U.S. District Court Southern District of Florida (Miami) CIVIL DOCKET FOR CASE #: 1:23-cv-24058-JEM

Ingram, Jr. v. Florida Department of Corrections et al

Assigned to: Judge Jose E. Martinez Cause: 42:1983 Civil Rights Act

Date Filed: 10/24/2023 Date Terminated: 12/20/2023 Jury Demand: Plaintiff

Nature of Suit: 555 Habeas Corpus (Prison

Condition)

Jurisdiction: Federal Question

Plaintiff

James L. Ingram, Jr.

as Personal Representative of the Estate of Ronald Gene Ingram, deceased represented by Amy Kathryn Trentalange

Trentalange , Kelley, P.A. 218 N DALE MABRY HWY

Tampa, FL 33609 8132261080

Email: akt@tktampa.com (Inactive)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Luke Charles Lirot

2240 Belleair Road

Suite 190

Clearwater, FL 33764

727-536-2100 Fax: 536-2110

Email: luke2@lirotlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Michael John Trentalange

Trentalange and Kelley, P.A. 218 N Dale Mabry Highway

Tampa, FL 33609 (813) 226-1080

Fax: (813) 226-1081

Email: mjt@tktampa.com (Inactive) ATTORNEY TO BE NOTICED

V.

Defendant

Florida Department of Corrections an Agency of the State of Florida

represented by Emomotimi S. Brisibe

Office of the Attorney General 110 SE 6th Street, 10th floor

Fort Lauderdale, FL 33301

954-712-4600

Email:

Emomotimi.Brisibe@myfloridalegal.com

ATTORNEY TO BE NOTICED

Defendant

Centurion of Florida, L.L.C.

a Florida limited liability company

represented by Ethen R. Shapiro

HILL WARD HENDERSON 101 E Kennedy Boulevard Suite 3700 PO Box 2231 Tampa, FL 33601

813-221-3900 Fax: 221-2900

Email: eshapiro@hwhlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

David William Hughes

Hill Ward Henderson

101 East Kennedy Blvd, Suite 3700

Suite 3700 Suite 3700

Tampa, FL 33602 8132278458 Fax: 8132212900

Email: david.hughes@hwhlaw.com ATTORNEY TO BE NOTICED

Defendant

Ronald Connor

represented by Christopher John Whitelock

Whitelock & Associates 300 SE 13th Street

Fort Lauderdale, FL 33316-1154

954-463-2001 Fax: 463-0410

Email: cjw@whitelocklegal.com ATTORNEY TO BE NOTICED

Defendant

Christopher Rolon

represented by Christopher Rolon

220134622

Turner Guilford Knight Correctional

Center

7000 NW 41st Street Miami, FL 33166

PRO SE

Christopher John Whitelock

(See above for address) TERMINATED: 06/26/2024

ATTORNEY TO BE NOTICED

Defendant

Kirk Walton represented by Kirk Walton

220134619

Metro West Detention Center

13850 NW 41 Street Miami, FL 33178

PRO SE

Christopher John Whitelock

(See above for address)

TERMINATED: 06/26/2024

ATTORNEY TO BE NOTICED

Defendant

Jeremy Godbolt represented by Jeremy Godbolt

220136362

Turner Guilford Knight Correctional

Center

7000 NW 41st Street Miami, FL 33166

PRO SE

Christopher John Whitelock

(See above for address)

TERMINATED: 06/26/2024

ATTORNEY TO BE NOTICED

Defendant

Kevin Selva represented by Sheridan K. Weissenborn

Dutton Law Group

9700 South Dixie Highway, Ste. 940

Miami, FL 33156 786 871 7971 Fax: 786 542 6655

Email: sweisseborn@duttonlawgroup.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Christopher John Whitelock

(See above for address)

TERMINATED: 12/14/2023

ATTORNEY TO BE NOTICED

Defendant

Alfred Lockhart represented by Peter J. Solnick

Solnick Law P.A.

