

**U.S. District Court  
Southern District of Florida (Ft Lauderdale)  
CIVIL DOCKET FOR CASE #: 0:18-cv-60732-JIC**

Ford v. Love et al  
Assigned to: Senior Judge James I. Cohn  
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 04/05/2018  
Jury Demand: None  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Daniel Lilrod Ford**

represented by **Daniel Lilrod Ford**  
1922503  
Fulton County Jail  
Inmate Mail/Parcels  
901 Rice Street  
Atlanta, GA 30318  
PRO SE

V.

**Defendant**

**Officer Shepherd**

*Broward Sheriffs Office/Broward County Jail  
TERMINATED: 10/24/2018*

represented by **Michael Picton Rudd**  
Rudd & Diamond PA  
4000 Hollywood Boulevard  
Presidential Circle Suite 165S  
Hollywood, FL 33021  
305-379-5006  
Fax: 305-960-2005  
Email: mrudd@rudddiamond.com  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Officer Love**

*Broward Sheriffs Office/Broward County Jail*

represented by **Michael Picton Rudd**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Unnamed Officers**

*Broward Sheriffs Office/Broward County Jail  
TERMINATED: 09/18/2018*

represented by **Michael Picton Rudd**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Deputy Don Philippe**

#11518

represented by **Michael Picton Rudd**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Deputy Tony Everett**

#10579

represented by **Michael Picton Rudd**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Sergeant Sarah Jenkins**

represented by **Michael Picton Rudd**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
01/24/2020	<a href="#">100</a>	ORDER WITHDRAWING REFERRAL TO MAGISTRATE JUDGE, SETTING CALENDAR CALL AND TRIAL DATE AND SETTING PRETRIAL PROCEDURES: ( Jury Trial set for 8/10/2020 09:00 AM in Fort Lauderdale Division before Senior Judge James I. Cohn., Calendar Call set for 8/6/2020 09:00 AM before Senior Judge James I. Cohn.) Signed by Senior Judge James I. Cohn on 1/24/2020. <i>See attached document for full details.</i> (kpe)  <a href="https://pji.ca11.uscourts.gov">Pattern Jury Instruction Builder - To access the latest, up to date changes to the 11th Circuit Pattern Jury Instructions go to https://pji.ca11.uscourts.gov or click here.</a> (Entered: 01/24/2020)
01/22/2020	<a href="#">99</a>	ORDER DECLINING TO ADOPT <a href="#">96</a> REPORT OF MAGISTRATE JUDGE, DENYING <a href="#">76</a> MOTION TO DISMISS/MOTION FOR SUMMARY JUDGMENT AND REFERRING CASE TO VOLUNTEER ATTORNEY PROGRAM. Signed by Senior Judge James I. Cohn on 1/21/2020. <i>See attached document for full details.</i> (kpe) (Entered: 01/22/2020)

