

**U.S. District Court
Southern District of Florida (West Palm Beach)
CIVIL DOCKET FOR CASE #: 9:22-cv-81000-WPD**

Bradham v. Herring
Assigned to: Judge William P. Dimitrouleas
Referred to: Magistrate Judge William Matthewman
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 07/08/2022
Jury Demand: Defendant
Nature of Suit: 555 Habeas Corpus (Prison Condition)
Jurisdiction: Federal Question

Plaintiff**Marcus Irwin Bradham**

represented by **Marcus Irwin Bradham**
0523715
St. Lucie County Jail
900 N Rock Road
Ft. Pierce, FL 34945
PRO SE

V.

Defendant**A. Herring**

*Correctional Officer #37288, Palm Beach
County Main Detention Center, in official
and individual capacities*

represented by **Andrew William Jolly**
Purdy, Jolly, Giuffreda & Barranco, P.A.
2455 E. Sunrise Blvd. Suite 1216
Ft. Lauderdale, FL 33304
954-336-8592
Email: andrew@purdylaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/07/2024	73	CLERK'S NOTICE of Compliance re 72 Order Referring Case to Volunteer Attorney Program,, Terminate Motions. (Copy mailed to Plaintiff) (pc) (Entered: 05/07/2024)
05/07/2024	72	ORDER DENYING MOTION TO APPOINT COUNSEL DE 70 AND REFERRING MATTER TO VOLUNTEER ATTORNEY PROGRAM Motions terminated: 70 MOTION to Appoint Counsel filed by Marcus Irwin Bradham. Signed by Judge William P. Dimitrouleas on 5/6/2024. <i>See attached document for full details.</i> (pc) (Entered: 05/07/2024)
05/06/2024	71	Notice of Inquiry by Marcus Irwin Bradham. (mailed copy of docket sheet). (pc) (Entered: 05/06/2024)
05/06/2024	70	MOTION to Appoint Counsel by Marcus Irwin Bradham. Responses due by 5/20/2024. (pc) (Entered: 05/06/2024)

05/06/2024	69	MOTION for Extension of Time to reply to both of the defendant request for production and set of interrogatories by Marcus Irwin Bradham. Responses due by 5/20/2024. (pc) (Entered: 05/06/2024)
05/06/2024	68	Plaintiff Oppose to Defendant Objections to Request's for Production by Marcus Irwin Bradham (pc) (Entered: 05/06/2024)
05/03/2024	67	Clerk's Notice of Compliance re 65 Order on Motion to Take Deposition, 64 Order on Motion to Take Deposition, 66 Order on Motion to Take Deposition. (mailed copies to Plaintiff Marcus Irwin Bradham) (pc) (Entered: 05/03/2024)
05/03/2024	66	ORDER GRANTING DEFENDANT'S MOTION TO TAKE DEPOSITION OF A CONFINED PERSON DE 61 Motion to Take Deposition from Chester Lee Robinson. Signed by Magistrate Judge William Matthewman on 5/3/2024. <i>See attached document for full details.</i> (pc) (Entered: 05/03/2024)
05/03/2024	65	ORDER GRANTING DEFENDANT'S MOTION TO TAKE DEPOSITION OF A CONFINED PERSON DE 60 Motion to Take Deposition from Cheridon Edgar. Signed by Magistrate Judge William Matthewman on 5/3/2024. <i>See attached document for full details.</i> (pc) (Entered: 05/03/2024)
05/03/2024	64	ORDER granting 59 Motion to Take Deposition from Marcus Irwin Bradham. Signed by Magistrate Judge William Matthewman on 5/3/2024. <i>See attached document for full details.</i> (pc) (Entered: 05/03/2024)
04/24/2024	63	Clerk's Notice of Compliance re 62 Order on Motion to Compel Production of Documents. (Copy of Order mailed to Plaintiff). (pc) (Entered: 04/24/2024)
04/24/2024	62	ORDER REGARDING "PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS/DISCOVERY" DE 58 . Plaintiff's Request DE 58 seeks action by the Court, The Request is DENIED Signed by Magistrate Judge William Matthewman on 4/24/2024. <i>See attached document for full details.</i> (pc) Modified on 4/24/2024 (pc). (Entered: 04/24/2024)
04/24/2024	61	Defendant's MOTION to Take Deposition from Chester L. Robinson (Witness) by A. Herring. (Jolly, Andrew) (Entered: 04/24/2024)
04/24/2024	60	Defendant's MOTION to Take Deposition from Cheridon Edgar (Witness) by A. Herring. (Jolly, Andrew) (Entered: 04/24/2024)
04/24/2024	59	Defendant's MOTION to Take Deposition from Plaintiff, Marcus Irwin Bradham by A. Herring. (Jolly, Andrew) (Entered: 04/24/2024)
04/10/2024	58	MOTION to Compel Production of Documents by Marcus Irwin Bradham. (amb) (Entered: 04/11/2024)
03/29/2024	57	NOTICE of Change of Address by Marcus Irwin Bradham. (address updated). (pc) (Entered: 03/29/2024)
03/28/2024	56	ORDER Setting Discovery Procedure re 55 Scheduling Order, Order Referring Case to Magistrate Judge. Signed by Magistrate Judge William Matthewman on 3/28/2024. <i>See attached document for full details.</i> (pc) (Entered: 03/28/2024)
03/27/2024	55	ORDER SETTING TRIAL DATE & DISCOVERY DEADLINES, AND REFERRING DISCOVERY MOTIONS TO UNITED STATES MAGISTRATE JUDGE: (Jury Trial set for 2/24/2025 in Fort Lauderdale Division before Judge William P. Dimitrouleas., Calendar Call set for 2/21/2025 10:00 AM in Fort

