

**U.S. District Court
Eastern District of New York (Central Islip)
CIVIL DOCKET FOR CASE #: 2:10-cv-03470-JFB-AKT**

Genovese v. Town of Southampton et al
Assigned to: Judge Joseph F. Bianco
Referred to: Magistrate Judge A. Kathleen Tomlinson
Demand: \$70,000,000
Cause: 42:1983 Civil Rights Act

Date Filed: 07/29/2010
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Nancy Genovese

represented by **Brittney C. Russell**
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V.

Defendant

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Defendant

County of Suffolk

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Defendant

Robert Iberger
Southampton Town Police Lieutenant

represented by **Jeltje DeJong**
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Kelly E Wright
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Michael C. Sordi
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Defendant

Joseph T. Caracappa
Suffolk County Undersheriff

represented by **Arlene S. Zwilling**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jason Bassett
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TERMINATED: 01/16/2015
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Richard T. Dunne
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Susan A. Flynn
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Defendant

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Defendant

Frederick Luete
also known as
Frederick Leute

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TERMINATED: 12/31/2012

LEAD ATTORNEY
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Susan A. Flynn
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

John and/or Jane does 1 through 10

also known as

Jon and/or Jane does 1 through 10

Date Filed	#	Docket Text
07/29/2010	<u>1</u>	COMPLAINT against Joseph T. Caracappa, Robert Carlock, County of Suffolk, Robert Iberger, John and/or Jane does 1 through 10, Frederick Luete, Town of Southampton Disclosure Statement on Civil Cover Sheet completed –NO,, filed by Nancy Genovese. (Attachments: # <u>1</u> Civil Cover Sheet) (Serret, Liliana) Modified on 8/5/2010 (Serret, Liliana). (Entered: 07/30/2010)
07/29/2010		FILING FEE: \$ 350.00, receipt number 3877 (Serret, Liliana) (Entered: 07/30/2010)
07/29/2010		Summons Issued as to Joseph T. Caracappa, Robert Carlock, County of Suffolk, Robert Iberger, John and/or Jane does 1 through 10, Frederick Luete, Town of Southampton. (Serret, Liliana) Modified on 8/5/2010 (Serret, Liliana). (Entered: 07/30/2010)
08/03/2010		Case Ineligible for Arbitration (Bollbach, Jean) (Entered: 08/03/2010)
08/31/2010	<u>2</u>	SUMMONS Returned Executed by Nancy Genovese. Joseph T. Caracappa served on 8/30/2010, answer due 10/29/2010; Robert Carlock served on 8/30/2010, answer due 10/29/2010; County of Suffolk served on 8/30/2010, answer due 10/29/2010; Robert Iberger served on 8/30/2010, answer due 10/29/2010; Frederick Luete served on 8/30/2010, answer due 10/29/2010; Town of Southampton served on 8/30/2010, answer due 10/29/2010. (Brewington, Frederick) (Entered: 08/31/2010)
09/14/2010	<u>3</u>	ANSWER to <u>1</u> Complaint, by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Dunne, Richard) (Entered: 09/14/2010)
12/16/2010	<u>4</u>	Notice of MOTION for Entry of Default <i>as and against Town of Southampton and Robert Iberger</i> by Nancy Genovese. (Attachments: # <u>1</u> Motion for Default Judgment, # <u>2</u> Proposed Order, # <u>3</u> Affidavit in support of motion, # <u>4</u> Exhibit A and B) (Germano, Guy) Modified on 1/6/2011 (Bollbach, Jean). (Entered: 12/16/2010)
12/20/2010	<u>5</u>	SCHEDULING ORDER: Initial Conference set for 1/7/2011 11:30 AM before Magistrate Judge A. Kathleen Tomlinson. No later than two business days before the discovery planning conference, the parties must submit, by means of electronic filing on the court's ECF (Electronic Case Filing) system, a joint proposed discovery plan. SEE ATTACHED ORDER. Ordered by Magistrate Judge A. Kathleen Tomlinson on 12/20/2010. (Spatola, Richard) (Entered: 12/20/2010)
01/05/2011	<u>6</u>	Proposed Scheduling Order by Nancy Genovese (Germano, Guy) (Entered: 01/05/2011)
01/06/2011		SCHEDULING ORDER: Due to a change in the Court's calendar, the January 7, 2011 Initial Conference is hereby ADJOURNED to January 21, 2011 at 1:30 p.m. Ordered by Magistrate Judge A. Kathleen Tomlinson on 1/6/2011. (Spatola, Richard) (Entered: 01/06/2011)
01/06/2011	<u>7</u>	Clerk's ENTRY OF DEFAULT as to Town of Southampton and Robert Iberger. Motions terminated: <u>4</u> Notice of MOTION for Entry of Default <i>as and against Town of Southampton and Robert Iberger</i> filed by Nancy Genovese. (Bollbach, Jean) (Entered: 01/06/2011)

