

**U.S. District Court
Southern District of Florida (Miami)
CIVIL DOCKET FOR CASE #: 1:21-cv-23441-JEM**

Destin v. Loiseau et al
Assigned to: Judge Jose E. Martinez
Referred to: Magistrate Judge Lisette M. Reid
Case in other court: USCA, 25-12354-D
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 09/27/2021
Jury Demand: Defendant
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Keschener Destin

represented by **Keschener Destin**
V71906
Northwest Florida Reception Center
Inmate Mail/Parcels
4455 Sam Mitchell Drive
Chipley, FL 32428
PRO SE

V.

Defendant

E. Loiseau

*Correction Officer, Miami Dade
Corrections and Rehabilitation, in
individual and official capacities*

represented by **Hunter Robert Pratt**
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Defendant

**Miami-Dade Corrections and
Rehabilitation Dept.**

In official capacity
TERMINATED: 03/04/2022

represented by **Hunter Robert Pratt**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jennifer Laura Hochstadt
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED


Defendant



L. Durand

*for Miami Dade County Corrections and
Rehabilitation Department*

represented by **Hunter Robert Pratt**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jennifer Laura Hochstadt
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/26/2025	194	Plaintiff's MEMORANDUM of Law Applicable to the Facts in the Second Amended Complaint re 75 Amended Complaint/Amended Notice of Removal by Keschener Destin. (nan) (Entered: 09/26/2025)
09/26/2025	 193	Plaintiff's MOTION in Limine by Keschener Destin. (nan) (Entered: 09/26/2025)
09/26/2025	192	NOTICE/STIPULATION of Substitution of Counsel by Jennifer Laura Hochstadt on behalf of E. Loiseau instead of prior counsel of record Hunter R. Pratt. (Hochstadt, Jennifer) (Entered: 09/26/2025)
09/26/2025		Attorney Jennifer Laura Hochstadt representing Loiseau, E. (Defendant) and Miami-Dade Corrections and Rehabilitation Dept. (Defendant) and Durand, L. (Defendant); Activated per DE 192 . (jua) (Entered: 09/26/2025)
09/25/2025	191	ORDER REFERRING CASE to Volunteer Attorney Program. Signed by Judge Jose E. Martinez on 9/25/2025. <i>See attached document for full details.</i> (nan) (Entered: 09/26/2025)
09/25/2025	190	ORDER DENYING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT. Plaintiff's 126 MOTION for Summary Judgment filed by Keschener Destin, is DENIED. Signed by Judge Jose E. Martinez on 9/25/2025. <i>See attached document for full details.</i> (nan) (Entered: 09/26/2025)

09/24/2025	189	Appeal Record Returned consisting of (1) envelope containing DE 139 - DVD re 167 Notice of Appeal. USCA #25-12354-D. (apz) (Entered: 09/25/2025)
09/23/2025	 188	MOTION to Appear at Trial in Civilian Clothing by Keschener Destin. (jas) (Entered: 09/23/2025)
09/22/2025	187	MANDATE of USCA. This appeal is DISMISSED, sua sponte, for lack of jurisdiction re 167 Notice of Appeal, filed by Keschener Destin; Date Issued: 9/22/2025; USCA Case Number: 25-12354-D. (apz) (Entered: 09/22/2025)
09/15/2025	 186	Defendant's MOTION in Limine by E. Loiseau. (Attachments: # 1 Exhibit Disciplinary Hearing Report)(Pratt, Hunter) (Entered: 09/15/2025)
08/25/2025	185	Defendant's NOTICE OF CONVENTIONAL FILING of DVD Exhibit in Compliance with the Court's August 22, 2025, Order by L. Durand, E. Loiseau, Miami-Dade Corrections and Rehabilitation Dept. (nan) (Entered: 08/26/2025)
08/25/2025	184	Acknowledgment of Receipt of ROA from USCA re 167 Notice of Appeal, filed by Keschener Destin. Record Received: DE 139 - DVD. Date Received by USCA: 8/25/2025. USCA Case Number: 25-12354-D. (apz) (Entered: 08/26/2025)
08/22/2025	183	PAPERLESS ORDER directing Defendant to conventionally file Plaintiff's DVD exhibit, (ECF No. 139-1). The record on appeal was transmitted to the Eleventh Circuit Court of Appeals (Atlanta Office), (ECF No. 182), and the exhibit is not currently in the Court's possession. Defendant shall submit a copy of the DVD exhibit to the Clerk of Courts, along with a Notice of Conventional Filing and a copy of this Order. The Clerk is directed to accept Defendant's DVD exhibit for conventional filing. Signed by Judge Jose E. Martinez on 8/22/2025. (lsn) (Entered: 08/22/2025)
08/20/2025	182	Certified and Transmitted Record on Appeal to US Court of Appeals (Atlanta Office) consisting of (1) envelope containing DE 139 - DVD re 167 Notice of Appeal. USCA #25-12354-D. (apz) (Entered: 08/21/2025)
08/20/2025	181	Pursuant to 11th Cir. R. 11-2 and 11th Cir. R. 11-3, the Clerk of the District Court for the Southern District of Florida certifies that the record is complete for purposes of this appeal re: 167 Notice of Appeal, Appeal No. 25-12354-D. The record on appeal is available electronically with the exception of: DE 139 - DVD, which is being forwarded via mail to the USCA for the Eleventh Circuit. (apz) (Entered: 08/20/2025)
08/12/2025	180	TRANSCRIPT ORDER FORM filed by Keschener Destin re 167 Notice of Appeal, filed by Keschener Destin. No Transcript Requested. (apz) (Entered: 08/13/2025)
08/05/2025	179	Plaintiff's REPLY in Support of re 124 MOTION to Suppress PLAINTIFF'S DAUBERT MOTION TO EXCLUDE DEFENDANTS OFFICER E.LOISEAU'S AND SERGEANT L.DUMOND'S MEDICAL DOCTOR M.R.LAURENCE DUBENSKY WITH HIS OPINIONS and re DE# 172 Defendant's RESPONSE in Opposition. filed by Keschener Destin. (nan) (Entered: 08/06/2025)
07/29/2025	178	Plaintiff's REPLY Statement of Material Facts to 165 Response/Reply (Other), by Keschener Destin. (nan) (Entered: 07/29/2025)


07/29/2025	177	Plaintiff's REPLY in Support of Motion for Summary Judgment to 165 Response/Reply (Other), by Keschener Destin. (nan) (Entered: 07/29/2025)
07/29/2025	176	DESIGNATION of Record on Appeal/Notice Requesting the Court to File the Record on Appeal by Keschener Destin re 167 Notice of Appeal. (apz) (Entered: 07/29/2025)
07/29/2025	175	TRANSCRIPT ORDER FORM filed by Keschener Destin re 167 Notice of Appeal, filed by Keschener Destin. No Transcript Requested. (apz) (Entered: 07/29/2025)
07/10/2025	174	Acknowledgment of Receipt of NOA from USCA re 167 Notice of Appeal, filed by Keschener Destin. Date received by USCA: 7/10/2025. USCA Case Number: 25-12354-D. (apz) (Entered: 07/10/2025)
07/09/2025	173	CLERK'S NOTICE of Mailing Pro Se Instructions to Keschener Destin re 167 Notice of Appeal. (apz) (Entered: 07/09/2025)
07/09/2025	172	RESPONSE in Opposition re 124 MOTION to Suppress PLAINTIFF'S DAUBERT MOTION TO EXCLUDE DEFENDANTS OFFICER E.LOISEAU'S AND SERGEANT L.DUMOND'S MEDICAL DOCTOR M.R.LAURENCE DUBENSKY WITH HIS OPINIONS filed by E. Loiseau. Replies due by 7/16/2025. (Pratt, Hunter) (Entered: 07/09/2025)
07/07/2025	171	Statement of the Issues for the Appeal by Keschener Destin re 167 Notice of Appeal. (apz) (Entered: 07/08/2025)
07/07/2025	170	Notice Requesting the Court to File the Record on Appeal/DESIGNATION of Record on Appeal by Keschener Destin re 167 Notice of Appeal. (apz) (Entered: 07/08/2025)
07/01/2025	169	PAPERLESS ORDER denying 168 Motion for Leave to Appeal in forma pauperis. The Court's Order Granting Partial Summary Judgment, (ECF No. 149), from which Plaintiff seeks to appeal, is not a final, appealable order. <i>See Ermini v. Scott</i> , 937 F.3d 1329, 1339 (11th Cir. 2019). Signed by Judge Jose E. Martinez on 7/1/2025. (lsn) (Entered: 07/01/2025)
07/01/2025		Transmission of Notice of Appeal, Orders under appeal, and Docket Sheet to US Court of Appeals re 167 Notice of Appeal, Notice has been electronically mailed. (apz) (Entered: 07/01/2025)
06/30/2025	168	MOTION for Leave to Appeal in forma pauperis by Keschener Destin (construed from "Notice for Leave to Proceed in Forma Pauperis on Appeal"). (apz) (Entered: 07/01/2025)
06/30/2025	167	Notice of Appeal re 163 Order on Motion for Reconsideration, 149 Order on Motion for Partial Summary Judgment, Order on Motion for Extension of Time to File Response/Reply/Answer, by Keschener Destin. 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 All Forms and look for Transcript Order Form www.flsd.uscourts.gov/forms/all-forms . (apz) (Entered: 07/01/2025)
06/30/2025	166	RESPONSE in Opposition re 126 MOTION for Summary Judgment filed by E. Loiseau. Replies due by 7/7/2025. (Pratt, Hunter) (Entered: 06/30/2025)