12/17/2019	<a href="#">98</a>	NOTICE of Change of Address by Daniel Lilrod Ford. Address updated. (kpe) (Entered: 12/17/2019)
11/26/2019	<a href="#">97</a>	OBJECTIONS to <a href="#">96</a> Report and Recommendations by Daniel Lilrod Ford. (kpe) (Entered: 11/26/2019)
10/31/2019	<a href="#">96</a>	REPORT AND RECOMMENDATIONS on 42 USC 1983 case re <a href="#">76</a> First MOTION to Dismiss with Prejudice <a href="#">64</a> Amended Complaint filed by Unnamed Officers, Don Philippe, Sarah Jenkins, Shepherd, Tony Everett, Love; Recommending that defendants' motion to dismiss ECF <a href="#">76</a> be GRANTED, with the result that the case be DISMISSED, without prejudice, for failure to exhaust administrative remedies. It is further recommended that the case be closed. Objections to R&R due by 11/14/2019. Signed by Magistrate Judge Lisette M. Reid on 10/31/2019. <i>See attached document for full details.</i> (fbn) (Entered: 10/31/2019)
09/17/2019	<a href="#">95</a>	NOTICE by Tony Everett, Sarah Jenkins, Love, Don Philippe, Shepherd, Unnamed Officers re 94 Order,,, (Rudd, Michael) (Entered: 09/17/2019)
09/16/2019	<a href="#">94</a>	SECOND PAPERLESS ORDER OF INSTRUCTIONS TO ATTORNEY MICHAEL P. RUDD TO CLARIFY REPRESENTATION. The docket sheet and record reflect that Rudd represents Defendant Love. See, e.g., DE#47. However, defendants' motion to dismiss plaintiff's amended complaint, DE#76, states that defendants Everett, Jenkins, and Phillippe are bringing the motion and does not mention Love, id. at 1. Defendants' reply in support of their motion to dismiss plaintiff's amended complaint says the same. DE#87 at 1. Accordingly, Mr. Rudd is again directed to file a short notice with the court in which he states whether: (1) he is representing Love; and (2) defendants' motion to dismiss plaintiff's amended complaint is brought on behalf of Love as well. The short notice is due by SEPTEMBER 17, 2019 at 5:00 p.m. Signed by Magistrate Judge Lisette M. Reid on 9/13/2019. (js05) (Entered: 09/13/2019) (js05) (Entered: 09/16/2019)
09/13/2019	<a href="#">93</a>	PAPERLESS ORDER OF INSTRUCTIONS TO ATTORNEY MICHAEL P. RUDD TO CLARIFY REPRESENTATION. The docket sheet and record reflect that Rudd represents Defendant Love. See, e.g., DE#47. However, defendants' motion to dismiss plaintiff's amended complaint, DE#76, states that defendants Everett, Jenkins, and Phillippe are brining the motion and does not mention Love, id. at 1. Defendants' reply in support of their motion to dismiss plaintiff's amended complaint says the same. DE#87 at 1. Accordingly, Mr. Rudd is directed to file a short notice with the court in which he states whether: (1) he is representing Love; and (2) defendants' motion to dismiss plaintiff's amended complaint is brought on behalf of Love as well. The short notice is due by September 16, 2019 at 5:00 p.m. Signed by Magistrate Judge Lisette M. Reid on 9/13/2019. (js05) (Entered: 09/13/2019)
08/13/2019	<a href="#">92</a>	NOTICE of Change of Address by Daniel Lilrod Ford. Address updated. (kpe) (Entered: 08/13/2019)
06/24/2019	<a href="#">91</a>	PAPERLESS ORDER denying, without prejudice, 90 Motion for Discovery. Plaintiff's response to defendants' reply is truly a surreply. However, in violation of Local Rule 7.1(c), plaintiff did not seek leave of the court before filing his surreply. If plaintiff believes that, in their reply, defendants have raised matters outside of those raised in plaintiff's opposition to defendants' motion for summary judgment, the proper procedure is to file a motion for leave to file a surreply that identifies the matters that are outside of those raised in plaintiff's opposition to defendants' motion for summary judgment, and to attach