01/11/2011	<u>8</u>	ORDERED that defts Robert Iberger and the town of Southampton respond in writing within 10 days as to why default judgment should not be entered; failure to respond will result in the entry of default judgment; further ordered that plaintiff serve a copy of this order and motion papers on defts Robert Iberger and the Town of Southampton. Ordered by Judge Joseph F. Bianco on 1/11/2011. (Bollbach, Jean) (Entered: 01/18/2011)
01/21/2011		SCHEDULING ORDER: The January 21, 2011 Initial Conference is hereby ADJOURNED to February 3, 2011 at 1:30 p.m. Ordered by Magistrate Judge A. Kathleen Tomlinson on 1/21/2011. (Spatola, Richard) Modified on 1/21/2011 (Montero, Edher). (Entered: 01/21/2011)
01/24/2011	<u>9</u>	AFFIDAVIT/DECLARATION in Opposition re <u>4</u> Notice of MOTION for Entry of Default <i>as and against Town of Southampton and Robert Iberger</i> filed by Robert Iberger. (Attachments: # <u>1</u> Exhibit) (Sordi, Michael) (Entered: 01/24/2011)
01/24/2011	<u>10</u>	<i>Southampton Twon and Robert Iberger</i> ANSWER to Complaint by Town of Southampton. (Sordi, Michael) (Entered: 01/24/2011)
01/24/2011	<u>11</u>	REPLY in Support re <u>4</u> Notice of MOTION for Entry of Default <i>as and against Town of Southampton and Robert Iberger</i> filed by Nancy Genovese. (Attachments: # <u>1</u> Exhibit A) (Germano, Guy) (Entered: 01/24/2011)
02/07/2011	<u>12</u>	Minute Entry for proceedings held before Magistrate Judge A. Kathleen Tomlinson: Initial Conference Hearing held on 2/3/2011. THE FOLLOWING RULINGS WERE MADE: The Case Management and Scheduling Order will be entered separately. Plaintiff must provide HIPAA-compliant records release authorizations to Defendant's counsel no later than February 28, 2011. A Stipulation and Order of Confidentiality is to be filed on ECF by March 10, 2011. SEE ATTACHED ORDER for additional directives and information. Ordered by Magistrate Judge A. Kathleen Tomlinson on 2/3/2011 (Spatola, Richard) (Entered: 02/07/2011)
02/07/2011	<u>13</u>	CASE MANAGEMENT AND SCHEDULING ORDER: DEADLINES AND COURT APPEARANCES: Deadline for completion of initial disclosures required by Rule 26(a), February 7, 2011; First request for production of documents and first request for interrogatories due by March 10, 2011; Responses to first production of documents and first set of interrogatories due by April 22, 2011; Deadline for joinder of additional parties and amendment of pleadings, May 5, 2011; Status Conference, June 23, 2011; Initial expert reports and all expert disclosures required under Rule 26 to be served by August 19, 2011; Expert rebuttal reports to be served by September 29, 2011; All discovery to be completed by September 29, 2011; Dispositive motion process started by October 13, 2011; Deadline for expert depositions, October 21, 2011; Joint pretrial order due by November 4, 2011; Pretrial Conference, November 10, 2011. SEE ATTACHED ORDER. Ordered by Magistrate Judge A. Kathleen Tomlinson on 2/3/2011. (Spatola, Richard) (Main Document 13 replaced on 2/8/2011) (Montero, Edher). (Entered: 02/07/2011)
02/07/2011	<u>14</u>	DISCLOSURE of Interested Parties by Robert Iberger, Town of Southampton. (Sordi, Michael) (Entered: 02/07/2011)
02/11/2011	<u>16</u>	First MOTION for pre motion conference by Robert Iberger, Town of Southampton. (Sordi, Michael) (Entered: 02/11/2011)
02/11/2011	<u>17</u>	RESPONSE to Motion re <u>16</u> First MOTION for pre motion conference filed by Nancy Genovese. (Germano, Guy) (Entered: 02/11/2011)
02/17/2011		ORDER granting <u>16</u> Motion for Pre Motion Conference. The Court has received defendants' letter requesting a pre-motion conference to set a briefing schedule for their motion to dismiss the complaint. IT IS HEREBY ORDERED that a conference call shall be held on February 25, 2011 at 3:30 p.m. At that time defendants shall initiate the call and, once all parties are on the line, shall contact Chambers at (631) 712-5670. Prior to that time, plaintiff may submit a letter to the Court, in accordance with Individual Rule III.A, stating why defendants' motion will not be successful. SO ORDERED. Ordered by Judge Joseph F. Bianco on 2/17/2011. (Nagiel, Svetlana) (Entered: 02/17/2011)

02/17/2011		Motions terminated: 15 Letter MOTION for pre motion conference filed by Robert Iberger, Town of Southampton. This motion was already addressed in the Court's February 17, 2011 Order setting the pre-motion conference. SO ORDERED. Ordered by Judge Joseph F. Bianco on 2/17/2011. (Nagiel, Svetlana) (Entered: 02/17/2011)
02/21/2011	<u>18</u>	NOTICE of Appearance by Jeltje DeJong on behalf of Robert Iberger, Town of Southampton (aty to be noticed) (DeJong, Jeltje) (Entered: 02/21/2011)
02/21/2011	<u>19</u>	NOTICE of Appearance by Kelly E Wright on behalf of Robert Iberger, Town of Southampton (aty to be noticed) (Wright, Kelly) (Entered: 02/21/2011)
02/22/2011	<u>20</u>	RESPONSE to Motion re <u>16</u> First MOTION for pre motion conference filed by Nancy Genovese. (Germano, Guy) (Entered: 02/22/2011)
02/25/2011	<u>21</u>	Minute Order. for proceedings held before Judge Joseph F. Bianco:denying <u>4</u> Motion for Entry of Default. Telephone Conference held on 2/25/2011. Letter to be submitted ot the court within 10 days. Discovery continued. (Court Reporter ftr 4:04 – 4:20.) (Bollbach, Jean) (Entered: 02/28/2011)
03/03/2011	<u>22</u>	Letter <i>advising of Rule 12 Motion Status</i> by Robert Iberger, Town of Southampton (Arntsen, David) (Entered: 03/03/2011)
06/17/2011	<u>23</u>	Letter MOTION to Compel <i>County defendants to provide discovery demand responses</i> by Nancy Genovese. (Attachments: # <u>1</u> Exhibit A–B) (Germano, Guy) (Entered: 06/17/2011)
06/20/2011		ORDER re <u>23</u> Letter MOTION to Compel. As this case is scheduled for a Status Conference on June 23, 2011, the Suffolk County Defendants are directed to file their response to DE 23 by the close of business Wednesday, June 22, 2011. Ordered by Magistrate Judge A. Kathleen Tomlinson on 6/20/2011. (Spatola, Richard) (Entered: 06/20/2011)
06/20/2011	<u>24</u>	RESPONSE to Motion re <u>23</u> Letter MOTION to Compel <i>County defendants to provide discovery demand responses</i> filed by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Dunne, Richard) (Entered: 06/20/2011)
06/21/2011	<u>25</u>	Letter <i>responding to the Court's order of 6/21/11</i> by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete (Dunne, Richard) (Entered: 06/21/2011)
06/29/2011	<u>26</u>	Minute Order for proceedings held before Magistrate Judge A. Kathleen Tomlinson: Motion Hearing/Status Conference held on June 23, 2011. Plaintiff's motion to compel discovery responses <u>23</u> granted. SEE ATTACHED ORDER for additional rulings and information. Ordered by Judge A. Kathleen Tomlinson on 6/23/11. (Tomlinson, A.) (Entered: 06/29/2011)
06/29/2011	<u>27</u>	AMENDED CASE MANAGEMENT AND SCHEDULING ORDER: Initial expert reports and all expert disclosures required under Rule 26 to be served by October 4, 2011; Expert rebuttal reports to be served by November 14, 2011; All discovery to be completed by November 14, 2011; Dispositive motion process started by November 29, 2011; Deadline for expert depositions, December 2, 2011; Joint pretrial order due by December 29, 2011; Pretrial Conference, January 10, 2012. SEE ATTACHED ORDER. Ordered by Magistrate Judge A. Kathleen Tomlinson on 6/29/2011. (Spatola, Richard) (Entered: 06/29/2011)
10/04/2011	<u>28</u>	Letter MOTION for Extension of Time to Complete Discovery <i>re Expert Discovery</i> by Nancy Genovese. (Germano, Guy) (Entered: 10/04/2011)
10/06/2011		ORDER granting <u>28</u> Motion for Extension of Time to Complete Discovery. All discovery, including expert discovery, is to be completed by November 14, 2011. All other deadlines in the Amended Case Management and Scheduling Order [DE 27] remain in effect. Ordered by Magistrate Judge A. Kathleen Tomlinson on 10/6/2011. (Spatola, Richard) (Entered: 10/06/2011)
11/14/2011	<u>29</u>	Letter MOTION for Extension of Time to Complete Discovery by Nancy Genovese. (Germano, Guy) (Entered: 11/14/2011)