06/30/2025	165	Defendant's RESPONSE to 125 Certificate of Compliance Re Admitted Evidence <i>Response to Plaintiff's Statement of Material Facts</i> by E. Loiseau. (Attachments: # 1 Exhibit Officer Loiseau Declaration and Incident Report) (Pratt, Hunter) (Entered: 06/30/2025)
06/05/2025	164	PAPERLESS ORDER granting 162 Motion for Extension of Time. Defendant shall respond to Plaintiff's Motion for Summary Judgment, ECF No. 126 , on or before June 30, 2025 . Defendant shall respond to Plaintiff's Daubert Motion, ECF No. 124 , on or before July 9, 2025 . Signed by Judge Jose E. Martinez on 6/5/2025. (lsn) (Entered: 06/05/2025)
05/29/2025	163	ORDER denying 161 Motion for Reconsideration. Signed by Judge Jose E. Martinez on 5/29/2025. <i>See attached document for full details.</i> (nan) (Entered: 05/30/2025)
05/28/2025	162	Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 125 Certificate of Compliance Re Admitted Evidence, 124 MOTION to Suppress PLAINTIFF'S DAUBERT MOTION TO EXCLUDE DEFENDANTS OFFICER E.LOISEAU'S AND SERGEANT L.DUMOND'S MEDICAL DOCTOR M.R. LAURENCE DUBENSKY WITH HIS OPINIONS <i>and</i> 126 <i>Plaintiff's Motion for Summary Judgment</i> by E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 05/28/2025)
05/27/2025	161	Plaintiff's Objection and MOTION for Reconsideration on Plaintiff's Substantive and Procedural Due Process Claims Counts II and II in the Sac re 149 Order on Motion for Partial Summary Judgment, Order on Motion for Extension of Time to File Response/Reply/Answer, by Keschener Destin. (nan) (Entered: 05/28/2025)
05/16/2025	160	PAPERLESS ORDER denying 158 Motion for Extension of Time to file an Objection. Plaintiff's request, liberally construed, is one for an extension of time to file a motion for relief from judgment under Rule 59(e). However, "Rule 6(b) (2) prohibits extending the time to file a Rule 59(e) motion[.]" <i>Green v. Drug Enft Admin.</i> , 606 F.3d 1296, 1300 (11th Cir. 2010). Moreover, as Defendant points out, Plaintiff has not articulated any grounds for relief under Rule 59(e), and granting such an extension would delay the case. Signed by Judge Jose E. Martinez on 5/16/2025. (jck) (Entered: 05/16/2025)
05/16/2025	159	RESPONSE in Opposition re 158 MOTION for Extension of Time to file and Objection to the Order Granting Defendant's Motion for Partial Summary Judgment re 149 Order on Motion for Partial Summary Judgment,, Order on Motion for Extension of Time to File Response/Reply/Answer filed by E. Loiseau. Replies due by 5/23/2025. (Pratt, Hunter) (Entered: 05/16/2025)
05/15/2025	158	Plaintiff's MOTION for Extension of Time to file an Objection to the Order Granting Defendant's Motion for Partial Summary Judgment re 149 Order on Motion for Partial Summary Judgment,, Order on Motion for Extension of Time to File Response/Reply/Answer,, by Keschener Destin. Responses due by 5/29/2025. (nan) (Entered: 05/15/2025)
05/12/2025	157	PAPERLESS ORDER denying as moot 135 Motion to Produce. <i>See</i> [ECF No. 156]. Signed by Magistrate Judge Lisette M. Reid on 5/12/2025. (gat) (Entered: 05/12/2025)

05/08/2025	156	RESPONSE to Motion re 135 MOTION to Produce <i>in Compliance with Court Order [ECF No. 151]</i> filed by E. Loiseau. Replies due by 5/15/2025. (Attachments: # 1 Exhibit Plaintiff's Request for Production, # 2 Exhibit Defendants' Response to Plaintiff's Request for Production)(Pratt, Hunter) (Entered: 05/08/2025)
05/01/2025		Set Response Deadlines as to 124 MOTION to Suppress PLAINTIFF'S DAUBERT MOTION TO EXCLUDE DEFENDANTS OFFICER E.LOISEAU'S AND SERGEANT L.DUMOND'S MEDICAL DOCTOR M.R. LAURENCE DUBENSKY WITH HIS OPINIONS and Plaintiff's Statement of Material Facts and Motion for Summary Judgment, (ECF Nos. 125 , 126) Responses due by 6/10/2025. Responses due by 6/13/2025. (nan) (Entered: 05/01/2025)
05/01/2025	155	CLERK'S NOTICE - Attorney Admissions has updated the email information as submitted through attorneys PACER account for attorney Jennifer Laura Hochstadt (pt) (Entered: 05/01/2025)
04/30/2025	154	PAPERLESS ORDER granting 153 Defendants' Motion for Extension of Time. Defendants shall respond to Plaintiff's Statement of Material Facts and Motion for Summary Judgment, (ECF Nos. 125, 126), on or before June 10, 2025 , and to Plaintiff's <i>Daubert</i> Motion, (ECF No. 124), on or before June 13, 2025 . Signed by Judge Jose E. Martinez on 4/30/2025. (jck) (Entered: 04/30/2025)
04/29/2025	153	Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 125 Certificate of Compliance Re Admitted Evidence, 124 MOTION to Suppress PLAINTIFF'S DAUBERT MOTION TO EXCLUDE DEFENDANTS OFFICER E.LOISEAU'S AND SERGEANT L.DUMOND'S MEDICAL DOCTOR M.R. LAURENCE DUBENSKY WITH HIS OPINIONS , and 126 <i>Motion for Summary Judgment</i> by E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 04/29/2025)
04/29/2025	152	Clerk's Notice of Docket Correction re 151 Order Docket Text Modified by Clerk per Chambers. (mf) (Entered: 04/29/2025)
04/29/2025		Reset Deadlines Per DE 151 . Responses due by 5/8/2025. (cqs) (Entered: 04/29/2025)
04/28/2025	151	PAPERLESS ORDER: The Court has reopened this case and there remains a valid claim. <i>See</i> Order Granting Mot. for Partial Summ. J. [ECF No. 149]. Therefore, Defendants must file a Response to Plaintiff's Motion to Produce [ECF No. 135] by May 8, 2025. Signed by Magistrate Judge Lisette M. Reid on 4/28/2025. (gat). Modified on 4/29/2025 per chambers (mf). (Entered: 04/28/2025)
04/25/2025	150	ORDER RE-SETTING TRIAL DATE AND REMAINING PRETRIAL DEADLINES: Jury Trial set for 11/17/2025 09:30 AM in Miami Division before Judge Jose E. Martinez. Calendar Call set for 11/13/2025 01:30 PM in Miami Division before Judge Jose E. Martinez. Signed by Judge Jose E. Martinez on 4/25/2025. <i>See attached document for full details.</i> (nan) Pattern Jury Instruction Builder - To access the latest, up to date changes to the 11th Circuit Pattern Jury Instructions go to https://pji.call.uscourts.gov or click here . (Entered: 04/28/2025)

