

		Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education.(Feldman, Michelle) (Entered: 11/10/2006)
11/12/2006	<u>70</u>	AFFIDAVIT OF COUNSEL'S ACTUAL ENGAGEMENT by Kevin G. Chesney. (Pollack, Ruth) (Entered: 11/12/2006)
11/13/2006	<u>71</u>	Letter concerning Ruth Pollack's Affirmation of Actual Engagement by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 11/13/2006)
11/13/2006		ORDER: The Court is in receipt of the "Affirmation of Actual Engagement" <u>71</u> filed by Plaintiff's counsel. According to the Affirmation, counsel will be engaged in a jury trial before Judge Spatt of this Court and therefore counsel "will not be present to move to amend my complaint, move for reconsideration or proceed with discovery" in this case "until further notice." The Affirmation concludes with a request that "all activity in the above case be temporarily stayed pending Plaintiff's counsel's availability."To the extent the Affirmation is seeking a further extension of time to move for reconsideration of this Court's Memorandum & Order dated September 22, 2006 and a stay of this proceeding it is denied. The request fails to comply with this Court's Individual Practice Rules (e.g., Rules 1F and 1G.) In addition, the request is untimely as the time for Plaintiff to serve a motion for reconsideration was extended to November 8, 2006 and the Affirmation was not filed until November 12, 2006. Ordered by Judge Denis R. Hurley on 11/13/06. (Hurley, Denis) (Entered: 11/13/2006)
11/17/2006	<u>72</u>	Letter requesting refiling Motion to Dismiss by Nassau County Division Civil Service Commission of New York State. (Boland, Veronica) (Entered: 11/17/2006)
11/20/2006		ORDER re <u>72</u> : The Court is in receipt of Defendant Nassau County Civil Service Commission's letter request to refile its motion to dismiss. The Court hereby establishes the following briefing schedule: Defendant shall re-serve its motion to dismiss on or before December 1, 2006; Plaintiff shall serve its opposing papers on or before January 10, 2007; Defendant shall serve reply papers, if any, and file all papers with the Court, including a courtesy copy for Chambers, on or before January 26, 2007. Any requests for adjournment or extension of this briefing schedule must conform with Rules 1F and 1G of this Court's Individual Practice Rules. Ordered by Judge Denis R. Hurley on 11/20/06. (Gapinski, Michele) (Entered: 11/20/2006)
12/01/2006	<u>73</u>	MANDATE of USCA as to Notice of Appeal, filed by Kevin G. Chesney, dismissing the appeal. Copy sent to chambers. (Romano, Daniel) (Entered: 12/01/2006)

12/05/2006	<u>74</u>	SCHEDULING ORDER: An initial scheduling conference (concerning the COBRA claim) will be held in this case at 11:00 a.m. on January 26, 2007, before Judge Boyle, in Courtroom 830, Alfonse M. D'Amato U.S. Courthouse, Central Islip, New York. All counsel must be present unless excused by the court. Counsel for plaintiff(s) is obligated to serve a copy of this order on each defendant. SEE order for further details. Ordered by Judge E. Thomas Boyle on 12/5/06. (Joy, Dolores) (Entered: 12/05/2006)
01/12/2007	<u>75</u>	REPORT of Rule 26(f) Planning Meeting (Pollack, Ruth) (Entered: 01/12/2007)
01/26/2007	<u>76</u>	Minute Entry for proceedings held before E. Thomas Boyle : Plaintiff No appearance caller at 11:30 in criminal court Hempstead Defendant Michelle S. Feldman Initial Pretrial Conference held on 1/26/2007 Discovery due by 6/15/2007 limited to the remaining Cobra issue., Status Conference by phone set for 12/12/2007 02:00 PM before Magistrate-Judge E. Thomas Boyle. The conference call should be made through the teleconference operator provided by your long distance service (e.g, AT&T, MCI, SPRINT). (So ordered by Mag. Judge Boyle on 1/26/07).(Tape #11:33-11:42.) (Lundy, Lisa) Modified on 1/29/2007 (Lundy, Lisa). (Entered: 01/26/2007)
01/26/2007	<u>77</u>	SCHEDULING ORDER: granting document #75 Proposed Scheduling Order. Ordered by Judge E. Thomas Boyle on 1/26/07. (Lundy, Lisa) (Entered: 01/26/2007)
04/30/2007	<u>78</u>	ORDER granting <u>59</u> Motion to Dismiss: The motion of defendant Nassau County Civil Service Commission to dismiss the complaint as against it is GRANTED. See attached Memorandum & Order. Ordered by Judge Denis R. Hurley on 4/30/07.(Hurley, Denis) (Entered: 04/30/2007)
04/30/2007		(Court only) *** Party Nassau County Division Civil Service Commission of New York State terminated. (See <u>78</u> Order). (Fagan, Linda) (Entered: 05/01/2007)
06/13/2007	<u>79</u>	Joint MOTION for Extension of Time to Complete Discovery by all parties. (Attachments: # <u>1</u> Text of Proposed Order) (Pollack, Ruth) (Entered: 06/13/2007)
06/14/2007		ENDORSED ORDER granting in part and denying in part <u>79</u> Motion for Extension of Time to Complete Discovery. Application is granted in part, based on the single discrete area of discovery now before the court. Discovery, including any experts, is extended to 7/15/07. In all other respects, the application is denied. There shall be no further extensions unless consistent with the order dated 12/5/06 at 2, no. 4. The final conference is rescheduled to 7/24/07 at 2:30 p.m. by phone. Plaintiff shall initiate the call (631-712-5710). The conference call should be made through the teleconference operator provided by your long-distance service (e.g., AT&T, MCI, Sprint). Ordered by Judge E. Thomas Boyle on 6/14/07. Plaintiffs' counsel is directed to notify all counsel of this order upon receipt. (Joy, Dolores) (Entered: 06/14/2007)
07/12/2007	<u>80</u>	Letter MOTION for Extension of Time to Complete Discovery <i>in</i>

		<i>accordance with Proposed Discovery Schedule</i> by Kevin G. Chesney. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Affidavit cert. service) (Pollack, Ruth) (Entered: 07/12/2007)
07/16/2007	<u>81</u>	RESPONSE to Motion re <u>80</u> Letter MOTION for Extension of Time to Complete Discovery <i>in accordance with Proposed Discovery Schedule</i> filed by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Feldman, Michelle) (Entered: 07/16/2007)
07/18/2007		ENDORSED ORDER granting <u>80</u> Motion for Extension of Time to Complete Discovery. Discovery is extended to October 15, 2007. This is the final extension. The final conference is 10/16/07 at 9:30 a.m. Ordered by Judge E. Thomas Boyle on 7/17/07. Plaintiff's counsel is directed to notify all counsel of this order upon receipt. (Joy, Dolores) (Entered: 07/18/2007)
10/11/2007	<u>82</u>	Letter MOTION to Compel <i>Plaintiffs to Respond to Discovery</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Attachments: # <u>1</u> Exhibits A - I) (Feldman, Michelle) (Entered: 10/11/2007)
10/15/2007	<u>83</u>	(Emergency) LETTER re: Request to Adjourn Conference <i>Due to Injury of Counsel for Plaintiff</i> by Kevin G. Chesney, Lorraine Chesney. (Pollack, Ruth) Modified on 10/16/2007 (Fagan, Linda). (Entered: 10/15/2007)
10/15/2007		Motions terminated, docketed incorrectly: <u>83</u> Emergency MOTION to Adjourn Conference <i>Due to Injury of Counsel for Plaintiff</i> filed by Kevin G. Chesney, Lorraine Chesney. (The document should have been filed as a Letter request, and the Court will address the document as such. All corrections have been made.) (Fagan, Linda) (Entered: 10/16/2007)
10/16/2007	<u>84</u>	ORDER re <u>83</u> Emergency MOTION to Adjourn Conference <i>Due to Injury of Counsel for Plaintiff</i> filed by Kevin G. Chesney, Lorraine Chesney; This conference is adjourned to 11/2/07 at 11:30 a.m.. Ordered by Judge E. Thomas Boyle on 10/16/07. (Lundy, Lisa) (Entered: 10/16/2007)
10/16/2007	<u>85</u>	Minute Entry for proceedings held before E. Thomas Boyle : Plaintiff no appearance no communication;Defendant Michele Feldman;Final Pretrial Conference held on 10/16/2007 Final Pretrial Conference reset for 11/2/2007 11:30 AM before Magistrate-Judge E. Thomas Boyle. (So ordered by Mag. Judge Boyle on 10/16/07).(Tape #10:00-10:07.) (Lundy, Lisa) (Entered: 10/16/2007)
11/02/2007	<u>86</u>	Minute Entry for proceedings held before E. Thomas Boyle:Pre trial order suspended pending the outcome of any dispositive motions; Status Conference by phone set for 5/14/2008 01:30 PM before Magistrate-Judge E. Thomas Boyle. The conference call should be made through the

