

**U.S. District Court
Southern District of Florida (Ft Lauderdale)
CIVIL DOCKET FOR CASE #: 0:21-cv-62037-KMW**

Mayo v. Lopez et al
Assigned to: Judge Kathleen M. Williams
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 09/28/2021
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

David Mayo, Jr.

represented by **David Mayo, Jr.**
L63043
Sumter Correctional Institution
Inmate Mail/Parcels
9544 County Road 476B
Bushnell, FL 33513
PRO SE

V.

Defendant

Miguel Lopez
Police Officer, Plantation Sheriff's Office

represented by **Scott David Alexander**
Johnson Anselmo Murdoch Burke Piper &
McDuff
International Building
2455 E Sunrise Boulevard
Suite 1000
PO Box 030220
Fort Lauderdale, FL 33304-0220
954-463-0100
Fax: 463-2444
Email: alexander@jambg.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Plantation Sheriff's Office
TERMINATED: 10/27/2023

Date Filed	#	Docket Text
02/15/2024	28	ORDER DENYING MOTION FOR APPOINTMENT OF COUNSEL, denying 26 Motion to Appoint Counsel. Signed by Judge Kathleen M. Williams on 2/15/2024. <i>See attached document for full details.</i> (mee) (Entered: 02/15/2024)

02/15/2024	27	ORDER REFERRING CASE to Volunteer Attorney Program. Signed by Judge Kathleen M. Williams on 2/15/2024. <i>See attached document for full details.</i> (mee) (Entered: 02/15/2024)
02/08/2024	26	MOTION to Appoint Counsel (address updated) by Miguel Lopez. Responses due by 2/22/2024. (mee) (Entered: 02/09/2024)
01/04/2024	25	SCHEDULING ORDER: Jury Trial set for 1/13/2025 in Miami Division before Judge Kathleen M. Williams. Calendar Call set for 1/7/2025 11:00 AM in Miami Division before Judge Kathleen M. Williams. Signed by Judge Kathleen M. Williams on 1/4/2024. <i>See attached document for full details.</i> (rbe) 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: 01/04/2024)
11/01/2023	24	ANSWER and Affirmative Defenses to Complaint by Miguel Lopez. (Alexander, Scott) (Entered: 11/01/2023)
11/01/2023	23	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 Miguel Lopez served on 10/31/2023, response/answer due 11/21/2023. (kma) (Entered: 11/01/2023)
10/31/2023	22	NOTICE of Attorney Appearance by Scott David Alexander on behalf of Miguel Lopez. Attorney Scott David Alexander added to party Miguel Lopez(pty:dft). (Alexander, Scott) (Entered: 10/31/2023)
10/31/2023	21	Summons Issued as to Miguel Lopez, Police Officer. (kma) (Entered: 10/31/2023)
10/31/2023	19	ORDER TO U.S. MARSHAL DIRECTING PERSONAL SERVICE UPON DEFENDANT re 13 Order on Motion for Leave to Proceed in forma pauperis. Signed by Judge Kathleen M. Williams on 10/30/2023. <i>See attached document for full details.</i> (kma) (Entered: 10/31/2023)
10/30/2023	20	ORDER TO U.S. MARSHAL DIRECTING PERSONAL SERVICE UPON DEFENDANT. Signed by Judge Kathleen M. Williams on 10/30/2023. <i>See attached document for full details.</i> (mee) (Entered: 10/31/2023)
10/27/2023	18	ORDER re 1 Complaint pursuant to 42 USC 1983 against Miguel Lopez, Plantation Sheriff's Office. Plaintiff's Complaint (DE 1) shall proceed against Officer Lopez on a Fourth Amendment claim. Plaintiff's claims against the Plantation Sheriff's Office are DISMISSED WITH PREJUDICE. The Clerk of Court is directed to TERMINATE the Plantation Sherrieff's Office from this action. Signed by Judge Kathleen M. Williams on 10/27/2023. <i>See attached document for full details.</i> (rbe) (Entered: 10/27/2023)
02/27/2023	17	ORDER. Plaintiff's Motion for Appointment of Counsel (DE 15) is DENIED. Signed by Judge Kathleen M. Williams on 2/27/2023. <i>See attached document for full details.</i> (daa) (Entered: 02/27/2023)
10/12/2022	16	Request for Discovery by David Mayo, Jr.(mee) (Entered: 10/13/2022)
10/03/2022	15	MOTION for Appointment of Counsel by David Mayo, Jr. Responses due by 10/17/2022 (mee) (Entered: 10/03/2022)