11/15/2011		SCHEDULING ORDER: re <u>29</u> Letter MOTION for Extension of Time to Complete Discovery. Telephone Conference set for 11/16/2011 at 1:15 PM before Magistrate Judge A. Kathleen Tomlinson. In light of the fact that Attorney Dunne is on trial before this Court on another matter, he will appear in person. Plaintiff's counsel is directed to initiate the call to Chambers with counsel for the Town of Southampton on the line. Ordered by Magistrate Judge A. Kathleen Tomlinson on 11/15/2011. (Spatola, Richard) (Entered: 11/15/2011)
11/21/2011	<u>30</u>	Minute Entry for proceedings held before Magistrate Judge A. Kathleen Tomlinson: Telephone Conference held on 11/16/2011. I am granting Plaintiff's request for the 120-day extension of the discovery deadline. A Second Amended and Final Case Management and Scheduling Order will be entered separately. Counsel are on notice that this deadline will not be extended further under any circumstances. SEE ATTACHED ORDER. Ordered by Magistrate Judge A. Kathleen Tomlinson on 11/16/2011. (Spatola, Richard) (Entered: 11/21/2011)
11/21/2011		ORDER granting <u>29</u> Motion for Extension of Time to Complete Discovery. SEE DE <u>30</u> . Ordered by Magistrate Judge A. Kathleen Tomlinson on 11/21/2011. (Spatola, Richard) (Entered: 11/21/2011)
11/21/2011	<u>31</u>	SECOND AMENDED AND FINAL CASE MANAGEMENT AND SCHEDULING ORDER: Initial expert reports and all expert disclosures required under Rule 26 to be served by February 17, 2012; Expert rebuttal reports to be served by March 16, 2012; All discovery to be completed by March 16, 2012; Dispositive motion process started by March 30, 2012; Joint pretrial order due by April 20, 2012; Pretrial Conference, April 27, 2012, at 2:30 p.m. SEE ATTACHED ORDER. Ordered by Magistrate Judge A. Kathleen Tomlinson on 11/16/2011. (Spatola, Richard) (Entered: 11/21/2011)
02/09/2012	<u>32</u>	NOTICE of Appearance by John M. Shields on behalf of Robert Iberger (aty to be noticed) (Shields, John) (Entered: 02/09/2012)
03/16/2012	<u>33</u>	Letter MOTION for Hearing <i>or order to compel discovery</i> by Nancy Genovese. (Attachments: # <u>1</u> Exhibit A-B) (Brewington, Frederick) (Entered: 03/16/2012)
03/29/2012	<u>34</u>	MOTION for pre motion conference by Town of Southampton. (Shields, John) (Entered: 03/29/2012)
03/30/2012		ORDER granting <u>34</u> Motion for Pre Motion Conference. The Court has received a letter, dated March 29, 2012, from defendants Town of Southampton and Robert Iberger, requesting a pre-motion conference in anticipation of moving for summary judgment. IT IS HEREBY ORDERED that the parties shall participate in a telephone pre-motion conference on Wednesday, April 11, 2012 at 1:00 p.m. At that time, counsel for defendants Town of Southampton and Iberger shall initiate the call, and, once all parties are on the line, shall contact Chambers at (631) 712-5670. Prior to the date of the conference, plaintiff may submit a letter pursuant to Individual Rule III.A explaining why the proposed motion is likely to be unsuccessful. SO ORDERED. Ordered by Judge Joseph F. Bianco on 3/30/2012. (Weber, Rebecca) (Entered: 03/30/2012)
04/02/2012		ORDER Setting Hearing on Motion <u>33</u> Letter MOTION. Motion Hearing set for 4/9/2012 at 4:00 PM before Magistrate Judge A. Kathleen Tomlinson. Ordered by Magistrate Judge A. Kathleen Tomlinson on 4/2/2012. (Spatola, Richard) (Entered: 04/02/2012)
04/03/2012	<u>35</u>	REPLY in Opposition <i>to motion</i> filed by Nancy Genovese. (Brewington, Frederick) (Entered: 04/03/2012)
04/04/2012	<u>36</u>	RESPONSE to Motion re <u>33</u> MOTION for Hearing or order to compel discovery filed by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Dunne, Richard) Modified docket text and docket entry relationships on 4/4/2012 (Mahon, Cinthia). (Entered: 04/04/2012)
04/04/2012	<u>37</u>	Letter MOTION to Compel <i>/waiver of appearance for Judge Bianco's conference of April 11, 2012</i> by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Dunne, Richard) (Entered: 04/04/2012)