the surreply brief that he wishes to file to his motion for leave to file a surreply. Plaintiff also seeks discovery, apparently to respond to defendants' reply. However, discovery requests are not properly made with the court. Plaintiff should make an appropriate discovery request under the Federal Rules of Civil Procedure and Local Rules for the Southern District of Florida to defendants directly. Furthermore, if plaintiff makes such a request, and if he believes that the defendants have unlawfully refused to comply with the request, the proper procedure would be to first confer with defendants in an effort to obtain he sought-after discovery without court action. See Fed. R. Civ. P. 37(a). Only after that time would plaintiff be able to file any proper motion to compel. Signed by Magistrate Judge Lisette M. Reid on 6/24/2019. (js05) (Entered: 06/24/2019)
06/21/2019	<a href="#">90</a>	MOTION for Discovery by Daniel Lilrod Ford. Responses due by 7/8/2019 ( see DE <a href="#">89</a> image)(jao) (Entered: 06/24/2019)
06/21/2019	<a href="#">89</a>	Plaintiff's Response to Defendants' Reply to Plaintiff's Response to Defendant's Motion to Dismiss Plaintiff's Amended Complaint/Response to DE <a href="#">87</a> by Daniel Lilrod Ford. (jao) Modified on 6/24/2019 (jao). (Entered: 06/24/2019)
05/31/2019	<a href="#">88</a>	Statement of: <i>undisputed Material Facts</i> by Tony Everett, Sarah Jenkins, Love, Don Philippe, Shepherd, Unnamed Officers (Attachments: # <a href="#">1</a> Exhibit Broward Sheriff's Office Event Report, # <a href="#">2</a> Exhibit Broward Sheriff's Office Event Report)(Rudd, Michael) (Entered: 05/31/2019)
05/31/2019	<a href="#">87</a>	Defendant's REPLY to <a href="#">83</a> Response in Opposition to Motion by Tony Everett, Sarah Jenkins, Love, Don Philippe, Shepherd, Unnamed Officers. (Attachments: # <a href="#">1</a> Exhibit Administration Report)(Rudd, Michael) (Entered: 05/31/2019)
05/28/2019	<a href="#">86</a>	NOTICE of Change of Address by Daniel Lilrod Ford. Address not updated because address on docket sheet is current. (kpe) (Entered: 05/30/2019)
05/13/2019	<a href="#">85</a>	NOTICE of Change of Address by Daniel Lilrod Ford. Address updated. (kpe) (Entered: 05/13/2019)
05/13/2019		Reset Deadlines Per DE#84. Replies due by 5/31/2019. (cqs) (Entered: 05/13/2019)
05/11/2019	<a href="#">84</a>	PAPERLESS ORDER DIRECTING DEFENDANTS TO FILE A REPLY TO PLAINTIFF'S RESPONSE TO DEFENDANTS' MOTION TO DISMISS THE AMENDED COMPLAINT. Defendants are hereby ORDERED to file a reply, not to exceed ten (10) pages in length, to plaintiff's response (DE#83) to their motion to dismiss the amended complaint (DE#76). Defendants are further ORDERED to submit any necessary evidence to support the factual contentions they make in their reply. Defendants' reply is due by May 31, 2019. Signed by Magistrate Judge Lisette M. Reid on 5/13/2019. (js05) (Entered: 05/11/2019)
04/26/2019	<a href="#">83</a>	RESPONSE in Opposition to Defendant's <a href="#">76</a> MOTION to Dismiss Plaintiff's Amended Complaint, filed by Daniel Lilrod Ford. Replies due by 5/3/2019. (kpe) (Entered: 04/29/2019)
04/24/2019	<a href="#">82</a>	NOTICE of Amendment to Defendants' Certificate of Service on Defendant's Motion to Dismiss by Tony Everett, Sarah Jenkins, Love, Don Philippe, Shepherd, Unnamed Officers re <a href="#">76</a> First MOTION to Dismiss with Prejudice <a href="#">64</a> Amended Complaint (Rudd, Michael) Modified text on 4/24/2019 (kpe). (Entered: 04/24/2019)
04/18/2019	<a href="#">81</a>	Clerks Notice of Docket Correction. Paperless Order 78 was incorrectly restricted with DE# 79 . DE# 79 Restricted Due to Error. Please see DE# 80 vacating DE# 78 . (fbn) (Entered: 04/18/2019)