04/25/2025		Case Reopened (nan) Per DE# 149 . (Entered: 04/25/2025)
04/25/2025	149	ORDER GRANTING MOTION FOR PARTIAL SUMMARY JUDGMENT. Defendants' Motion for Summary Judgment, (ECF No. 131), is GRANTED. Plaintiff's substantive due process and procedural due process claims (Counts II and III) in the Second Amended Complaint, (ECF No. 75), are DISMISSED WITH PREJUDICE. Plaintiff's Motion for Leave to File Late Response, (ECF No. 137), is DENIED AS MOOT. The stay of this case, (ECF No. 133), is LIFTED, and this case is REOPENED. This Court shall reset the remaining deadlines by separate order. Signed by Judge Jose E. Martinez on 4/25/2025. <i>See attached document for full details.</i> (nan) (Entered: 04/25/2025)
01/21/2025	148	REPLY in Support of Motion re 131 MOTION for Partial Summary Judgment . filed by L. Durand, E. Loiseau. (Pratt, Hunter) (Entered: 01/21/2025)
01/21/2025	147	Statement of: Defendants' Reply Statement of Material Facts by L. Durand, E. Loiseau re 140 Response/Reply (Other) (Pratt, Hunter) (Entered: 01/21/2025)
01/17/2025		Set Reply Deadline as to 131 MOTION for Partial Summary Judgment . Defendants shall file a Reply in support of their Motion for Partial Summary Judgment on or before Tuesday, January 21, 2025. Replies due by 1/21/2025. Per DE# 146 . (nan) (Entered: 01/17/2025)
01/17/2025	146	PAPERLESS ORDER granting 144 Defendant's Motion for Extension of Time to File Reply. Defendants shall file a Reply in support of their Motion for Partial Summary Judgment on or before Tuesday, January 21, 2025 . Signed by Judge Jose E. Martinez on 1/17/2025. (jck) (Entered: 01/17/2025)
01/17/2025	145	PAPERLESS ORDER granting nunc pro tunc 137 Plaintiff's Motion for Leave to File Late Response. Plaintiff's Response, 138 , to Defendant's Motion for Partial Summary Judgment, 131 , is accepted as timely filed. Signed by Judge Jose E. Martinez on 1/17/2025. (jck) (Entered: 01/17/2025)
01/16/2025	144	Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 138 Response/Reply (Other), 140 Response/Reply (Other) by L. Durand, E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 01/16/2025)
01/07/2025		Set Reply deadline as to 131 MOTION for Partial Summary Judgment . Defendants shall file a Reply in support of their Motion for Partial Summary Judgment on or before Monday, January 17, 2025. Replies due by 1/17/2025. Per DE# 143 . (nan) (Entered: 01/07/2025)
01/06/2025	143	PAPERLESS ORDER granting 142 Motion for Extension of Time to File Reply. Defendants shall file a Reply in support of their Motion for Partial Summary Judgment on or before Monday, January 17, 2025 . Signed by Judge Jose E. Martinez on 1/6/2025. (jck) (Entered: 01/06/2025)
12/30/2024	142	MOTION for Extension of Time to File Response/Reply/Answer as to 138 Response/Reply (Other), 140 Response/Reply (Other) by L. Durand, E. Loiseau. (Pratt, Hunter) (Entered: 12/30/2024)
12/27/2024	141	DECLARATION OF KESCHENER DESTIN by Keschener Destin (nan) (Entered: 12/27/2024)

12/27/2024	140	Plaintiff's RESPONSE to Defendant's Statement of Material Facts to 130 Statement by Keschener Destin. (nan) (Entered: 12/27/2024)
12/27/2024	139	NOTICE OF CONVENTIONAL FILING by Keschener Destin (nan) (Main Document 139 replaced on 2/7/2025) (ls). (Additional attachment(s) added on 2/7/2025: # 1 Supplement DVD) (ls). (Entered: 12/27/2024)
12/27/2024	138	Plaintiff's RESPONSE to Defendant's Motion for Partial Summary Judgment to 131 MOTION for Partial Summary Judgment by Keschener Destin. (nan) (Entered: 12/27/2024)
12/27/2024	137	MOTION for Leave Plaintiff's Late Filing Response or Extension of Time 131 MOTION for Partial Summary Judgment by Keschener Destin. (nan) (Entered: 12/27/2024)
12/12/2024	136	ORDER granting 134 Motion for Leave to File DVD Exhibit. Plaintiff shall mail a copy of the DVD exhibit to the Clerk of Courts, along with a Notice of Conventional Filing and a copy of this Order. The Clerk is Directed to accept Plaintiff's DVD exhibit for conventional filing. Signed by Judge Jose E. Martinez on 12/12/2024. <i>See attached document for full details.</i> (nan) (Entered: 12/13/2024)
12/11/2024	135	Plaintiff's Request to Defendants' Officer E. Loiseau and Sergeant L. Durand for Production of Documents by Keschener Destin. (nan) (Entered: 12/11/2024)
12/11/2024	134	Plaintiff's Motion for Leave to File His Exhibit 11- The DVD in Multimedia Format by Keschener Destin. (nan) (Entered: 12/11/2024)
12/02/2024	133	ORDER STAYING CASE PENDING SUMMARY JUDGMENT. ORDER granting 132 Motion to Stay. This case is STAYED pending the resolution of Defendant's Motion for Partial Summary Judgment. (ECF No. 131 .) All pending deadlines in this case pursuant to the Court's May 7, 2024 scheduling order, (ECF No. 99 _ , are hereby STAYED. This case is Administratively Closed. This shall not affect the substantive rights of the parties. Motions Terminated: , 132 MOTION to Stay re 131 MOTION for Partial Summary Judgment filed by E. Loiseau, L. Durand, 126 MOTION for Summary Judgment filed by Keschener Destin, L. Signed by Judge Jose E. Martinez on 12/2/2024. <i>See attached document for full details.</i> (nan) Modified text on 12/12/2024 (nan). (Entered: 12/03/2024)
12/02/2024	132	MOTION to Stay re 131 MOTION for Partial Summary Judgment by L. Durand, E. Loiseau. Responses due by 12/16/2024. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 12/02/2024)
12/02/2024	131	MOTION for Partial Summary Judgment by L. Durand, E. Loiseau. Responses due by 12/16/2024. (Pratt, Hunter) (Entered: 12/02/2024)
12/02/2024	130	Statement of: <i>Undisputed Material Facts In Support of Defendants' Motion for Partial Summary Judgment</i> by L. Durand, E. Loiseau (Attachments: # 1 Exhibit Ex. 1 - Declaration of Captain Anthony Yeber, # 2 Exhibit Ex. 2 - MDCR Cell History, # 3 Exhibit Ex. 3 - Inmate Search, # 4 Exhibit Ex. 4 - Inmate Detailed Information Sheet, # 5 Exhibit Ex. 5 - Plaintiff's Deposition Transcript, # 6 Exhibit Ex. 6 - Declaration of Officer Evens Loiseau, # 7 Exhibit Ex. 7 - Inmate Disciplinary Report and Notification, # 8 Exhibit Ex. 8 - DSOP 12-002, # 9 Exhibit Ex. 9 - Declaration of Sergeant Larissa Durand, # 10 Exhibit Ex. 10 -

