

**U.S. District Court
Southern District of Florida (Key West)
CIVIL DOCKET FOR CASE #: 4:21-cv-10052-JEM**

Lopez Macaya v. Aramark, Inc. et al
Assigned to: Judge Jose E. Martinez
Referred to: Magistrate Judge Lisette M. Reid
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 05/13/2021
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil
Rights
Jurisdiction: Federal Question

Plaintiff

Yandri Lopez Macaya

represented by **Yandri Lopez Macaya**
09014737
Monroe County Jail
Inmate Mail/Parcels
5501 College Road
Key West, FL 33040
PRO SE

V.

Defendant

Aramark, Inc.
in individual and official capacities

Defendant

Richard Iyala
*Aramark, Inc. , in individual and
official capacities*

Defendant

Ricardo Batalier
*Aramark, Inc., in individual and
official capacities*

Defendant

Jean Carino
*Aramark, Inc., in individual and
official capacities*

Date Filed	#	Docket Text
08/31/2021	16	Summons Issued as to Aramark Employee Jean Carino. (daa) (Entered: 08/31/2021)
08/31/2021	15	Summons Issued as to Aramark Employee Ricardo Batalier. (daa) (Entered: 08/31/2021)
08/31/2021	14	Summons Issued as to Aramark Employee Richard Iyala. (daa) (Entered: 08/31/2021)
08/31/2021	13	Summons Issued as to Aramark Services, Inc. CT Corporation System. (daa) (Entered: 08/31/2021)
08/31/2021	12	ORDER TO U.S. MARSHAL DIRECTING PERSONAL SERVICE UPON DEFENDANTS. Signed by Magistrate Judge Lisette M. Reid on 8/31/2021. <i>See attached document for full details.</i> (daa) (Entered: 08/31/2021)
08/24/2021	11	ORDER REFERRING CASE to Volunteer Attorney Program (See image DE 10) Signed by Judge Jose E. Martinez on 8/24/2021. <i>See attached document for full details.</i> (vmz) (Entered: 08/31/2021)
08/24/2021	10	ORDER ADOPTING MAGISTRATE JUDGES REPORT AND RECOMMENDATIONS re Magistrate Judge Reid's Report and Recommendation, DE# 8 , is AFFIRMED and ADOPTED. Plaintiff's Motions for Appointment of Counsel, DE# 4 and 7 , are DENIED WITHOUT PREJUDICE. Certificate of Appealability: No Ruling Signed by Judge Jose E. Martinez on 8/23/2021. <i>See attached document for full details.</i> (ebz) (Entered: 08/24/2021)
08/10/2021	9	Letter from Yandri Lopez Macaya stating wanting to continue with the case. (ebz) (Entered: 08/11/2021)
07/27/2021	8	REPORT OF MAGISTRATE JUDGE on 42 USC 1983 case. It is RECOMMENDED that Plaintiff's Complaint [ECF No. 1], PROCEED against Defendants Aramark and Ricardo Batalier, Jean Carino, and Richard Iyala in both their individual capacities and official capacities for deliberate indifference to his conditions of confinement in violation of the Fourteenth Amendment. In recommending these claims to continue, the Court passes no judgment on the merits and ultimate outcome of the case. It is further recommended that Plaintiff's Motions for Appointment of Counsel [ECF No. 4]; [ECF No. 7] be DENIED WITHOUT PREJUDICE, but that Plaintiff's case be placed on the volunteer attorney list. Objections to R&R due by 8/10/2021. Signed by Magistrate Judge Lisette M. Reid on 7/27/2021. <i>See attached document for full details.</i> (daa) (Entered: 07/27/2021)

07/23/2021	7	MOTION for Appointment of Counsel and Brief in Support by Yandri Lopez Macaya. Responses due by 8/6/2021 (ebz) (Entered: 07/23/2021)
06/14/2021	6	ORDER GRANTING PLAINTIFF IN FORMA PAUPERIS STATUS. Plaintiff's motion to proceed in forma pauperis [ECF No. 3] is GRANTED to the extent that the plaintiff need not prepay even a partial filing fee in this case or cost for service of process. Plaintiff owes the United States a debt of \$350.00 which must be paid to the Clerk of the Court as funds become available. The jail/prison having custody of the Plaintiff must make payments from the prisoner's account to the Clerk of this Court each time the amount in the account exceeds \$10.00 until the full filing fee of \$350.00 is paid. Signed by Magistrate Judge Lisette M. Reid on 6/14/2021. <i>See attached document for full details.</i> (daa) (Entered: 06/14/2021)
06/10/2021	5	ORDER OF REFERENCE TO MAGISTRATE JUDGE FOR ALL PRETRIAL PROCEEDINGS. Magistrate Judge Lisette M. Reid for a ruling on all pre-trial, non-dispositive matters, and for a Report and Recommendation on all dispositive matters, including any pending motion, DE# 3 and 4 . Motions referred to Judge Lisette M. Reid. Signed by Judge Jose E. Martinez on 6/10/2021. <i>See attached document for full details.</i> (ebz) (Entered: 06/11/2021)
05/13/2021	4	MOTION to Appoint Counsel by Yandri Lopez Macaya. Responses due by 5/27/2021 (daa) (Entered: 05/14/2021)
05/13/2021	3	MOTION for Leave to Proceed in forma pauperis by Yandri Lopez Macaya. (daa) (Entered: 05/14/2021)
05/13/2021	2	Clerks Notice of Judge Assignment to Judge Jose E. Martinez. (daa) (Entered: 05/14/2021)
05/13/2021	1	Complaint pursuant to 42 USC 1983 against Aramark, Inc., Ricardo Batalier, Jean Carino, Richard Iyala. Filing fee \$ 402.00. IFP Filed, filed by Yandri Lopez Macaya. (Attachments: # 1 Exhibits, # 2 Proposed Summon(s))(daa) (Entered: 05/14/2021)