04/18/2019	80	PAPERLESS ORDER re 78 Order. DE#78 is hereby VACATED. The court improvidentially entered said order. Signed by Magistrate Judge Lisette M. Reid on 4/18/2019. (js05) (Entered: 04/18/2019)
04/18/2019	78	(VACATED)PAPERLESS ORDER. Defendants have filed a motion to dismiss. The certificate of service says that they sent it Wilcox State Prison in Abbeville, Georgia. DE#76 at 31. However, plaintiff is incarcerated at: Central State Prison, 4600 Fulton Mill Rd., Macon, GA 31208. The court sent its order for plaintiff to respond to the motion to dismiss to this latter address. Therefore, within seven (7) days of the date of this order, defendants are directed to serve their motion to dismiss and its exhibits on plaintiff at his current address of record. Defendants are further directed to file a notice of compliance with this order. The notice is due within (7) days of the date of this order. Signed by Magistrate Judge Lisette M. Reid on 4/18/2019. (js05)Text Modified on 4/18/2019 (cqs). (Entered: 04/18/2019)
03/25/2019	<a href="#">77</a>	ORDER INSTRUCTING PRO SE PLAINTIFF CONCERNING RESPONSE TO MOTION TO DISMISS/FOR SUMMARY JUDGMENT. The Plaintiff shall file a response to the pending motion to dismiss by April 26, 2019. ( Responses due by 4/26/2019) Signed by Magistrate Judge Lisette M. Reid on 3/25/2019. <i>See attached document for full details.</i> (fbn) (Entered: 03/25/2019)
03/22/2019	<a href="#">76</a>	First MOTION to Dismiss with Prejudice <a href="#">64</a> Amended Complaint by Tony Everett, Sarah Jenkins, Love, Don Philippe, Shepherd, Unnamed Officers. Responses due by 4/5/2019 (Attachments: # <a href="#">1</a> Exhibit Exhibit A, # <a href="#">2</a> Exhibit Exhibit B, # <a href="#">3</a> Exhibit Exhibit C, # <a href="#">4</a> Exhibit Exhibit D, # <a href="#">5</a> Exhibit Exhibit E, # <a href="#">6</a> Exhibit Exhibit F)(Rudd, Michael) (Entered: 03/22/2019)
03/13/2019	<a href="#">75</a>	SUMMONS (Affidavit) Returned Executed on <a href="#">64</a> Amended Complaint with a 14 day response/answer filing deadline pursuant to Fed. R. Civ. P. 15. Love served on 3/13/2019, answer due 3/27/2019. (kpe) (Entered: 03/13/2019)
03/12/2019	<a href="#">74</a>	SUMMONS (Affidavit) Returned Executed on <a href="#">64</a> Amended Complaint with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12. Tony Everett served on 3/11/2019, answer due 4/1/2019. (kpe) (Entered: 03/12/2019)
03/07/2019	<a href="#">73</a>	SUMMONS (Affidavit) Returned Executed on <a href="#">64</a> Amended Complaint with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Don Philippe served on 3/5/2019, answer due 3/26/2019. (drz) (Entered: 03/07/2019)
03/04/2019	<a href="#">72</a>	SUMMONS (Affidavit) Returned Executed on <a href="#">64</a> Amended Complaint with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12. Sarah Jenkins served on 2/27/2019, answer due 3/20/2019. (kpe) (Entered: 03/04/2019)
02/08/2019	<a href="#">71</a>	Summons Issued as to Tony Everett, Sarah Jenkins, Don Philippe. (kpe) (Entered: 02/08/2019)
02/07/2019	<a href="#">70</a>	ORDER RE SERVICE OF PROCESS REQUIRING PERSONAL SERVICE UPON AN INDIVIDUAL(S): Deputy Tony Everett, Deputy Don Philippe, Deputy Brenda Love, and Sergeant Sarah Jenkins. Signed by Magistrate Judge Lisette M. Reid on 2/7/2019. <i>See attached document for full details.</i> (fbn) (Entered: 02/07/2019)
02/05/2019	<a href="#">69</a>	ORDER ADOPTING REPORT AND RECOMMENDATIONS OF MAGISTRATE JUDGE for <a href="#">64</a> Amended Complaint; Adopting <a href="#">67</a> Report and Recommendations. Signed by Senior Judge James I. Cohn on 2/5/2019. <i>See attached document for full details.</i> (kpe) (Entered: 02/05/2019)
