

U.S. District Court
Southern District of Florida (Ft Lauderdale)
CIVIL DOCKET FOR CASE #: 0:13-cv-61747-MGC

Soto v. The Gallup Organization, Inc.
Assigned to: Judge Marcia G. Cooke
Referred to: Magistrate Judge Edwin G. Torres
Case in other court: 15-15518-C
Cause: 28:1331 Federal Question

Date Filed: 08/12/2013
Date Terminated: 11/11/2014
Jury Demand: Plaintiff
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Plaintiff

Kurt S. Soto
an individual

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V.

Defendant

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a Delaware corporation

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Date Filed	#	Docket Text
08/12/2013	<u>1</u> R	COMPLAINT <i>for Statutory Damages and Injunctive Relief</i> against The Gallup Organization, Inc.. Filing fees \$ 400.00 receipt number 113C-5966544, filed by Kurt S. Soto. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summon(s) as to The Gallup Organization, Inc.)(Lusskin, Bret) (Entered: 08/12/2013)
08/12/2013	2	Judge Assignment to Judge Robin S. Rosenbaum (vjk) (Entered: 08/13/2013)
08/13/2013	<u>3</u>	Summons Issued as to The Gallup Organization, Inc. (vjk) (Entered: 08/13/2013)
08/16/2013	<u>4</u> R	First AMENDED COMPLAINT (<i>CLASS ACTION</i>) <i>FOR STATUTORY DAMAGES AND INJUNCTIVE RELIEF UNDER 47 U.S.C. § 227 et seq., THE TELEPHONE CONSUMER PROTECTION ACT</i> against The Gallup Organization, Inc., filed by Kurt S. Soto.(Lusskin, Bret) (Entered: 08/16/2013)

08/16/2013	5	Plaintiff's MOTION to Certify Class <i>and Incorporated Memorandum of Law</i> by Kurt S. Soto. Responses due by 9/3/2013 (Attachments: # 1 Memorandum of Law in Support of Plaintiff's Motion for Class Certification, # 2 Exhibit A - Declaration of Plaintiff Kurt S. Soto, # 3 Exhibit B - Declaration of Attorney Scott D. Owens) (Lusskin, Bret) (Entered: 08/16/2013)
08/20/2013	6	SUMMONS (Affidavit) Returned Executed on 4 R Amended Complaint with a 21 day response/answer filing deadline by Kurt S. Soto. The Gallup Organization, Inc. served on 8/19/2013, answer due 9/9/2013. (Attachments: # 1 Affidavit Summons Executed)(Lusskin, Bret) (Entered: 08/20/2013)
08/20/2013	7	ORDER REQUIRING Discovery and Scheduling Conference; ORDER REFERRING CASE to Magistrate Judge Patrick M. Hunt for Discovery Proceedings. Please see Order for details and deadlines. Signed by Judge Robin S. Rosenbaum on 8/20/2013. (bon) (Entered: 08/20/2013)
09/09/2013	8	Unopposed MOTION for Extension of Time to File Response/Reply as to 4 R Amended Complaint by The Gallup Organization, Inc.. Attorney Dora Faye Kaufman added to party The Gallup Organization, Inc.(pty:dft). (Attachments: # 1 Exhibit Proposed Order on Unopposed Motion for extension until 10.15.2013 to respond to first amended complaint)(Kaufman, Dora) (Entered: 09/09/2013)
09/10/2013	9	PAPERLESS ORDER granting in part and denying in part 8 Motion for Extension of Time. Defendant's response to Plaintiff's 4 R Amended Complaint due by 10/9/2013. Signed by Judge Robin S. Rosenbaum on 9/10/2013. (bon) (Entered: 09/10/2013)
09/11/2013		Set/Reset Answer Due Deadline pursuant to DE#9: The Gallup Organization, Inc. response due 10/9/2013. (dgj) (Entered: 09/11/2013)
10/09/2013	10	ANSWER and Affirmative Defenses to Amended Complaint by The Gallup Organization, Inc.. (Kaufman, Dora) (Entered: 10/09/2013)
10/28/2013	11	Notice of Pendency of Other Action by Kurt S. Soto (Lusskin, Bret) (Entered: 10/28/2013)
10/30/2013	12	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Felicia Yu. Filing Fee \$ 75. Receipt # 68101. (cw) (Entered: 10/31/2013)
10/30/2013	13	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Raagini. Filing Fee \$ 75. Receipt # 68102. (cw) (Entered: 10/31/2013)
10/31/2013	14	ORDER granting 12 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing. Please see Order for details. Signed by Judge Robin S. Rosenbaum on 10/31/2013. (ssk) (Entered: 10/31/2013)
10/31/2013	15	ORDER granting 13 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing. Please see Order for details. Signed by Judge Robin S. Rosenbaum on 10/31/2013. (ssk) (Entered: 10/31/2013)
11/04/2013	16	NOTICE of Attorney Appearance by Steven R. Jaffe on behalf of Kurt S. Soto. Attorney Steven R. Jaffe added to party Kurt S. Soto(pty:pla). (Jaffe, Steven) (Entered: 11/04/2013)
11/04/2013	17	NOTICE of Attorney Appearance by Seth Michael Lehrman on behalf of Kurt S. Soto. Attorney Seth Michael Lehrman added to party Kurt S. Soto(pty:pla). (Lehrman,