09/07/2022	14	NOTICE of Inquiry (Copy of Docket Sheet) by David Mayo, Jr (cds) (Entered: 09/07/2022)
01/05/2022	13	ORDER GRANTING PLAINTIFF IN FORMA PAUPERIS STATUS AND ESTABLISHING A DEBT OF \$350. Plaintiff's Application to proceed In Forma Pauperis (DE 12) is GRANTED. On or before February 7, 2022, Plaintiff shall pay \$28.50 (20% of \$142.50, the average six-month deposits (\$855.00 total deposits made between May 1, 2021 and September 4, 2021 divided by six months) as a partial filing fee in this case. Plaintiff need not prepay costs 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 Plaintiff shall make the initial \$28.50 payment from the Plaintiff's inmate account statement to the Clerk of Court on or before the February 7, 2022 due date. Thereafter, the jail/prison having custody of 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 Judge Kathleen M. Williams on 1/5/2022. <i>See attached document for full details.</i> (daa) (Entered: 01/06/2022)
11/23/2021	12	MOTION for Leave to Proceed in forma pauperis by David Mayo, Jr. (Attachments: # 1 Exhibit)(lbc) (Entered: 11/23/2021)
10/18/2021	11	CLERK'S NOTICE of compliance re 10 Order. Copy of Order and Application to proceed IFP form mailed to Plaintiff. (daa) (Entered: 10/18/2021)
10/18/2021	10	FINAL ORDER REQUIRING PAYMENT OF \$402 FILING FEE OR APPLICATION TO PROCEED IN FORMA PAUPERIS ALONG WITH SUPPORTING FINANCIAL AFFIDAVIT. Plaintiff's motion to proceed in forma pauperis (DE 9) is DENIED without prejudice. On or before NOVEMBER 18, 2021, Plaintiff shall either pay the \$402.00 filing fee or shall complete and file the form application to proceed without payment of fees attached to this Order. The Clerk of Court is directed to provided Plaintiff with the application to proceed IFP along with Plaintiff's copy of this Order and shall note the docket accordingly. Signed by Judge Kathleen M. Williams on 10/18/2021. <i>See attached document for full details.</i> (Attachments: # 1 IFP Form) (daa) (Entered: 10/18/2021)
10/15/2021	9	MOTION for Leave to Proceed in forma pauperis by David Mayo, Jr. (Attachments: # 1 Supplement)(mee) (Entered: 10/15/2021)
09/30/2021	8	CLERK'S NOTICE of compliance re 7 Order. Copy of Order and attached exhibits mailed to Plaintiff. (daa) (Entered: 09/30/2021)
09/30/2021	7	ORDER OF DIRECTIONS TO CLERK. This court has taken judicial notice of the available on-line state court criminal trials docket and pleadings and is relying upon this information. As a result, the Clerk of Court is hereby directed to make the attached documents a part of the record. The Clerk shall cause a copy of this Order, together with a copy of the attached exhibit(s) to be mailed to Plaintiff at his address of record. The Clerk shall further note on the court's electronic docket that this Order and attached exhibits have been mailed to Plaintiff on the date of entry on the docket. Signed by Judge Kathleen M. Williams on 9/30/2021. <i>See attached document for full details.</i> (Attachments: # 1 On-line state court criminal trials docket and pleadings) (daa) (Entered: 09/30/2021)
09/30/2021	6	CLERK'S NOTICE of compliance re 5 Order. Copy of Order and Application to proceed IFP form mailed to Plaintiff. (daa) (Entered: 09/30/2021)

09/30/2021	<u>5</u>	ORDER REQUIRING PAYMENT OF \$402 FILING FEE OR APPLICATION TO PROCEED IN FORMA PAUPERIS ALONG WITH SUPPORTING FINANCIAL AFFIDAVIT. Plaintiff's motion to proceed in forma pauperis (DE <u>3</u>) is DENIED without. On or before OCTOBER 29, 2021, Plaintiff shall either pay the \$402.00 filing fee or shall complete and file the form application to proceed without payment of fees attached to this Order. The Clerk of Court is directed to provide Plaintiff with the application to proceed IFP along with Plaintiff's copy of this Order and shall note the docket accordingly. Signed by Judge Kathleen M. Williams on 9/30/2021. <i>See attached document for full details.</i> (Attachments: # <u>1</u> IFP Form) (daa) (Entered: 09/30/2021)
09/30/2021	<u>4</u>	INSTRUCTIONS TO PRO SE CIVIL RIGHTS LITIGANTS. Signed by Judge Kathleen M. Williams on 9/30/2021. <i>See attached document for full details.</i> (daa) (Entered: 09/30/2021)
09/28/2021	<u>3</u>	MOTION for Leave to Proceed in forma pauperis by David Mayo, Jr. (daa) (Entered: 09/28/2021)
09/28/2021	2	Clerks Notice of Judge Assignment to Judge Kathleen M. Williams. (daa) (Entered: 09/28/2021)
09/28/2021	<u>1</u>	Complaint pursuant to 42 USC 1983 against Miguel Lopez, Plantation Sheriff's Office. Filing fee \$ 402.00, IFP filed, filed by David Mayo, Jr.(daa) Modified text on 9/28/2021 (daa). (Entered: 09/28/2021)