01/03/2019	68	Case Reassignment of Paired Magistrate Judge pursuant to Administrative Order(s) 2019-2 to Magistrate Judge Lisette Marie Reid. Magistrate Judge Patrick A. White no longer assigned to case. (yar) (Entered: 01/04/2019)
12/18/2018	<a href="#">67</a>	REPORT AND RECOMMENDATIONS on 42 USC 1983 case re <a href="#">64</a> Amended Complaint filed by Daniel Lilrod Ford; Recommending plaintiff BE ALLOWED to proceed on his claims for excessive force and failure to intervene under the Due Process Clause against the following defendants in their individual capacities only: (1) Deputy Tony Everett; (2) Deputy Don Philippe; (3) Deputy Brenda Love; and (4) Sergeant Sarah Jenkins. It is further recommended that plaintiff NOT BE ALLOWED to proceed on his purported equal protection claim. It is further recommended that Sergeant Sarah Jenkins be ADDED as a defendant. Objections to R&R due by 1/2/2019. Signed by Magistrate Judge Patrick A. White on 12/18/2018. <i>See attached document for full details.</i> (fbn) (Entered: 12/18/2018)
12/07/2018	66	PAPERLESS ORDER denying, without prejudice, <a href="#">65</a> Motion for Extension of Time. Plaintiff has filed a second amended complaint, which supersedes the amended complaint. Furthermore, the court has yet to screen the second amended complaint. Once the court has screened the second amended complaint and the district judge has ruled on the undersigned's recommendation, defendants may file any proper motion. Signed by Magistrate Judge Patrick A. White on 12/7/2018. (js04) (Entered: 12/07/2018)
12/07/2018	<a href="#">65</a>	First MOTION for Extension of Time to file Responsive Pleading by Tony Everett, Love, Don Philippe, Shepherd, Unnamed Officers. Attorney Michael Picton Rudd added to party Tony Everett(pty:dft), Attorney Michael Picton Rudd added to party Don Philippe(pty:dft), Attorney Michael Picton Rudd added to party Unnamed Officers (pty:dft). Responses due by 12/21/2018 (Rudd, Michael) (Entered: 12/07/2018)
11/19/2018	<a href="#">64</a>	SECOND AMENDED COMPLAINT against Tony Everett, Love, Don Philippe, filed by Daniel Lilrod Ford.(kpe) (Entered: 11/20/2018)
10/24/2018	<a href="#">63</a>	ORDER ADOPTING REPORT AND RECOMMENDATIONS OF MAGISTRATE JUDGE for <a href="#">57</a> Amended Complaint ; Adopting <a href="#">58</a> Report and Recommendations. Amended Complaint DE <a href="#">57</a> is dismissed without prejudice. Officer Shepherd shall be dismissed from this action. ( Second Amended Complaint due by 11/16/2018.); Signed by Senior Judge James I. Cohn on 10/24/2018. <i>See attached document for full details.</i> (kpe) (Entered: 10/24/2018)
10/09/2018	62	PAPERLESS ORDER denying, without prejudice, <a href="#">60</a> Motion to Amend/Correct. The undersigned had issued a report on plaintiff's amended complaint before the instant motion to amend was docketed. True, plaintiff's motion to amend appears to address some of the deficiencies that the undersigned identified in the pending report. However, in these circumstances, it is appropriate to wait for the district court to rule on the pending report before permitting any further amendment. Furthermore, if the undersigned were to grant the motion to amend, it would result in a piecemeal complaint. The proper course of action would be for plaintiff to include ALL of his allegations supporting his claims in a SINGLE complaint. Indeed, the court has already explicitly instructed plaintiff that an amended complaint may not incorporate allegations from any prior complaint. Signed by Magistrate Judge Patrick A. White on 10/9/2018. (js04) (Entered: 10/09/2018)