		Seth) (Entered: 11/04/2013)
11/04/2013	18	NOTICE of Attorney Appearance by Mark S. Fistos on behalf of Kurt S. Soto. Attorney Mark S. Fistos added to party Kurt S. Soto(pty:pla). (Fistos, Mark) (Entered: 11/04/2013)
11/07/2013	19	Corporate Disclosure Statement by The Gallup Organization, Inc. (Kaufman, Dora) (Entered: 11/07/2013)
11/14/2013	20	SCHEDULING REPORT - Rule 26(f) by Kurt S. Soto (Lehrman, Seth) (Entered: 11/14/2013)
11/15/2013	21	SCHEDULING ORDER and ORDER REFERRING Case to Mediation: Jury Trial set for 6/22/2015 in Fort Lauderdale Division before Judge Robin S. Rosenbaum. Calendar Call set for 6/18/2015 01:00 PM in Fort Lauderdale Division before Judge Robin S. Rosenbaum. Amended Pleadings due by 1/6/2014. Expert Discovery due by 1/30/2015. Fact Discovery due by 10/24/2014. Joinder of Parties due by 1/6/2014. Mediation Deadline 11/26/2014. In Limine Motions due by 4/20/2015. Dispositive Motions due by 2/13/2015. Pretrial Stipulation due by 6/12/2015. Status Report due by 2/13/2014. Please see Order for details and deadlines. Signed by Judge Robin S. Rosenbaum on 11/15/2013. (ssk) (Entered: 11/15/2013)
12/16/2013	22	Initial Disclosure(s) of Rule 26(a)(1) Disclosures by Kurt S. Soto (Jaffe, Steven) (Entered: 12/16/2013)
12/17/2013	23	GENERAL ORDER on Discovery Objections and Procedures Signed by Magistrate Judge Patrick M. Hunt on 12/16/2013. (vp) (Entered: 12/17/2013)
12/23/2013	24	PAPERLESS ORDER denying without prejudice 5 Plaintiff's Motion for Class Certification in light of Plaintiffs request that the Court stay ruling on the Motion until the parties have completed discovery. Plaintiff may renew his motion upon completion of discovery or earlier, if necessary. Signed by Judge Robin S. Rosenbaum on 12/23/2013. (ssk) (Entered: 12/23/2013)
01/14/2014	25	NOTICE by The Gallup Organization, Inc. (<i>Notice to receive electronic notification</i>) (Kaufman, Dora) (Entered: 01/14/2014)
01/14/2014	26	Unopposed MOTION for Extension of Time to Select a Mediator (<i>7-Day Extension</i>) re 21 Scheduling Order., by Kurt S. Soto. Responses due by 1/31/2014 (Attachments: # 1 Text of Proposed Order Exhibit A)(Owens, Scott) (Entered: 01/14/2014)
01/15/2014	27	PAPERLESS ORDER granting 26 Plaintiff's Unopposed Motion for Extension of Time to Select a Mediator. The parties must notify the Court of their mediator selection by 1/21/2014. Signed by Judge Robin S. Rosenbaum on 1/15/2014. (ssk) (Entered: 01/15/2014)
01/20/2014	28 R	NOTICE of Mediator Selection: Hon. Morton Denlow selected.(Owens, Scott) (Entered: 01/20/2014)
01/31/2014	29	Plaintiff's MOTION to Appoint Counsel <i>as Interim Class Counsel under Rule 23(g)</i> by Kurt S. Soto. (Attachments: # 1 Exhibit 1 - FJW Resume, # 2 Exhibit 2 - Declaration of Scott D. Owens, # 3 Text of Proposed Order)(Jaffe, Steven) (Entered: 01/31/2014)
01/31/2014	30 R	Notice of Pendency of Other Action by Kurt S. Soto (Jaffe, Steven) (Entered: 01/31/2014)
02/10/2014	31 R	RESPONSE to Motion re 29 Plaintiff's MOTION to Appoint Counsel <i>as Interim Class Counsel under Rule 23(g)</i> filed by The Gallup Organization, Inc.. Replies due by