		teleconference operator provided by your long-distance service (e.g., AT&T, MCI, Sprint). Discovery is certified as complete as of 10/16/07 with the exception of Defendant's outstanding motion to compel preclude dated 10/11/07. Plaintiff is afforded to 11/6/07 to file any opposition to defendant's letter motion. (So ordered by Mag. Judge Boyle on 11/2/07). (Lundy, Lisa) Additional attachment(s) added on 11/7/2007 (Lundy, Lisa). (Entered: 11/07/2007)
11/07/2007		Incorrect Case/Document/Entry Information. The Order terminating the <u>82</u> LETTER Motion, has been deleted. (The entry was made en error. The <u>82</u> LETTER motion is still pending. All corrections have been made.) (Fagan, Linda) (Entered: 11/08/2007)
11/08/2007	<u>87</u>	ORDER granting <u>82</u> Motion to Compel. For the foregoing reasons, the defendants' letter motion is granted, without any opposition. Plaintiffs are directed to comply with automatic discovery under Rule 26(a)(1), Fed. R. Civ. P., and with defendants' outstanding demands for documents and interrogatories within ten (10) days. SEE order for further details. Ordered by Judge E. Thomas Boyle on 11/8/07. Defendants' counsel is directed to serve a copy of this order on all counsel upon receipt. (Joy, Dolores) (Entered: 11/08/2007)
02/13/2008	<u>88</u>	Letter <i>Part I of II Parts</i> by Kevin G. Chesney (Attachments: # <u>1</u> Exhibit Proposed Second Amended Complaint, # <u>2</u> Affidavit Plaintiff's Affidavit in Support, # <u>3</u> Exhibit McClellan Notice of Claim letter, # <u>4</u> Exhibit Page 2 of McClellan Notice letter, # <u>5</u> Exhibit MRI of plaintiff P. 1) (Pollack, Ruth) (Entered: 02/13/2008)
02/13/2008	<u>89</u>	Letter <i>Application Part II for leave to move for leave to file and serve Second Amended Complaint</i> by Kevin G. Chesney (Attachments: # <u>1</u> Exhibit Dr. Fale's Termination Letter, # <u>2</u> Exhibit Workerscompboarddecisions, # <u>3</u> Certif. Service by ECF) (Pollack, Ruth) (Entered: 02/13/2008)
02/21/2008	<u>90</u>	AFFIDAVIT/AFFIRMATION re <u>88</u> Letter, <u>89</u> Letter, <i>Filed Correct Affidavit with Correction of Typographical Error in Para. 7 and 16 added an omitted Exhibit "D"</i> by Kevin G. Chesney (Attachments: # <u>1</u> TAB "D", # <u>2</u> Exhibit tampered timesheets, # <u>3</u> certservice) (Pollack, Ruth) (Entered: 02/21/2008)
02/25/2008	<u>91</u>	Letter <i>in Opposition to Plaintiffs' Letter Application for Leave to Serve a Second Amended Complaint and other relief</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Feldman, Michelle) (Entered: 02/25/2008)
02/25/2008	<u>92</u>	Letter <i>Application for Pre-Motion Conference</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley

		Stream Union Free School District No. 24 Board of Education (Feldman, Michelle) (Entered: 02/25/2008)
03/31/2008	<u>93</u>	REPLY in Support re <u>91</u> Letter, <u>92</u> Letter, <i>RE: Fraud of Valley Stream UFSD</i> filed by Kevin G. Chesney. (Attachments: # <u>1</u> Certificate of Service) (Pollack, Ruth) (Entered: 03/31/2008)
03/31/2008	<u>94</u>	Notice re: attached Employment Discrimination Report. (Attachments: # <u>1</u> Certificate of Service) (Pollack, Ruth) Modified on 4/1/2008 (Fagan, Linda). (Entered: 03/31/2008)
03/31/2008		Motions terminated, docketed incorrectly: <u>94</u> Supplemental MOTION to Reopen Case <i>NOTE RE: Rule 8 (Supplement to Reply)</i> filed by Kevin G. Chesney. (The document was incorrectly filed as a motion, and the Court will address the document as a Notice.) (Fagan, Linda) Modified on 4/1/2008 (Fagan, Linda). (Entered: 04/01/2008)
04/01/2008	<u>95</u>	SCHEDULING ORDER: The telephone conference previously set for May 14, 2008 at 1:30 p.m. with the undersigned has been rescheduled for December 3, 2008 at 10:30 a.m. Plaintiffs' counsel shall initiate the call and have all parties on the line before connecting chambers (631-712-5710). The conference call should be made through the teleconference operator provided by your long-distance service (e.g., AT&T, MCI, Sprint). All counsel must participate. SEE order for further details. Ordered by Magistrate Judge E. Thomas Boyle on 4/1/08. Plaintiffs' counsel is directed to serve a copy of this order on all counsel upon receipt. (Joy, Dolores) (Entered: 04/01/2008)
04/02/2008	<u>96</u>	ORDER re <u>91</u> Letter, filed by Lawrence Trogel, Edward M. Fale, Anthony Ladevaio, Lisa K. Conte, Charles Broceaur, Carole Meaney, Stephen Haramif, Joseph Conrad, Henrietta Carbonaro, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education, Frank Nuara, Paul DePace, <u>90</u> Affidavit, filed by Kevin G. Chesney, <u>92</u> Letter, filed by Lawrence Trogel, Edward M. Fale, Anthony Ladevaio, Charles Broceaur, Lisa K. Conte, Carole Meaney, Joseph Conrad, Stephen Haramif, Henrietta Carbonaro, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education, Frank Nuara, Paul DePace, <u>93</u> Reply in Support filed by Kevin G. Chesney, <u>88</u> Letter, filed by Kevin G. Chesney, <u>89</u> Letter, filed by Kevin G. Chesney : To the extent Plaintiff seeks to move for reconsideration, the application is denied. To the extent Plaintiff seeks leave to amend complaint to assert three new causes of action, the application is granted and briefing schedule is established. Defendants' application for leave to move for summary judgment is granted and briefing schedule is established. See attached Order for details. Ordered by Senior Judge Denis R. Hurley on 4/02/08. (Hurley, Denis) (Entered: 04/02/2008)
04/30/2008	<u>97</u>	Letter MOTION for Extension of Time to File <i>Motions and to Modify Briefing Schedule</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free

		School District No. 24 Board of Education. (Feldman, Michelle) (Entered: 04/30/2008)
05/01/2008		ORDER granting <u>97</u> Motion for Extension of Time to File; The application to modify the briefing schedule is granted on consent. Ordered by Senior Judge Denis R. Hurley on 5/1/08.(Gapinski, Michele) (Entered: 05/01/2008)
06/06/2008	<u>98</u>	Letter re: Request for Extension of Time to File Response/Reply by Valley Stream Union Free School District No. 24. (Stern, Steven) Modified on 6/9/2008 (Fagan, Linda). (Entered: 06/06/2008)
06/06/2008		Motions terminated, docketed incorrectly: <u>98</u> Letter MOTION for Extension of Time to File Response/Reply. (The document should have been filed as a Letter request, and the Court will address the document as such. All corrections have been made.) (Fagan, Linda) (Entered: 06/09/2008)
06/09/2008		ORDER granting <u>98</u> Letter re: for Extension of Time to File Response/Reply : The application to modify the briefing schedule is hereby granted. Opposition papers shall be served on or before June 30, 2008; reply papers, if any, shall be served and all papers filed with the Court on or before July 14, 2008. Ordered by Senior Judge Denis R. Hurley on 06-09-08. (Gapinski, Michele) Modified on 6/9/2008 (Fagan, Linda). (Entered: 06/09/2008)
07/14/2008	<u>99</u>	Fully Briefed MOTION for Summary Judgment by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. Responses due by 7/14/2008 (Attachments: # <u>1</u> Rule 56.1 Statement by District Defendants, # <u>2</u> Affidavit in Support Declaration of Michelle S. Feldman, # <u>3</u> Exhibit Exhibits A-D Annexed to Feldman Declaration, # <u>4</u> Affidavit in Support Luzzi Affidavit in Support, # <u>5</u> Exhibit Exhibits E-G annexed to Luzzi Affidavit, # <u>6</u> Affidavit in Support Affidavit of Edward M. Fale, # <u>7</u> Exhibit Exhibit H annexed to Fale Affidavit, # <u>8</u> Memorandum in Support Dist Defs Memorandum of Law, # <u>9</u> Affidavit of Service of Notice of Motion, Rule 56.1 Statement, Feldman Declaration, Luzzi Affidavit, Fale Affidavit, Exhibits and Memorandum of Law, # <u>10</u> Affidavit Plaintiff's Counsel's Rule 56(f) Affirmation, # <u>11</u> Rule 56.1 Statement Plaintiff's Rule 56.1 Statement, # <u>12</u> Affidavit in Opposition Plaintiff's Affidavit in Opposition, # <u>13</u> Exhibit Exhibits A-P Annexed to Plaintiff's Affidavit in Opposition, # <u>14</u> Memorandum in Opposition Plaintiff's Memorandum of Law, # <u>15</u> Affidavit Reply Declaration of Michelle S. Feldman, # <u>16</u> Exhibit Exhibits A-B Annexed to Feldman Reply Declaration, # <u>17</u> Affidavit Reply Affidavit of Edward M. Fale, # <u>18</u> Affidavit Reply Affidavit of Ann Luzzi, # <u>19</u> Memorandum in Support District Defendants Reply Memorandum of Law, # <u>20</u> Affidavit of Service of Feldman Reply Declaration, Fale Reply Affidavit, Luzzi Reply Affidavit and Reply Memorandum of Law, # <u>21</u> Certificate of Service of Plaintiff's Opposition to Defendants Motion) (Feldman, Michelle) (Entered: 07/14/2008)

