

United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:13-cv-13286-FDS

Commonwealth of Massachusetts v. The Wampanoag Tribe of Gay Head (Aquinnah) et al
Assigned to: Judge F. Dennis Saylor, IV
Case in other court: Suffolk Superior Court, 13-00479
Cause: 28:1441 Petition for Removal- Declaratory Judgemen

Date Filed: 12/30/2013
Jury Demand: None
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Intervenor Plaintiff

Aquinnah/Gay Head Community Association, Inc.

represented by **James L. Quarles , III**
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Intervenor Plaintiff

Town of Aquinnah

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Plaintiff

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V.

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Defendant**The Wampanoag Tribal Council of
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(See above for address)
*ATTORNEY TO BE NOTICED***Elizabeth J. McEvoy**
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*ATTORNEY TO BE NOTICED***Defendant****The Aquinnah Wampanoag Gaming
Corporation**represented by **John J. Duffy**
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LEAD ATTORNEY
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ThirdParty Defendant

Charlie Baker
*in his official capacity as Governor,
Commonwealth of Massachusetts*

represented by **Carrie M. Benedon**
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Bryan F. Bertram
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ThirdParty Defendant

Maura Healey
*in her capacity as Attorney General of
the Commonwealth of Massachusetts*

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ThirdParty Defendant

**Stephen Crosby, in his capacity as
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Gaming Commission**

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Counter Claimant

**The Aquinnah Wampanoag Gaming
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**The Wampanoag Tribe of Gay Head
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V.

Counter Defendant

Commonwealth of Massachusetts
TERMINATED: 03/04/2015

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ATTORNEY TO BE NOTICED

V.

Counter Defendant**Town of Aquinnah**

represented by **Ronald H. Rappaport**
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LEAD ATTORNEY
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Michael A. Goldsmith
(See above for address)
ATTORNEY TO BE NOTICED

Counter Claimant**The Wampanoag Tribe of Gay Head
(Aquinnah)**

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Counter Claimant

The Aquinnah Wampanoag Gaming Corporation

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Counter Defendant

Town of Aquinnah

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V.

Counter Defendant**Commonwealth of Massachusetts**
*TERMINATED: 03/04/2015*represented by **Bryan F. Bertram**
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LEAD ATTORNEY
*ATTORNEY TO BE NOTICED***Carrie M. Benedon**
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*ATTORNEY TO BE NOTICED***Juliana deHaan Rice**
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LEAD ATTORNEY
*ATTORNEY TO BE NOTICED***Counter Claimant****The Aquinnah Wampanoag Gaming
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Counter Claimant

**The Wampanoag Tribe of Gay Head
(Aquinnah)**

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Counter Claimant

**The Wampanoag Tribal Council of
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V.

Counter Defendant

**Aquinnah/Gay Head Community
 Association, Inc.**

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Oramel H. Skinner , III
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Date Filed	#	Docket Text
12/30/2013	1	NOTICE OF REMOVAL by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah) (Filing fee: \$ 400, receipt number 0101-4792897 Fee Status: Filing Fee paid) (Attachments: # 1 Exhibit A (Part 1), # 2 Exhibit A (Part 2), # 3 Exhibit B, # 4 Exhibit C, # 5 Civil Cover Sheet, # 6 Category Form)(Singal, Bruce) (Attachment 5 replaced on 12/30/2013) (Danieli, Chris). (Attachment 6 replaced on 12/30/2013) (Danieli, Chris). (Entered: 12/30/2013)
12/30/2013	2	CORPORATE DISCLOSURE STATEMENT by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Singal, Bruce) (Entered: 12/30/2013)
12/30/2013	3	NOTICE of Appearance by Bruce A. Singal on behalf of The Aquinnah

		Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah) (Singal, Bruce) (Entered: 12/30/2013)
12/30/2013	4	MOTION for Leave to Appear Pro Hac Vice for admission of Scott D. Crowell Filing fee: \$ 100, receipt number 0101-4792942 by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Exhibit A)(Singal, Bruce) (Entered: 12/30/2013)
12/30/2013	5	MOTION for Leave to Appear Pro Hac Vice for admission of John J. Duffy Filing fee: \$ 100, receipt number 0101-4792957 by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Exhibit A)(Singal, Bruce) (Entered: 12/30/2013)
12/30/2013	6	MOTION for Leave to Appear Pro Hac Vice for admission of Lael R. Echo-Hawk Filing fee: \$ 100, receipt number 0101-4792964 by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Exhibit A)(Singal, Bruce) (Entered: 12/30/2013)
12/30/2013	7	NOTICE of Case Assignment. Magistrate Judge Marianne B. Bowler assigned to case. Plaintiff's counsel, or defendant's counsel if this case was initiated by the filing of a Notice of Removal, are directed to the Notice and Procedures regarding Consent to Proceed before the Magistrate Judge which can be downloaded here. These documents will be mailed to counsel not receiving notice electronically. (Abaid, Kimberly) (Entered: 12/30/2013)
12/30/2013	8	Certified Copy of Notice of Removal Provided to Defense Counsel by mail (Danieli, Chris) (Entered: 12/30/2013)
01/06/2014	9	ELECTRONIC NOTICE TO COUNSEL: Notification forms indicating whether or not a party has consented to proceed before a U.S. Magistrate Judge have not been received in the Clerk's Office. The submission of the form is mandatory. Completed forms shall be filed promptly. Additional forms can be obtained on the Court's web page at http://www.mad.uscourts.gov . (Garvin, Brendan) (Entered: 01/06/2014)
01/06/2014		Magistrate Judge Marianne B. Bowler: ELECTRONIC ORDER entered granting 4 Motion for Leave to Appear Pro Hac Vice; granting 5 Motion for Leave to Appear Pro Hac Vice and granting 6 Motion for Leave to Appear Pro Hac Vice. (Bowler, Marianne) (Entered: 01/06/2014)
01/07/2014	10	NOTICE of Appearance by Elizabeth J. McEvoy on behalf of The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah) (McEvoy, Elizabeth) (Entered: 01/07/2014)
01/13/2014	11	ELECTRONIC NOTICE TO COUNSEL: Notification forms indicating whether or not a party has consented to proceed before a U.S. Magistrate Judge have not been received in the Clerk's Office. The submission of the form is MANDATORY. Completed forms shall be filed promptly. Additional forms can be obtained on the Court's web page at http://www.mad.uscourts.gov . (Garvin,