04/04/2012		ORDER. The Court has granted <u>33</u> to the extent that a hearing has been scheduled for April 9. Unless the Court receives any objections within 48 hours from other counsel concerning the request of Assistant County Attorney Dunne not to participate in the conference since he will be away on vacation, I am tentatively granting that request. Ordered by Magistrate Judge A. Kathleen Tomlinson on 4/4/2012. (Tomlinson, A.) (Entered: 04/04/2012)
04/05/2012		ORDER granting <u>37</u> Motion to Compel. The Court has received the Suffolk County defendants' letter, dated April 3, 2012, requesting a waiver of appearance at the April 11, 2012 pre-motion conference. IT IS HEREBY ORDERED that the Suffolk County defendants' request is granted, and their counsel need not appear at the pre-motion conference. SO ORDERED. Ordered by Judge Joseph F. Bianco on 4/5/2012. (Weber, Rebecca) (Entered: 04/05/2012)
04/06/2012	<u>38</u>	RESPONSE in Opposition re <u>37</u> Letter MOTION to Compel <i>/waiver of appearance for Judge Bianco's conference of April 11, 2012 Plaintiff's Letter in Opposition to Defendants' waiver of appearance</i> filed by Nancy Genovese. (Attachments: # <u>1</u> Exhibit A-C) (Brewington, Frederick) (Entered: 04/06/2012)
04/09/2012		SCHEDULING ORDER: re <u>38</u> . After reviewing Plaintiff's letter dated April 6, 2012, the Court agrees that Attorney Dunn's participation at the motion hearing is essential. As such, the April 9, 2012 Hearing is ADJOURNED to April 27, 2012 at 2:30 p.m. All counsel are directed to appear. The parties are advised that the motion hearing will take the place of the Pre-Trial Conference, which was previously scheduled to occur at this time (see DE <u>31</u>). Ordered by Magistrate Judge A. Kathleen Tomlinson on 4/9/2012. (Spatola, Richard) (Entered: 04/09/2012)
04/09/2012	<u>39</u>	REPLY in Opposition re <u>38</u> Response in Opposition to Motion, filed by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Flynn, Susan) (Entered: 04/09/2012)
04/11/2012	<u>40</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Telephone Conference held on 4/11/2012. discovery conf. to be continued; motion to be filed by 5/11/12; response by 6/29/12; reply by 7/13/12; oral argument 7/25/12 at 1:00 pm (Tape #ftr 1:28 - 1:32.) (Bollbach, Jean) (Entered: 04/12/2012)
04/12/2012	<u>41</u>	Letter MOTION to Adjourn Conference <i>scheduled for 04/27/12, and reschedule to a teleconference on 04/17/12 at 12:00 p.m.</i> by Nancy Genovese. (Brewington, Frederick) (Entered: 04/12/2012)
04/13/2012		ORDER granting <u>41</u> Motion to Adjourn Conference. The Motion Hearing will now take place by telephone on April 17, 2012 at 12:00 p.m. Plaintiff's counsel is directed to initiate the call to Chambers. Ordered by Magistrate Judge A. Kathleen Tomlinson on 4/13/2012. (Spatola, Richard) (Entered: 04/13/2012)
04/17/2012	<u>42</u>	Letter MOTION to Adjourn Conference <i>Filing of the Joint PreTrial Order Scheduled to be filed April 20, 2012</i> by Nancy Genovese. (Brewington, Frederick) (Entered: 04/17/2012)
04/18/2012		ORDER granting <u>42</u> Motion to Adjourn Conference. The Court has received plaintiff's letter, dated April 17, 2012, requesting that submission of the joint pre-trial order be adjourned until after a decision has been issued on the motion for summary judgment. IT IS HEREBY ORDERED that plaintiff's request is granted, and the deadline for the joint pre-trial order is adjourned. SO ORDERED. Ordered by Judge Joseph F. Bianco on 4/18/2012. (Weber, Rebecca) (Entered: 04/18/2012)
04/18/2012	<u>43</u>	Minute Entry for proceedings held before Magistrate Judge A. Kathleen Tomlinson: Motion Hearing held on 4/17/2012 re <u>33</u> Letter MOTION for Hearing. SEE ATTACHED ORDER for a summary of today's proceeding. Ordered by Magistrate Judge A. Kathleen Tomlinson on 4/17/2012. (Spatola, Richard) (Entered: 04/18/2012)
04/27/2012	<u>44</u>	Letter MOTION to Compel <i>Discovery from Suffolk County</i> by Nancy Genovese. (Attachments: # <u>1</u> Exhibit A-C) (Brewington, Frederick) (Entered: 04/27/2012)
04/30/2012		ORDER denying <u>44</u> Motion to Compel. Contained in the Court's April 17, 2012 Civil Conference Minute Order is the following directive: "As for the remaining

		six demands listed in Plaintiff's letter, counsel are to have a further meet-and-confer in order for counsel to go through the discovery requests which Plaintiff's counsel believes to be still pending and which documents already produced which counsel for Suffolk County believes to be responsive. This meeting is to occur no later than April 24, 2012. Should issues remain after this further meet-and-confer is conducted, counsel are to contact my Chambers by May 1, 2012 to schedule an immediate telephone conference." DE <u>43</u> . It is apparent from Plaintiff's letter that counsel did not have a further meet-and-confer. In addition, Plaintiff's counsel filed the instant motion instead of contacting Chambers to schedule a telephone conference. In light of the above actions, a Telephone Conference is now scheduled for May 3, 2012 at 11:00 a.m. Plaintiff's counsel is directed to initiate the call to Chambers. It is the Court's expectation that many of the outstanding issues will be resolved after counsel meet-and-confer prior to May 3. Ordered by Magistrate Judge A. Kathleen Tomlinson on 4/30/2012. (Spatola, Richard) (Entered: 04/30/2012)
04/30/2012	<u>45</u>	Letter <i>in response to document 43 requesting phone conference</i> by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luede (Dunne, Richard) (Entered: 04/30/2012)
05/01/2012	<u>46</u>	Letter MOTION to Adjourn Conference <i>scheduled for May 3 at 11:00 a.m.</i> by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luede. (Dunne, Richard) (Entered: 05/01/2012)
05/01/2012		ORDER granting <u>46</u> Motion to Adjourn Conference. The May 3, 2012 telephone conference will now take place on May 2, 2012 at 4:00 p.m. Ordered by Magistrate Judge A. Kathleen Tomlinson on 5/1/2012. (Spatola, Richard) (Entered: 05/01/2012)
05/10/2012	<u>47</u>	Consent MOTION for Extension of Time to File <i>Motion for Summary Judgment</i> by Robert Iberger, Town of Southampton. (Arntsen, David) (Entered: 05/10/2012)
05/11/2012		ORDER granting <u>47</u> Motion for Extension of Time to File. By letter dated May 10, 2012, defendants Town of Southampton and Robert Iberger request a two week extension of the summary judgment briefing schedule. IT IS HEREBY ORDERED that the defendants' request, on consent, is granted. The Court adopts the briefing schedule set forth in defendants' letter. Oral argument is rescheduled for Wednesday, August 1, 2012, at 1:30 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 5/11/2012. (Maxwell, Rita) (Entered: 05/11/2012)
05/11/2012	<u>48</u>	Minute Entry for proceedings held before Magistrate Judge A. Kathleen Tomlinson: Telephone Conference held on 5/2/2012. SEE ATTACHED ORDER for a summary of today's proceeding. Ordered by Magistrate Judge A. Kathleen Tomlinson on 5/2/2012. (Spatola, Richard) (Entered: 05/11/2012)
05/25/2012	<u>49</u>	Notice of MOTION for Summary Judgment by Robert Iberger, Town of Southampton. (Attachments: # <u>1</u> Rule 56.1 Statement, # <u>2</u> Memorandum in Support) (Arntsen, David) (Entered: 05/25/2012)
05/25/2012	<u>50</u>	Declaration in support of summary judgment motion by Robert Iberger, Town of Southampton. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B1, # <u>3</u> Exhibit B2, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F) (Arntsen, David) Modified on 9/12/2012 to read as declaration – THIS IS NOT A MOTION (Bollbach, Jean). (Entered: 05/25/2012)
05/25/2012		Motions terminated, docketed incorrectly: <u>50</u> MOTION for Summary Judgment <i>Declaration in support</i> filed by Robert Iberger, Town of Southampton Document is affidavit in support and not a motion (Bollbach, Jean) (Entered: 09/12/2012)
07/13/2012	<u>51</u>	RESPONSE in Opposition re <u>50</u> MOTION for Summary Judgment <i>Declaration in support</i> , <u>49</u> Notice of MOTION for Summary Judgment filed by Nancy Genovese. (Attachments: # <u>1</u> Rule 56.1 Statement, # <u>2</u> Declaration Declaration of Johanna C. David, in support of Plaintiff's Memorandum of Law in Opposition to Town of Southakpton's Motion for Summary Judgment, # <u>3</u> Exhibit David Declaration Exhibit A) (David, Johanna) (Entered: 07/13/2012)