		2/21/2014. (Kaufman, Dora) (Entered: 02/10/2014)
02/13/2014	32 R	INTERIM JOINT STATUS REPORT by Kurt S. Soto (Lehrman, Seth) Modified text on 2/14/2014 (jua). (Entered: 02/13/2014)
02/21/2014	33	MOTION to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing for Abraham J. Colman. Filing Fee \$ 75.00. Receipt # 74309. (ksa) (Entered: 02/24/2014)
02/25/2014	34	ORDER granting 33 Motion to Appear Pro Hac Vice, Consent to Designation, and Request to Electronically Receive Notices of Electronic Filing. Please see Order for details. Signed by Judge Robin S. Rosenbaum on 2/25/2014. (ssk) (Entered: 02/25/2014)
03/03/2014	35	Unopposed MOTION to Consolidate Cases , Unopposed MOTION to Appoint Counsel <i>Interim Co-Lead and Class Counsel</i> by Kurt S. Soto. Responses due by 3/20/2014 (Attachments: # 1 Exhibit 1 - Declaration Seth M. Lehrman, # 2 Exhibit 2 - Declaration of Scott D. Owens, # 3 Exhibit 3 - Declaration Douglas J. Campion, # 4 Text of Proposed Order)(Jaffe, Steven) (Entered: 03/03/2014)
03/03/2014	36	NOTICE by Kurt S. Soto re 35 Unopposed MOTION to Consolidate Cases Unopposed MOTION to Appoint Counsel <i>Interim Co-Lead and Class Counsel of Filing Declaration of E. Elliot Adler</i> (Jaffe, Steven) (Entered: 03/03/2014)
03/03/2014	37	NOTICE of Striking 36 Notice (Other) filed by Kurt S. Soto by Kurt S. Soto (Jaffe, Steven) (Entered: 03/03/2014)
03/03/2014	38	NOTICE by Kurt S. Soto re 35 Unopposed MOTION to Consolidate Cases Unopposed MOTION to Appoint Counsel <i>Interim Co-Lead and Class Counsel of Filing Declaration of E. Elliot Adler</i> (Attachments: # 1 Exhibit Declaration - E. Elliot Adler)(Jaffe, Steven) (Entered: 03/03/2014)
04/03/2014	39	ORDER CONSOLIDATING RELATED CASES AND APPOINTING INTERIM CO-LEAD AND CLASS COUNSEL, granting 35 Motion to Consolidate Cases; granting 35 Motion to Appoint Counsel. Signed by Judge Robin S. Rosenbaum on 4/3/2014. (lh) (Entered: 04/03/2014)
04/03/2014	40 R	MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i>) by The Gallup Organization, Inc.. Responses due by 4/21/2014 (Attachments: # 1 R DECLARATION OF GLEN KALLHOFF, # 2 R DECLARATION OF FELICIA YU, # 3 R Exhibits to Declaration of Felicia Yu)Associated Cases: 0:13-cv-61747-RSR, 1:14-cv-20116-RSR, 1:14-cv-20538-RSR(Kaufman, Dora) (Entered: 04/03/2014)
04/18/2014	41	Unopposed MOTION for Extension of Time to File Response/Reply as to 40 R MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i>) by Kurt S. Soto. (Attachments: # 1 Text of Proposed Order)(Owens, Scott) (Entered: 04/18/2014)
04/21/2014	42	PAPERLESS ORDER granting 41 Plaintiff's Unopposed Motion for Extension of Time to Respond to Defendant's Motion to Stay. Plaintiff's Response is due by 4/28/2014. Signed by Judge Robin S. Rosenbaum on 4/21/2014. (ssk) (Entered: 04/21/2014)
04/28/2014	43 R	Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE;</i>