		Brendan) (Entered: 01/13/2014)
01/16/2014	12	Refusal to Consent to Proceed Before a US Magistrate Judge. . (Singal, Bruce) (Entered: 01/16/2014)
01/17/2014	13	ELECTRONIC NOTICE of Reassignment. Judge F. Dennis Saylor, IV added. (Abaid, Kimberly) (Entered: 01/17/2014)
01/17/2014	14	Assented to MOTION for Extension of Time to File Responsive Pleading by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(Singal, Bruce) Modified on 1/28/2014 (Cicolini, Pietro). (Entered: 01/17/2014)
01/27/2014	15	STATE COURT Record. (Attachments: # 1 Complaint with Exhibits, Part 1, # 2 Complaint with Exhibits, Part 2, # 3 Complaint with Exhibits, Part 3, # 4 Complaint with Exhibits, Part 4, # 5 Notice of Removal, Part 1, # 6 Notice of Removal, Part 2, # 7 Notice of Removal, Part 3, # 8 Notice of Removal, Part 4, # 9 Motion for Appointment of Special Process Server)(Maynard, Timothy) (Entered: 01/27/2014)
01/28/2014	16	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 14 Motion for Extension of Time to Answer. As to all defendants, an answer or other responsive pleading to the complaint is due 2/28/2014. (Cicolini, Pietro) (Entered: 01/28/2014)
01/29/2014	17	MOTION to Remand to State Court by Commonwealth of Massachusetts. (Benedon, Carrie) (Entered: 01/29/2014)
01/29/2014	18	MEMORANDUM in Support re 17 MOTION to Remand to State Court filed by Commonwealth of Massachusetts. (Attachments: # 1 Exhibit Mass. Acts 1985, c. 277)(Benedon, Carrie) (Entered: 01/29/2014)
02/06/2014	19	Assented to MOTION for Extension of Time to File an Opposition to Plaintiff's Motion for Remand by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(Singal, Bruce) Modified on 2/7/2014 (Cicolini, Pietro). (Entered: 02/06/2014)
02/07/2014	20	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 19 Motion for Extension of Time to File Response re 17 MOTION to Remand to State Court. Responses due by 2/24/2014 (Cicolini, Pietro) (Entered: 02/07/2014)
02/24/2014	21	Opposition re 17 MOTION to Remand to State Court filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Exhibit 1 - Declaration, # 2 Exhibit A to Declaration, # 3 Exhibit B to Declaration, # 4 Exhibit C to Declaration)(Singal, Bruce) (Entered: 02/24/2014)
02/25/2014	22	Assented to MOTION for Extension of Time <i>For Filing A Responsive Pleading</i> by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Singal, Bruce) (Entered: 02/25/2014)
02/26/2014	23	ELECTRONIC NOTICE Setting Hearing on 17 MOTION to Remand to State Court : Motion Hearing set for 3/10/2014 at 10:30 AM in Courtroom 2 before

		Judge F. Dennis Saylor IV. (Cicolini, Pietro) (Entered: 02/26/2014)
02/27/2014	24	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting the 22 Motion for Extension of Time for filing a response to the complaint until 30 days from the date of a final decision on the motion to remand. (Cicolini, Pietro) (Entered: 02/27/2014)
03/06/2014	25	MOTION for Leave to File <i>Reply to Defendant's Opposition to Commonwealth's Motion for Remand</i> by Commonwealth of Massachusetts. (Attachments: # 1 Exhibit Commonwealth's Reply to Defendants' Opposition to Commonwealth's Motion for Remand, # 2 Exhibit Declaration of Bryan F. Bertram, # 3 Exhibit Exhibit A to Bertram Declaration, # 4 Exhibit Exhibit B to Bertram Declaration, # 5 Exhibit Exhibit C to Bertram Declaration, # 6 Exhibit Exhibit D to Bertram Declaration, # 7 Exhibit Exhibit E to Bertram Declaration, # 8 Exhibit Exhibit F to Bertram Declaration, # 9 Exhibit Exhibit G to Bertram Declaration)(Benedon, Carrie) (Entered: 03/06/2014)
03/07/2014	26	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 25 Motion for Leave to File Reply. (Cicolini, Pietro) (Entered: 03/07/2014)
03/10/2014	27	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Motion Hearing held on 3/10/2014 re 17 MOTION to Remand to State Court filed by Commonwealth of Massachusetts. Case called. The Court heard argument on the motion and took it under advisement. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: Rice, Benedon, Bertram, Crowell, McEvoy) (Cicolini, Pietro) (Entered: 03/10/2014)
04/17/2014	29	NOTICE by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah) re 21 Opposition to Motion, <i>Notice of Supplemental Authority</i> (Attachments: # 1 Exhibit A)(Singal, Bruce) (Entered: 04/17/2014)
04/23/2014	30	Counter Notice of Supplemental Authorities re 17 MOTION to Remand to State Court (Bertram, Bryan) (Entered: 04/23/2014)
07/01/2014	31	Judge F. Dennis Saylor, IV: MEMORANDUM AND ORDER entered denying the 17 Motion to Remand to State Court (Cicolini, Pietro) (Entered: 07/01/2014)
07/01/2014	32	NOTICE of Scheduling Conference set for 8/6/2014 at 10:10 AM in Courtroom 2 before Judge F. Dennis Saylor IV. (Attachments: # 1 Text of Proposed Order) (Cicolini, Pietro) (Entered: 07/01/2014)
07/10/2014	33	NOTICE of Appearance by James L. Quarles, III on behalf of Aquinnah/Gay Head Community Association, Inc. (Quarles, James) (Entered: 07/10/2014)
07/10/2014	34	NOTICE of Appearance by Oramel H. Skinner, III on behalf of Aquinnah/Gay Head Community Association, Inc. (Skinner, Oramel) (Entered: 07/10/2014)
07/10/2014	35	NOTICE of Appearance by Felicia H. Ellsworth on behalf of Aquinnah/Gay Head Community Association, Inc. (Ellsworth, Felicia) (Entered: 07/10/2014)
07/10/2014	36	MOTION to Intervene by Aquinnah/Gay Head Community Association, Inc.. (Ellsworth, Felicia) (Entered: 07/10/2014)
07/10/2014	37	MEMORANDUM in Support re 36 MOTION to Intervene filed by Aquinnah/Gay Head Community Association, Inc.. (Attachments: # 1 Exhibit [Proposed])