		Lauderdale Division before Judge William P. Dimitrouleas.), ORDER REFERRING CASE to Magistrate Judge William Matthewman for Discovery Matters. Signed by Judge William P. Dimitrouleas on 3/27/2024. <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. (Entered: 03/28/2024)
03/25/2024	54	ORDER REOPENING re granting 51 Motion to lift stay and reopen case; granting 51 Motion to Reopen Case. Signed by Judge William P. Dimitrouleas on 3/25/2024. <i>See attached document for full details.</i> (pc) (Entered: 03/26/2024)
03/13/2024	53	RESPONSE to Motion re 51 MOTION to Lift Stay MOTION to Reopen Case filed by A. Herring. Replies due by 3/20/2024. (Attachments: # 1 Exhibit A-Robinson's Complaint, # 2 Exhibit B-Defendants' Renewed Motion to Stay Proceedings Pending Resolution of Marc Bradham's Criminal Case)(Jolly, Andrew) (Entered: 03/13/2024)
03/04/2024	52	NOTICE of Change of Address by Marcus Irwin Bradham. (address updated) (pc) (Entered: 03/04/2024)
02/28/2024	51	MOTION to Lift Stay, MOTION to Reopen Case by Marcus Irwin Bradham. (amb) (Entered: 02/29/2024)
04/17/2023	50	Clerks Notice of Receipt of Partial Filing Fee received on 4/17/2023 in the amount of \$ 12.20, receipt number 8336. (pc) (Entered: 04/17/2023)
03/08/2023	49	Clerks Notice of Receipt of Partial Filing Fee received on 3/8/2023 in the amount of \$ 11.02, receipt number 8265 (pc) (Entered: 03/08/2023)
02/08/2023	48	NOTICE by A. Herring re 42 Order Staying Case, (Attachments: # 1 Exhibit A-Notice of Hearing) (Jolly, Andrew) (Entered: 02/08/2023)
01/12/2023	47	Clerks Notice of Receipt of Partial Filing Fee received on 1/12/2023 in the amount of \$ 77.33, receipt number 8190 (ls) (Entered: 01/12/2023)
12/16/2022	46	NOTICE of Inquiry by Marcus Irwin Bradham (Address Updated, Complaint Form Sent) (pcs) (Entered: 12/19/2022)
12/07/2022	45	Clerks Notice of Receipt of Partial Filing Fee received on 12/7/2022 in the amount of \$ 86.94, receipt number 8145 (pc) (Entered: 12/08/2022)
11/18/2022	44	Notice of Inquiry. Copy of Paper Docket Sheet Including up to Docket Entry 43 mailed to address on file. (pc) Modified on 11/22/2022 (pc). Modified on 11/22/2022 (pc). (Entered: 11/21/2022)
11/10/2022	43	CLERK'S NOTICE of Compliance re 42 ORDER GRANTING MOTION TO STAY. (The order was mailed to Marcus Irwin Bradham and Jessica A. Ziehler, APD to the addresses provided in the order.). (jas) (Entered: 11/10/2022)
11/10/2022	42	ORDER GRANTING MOTION TO STAY. Granting 27 Defendant's MOTION to Stay Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]. Signed by Judge William P. Dimitrouleas on 11/10/2022. <i>See attached document for full details.</i> (jas) (Entered: 11/10/2022)