		Incident Report, # 11 Exhibit Ex. 11 - Facility-Based Safety Cell Review, # 12 Exhibit Ex. 12 - Departmental Safety Cell Review, # 13 Exhibit Ex. 13 - Safety Cell Inmate Profile Sheet, # 14 Exhibit Ex. 14 - Shift Log Entry Summary, # 15 Exhibit Ex. 15 - Inmate Grievance TG20-07074)(Pratt, Hunter) (Entered: 12/02/2024)
11/25/2024		Set Deadline: Defendants shall have until December 18, 2024, to respond to 124 MOTION to Suppress PLAINTIFF'S DAUBERT MOTION TO EXCLUDE DEFENDANTS OFFICER E.LOISEAU'S AND SERGEANT L.DUMOND'S MEDICAL DOCTOR M.R.LAURENCE DUBENSKY WITH HIS OPINIONS, 126 MOTION for Summary Judgment and Plaintiff's Statement of Material Facts, [ECF No. 125]. Responses due by 12/18/2024. Per Order, DE# 129 . (nan) (Entered: 11/25/2024)
11/25/2024	129	PAPERLESS ORDER granting 128 Defendants' Motion for Extension of Time. Defendants shall have until December 18, 2024 , to respond to Plaintiff's Daubert Motion, (ECF No. 124), Plaintiff's Statement of Material Facts, (ECF No. 125), and Plaintiff's Motion for Summary Judgment, (ECF No. 126). Signed by Judge Jose E. Martinez on 11/25/2024. (jck) (Entered: 11/25/2024)
11/20/2024	128	MOTION for Extension of Time to File Response/Reply/Answer as to 126 MOTION for Summary Judgment, 125 Certificate of Compliance Re Admitted Evidence, 124 MOTION to Suppress PLAINTIFF'S DAUBERT MOTION TO EXCLUDE DEFENDANTS OFFICER E.LOISEAU'S AND SERGEANT L.DUMOND'S MEDICAL DOCTOR M.R.LAURENCE DUBENSKY WITH HIS OPINIONS by L. Durand, E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 11/20/2024)
11/19/2024	123	PAPERLESS ORDER granting 122 Motion for Extension of Time of Discovery Cutoff Deadline. The discovery deadline is extended for the sole purpose of Defendants amending their witness list to add two witnesses. Defendants shall exchange their amended witness list with Plaintiff within one day of this order. Plaintiff shall have thirty days within which to conduct discovery limited to these two witnesses. Signed by Judge Jose E. Martinez on 11/19/2024. (jck) (Entered: 11/19/2024)
11/18/2024	127	AFFIDAVIT of Keschener Destin in Support re 126 Plaintiff's MOTION for Summary Judgment filed by Keschener Destin. (nan) (Entered: 11/20/2024)
11/18/2024	126	Plaintiff's MOTION for Summary Judgment by Keschener Destin. Responses due by 12/2/2024. (nan) (Entered: 11/20/2024)
11/18/2024	125	NOTICE TO OFFER EVIDENCE - exhibit(s): 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20. by Keschener Destin (nan) (Entered: 11/20/2024)
11/18/2024	 124	Plaintiff's Daubert MOTION to Exclude Defendants Officer E. Loiseau's and Sergeant L. Durand's Medical Doctor Mr. Laurence Dubensky with his Opinions by Keschener Destin. Responses due by 12/2/2024. (nan) (Entered: 11/20/2024)
11/18/2024	122	MOTION for Extension of Time of Discovery Cutoff Deadline <i>for the Limited Purpose of Amending Their Witness List</i> by L. Durand, E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 11/18/2024)
09/27/2024	121	ORDER denying 114 Motion to Strike 114 MOTION to Strike, 115 MOTION to Strike 100 Answer to Amended Complaint ; denying 115 Motion to Strike 114

		MOTION to Strike, 115 MOTION to Strike 100 Answer to Amended Complaint. Signed by Judge Jose E. Martinez on 9/27/2024. <i>See attached document for full details.</i> (nan) (Entered: 09/27/2024)
09/17/2024	120	RESPONSE in Opposition re 116 MOTION for Extension of Time to File All Daubert, Summary Judgment, and Other Dispositive Motions re 99 Scheduling Order,,,,, Order Referring Case to Magistrate Judge,,,,, filed by Keschener Destin. Replies due by 9/24/2024. (nan) (Entered: 09/17/2024)
09/12/2024	119	RESPONSE in Opposition re 115 MOTION to Strike 100 Answer to Amended Complaint filed by L. Durand, E. Loiseau. Replies due by 9/19/2024. (Attachments: # 1 Exhibit Proof of Mailing Answer to Plaintiff)(Pratt, Hunter) (Entered: 09/12/2024)
09/11/2024	118	RESPONSE in Opposition re 114 MOTION to Strike <i>Defendant's Expert Witness Summaries and Reports</i> filed by L. Durand, E. Loiseau. Replies due by 9/18/2024. (Attachments: # 1 Exhibit Proof of Mailing Defendants' Expert Witness Disclosure, # 2 Exhibit Notice from USPS that Additional Postage Needed, # 3 Exhibit Second Mailing of Defendants' Expert Witness Disclosure, # 4 Exhibit Plaintiff's August and September Prison Mail Log)(Pratt, Hunter) (Entered: 09/11/2024)
09/04/2024	117	PAPERLESS ORDER granting 116 Motion for Extension of Time. The new deadline to file all <i>Daubert</i> , summary judgment, and other dispositive motions shall be December 2, 2024 . Signed by Judge Jose E. Martinez on 9/4/2024. (jck) (Entered: 09/04/2024)
09/03/2024	116	MOTION for Extension of Time to File All Daubert, Summary Judgment, and Other Dispositive Motions re 99 Scheduling Order,,,,, Order Referring Case to Magistrate Judge,,,,, by L. Durand, E. Loiseau. Responses due by 9/17/2024. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 09/03/2024)
08/29/2024	115	MOTION to Strike Defendants' Answer to the SAC re 100 Answer to Amended Complaint by Keschener Destin. Responses due by 9/12/2024. (pc) (Entered: 08/29/2024)
08/29/2024	114	MOTION to Strike Defendant's Expert Witness Summaries and Reports by Keschener Destin. Responses due by 9/12/2024. (pc) (Entered: 08/29/2024)
08/27/2024	113	ORDER granting 112 Motion to Take Deposition. Signed by Magistrate Judge Lisette M. Reid on 8/27/2024. <i>See attached document for full details.</i> (gat) (Entered: 08/27/2024)
08/06/2024	112	MOTION to Take Deposition from Keschener Destin by L. Durand, E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 08/06/2024)
07/15/2024	111	PAPERLESS ORDER granting 109 Motion for Extension of Time. The parties shall exchange expert witness summaries and reports on or before August 5, 2024 . Signed by Judge Jose E. Martinez on 7/15/2024. (jck) (Entered: 07/15/2024)

07/09/2024	110	ORDER DENYING MOTION FOR RECONSIDERATION. ORDER denying 102 Motion for Reconsideration re 102 MOTION for Reconsideration re 98 Order on Motion to Dismiss, filed by Keschener Destin. Signed by Judge Jose E. Martinez on 7/9/2024. <i>See attached document for full details.</i> (nan) (Entered: 07/09/2024)
07/08/2024	109	MOTION for Extension of Time to exchange expert witness summaries and reports re 99 Scheduling Order,,,,, Order Referring Case to Magistrate Judge,,,, by L. Durand, E. Loiseau. Responses due by 7/22/2024. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 07/08/2024)
07/02/2024	108	PAPERLESS ORDER granting 107 Motion for Extension of Time. Defendants shall respond to Plaintiff's Request for Production on or before July 11, 2024 . Signed by Judge Jose E. Martinez on 7/2/2024. (jck) (Entered: 07/02/2024)
06/26/2024	107	MOTION for Extension of Time to File Response/Reply/Answer to Plaintiff's May 28, 2024, Request to Produce by L. Durand, E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Pratt, Hunter) (Entered: 06/26/2024)
06/21/2024	106	NOTICE of Compliance by L. Durand, E. Loiseau (Pratt, Hunter) (Entered: 06/21/2024)
06/10/2024	105	RESPONSE in Opposition re 102 MOTION for Reconsideration re 98 Order on Motion to Dismiss, filed by L. Durand, E. Loiseau. Replies due by 6/17/2024. (Pratt, Hunter) (Entered: 06/10/2024)
06/05/2024	104	STATUS REPORT / <i>Second Joint Conferral Report</i> by L. Durand, E. Loiseau (Attachments: # 1 Exhibit Election to Jurisdiction by a United States Magistrate Judge for Final Disposition of Motions)(Pratt, Hunter) (Entered: 06/05/2024)
05/29/2024	103	Plaintiff's Certificate of Interested Parties and Corporate Disclosure Statement by Keschener Destin (nan) (Entered: 05/30/2024)
05/29/2024	102	MOTION for Reconsideration Plaintiff's Official Capacity Claims or Objection to Preserve the Issue re 98 Order on Motion to Dismiss, by Keschener Destin. (nan) (Entered: 05/30/2024)
05/22/2024	101	Second Certificate of Other Affiliates/Corporate Disclosure Statement by L. Durand, E. Loiseau (Pratt, Hunter) (Entered: 05/22/2024)
05/17/2024	100	<i>Defendants'</i> ANSWER and Affirmative Defenses to Amended Complaint with Jury Demand by L. Durand, E. Loiseau. (Pratt, Hunter) (Entered: 05/17/2024)
05/07/2024	99	ORDER SETTING CIVIL TRIAL DATE AND PRETRIAL SCHEDULE, REQUIRING SETTLEMENT CONFERENCE, AND REFERRING CERTAIN MOTIONS TO MAGISTRATE JUDGE: (Jury Trial set for 2/10/2025 09:30 AM in Fort Pierce Division before Judge Jose E. Martinez., Calendar Call set for 2/6/2025 01:30 PM in Miami Division before Judge Jose E. Martinez.), ORDER REFERRING CASE to Magistrate Judge all discovery motions and all motions that relate directly to these motions, such as motions for extension of time, motions for reconsideration, motions for sanctions, and motions for mental or physical examinations, are referred to United States Magistrate Judge Lisette M. Reid to take all appropriate action.. Signed by Judge Jose E. Martinez on 5/7/2024. <i>See attached document for full details.</i> (nan)