		Complaint of Intervenor-Plaintiff Aquinnah/Gay Head Community Association, Inc.)(Ellsworth, Felicia) (Entered: 07/10/2014)
07/10/2014	38	MOTION to Intervene by Town of Aquinnah.(Goldsmith, Michael) (Entered: 07/10/2014)
07/10/2014	39	MEMORANDUM in Support re 38 MOTION to Intervene filed by Town of Aquinnah. (Goldsmith, Michael) (Entered: 07/10/2014)
07/15/2014	40	NOTICE of Appearance by Ronald H. Rappaport on behalf of Town of Aquinnah (Rappaport, Ronald) (Entered: 07/15/2014)
07/24/2014	41	Opposition re 38 MOTION to Intervene <i>Town of Aquinnah</i> filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 07/24/2014)
07/24/2014	42	Opposition re 36 MOTION to Intervene <i>Aquinnah/Gay Head Community Associations</i> filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 07/24/2014)
07/30/2014	43	CERTIFICATION pursuant to Local Rule 16.1 (D)(3). (Bertram, Bryan) (Entered: 07/30/2014)
07/30/2014	44	JOINT STATEMENT re scheduling conference . (Bertram, Bryan) (Entered: 07/30/2014)
07/30/2014	45	CERTIFICATION pursuant to Local Rule 16.1 by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(McEvoy, Elizabeth) (Entered: 07/30/2014)
07/31/2014	46	MOTION for Leave to File <i>Reply in Support of the Aquinnah/Gay Head Community Association's Motion to Intervene</i> by Aquinnah/Gay Head Community Association, Inc.. (Attachments: # 1 Reply in Support of the Aquinnah/Gay Head Community Association's Motion to Intervene)(Ellsworth, Felicia) (Entered: 07/31/2014)
07/31/2014	47	MOTION for Leave to File <i>Reply in support of Motion to Intervene</i> by Town of Aquinnah.(Goldsmith, Michael) (Entered: 07/31/2014)
07/31/2014	48	REPLY to Response to 38 MOTION to Intervene filed by Town of Aquinnah. (Goldsmith, Michael) (Entered: 07/31/2014)
08/01/2014	49	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered. The 46 + 47 Motions for Leave to File Replies by Gay Head Community Association, Inc., and Town of Aquinnah are granted. If not done so already, counsel should now file their reply briefs using the Electronic Case Filing System in accordance with the CM/ECF Administrative Procedures. (Cicolini, Pietro) (Entered: 08/01/2014)
08/01/2014	50	REPLY to Response to 36 MOTION to Intervene filed by Aquinnah/Gay Head Community Association, Inc.. (Ellsworth, Felicia) (Entered: 08/01/2014)
08/06/2014	51	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Scheduling Conference and Motion Hearing held on 8/6/2014. Case called.