07/20/2012	<u>52</u>	REPLY in Support of <i>Motion for Summary Judgment</i> filed by Robert Iberger, Town of Southampton. (Arntsen, David) (Entered: 07/20/2012)
08/01/2012		ORDER. IT IS HEREBY ORDERED that the oral argument scheduled for today, August 1, 2012, at 1:30 p.m. is rescheduled to 1:15 p.m. today (August 1). SO ORDERED. Ordered by Judge Joseph F. Bianco on 8/1/2012. (Weber, Rebecca) (Entered: 08/01/2012)
08/01/2012	<u>53</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Oral Argument held on 8/1/2012 – decision reserved. Submit a letter to the court by 8/13/12. Letter response by 8/24/12 (Tape #ftr 1:26 – 2:04.) (Bollbach, Jean) (Entered: 08/02/2012)
08/10/2012	<u>54</u>	Letter by Nancy Genovese (David, Johanna) (Entered: 08/10/2012)
08/13/2012	<u>55</u>	Letter <i>re supplemental summary judgment question</i> by Robert Iberger, Town of Southampton (Arntsen, David) (Entered: 08/13/2012)
08/27/2012	<u>56</u>	NOTICE of Appearance by Johanna David on behalf of All Plaintiffs (aty to be noticed) (David, Johanna) (Entered: 08/27/2012)
02/01/2013	<u>57</u>	ORDER granting <u>49</u> Motion for Summary Judgment: For the reasons set forth herein, the Southampton defendants' motion for summary judgment is granted. The Court declines to exercise supplemental jurisdiction over the state law claims as to the Southampton defendants, and dismisses the state law claims without prejudice. SO ORDERED. Ordered by Judge Joseph F. Bianco on 2/1/2013. (Pilmar, Philip) (Entered: 02/01/2013)
02/01/2013	<u>58</u>	NOTICE of Appearance by Jason Bassett on behalf of Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete (aty to be noticed) (Bassett, Jason) (Entered: 02/01/2013)
02/07/2013	<u>59</u>	NOTICE of Appearance by Brittney C. Russell on behalf of Nancy Genovese (aty to be noticed) (Russell, Brittney) (Entered: 02/07/2013)
02/15/2013		SCHEDULING ORDER: IT IS HEREBY ORDERED that the remaining parties in this case shall participate in a telephone conference on Wednesday, February 27, 2013 at 9:00 a.m. At that time, counsel for plaintiff shall initiate the call and, once all parties are on the line, shall contact Chambers at (631) 712 5670. SO ORDERED. Ordered by Judge Joseph F. Bianco on 2/15/2013. (Pilmar, Philip) (Entered: 02/15/2013)
02/26/2013		SCHEDULING ORDER: Due to a conflict in the Court's calendar, IT IS HEREBY ORDERED that the telephone conference scheduled for February 27, 2013 is rescheduled for Thursday, February 28, 2013 at 9:00 a.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 2/26/2013. (Pilmar, Philip) (Entered: 02/26/2013)
02/28/2013	<u>60</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Telephone status Conference held on 2/28/2013– pretrial order to be filed by 5/15/13 (Tape #ftr 9:18 – 9:24.) (Bollbach, Jean) (Entered: 02/28/2013)
05/15/2013	<u>61</u>	Proposed Pretrial Order by Nancy Genovese (David, Johanna) (Entered: 05/15/2013)
05/16/2013		SCHEDULING ORDER: IT IS HEREBY ORDERED that the parties participate in a telephone conference on Tuesday, June 4, 2013 at 2:00 p.m. to set a trial date in this matter. At that time, counsel for plaintiff shall initiate the call, and, once all parties are on the line, shall contact Chambers at 631-712-5670. SO ORDERED. Ordered by Judge Joseph F. Bianco on 5/16/2013. (Pilmar, Philip) (Entered: 05/16/2013)
06/03/2013		SCHEDULING ORDER: Due to a conflict in the Court's calendar, IT IS HEREBY ORDERED that the telephone conference scheduled for Tuesday, June 4, 2013 at 2:00 p.m. to set a trial date is rescheduled for Wednesday, June 12, 2013 at 9:15 a.m. At that time, counsel for plaintiff shall initiate the call, and, once all parties are on the line, shall contact Chambers at 631-712-5670. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/3/2013. (O'Donnell, Kaitlin) (Entered: 06/03/2013)