		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. (Entered: 05/07/2024)
05/03/2024	98	ORDER granting in part and denying in part 91 Motion to Dismiss. Plaintiff's official capacity claims against Officer E. Loiseau and Sergeant L. Durand are Dismissed with Prejudice. This Court will reset the trial date and remaining pretrial deadlines by separate order. Signed by Judge Jose E. Martinez on 5/3/2024. <i>See attached document for full details.</i> (nan) (Entered: 05/06/2024)
04/19/2024	97	ORDER OF RECUSAL AND ORDER OF REASSIGNMENT. Magistrate Judge Eduardo I. Sanchez recused. Case reassigned to Magistrate Judge Lisette M. Reid for all further proceedings. Signed by Magistrate Judge Eduardo I. Sanchez on 4/18/2024. <i>See attached document for full details.</i> (vjk) (Entered: 04/19/2024)
04/15/2024	96	PAPERLESS ORDER REASSIGNING CASE to Magistrate Judge Eduardo I. Sanchez for all further proceedings. Signed by Judge Jose E. Martinez on 4/15/2024. (jck) (Entered: 04/15/2024)
04/15/2024		Magistrate Judge Jacqueline Becerra-MJ no longer assigned to case. (mf) (Entered: 04/15/2024)
04/03/2024	95	REPLY to Response to Motion re 91 MOTION to Dismiss with Prejudice 75 Amended Complaint/Amended Notice of Removal filed by L. Durand, E. Loiseau. (Pratt, Hunter) (Entered: 04/03/2024)
03/28/2024		Attorney Jennifer Laura Hochstadt representing Loiseau, E. (Defendant) and Miami-Dade Corrections and Rehabilitation Dept. (Defendant) and Durand, L. (Defendant); terminated. (per DE 92) (drz) (Entered: 03/28/2024)
03/27/2024	94	NOTICE of Submittal re Plaintiff's Reply to the Defendant's Motion to Dismiss the Second Amended Complaint to the prison Administration by Keschener Destin re 93 Response to Motion (nan) (Entered: 03/28/2024)
03/27/2024	93	Plaintiffs' REPLY to the Defendant's Motion re 91 MOTION to Dismiss with Prejudice 75 Amended Complaint/Amended Notice of Removal filed by Keschener Destin. Replies due by 4/3/2024. (nan) (Entered: 03/28/2024)
03/22/2024	92	NOTICE of Substitution of Counsel by Hunter Robert Pratt on behalf of L. Durand, E. Loiseau, Miami-Dade Corrections and Rehabilitation Dept.. Attorney Hunter Robert Pratt added to party L. Durand(pty:dft), Attorney Hunter Robert Pratt added to party E. Loiseau(pty:dft), Attorney Hunter Robert Pratt added to party Miami-Dade Corrections and Rehabilitation Dept.(pty:dft). (Pratt, Hunter) Modified text on 3/28/2024 (drz). (Entered: 03/22/2024)
03/08/2024	91	MOTION to Dismiss with Prejudice 75 Amended Complaint/Amended Notice of Removal by L. Durand, E. Loiseau. Responses due by 3/22/2024. (Attachments: # 1 Cell History, # 2 MDCR Inmate Search, # 3 DSOP 15-001, # 4 Inmate Handbook, # 5 Romero Declaration)(Hochstadt, Jennifer) (Entered: 03/08/2024)
02/27/2024		Set/Reset Deadlines/Hearings per order DE#90. Second Amended Complaint due by 3/8/2024. (drz) (Entered: 02/27/2024)
02/27/2024	90	PAPERLESS ORDER granting 89 Motion for Extension of Time. Defendants E. Loiseau and L. Durand shall respond to the Second Amended Complaint on or before March 8, 2024 . Signed by Judge Jose E. Martinez on 2/27/2024. (jck)

		(Entered: 02/27/2024)
02/27/2024	89	MOTION for Extension of Time to File Response/Reply/Answer as to 75 Amended Complaint/Amended Notice of Removal by L. Durand, E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Hochstadt, Jennifer) (Entered: 02/27/2024)
02/14/2024	88	PAPERLESS ORDER granting 87 Motion for Extension of Time. Defendant Miami-Dade Corrections Officer L. Durand shall respond to the Second Amended Complaint on or before March 4, 2024 . Signed by Judge Jose E. Martinez on 2/14/2024. (jck) (Entered: 02/14/2024)
02/13/2024	87	Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 75 Amended Complaint/Amended Notice of Removal by L. Durand. Attorney Jennifer Laura Hochstadt added to party L. Durand(pty:dft). (Attachments: # 1 Text of Proposed Order)(Hochstadt, Jennifer) (Entered: 02/13/2024)
02/12/2024	86	SUMMONS (Affidavit) Returned Executed on 75 Amended Complaint/Amended Notice of Removal with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 L. Durand served on 2/9/2024, response/answer due 3/1/2024. (nan) (Entered: 02/13/2024)
01/24/2024	85	NOTICE of Compliance re 75 Amended Complaint/Amended Notice of Removal filed by Keschener Destin, 83 Order, 82 Order on Motion to Stay,,, Order on Motion to Appoint Counsel,,, Order on Motion for Leave to Proceed in forma pauperis,,, 84 Summons Issued. A copy of all documents was placed in the U.S. Marshals mailbox located at the Ft. Lauderdale Clerk's office. (nan) (Entered: 01/24/2024)
01/24/2024	84	Summons Issued as to L. Durand. (nan) (Entered: 01/24/2024)
01/23/2024	83	ORDER REQUIRING PERSONAL SERVICE BY THE U.S. MARSHAL. Signed by Judge Jose E. Martinez on 1/23/2024. <i>See attached document for full details.</i> (nan) (Entered: 01/24/2024)
01/23/2024	82	OMNIBUS ORDER. Plaintiff's Second Amended Complaint, (ECF No. 75), is ALLOWED TO PROCEED as to Plaintiff's substantive due process claims and procedural due process claims against Defendants. This Court shall order U.S. Marshal's service on Sergeant L. Durand by separate order. Plaintiff's equal protection claims are DISMISSED WITHOUT PREJUDICE. Defendant's Motion to Stay All Pretrial Deadlines, (ECF No. 74), is GRANTED. This case is STAYED pending the resolution of Defendant's forthcoming motion to dismiss. All pending pretrial and trial deadlines in this action are hereby CANCELLED. Plaintiff's Motion to Appoint Counsel, (ECF No. 76), is DENIED. Plaintiff's Motion for Leave to Proceed IFP, (ECF No. 77), is DENIED AS MOOT. Signed by Judge Jose E. Martinez on 1/23/2024. <i>See attached document for full details.</i> (nan) (Entered: 01/24/2024)
01/23/2024	81	Plaintiff's NOTICE of Submittal and Compliance with the Court Order of December 7th 2023 by Keschener Destin (nan) (Entered: 01/23/2024)
01/19/2024	80	PAPERLESS ORDER granting 79 Motion for Extension of Time. Defendant Loiseau shall respond to the Second Amended Complaint on or before March 4, 2024 . Signed by Judge Jose E. Martinez on 1/19/2024. (jck) (Entered: 01/19/2024)