		The Court heard argument on the 36 MOTION to Intervene filed by Aquinnah/Gay Head Community Association, Inc. and 38 MOTION to Intervene filed by Town of Aquinnah. For the reasons stated on the record, the Court granted both motions. The intervention complaints were deemed as filed today, 8/6/2014. The Court reviewed the proposed deadlines in the 44 joint statement and adopted the timeline. A separate written scheduling order to issue as well. A further Status Conference was set for 9/5/2014 at 10:00 AM in Courtroom 2 before Judge F. Dennis Saylor IV. (Court Reporter: Lee Marzilli at leemarz@aol.com.)(Attorneys present: Duffy, Echo-Hawk, Crowell, McEvoy, Rice, Benedon, Bertram, Ellsworth, Skinner, Rappaport) (Cicolini, Pietro) (Entered: 08/06/2014)
08/06/2014	52	First Intervenor COMPLAINT (<i>Plaintiff</i>), filed by Town of Aquinnah.(Goldsmith, Michael) (Entered: 08/06/2014)
08/06/2014	53	Intervenor COMPLAINT , filed by Aquinnah/Gay Head Community Association, Inc..(Ellsworth, Felicia) (Entered: 08/06/2014)
08/07/2014	54	Judge F. Dennis Saylor, IV: ORDER entered. SCHEDULING ORDER.(Cicolini, Pietro) (Entered: 08/07/2014)
08/13/2014	55	Transcript of Scheduling Conference/Motion Hearing held on August 6, 2014, before Judge F. Dennis Saylor IV. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Court Reporter Name and Contact Information: Lee Marzilli at leemarz@aol.com Redaction Request due 9/3/2014. Redacted Transcript Deadline set for 9/15/2014. Release of Transcript Restriction set for 11/11/2014. (Scalfani, Deborah) (Entered: 08/13/2014)
08/13/2014	56	NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, available on the court website at http://www.mad.uscourts.gov/attorneys/general-info.htm (Scalfani, Deborah) (Entered: 08/13/2014)
08/27/2014	57	ANSWER to Complaint , COUNTERCLAIM against Commonwealth of Massachusetts by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(Crowell, Scott) (Entered: 08/27/2014)
08/27/2014	58	ANSWER to 52 Intervenor Complaint , COUNTERCLAIM against Town of Aquinnah by The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah), The Aquinnah Wampanoag Gaming Corporation. (Crowell, Scott) (Entered: 08/27/2014)
08/27/2014	59	MOTION to Dismiss for Lack of Jurisdiction <i>AGHCA COMPLAINT</i> by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(Crowell, Scott) (Entered: 08/27/2014)
08/27/2014	60	MEMORANDUM in Support re 59 MOTION to Dismiss for Lack of Jurisdiction <i>AGHCA COMPLAINT</i> filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 08/27/2014)

08/27/2014	61	MOTION to Dismiss <i>for Failure to Join a Party Under Rule 19</i> by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(Crowell, Scott) (Entered: 08/27/2014)
08/27/2014	62	MEMORANDUM in Support re 61 MOTION to Dismiss <i>for Failure to Join a Party Under Rule 19</i> filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 08/27/2014)
09/05/2014	63	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 9/5/2014. Case called. Court reset deadlines as follows: As to 61 MOTION to Dismiss <i>for Failure to Join a Party Under Rule 19</i> : Responses due by 10/6/2014, Replies due by 10/14/2014. Responses to counterclaims are due by 10/14/2014. Motion Hearing on pending motions (59 and 61) set for 11/5/2014 at 2:15 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: Crowell (T), Rice, Bertram, Ellsworth, Skinner, Suffy (T), McEvoy(T), Goldsmith (T)) (Cicolini, Pietro) (Entered: 09/05/2014)
09/05/2014	64	ELECTRONIC NOTICE of Hearing. Interim Status Conference set for 10/6/2014 at 4:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Cicolini, Pietro) (Entered: 09/05/2014)
10/06/2014	65	Opposition re 61 MOTION to Dismiss <i>for Failure to Join a Party Under Rule 19</i> filed by Commonwealth of Massachusetts. (Bertram, Bryan) (Entered: 10/06/2014)
10/06/2014	66	Joint MEMORANDUM in Opposition re 61 MOTION to Dismiss <i>for Failure to Join a Party Under Rule 19</i> filed by Aquinnah/Gay Head Community Association, Inc., Town of Aquinnah. (Ellsworth, Felicia) (Entered: 10/06/2014)
10/06/2014	67	Opposition re 59 MOTION to Dismiss for Lack of Jurisdiction <i>AGHCA COMPLAINT</i> filed by Aquinnah/Gay Head Community Association, Inc.. (Ellsworth, Felicia) (Entered: 10/06/2014)
10/06/2014	68	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 10/6/2014. Case called. Counsel update court as to the status of the case. Reply date moved, reply now due by October 20, 2014. Stipulated facts now due by December 19, 2014. Summary Judgment deadline is now January 24, 2015. (Court Reporter: Valerie OHara at vaohara@gmail.com.) (Attorneys present: Ellsworth, Rice, Bertram, Benedon, McEvoy, Crowell, Rappaport) (Garvin, Brendan) (Entered: 10/07/2014)
10/14/2014	69	Assented to MOTION for Extension of Time to 10/27/14 to File Answer <i>or Responsive Pleading by the Town of Aquinnah and by Commonwealth of Massachusetts.</i> (Bertram, Bryan) (Entered: 10/14/2014)
10/14/2014	70	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 69 Motion for Extension of Time to Answer Commonwealth of Massachusetts answer due 10/27/2014; Town of Aquinnah answer due 10/27/2014. (Maynard, Timothy) (Entered: 10/14/2014)
10/20/2014	71	REPLY to Response to 61 MOTION to Dismiss <i>for Failure to Join a Party Under Rule 19</i> filed by The Aquinnah Wampanoag Gaming Corporation, The

		Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 10/20/2014)
10/20/2014	72	REPLY to Response to 59 MOTION to Dismiss for Lack of Jurisdiction <i>AGHCA COMPLAINT</i> filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 10/20/2014)
10/24/2014	73	AMENDED ANSWER to 52 Intervenor Complaint , <i>Affirmative Defenses</i> , COUNTERCLAIM to <i>Complaint</i> against Town of Aquinnah by The Wampanoag Tribe of Gay Head (Aquinnah), The Wampanoag Tribal Council of Gay Head, Inc., The Aquinnah Wampanoag Gaming Corporation. (Crowell, Scott) (Entered: 10/24/2014)
10/24/2014	74	AMENDED ANSWER to <i>Complaint</i> , <i>Affirmative Defenses</i> , COUNTERCLAIM to <i>Complaint of the Commonwealth of Massachusetts and Counterclaims against Third-Party Defendants</i> against Commonwealth of Massachusetts by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribe of Gay Head (Aquinnah), The Wampanoag Tribal Council of Gay Head, Inc.. (Crowell, Scott) (Entered: 10/24/2014)
10/27/2014	75	<i>Intervenor-Plaintiff</i> ANSWER to Counterclaim (<i>Amended</i>) by Town of Aquinnah. (Goldsmith, Michael) (Entered: 10/27/2014)
10/27/2014	76	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Commonwealth of Massachusetts.(Benedon, Carrie) (Entered: 10/27/2014)
10/27/2014	77	MEMORANDUM in Support re 76 MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Commonwealth of Massachusetts. (Benedon, Carrie) (Entered: 10/27/2014)
10/29/2014	78	MOTION for Leave to File <i>Sur-Reply</i> by Commonwealth of Massachusetts. (Attachments: # 1 Exhibit Proposed Sur-Reply of Plaintiff Commonwealth of Massachusetts in Further Opposition to Defendants' Motion to Dismiss)(Benedon, Carrie) (Entered: 10/29/2014)
10/30/2014	79	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 78 Motion for Leave to File Sur-Reply ; Counsel using the Electronic Case Filing System should now file the document for which leave to file has been granted in accordance with the CM/ECF Administrative Procedures. Counsel must include - Leave to file granted on (date of order)- in the caption of the document. (Maynard, Timothy) (Entered: 10/30/2014)
10/30/2014	80	SUR-REPLY to Motion re 61 MOTION to Dismiss <i>for Failure to Join a Party Under Rule 19</i> filed by Commonwealth of Massachusetts. (Benedon, Carrie) (Entered: 10/30/2014)
11/05/2014	81	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Motion Hearing held on 11/5/2014. Court hears oral argument on pending motions to dismiss. Commonwealth will file further motion to dismiss on or before 11/19/14. Court takes motions under advisement. (Status Conference set for 12/17/2014 02:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV.). (Court Reporter: Kelly Mortellite at mortellite@gmail.com.)(Attorneys present: Echo-Hawk, Ellsworth, Skinner, Rice, Bertram, Benedon, McEvoy, Skinner, Crowell,

		Rappaport) (Nicewicz, Craig) (Entered: 11/05/2014)
11/10/2014	82	Transcript of Motion Hearing held on November 5, 2014, before Judge F. Dennis Saylor IV. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Court Reporter Name and Contact Information: Kelly Mortellite at mortellite@gmail.com Redaction Request due 12/1/2014. Redacted Transcript Deadline set for 12/11/2014. Release of Transcript Restriction set for 2/9/2015. (Scalfani, Deborah) (Entered: 11/10/2014)
11/10/2014	83	NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, available on the court website at http://www.mad.uscourts.gov/attorneys/general-info.htm (Scalfani, Deborah) (Entered: 11/10/2014)
11/14/2014	84	RESPONSE to Motion re 78 MOTION for Leave to File <i>Sur-Reply Citations in Response to Sur-Reply</i> filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 11/14/2014)
11/19/2014	85	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Commonwealth of Massachusetts, Deval Patrick, in his capacity as Governor of the Commonwealth of Massachusetts, Martha Coakley, in her capacity as Attorney General of the Commonwealth of Massachusetts, Stephen Crosby, in his capacity as Chairman of the Massachusetts Gaming Commission.(Benedon, Carrie) (Entered: 11/19/2014)
11/19/2014	86	MEMORANDUM in Support re 85 MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Martha Coakley, in her capacity as Attorney General of the Commonwealth of Massachusetts, Commonwealth of Massachusetts, Stephen Crosby, in his capacity as Chairman of the Massachusetts Gaming Commission, Deval Patrick, in his capacity as Governor of the Commonwealth of Massachusetts. (Benedon, Carrie) (Entered: 11/19/2014)
12/03/2014	87	Opposition re 85 MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 12/03/2014)
12/10/2014	88	REPLY to Response to 85 MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM filed by Martha Coakley, in her capacity as Attorney General of the Commonwealth of Massachusetts, Commonwealth of Massachusetts, Stephen Crosby, in his capacity as Chairman of the Massachusetts Gaming Commission, Deval Patrick, in his capacity as Governor of the Commonwealth of Massachusetts. (Benedon, Carrie) (Entered: 12/10/2014)
12/17/2014	89	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 12/17/2014. Case called. Counsel requested oral argument on Motions to Dismiss. The Court gave 30 day extension for Stipulations of the fact to 1/19/2015 and cross-motions to 2/24/2015. The Court set the motion hearing for 1/9/2015 at 3:00 p.m. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: Rice, Ellsworth, Duffy, Crowell, Echo-Hawk, McEvoy, Rappaport) (Pezzarossi, Lisa) (Entered: 12/29/2014)