		<i>MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF)) (Plaintiffs' Motion for Stay of Briefing, or Denial Without Prejudice, of Defendant's Motion to Stay Litigation Pursuant to the Primary Jurisdiction Doctrine)</i> by Laurie C. Marr, Kurt S. Soto, Ann Fox. Attorney Bret Leon Lusskin, Jr added to party Laurie C. Marr(pty:pla), Attorney Bret Leon Lusskin, Jr added to party Ann Fox(pty:pla). Responses due by 5/15/2014 (Attachments: # 1 Exhibit A - How Are Polls Conducted, # 2 Exhibit B-1 - Defendant's Responses to Plaintiffs' First Request for Admissions, # 3 Exhibit B-2 - Defendant's Answers to Plaintiffs' First Set of Interrogatories, # 4 Exhibit C - Pro-T-S Predictive Algorithm and Efficiency)Associated Cases: 0:13-cv-61747-RSR, 1:14-cv-20116-RSR, 1:14-cv-20538-RSR(Lusskin, Bret) (Entered: 04/28/2014)
05/08/2014	44 R	REPLY to Response to Motion re (35 in 1:14-cv-20538-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i>)) filed by The Gallup Organization, Inc.. Associated Cases: 0:13-cv-61747-RSR, 1:14-cv-20116-RSR, 1:14-cv-20538-RSR(Kaufman, Dora) (Entered: 05/08/2014)
05/10/2014	45 R	Notice of Supplemental Authority re (40 in 1:14-cv-20116-RSR, 43 in 0:13-cv-61747-RSR, 36 in 1:14-cv-20538-RSR) Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND A</i> by Laurie C. Marr, Kurt S. Soto, Ann Fox. Attorney Scott David Owens added to party Laurie C. Marr(pty:pla), Attorney Scott David Owens added to party Ann Fox(pty:pla). (Attachments: # 1 R Exhibit A)Associated Cases: 0:13-cv-61747-RSR, 1:14-cv-20116-RSR, 1:14-cv-20538-RSR(Owens, Scott) (Entered: 05/10/2014)
05/14/2014	46 R	Notice of Supplemental Authority re (40 in 1:14-cv-20116-RSR, 43 in 0:13-cv-61747-RSR, 36 in 1:14-cv-20538-RSR) Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND A</i> , (40 in 0:13-cv-61747-RSR, 39 in 1:14-cv-20116-RSR, 35 in 1:14-cv-20538-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i>)) PLAINTIFFS NOTICE OF FILING SECOND SUPPLEMENTAL AUTHORITY IN SUPPORT OF PLAINTIFFS REQUEST TO DENY DEFENDANTS MOTION FOR STAY PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE by Kurt S. Soto (Attachments: # 1 R Exhibit A, # 2 R Exhibit B)Associated Cases: 0:13-cv-61747-RSR, 1:14-cv-20116-RSR, 1:14-cv-20538-RSR(Owens, Scott) (Entered: 05/14/2014)
05/15/2014	47 R	RESPONSE/REPLY to (45 in 0:13-cv-61747-RSR) Notice of Supplemental Authority,, (44 in 0:13-cv-61747-RSR) Reply to Response to Motion, (43 in 0:13-cv-61747-RSR) Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND A</i> , (43 in 1:14-cv-20116-RSR, 46 in 0:13-cv-61747-RSR) Notice of Supplemental Authority,, [DEFENDANT GALLUP, INC.S RESPONSE TO PLAINTIFFS' NOTICES OF SUPPLEMENTAL AUTHORITY] by The Gallup Organization, Inc.. Associated Cases: 0:13-cv-61747-RSR, 1:14-cv-20116-RSR, 1:14-cv-20538-RSR(Kaufman, Dora) (Entered: 05/15/2014)
05/19/2014	48	Unopposed MOTION Requesting Status Conference Regarding Discovery Issues by

		Kurt S. Soto. (Attachments: # 1 Text of Proposed Order)(Lehrman, Seth) (Entered: 05/19/2014)
05/20/2014	49	CLERK'S NOTICE REASSIGNING CASE pursuant to Administrative Order 2014-48 to Judge Marcia G. Cooke and Magistrate Judge Edwin G. Torres for all further proceedings. Judge Robin S. Rosenbaum, Magistrate Judge Patrick M. Hunt no longer assigned to case (vp) (Entered: 05/20/2014)
05/23/2014	50	MOTION for Extension of Time Plaintiffs request an extension of thirty days through June 23, 2014 in which to file a motion to compel <i>better answers to interrogatories and responses to request for production</i> by Kurt S. Soto. Responses due by 6/9/2014 (Attachments: # 1 Text of Proposed Order)(Lehrman, Seth) (Entered: 05/23/2014)
05/23/2014	51	ORDER Vacating in part 23 General Order on Discovery Objections and Procedures. The Discovery Procedure for Magistrate Judge Patrick M. Hunt, set forth in Attachment A to the General Order [D.E. 23 at 5], is hereby vacated. Henceforth, the parties shall follow the rules on discovery that are set forth in Local Rule 26.1. Docket Order signed by Magistrate Judge Edwin G. Torres on 5/23/2014. (aed) (Entered: 05/23/2014)
05/27/2014	52	ORDER REFERRING CASE to Magistrate Judge Edwin G. Torres for Pretrial Non-Dispositive Matters. Motions referred to Edwin G. Torres. Signed by Judge Marcia G. Cooke on 5/27/2014. (eah) (Entered: 05/27/2014)
06/06/2014	53	ORDER denying 50 Plaintiff's Unopposed Motion for Extension of Time to File Motion to Compel. Plaintiff is seeking a 30-day extension of time in which to file a motion to compel Defendant to provide better responses to discovery requests that were served on February 4, 2014. The bigger issue, though, is Defendant's refusal to produce certain documents based solely on its claim that discovery should be limited until the District Judge rules on a pending motion to stay. [D.E. 48 at 2-3; D.E. 40]. Unless and until the District Judge orders a stay, however, each party to this action is required to fully and in good faith participate in the discovery process. Consequently, we deny Plaintiff's motion for an extension of time. Discovery that Defendant refused to produce based on the pendency of the motion to stay shall be provided to Plaintiff within 14 days of this Order. If after that Plaintiff still wishes to file a motion to compel better responses from Defendant, it shall do so within 21 days of this Order. Docket Order signed by Magistrate Judge Edwin G. Torres on 6/6/2014. (aed) (Entered: 06/06/2014)
06/09/2014	54 R	Notice of Supplemental Authority re (35 in 1:14-cv-20538-MGC) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF</i>) by The Gallup Organization, Inc. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Kaufman, Dora) (Entered: 06/09/2014)
06/18/2014	55	Notice of Supplemental Authority re (43 in 0:13-cv-61747-MGC) Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND A</i> by Kurt S. Soto (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Owens, Scott) (Entered: 06/18/2014)
06/21/2014	56 R	Notice of Mediation Hearing before Mediator, Hon. Morton Denlow filed by Kurt S. Soto. Mediation Hearing set for 10/20/2014 09:00 AM (Owens, Scott) (Entered: 06/21/2014)