01/18/2024	79	Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 75 Amended Complaint/Amended Notice of Removal by E. Loiseau. (Attachments: # 1 Text of Proposed Order)(Hochstadt, Jennifer) (Entered: 01/18/2024)
01/17/2024	78	Declaration of Indigency/AFFIDAVIT signed by: Keschener Destin re 77 MOTION for Leave to Proceed in forma pauperis by Keschener Destin (nan) (Entered: 01/18/2024)
01/17/2024	77	MOTION for Leave to Proceed in forma pauperis by Keschener Destin. (nan) (Entered: 01/18/2024)
01/17/2024	76	MOTION to Appoint Counsel by Keschener Destin. Responses due by 1/31/2024. (nan) (Entered: 01/18/2024)
01/17/2024	75	SECOND AMENDED COMPLAINT against E. Loiseau, L. Durand, filed by Keschener Destin. (Attachments: # 1 Exhibits)(nan) Modified text on 1/19/2024 (nan). (Entered: 01/18/2024)
01/08/2024	74	Defendant's MOTION to Stay <i>all Pretrial Deadlines</i> by E. Loiseau. Responses due by 1/22/2024 (Attachments: # 1 Text of Proposed Order)(Hochstadt, Jennifer) (Entered: 01/08/2024)
12/19/2023	73	NOTICE of Compliance re 72 Order on Motion for Miscellaneous Relief. A copy of the Order and the 1983 Complaint were mailed to the Plaintiff. (nan) (Entered: 12/19/2023)
12/19/2023	72	ORDER DENYING MOTIONS: ORDER denying 67 Motion ; denying 68 Motion. On or before January 15, 2024, Plaintiff shall file a second amended complaint, labeled Second Amended Complaint. Amended Complaint due by 1/15/2024. Signed by Judge Jose E. Martinez on 12/19/2023. <i>See attached document for full details.</i> (nan) (Entered: 12/19/2023)
12/08/2023	71	ORDER Memorializing Discovery Hearing. Signed by Magistrate Judge Jacqueline Becerra on 12/8/2023. <i>See attached document for full details.</i> (nsy) (Entered: 12/08/2023)
12/07/2023	70	PAPERLESS Minute Entry for proceedings held before Magistrate Judge Jacqueline Becerra: Zoom Settlement Conference held on 12/7/2023. The Parties have reached an impasse in this matter. Attorney Appearance(s): Jennifer Laura Hochstadt, Other appearances: Keschener Destin, Pro Se and Evans Loiseau were present. Total time in court: 26 minutes. (dgj) (Entered: 12/07/2023)
12/07/2023	69	PAPERLESS Minute Entry for proceedings held before Magistrate Judge Jacqueline Becerra: Zoom Discovery Hearing held on 12/7/2023. Order to follow. Attorney Appearance(s): Jennifer Laura Hochstadt, Other appearances: Keschener Destin, Pro Se. (Digital 12:38:54) Total time in court: 26 minutes. (dgj) (Entered: 12/07/2023)
12/04/2023	68	MOTION to Order Defendant Officer E. Loiseau and Sergeant L. Durand to Join the Remained Claim in the Amended Complaint re 29 Amended Complaint/Amended Notice of Removal by Keschener Destin. (pc) (Entered: 12/06/2023)
12/04/2023	67	MOTION to supplement Plaintiff's Reply to the Defendant Officer Loiseau's Defenses to the Amended Complaint re 50 Answer to Amended Complaint by Keschener Destin. (pc) (Entered: 12/06/2023)

12/04/2023	66	MOTION to Order Defendant Officer Loiseau for Sufficient Answer to Plaintiff's First Set of Request for Admission or Sanctions by Keschener Destin. (pc) (Entered: 12/04/2023)
11/27/2023		Deadline(s)/Hearing(s) terminated Discovery Hearing set for 12/6/2023 11:00 AM in Miami Division before Magistrate Judge Jacqueline Becerra pursuant to DE#65 (dgj) (Entered: 11/27/2023)
11/22/2023	65	NOTICE OF CANCELLATION OF HEARING by ATTORNEY: re 63 NOTICE of Hearing by ATTORNEY: Discovery Hearing set for 12/6/2023 11:00 AM in Miami Division before Magistrate Judge Jacqueline Becerra. (Attachments: # 1 Exhibit A (Proposed Order), # 2 Exhibit B (Pl's Responses to Def's Discovery)) (Hochstadt, Jennifer) (Hochstadt, Jennifer) (Entered: 11/22/2023)
11/22/2023	64	NOTICE of Hearing by ATTORNEY: Discovery Hearing set for 12/7/2023 12:00 PM in Miami Division before Magistrate Judge Jacqueline Becerra. (Attachments: # 1 Exhibit A (Proposed Order), # 2 Exhibit B (Pl's Responses to Def's Discovery)) (Hochstadt, Jennifer) (Entered: 11/22/2023)
11/22/2023	63	NOTICE of Hearing by ATTORNEY: Discovery Hearing set for 12/6/2023 11:00 AM in Miami Division before Magistrate Judge Jacqueline Becerra. (Attachments: # 1 Exhibit A (Proposed Order), # 2 Exhibit B (Pl's Responses to Def's Discovery)) (Hochstadt, Jennifer) (Entered: 11/22/2023)
11/21/2023	62	MOTION for an Order Compelling <i>Discovery</i> by Keschener Destin. Responses due by 12/5/2023. (scn) (Entered: 11/22/2023)
11/09/2023	61	NOTICE of Change of Address by Keschener Destin (Address Updated in CM/ECF). (drz) (Entered: 11/09/2023)
11/07/2023	60	PAPERLESS ORDER SETTING SETTLEMENT CONFERENCE. The Settlement Conference in this matter is scheduled for 12:00 P.M. on Thursday, December 7, 2023 , before the undersigned via ZoomGov videoconferencing. The Zoom connection information is as follows: Join ZoomGov Meeting https://www.zoomgov.com ; Meeting ID: 161 976 9803; Passcode: 032949; Dial 1-646-828-7666. Parties should note that: (1) The Conference shall be conducted without a court reporter. All representations made at the Conference shall remain confidential. However, if a settlement is reached, the Court may require the parties to state the material terms of the agreement on the Court record. (2) Each party may send a confidential settlement statement to chambers (chambers_becerra@flsd.uscourts.gov) no later than 48 hours before the Settlement Conference. The statement can be no more than five pages. (3) The Court does not provide an interpreter for parties who do not speak English. If a party requires an interpreter, it shall be that party's burden to provide one. Signed by Magistrate Judge Jacqueline Becerra on 11/7/2023. (nsy) (Entered: 11/07/2023)
10/30/2023	59	Notice of Submittal by Keschener Destin re 54 Response/Reply (Other). (pc) (Entered: 10/31/2023)
10/18/2023	58	Notice of Submittal by Keschener Destin. (pc) (Entered: 10/19/2023)
10/16/2023	57	NOTICE of Compliance by E. Loiseau (Pastor, Bernard) (Entered: 10/16/2023)