11/03/2022	41	REPLY to 36 Defendant's MOTION to Strike 34 Response/Reply (Other), " <i>Plaintiff's Memorandum Reply to Defendant Memorandum in Support of Motion to Stay</i> " ** In Support of** by A. Herring. (Jolly, Andrew) (Entered: 11/03/2022)
11/03/2022	40	Clerks Notice of Receipt of Partial Filing Fee received on 11/3/2022 in the amount of \$98.00, receipt number 8104. (jas) (Entered: 11/03/2022)
11/03/2022	39	RESPONSE in Opposition re 37 MOTION to Appoint Counsel filed by A. Herring. Replies due by 11/10/2022. (Jolly, Andrew) (Entered: 11/03/2022)
10/27/2022	38	RESPONSE in Opposition to Defendants Motion to Strike re 36 Defendant's MOTION to Strike 34 Response/Reply (Other), " <i>Plaintiff's Memorandum Reply to Defendant Memorandum in Support of Motion to Stay</i> " filed by Marcus Irwin Bradham. Replies due by 11/3/2022. (pc) (Entered: 10/27/2022)
10/21/2022	37	MOTION to Appoint Counsel by Marcus Irwin Bradham. Responses due by 11/4/2022 (pc) (Entered: 10/21/2022)
10/11/2022	36	Defendant's MOTION to Strike 34 Response/Reply (Other), " <i>Plaintiff's Memorandum Reply to Defendant Memorandum in Support of Motion to Stay</i> " by A. Herring. Responses due by 10/25/2022 (Jolly, Andrew) (Entered: 10/11/2022)
10/05/2022	35	Notice of Filing Sworn Statement by Marcus Irwin Bradham. (pc) (Entered: 10/05/2022)
10/05/2022	34	Plaintiff Memorandum Reply to DE 27 Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> by Marcus Irwin Bradham. (pc) (Entered: 10/05/2022)
10/04/2022	33	Defendant's REPLY to 27 Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> , 31 Response/Reply (Other), ** In Support of** by A. Herring. (Jolly, Andrew) (Entered: 10/04/2022)
09/26/2022	32	NOTICE to add on to Response in Opposition re 30 Response to Motion, by Marcus Irwin Bradham. (pc) (Entered: 09/27/2022)
09/21/2022	31	Defendant's REPLY to 27 Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> ** In Support of** by A. Herring. (Jolly, Andrew) (Entered: 09/21/2022)
09/14/2022	30	RESPONSE in Opposition to Motion re 27 Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182]</i> filed by Marcus Irwin Bradham. Replies due by 9/21/2022. (pc) (Entered: 09/14/2022)

09/09/2022	29	PAPERLESS ORDER granting 28 Motion for Extension of Time. The motion for extension of time to respond to discovery requests is granted. The Defendants need not respond to discovery requests until after the court rules on its motion to stay. Signed by Judge William P. Dimitrouleas on 9/9/2022. (jb01) (Entered: 09/09/2022)
09/01/2022	28	Defendant's MOTION for Extension of Time to Respond to Plaintiff's Discovery Request Pending Outcome of Motion to Stay [DE 27] re 27 Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182)</i> Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182)</i> by A. Herring. Responses due by 9/15/2022 (Attachments: # 1 Exhibit A-Plaintiff's Request for Production)(Jolly, Andrew) (Entered: 09/01/2022)
09/01/2022	27	Defendant's MOTION to Stay <i>*Pending Resolution of Marcus Bradham's Criminal Case (2022-CF-006182)</i> by A. Herring. Responses due by 9/15/2022 (Attachments: # 1 Exhibit A- Corrections Incident Report, # 2 Exhibit B- Arrest Affidavit- Probable Cause, # 3 Exhibit C- Information, # 4 Exhibit D- Order of No Contact, # 5 Exhibit E- Plea of No Guilty)(Jolly, Andrew) (Entered: 09/01/2022)
08/25/2022	26	NOTICE of Filing Discovery: Request for Production of Documents/Discovery by Marcus Irwin Bradham.(pcs) (Entered: 08/25/2022)
08/15/2022	25	Clerk's Non-Entry of Default as to - Motions Terminated: 24 Motion for Clerk's Entry of Default. Reason: Responsive pleading (i.e. Motion for Extension of Time to File Answer to Complaint, Motion to Dismiss Complaint, etc) has been filed Signed by DEPUTY CLERK on 8/15/2022. (pc) (Entered: 08/16/2022)
08/15/2022	24	MOTION for Clerk's Entry of Default as to A. Herring by Marcus Irwin Bradham. (pc) (Entered: 08/16/2022)
08/15/2022	23	<i>Defendant Herring's</i> ANSWER and Affirmative Defenses to Complaint with Jury Demand [ECF-1] by A. Herring. (Jolly, Andrew) (Entered: 08/15/2022)
08/15/2022	22	NOTICE of Attorney Appearance by Andrew William Jolly on behalf of A. Herring. Attorney Andrew William Jolly added to party A. Herring(pty:dft). (Jolly, Andrew) (Entered: 08/15/2022)
08/02/2022	21	Clerk's Notice of Docket Correction re 19 Summons Issued. Document Restricted Due to Error ; Summons issue in error (mr1) (Entered: 08/02/2022)
08/01/2022	20	Clerks Notice of Compliance re 18 Order mailed (Entered: 08/02/2022)
08/01/2022	19	Summons Issued as to A. Herring. IN ERROR. Stricken from the record. Modified on 8/2/2022 (mr1). (Entered: 08/02/2022)
08/01/2022	18	ORDER on Motion to Amend: The Motion re 16 is Granted, filed by Marcus Irwin Bradham. Signed by Judge William P. Dimitrouleas on 8/1/2022. <i>See attached document for full details.</i> (pc) (Entered: 08/02/2022)
08/01/2022	17	ORDER denying 15 Motion for Clarification. Signed by Judge William P. Dimitrouleas on 8/1/2022. (copies mailed). <i>See attached document for full details.</i> (pc) (Entered: 08/01/2022)
08/01/2022	15	MOTION for clarification 6 Order on Motion for Leave to Proceed in forma pauperis, by Marcus Irwin Bradham. Responses due by 8/15/2022 (pc). (DOCKET