10/09/2018	61	PAPERLESS ORDER re <a href="#">59</a> Response in Opposition to Motion filed by Daniel Lilrod Ford. The court hereby STRIKES, as moot, the instant response. The court has already denied defendants' motion to dismiss, DE#47, as moot. See DE#56. Signed by Magistrate Judge Patrick A. White on 10/9/2018. (js04) (Entered: 10/09/2018)
10/09/2018	<a href="#">60</a>	MOTION for Leave to Amend Complaint re <a href="#">57</a> Amended Complaint by Daniel Lilrod Ford. Responses due by 10/23/2018. (kpe) (Entered: 10/09/2018)
10/09/2018	<a href="#">59</a>	(STRICKEN PER DE#61)RESPONSE in Opposition to <a href="#">47</a> Defendant's MOTION to Dismiss, filed by Daniel Lilrod Ford. Replies due by 10/16/2018. (kpe) Text Modified on 10/10/2018 (cqs). (Entered: 10/09/2018)
10/09/2018	<a href="#">58</a>	REPORT AND RECOMMENDATIONS on 42 USC 1983 case re <a href="#">57</a> Amended Complaint filed by Daniel Lilrod Ford; Recommending plaintiff's amended complaint should be dismissed under 28 U.S.C. § 1915(e)(2)(B)(ii) for failure to state a claim. In view of the circumstances described above, this dismissal should be without prejudice to the filing of a proper second amended complaint. Accordingly, plaintiff should be permitted to amend the amended complaint in accordance with this report by a date certain. Objections to R&R due by 10/23/2018. Signed by Magistrate Judge Patrick A. White on 10/9/2018. <i>See attached document for full details.</i> (Attachments: # <a href="#">1</a> 1983 Complaint Form) (fbn) (Entered: 10/09/2018)
10/04/2018	<a href="#">57</a>	AMENDED COMPLAINT against Tony Everett, Love, Don Philippe filed by Daniel Lilrod Ford.(kpe) (Entered: 10/04/2018)
10/01/2018	56	PAPERLESS ORDER denying, without prejudice, <a href="#">55</a> Motion for Extension of Time to File Response/Reply/Answer. The court has ordered plaintiff to file an amended complaint. DE##53-54. If and when plaintiff files the amended complaint, defendants' motion to dismiss (DE#47) will become moot. Therefore, the court denies, without prejudice, the instant motion for extension of time as premature. Signed by Magistrate Judge Patrick A. White on 10/1/2018. (js04) (Entered: 10/01/2018)
10/01/2018	<a href="#">55</a>	MOTION for Extension of Time to Respond to <a href="#">47</a> Defendant's MOTION to Dismiss, by Daniel Lilrod Ford. (kpe) (Entered: 10/01/2018)
09/20/2018		Reset Deadlines Per DE#54. Amended Complaint due by 10/17/2018. (cqs) (Entered: 09/20/2018)
09/19/2018	54	PAPERLESS ORDER. In accordance with the court's order (DE#53) adopting the undersigned's report (DE#40), plaintiff is hereby directed to file an amended complaint by October 17, 2018. Plaintiff is cautioned that an amended complaint operates as a complete substitute (rather than a mere supplement to) the original complaint. Therefore, the amended complaint may not incorporate any part of the original complaint by reference, and it must be clearly labeled the amended complaint, and must contain the same case number as this case. Furthermore, the amended complaint should include only plaintiff's original factual allegations against the defendants. Plaintiff may not change the nature of his suit by alleging new, unrelated claims in his amended complaint. The amended complaint must be filed (i.e., received by the court and docketed) by October 17, 2018. The court will NOT use the date on which plaintiff signs the amended complaint and/or submits it to prison authorities for mailing as the date of filing. Thus, plaintiff is cautioned that he must take any potential mailing delays into consideration when determining when to submit the required amended complaint for mailing. If plaintiff's amended complaint is not filed by October 17, 2018, the court will dismiss the case for failure to prosecute and/or failure to comply with a court order. Signed by Magistrate Judge Patrick A. White on 9/19/2018. (js04) (Entered: 09/19/2018)
09/17/2018	<a href="#">53</a>	ORDER ADOPTING REPORT AND RECOMMENDATIONS OF MAGISTRATE JUDGE for <a href="#">1</a> Complaint 42 USC 1983 or Bivens filed by Daniel Lilrod Ford; Adopting <a href="#">40</a> Report and Recommendations. Plaintiff's claims against the unnamed officers are dismissed without prejudice. Signed by Senior Judge James I. Cohn on 9/17/2018. <i>See attached document for full details.</i> (kpe) (Entered: 09/18/2018)
09/07/2018	52	PAPERLESS ORDER denying, without prejudice, <a href="#">51</a> Motion to Amend/Correct. Plaintiff's purported "motion clarifying names of four officers involved" is in the nature of a notice and is largely duplicative of DE#46. Furthermore, a motion to dismiss is pending. Plaintiff is free to make the same arguments that he makes in his purported "motion clarifying names of four officers involved" in any proper response to the pending motion to dismiss. Signed by Magistrate Judge Patrick A. White on 9/7/2018. (js04) (Entered: 09/07/2018)
09/07/2018	<a href="#">51</a>	MOTION Clarifying Names of Four Officers Involved on Civil <a href="#">1</a> Complaint 42 USC 1983 by Daniel Lilrod Ford. Responses due by 9/21/2018. (kpe) (Entered: 09/07/2018)
09/04/2018	<a href="#">50</a>	ORDER INSTRUCTING PRO SE PLAINTIFF CONCERNING RESPONSE TO DEFENDANTS' MOTION TO DISMISS re DE# [47]. The plaintiff shall file a response to the pending motion to dismiss by September 28, 2018. Signed by Magistrate Judge Patrick A. White on 9/4/2018. <i>See attached document for full details.</i> (fbn) Modified text on 9/4/2018 (fbn). (Entered: 09/04/2018)
08/31/2018	49	PAPERLESS ORDER re 48 Order. The undersigned hereby VACATES DE#48. Said order was improvidentially entered. The docket already reflects that attorney Rudd represents both Officer Shepherd and Officer Love. Signed by Magistrate Judge Patrick A. White on 8/31/2018. (js04) (Entered: 08/31/2018)
08/31/2018	48	VACATED PAPERLESS ORDER for attorney Michael Picton Rudd to inform the court whether he is representing Defendant Love and, if so, to enter an appearance stating the same. Attorney Rudd's response is due by September 4, 2018. Signed by Magistrate Judge Patrick A. White on 8/31/2018. (js04) Modified to vacate per 49 Order on 8/31/2018 (asl). (Entered: 08/31/2018)
08/31/2018	<a href="#">47</a>	Defendant's MOTION to Dismiss with Prejudice <a href="#">1</a> Complaint 42 USC 1983 or Bivens by Love, Shepherd. Attorney Michael Picton Rudd added to party Love(pty:dft). Responses due by 9/14/2018 (Attachments: # <a href="#">1</a> Exhibit A, Police Report and Photos, # <a href="#">2</a> Exhibit B,Grievance Procedures, # <a href="#">3</a> Exhibit C,Admin Reports)(Rudd, Michael) (Entered: 08/31/2018)
08/30/2018	<a href="#">46</a>	NOTICE of Filing Motion Supplying Names of "Unnamed Officers" by Daniel Lilrod Ford. (kpe) (Entered: 08/30/2018)
08/30/2018	<a href="#">45</a>	OBJECTIONS to Magistrate's <a href="#">40</a> Report and Recommendations by Daniel Lilrod Ford. (kpe) (Entered: 08/30/2018)
08/17/2018		Reset Answer Due Deadline per 44 Order: Shepherd response due 9/17/2018. (asl) (Entered: 08/17/2018)
08/17/2018	44	PAPERLESS ORDER granting <a href="#">43</a> Motion for Extension of Time. Officer Shepherd must answer or otherwise respond by September 17, 2018. Signed by Magistrate Judge Patrick A. White on 8/17/2018. (js04) (Entered: 08/17/2018)