17501 Biscayne Boulevard

Suite 420

Aventura

Aventura, FL 33160

United Sta 7866296530

Fax: 7864725670

Email: pete@solnicklaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

Jairus Marshall

represented by Lourdes Espino Wydler

Wydler Law 2600 Douglas Road Ste Ph-4 Coral Gables, FL 33134

305-446-5528

Fax: 305-446-0995

Email: lew@wydlerlaw.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/28/2024	43	ORDER REFERRING CASE TO ATTORNEY VOLUNTEER PROGRAM. Granting 42 Motion for Referral to Volunteer Attorney Program. Signed by Judge Jose E. Martinez on 8/28/2024. See attached document for full details. (cds) (Entered: 08/28/2024)
08/27/2024	42	MOTION for Referral to Volunteer Attorney Program by Kirk Walton. (cds) (Entered: 08/27/2024)
08/05/2024	41	STATUS REPORT <i>Pursuant to Court Order Dated December 20, 2023 [D.E. 32]</i> by Ronald Connor (Whitelock, Christopher) (Entered: 08/05/2024)
06/28/2024	40	CERTIFICATE of Counsel (<i>Certificate of Service</i>) by Christopher John Whitelock on behalf of Ronald Connor (Whitelock, Christopher) (Entered: 06/28/2024)
06/28/2024		(Whitelock, Christopher) (Entered: 06/28/2024)
06/26/2024	<u>39</u>	CLERK'S NOTICE re 38 Order on Motion to Withdraw as Attorney mailed to Kirk Walton, Jeremy Godbolt, and Christopher Rolon. (nwn) (Entered: 06/27/2024)
06/26/2024	<u>38</u>	ORDER granting 36 Motion to Withdraw as Counsel. Christopher John Whitelock and Meredith A. Chaiken representing Rolon, Christopher (Defendant) and Walton, Kirk (Defendant) and Godbolt, Jeremy (Defendant); withdrawn from case. Deadline to obtain new counsel or file a Notice of Intent to Proceed Pro Se 8/12/2024. Signed by Judge Jose E. Martinez on 6/26/2024. See attached document for full details. (nwn) (Entered: 06/27/2024)
06/21/2024	<u>37</u>	STATUS REPORT <i>PURSUANT TO COURT ORDER DATED DECEMBER 20</i> , 2023 [D.E. 32] by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kirk Walton (Whitelock, Christopher) (Entered: 06/21/2024)