		06/21/2014)
06/21/2014	57	Notice of Supplemental Authority re 43 R Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.'S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND A</i> by Kurt S. Soto (Attachments: # 1 Exhibit G)(Owens, Scott) (Entered: 06/21/2014)
06/24/2014	58	ENDORSED ORDER Scheduling Mediation. The mediation conference in this matter shall be held with the Hon. Morton Denlow (Ret.) on October 20, 2014 at 9:00 a.m. (Central Time), at JAMS, 71 S. Wacker Drive, Suite 3090, Chicago, Illinois 60606. This date shall not be rescheduled without leave of Court. Failure to comply with this Order may result in sanctions. Within five days following the mediation conference, the Mediator shall file a Mediation Report indicating whether all required parties were present. The report shall also indicate whether the case settled (in full or in part), was continued with the consent of the parties, or whether the mediator declared an impasse. Signed by Judge Marcia G. Cooke on 6/24/2014. (eah) (Entered: 06/24/2014)
06/25/2014	59	Joint MOTION for Extension of Time to File Motion to Compel by Kurt S. Soto. Responses due by 7/14/2014 (Attachments: # 1 Text of Proposed Order)(Lehrman, Seth) (Entered: 06/25/2014)
07/01/2014	60	ORDER denying as moot 48 Motion for discovery conference, without prejudice; granting 59 Motion for Extension of Time to file motion to compel whereby Plaintiff Soto is given an extension of time through August 1, 2014, in which to file a motion to compel better answers to interrogatories and requests for production and to set a hearing if necessary on any disputed objections to the discovery requests. Docket Order Signed by Magistrate Judge Edwin G. Torres on 7/1/2014. (EGT) (Entered: 07/01/2014)
07/08/2014	61 R	RESPONSE/REPLY to (57 in 0:13-cv-61747-MGC) Notice of Supplemental Authority, (55 in 0:13-cv-61747-MGC) Notice of Supplemental Authority,, by The Gallup Organization, Inc.. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Kaufman, Dora) (Entered: 07/08/2014)
07/18/2014	62	STIPULATION <i>and [Proposed] Order Governing the Designation and Handling of Confidential Materials (as filed on behalf of all parties)</i> by The Gallup Organization, Inc. (Kaufman, Dora) (Entered: 07/18/2014)
08/01/2014	63	MOTION to Compel <i>Better Answers to Plaintiffs First Set of Interrogatories and First Requests for Production of Documents</i> by Kurt S. Soto. Responses due by 8/18/2014 (Attachments: # 1 Text of Proposed Order)(Lehrman, Seth) (Entered: 08/01/2014)
08/04/2014	64	NOTICE by Kurt S. Soto re 63 MOTION to Compel <i>Better Answers to Plaintiffs First Set of Interrogatories and First Requests for Production of Documents of Filing Exhibits</i> (Lehrman, Seth) (Entered: 08/04/2014)
08/04/2014	65	Plaintiff's MOTION to Amend/Correct (21 in 0:13-cv-61747-MGC) Scheduling Order,, by Kurt S. Soto. Responses due by 8/21/2014 (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Owens, Scott) (Entered: 08/04/2014)
08/07/2014	66	ORDER APPROVING STIPULATED CONFIDENTIALITY AGREEMENT. Signed by Magistrate Judge Edwin G. Torres on 8/7/2014. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC (EGT) (Entered: 08/07/2014)
08/15/2014	67	Joint MOTION for Extension of Time to Complete Discovery (<i>joint request for 60 day extension until December 23, 2014</i>), Joint MOTION to Withdraw Document 21