08/17/2018	<a href="#">43</a>	First MOTION for Extension of Time to file Responsive Pleading by Shepherd. Responses due by 8/31/2018 (Rudd, Michael) (Entered: 08/17/2018)
08/17/2018	<a href="#">42</a>	NOTICE by Shepherd <i>Notice of Designation of Email Address</i> (Rudd, Michael) (Entered: 08/17/2018)
08/17/2018	<a href="#">41</a>	NOTICE by Shepherd . Attorney Michael Picton Rudd added to party Shepherd (pty:dft). (Rudd, Michael) (Entered: 08/17/2018)
08/08/2018	<a href="#">40</a>	REPORT AND RECOMMENDATIONS on 42 USC 1983 case re <a href="#">1</a> Complaint 42 USC 1983 or Bivens filed by Daniel Lilrod Ford; Recommending that plaintiff's claims against the unnamed black male and female officers be DISMISSED without prejudice. It is further recommended that the unnamed black male and female officers be TERMINATED as parties to the case. Objections to R&R due by 8/22/2018. Signed by Magistrate Judge Patrick A. White on 8/8/2018. <i>See attached document for full details.</i> (fbn) (Entered: 08/08/2018)
08/01/2018	<a href="#">39</a>	SUMMONS (Affidavit) Returned Executed on <a href="#">1</a> Complaint 42 USC 1983 or Bivens with a 21 day response/answer filing deadline. Officer Love served on 7/30/2018, answer due 8/20/2018. (kpe) (Entered: 08/01/2018)
07/24/2018	<a href="#">38</a>	SUMMONS (Affidavit) Returned Executed on <a href="#">1</a> Complaint 42 USC 1983 or Bivens with a 21 day response/answer filing deadline. Shepherd served on 7/19/2018, answer due 8/9/2018. (kpe) (Entered: 07/24/2018)
07/11/2018	<a href="#">37</a>	SUPPLEMENTAL ORDER OF INSTRUCTIONS TO PRO SE CIVIL LITIGANT. Signed by Magistrate Judge Patrick A. White on 7/11/2018. <i>See attached document for full details.</i> (fbn) (Entered: 07/11/2018)
07/10/2018	<a href="#">36</a>	PAPERLESS ORDER denying, without prejudice, <a href="#">32</a> Motion to Produce. This motion is premature because defendants have not been served yet. Furthermore, discovery is a self-managed process between the parties that does not ordinarily contemplate court intervention. See generally Fed. R. Civ. P. 26; Fed. R. Civ. P. 37. Signed by Magistrate Judge Patrick A. White on 7/10/2018. (js04) (Entered: 07/10/2018)
07/10/2018	<a href="#">35</a>	PAPERLESS ORDER denying, without prejudice, <a href="#">31</a> Motion for Discovery. This motion is premature because defendants have not been served yet. Furthermore, discovery is a self-managed process between the parties that does not ordinarily contemplate court intervention. See generally Fed. R. Civ. P. 26; Fed. R. Civ. P. 37. Signed by Magistrate Judge Patrick A. White on 7/10/2018. (js04) (Entered: 07/10/2018)
07/10/2018	<a href="#">34</a>	PAPERLESS ORDER denying <a href="#">30</a> Motion to Appoint Special Process Server. This motion is unnecessary. The court has already ordered the US Marshall to perfect service of process. See DE#23. Signed by Magistrate Judge Patrick A. White on 7/10/2018. (js04) (Entered: 07/10/2018)
07/10/2018	<a href="#">33</a>	PAPERLESS ORDER denying, without prejudice, <a href="#">29</a> Motion to Amend/Correct. Defendants have not been served yet. Therefore, the motion to amend is premature. See Fed. R. Civ. P. 15(a)(1)(A). Signed by Magistrate Judge Patrick A. White on 7/10/2018. (js04) (Entered: 07/10/2018)
07/09/2018	<a href="#">32</a>	MOTION for the Production of Documents/Electronically Stored Information Under Federal Rules of Civil Procedure 34 (a)(1)(A) by Daniel Lilrod Ford. (kpe) (Entered: 07/10/2018)
07/09/2018	<a href="#">31</a>	MOTION Requesting Discovery Under F.R.C.P. 26(b)(1) by Daniel Lilrod Ford. Responses due by 7/23/2018. (kpe) (Entered: 07/10/2018)
07/09/2018	<a href="#">30</a>	MOTION Requesting Service Under F.R.C.P. 4(c)(3) by Daniel Lilrod Ford. Responses due by 7/23/2018. (kpe) (Entered: 07/10/2018)
07/09/2018	<a href="#">29</a>	MOTION Requesting Leave to Amended under F.R.C.P. 12 (a)(2) re <a href="#">1</a> Complaint 42 USC 1983 by Daniel Lilrod Ford. Responses due by 7/23/2018. (Attachments: # <a href="#">1</a> Amended Complaint)(kpe) (Entered: 07/10/2018)
07/05/2018	<a href="#">28</a>	PAPERLESS ORDER denying <a href="#">27</a> Motion to Produce. Plaintiff has already filed his section 1983 complaint and is proceeding IFP; therefore, his requests for section 1983 and IFP forms are unnecessary. Furthermore, the court cannot grant him the other relief he requests. Signed by Magistrate Judge Patrick A. White on 7/5/2018. (js04) Modified text on 7/5/2018 (fbn). (Entered: 07/05/2018)
07/03/2018	<a href="#">27</a>	MOTION to Produce by Daniel Lilrod Ford. (kpe) (Entered: 07/05/2018)
07/03/2018	<a href="#">26</a>	ORDER TO PLAINTIFF TO PROVIDE INFORMATION FOR SERVICE OF PROCESS. On or before July 27, 2018, plaintiff shall provide, to the extent possible, the full name, title, badge number, specific physical description, and/or address of both the unnamed black male officer and the unnamed black female officer. Plaintiff is advised that he may obtain this information by requesting incident reports, interviews, investigations, etc. regarding the complained-of incident. ( Responses due by 7/27/2018). Signed by Magistrate Judge Patrick A. White on 7/3/2018. <i>See attached document for full details.</i> (fbn) (Entered: 07/03/2018)
07/02/2018	<a href="#">25</a>	NOTICE of Compliance re <a href="#">23</a> Order. Forward Summonses to the U.S. Marshal. (kpe) (Entered: 07/02/2018)
06/29/2018	<a href="#">24</a>	Summons Issued as to Love, Shepherd. (kpe) (Entered: 07/02/2018)
06/27/2018	<a href="#">23</a>	ORDER RE SERVICE OF PROCESS REQUIRING PERSONAL SERVICE UPON AN INDIVIDUAL: Officer Shepherd and Officer Love. Signed by Magistrate Judge Patrick A. White on 6/27/2018. (fbn) (Entered: 06/27/2018)
06/21/2018	<a href="#">22</a>	PAPERLESS ORDER denying, as moot, <a href="#">18</a> Motion for Extension of Time to File Response/Reply/Answer. Signed by Magistrate Judge Patrick A. White on 6/21/2018. (js04) (Entered: 06/21/2018)
06/19/2018	<a href="#">21</a>	ORDER ADOPTING REPORT AND RECOMMENDATIONS OF MAGISTRATE JUDGE for <a href="#">1</a> Complaint 42 USC 1983; Adopting <a href="#">11</a> Report and Recommendations. Plaintiff may proceed with his excessive force claim against all four Defendants. Plaintiff may also proceed with his failure-to-intervene claim against the unnamed black female officer. Plaintiffs claims may proceed against Defendants only in their individual capacities. Signed by Senior Judge James I. Cohn on 6/18/2018. (kpe) (Entered: 06/19/2018)
06/18/2018	<a href="#">20</a>	PAPERLESS ORDER STRIKING <a href="#">17</a> Amended Complaint filed by Daniel Lilrod Ford. Movant's amended complaint is hereby STRICKEN, without prejudice. Movant did not seek leave to amend. Fed. R. Civ. P. 15(a)(2). Furthermore, because a report and