		07/14/2008)
07/22/2008	<u>100</u>	Letter <i>requesting denial of motion to file second amended complaint</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Stern, Steven) (Entered: 07/22/2008)
07/22/2008	<u>101</u>	Letter re: Request for Extension of Time to File Response/Reply as to <u>89</u> Letter, <i>RE: Defendants Answer to Plaintiff's Motion to File Amended Complaint</i> by Kevin G. Chesney. (Attachments: # <u>1</u> Letter to Court continued, PP2-4, # <u>2</u> TAB "A", # <u>3</u> Exhibit Pollack Letter re: Adjournment, # <u>4</u> TAB B, # <u>5</u> Exhibit Copy of Envelope Miss-addressed to Pollack, # <u>6</u> Certificate of Service Cert. Service) (Pollack, Ruth) Modified on 7/23/2008 (Fagan, Linda). (Entered: 07/22/2008)
07/22/2008		Motions terminated, docketed incorrectly: <u>101</u> Letter MOTION for Extension of Time to File Response/Reply as to <u>89</u> Letter, <i>RE: Defendants Answer to Plaintiff's Motion to File Amended Complaint</i> Letter MOTION for Extension of Time to File Response/Reply as to <u>89</u> Letter, <i>RE: Defendants Answer to Plaintiff's Motion to File Amended Complaint</i> filed by Kevin G. Chesney. (The document should have been filed as a Letter request, and the Court will address the document as such. All corrections have been made.) (Fagan, Linda) (Entered: 07/23/2008)
07/23/2008		ORDER re <u>101</u> LETTER re: Request for Extension of Time to File Response/Reply ; <u>100</u> Letter, filed by Lawrence Trogel et al: The Court has reviewed the parties' correspondence. Plaintiff was under an obligation to file his motion to amend on July 14, 1008 in accordance with the Court's scheduling Orders even if no opposition papers were received. (In any event, a courtesy phone call to inquire as to the status of the opposition papers could have been placed). Counsel should have filed the motion with a cover letter advising the Court that no opposition to the motion had been received. Nonetheless, the Court shall grant Plaintiff an extension to and including August 4, 2008 to serve his reply papers on the motion to amend and file all papers with the Court pursuant to the bundle rule. Based on the contents of plaintiff's letter, it would appear that sanctions are not warranted. Ordered by Senior Judge Denis R. Hurley on 7/23/08. (Gapinski, Michele) Modified on 7/24/2008 (Fagan, Linda). (Entered: 07/23/2008)
08/04/2008	<u>102</u>	MEMORANDUM in Opposition, AFFIDAVIT/DECLARATION in Opposition re <u>101</u> Letter MOTION for Extension of Time to File Response/Reply as to <u>89</u> Letter, <i>RE: Defendants Answer to Plaintiff's Motion to File Amended Complaint</i> Letter MOTION for Extension of Time to File Response/Reply as to <u>89</u> Letter, <i>RE: Defendants Answer to Plaintiff's Motion to File Amended Complaint</i> , <u>99</u> Fully Briefed MOTION for Summary Judgment filed by Kevin G. Chesney. (Attachments: # <u>1</u> P. 10 affidavit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit, # <u>11</u> Exhibit, # <u>12</u> Affidavit in Support Plaintiff's Aff., # <u>13</u> Exhibit, # <u>14</u> Exhibit proposed Second A.C., # <u>15</u> Exhibit, # <u>16</u> Exhibit Redacted Criminal charges Certified, # <u>17</u>

		Affidavit in Opposition, # <u>18</u> Memorandum in Opposition, # <u>19</u> Exhibit, # <u>20</u> Exhibit, # <u>21</u> Exhibit, # <u>22</u> Exhibit, # <u>23</u> Exhibit, # <u>24</u> Exhibit, # <u>25</u> Exhibit, # <u>26</u> Exhibit, # <u>27</u> Exhibit, # <u>28</u> Exhibit) (Pollack, Ruth) (Entered: 08/04/2008)
08/04/2008	<u>103</u>	AFFIDAVIT/AFFIRMATION re <u>102</u> Memorandum in Opposition, Affidavit in Opposition to Motion,,,,,, RE: <i>Service by Mail and ECF per Bundle Rule</i> by Kevin G. Chesney (Pollack, Ruth) (Entered: 08/04/2008)
08/13/2008	<u>104</u>	RESPONSE in Opposition re <u>99</u> Fully Briefed MOTION for Summary Judgment, <u>101</u> Letter MOTION for Extension of Time to File Response/Reply as to <u>89</u> Letter, RE: <i>Defendants Answer to Plaintiff's Motion to File Amended Complaint</i> Letter MOTION for Extension of Time to File Response/Reply as to <u>89</u> Letter, RE: <i>Defendants Answer to Plaintiff's Motion to File Amended Complaint Which was not filed by defendants Under Court's Bundle Rule</i> filed by Kevin G. Chesney. (Attachments: # <u>1</u> Affidavit in Opposition Plaintiff's Affidavit in Opposition With Correction*, # <u>2</u> Supplement Page 7 of Plaintiff's Affidavit in Opposition With Correction, # <u>3</u> Supplement Blueback, # <u>4</u> Rule 56.1 Statement With Corrections Noted*PP1-16, # <u>5</u> Supplement Rule 56.1 (With Corrections Noted*) P. 17, # <u>6</u> Memorandum in Opposition Plaintiff's Memorandum In Opp (With Corrections Noted*), # <u>7</u> Affidavit of Service Affidavit of) (Pollack, Ruth) (Entered: 08/13/2008)
08/20/2008	<u>105</u>	Letter <i>in response to correspondence of plaintiff's counsel dated August 12, 2008</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Feldman, Michelle) (Entered: 08/20/2008)
12/02/2008	<u>106</u>	SCHEDULING ORDER: The telephone conference previously set for December 3, 2008 at 10:30 a.m. with the undersigned has been rescheduled for June 4, 2009 at 10:00 a.m. Plaintiffs' counsel shall initiate the call and have all parties on the line before connecting chambers (631-712-5710). The conference call should be made through the teleconference operator provided by your long-distance service (e.g., AT&T, MCI, Sprint). All counsel must participate. SEE order for further details. Ordered by Magistrate Judge E. Thomas Boyle on 12/2/08. Plaintiffs' counsel is directed to serve a copy of this order on all counsel upon receipt. (Joy, Dolores) (Entered: 12/02/2008)
12/11/2008	<u>107</u>	CERTIFICATE of Counsel re <u>106</u> Scheduling Order,, <i>With Order annexed, served on all counsel</i> by Ruth M. Pollack on behalf of Kevin G. Chesney, Lorraine Chesney (Pollack, Ruth) (Entered: 12/11/2008)
12/11/2008	<u>108</u>	Letter MOTION to Substitute Attorney by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, John Does, Jane Does, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of



		Education. (Attachments: # <u>1</u> Affidavit in Support Declaration, # <u>2</u> Appendix Stipulation of Substitution of Counsel) (Holtzer, Melissa) (Entered: 12/11/2008)
12/12/2008		ENDORSED ORDER granting <u>108</u> Motion to Substitute Sokoloff Stern LLP as attorneys for defendants. Ordered by Magistrate Judge E. Thomas Boyle on 12/12/08. (Joy, Dolores) (Entered: 12/12/2008)
01/15/2009	<u>109</u>	Letter MOTION to Amend/Correct/Supplement <u>86</u> Set Hearings,, <u>85</u> Pretrial Conference - Final, Set Hearings,, <u>84</u> Order, <i>Correct ECF Docket entries to reflect proceedings actually held and to acknowledge that discovery was never certified as closed or complete by the parties or the Court</i> by Kevin G. Chesney, Lorraine Chesney. (Pollack, Ruth) Modified on 1/20/2009 (Fagan, Linda). (Entered: 01/15/2009)
01/16/2009	<u>110</u>	ORDER re <u>109</u> Letter MOTION: It is Ordered that the Clerk of Court strike from the docket the January 15, 2009 letter motion filed by Ruth M. Pollack, Esq. (Docket No. 109) and terminate Ruth M. Pollack's appearance as counsel for Plaintiffs; and it is further Ordered that Ruth M. Pollack, Esq. shall forthwith notify the Plaintiffs that she is unauthorized to practice before this Court and that Plaintiffs shall be deemed proceeding pro se until such time an an attorney authorized to practice before this Court enters an appearance on their behalf; and it is further Ordered, that the above referenced action is stayed for thirty (30) days to allow plaintiffs to retain counsel to represent them, should they elect to do so. See attached Order. Ordered by Senior Judge Denis R. Hurley on 1/16/2009. [ A copy of Order was mailed by Chambers to Kevin G. and Lorraine Chesney at 19 Fifth Street, Valley Stream, NY 11581] (Hurley, Denis) (Entered: 01/16/2009)
01/16/2009	<u>111</u>	Supplemental MOTION to Amend/Correct/Supplement <i>ECF Docket (with typographical errors noted on letter 109)</i> by Kevin G. Chesney. (Pollack, Ruth) (Entered: 01/16/2009)
02/02/2009	<u>112</u>	Letter to Judge Denis R. Hurley, from Kevin Chesney, dated 1/29/09 re: To respond to the <u>110</u> Order of this Court (Attachments: # <u>1</u> attachment 1, # <u>2</u> attachment 2, # <u>3</u> attachment 3, # <u>4</u> attachment 4, # <u>5</u> attachment 5, # <u>6</u> attachment 6, # <u>7</u> attachment 7, # <u>8</u> attachment 8, # <u>9</u> attachment 9, # <u>10</u> attachment 10, # <u>11</u> attachment 11, # <u>12</u> attachment 12) (Fagan, Linda) (Entered: 02/03/2009)
02/11/2009	<u>113</u>	Letter from Kevin G. and Lorraine Chesney (signed by Kevin G. Chesney only) to The Honorable Judge Denis R. Hurley, (not dated), file stamped 2/11/09 re: To request the Court's permission to allow plttffs. access to electronically file documents to the U.S. District Court, E.D.N.Y. (Fagan, Linda) (Entered: 02/11/2009)
02/13/2009	<u>114</u>	ORDER re <u>113</u> Letter.; Plaintiffs' application for permission to be allowed access to electronically file documents is granted subject to Plaintiffs meeting the requirements necessary for the establishment of an ECF account. See attached Order. Ordered by Senior Judge Denis R. Hurley on 2/13/2009. (Hurley, Denis)(Copy of Order mailed by Chambers to Plaintiffs at 31 Ivy Place, Valley Stream, NY 11581.) (Entered: 02/13/2009)