10/13/2023	56	STATUS REPORT /JOINT CONFERRAL REPORT by E. Loiseau (Pastor, Bernard) (Entered: 10/13/2023)
10/04/2023	55	ORDER denying 53 Motion to Appoint Counsel. Signed by Judge Jose E. Martinez on 10/4/2023. <i>See attached document for full details.</i> (drz) (Entered: 10/05/2023)
10/04/2023	54	Plaintiff's Reply to Defendant's Answers to 50 Answer to Amended Complaint by Keschener Destin. (drz) (Entered: 10/05/2023)
10/03/2023	53	MOTION to Appoint Counsel by Keschener Destin. Responses due by 10/17/2023 (drz) (Entered: 10/03/2023)
09/28/2023	52	Notice of Filing: Notice for the Scheduling Conference by Keschener Destin (pc) (Entered: 09/28/2023)
09/25/2023	51	Plaintiff's Certificate of Interested Parties and Corporate Disclosure Statement by Keschener Destin. (pc) (Entered: 09/25/2023)
09/11/2023	50	<i>Defendant's</i> ANSWER and Affirmative Defenses to Amended Complaint by E. Loiseau. (Pastor, Bernard) (Entered: 09/11/2023)
09/01/2023	49	Defendant's Certificate of Other Affiliates/Corporate Disclosure Statement by E. Loiseau (Pastor, Bernard) (Entered: 09/01/2023)
08/30/2023		Set/Reset Hearings. Jury Trial set for 8/12/2024 09:30 AM in Fort Pierce Division before Judge Jose E. Martinez. (Per order de 48). (pc) (Entered: 08/31/2023)
08/30/2023	48	ORDER SETTING CIVIL TRIAL DATE AND PRETRIAL SCHEDULE, REQUIRING SETTLEMENT CONFERENCE, AND REFERRING CERTAIN MOTIONS TO MAGISTRATE JUDGE: (Jury Trial set for 8/12/2024 09:30 AM in Ft. Pierce Division before Judge Jose E. Martinez., Calendar Call set for 8/8/2024 01:30 PM in Miami Division before Judge Jose E. Martinez.), ORDER REFERRING CASE to Magistrate Judge Jacqueline Becerra for Discovery Matters. Signed by Judge Jose E. Martinez on 8/30/2023. <i>See attached document for full details.</i> (pc) 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 . Modified text on 8/31/2023 (pc). (Entered: 08/30/2023)
08/30/2023	47	NOTICE of Attorney Appearance by Bernard Pastor on behalf of E. Loiseau. Attorney Bernard Pastor added to party E. Loiseau(pty:dft). (Pastor, Bernard) (Entered: 08/30/2023)
08/29/2023	46	OMNIBUS ORDER. Defendant's Motion to Dismiss, (ECF No. 37), is GRANTED IN PART AND DENIED IN PART. Defendant Miami-Dade Corrections and Rehabilitation Department is DISMISSED WITH PREJUDICE. Plaintiff's Motion for Summary Judgment (ECF No. 41) is DENIED. Defendant's Motion to Strike (ECF No. 43) is DENIED.Plaintiff's Motion for Scheduling/Management (ECF No. 44) is DENIED. Signed by Judge Jose E. Martinez on 8/29/2023. <i>See attached document for full details.</i> (nan) (Entered: 08/30/2023)
07/31/2023	45	NOTICE of Change of Address by Keschener Destin. (address updated) (pc) (Entered: 08/01/2023)

05/31/2023	44	MOTION for Scheduling/Management by Keschener Destin. (pcs) (Entered: 06/05/2023)
10/26/2022	43	Defendant's MOTION to Strike 40 Reply to Response to Motion, 41 MOTION for Summary Judgment by E. Loiseau, Miami-Dade Corrections and Rehabilitation Dept.. Responses due by 11/9/2022 (Hochstadt, Jennifer) (Entered: 10/26/2022)
10/25/2022	42	NOTICE OF EVIDENCE by Keschener Destin re 41 MOTION for Summary Judgment. (drz) (Entered: 10/25/2022)
10/25/2022	41	MOTION for Summary Judgment by Keschener Destin. Responses due by 11/8/2022 (drz) (Entered: 10/25/2022)
10/25/2022	40	REPLY to Response to Motion re 37 MOTION to Dismiss with Prejudice 29 Amended Complaint/Amended Notice of Removal filed by Keschener Destin. (drz) (Entered: 10/25/2022)
10/10/2022	39	REPLY to Response to Motion re 37 MOTION to Dismiss with Prejudice 29 Amended Complaint/Amended Notice of Removal filed by E. Loiseau. (Attachments: # 1 Exhibit Romero Declaration with Disciplinary Procedures Attached as Exhibit A)(Hochstadt, Jennifer) (Entered: 10/10/2022)
10/03/2022	38	RESPONSE to Motion re 37 MOTION to Dismiss with Prejudice 29 Amended Complaint/Amended Notice of Removal filed by Keschener Destin. Replies due by 10/11/2022. (pcs) (Entered: 10/03/2022)
09/19/2022	37	MOTION to Dismiss with Prejudice 29 Amended Complaint/Amended Notice of Removal by E. Loiseau, Miami-Dade Corrections and Rehabilitation Dept.. Responses due by 10/3/2022 (Attachments: # 1 Pl.'s Cell History, # 2 MDCR Inmate Search, # 3 MDCR DSOP, # 4 Inmate Handbook, # 5 Inmate Grievance No. TG20-07074, # 6 Romero Declaration, # 7 Inmate Orientation Statement, # 8 Grievance Log, # 9 Inmate Grievance No. MW22-01383)(Hochstadt, Jennifer) (Entered: 09/19/2022)
08/24/2022	36	ORDER Denying as Moot 30 Motion for Leave to Proceed in forma pauperis ; Denying without Prejudice 34 Motion for Summary Judgment; Denying as Moot 23 Motion to Dismiss. Signed by Judge Jose E. Martinez on 8/24/2022. <i>See attached document for full details.</i> (nan) (Entered: 08/24/2022)
08/17/2022	35	RESPONSE to Motion re 31 Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 29 Amended Complaint/Amended Notice of Removal filed by Keschener Destin. Replies due by 8/24/2022. (drz) (Entered: 08/17/2022)
08/16/2022	34	MOTION for Summary Judgment by Keschener Destin. Responses due by 8/30/2022 (drz) (Entered: 08/16/2022)
08/10/2022	33	Plaintiff's Reply to 28 Reply to Response to Motion by Keschener Destin. (drz) (Entered: 08/10/2022)
08/10/2022		Reset Response/Answer Due Deadline per order DE#32: E. Loiseau response/answer due 9/19/2022. (drz) (Entered: 08/10/2022)
08/10/2022	32	PAPERLESS ORDER granting 31 Motion for Extension of Time to File Response to Amended Complaint. Defendants shall respond to the Amended

		Complaint on or before September 19, 2022 . Signed by Judge Jose E. Martinez on 8/10/2022. (ah05) (Entered: 08/10/2022)
08/08/2022	<u>31</u>	Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to <u>29</u> Amended Complaint/Amended Notice of Removal by E. Loiseau. (Attachments: # <u>1</u> Text of Proposed Order)(Hochstadt, Jennifer) (Entered: 08/08/2022)
08/04/2022	<u>30</u>	MOTION for Leave to Proceed in forma pauperis and Affidavit in support of Motion by Keschener Destin. (pc) Modified text on 8/5/2022 (pc). (Entered: 08/05/2022)
08/04/2022	<u>29</u>	AMENDED COMPLAINT against E. Loiseau, Miami-Dade Corrections and Rehabilitation Dept. filed in response to Order Granting Motion for Leave, filed by Keschener Destin.(pc) (Entered: 08/05/2022)
07/25/2022	<u>28</u>	REPLY to Response to Motion re <u>23</u> Defendant's MOTION to Dismiss with Prejudice <u>1</u> Complaint 42 USC 1983 or Bivens <i>for Failure to Exhaust Administrative Remedies Deemed Moot by [ECF No. 26]</i> filed by E. Loiseau. (Hochstadt, Jennifer) (Entered: 07/25/2022)
07/19/2022	27	CLERK'S NOTICE of Compliance re <u>26</u> ORDER GRANTING MOTIONS FOR LEAVE TO AMEND COMPLAINT. (42 U.S.C. 1983 COMPLAINT FORM MAILED TO PLAINTIFF) (drz) (Entered: 07/19/2022)
07/19/2022	<u>26</u>	ORDER GRANTING MOTIONS FOR LEAVE TO AMEND COMPLAINT re <u>17</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens filed by Keschener Destin, <u>14</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens filed by Keschener Destin, as to <u>17</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens, <u>14</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens. (Amended Complaint due by 8/19/2022.), Motions terminated: <u>17</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens filed by Keschener Destin, <u>14</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens filed by Keschener Destin. Motions terminated: <u>14</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens filed by Keschener Destin, <u>17</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens filed by Keschener Destin. Signed by Judge Jose E. Martinez on 7/18/2022. <i>See attached document for full details.</i> (drz) (Entered: 07/19/2022)
07/15/2022	<u>25</u>	PLAINTIFF'S REPLY REQUESTING TO DENY DEFENDANT'S MOTION re <u>23</u> Defendant's MOTION to Dismiss with Prejudice <u>1</u> Complaint 42 USC 1983 or Bivens <i>for Failure to Exhaust Administrative Remedies</i> filed by Keschener Destin. Replies due by 7/22/2022. (drz) (Entered: 07/15/2022)
06/28/2022	<u>24</u>	Memoranda Requesting to Deny the Defendant's Response re <u>17</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens, <u>14</u> MOTION to Amend/Correct <u>1</u> Complaint 42 USC 1983 or Bivens filed by Keschener Destin. (drz) (Entered: 06/28/2022)
06/28/2022	<u>23</u>	Defendant's MOTION to Dismiss with Prejudice <u>1</u> Complaint 42 USC 1983 or Bivens <i>for Failure to Exhaust Administrative Remedies</i> by E. Loiseau. Responses due by 7/12/2022 (Attachments: # <u>1</u> Exhibit Cell History, # <u>2</u> Exhibit Inmate Search, # <u>3</u> Exhibit MDCR's DSOP, # <u>4</u> Exhibit Inmate Handbook, # <u>5</u> Exhibit Inmate Grievance No. TG20-07074, # <u>6</u> Exhibit Romero Declaration, # <u>7</u> Exhibit Inmate Orientation Statement, # <u>8</u> Exhibit Grievance Log, # <u>9</u> Exhibit Inmate