		Scheduling Order,, 63 MOTION to Compel <i>Better Answers to Plaintiffs First Set of Interrogatories and First Requests for Production of Documents (Joint motion to take Plaintiffs' Motion to Compel, ECF No. 63 off calendar or withdraw same)</i> (Responses due by 9/2/2014) by The Gallup Organization, Inc.. (Kaufman, Dora) (Entered: 08/15/2014)
08/18/2014	68	ORDER denying 63 Motion to Compel without prejudice and with leave to amend if in compliance with the Court's scheduling order, as per the parties' joint stipulation 67 . The motion for extension of discovery deadlines remains pending before the District Judge. Docket Order Signed by Magistrate Judge Edwin G. Torres on 8/8/2014. (EGT) (Entered: 08/18/2014)
08/18/2014	69	ENDORSED ORDER approving 67 Parties' Joint Stipulation. The fact discovery deadline in this matter is extended by sixty (60) days until December 23, 2014. Signed by Judge Marcia G. Cooke on 8/18/2014. (eah) (Entered: 08/18/2014)
08/18/2014	70	ENDORSED ORDER granting 65 Plaintiffs' Motion to Amend Scheduling Order to Extend Date for Completion of Discovery. The fact discovery deadline in this matter is extended until December 23, 2014. All other deadlines set forth in the 21 Scheduling Order and Order of Referral to Mediation shall remain in effect. Signed by Judge Marcia G. Cooke on 8/18/2014. (eah) (Entered: 08/18/2014)
08/29/2014	71	Notice of Supplemental Authority re 43 R Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND A</i> by Kurt S. Soto (Attachments: # 1 Exhibit G, # 2 Exhibit H, # 3 Exhibit I) (Owens, Scott) (Entered: 08/29/2014)
08/31/2014	72	Notice of Supplemental Authority re (43 in 0:13-cv-61747-MGC) Plaintiff's MOTION to Stay re (40 in 0:13-cv-61747-RSR, 35 in 1:14-cv-20538-RSR, 39 in 1:14-cv-20116-RSR) MOTION to Stay (<i>GALLUP INC.S MOTION TO STAY THE LITIGATION PURSUANT TO THE PRIMARY JURISDICTION DOCTRINE; MEMORANDUM OF POINTS AND A</i> by Kurt S. Soto (Attachments: # 1 Exhibit J, # 2 Exhibit K) Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC (Owens, Scott) (Entered: 08/31/2014)
10/24/2014	73	NOTICE by Kurt S. Soto <i>Election to Jurisdiction by a United States Magistrate Judge for Final Disposition of Motions</i> (Lehrman, Seth) (Entered: 10/24/2014)
11/03/2014	74	FINAL MEDIATION REPORT by Retired Judge Morton Denlow. Disposition: Settled in part.(Lehrman, Seth) (Entered: 11/03/2014)
11/06/2014	75	Joint MOTION for Relief from Scheduling Orders re 21 Scheduling Order,, 70 Order on Motion to Amend/Correct, by Kurt S. Soto. (Attachments: # 1 Text of Proposed Order)(Lehrman, Seth) (Entered: 11/06/2014)
11/11/2014	76	Administrative Order Closing Case Upon Notice of Settlement. Signed by Judge Marcia G. Cooke on 11/10/2014. (eah) NOTICE: If there are sealed documents in this case, they may be unsealed after 1 year or as directed by Court Order, unless they have been designated to be permanently sealed. See Local Rule 5.4 and Administrative Order 2014-69. (Entered: 11/11/2014)
05/15/2015	77 R	Unopposed MOTION for Preliminary Approval of Proposed Class Action Settlement Agreement and Release <i>and Memorandum of Law</i> by Ann Fox, Laurie C. Marr, Kurt S. Soto. Attorney Seth Michael Lehrman added to party Ann Fox(pty:conpla).

		(Attachments: # 1 R Exhibit A - Settlement Agreement with Exhibits, # 2 R Exhibit B - Declaration of Seth Lehrman, # 3 Text of Proposed Order)(Lehrman, Seth) (Entered: 05/15/2015)
06/03/2015	78 R	Statement of: Plaintiffs in Support of Unopposed Motion for Preliminary Approval of Class Action Settlement by Ann Fox, Laurie C. Marr, Kurt S. Soto re 77 R Unopposed MOTION for Preliminary Approval of Proposed Class Action Settlement Agreement and Release <i>and Memorandum of Law</i> (Lehrman, Seth) (Entered: 06/03/2015)
06/16/2015	79 R	ORDER granting 77 R Plaintiffs' Unopposed Motion and Plaintiffs' Memorandum of Law in Support of Preliminary Approval of Proposed Class Action Settlement Agreement and Release. A hearing on this matter has been set for November 18, 2015 at 11 a.m. Signed by Judge Marcia G. Cooke on 6/16/2015. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC (abi) Modified on 6/17/2015 (ls). (Entered: 06/16/2015)
08/18/2015	80	Letter Regarding Settlement from Curry Quenette (jas) (Entered: 08/18/2015)
09/30/2015	81	Clerk's First Notice of Undeliverable Mail re 80 Letter. US Mail returned for: Joshua B. Swigart . The Court has not located an updated address for this party. After two unsuccessful noticing attempts, notices from the Court will no longer be sent to this party in this case until a correct address is provided. First Return/Attempt. (drz) (Entered: 09/30/2015)
10/30/2015	82	Unopposed MOTION for Final Approval of Class Action Settlement and Memorandum of Law by Ann Fox, Laurie C. Marr, Kurt S. Soto. (Attachments: # 1 Exhibit A_Dec Owens, # 2 Exhibit B_Dec Devery)(Lehrman, Seth) (Entered: 10/30/2015)
10/30/2015	83	Unopposed MOTION for Attorney Fees , <i>Costs, and Incentive Awards and Memorandum of Law</i> by Ann Fox, Laurie C. Marr, Kurt S. Soto. Responses due by 11/16/2015 (Attachments: # 1 Dec_Lehrman)(Lehrman, Seth) (Entered: 10/30/2015)
11/12/2015	84	RESPONSE/REPLY to 82 Unopposed MOTION for Final Approval of Class Action Settlement and Memorandum of Law , 83 Unopposed MOTION for Attorney Fees , <i>Costs, and Incentive Awards and Memorandum of Law</i> by Elizabeth A. Miller. (Miller, Steve) (Entered: 11/12/2015)
11/13/2015	85	RESPONSE/OBJECTION to 82 Unopposed MOTION for Final Approval of Class Action Settlement and Memorandum of Law , 83 Unopposed MOTION for Attorney Fees , <i>Costs, and Incentive Awards and Memorandum of Law</i> by Jill Wiseman Price. (jas) Modified on 11/13/2015 (jas). (Entered: 11/13/2015)
11/13/2015	86	RESPONSE/REPLY to Set/Reset Hearings, (53 in 1:14-cv-20116-MGC) Order on Motion for Miscellaneous Relief, <i>Objections to Proposed Settlement</i> by Cathy and Dave Scarberry. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Bacharach, N.) (Entered: 11/13/2015)
11/17/2015	87	Bar Letter re: Admissions sent to attorney W. Allen McDonald, mailing date November 17, 2015. (ksa) (Entered: 11/17/2015)
11/17/2015	88	STIPULATION re 84 Response/Reply (Other), <i>Joint Stipulation to Clarify Prospective Relief to Be Provided to Class Members Under The Settlement Agreement and to Withdraw the Objection of Elizabeth A. Miller</i> by Ann Fox, Laurie C. Marr, Kurt S. Soto (Lehrman, Seth) (Entered: 11/17/2015)
11/17/2015	89	STIPULATION re 85 Response/Reply (Other), <i>Joint Stipulation of Withdrawal of Objection of Jill Wiseman Price</i> by Ann Fox, Laurie C. Marr, Kurt S. Soto (Lehrman,