02/18/2009		ORDER striking <u>111</u> Motion to Amend/Correct/Supplement: For the reasons set forth in the Court's Order dated January 16, 2009 (docket no. 110), the motion is stricken. Ordered by Senior Judge Denis R. Hurley on 2/18/2009. (Gapinski, Michele) (Entered: 02/18/2009)
02/18/2009	<u>115</u>	Letter (revised) from Kevin G. and Lorraine Chesney to The Honorable Judge Denis R. Hurley, dated 2/11/09 re: To request the Court's permission to allow plttffs. access to electronically file documents to the U.S. District Court, E.D.N.Y. (Fagan, Linda) (Attachments: # <u>1</u> Cover Letter) (Fagan, Linda) (Entered: 02/18/2009)
02/19/2009	<u>116</u>	Letter <i>Responding to January 29, 2009 Correspondence from Kevin Chesney</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Feldman, Michelle) (Entered: 02/19/2009)
02/19/2009	<u>118</u>	Letter from Kevin and Lorraine Chesney to Honorable Judge Denis R. Hurley, dated 2/16/09 in Response re: the <u>110</u> Order regarding the <u>109</u> Letter MOTION to Amend/Correct/Supplement. (Fagan, Linda) (Entered: 02/23/2009)
02/20/2009	<u>117</u>	Letter from Kevin G. Chesney to Honorble Denis R. Huley, dated 2/19/09 in Response re: the <u>116</u> Letter "to your Committee on Grievances by the law firm of Lamb & Barnosky." (Fagan, Linda) (Entered: 02/23/2009)
02/23/2009	<u>119</u>	Letter to Magistrate Judge Boyle from Kevin G. Chesney dated 2/19/09; In re: letter in response to the February 19, 2009 letter to your Committee on Grievance by the law firm of Lamb & Barnosky. (Lundy, Lisa) (Entered: 02/24/2009)
03/26/2009	<u>120</u>	Letter from Mr. & Mrs. Kevin G. Chesney to Honorable Denis R. Hurley, Magistrate Judge E. Thomas Boyle, Committee on Grievances, and The State of New York Committee on Grievances, dated 3/25/09 re: To request that the Court have the crimes listed herein, and the evidence attached herein, investigated by the appropriate law enforcement agency or agencies. (Attachments: # <u>1</u> attachment 1., # <u>2</u> attachment 2., # <u>3</u> attachment 3., # <u>4</u> attachment 4., # <u>5</u> attachment 5., # <u>6</u> attachment 6., # <u>7</u> attachment 7., # <u>8</u> attachment 8., # <u>9</u> attachment 9., # <u>10</u> attachment 10., # <u>11</u> attachment 11., # <u>12</u> attachment 12., # <u>13</u> attachment 13., # <u>14</u> attachment 14., # <u>15</u> attachment 15., # <u>16</u> attachment 16., # <u>17</u> attachment 17., # <u>18</u> attachment 18., # <u>19</u> attachment 19.) (Fagan, Linda) (Entered: 03/26/2009)
03/31/2009		ORDER : In reviewing the court docket in this matter, it appears that while the opposition papers and reply papers regarding Plaintiff's motion for leave to serve his Second Amended Complaint were filed via ECF (see Docket no. 102) the actual moving papers were not filed. Inasmuch as Plaintiff is currently proceeding pro se, the Court directs District Defendants to file under cover of letter, a copy of Plaintiff's moving papers that were served upon them. Ordered by Senior Judge Denis R. Hurley on 3/31/2009.

		(Gapinski, Michele) (Entered: 03/31/2009)
03/31/2009	<u>121</u>	Letter <i>in response to request for motion papers</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Attachments: # <u>1</u> Appendix Copy of plaintiff's motion papers) (Stern, Steven) (Entered: 03/31/2009)
03/31/2009	<u>124</u>	MEMORANDUM AND ORDER re: <u>99</u> Fully Brief MOTION For Summary Judgment; For the reasons set forth herein, District Defts' motion for summary judgment is granted. As noted earlier, the COBRA claim is the only claim remaining in the amended complaint. However, Pltff has moved for leave to file a Second Amended Complaint asserting three new causes of action. When that motion was filed, however, certain of the papers served in connection with Pltff's motion were not filed with the Court. By Order dated March 31, 2009, the Court directed that the omitted papers be filed. Accordingly, the instant Order on District Defts' motion for summary judgment shall not take effect until forty-five days from the date hereof, during which period the Court anticipates issuing a decision of Pltff's motion. ( Ordered by Senior Judge Denis R. Hurley on 3/31/09.) (Fagan, Linda) (Entered: 04/03/2009)
04/01/2009	<u>122</u>	Letter <i>in Response to Order Requesting Copy of Plaintiffs' Motion Papers</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Attachments: # <u>1</u> Notice of Motion for Leave to File Second Amended Complaint) (Feldman, Michelle) (Entered: 04/01/2009)
04/01/2009	<u>123</u>	Letter from Kevin G. Chesney to Honorable Judge Denis R. Hurley, dated 4/1/09 re: To request that the Court include the documents attached herein, which were previously omitted from pltff's moving papers; that the Court grant pltff's request for the filing of his proposed Second Amended Complaint; and that full discovery on all issues be permitted. (Attachments: # <u>1</u> attachment 1., # <u>2</u> attachment 2., # <u>3</u> attachment 3.) (Fagan, Linda) (Entered: 04/01/2009)
04/03/2009	<u>125</u>	Letter from Kevin G. Chesney to Honorable Judge Denis R. Hurley, dated 4/2/09 re: To advise the Court of the referral to an incorrect document number set forth in a previous filing. (Fagan, Linda). (Entered: 04/03/2009)
04/13/2009	<u>126</u>	Letter <i>responding to plaintiff's allegations</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Stern, Steven) (Entered: 04/13/2009)

04/13/2009	<u>127</u>	LETTER Application to Vacate <u>124</u> Memorandum & Opinion,, Order,, <u>121</u> Letter, by Kevin G. Chesney, Lorraine Chesney. (Attachments: # <u>1</u> Exhibit Exhibits #1-8 fraud and tampered dockets) (Chesney, Kevin) Modified on 4/14/2009 (Fagan, Linda). (Entered: 04/13/2009)
04/13/2009	<u>128</u>	Letter <i>responding to plaintiffs' correspondence</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Feldman, Michelle) (Entered: 04/13/2009)
04/13/2009		Motions terminated, docketed incorrectly: <u>127</u> Letter MOTION to Vacate <u>124</u> Memorandum & Opinion, Order, <u>121</u> Letter, filed by Kevin G. Chesney, Lorraine Chesney. (The document should have been filed as a LETTER application, and the Court will address the document as such. All corrections have been made.) (Fagan, Linda) (Entered: 04/14/2009)
04/16/2009		ORDER re <u>127</u> Letter MOTION to Vacate <u>124</u> Memorandum & Opinion,, Order,, <u>121</u> Letter, filed by Kevin G. Chesney, Lorraine Chesney: Defendants are directed to serve and file their opposition, if any, to Plaintiff's April 13, 2009 application on or before April 24, 2009. Ordered by Senior Judge Denis R. Hurley on 4/16/2009. (Gapinski, Michele) (Entered: 04/16/2009)
04/24/2009	<u>129</u>	RESPONSE to Motion re <u>127</u> Letter MOTION to Vacate <u>124</u> Memorandum & Opinion,, Order,, <u>121</u> Letter, <i>Oppositon</i> filed by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Feldman, Michelle) (Entered: 04/24/2009)
04/26/2009	<u>130</u>	Letter <i>responding to plaintiffs' 4/13/09 letter</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education (Stern, Steven) (Entered: 04/26/2009)
04/28/2009	<u>131</u>	NOTICE OF APPEAL as to Order, <u>124</u> Memorandum & Opinion,, Order,, by Kevin G. Chesney, Lorraine Chesney. Filing fee \$ 455. Appeal Record due by 7/31/2009. (Chesney, Kevin) (Entered: 04/28/2009)
04/28/2009	<u>132</u>	AFFIDAVIT/DECLARATION in Support re <u>80</u> Letter MOTION for Extension of Time to Complete Discovery <i>in accordance with Proposed Discovery Schedule</i> , <u>94</u> Supplemental MOTION to Reopen Case <i>NOTE RE: Rule 8 (Supplement to Reply)</i> , <u>99</u> Fully Briefed MOTION for Summary Judgment, <u>60</u> MOTION to Dismiss, <u>24</u> Second MOTION for Extension of Time to File Response/Reply <i>re: Local 74 motion for judgment on the pleadings</i> , <u>37</u> Letter MOTION for Extension of Time to File Response/Reply as to <u>18</u> MOTION for Judgment on the Pleadings, <u>22</u>