06/05/2013	<u>62</u>	Letter MOTION to Adjourn Conference by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Bassett, Jason) (Entered: 06/05/2013)
06/05/2013		ORDER granting <u>62</u> Motion to Adjourn Conference: By letter dated June 5, 2013, defendants request on consent an adjournment of the June 12, 2013 telephone conference. IT IS HEREBY ORDERED that defendants' request is granted, and that the telephone conference is rescheduled for Tuesday, June 25, 2013 at 12:00 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/5/2013. (Pilmar, Philip) (Entered: 06/05/2013)
06/19/2013		SCHEDULING ORDER: Due to a conflict in Chambers, IT IS HEREBY ORDERED that the telephone conference scheduled for Tuesday, June 25, 2013 is rescheduled for 4:45 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/19/2013. (Pilmar, Philip) (Entered: 06/19/2013)
06/25/2013		SCHEDULING ORDER: IT IS HEREBY ORDERED that today's telephone conference is rescheduled for Friday, June 28, 2013 at 3:45 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/25/2013. (Pilmar, Philip) (Entered: 06/25/2013)
07/01/2013	<u>63</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Telephone Conference held on 7/1/2013, (Jury Selection set for 3/31/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco., Jury Trial set for 3/31/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Tape #ftr 4:11 – 4:15.) (Bollbach, Jean) (Entered: 07/01/2013)
03/14/2014	<u>64</u>	Letter MOTION to Bifurcate by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Bassett, Jason) (Entered: 03/14/2014)
03/14/2014		SCHEDULING ORDER: IT IS HEREBY ORDERED that, no later than Friday, March 21, 2014, plaintiff shall respond by letter to defendants' motion to bifurcate. SO ORDERED. Ordered by Judge Joseph F. Bianco on 3/14/2014. (Lamb, Conor) (Entered: 03/14/2014)
03/25/2014		SCHEDULING ORDER: IT IS HEREBY ORDERED that the parties shall appear in person for a conference on Friday, March 28, 2014, at 1:30 p.m. The parties shall be prepared to discuss settlement and defendants' letter motion to bifurcate. IT IS FURTHER ORDERED that plaintiff shall respond to defendants' motion by Wednesday, March 26, 2014. Plaintiff has failed to comply with this Court's prior order directing plaintiff to respond to the motion to bifurcate no later than March 21, 2014. SO ORDERED. Ordered by Judge Joseph F. Bianco on 3/25/2014. (Lamb, Conor) (Entered: 03/25/2014)
03/25/2014	<u>65</u>	Letter by Nancy Genovese (Brewington, Frederick) (Entered: 03/25/2014)
03/26/2014	<u>66</u>	RESPONSE in Opposition re <u>64</u> Letter MOTION to Bifurcate filed by All Plaintiffs. (Brewington, Frederick) (Entered: 03/26/2014)
03/27/2014	<u>67</u>	Letter of notice of actual engagement by Nancy Genovese (Brewington, Frederick) (Entered: 03/27/2014)
03/28/2014	<u>68</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Telephone Conference held on 3/28/2014, (Jury Selection set for 7/21/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco., Jury Trial set for 7/21/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Tape #ftr 1:43–1:44, 1:48 – 2:08.) (Bollbach, Jean) (Entered: 03/28/2014)
04/11/2014	<u>69</u>	Letter MOTION to Adjourn Conference re: Trial scheduled for 7/21/14 and Proposed Briefing Schedule as per Court's instruction at March 28, 2014 conference. by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Bassett, Jason) (Entered: 04/11/2014)
04/14/2014		SCHEDULING ORDER: IT IS HEREBY ORDERED that the parties shall participate in a telephone conference on Wednesday, April 16, 2014, at 4:00 p.m. At that time, counsel for defendants shall initiate the call and, once all parties are on the line, contact chambers at (631) 712–5670. SO ORDERED. Ordered by Judge Joseph F. Bianco on 4/14/2014. (Lamb, Conor) (Entered: 04/14/2014)

04/15/2014		SCHEDULING ORDER: IT IS HEREBY ORDERED that the telephone conference is rescheduled for Tuesday, April 22, 2014 at 1:00 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 4/15/2014. (Lamb, Conor) (Entered: 04/15/2014)
04/22/2014	<u>70</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Telephone pre motion Conference held on 4/22/2014, (oral argument set for 6/18/2014 01:30 PM in Courtroom 920 before Judge Joseph F. Bianco.) (Tape #ftr 1:04 – 1:09.) (Bollbach, Jean) (Entered: 04/22/2014)
05/13/2014	<u>71</u>	MOTION for Summary Judgment by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Rule 56.1 Statement, # <u>8</u> Memorandum in Support) (Bassett, Jason) (Entered: 05/13/2014)
05/28/2014	<u>72</u>	Letter MOTION for Extension of Time to File Response/Reply as to <u>71</u> MOTION for Summary Judgment by Nancy Genovese. (Brewington, Frederick) (Entered: 05/28/2014)
05/28/2014		ORDER granting <u>72</u> Motion for Extension of Time to File Response/Reply. IT IS HEREBY ORDERED that the consent request for an extension is granted. Plaintiff's response is due June 13, 2014, and defendants' reply is due June 23, 2014. Oral argument is rescheduled for Wednesday, June 25, 2014, at 4:30 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 5/28/2014. (Lamb, Conor) (Entered: 05/28/2014)
06/13/2014	<u>73</u>	RESPONSE in Opposition re <u>71</u> MOTION for Summary Judgment filed by Nancy Genovese. (Attachments: # <u>1</u> Rule 56.1 Statement Plaintiff's Statement of Disputed Facts in Oposition to Defendants' Motion for Summary Judgment Pursuant to Local Rule 56.1 and Counter–Statement of Facts, # <u>2</u> Declaration of Frederick K. Brewington in Support of Plaintiff's Memorandum of Law in Opposition to Defendants' Motion for Summary Judgment, # <u>3</u> Exhibit Brewington Declaration Exhibits A–B, # <u>4</u> Exhibit Brewington Declaration Exhibits C–E, # <u>5</u> Exhibit Brewington Declaration Exhibits F–G, # <u>6</u> Exhibit Brewington Declaration H–V) (Brewington, Frederick) (Entered: 06/13/2014)
06/18/2014	<u>74</u>	Letter <i>Requesting participation in 6/25/14 oral arguments by conference call</i> by Nancy Genovese (Beldock, Myron) (Entered: 06/18/2014)
06/20/2014		SCHEDULING ORDER: IT IS HEREBY ORDERED that Mr. Beldock may participate in the oral argument by telephone and shall call the Court at (631) 712–5670 before the start of the argument. If any other counsel requests the same, they should notify the Court prior to the argument. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/20/2014. (Lamb, Conor) (Entered: 06/20/2014)
06/23/2014	<u>75</u>	REPLY in Support of <i>Defendants' Motion for Partial Summary Judgment</i> filed by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Bassett, Jason) (Entered: 06/23/2014)
06/25/2014	<u>76</u>	Minute Order for proceedings held before Judge Joseph F. Bianco: granting in part and denying in part <u>71</u> Motion for Summary Judgment. Case called. Counsel for all sides present. Conference held. TRIAL SET FOR: Counsel will send letter to the Court proposing trial dates. Motion for summary judgment granted in part: only with respect to false arrest/imprisonment claims under Count 1, and the parallel state claims under Counts 7 and 8. Motion denied with respect to malicious prosecution claim under Count 1 and Count 9. (Tape #FTR 4:39–5:17.) (Florio, Lisa) (Entered: 06/27/2014)
07/24/2014	<u>77</u>	Letter <i>providing the court with the parties' available trial dates</i> by Nancy Genovese (Brewington, Frederick) (Entered: 07/24/2014)
07/30/2014		SCHEDULING ORDER: IT IS HEREBY ORDERED that jury selection and trial shall begin at 9:30 a.m. on December 1, 2014. SO ORDERED. Ordered by Judge Joseph F. Bianco on 7/30/2014. (Lamb, Conor) (Entered: 07/30/2014)
10/09/2014		ORDER terminating <u>69</u> Motion to Adjourn Conference. This motion was already addressed in the Court's April 14, 2014 Scheduling Order. Ordered by Judge Joseph F. Bianco on 10/9/2014. (Moe, Alison) (Entered: 10/09/2014)