12/29/2014	90	ELECTRONIC NOTICE Setting Motion Hearing for 1/9/2015 03:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Pezzarossi, Lisa) (Entered: 12/29/2014)
01/12/2015	91	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 1/12/2015. Case called. Court heard argument on the Commonwealth's motion to dismiss the counterclaims and took the matter under advisement. Court set new deadline for filing stipulations of fact to 2/18/2015 and cross-motions to 3/26/2015. Further status conference set for 2/12/15 at 10:00 a.m. (parties may participate by telephone for status conference). (Court Reporter: Valerie OHara at vaohara@gmail.com.) (Pezzarossi, Lisa) (Entered: 01/12/2015)
01/12/2015	92	ELECTRONIC NOTICE of Hearing. Status Conference set for 2/12/2015 10:00 AM in Courtroom 2 before Judge F. Dennis Saylor IV. Parties may appear telephonically. (Pezzarossi, Lisa) (Entered: 01/12/2015)
01/13/2015	93	<i>Post-Argument</i> Letter/request (non-motion) from AAG Juliana Rice . (Bertram, Bryan) (Entered: 01/13/2015)
02/12/2015	94	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 2/12/2015. Case called. Parties request two week extension for previously set deadlines for filing stipulations of fact and cross motions. The Court granted two week extension as follows: stipulations of fact to be filed by 3/4/2015 and cross-motions to 4/9/2015. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: Rice, Benedon, Skinner, Ellsworth, McEvoy and attorneys by telephone: Crowell, Rappoport, Duffy, Echo-Hawk) (Pezzarossi, Lisa) (Entered: 02/12/2015)
02/27/2015	95	Judge F. Dennis Saylor, IV: ORDER entered. MEMORANDUM AND ORDER on Motions to Dismiss. (Pezzarossi, Lisa) (Entered: 02/27/2015)
02/27/2015	96	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered finding as moot 76 Motion to Dismiss for Failure to State a Claim (Pezzarossi, Lisa) (Entered: 02/27/2015)
03/03/2015	97	MOTION for Extension of Time to April 3, 2015, and May 11, 2015 to File <i>Stipulation of Facts and Cross-motions for Summary Judgment respectively</i> by Aquinnah/Gay Head Community Association, Inc..(Ellsworth, Felicia) (Entered: 03/03/2015)
03/05/2015	98	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 97 Partially Assented-to Motion to Extend Deadlines for Filing Stipulated Facts and Cross-Motion for Summary Judgment. (Pezzarossi, Lisa) (Entered: 03/05/2015)
03/13/2015	99	ANSWER to Counterclaim by Charlie Baker, Stephen Crosby, in his capacity as Chairman of the Massachusetts Gaming Commission, Maura Healey.(Bertram, Bryan) (Entered: 03/13/2015)
03/13/2015	100	ANSWER to 53 Intervenor Complaint , COUNTERCLAIM against Aquinnah/Gay Head Community Association, Inc. by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribe of Gay Head (Aquinnah), The Wampanoag Tribal Council of Gay Head, Inc..(Crowell, Scott) (Entered: 03/13/2015)
04/01/2015	101	Joint MOTION for Extension of Time to April 8, 2015 to File Stipulated Facts by

		The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(Crowell, Scott) (Entered: 04/01/2015)
04/02/2015	102	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 101 Joint motion to extend deadline for filing stipulated facts to April 8, 2015. (Pezzarossi, Lisa) (Entered: 04/02/2015)
04/03/2015	103	ANSWER to Counterclaim of the Wampanoag Tribe of Gay Head (Aquinnah), and the Aquinnah Wampanoag Gaming Corporation by Aquinnah/Gay Head Community Association, Inc..(Ellsworth, Felicia) (Entered: 04/03/2015)
04/07/2015	104	ELECTRONIC NOTICE of Hearing. Status Conference set for 5/15/2015 at 2:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV. Parties may appear by telephone by contacting the Clerk. (Pezzarossi, Lisa) (Entered: 04/07/2015)
04/08/2015	105	Joint MOTION for Extension of Time to April 13, 2015 to file Stipulated Facts by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah).(Crowell, Scott) (Entered: 04/08/2015)
04/10/2015	106	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 105 Motion for Extension of Time to 4/13/2015 to file stipulated facts. (Pezzarossi, Lisa) (Entered: 04/10/2015)
04/22/2015	107	STIPULATION OF FACTS NOT IN DISPUTE by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S, # 20 Exhibit T, # 21 Exhibit U, # 22 Exhibit V, # 23 Exhibit W, # 24 Exhibit X, # 25 Exhibit Y, # 26 Exhibit Z)(Crowell, Scott) (Entered: 04/22/2015)
05/01/2015	108	Joint MOTION for Extension of Time to May 28, 2015, and July 16, 2015 to submit cross-motions for summary judgment and oppositions to same by Aquinnah/Gay Head Community Association, Inc..(Ellsworth, Felicia) (Entered: 05/01/2015)
05/04/2015	109	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 108 Joint MOTION to Extend Deadlines for Filing Cross-Motions for Summary Judgment and Oppositions to Same. Deadline for filing cross-motions for summary judgment extended to 5/28/2015, and oppositions to cross-motions for summary judgment extended to 7/16/2015. (Pezzarossi, Lisa) (Entered: 05/04/2015)
05/15/2015	110	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 5/15/2015. Case called. Counsel reported on status. Court set the following deadlines: Cross Motions for Summary Judgment due 5/28/2015. Oppositions due 7/16/2015 and replies on 7/30/2015. The Court set a motion hearing on 8/12/2015 at 2:00 p.m. (Court Reporter: Catherine Handel at hhcatherine2@yahoo.com.)(Attorneys present: Rice, Bertran, Ellsworth, Skinnerr, Rappaport, Crowell, Echo-Hawk, McEvoy) (Pezzarossi, Lisa) (Entered: 05/15/2015)

