposition to Motion to Strike</i> filed by All Plaintiffs. (Ramaswamy, Rebecca) (Entered: 03/06/2018)
03/07/2018	<u>46</u>	RESPONSE to <u>42</u> Notice (Other), by Ruth Johnson. (Attachments: # <u>1</u> Exhibit 1 – Bormuth v. Johnson, # <u>2</u> Exhibit 2 – Affidavit of Linda Carroll) (Fedynsky, John) (Entered: 03/07/2018)
03/08/2018	<u>47</u>	REPLY to Response re <u>44</u> MOTION to Strike <u>43</u> MOTION for Leave to File <i>Amended Complaint and Class Certification Motion</i> filed by Ruth Johnson. (Fedynsky, John) (Entered: 03/08/2018)
03/08/2018	<u>48</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 3/8/2018 at 2:00 PM before District Judge Linda V. Parker (RLou) (Entered: 03/08/2018)

03/08/2018		Minute Entry for proceedings before District Judge Linda V. Parker: Telephonic Status Conference held on 3/8/2018. Disposition: The Court will enter an Order regarding the response deadline for the <u>43</u> Motion for Leave. (Court Reporter: None Present, Not on the Record) (RLou) (Entered: 03/08/2018)
03/08/2018		TEXT-ONLY ORDER Extending the Deadline for the Defendant to File a Response to the <u>43</u> MOTION for Leave to File <i>Amended Complaint and Class Certification Motion</i> .(Response due by 3/21/2018). IT IS SO ORDERED. Issued by District Judge Linda V. Parker. (RLou) (Entered: 03/08/2018)
03/14/2018	<u>49</u>	MOTION for Leave to File <i>Reply Brief in Support of Standing</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit Reply Brief in Support of Standing) (Ramaswamy, Rebecca) (Entered: 03/14/2018)
03/15/2018		TEXT-ONLY Order Granting the <u>49</u> Motion for Leave to File Reply Brief in Support of Standing. The reply brief shall be filed by the close of business today, March 15, 2018. IT IS FURTHER ORDERED that the Defendant may file a surreply on or before March 22, 2018. The surreply is limited to five pages. IT IS SO ORDERED. Issued by District Judge Linda V. Parker. (RLou) (Entered: 03/15/2018)
03/15/2018	<u>50</u>	SUPPLEMENTAL BRIEF re <u>46</u> Response (Free) <i>Reply in Support of Standing</i> filed by All Plaintiffs. (Ramaswamy, Rebecca) (Entered: 03/15/2018)
03/21/2018	<u>51</u>	RESPONSE to <u>43</u> MOTION for Leave to File <i>Amended Complaint and Class Certification Motion</i> filed by Ruth Johnson. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1 – Jones Court Records, 47th District – Farmington, # <u>3</u> Exhibit 2 – Jones Court Records, 46th District – Southfield, # <u>4</u> Exhibit 3 – Jones Court Records, 24th District – Allen Park, # <u>5</u> Exhibit 4 – Jones Court Records, 34th District – Romulus, # <u>6</u> Exhibit 5 – Jones Court Records, 17th District – Redford Twp, # <u>7</u> Exhibit 6 – Rankin Court Records, 36th District, Detroit, # <u>8</u> Exhibit 7 – Rankin Court Records, 45-B District, Oak Park, # <u>9</u> Exhibit 8 – Rankin Court Records, 21st District– Garden City, # <u>10</u> Exhibit 9 – Rankin Driving Record, # <u>11</u> Exhibit 10 – Jones Driving Record, # <u>12</u> Exhibit 11 – The Secretary's Driver's License Change of Address, Voter Registration Website) (Fedynsky, John) (Entered: 03/21/2018)
03/22/2018	<u>52</u>	SUR-REPLY re <u>49</u> MOTION for Leave to File <i>Reply Brief in Support of Standing in Opposition to Plaintiffs' Reply Brief in Support of Standing</i> filed by Ruth Johnson. (Attachments: # <u>1</u> Index of Exhibits Exhibit List, # <u>2</u> Exhibit 1. State of Michigan 14-Day Notice – Traffic, # <u>3</u> Exhibit 2. Type of Court Cases Web Page) (Fedynsky, John) (Entered: 03/22/2018)
03/28/2018	<u>53</u>	REPLY to Response re <u>43</u> MOTION for Leave to File <i>Amended Complaint and Class Certification Motion</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit Jones Declaration) (Ramaswamy, Rebecca) (Entered: 03/28/2018)
04/11/2018	<u>54</u>	OPINION and ORDER. Signed by District Judge Linda V. Parker. (RLou) (Entered: 04/11/2018)
04/18/2018	<u>55</u>	ORDER from U.S. Court of Appeals – Sixth Circuit re <u>36</u> Notice of Appeal filed by Ruth Johnson, <u>22</u> Notice of Appeal filed by Ruth Johnson [Appeal Case Number 17-2504/18-1089] (SKra) (Entered: 04/19/2018)
05/08/2019	<u>56</u>	OPINION and JUDGMENT from U.S. Court of Appeals – Sixth Circuit re <u>36</u> Notice of Appeal filed by Ruth Johnson, <u>22</u> Notice of Appeal filed by Ruth Johnson [Appeal Case Number 17-2504/18-1089] (SKra) Modified on 5/8/2019 (SKra). (Entered: 05/08/2019)
07/08/2019	<u>57</u>	ORDER from U.S. Court of Appeals – Sixth Circuit re <u>36</u> Notice of Appeal filed by Ruth Johnson [Appeal Case Number 17-2504/18-1089] (DWor) (Entered: 07/08/2019)
12/12/2019	<u>58</u>	MANDATE from U.S. Court of Appeals – Sixth Circuit as to <u>56</u> Appeal Order/Opinion/Judgment [Appeal Case Number 18-1089/17-2504] (SKra) (Entered: 12/12/2019)
01/21/2020	<u>59</u>	ATTORNEY SUBSTITUTION for Ruth Johnson: Erik A. Grill added. <i>Remove John Fedynsky</i> (Grill, Erik) (Entered: 01/21/2020)

01/21/2020	<u>60</u>	[STRICKEN] ATTORNEY SUBSTITUTION for All Plaintiffs : Phil Telfeyan added. <i>Marissa Hatton Substituted for Rebecca Ramaswamy and Catherine Sevchenko</i> (Attachments: # <u>1</u> Proposed Order) (Telfeyan, Phil) Modified on 1/23/2020 (RLou). (Entered: 01/21/2020)
01/23/2020	<u>61</u>	ORDER Permitting Substitution of Attorneys. Signed by District Judge Linda V. Parker. (RLou) (Entered: 01/23/2020)
01/23/2020	<u>62</u>	ORDER Striking <u>60</u> Attorney Substitution. Signed by District Judge Linda V. Parker. (RLou) (Entered: 01/23/2020)
02/24/2020	<u>63</u>	STIPULATED ORDER of DISMISSAL. Signed by District Judge Linda V. Parker. (RLou) (Entered: 02/24/2020)