		Seth) (Entered: 11/17/2015)
11/17/2015	90	NOTICE by Ann Fox, Laurie C. Marr, Kurt S. Soto re 82 Unopposed MOTION for Final Approval of Class Action Settlement and Memorandum of Law <i>of Filing Addendum to Settlement Agreement</i> (Attachments: # 1 Exhibit A_Fully Executed Addendum) (Lehrman, Seth) (Entered: 11/17/2015)
11/17/2015	91	NOTICE by Ann Fox, Laurie C. Marr, Kurt S. Soto re 82 Unopposed MOTION for Final Approval of Class Action Settlement and Memorandum of Law <i>of Filing Proposed Order</i> (Attachments: # 1 Text of Proposed Order) (Lehrman, Seth) (Entered: 11/17/2015)
11/17/2015	92	MOTION to Withdraw Document (84 in 0:13-cv-61747-MGC) Response/Reply (Other), by Elizabeth A. Miller. Responses due by 12/4/2015 Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Miller, Steve) (Entered: 11/17/2015)
11/17/2015	93	RESPONSE/REPLY to (54 in 1:14-cv-20538-MGC, 54 in 1:14-cv-20116-MGC, 86 in 0:13-cv-61747-MGC) Response/Reply (Other), to <i>Scarberry Objection to Motion for Final Approval of Class Action Settlement and Petition for Award of Attorneys' Fees</i> by Ann Fox, Laurie C. Marr, Kurt S. Soto. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Luskin, Bret) (Entered: 11/17/2015)
11/18/2015	94	Paperless Minute Entry for proceedings held before Judge Marcia G. Cooke: Fairness Hearing held on 11/18/2015. Appearances: Scott Owens, Esq., Seth Lehrman, Esq., Brett Luskin, Jr, Esq., Abraham Colman, Esq., Felicia Yu, Esq., Dora Kaufman, Esq. Court Reporter: Glenda Powers, 305-523-5022 / Glenda_Powers@flsd.uscourts.gov (im) (Entered: 11/19/2015)
11/24/2015	95 R	ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT, ATTORNEY;S FEES AND COSTS, AND INCENTIVE AWARDS AND ENTRY OF FINAL JUDGMENT granting 82 Motion Final Approval of Class Action Settlement; granting 83 Motion for Attorney Fees. Signed by Judge Marcia G. Cooke on 11/24/2015. (tm) (Entered: 11/24/2015)
12/01/2015	96	Notice of Appeal by Cathy and Dave Scarberry re 95 R Order as to (53 in 1:14-cv-20538-MGC) Order on Motion for Miscellaneous Relief. Filing fee \$ 505.00. IFP Filed. Within fourteen days of the filing date of a Notice of Appeal, the appellant must complete the Eleventh Circuit Transcript Order Form regardless of whether transcripts are being ordered [Pursuant to FRAP 10(b)]. For information go to our FLSD website under Transcript Information. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Bacharach, N.) (linked docket entry number) Text Modified on 12/10/2015 (hh). (Entered: 12/01/2015)
12/01/2015	102	Clerks Notice to Filer re 96 Notice of Appeal,,. Document Not Linked ; ERROR - The filed document was not linked to the related docket entry. The correction was made by the Clerk. It is not necessary to refile this document. (hh) (Entered: 12/10/2015)
12/08/2015	97	Plaintiff's MOTION for Bond (<i>Appeal</i>) by Laurie C. Marr, Kurt S. Soto, Ann Fox. Responses due by 12/28/2015 (Attachments: # 1 Exhibit A - Ouellette v. Wal-Mart Stores, Inc., Case No. 67-01-CA-326 (Washington County Circuit Court, Florida), # 2 Exhibit B - Partial Transcript of Testimony of N. Albert Bacharach, In re Allstate Insurance Company, # 3 Exhibit C - Declaration of Brian Devery Regarding Anticipated Additional Administration Costs Resulting Due to Potential Appeal)Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Luskin, Bret) (Entered: 12/08/2015)