05/15/2015	111	ELECTRONIC NOTICE of Hearing. MOTION HEARING set for 8/12/2015 at 2:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Pezzarossi, Lisa) (Entered: 05/15/2015)
05/28/2015	112	MOTION for Summary Judgment by Commonwealth of Massachusetts.(Benedon, Carrie) (Entered: 05/28/2015)
05/28/2015	113	MEMORANDUM in Support re 112 MOTION for Summary Judgment filed by Commonwealth of Massachusetts. (Benedon, Carrie) (Entered: 05/28/2015)
05/28/2015	114	STATEMENT of facts re 112 MOTION for Summary Judgment . (Benedon, Carrie) (Entered: 05/28/2015)
05/28/2015	115	DECLARATION of <i>Bryan Bertram</i> by Commonwealth of Massachusetts. (Attachments: # 1 Exhibit Senate Hearing 99-688)(Benedon, Carrie) (Entered: 05/28/2015)
05/28/2015	116	MOTION for Summary Judgment by Town of Aquinnah.(Goldsmith, Michael) (Entered: 05/28/2015)
05/28/2015	117	MEMORANDUM in Support re 116 MOTION for Summary Judgment filed by Town of Aquinnah. (Goldsmith, Michael) (Entered: 05/28/2015)
05/28/2015	118	STATEMENT of facts re 116 MOTION for Summary Judgment <i>by the Town of Aquinnah</i> . (Goldsmith, Michael) (Entered: 05/28/2015)
05/28/2015	119	MOTION for Summary Judgment by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Declaration of Tobias J. Vanderhoop, # 2 Exhibit A, # 3 Exhibit B, # 4 Exhibit C, # 5 Exhibit D, # 6 Exhibit E, # 7 Exhibit F, # 8 Exhibit G, # 9 Exhibit H, # 10 Exhibit I, # 11 Exhibit J, # 12 Exhibit K, # 13 Exhibit L, # 14 Exhibit M, # 15 Exhibit N, # 16 Exhibit O, # 17 Exhibit P, # 18 Exhibit Q)(Crowell, Scott) (Entered: 05/28/2015)
05/28/2015	120	MOTION for Summary Judgment by Aquinnah/Gay Head Community Association, Inc..(Ellsworth, Felicia) (Entered: 05/28/2015)
05/28/2015	121	MEMORANDUM in Support re 120 MOTION for Summary Judgment filed by Aquinnah/Gay Head Community Association, Inc.. (Attachments: # 1 Declaration of Felicia H. Ellsworth, # 2 Exhibit A to Ellsworth Declaration, # 3 Exhibit B to Ellsworth Declaration, # 4 Exhibit C to Ellsworth Declaration, # 5 Exhibit D to Ellsworth Declaration, # 6 Exhibit E to Ellsworth Declaration)(Ellsworth, Felicia) (Entered: 05/28/2015)
06/10/2015	122	Assented to MOTION for Extension of Time to July 23, 2015 & August 6, 2015 to File Oppositions to and Replies in Support of Cross-Motions for Summary Judgment by Aquinnah/Gay Head Community Association, Inc..(Ellsworth, Felicia) (Entered: 06/10/2015)
06/11/2015	123	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 122 Assented to MOTION for Extension of Time to July 23, 2015 & August 6, 2015 to File Oppositions to and Replies in Support of Cross-Motions for Summary Judgment. (Pezzarossi, Lisa) (Entered: 06/11/2015)
07/14/2015	124	MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> by

		Town of Aquinnah.(Goldsmith, Michael) (Entered: 07/14/2015)
07/14/2015	125	MEMORANDUM in Support re 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> filed by Town of Aquinnah. (Attachments: # 1 Exhibit Deposition Transcript (to be filed under Local Rules), # 2 Exhibit Intergovernmental Agreement, # 3 Exhibit Operational Plan, # 4 Exhibit Vineyard Gazette Article, # 5 Affidavit Leonard Jason, Jr., # 6 Exhibit Response to Cease and Desist Order)(Goldsmith, Michael) (Entered: 07/14/2015)
07/14/2015	126	EXHIBIT re 125 Memorandum in Support of Motion, <i>Temporary Restraining Order or a Preliminary Injunction</i> by Town of Aquinnah. (Goldsmith, Michael) (Entered: 07/14/2015)
07/14/2015	127	EXHIBIT re 125 Memorandum in Support of Motion, <i>Temporary Restraining Order or a Preliminary Injunction</i> by Town of Aquinnah. (Goldsmith, Michael) (Entered: 07/14/2015)
07/14/2015	128	MEMORANDUM in Support re 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> filed by Aquinnah/Gay Head Community Association, Inc.. (Ellsworth, Felicia) (Entered: 07/14/2015)
07/15/2015	129	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered. ORDER Setting Hearing on Motion 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> : Motion Hearing set for 7/28/2015 at 3:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV.(Pezzarossi, Lisa) (Entered: 07/15/2015)
07/15/2015	130	MEMORANDUM in Support re 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> filed by Commonwealth of Massachusetts. (Bertram, Bryan) (Entered: 07/15/2015)
07/23/2015	131	MEMORANDUM in Opposition re 119 MOTION for Summary Judgment filed by Charlie Baker, Commonwealth of Massachusetts, Stephen Crosby, in his capacity as Chairman of the Massachusetts Gaming Commission, Maura Healey. (Bertram, Bryan) (Entered: 07/23/2015)
07/23/2015	132	Opposition re 119 MOTION for Summary Judgment <i>by Defendants</i> filed by Town of Aquinnah. (Goldsmith, Michael) (Entered: 07/23/2015)
07/23/2015	133	MEMORANDUM in Opposition re 116 MOTION for Summary Judgment , 120 MOTION for Summary Judgment , 112 MOTION for Summary Judgment filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 07/23/2015)
07/23/2015	134	Opposition re 119 MOTION for Summary Judgment filed by Aquinnah/Gay Head Community Association, Inc.. (Attachments: # 1 Affidavit of Felicia H. Ellsworth, # 2 Exhibit 1 to Affidavit of Felicia H. Ellsworth, # 3 Exhibit 2 to Affidavit of Felicia H. Ellsworth, # 4 Exhibit 3 to Affidavit of Felicia H. Ellsworth, # 5 Exhibit 4 to Affidavit of Felicia H. Ellsworth)(Ellsworth, Felicia) (Entered: 07/23/2015)
07/23/2015	135	Statement of Material Facts L.R. 56.1 re 119 MOTION for Summary Judgment filed by Aquinnah/Gay Head Community Association, Inc.. (Ellsworth, Felicia) (Entered: 07/23/2015)