Letter, 35 Amended MOTION to Dismiss, 33 Affidavit in Opposition, 32 Memorandum in Opposition, 34 Reply to Response to Motion,, 20 Letter MOTION for Extension of Time to File Response/Reply as to 18 MOTION for Judgment on the Pleadings, 22 Letter, 35 Amended MOTION to Dismiss, 33 Affidavit in Opposition, 32 Memorandum in Opposition, 34 Reply to Response to Motion,, 20 Letter MOTION for Extension of Time to File Response/Reply as to 18 MOTION for Judgment on the Pleadings, 22 Letter, 35 Amended MOTION to Dismiss, 33 Affidavit in Opposition, 32 Memorandum in Opposition, 34 Reply to Response to Motion,, 20 , 29 Notice of MOTION to Dismiss, 35 Amended MOTION to Dismiss, 5 First MOTION for Extension of Time to File Answer *and file motion to dismiss*, 109 Letter MOTION to Amend/Correct/Supplement 86 Set Hearings,, 85 Pretrial Conference - Final, Set Hearings,, 84 Order, *Correct ECF Docket entries to reflect proceedings actually held and to acknowledge that discovery was never certified as clos*Letter MOTION to Amend/Correct/Supplement 86 Set Hearings,, 85 Pretrial Conference - Final, Set Hearings,, 84 Order, *Correct ECF Docket entries to reflect proceedings actually held and to acknowledge that discovery was never certified as clos*, 108 Letter MOTION to Substitute Attorney, 48 First MOTION for Extension of Time to File Motion to Dismiss, 10 Letter MOTION for Extension of Time to File Response/Reply as to 3 Letter, 6 Order,, Set Hearings,, 4 Notice of Appearance, 7 LetterLetter MOTION for Extension of Time to File Response/Reply as to 3 Letter, 6 Order,, Set Hearings,, 4 Notice of Appearance, 7 LetterLetter MOTION for Extension of Time to File Response/Reply as to 3 Letter, 6 Order,, Set Hearings,, 4 Notice of Appearance, 7 Letter, 82 Letter MOTION to Compel Plaintiffs to Respond to Discovery, 97 Letter MOTION for Extension of Time to File Motions and to Modify Briefing Schedule, 83 Emergency MOTION to Adjourn Conference Due to Injury of Counsel for Plaintiff, 127 Letter MOTION to Vacate 124 Memorandum & Opinion,, Order,, 121 Letter,, 98 Letter MOTION for Extension of Time to File Response/Reply, 111 Supplemental MOTION to Amend/Correct/Supplement ECF Docket (with typographical errors noted on letter 109), 79 Joint MOTION for Extension of Time to Complete Discovery, 55 Letter MOTION for Extension of Time to File Response/Reply Re: Civil Service Rule 12 Application, 11 Letter MOTION to Dismiss (Request to file), 101 Letter MOTION for Extension of Time to File Response/Reply as to 89 Letter, RE: Defendants Answer to Plaintiff's Motion to File Amended ComplaintLetter MOTION for Extension of Time to File Response/Reply as to 89 Letter, RE: Defendants Answer to Plaintiff's Motion to File Amended Complaint, 18 MOTION for Judgment on the Pleadings, 14 Letter MOTION to Disqualify Counsel for defendant Local #74 and for conference re: other relief, 59 MOTION to Dismiss, 49 First MOTION for Judgment on the Pleadings pursuant to Fed. R. Civ. P. 12(c), 9 Letter MOTION for Leave to File Excess Pages in memorandum of law in support of motion to dismiss, 43 Cross MOTION to Disqualify Counsel for defendant Local 74 SEIU, 63 Emergency MOTION for Extension of Time to File Appeal of Memorandum and Order of Court in Reply filed by Kevin G. Chesney, Lorraine Chesney. (Attachments: # 1 Affidavit affidavit page3) (Chesney, Kevin) (Entered: 04/28/2009)

04/28/2009	<u>133</u>	Subsequent NOTICE OF APPEAL as to <u>6</u> Order, Set Hearings, <u>87</u> Order on Motion to Compel, <u>124</u> Memorandum & Opinion, <u>40</u> Order, <u>114</u> Order, <u>84</u> Order, <u>78</u> Order on Motion to Dismiss, <u>77</u> Scheduling Order, <u>74</u> Scheduling Order, <u>62</u> Order on Motion for Judgment on the Pleadings, Order on Motion to Dismiss, <u>96</u> Order, <u>106</u> Scheduling Order, <u>39</u> Scheduling Order, <u>110</u> Order, <u>95</u> Scheduling Order, <u>56</u> Scheduling Order, by Kevin G. Chesney, Lorraine Chesney. Filing fee \$ 455. No Fee Paid. (Duong, Susan) (Entered: 04/29/2009)
04/29/2009		Incorrect Case/Document/Entry Information. Docket# 133-Notice of Appeal has been deleted and redocketed as Subsequent Notice of Appeal. (Duong, Susan) (Entered: 04/29/2009)
04/29/2009		Electronic Index to Record on Appeal sent to US Court of Appeals. For docket entries without a hyperlink, contact the court and we'll arrange for the document(s) to be made available to you. <u>129</u> Response to Motion, <u>80</u> Motion for Extension of Time to Complete Discovery, <u>94</u> Motion to Reopen Case, <u>60</u> Motion to Dismiss, <u>24</u> Motion for Extension of Time to File Response/Reply, <u>37</u> Motion for Extension of Time to File Response/Reply, <u>29</u> Motion to Dismiss, <u>35</u> Motion to Dismiss, <u>68</u> Notice of Appearance, <u>44</u> Response to Motion, <u>57</u> Notice of Appearance, <u>42</u> Affidavit in Opposition to Motion, <u>27</u> Letter, <u>5</u> Motion for Extension of Time to File Answer, <u>109</u> Motion to Amend/Correct/Supplement, <u>93</u> Reply in Support, <u>108</u> Motion to Substitute Attorney, <u>104</u> Response in Opposition to Motion, <u>30</u> Affidavit in Support, <u>58</u> Notice of Appearance, <u>26</u> Letter, <u>23</u> Letter, <u>40</u> Order, <u>73</u> USCA Mandate, <u>107</u> Certificate of Counsel, <u>102</u> Memorandum in Opposition, Affidavit in Opposition to Motion, <u>76</u> Set Deadlines/Hearings, Pretrial Conference - Initial, <u>115</u> Letter, <u>82</u> Motion to Compel, <u>72</u> Letter, <u>50</u> Affidavit in Support of Motion, <u>97</u> Motion for Extension of Time to File, <u>125</u> Letter, <u>132</u> Affidavit in Support of Motion, <u>127</u> Motion to Vacate, <u>78</u> Order on Motion to Dismiss, <u>70</u> Affidavit, <u>67</u> Letter, <u>77</u> Scheduling Order, <u>36</u> Reply in Support, <u>98</u> Motion for Extension of Time to File Response/Reply, <u>16</u> Letter, <u>8</u> Amended Complaint, <u>47</u> Letter, <u>128</u> Letter, <u>116</u> Letter, <u>41</u> Letter, <u>111</u> Motion to Amend/Correct/Supplement, <u>79</u> Motion for Extension of Time to Complete Discovery, <u>55</u> Motion for Extension of Time to File Response/Reply, <u>3</u> Letter, <u>101</u> Motion for Extension of Time to File Response/Reply, <u>49</u> Motion for Judgment on the Pleadings, <u>65</u> Letter, <u>113</u> Letter, <u>96</u> Order, <u>106</u> Scheduling Order, <u>100</u> Letter, <u>4</u> Notice of Appearance, <u>121</u> Letter, <u>69</u> Answer to Amended Complaint, <u>43</u> Motion to Disqualify Counsel, <u>17</u> Affidavit of Service, <u>38</u> Letter, <u>15</u> Letter, <u>54</u> Reply to Response to Motion, <u>110</u> Order, <u>25</u> Letter, <u>28</u> Letter, <u>133</u> Subsequent Notice of Appeal, <u>112</u> Letter, <u>33</u> Affidavit in Opposition, <u>99</u> Motion for Summary Judgment, <u>1</u> Notice of Removal, <u>13</u> Letter, <u>66</u> Certificate of Counsel, <u>51</u> Memorandum in Support, <u>91</u> Letter, <u>75</u> Report of Rule 26(f) Planning Meeting, <u>103</u> Affidavit, <u>105</u> Letter, <u>32</u> Memorandum in Opposition, <u>90</u> Affidavit, <u>64</u> Letter, <u>92</u> Letter, <u>86</u> Set Hearings, <u>120</u> Letter, <u>6</u> Order, Set Hearings, <u>12</u> Response in Opposition to Motion, <u>46</u> Letter, <u>87</u> Order on Motion to Compel, <u>34</u> Reply to Response to Motion, <u>48</u> Motion for Extension of Time to File, <u>124</u> Memorandum & Opinion, <u>52</u> Affidavit in Opposition to Motion, <u>71</u> Letter, <u>123</u> Letter, <u>88</u> Letter, <u>131</u> Notice of Appeal, <u>114</u> Order,