10/15/2014	<u>78</u>	STIPULATION re <u>61</u> Proposed Pretrial Order <i>amendment to include "Deborah Betterly" under heading "DEFENDANTS' FACT WITNESSES"</i> by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete (Bassett, Jason) (Entered: 10/15/2014)
10/21/2014		ORDER granting <u>64</u> Motion to Bifurcate. On April 22, 2014, the Court granted the consent motion on the record. Ordered by Judge Joseph F. Bianco on 10/21/2014. (Moe, Alison) (Entered: 10/21/2014)
11/22/2014	<u>79</u>	NOTICE of Appearance by Ira F. Fogelgaren on behalf of Nancy Genovese (aty to be noticed) (Fogelgaren, Ira) (Entered: 11/22/2014)
11/22/2014	<u>80</u>	Proposed Voir Dire by Nancy Genovese (Brewington, Frederick) (Entered: 11/22/2014)
11/24/2014	<u>81</u>	Proposed Voir Dire by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete (Bassett, Jason) (Entered: 11/24/2014)
11/24/2014	<u>82</u>	Proposed Jury Instructions by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete (Bassett, Jason) (Entered: 11/24/2014)
11/24/2014	<u>83</u>	Proposed Jury Instructions by Nancy Genovese (Brewington, Frederick) (Entered: 11/24/2014)
11/25/2014	<u>84</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings held on 3/28/2014, before Judge Joseph F. Bianco. Transcriber Tracy Gribben Transcription LLC, Telephone number 732-263-0044. Email address: Tracy@tgribbentranscription.com. Transcript may be viewed at the court public terminal or purchased through the Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 12/16/2014. Redacted Transcript Deadline set for 12/29/2014. Release of Transcript Restriction set for 2/23/2015. (Cox, Dwayne) (Entered: 11/25/2014)
11/25/2014	<u>85</u>	NOTICE OF FILING OF OFFICIAL TRANSCRIPT of Proceedings held on 6/25/2014, before Judge Joseph F. Bianco. Transcriber Tracy Gribben Transcription LLC, Telephone number 732-263-0044. Email address: Tracy@tgribbentranscription.com. Transcript may be viewed at the court public terminal or purchased through the Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 12/16/2014. Redacted Transcript Deadline set for 12/29/2014. Release of Transcript Restriction set for 2/23/2015. (Cox, Dwayne) (Entered: 11/25/2014)
11/25/2014	<u>86</u>	Letter to Correct/Amend Defendants Proposed Jury Instructions [DE 82] by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete (Bassett, Jason) (Entered: 11/25/2014)
11/26/2014	<u>87</u>	Letter In Opposition To Correct/Amend Defendants Proposed Jury Instructions by Nancy Genovese (Attachments: # <u>1</u> Exhibit) (Platt, Stephanie) (Entered: 11/26/2014)
12/01/2014	<u>88</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco: Voir Dire held on 12/1/2014, Jury Selection held on 12/1/2014, Jury Trial held on 12/1/2014, jurors sworn and trial begins(Jury Trial set for 12/2/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Court Reporter Maryann Steiger.) (Bollbach, Jean) (Entered: 12/03/2014)
12/02/2014	<u>89</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco: Jury Trial held on 12/2/2014, witnesses sworn (Jury Trial set for 12/3/2014 01:00 PM in Courtroom 920 before Judge Joseph F. Bianco.) (Court Reporter Maryann Steiger.) (Bollbach, Jean) (Entered: 12/03/2014)
12/03/2014	<u>90</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco: Jury Trial held on 12/3/2014, witnesses sworn; exhibits entered and admitted into evidence (Jury Trial set for 12/4/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Court Reporter Maryann Steiger.) (Bollbach, Jean) (Entered: 12/04/2014)

12/04/2014	<u>91</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Jury Trial held on 12/4/2014, witnesses sworn (Jury Trial set for 12/8/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Court Reporter Maryann Steiger.) (Bollbach, Jean) (Entered: 12/05/2014)
12/05/2014		SCHEDULING ORDER: The parties shall participate in a telephone conference today (December 5, 2014) at 3:30 p.m. Plaintiff shall initiate the call. SO ORDERED. Ordered by Judge Joseph F. Bianco on 12/5/2014. (Moe, Alison) (Entered: 12/05/2014)
12/05/2014	<u>92</u>	Letter <i>Scheduling Error</i> by Nancy Genovese (Platt, Stephanie) (Entered: 12/05/2014)
12/05/2014	<u>93</u>	Letter with <i>Defendants' Proposed Verdict Sheet</i> by Joseph T. Caracappa, Robert Carlock, County of Suffolk (Attachments: # <u>1</u> Proposed Verdict Sheet) (Bassett, Jason) (Entered: 12/05/2014)
12/05/2014	<u>94</u>	Letter with <i>Plaintiff's Proposed Verdict Sheet</i> by Nancy Genovese (Attachments: # <u>1</u> Exhibit Plaintiff's Proposed Verdict Sheet) (Brewington, Frederick) (Entered: 12/05/2014)
12/05/2014	<u>95</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Oral Argument held on 12/5/2014 – presentation of evidence at trial will continue at 2:00 pm on Monday Dec. 8, 2014 (Tape #ftr 3:37 – 3:42.) (Bollbach, Jean) (Entered: 12/08/2014)
12/08/2014	<u>96</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Jury Trial held on 12/8/2014, witnesses sworn (Jury Trial set for 12/9/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Court Reporter Dominick Tursi.) (Bollbach, Jean) (Entered: 12/09/2014)
12/09/2014	<u>97</u>	Jury Instructions (Attachments: # <u>1</u> Proposed Verdict Sheet) (Moe, Alison) (Entered: 12/09/2014)
12/09/2014	<u>98</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Jury Trial held on 12/9/2014, witnesses sworn; plaintiff rests. (Jury Trial set for 12/10/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Court Reporter Dominick Tursi.) (Bollbach, Jean) (Entered: 12/10/2014)
12/10/2014	<u>99</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco:Jury Trial held on 12/10/2014, witnesses sworn; plaintiff rests, deft summation, plaintiff rebuttla; jury trial ends; jury charged and deliberations begin (Jury Trial set for 12/11/2014 09:30 AM in Courtroom 920 before Judge Joseph F. Bianco.) (Court Reporter Dominick Tursi.) (Bollbach, Jean) (Entered: 12/11/2014)
12/11/2014	<u>100</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco: Pltff's counsel, Frederick Brewington and Ira Fogelgaren present. Deft's counsel, Jason Bassett, present. Deliberations continue. Jury Trial completed on 12/11/2014. Plaintiff's verdict. Motion to be filed by 1/7/15; Responses due by 1/28/2015; Replies due by 2/9/2015; Motion Hearing (oral argument) set for 2/20/2015 at 1:30 PM in Courtroom 1040 before Judge Joseph F. Bianco. (Court Reporter: Dominick Tursi) (Mahon, Cinthia) (Entered: 12/11/2014)
12/11/2014	<u>102</u>	ORDER of sustenance for 8 jurors – lunch – trial. Ordered by Judge Joseph F. Bianco on 12/11/2014. (Bollbach, Jean) (Entered: 12/16/2014)
12/11/2014	<u>103</u>	Exhibit List – 1–8 and A–C and E–G (Bollbach, Jean) (Entered: 12/16/2014)
12/11/2014	<u>104</u>	JURY VERDICT sheet (Bollbach, Jean) (Entered: 12/16/2014)
12/15/2014	<u>101</u>	Letter MOTION for Extension of Time to File <i>Motion</i> , Letter MOTION to Adjourn Conference for <i>Oral Argument of said Motion</i> by Robert Carlock, County of Suffolk. (Bassett, Jason) (Entered: 12/15/2014)
12/15/2014		ORDER granting <u>101</u> Motion for Extension of Time to File; granting <u>101</u> Motion to Adjourn Conference. By letter dated December 15, 2014, defendants request an extension of time to file their post–trial motions. IT IS HEREBY ORDERED that the consent request is granted. Defendants shall file their motion by January 21, 2015. Plaintiff shall respond by February 11, 2015, and defendants shall reply by