07/27/2015	136	MEMORANDUM in Opposition re 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Exhibit ONE-Declaration of Tobias J. Vanderhoop, # 2 Exhibit A-In Support of Declaration of Tobias J. Vanderhoop, # 3 Exhibit B-In Support of Declaration of Tobias J. Vanderhoop, # 4 Exhibit C-In Support of Declaration of Tobias J. Vanderhoop, # 5 Exhibit TWO-Declaration of Cheryl A. Maltais)(Crowell, Scott) (Entered: 07/27/2015)
07/27/2015	137	NOTICE of Withdrawal of Appearance by John J. Duffy (Duffy, John) (Entered: 07/27/2015)
07/27/2015	138	REPLY to Response to 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> filed by Town of Aquinnah. (Attachments: # 1 Affidavit of Julianne Vanderhoop, # 2 Affidavit of Leonard Jason, Jr. Supplemental) (Goldsmith, Michael) (Entered: 07/27/2015)
07/28/2015	139	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Motion Hearing held on 7/28/2015 re 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> filed by Town of Aquinnah. Case called. Court heard argument on the motion. For the reasons stated on the record, the Court GRANTED motion for preliminary injunction. Order to issue. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: Rice, Bertran, Ellsworth, Skinner, Rappaport, Crowell, McEvoy) (Pezzarossi, Lisa) (Entered: 07/29/2015)
07/28/2015	140	Judge F. Dennis Saylor, IV: ORDER entered. re 124 MOTION for Temporary Restraining Order <i>and/or Preliminary Injunction</i> filed by Town of Aquinnah (Pezzarossi, Lisa) (Entered: 07/29/2015)
07/30/2015	141	RESPONSE TO COURT ORDER by Town of Aquinnah re 140 Order <i>Undertaking to Provide Security</i> . (Goldsmith, Michael) (Entered: 07/30/2015)
07/31/2015	142	Transcript of Motion Hearing held on July 28, 2015, before Judge F. Dennis Saylor IV. The Transcript may be purchased through the Court Reporter, viewed at the public terminal, or viewed through PACER after it is released. Court Reporter Name and Contact Information: Valerie OHara at vaohara@gmail.com Redaction Request due 8/21/2015. Redacted Transcript Deadline set for 8/31/2015. Release of Transcript Restriction set for 10/29/2015. (Scalfani, Deborah) (Entered: 07/31/2015)
07/31/2015	143	NOTICE is hereby given that an official transcript of a proceeding has been filed by the court reporter in the above-captioned matter. Counsel are referred to the Court's Transcript Redaction Policy, available on the court website at http://www.mad.uscourts.gov/attorneys/general-info.htm (Scalfani, Deborah) (Entered: 07/31/2015)
08/06/2015	144	REPLY to Response to 116 MOTION for Summary Judgment filed by Town of Aquinnah. (Goldsmith, Michael) (Entered: 08/06/2015)
08/06/2015	145	REPLY to Response to 120 MOTION for Summary Judgment filed by Aquinnah/Gay Head Community Association, Inc.. (Ellsworth, Felicia) (Entered: 08/06/2015)

08/06/2015	146	MOTION for Leave to File <i>Memorandum in Excess of Page Limit for Aquinnah's Reply in Support of Motion for Summary Judgment</i> by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Attachments: # 1 Exhibit Aquinnah's Reply in Support of Motion for Summary Judgment)(Crowell, Scott) (Entered: 08/06/2015)
08/06/2015	147	REPLY to Response to 112 MOTION for Summary Judgment filed by Commonwealth of Massachusetts. (Bertram, Bryan) (Entered: 08/06/2015)
08/12/2015	148	ELECTRONIC Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Motion Hearing held on 8/12/2015. Case called. Court heard argument on the cross motions for summary judgment. Court took the matter under advisement. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: Bertran, Benedon, Rice, Crowell, Echo-Hawk, Skinner, Ellsworth, Rappoport) (Pezzarossi, Lisa) (Entered: 08/12/2015)
08/18/2015	149	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting 146 MOTION for Leave to File Memorandum in Excess of Page Limit for Aquinnah's Reply in Support of Motion for Summary Judgment (Assented to). Counsel using the Electronic Case Filing System should now file the document for which leave to file has been granted in accordance with the CM/ECF Administrative Procedures. Counsel must include - Leave to file granted on (date of order)- in the caption of the document. (Pezzarossi, Lisa) (Entered: 08/18/2015)
08/18/2015	150	REPLY to Response to 116 MOTION for Summary Judgment , 120 MOTION for Summary Judgment , 112 MOTION for Summary Judgment filed by The Aquinnah Wampanoag Gaming Corporation, The Wampanoag Tribal Council of Gay Head, Inc., The Wampanoag Tribe of Gay Head (Aquinnah). (Crowell, Scott) (Entered: 08/18/2015)

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