7 Letter, 85 Pretrial Conference - Final, Set Hearings, 20 Affidavit in Support of Motion, 10 Motion for Extension of Time to File Response/Reply, 84 Order, 83 Motion to Adjourn Conference, 130 Letter, 74 Scheduling Order, 62 Order on Motion for Judgment on the Pleadings, Order on Motion to Dismiss, 89 Letter, 118 Letter, 31 Memorandum in Support, 119 Letter, 11 Motion to Dismiss, 21 Letter, 19 Memorandum in Support, 2 Answer to Complaint, 18 Motion for Judgment on the Pleadings, 14 Motion to Disqualify Counsel, 59 Motion to Dismiss, 117 Letter, 122 Letter, 9 Motion for Leave to File Excess Pages, 61 Letter, 126 Letter, 53 Memorandum in Opposition, 45 Response to Motion, 22 Letter, 39 Scheduling Order, 63 Motion for Extension of Time to File, 95 Scheduling Order, 56 Scheduling Order, 81 Response to Motion, (Duong, Susan)  
(Entered: 04/29/2009)

APR 30 2009  
KIMBERLY C. REEBMANN  
CLERK  
BY Sandra Caruso  
DEPUTY CLERK

APPEAL

**U.S. District Court  
Eastern District of New York (Central Islip)  
CIVIL DOCKET FOR CASE #: 2:05-cv-05106-DRH-ETB  
Internal Use Only**

Chesney et al v. Valley Stream Union Free School District  
No. 24 et al  
Assigned to: Senior-Judge Denis R. Hurley  
Referred to: Magistrate-Judge E. Thomas Boyle  
Demand: \$26,000,000  
Case in other court: Supreme Court-County of Nassau, 05-09454  
Cause: 28:1441 Petition for Removal - Employment Discrim

Date Filed: 11/01/2005  
Date Terminated: 05/15/2009  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: Federal Question

**Plaintiff**

**Kevin G. Chesney**

represented by **Kevin G. Chesney**  
31 Ivy Place  
Valley Stream, NY 11581  
516-284-7043  
Email: kevchez@mail.com  
PRO SE

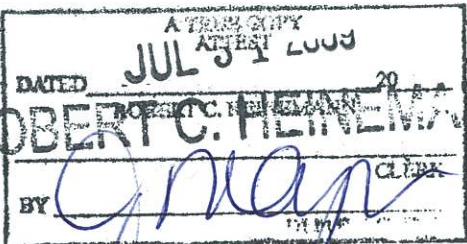
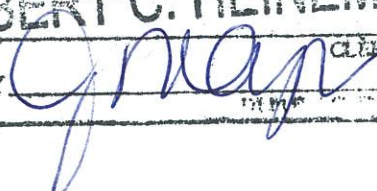
**Ruth M. Pollack**  
Law Office of Ruth M. Pollack  
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P.O. Box 120  
Riverhead, NY 11901-0120  
631 591-3160  
Fax: 631 591-3162  
Email: ruth@ruthmpollackesq.com  
*TERMINATED: 01/16/2009*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Lorraine Chesney**

represented by **Lorraine Chesney**  
PRO SE

**Ruth M. Pollack**  
(See above for address)  
*TERMINATED: 01/16/2009*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.   
BY 

*EXH B-2*



**Defendant**

**Valley Stream Union Free School  
District No. 24**

represented by **Steven C. Stern**  
Sokoloff Stern LLP  
355 Post Avenue, Suite 201  
Westbury, NY 11590  
ext. 311  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
Sokoloff Stern LLP  
355 Post Avenue  
Westbury, NY 11590  
516-334-4500  
Fax: 516-334-4501  
Email: mholtzer@sokoloffstern.com  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
Lamb & Barnosky, LLP  
534 Broadhollow Road  
P.O. Box 9034  
Melville, NY 11747  
631-694-2300  
Fax: 631-694-2348  
Email: msf@lambbarnosky.com  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Valley Stream Union Free School  
District No. 24 Board of Education**

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Edward M. Fale**  
*Ph.D., Superintendent of Schools, in his  
individual and official capacity*

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)

*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Lisa K. Conte**  
*Principal*

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Charles Broceaur**  
*Maintenance Supervisor, in his individual and official capacity*

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Stephen Haramif**  
*Custodian and Union Representative*

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Local 74 SEIU**

represented by **Raul Garcia**

*in his individual and official capacity*  
*TERMINATED: 09/22/2006*

O'Dwyer & Bernstein, LLP  
52 Duane Street  
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New York, NY 10007  
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**Defendant**

**John Does**

represented by **Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Jane Does**  
*the latter being personal and/or entities*  
*unknown to complainant*

represented by **Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Nassau County Division Civil Service**  
**Commission of New York State**  
*TERMINATED: 04/30/2007*

represented by **Veronica Boland**  
Nassau County Attorney  
One West Street  
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**Mary E. Neggie**

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*ATTORNEY TO BE NOTICED*

**Defendant**

**President Joseph Conrad**

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Vice President Carole Meaney**

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Henrietta Carbonaro**

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Paul DePace**

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Anthony Ladevaio**

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Frank Nuara**

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Michelle S. Feldman**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Lawrence Trogel**  
*each in its individual and official capacity*

represented by **Steven C. Stern**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Melissa Lauren Holtzer**









(See above for address)  
**ATTORNEY TO BE NOTICED**









**Michelle S. Feldman**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**







**Defendant**

**Local 74 SEIU**  
**TERMINATED: 09/22/2006**









represented by **Gary Silverman**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**













<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
11/01/2005	 <u>1</u>	NOTICE OF REMOVAL by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education from Supreme Court-County of Nassau, case number 05-9454. ( Filing fee \$ 250 Receipt# 17994) (Attachments: # <u>1</u> Civil Cover Sheet # <u>2</u> Exhibit A-Summons and Complaint)(Duong, Susan) (Entered: 11/03/2005)
11/03/2005		Case Ineligible for Arbitration(Bollbach, Jean) (Entered: 11/03/2005)
11/04/2005	 <u>2</u>	ANSWER to Complaint by Local 74 SEIU.(Garcia, Raul) (Entered: 11/04/2005)
11/07/2005	 <u>3</u>	Letter from Steven C. Stern to District Judge Denis R. Hurley Regarding requesting pre-motion conference. (Stern, Steven) (Entered: 11/07/2005)
11/15/2005	 <u>4</u>	NOTICE of Appearance by Mary E. Neggie on behalf of Nassau County Division Civil Service Commission of New York State (Neggie, Mary) (Entered: 11/15/2005)
11/18/2005	 <u>5</u>	First MOTION for Extension of Time to File Answer <i>and file motion to dismiss</i> by Nassau County Division Civil Service Commission of New York State. (Neggie, Mary) (Entered: 11/18/2005)
11/21/2005		ORDER: The Court is in receipt of <u>5</u> Defendant's First MOTION for Extension of Time to File Answer and Request for Permission to File a Motion to Dismiss. Defendant's request for extension is GRANTED. The Answer will be filed with the Court by December 21, 2005. As for Defendant's request for permission to file a motion to dismiss, pursuant to this Court's Individual Practice Rule 2(B), the party requesting permission to file such a motion must submit a pre-motion conference letter. The November 18, 2005 Letter does not satisfy Rule 2(B)'s requirements. Ordered by Judge Denis R. Hurley on 11/21/05. (Hurley, Denis) (Entered: 11/21/2005)
11/21/2005		ORDER: The Court is in receipt of <u>3</u> November 7, 2005, Letter from Defendants Valley Stream Union Free School District and Board of









		to File Excess Pages <i>in memorandum of law in support of motion to dismiss</i> filed by Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education, Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel. (Fagan, Linda) (Entered: 01/03/2006)
12/20/2005		Incorrect Case/Document/Entry Information. Document <u>10</u> Motion, filed on 12/20/05 has been deleted. (The document was filed as a Motion, and should have been filed as a letter. All corrections have been made.) (Fagan, Linda) (Entered: 01/03/2006)
12/20/2005		Motions terminated, docketed incorrectly <u>10</u> Letter MOTION for Extension of Time to File Response/Reply as to <u>3</u> Letter, <u>6</u> Order, Set Hearings, <u>4</u> Notice of Appearance, <u>7</u> Letter filed by Kevin G. Chesney. (Fagan, Linda) (Entered: 01/03/2006)
12/21/2005	 <u>11</u>	Letter request for a pre-motion conference MOTION to Dismiss, by Nassau County Division Civil Service Commission of New York State. Responses due by 1/3/2006 (Neggie, Mary) Modified on 1/3/2006 (Fagan, Linda). (Entered: 12/21/2005)
12/21/2005	 <u>12</u>	RESPONSE in Opposition re <u>10</u> Letter MOTION for Extension of Time to File Response/Reply as to <u>3</u> Letter, <u>6</u> Order,, Set Hearings,, <u>4</u> Notice of Appearance, <u>7</u> Letter <i>opposing plaintiffs' request to file belated response to pre-motion conference letter</i> filed by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 12/21/2005)
12/21/2005		Motions terminated, docketed incorrectly <u>11</u> Letter MOTION to Dismiss ( <i>Request to file</i> ) filed by Nassau County Division Civil Service Commission of New York State. (Fagan, Linda) Modified on 1/3/2006 (Fagan, Linda). (Entered: 01/03/2006)
12/21/2005		Incorrect Case/Document/Entry Information. Document <u>11</u> Motion, filed on 12/21/05has been deleted. (The document was filed as a motion, and should have been filed as a Letter request. All corrections have been made). (Fagan, Linda) (Entered: 01/03/2006)
12/22/2005	 <u>13</u>	Letter from Raul Garcia to Judge Denis Hurley. (Garcia, Raul) (Entered: 12/22/2005)
12/28/2005		ORDER: The Court is in receipt of <u>9</u> Letter from Defendants Valley Stream Union Free School District and Board of Education, Superintendent Edward M. Fale, Principal Lisa K. Conte, Mintenance Supervisor Charles Brocher, and Custodian Stephen Haramis requesting leave to file a motion to dismiss in excess of the Court's 20-page limit. Defendants' request is DENIED. Because of the lateness of Defendants' request, the Court sets the following revised briefing schedule:

		Education, Superintendent Edward M. Fale, Principal Lisa K. Conte, Maintenance Supervisor Charles Brocher, and Custodian Stephen Haramis requesting leave to file a 12(b)(6) motion. Plaintiff did not submit a letter in reply. The pre-motion conference is hereby waived and the Court sets the following briefing schedule: Defendants will submit their 12(b)(6) Motion by December 23, 2005; Plaintiff will submit his opposition by January 27, 2005; and Defendants will submit their reply by February 10, 2005. Ordered by Judge Denis R. Hurley on 11/21/05. (Hurley, Denis) (Entered: 11/21/2005)
11/21/2005		(Court only) ***Motions terminated: <u>5</u> First MOTION for Extension of Time to File Answer <i>and file motion to dismiss</i> filed by Nassau County Division Civil Service Commission of New York State. (Fagan, Linda) (Entered: 11/22/2005)
11/22/2005	 <u>6</u>	ORDER Initial Conference set for 3/17/2006 09:30 AM before Magistrate-Judge E. Thomas Boyle. See order for further instructions. Counsel for Plaintiff(s) or Plaintiff pro se is obligated to serve a copy of this order on each defendant. Ordered by Judge E. Thomas Boyle on 11/22/05. (Lundy, Lisa) (Entered: 12/05/2005)
12/06/2005	 <u>7</u>	Letter from Raul Garcia to Honorable Denis R. Hurley Regarding motion pursuant to Rule 12(c) for judgment on the pleadings. (Garcia, Raul) (Entered: 12/06/2005)
12/08/2005	 <u>8</u>	AMENDED COMPLAINT <i>AND FIRST AMENDED SUMMONS</i> against all defendants, filed by all plaintiffs.(Pollack, Ruth) (Entered: 12/08/2005)
12/08/2005		(Court only) ***Party Joseph Conrad, and Carole Meaney, and Henrietta Carbonaro, and Paul DePace, and Anthony Ladevaio, and Frank Nuara, and Lawrence Trogel, Local 74 SEIU added. (Fagan, Linda) Modified on 12/12/2005 (Fagan, Linda). (Entered: 12/12/2005)
12/20/2005	 <u>9</u>	Letter request for Leave to File Excess Pages <i>in memorandum of law in support of motion to dismiss</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) Modified on 1/3/2006 (Fagan, Linda). (Entered: 12/20/2005)
12/20/2005	 <u>10</u>	Letter MOTION for Extension of Time to File Response/Reply as to <u>3</u> Letter, <u>6</u> Order,, Set Hearings,, <u>4</u> Notice of Appearance, <u>7</u> Letter by Kevin G. Chesney. (Attachments: # <u>1</u> Appendix affidavits of service of summons and complaint on parties and of letter on counsel# <u>2</u> Affidavit certificate of service of letter motion on counsel# <u>3</u> Affidavit supplemental certificate of service of application for enlargement and certificate of service of first amended summons and amended complaint on defense counsel with letter of enclosure)(Pollack, Ruth) (Entered: 12/20/2005)
12/20/2005		Motions terminated, docketed incorrectly <u>9</u> Letter MOTION for Leave













		Defendants will submit their 12(b)(6) Motion by January 4, 2006; Plaintiff will submit his opposition by February 3, 2006; and Defendants will submit their reply by February 17, 2006. Ordered by Judge Denis R. Hurley on 12/28/2005. (Hurley, Denis) (Entered: 12/28/2005)
12/28/2005		ORDER: The Court is in receipt of <u>7</u> Defendant Local 74's December 5, 2005 Letter requesting permission to move pursuant to 12(c) and <u>13</u> Defendant Local 74's December 22, 2005 Letter requesting the same. In <u>10</u> Plaintiff's December 20, 2005 letter, Plaintiff requested leave to extend the time to reply. Plaintiff's request was clearly after the Court's 10-day deadline as indicated in Individual Practice Rule 2(B). As such, Plaintiff's request is denied and the Court establishes the following briefing schedule: Defendant Local 74 will submit its 12(c) Motion by January 28, 2006; Plaintiff will submit his opposition by February 28, 2006; and Defendant Local 74 will submit its reply by March 14, 2006. Ordered by Judge Denis R. Hurley on 12/28/2005. (Hurley, Denis) Modified on 1/3/2006 (Fagan, Linda). (Entered: 12/28/2005)
01/13/2006	 <u>14</u>	Letter requesting to Disqualify Counsel <i>for defendant Local #74 and for conference re: other relief</i> by Kevin G. Chesney. (Pollack, Ruth) Modified on 1/17/2006 (Fagan, Linda). (Entered: 01/13/2006)
01/13/2006		Motions terminated, docketed incorrectly <u>14</u> Letter MOTION to Disqualify Counsel <i>for defendant Local #74 and for conference re: other relief</i> filed by Kevin G. Chesney. (Fagan, Linda) (Entered: 01/17/2006)
01/13/2006		Incorrect Case/Document/Entry Information. Document <u>14</u> Letter Motion has been deleted. (The document was filed as a Motion, and should have been filed as a Letter request. All corrections have been made.) (Fagan, Linda) (Entered: 01/17/2006)
01/20/2006	 <u>15</u>	Letter <i>response to 1/13/06 letter from Ruth Pollack, Esq.</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 01/20/2006)
01/24/2006	 <u>16</u>	Letter <i>to Honorable Denis R. Hurley</i> by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Garcia, Raul) (Entered: 01/24/2006)
01/25/2006	 <u>17</u>	AFFIDAVIT of Service for Clarification Letter served on Ruth M. Pollack, Esq., Steven C. Stern, Esq., Nassau County Attorney's Office, Magistrate Judge Thomas E. Boyle on 1/24/06, filed by Local 74 SEIU (in his individual and official capacity), Local 74 SEIU. (Garcia, Raul) (Entered: 01/25/2006)
01/30/2006	 <u>18</u>	MOTION for Judgment on the Pleadings by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Silverman, Gary) (Entered: 01/30/2006)

01/30/2006	 <u>19</u>	MEMORANDUM in Support re <u>18</u> MOTION for Judgment on the Pleadings by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Silverman, Gary) (Entered: 01/30/2006)
01/30/2006	 <u>20</u>	AFFIDAVIT in Support re <u>18</u> MOTION for Judgment on the Pleadings filed by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Affidavit of Service)(Silverman, Gary) (Entered: 01/30/2006)
01/31/2006	 <u>21</u>	Letter <i>Honorable Denis R. Hurley</i> by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Garcia, Raul) (Entered: 01/31/2006)
02/03/2006	 <u>22</u>	Letter from Ruth M. Pollack to Hon. Judge Denis R. Hurley, dated 2/2/06 re: To apply to the Court for an enlargement of time within which to serve plttfs answering papers upon deft District relative to its Fed. R.Civ. P. 12 motion. (Fagan, Linda) (Entered: 02/03/2006)
02/03/2006		Endorsed ORDER on <u>22</u> Letter filed by Kevin G. Chesney, Lorraine Chesney. Application granted. ( Ordered by Judge Denis R. Hurley on 2/3/06.) (Fagan, Linda) (Entered: 02/03/2006)
02/27/2006	 <u>23</u>	Letter to <i>Honorable E. Thomas Boyle</i> by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Garcia, Raul) (Entered: 02/27/2006)
02/28/2006	 <u>24</u>	Letter request for Extension of Time to File Response/Reply re: <i>Local 74 motion for judgment on the pleadings</i> by Kevin G. Chesney. (Pollack, Ruth) Modified on 3/1/2006 (Fagan, Linda). (Entered: 02/28/2006)
02/28/2006		Motions terminated, docketed incorrectly <u>24</u> Second MOTION for Extension of Time to File Response/Reply re: <i>Local 74 motion for judgment on the pleadings</i> filed by Kevin G. Chesney. (Fagan, Linda) (Entered: 03/01/2006)
02/28/2006		Incorrect Case/Document/Entry Information. Document <u>24</u> MOTION, filed on 2/28/06has been deleted. (The document was filed as a Motion, and should have been filed as a Letter request. The document will be addressed by the Court as a Letter request. All corrections have been made.) (Fagan, Linda) (Entered: 03/01/2006)
03/01/2006		ORDER re <u>23</u> Letter filed by Local 74 SEIU. The application to adjourn the initial conference based on the filing of motions to dismiss is denied. Any party seeking a stay of discovery shall file a motion, pursuant to Rule 26(c), Fed. R. Civ. P. Ordered by Judge E. Thomas Boyle on 3/1/06. Local 74's counsel is directed to notify all parties of this order upon receipt.(Joy, Dolores) (Entered: 03/01/2006)
03/06/2006	 <u>25</u>	Letter <i>motion</i> by Local 74 SEIU. (Garcia, Raul) (Entered: 03/06/2006)
03/07/2006	 <u>26</u>	Letter <i>seeking permission to file motion</i> by Nassau County Division Civil Service Commission of New York State. (Neggie, Mary) (Entered: 03/07/2006)