06/07/2024	<u>36</u>	MOTION to Withdraw as Attorney <i>of Record for Defendants, Christopher Rolon, Kirk Walton and Jeremy Godbolt</i> by Whitelock & Associates, P.A., Christopher J. Whitelock, Esq. Meredith A. Chaiken, Esq. for / by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kirk Walton. Responses due by 6/21/2024. (Attachments: # 1 Text of Proposed Order)(Whitelock, Christopher) (Entered: 06/07/2024)
05/07/2024	<u>35</u>	STATUS REPORT <i>Pursuant to Court Order Dated December 20, 2023 [D.E. 32]</i> by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kirk Walton (Whitelock, Christopher) (Entered: 05/07/2024)
03/21/2024	34	STATUS REPORT <i>Pursuant to Court Order Dated December 20, 2023 [D.E. 32]</i> by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kirk Walton (Whitelock, Christopher) (Entered: 03/21/2024)
02/05/2024	33	STATUS REPORT <i>Pursuant to Court Order Dated December 20, 2023 [D.E. 32]</i> by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kirk Walton (Whitelock, Christopher) (Entered: 02/05/2024)
12/20/2023	32	ORDER STAYING AND CLOSING CASE; granting 24 Motion to Stay. Signed by Judge Jose E. Martinez on 12/20/2023. <i>See attached document for full details</i> . (nwn) (Entered: 12/20/2023)
12/18/2023	31	RESPONSE to Motion re 15 MOTION to Dismiss 1 Complaint, , 8 Defendant's MOTION to Dismiss with Prejudice 1 Complaint, , 24 Defendant's MOTION to Stay and Incorporated Memorandum of Law, 11 MOTION TO DISMISS 1 Complaint, FOR FAILURE TO STATE A CLAIM and Incorporated Memorandum of Law, 25 Defendant's MOTION TO DISMISS 1 Complaint, FOR FAILURE TO STATE A CLAIM and Incorporated Memorandum of Law filed by JAMES L. INGRAM, JR. Replies due by 12/27/2023. (Lirot, Luke) (Entered: 12/18/2023)
12/15/2023		Set Deadlines Per DE#30. Responses due by 12/20/2023 (cqs) (Entered: 12/15/2023)
12/14/2023	30	PAPERLESS ORDER DIRECTING Plaintiff to file a Response to <u>24</u> Defendants' Motion to Stay <u>on or before December 20, 2023</u> . Signed by Judge Jose E. Martinez on 12/14/2023. (kin) (Entered: 12/14/2023)
12/14/2023	<u>29</u>	ORDER granting 23 Substitution of Counsel. Attorney Sheridan K. Weissenborn added. Attorney Christopher John Whitelock representing Selva, Kevin (Defendant) terminated. Signed by Judge Jose E. Martinez on 12/13/2023. <i>See attached document for full details</i> . (nwn) (Entered: 12/14/2023)
12/13/2023		Reset Response/Answer Due Deadline: Kevin Selva response/answer due 12/27/2023. PER DE#28 (cds) (Entered: 12/13/2023)
12/13/2023	28	PAPERLESS ORDER granting <u>27</u> Motion for Extension of Time. Defendant shall respond to the complaint on or before December 27, 2023 . Signed by Judge Jose E. Martinez on 12/13/2023. (kin) (Entered: 12/13/2023)
12/12/2023	<u>27</u>	Unopposed MOTION for Extension of Time to File Response/Reply/Answer as to <u>1</u> Complaint, by Kevin Selva. (Attachments: # <u>1</u> Text of Proposed Order)(Weissenborn, Sheridan) (Entered: 12/12/2023)
12/12/2023	<u>26</u>	NOTICE of Attorney Appearance by Sheridan K. Weissenborn on behalf of Kevin Selva. Attorney Sheridan K. Weissenborn added to party Kevin Selva(pty:dft). (Weissenborn, Sheridan) (Entered: 12/12/2023)

12/12/2023	<u>25</u>	Defendant's MOTION TO DISMISS <u>1</u> Complaint, FOR FAILURE TO STATE A CLAIM <i>and Incorporated Memorandum of Law</i> by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kirk Walton. Responses due by 12/27/2023 (Whitelock, Christopher) (Entered: 12/12/2023)
12/12/2023	24	Defendant's MOTION to Stay <i>and Incorporated Memorandum of Law</i> by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kirk Walton. Responses due by 12/27/2023 (Attachments: # 1 Exhibit, # 2 Exhibit)(Whitelock, Christopher) (Entered: 12/12/2023)
12/12/2023	23	Defendant's STIPULATED MOTION for Substitution of Counsel. Substituting Sheridan K. Weissenborn, Esq. for Christopher J. Whitelock, Esq. by Kevin Selva. Responses due by 12/27/2023 (Attachments: # 1 Text of Proposed Order)(Whitelock, Christopher) (Entered: 12/12/2023)
12/12/2023		Reset Deadlines/Hearings as to <u>15 MOTION</u> to Dismiss <u>1 Complaint</u> , . Responses due by 12/18/2023. PER DE#22 (cds) (Entered: 12/12/2023)
12/12/2023	22	PAPERLESS ORDER granting 21 Motion for Extension of Time. Plaintiff shall respond to Defendant Jairus Marshall's Motion to Dismiss on or before December 18, 2023 . Signed by Judge Jose E. Martinez on 12/12/2023. (kin) (Entered: 12/12/2023)
12/11/2023	21	MOTION for Extension of Time to File Response/Reply/Answer as to 15 MOTION to Dismiss 1 Complaint, by JAMES L. INGRAM, JR. (Lirot, Luke) (Entered: 12/11/2023)
12/04/2023	<u>20</u>	RESPONSE in Opposition re 11 MOTION TO DISMISS 1 Complaint, FOR FAILURE TO STATE A CLAIM and Incorporated Memorandum of Law filed by JAMES L. INGRAM, JR. Replies due by 12/11/2023. (Trentalange, Michael) (Entered: 12/04/2023)
11/30/2023	<u>19</u>	SUMMONS (Affidavit) Returned Executed on 1 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 by JAMES L. INGRAM, JR. All Defendants. (Attachments: # 1 Affidavit Affidavit of Service FDOC, # 2 Affidavit Affidavit of Service Centurion, # 3 Affidavit Affidavit of Service Connor, # 4 Affidavit Affidavit of Service Rolon, # 5 Affidavit Affidavit of Service Walton, # 6 Affidavit Affidavit of Service Godbolt, # 7 Affidavit Affidavit of Service Selva, # 8 Affidavit Affidavit of Service Lockhart, # 9 Affidavit Affidavit of Service Marshall) (Trentalange, Michael) (Entered: 11/30/2023)
11/29/2023		Reset Response/Answer Due Deadline: Centurion of Florida, L.L.C. response/answer due 12/12/2023; Ronald Connor response/answer due 12/12/2023; Florida Department of Corrections response/answer due 12/12/2023; Jeremy Godbolt response/answer due 12/12/2023; Alfred Lockhart response/answer due 12/12/2023; Jairus Marshall response/answer due 12/12/2023; Christopher Rolon response/answer due 12/12/2023; Kevin Selva response/answer due 12/12/2023; Kirk Walton response/answer due 12/12/2023. PER DE#18 (cds) (Entered: 11/29/2023)
11/29/2023	18	PAPERLESS ORDER granting <u>17</u> Defendants' Motion for Extension of Time. Defendants shall respond to the complaint on or before December 12, 2023 . Signed by Judge Jose E. Martinez on 11/29/2023. (kin) (Entered: 11/29/2023)