		Grievance No. MW22-01383)(Hochstadt, Jennifer) (Entered: 06/28/2022)
06/23/2022		Reset Response/Answer Due Deadline per paperless order de#22: E. Loiseau response/answer due 7/11/2022. (drz) (Entered: 06/23/2022)
06/22/2022	22	PAPERLESS ORDER granting 21 Motion for Extension of Time to File Response to Complaint. Defendant shall respond to the Complaint on or before July 11, 2022 . Signed by Judge Jose E. Martinez on 6/22/2022. (ah05) (Entered: 06/22/2022)
06/22/2022	21	Defendant's MOTION for Extension of Time to File Response/Reply/Answer as to 1 Complaint 42 USC 1983 or Bivens by E. Loiseau. Attorney Jennifer Laura Hochstadt added to party E. Loiseau(pty:dft). (Attachments: # 1 Text of Proposed Order)(Hochstadt, Jennifer) (Entered: 06/22/2022)
06/14/2022	20	SUMMONS (Affidavit) Returned Executed on 1 Complaint 42 USC 1983 or Bivens with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 E. Loiseau served on 6/6/2022, response/answer due 6/27/2022. (drz) (Entered: 06/14/2022)
06/13/2022	19	NOTICE of Filing Proposed Summons(es) by Keschener Destin. (drz) (Entered: 06/13/2022)
06/08/2022	18	RESPONSE in Opposition re 17 MOTION to Amend/Correct 1 Complaint 42 USC 1983 or Bivens, 14 MOTION to Amend/Correct 1 Complaint 42 USC 1983 or Bivens filed by Miami-Dade Corrections and Rehabilitation Dept.. Attorney Jennifer Laura Hochstadt added to party Miami-Dade Corrections and Rehabilitation Dept.(pty:dft). Replies due by 6/15/2022. (Hochstadt, Jennifer) (Entered: 06/08/2022)
06/03/2022	17	MOTION For Leave to File An Amended Complaint re 1 Complaint 42 USC 1983 or Bivens by Keschener Destin. Responses due by 6/17/2022 (drz) (Entered: 06/03/2022)
05/27/2022	16	Clerks Notice to Filer re: Summons(es) cannot be issued. Summons NOT issued for the following reason - Multiple Defendants listed on one summons and Defendant's Addresses bot provided on Summonses. (drz) (Entered: 05/27/2022)
05/27/2022	15	NOTICE of Filing Proposed Summons(es) by Keschener Destin re 1 Complaint 42 USC 1983 or Bivens filed by Keschener Destin. (drz) (Entered: 05/27/2022)
05/26/2022	14	MOTION for Leave to File an Amended Complaint 1 Complaint 42 USC 1983 or Bivens by Keschener Destin. Responses due by 6/9/2022 (drz) (Entered: 05/26/2022)
05/17/2022	13	Summons Issued as to Evens Loiseau, Corrections Officer. (daa) (Entered: 05/17/2022)
05/16/2022	12	ORDER REQUIRING PERSONAL SERVICE BY THE U.S. MARSHAL re 11 Order on Motion for Leave to Proceed in forma pauperis, Signed by Judge Jose E. Martinez on 5/16/2022. <i>See attached document for full details.</i> (drz) (Entered: 05/16/2022)
05/16/2022	11	ORDER granting 9 Motion for Leave to Proceed in forma pauperis. Plaintiff to Proceed without Prepayment of Filing Fee but Establishing Debt to Clerk of \$ 350.00. USM Service Ordered and Summonses NOT provided for USM Service. Signed by Judge Jose E. Martinez on 5/16/2022. <i>See attached document</i>

		<i>for full details.</i> (drz) (Entered: 05/16/2022)
05/13/2022	<u>10</u>	NOTICE of Filing Certificate of Trust Fund Account Statement by Keschener Destin re <u>9</u> MOTION for Leave to Proceed in forma pauperis (Attachments: # <u>1</u> Exhibit Inmate Balance History Report) (ls) (Entered: 05/13/2022)
05/13/2022	<u>9</u>	MOTION for Leave to Proceed in forma pauperis by Keschener Destin. (ls) (Entered: 05/13/2022)
05/11/2022	<u>8</u>	Additional Statement of: Facts Requiring to Not Dismiss Miami-Dade Corrections Department from this Action by Keschener Destin (ls) (Entered: 05/12/2022)
04/28/2022	7	CLERK'S NOTICE of compliance re <u>6</u> Order to Show Cause. Copy of Order, copy of docket entry <u>4</u> , and an IFP application form mailed to Plaintiff. (daa) (Entered: 04/28/2022)
04/27/2022	<u>6</u>	ORDER TO SHOW CAUSE. On or before May 27, 2022, Plaintiff shall SHOW CAUSE why the Complaint should not be dismissed without prejudice for failure to pay the filing fee or comply with Court orders. In the alternative, Plaintiff may pay the filing fee or file a properly documented motion to proceed IFP on or before May 27, 2022. Failure to comply with this Order shall result in the dismissal of this action under Fed. R. Civ. P. 4l(b). The Clerk of Court is DIRECTED to mail to Plaintiff a copy of this Order, docket entry <u>4</u> , and an IFP application form. Signed by Judge Jose E. Martinez on 4/27/2022. <i>See attached document for full details.</i> (Attachments: # <u>1</u> IFP Form) (daa) (Entered: 04/28/2022)
04/11/2022	<u>5</u>	NOTICE OF AFFIDAVIT by Keschener Destin re <u>1</u> Complaint 42 USC 1983 or Bivens (ail) (Entered: 04/11/2022)
03/04/2022	<u>4</u>	ORDER ALLOWING COMPLAINT TO PROCEED. Denying re <u>3</u> MOTION for Leave to Proceed in forma pauperis filed by Keschener Destin, Motions terminated: <u>3</u> MOTION for Leave to Proceed in forma pauperis. Miami-Dade Corrections and Rehabilitation Dept. (In official capacity) terminated. Signed by Judge Jose E. Martinez on 3/4/2022. <i>See attached document for full details.</i> (ail) (Entered: 03/04/2022)
09/27/2021	<u>3</u>	MOTION for Leave to Proceed in forma pauperis by Keschener Destin. (daa) (Entered: 09/27/2021)
09/27/2021	2	Clerks Notice of Judge Assignment to Judge Jose E. Martinez. (daa) (Entered: 09/27/2021)
09/27/2021	<u>1</u>	Complaint pursuant to 42 USC 1983 against E. Loiseau, Miami-Dade Corrections and Rehabilitation Dept.. Filing fee \$ 402.00. IFP Filed, filed by Keschener Destin. (Attachments: # <u>1</u> Exhibit)(daa) (Entered: 09/27/2021)