03/08/2006	 <a href="#">27</a>	Letter <i>joining Local 74's motion to stay discovery</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 03/08/2006)
03/15/2006	 <a href="#">28</a>	Letter <i>to Honorable E. Thomas Boyle</i> by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Silverman, Gary) (Entered: 03/15/2006)
03/16/2006		ORDER re <a href="#">28</a> Letter filed by Local 74 SEIU. The initial conference scheduled for March 17, 2006 at 9:30 a.m. is adjourned to March 28, 2006 at 11:30 a.m. Counsel for SEIU Local 74 is directed to notify all parties of this Order upon receipt. So Ordered . Ordered by Judge E. Thomas Boyle on 3/16/06. (Hancock, Lauren) (Entered: 03/16/2006)
03/17/2006	 <a href="#">29</a>	Notice of MOTION to Dismiss by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 03/17/2006)
03/17/2006	 <a href="#">30</a>	AFFIDAVIT in Support re <a href="#">29</a> Notice of MOTION to Dismiss <i>Declartion of Steven Stern</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Attachments: # <a href="#">1</a> Affidavit Edward M. Fale# <a href="#">2</a> Exhibit "A" to Stern Declaration# <a href="#">3</a> Exhibit "B" to Declaration# <a href="#">4</a> Exhibit "C" to Declaration# <a href="#">5</a> Exhibit "D" to Declaration# <a href="#">6</a> Exhibit "E" to Declaration# <a href="#">7</a> Exhibit "F" to Declaration# <a href="#">8</a> Exhibit "G" to Declaration# <a href="#">9</a> Exhibit "H" to Declaration# <a href="#">10</a> Exhibit "I" to Declaration# <a href="#">11</a> Exhibit "J" to Declaration# <a href="#">12</a> Exhibit "K" to Declaration)(Stern, Steven) (Entered: 03/17/2006)
03/17/2006	 <a href="#">31</a>	MEMORANDUM in Support re <a href="#">29</a> Notice of MOTION to Dismiss by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 03/17/2006)
03/17/2006	 <a href="#">32</a>	MEMORANDUM in Opposition re <a href="#">29</a> Notice of MOTION to Dismiss by Kevin G. Chesney, Lorraine Chesney. (Stern, Steven) (Entered: 03/17/2006)
03/17/2006	 <a href="#">33</a>	AFFIDAVIT in Opposition re <a href="#">32</a> Memorandum in Opposition <i>to defendants' motion to dismiss</i> by all plaintiffs. (Stern, Steven) (Entered: 03/17/2006)

		03/17/2006)
03/17/2006	<a href="#">34</a>	REPLY to Response to Motion re <a href="#">29</a> Notice of MOTION to Dismiss <i>Defendants' Memorandum of Law In Reply</i> filed by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 03/17/2006)
03/17/2006	<a href="#">35</a>	Amended MOTION to Dismiss by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Stern, Steven) (Entered: 03/17/2006)
03/17/2006	<a href="#">36</a>	REPLY in Support re <a href="#">35</a> Amended MOTION to Dismiss <i>Reply Declaration in Support of Motion to Dismiss</i> by Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel, Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education. (Attachments: # <a href="#">1</a> Exhibit "A" to Reply Declaration# <a href="#">2</a> Exhibit "L" to Reply Declaration# <a href="#">3</a> Exhibit "M" to Reply Declaration) (Stern, Steven) (Entered: 03/17/2006)
03/17/2006	<a href="#">35</a>	Motions terminated; <a href="#">29</a> Notice of MOTION to Dismiss filed by Valley Stream Union Free School District No. 24, Valley Stream Union Free School District No. 24 Board of Education, Edward M. Fale, Lisa K. Conte, Charles Broceaur, Stephen Haramif, Joseph Conrad, Carole Meaney, Henrietta Carbonaro, Paul DePace, Anthony Ladevaio, Frank Nuara, Lawrence Trogel. (see <a href="#">35</a> Amended Motion to Dismiss.) (Fagan, Linda) (Entered: 03/20/2006)
03/21/2006	<a href="#">37</a>	Letter request for Extension of Time to File Response/Reply as to <a href="#">18</a> MOTION for Judgment on the Pleadings, <a href="#">22</a> Letter, <a href="#">35</a> Amended MOTION to Dismiss, <a href="#">33</a> Affidavit in Opposition, <a href="#">32</a> Memorandum in Opposition, <a href="#">34</a> Reply to Response to Motion,, <a href="#">20</a> Affidavit in Support of Motion, <a href="#">36</a> Reply in Support,, <a href="#">31</a> Memorandum in Support,, <a href="#">19</a> Memorandum in Support, <a href="#">30</a> Affidavit in Support,, and <i>objecting to exhibits annexed to District's Motion and Reply papers</i> by Kevin G. Chesney. (Pollack, Ruth) Modified on 3/22/2006 (Fagan, Linda). (Entered: 03/21/2006)
03/21/2006	<a href="#">37</a>	Motions terminated, docketed incorrectly <a href="#">37</a> Letter MOTION for Extension of Time to File Response/Reply as to <a href="#">18</a> MOTION for Judgment on the Pleadings, <a href="#">22</a> Letter, <a href="#">35</a> Amended MOTION to Dismiss, <a href="#">33</a> Affidavit in Opposition, <a href="#">32</a> Memorandum in Opposition, <a href="#">34</a> Reply to Response to Motion,, <a href="#">20</a> filed by Kevin G. Chesney. (Fagan, Linda) (Entered: 03/22/2006)

03/21/2006		Incorrect Case/Document/Entry Information. Document <u>37</u> MOTION, filed on 3/21/06 has been deleted. (The document was filed as a Motion, and should have been filed as a Letter request. The Court will address the document as a Letter request. All corrections have been made.) (Fagan, Linda) (Entered: 03/22/2006)
03/22/2006	 <u>38</u>	Letter <i>Honorable Hurley</i> by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Garcia, Raul) (Entered: 03/22/2006)
03/27/2006	 <u>39</u>	SCHEDULING ORDER: The initial conference previously set for March 28, 2006 at 11:30 a.m. before the undersigned has been rescheduled for September 15, 2006 at 9:30 a.m. at the Alfonse M. D'Amato U.S. Courthouse, Courtroom 830, Central Islip, New York. All counsel shall be present. SEE order for further details. Ordered by Judge E. Thomas Boyle on 3/27/06. Plaintiffs' counsel is directed to serve a copy of this order on all parties upon receipt.(Joy, Dolores) (Entered: 03/27/2006)
03/28/2006	 <u>40</u>	ORDER re <u>27</u> Letter, filed by Valley Stream Union Free School District et al. <u>25</u> Letter filed by Local 74 SEIU requesting stay of discovery. For the reasons stated in the Memorandum Opinion and Order, pursuant to Rule 26(c), all discovery is stayed pending the outcome of the pending motion to dismiss, pursuant to Rule 12(c), Fed. R. Civ. P. So Ordered . Ordered by Judge E. Thomas Boyle on 3/28/06. (Hancock, Lauren) (Entered: 03/28/2006)
03/30/2006	 <u>41</u>	Letter to <i>Honorable Denis R. Hurley</i> by Local 74 SEIU(in his individual and official capacity), Local 74 SEIU. (Silverman, Gary) (Entered: 03/30/2006)
04/03/2006		ORDER: The Court is in receipt of <u>37</u> Plaintiff's Letter requesting an Extension of Time to File Response. This is Plaintiff's second request. The request is hereby granted. Plaintiff's response is due by April 21, 2006. Ordered by Judge Denis R. Hurley on 04/03/2006. (Hurley, Denis) (Entered: 04/03/2006)
04/03/2006		ORDER: The Court is in receipt of <u>26</u> Defendant Nassau County Civil Service Commission's Letter requesting permission to file a motion to dismiss. Defendant originally made this request on December 21, 2005. The Court establishes the following briefing schedule: Defendant's motion papers will be due on May 1, 2006; Plaintiff's opposition papers will be due on June 2, 2006; and Defendant's reply will be due on June 16, 2006. Ordered by Judge Denis R. Hurley on 04/03/2006. (Hurley, Denis) (Entered: 04/03/2006)
04/22/2006	 <u>42</u>	AFFIDAVIT in Opposition re <u>18</u> MOTION for Judgment on the Pleadings <i>and in support of cross-motion to disqualify Local 74 counsel</i> filed by Kevin G. Chesney. (Pollack, Ruth) (Entered: 04/22/2006)
04/22/2006	 <u>43</u>	Cross MOTION to Disqualify Counsel <i>for defendant Local 74 SEIU</i> by Kevin G. Chesney. (Pollack, Ruth) (Entered: 04/22/2006)
04/22/2006	 <u>44</u>	RESPONSE to Motion re <u>18</u> MOTION for Judgment on the Pleadings,