12/09/2015	98	Clerk's First Notice of Undeliverable Mail re 87 Bar Letter. US Mail returned for: Joshua B. Swigart . <i>The Court has not located an updated address for this party. After two unsuccessful noticing attempts, notices from the Court will no longer be sent to this party in this case until a correct address is provided. (drz) (Entered: 12/09/2015)</i>
12/09/2015	99	MOTION for Leave to Take Discovery of Appellants and to Shorten Time for Appellant to Respond to Request for Documents by Ann Fox, Laurie C. Marr, Kurt S. Soto. (Attachments: # 1 Text of Proposed Order)(Lehrman, Seth) (Entered: 12/09/2015)
12/10/2015	100	NOTICE by Cathy and Dave Scarberry re (99 in 0:13-cv-61747-MGC) MOTION for Leave to Take Discovery of Appellants and to Shorten Time for Appellant to Respond to Request for Documents Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC (Bacharach, N.) (Entered: 12/10/2015)
12/10/2015	101	TRANSCRIPT of Fairness Hearing held on November 18, 2015 before Judge Marcia G. Cooke, 1-13 pages, Court Reporter: Glenda Powers, 305-523-5022 / Glenda_Powers@flsd.uscourts.gov. Transcript may be viewed at the court public terminal or purchased by contacting the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 1/4/2016. Redacted Transcript Deadline set for 1/14/2016. Release of Transcript Restriction set for 3/14/2016. (gps) (Entered: 12/10/2015)
12/10/2015		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re (57 in 1:14-cv-20116-MGC, 96 in 0:13-cv-61747-MGC, 57 in 1:14-cv-20538-MGC) Notice of Appeal,, Notice has been electronically mailed. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(hh) (Entered: 12/10/2015)
12/11/2015	103	TRANSCRIPT INFORMATION FORM by Cathy and Dave Scarberry re (57 in 1:14-cv-20116-MGC, 57 in 1:14-cv-20538-MGC, 96 in 0:13-cv-61747-MGC) Notice of Appeal,, No Transcript Requested. Associated Cases: 0:13-cv-61747-MGC, 1:14-cv-20116-MGC, 1:14-cv-20538-MGC(Bacharach, N.) (Entered: 12/11/2015)
12/11/2015	104	NOTICE by Ann Fox, Laurie C. Marr, Kurt S. Soto of <i>Filing Returns of Service</i> (Attachments: # 1 Return of Service_Cathy Scarberry and David Scarberry, # 2 Return of Service_David Scarberry a/k/a Dave Scarberry) (Lehrman, Seth) (Entered: 12/11/2015)
12/14/2015	105	Acknowledgment of Receipt of NOA from USCA re 96 Notice of Appeal,, filed by Cathy and Dave Scarberry. Date received by USCA: 12/14/15. USCA Case Number: 15-15518-C. (hh) (Entered: 12/14/2015)
12/22/2015	106 R	ORDER of Dismissal of USCA, pursuant to Appellants Cathy Scarberry and Dave Scarberry's motion for voluntary dismissal, this appeal was dismissed on December 22, 2015 as to 96 Notice of Appeal,, filed by Cathy and Dave Scarberry, USCA # 15-15518-C (hh) (Entered: 12/22/2015)
12/22/2015	107	ENDORSED ORDER denying as moot 97 Motion to Require Posting of Appeal Bond and 99 Plaintiffs' Motion for Leave to Take Discovery of Appellants and to Shorten Time for Appellant to Respond to Request for Documents in light of 106 R Entry of Dismissal of Appeal. Signed by Judge Marcia G. Cooke on 12/22/2015. (abi) (Entered: 12/22/2015)
12/22/2015	108	ENDORSED ORDER denying as moot 92 Motion to Withdraw Objection of Class Member Elizabeth A. Miller. Signed by Judge Marcia G. Cooke on 12/22/2015. (abi) (Entered: 12/22/2015)

01/07/2016	109	Clerk's Second Notice of Undeliverable Mail re 108 Order on Motion to Withdraw. US Mail returned for: Joshua B. Swigart . <i>The Court has not located an updated address for this party. Court notices from the Court will no longer be sent to this party in this case until a correct address is provided. (drz) (Entered: 01/07/2016)</i>
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