		February 23, 2015. Oral argument is adjourned to March 10, 2015 at 4:30 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 12/15/2014. (Moe, Alison) (Entered: 12/15/2014)
01/09/2015	<u>105</u>	TRANSPORTATION ORDER to provide transportation by taxi to one empanelled juror for duration of trial. Ordered by Judge Joseph F. Bianco on 1/9/2015. (Bollbach, Jean) (Entered: 01/09/2015)
01/16/2015	<u>106</u>	Letter MOTION for Extension of Time to File <i>post-trial motion</i> by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Flynn, Susan) (Entered: 01/16/2015)
01/16/2015		ORDER granting <u>106</u> Motion for Extension of Time to File. IT IS HEREBY ORDERED that the consent request for an extension of time to file a post-trial motion is granted. The parties shall abide by the following modified briefing schedule: motion due February 4, 2015; opposition due February 25, 2015; reply due March 9, 2015. Oral argument will be held on April 2, 2015 at 4:30 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 1/16/2015. (Moe, Alison) (Entered: 01/16/2015)
01/16/2015	<u>107</u>	NOTICE of Appearance by Arlene S. Zwilling on behalf of Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete (aty to be noticed) (Zwilling, Arlene) (Entered: 01/16/2015)
02/04/2015	<u>108</u>	MOTION to Set Aside Verdict by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Attachments: # <u>1</u> Declaration, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Memorandum in Support) (Zwilling, Arlene) (Entered: 02/04/2015)
02/05/2015	<u>109</u>	AFFIDAVIT of Service of <i>Document 108</i> , filed by Joseph T. Caracappa, Robert Carlock, County of Suffolk, Frederick Luete. (Zwilling, Arlene) (Entered: 02/05/2015)
02/23/2015	<u>110</u>	Letter MOTION for Extension of Time to File Response/Reply by Nancy Genovese. (Brewington, Frederick) (Entered: 02/23/2015)
02/23/2015		ORDER granting <u>110</u> Motion for Extension of Time to File Response/Reply. IT IS HEREBY ORDERED that the request for an extension of the briefing schedule is granted. Plaintiff's response is due by 3/25/2015, and defendants' response is due by 4/10/2015. Oral argument is adjourned to April 24, 2015 at 1:30 p.m. SO ORDERED. Ordered by Judge Joseph F. Bianco on 2/23/2015. (Moe, Alison) (Entered: 02/23/2015)
03/25/2015	<u>111</u>	RESPONSE in Opposition re <u>108</u> MOTION to Set Aside Verdict filed by Nancy Genovese. (Attachments: # <u>1</u> Declaration Declaration of Frederick K. Brewington in Support of Plaintiff's Memorandum of Law in Opposition to Defendants R50/59 Motion, # <u>2</u> Exhibit Brewington Declaration Exhibits A-K) (Brewington, Frederick) (Entered: 03/25/2015)
04/10/2015	<u>112</u>	REPLY in Support re <u>108</u> MOTION to Set Aside Verdict filed by Robert Carlock, County of Suffolk. (Zwilling, Arlene) (Entered: 04/10/2015)
04/20/2015	<u>113</u>	Letter MOTION for Leave to File <i>corrected responsive papers</i> by Nancy Genovese. (Brewington, Frederick) (Entered: 04/20/2015)
04/20/2015		ORDER granting <u>113</u> Motion for Leave to File. IT IS HEREBY ORDERED that the Court grants plaintiff's request, on consent, for leave to file a revised version of her response papers. SO ORDERED. Ordered by Judge Joseph F. Bianco on 4/20/2015. (Moe, Alison) (Entered: 04/20/2015)
04/21/2015	<u>114</u>	RESPONSE in Opposition re <u>108</u> MOTION to Set Aside Verdict <i>Corrected Memorandum of Law and Declaration</i> filed by Nancy Genovese. (Attachments: # <u>1</u> Declaration Declaration of Frederick K. Brewington, # <u>2</u> Exhibit) (Brewington, Frederick) (Entered: 04/21/2015)
04/23/2015	<u>115</u>	Minute Entry for proceedings held before Judge Joseph F. Bianco: Oral Argument held on 4/23/2015 – decision reserved (Tape #ftr 1:55.) (Bollbach, Jean) (Entered: 04/27/2015)

05/01/2015	<u>116</u>	Letter with case references and citations to assist the Court in its evaluation of the Jury award and Compensatory Damages by Nancy Genovese (Brewington, Frederick) (Entered: 05/01/2015)
05/04/2015	<u>117</u>	Letter <i>CORRECTED</i> letter with case references and citations to assist the Court in its evaluation of the Jury award and Compensatory Damages by Nancy Genovese (Brewington, Frederick) (Entered: 05/04/2015)
05/08/2015	<u>118</u>	Letter by Robert Carlock, County of Suffolk (Zwilling, Arlene) (Entered: 05/08/2015)