		recommendations is pending, the motion is procedurally improper. Signed by Magistrate Judge Patrick A. White (js04) (Entered: 06/18/2018)
06/18/2018	19	PAPERLESS ORDER denying, without prejudice, <a href="#">16</a> Motion to Appoint Counsel. District courts lack authority to require counsel to represent indigent prisoners in § 1983 cases. Mallard v. United States Dist. Court, 490 U.S. 296, 298 (1989). In exceptional circumstances, the court may request an attorney to voluntarily represent such a plaintiff. See 28 U.S.C. § 1915(e)(1). However, at this stage in the proceedings, plaintiff has yet to show exceptional circumstances warranting the appointment of counsel. Signed by Magistrate Judge Patrick A. White on 6/18/2018. (js04) (Entered: 06/18/2018)
06/15/2018	<a href="#">18</a>	MOTION for Extension of Time to File Response/Reply/Answer as to <a href="#">11</a> REPORT AND RECOMMENDATIONS on 42 USC 1983 case re <a href="#">1</a> Complaint 42 USC 1983 or Bivens filed by Daniel Lilrod Ford Recommending that plaintiff be allowed to proceed with his excessive force claim against the Officers. by Daniel Lilrod Ford. (ls) (Entered: 06/18/2018)
06/15/2018	<a href="#">17</a>	STRICKEN AMENDED COMPLAINT against Shepherd, et al., filed by Daniel Lilrod Ford.(ls) Modified to strike per 20 Order on 6/18/2018 (asl). (Entered: 06/18/2018)
06/15/2018	<a href="#">16</a>	MOTION to Appoint Counsel by Daniel Lilrod Ford. Responses due by 6/29/2018 (ls) (Entered: 06/18/2018)
06/07/2018	15	PAPERLESS ORDER denying, without prejudice, <a href="#">14</a> Motion to Appoint Counsel. District courts lack authority to require counsel to represent indigent prisoners in § 1983 cases. Mallard v. United States Dist. Court, 490 U.S. 296, 298 (1989). In exceptional circumstances, the court may request an attorney to voluntarily represent such a plaintiff. See 28 U.S.C. § 1915(e)(1). However, at this stage in the proceedings, plaintiff has yet to show exceptional circumstances warranting the appointment of counsel. Signed by Magistrate Judge Patrick A. White on 6/7/2018. (js04) (Entered: 06/07/2018)
06/05/2018	<a href="#">14</a>	MOTION for Appointment of Counsel by Daniel Lilrod Ford. Responses due by 6/19/2018. (kpe) (Entered: 06/05/2018)
05/22/2018	<a href="#">13</a>	OBJECTIONS to Recommendation for Dismissal re <a href="#">11</a> Report and Recommendations by Daniel Lilrod Ford. (kpe) Modified on 5/22/2018 (kpe). (Entered: 05/22/2018)
05/22/2018	<a href="#">12</a>	NOTICE of Change of Address by Daniel Lilrod Ford. Address updated. (kpe) (Entered: 05/22/2018)
05/18/2018	<a href="#">11</a>	REPORT AND RECOMMENDATIONS on 42 USC 1983 case re <a href="#">1</a> Complaint 42 USC 1983 or Bivens filed by Daniel Lilrod Ford; Recommending that plaintiff be allowed to proceed with his excessive force claim against the Officers. It is further recommended that he be allowed to proceed with his failure-to-intervene claim against the unnamed black female Officer. It is further recommended that his official-capacity claims against the Officers be dismissed. Objections to R&R due by 6/1/2018. Signed by Magistrate Judge Patrick A. White on 5/18/2018. (fbn) (Entered: 05/18/2018)
05/08/2018	<a href="#">10</a>	ORDER PERMITTING PLAINTIFF TO PROCEED WITHOUT PREPAYMENT OF FILING FEE BUT ESTABLISHING DEBT TO CLERK OF \$350.00 granting <a href="#">8</a> Motion for Leave to Proceed in forma pauperis. Plaintiff to Proceed without Prepayment of Filing Fee but Establishing Debt to Clerk of \$350.00. Granting to the extent that the plaintiff need not prepay even a partial filing fee in this case, or to prepay costs such as for service of process. <b>USM Service NOT Ordered</b> . Signed by Magistrate Judge Patrick A. White on 5/8/2018. (fbn) (Entered: 05/08/2018)
05/08/2018	9	PAPERLESS ORDER vacating <a href="#">7</a> Report and Recommendations in light of DE#8. Signed by Magistrate Judge Patrick A. White on 5/8/2018. (js04) (Entered: 05/08/2018)
05/08/2018	<a href="#">8</a>	MOTION for Leave to Proceed in forma pauperis by Daniel Lilrod Ford. (Attachments: # <a href="#">1</a> Affidavit)(kpe) (Entered: 05/08/2018)
05/01/2018	<a href="#">7</a>	VACATED REPORT AND RECOMMENDATIONS RE DISMISSAL FOR LACK OF PROSECUTION on 42 USC 1983 case re <a href="#">1</a> Complaint 42 USC 1983 or Bivens filed by Daniel Lilrod Ford; Recommending that this case be dismissed for lack of prosecution, failure to comply with a court order, or both. Objections to R&R due by 5/15/2018. Signed by Magistrate Judge Patrick A. White on 5/1/2018. (fbn) Modified to vacate per 9 Order on 5/8/2018 (asl). (Entered: 05/01/2018)
04/13/2018	<a href="#">6</a>	NOTICE of Change of Address by Daniel Lilrod Ford. Address updated. (kpe) (Entered: 04/13/2018)
04/11/2018	<a href="#">5</a>	ORDER DENYING MOTION TO PROCEED IFP WITHOUT PREJUDICE denying <a href="#">3</a> Motion for Leave to Proceed in forma pauperis. On or before April 23, 2018, plaintiff shall either pay the Clerks filing fee of \$350.00 or, in the alternative, file a motion to proceed in forma pauperis with supporting financial affidavit upon the form provided with this Order, together with a prison account statement showing plaintiffs past six months of financial transactions. If plaintiff moves to proceed in forma pauperis, he must fill out the form completely. Motions due by 4/23/2018. Signed by Magistrate Judge Patrick A. White on 4/11/2018. (Attachments: # <a href="#">1</a> IFP Form) (fbn) (Entered: 04/11/2018)
04/11/2018	<a href="#">4</a>	INITIAL ORDER OF INSTRUCTIONS TO PRO SE LITIGANT. Signed by Magistrate Judge Patrick A. White on 4/11/2018. (fbn) (Entered: 04/11/2018)
04/05/2018	<a href="#">3</a>	MOTION for Leave to Proceed in forma pauperis by Daniel Lilrod Ford. (kpe) (Entered: 04/05/2018)
04/05/2018	2	Clerks Notice of Judge Assignment to Senior Judge James I. Cohn and Magistrate Judge Patrick A. White.  Pursuant to Administrative Order 2003-19, this matter is referred to the Magistrate Judge for a ruling on all pre-trial, non-dispositive matters and for a Report and Recommendation on any dispositive matters. (kpe) (Entered: 04/05/2018)
04/05/2018	<a href="#">1</a>	Complaint pursuant to 42 USC 1983 against Love, Shepherd, Unnamed Officer #1-2. Filing fee \$ 350.00. IFP Filed, filed by Daniel Lilrod Ford. (Attachments: # <a href="#">1</a> Exhibit)(kpe) (Entered: 04/05/2018)