		SHEET MAILED). Modified text on 8/1/2022 (pc). (Entered: 08/01/2022)
07/29/2022	16	Motion to Correct Defendant Name and Address where Summons should be served. By Marcus Irwin Bradham. (pc) (Entered: 08/01/2022)
07/22/2022	14	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 by Marcus Irwin Bradham. A. Herring served on 7/21/2022, response/answer due 8/11/2022. (pc) (Entered: 07/22/2022)
07/12/2022	13	Clerk's Notice of Compliance re 5 Order on Screening. (copy mailed as instructed) (pc) Modified text on 7/13/2022 (pc). (Entered: 07/13/2022)
07/12/2022	12	Clerk's Notice of Compliance re 6 Order on Motion for Leave to Proceed in forma pauperis. (Mailed copies of Order as instructed) (pc) (Entered: 07/13/2022)
07/12/2022	11	Clerks Notice of Compliance re 9 Order (package prepared for U.S. Marshal Service) (pc) (Entered: 07/12/2022)
07/12/2022	10	Summons Issued as to A. Herring. (pc) (Entered: 07/12/2022)
07/12/2022	9	ORDER TO U.S. MARSHAL RE: SERVICE OF PROCESS REQUIRING PERSONAL SERVICE UPON AN INDIVIDUAL. Signed by Judge William P. Dimitrouleas on 7/12/2022. <i>See attached document for full details.</i> (pc) (Entered: 07/12/2022)
07/12/2022	8	ORDER DENYING MOTION FOR REFERRAL TO VOLUNTEER ATTORNEY PROGRAM: re 4 Motion for Referral to Volunteer Attorney Program. Signed by Judge William P. Dimitrouleas on 7/12/2022. <i>See attached document for full details.</i> (pc) (Entered: 07/12/2022)
07/12/2022	7	ORDER OF INSTRUCTIONS TO PRO SE CIVIL RIGHTS LITIGANT. Signed by Judge William P. Dimitrouleas on 7/12/2022. <i>See attached document for full details.</i> (pc) (Entered: 07/12/2022)
07/12/2022	6	ORDER GRANTING PLAINTIFF IN FORMA PAUPERIS STATUS AND ESTABLISHING A DEBT OF \$350: granting in part and denying in part 3 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. Signed by Judge William P. Dimitrouleas on 7/12/2022. <i>See attached document for full details.</i> (pc) (Entered: 07/12/2022)
07/12/2022	5	ORDER ON SCREENING: re 1 Complaint 42 USC 1983 or Bivens filed by Marcus Irwin Bradham Signed by Judge William P. Dimitrouleas on 7/12/2022. <i>See attached document for full details.</i> (pc) (Entered: 07/12/2022)
07/08/2022	4	MOTION for Referral to Volunteer Attorney Program by Marcus Irwin Bradham. (daa) (Entered: 07/08/2022)
07/08/2022	3	MOTION for Leave to Proceed in forma pauperis by Marcus Irwin Bradham. (daa) (Entered: 07/08/2022)
07/08/2022	2	Judge Assignment to Judge William P. Dimitrouleas. (daa) (Entered: 07/08/2022)

07/08/2022	1	Complaint pursuant to 42 USC 1983 against A. Herring. Filing fee \$ 402.00. IFP Filed, filed by Marcus Irwin Bradham. (Attachments: # 1 Exhibit, # 2 Proposed Summon(s))(daa) (Entered: 07/08/2022)
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