11/28/2023	<u>17</u>	Defendant's MOTION for Extension of Time to File Response/Reply/Answer by Ronald Connor, Jeremy Godbolt, Christopher Rolon, Kevin Selva, Kirk Walton. Attorney Christopher John Whitelock added to party Ronald Connor(pty:dft), Attorney Christopher John Whitelock added to party Jeremy Godbolt(pty:dft), Attorney Christopher John Whitelock added to party Christopher Rolon(pty:dft), Attorney Christopher John Whitelock added to party Kevin Selva(pty:dft), Attorney Christopher John Whitelock added to party Kirk Walton(pty:dft). (Attachments: # 1 Text of Proposed Order)(Whitelock, Christopher) (Entered: 11/28/2023)
11/28/2023	<u>16</u>	NOTICE of Attorney Appearance by David William Hughes on behalf of Centurion of Florida, L.L.C Attorney David William Hughes added to party Centurion of Florida, L.L.C.(pty:dft). (Hughes, David) (Entered: 11/28/2023)
11/27/2023	<u>15</u>	MOTION to Dismiss <u>1</u> Complaint, by Jairus Marshall. Responses due by 12/11/2023 (Attachments: # <u>1</u> Text of Proposed Order)(Wydler, Lourdes) (Entered: 11/27/2023)
11/27/2023	14	NOTICE of Attorney Appearance by Lourdes Espino Wydler on behalf of Jairus Marshall. Attorney Lourdes Espino Wydler added to party Jairus Marshall(pty:dft). (Wydler, Lourdes) (Entered: 11/27/2023)
11/27/2023	<u>13</u>	RESPONSE in Opposition re <u>8</u> Defendant's MOTION to Dismiss with Prejudice <u>1</u> Complaint, filed by JAMES L. INGRAM, JR. Replies due by 12/4/2023. (Trentalange, Michael) (Entered: 11/27/2023)
11/22/2023	12	Defendant's ANSWER and Affirmative Defenses to Complaint by Alfred Lockhart. (Solnick, Peter) (Entered: 11/22/2023)
11/21/2023	<u>11</u>	MOTION TO DISMISS <u>1</u> Complaint, FOR FAILURE TO STATE A CLAIM <i>and Incorporated Memorandum of Law</i> by Centurion of Florida, L.L.C Responses due by 12/5/2023 (Shapiro, Ethen) (Entered: 11/21/2023)
11/21/2023	10	NOTICE of Attorney Appearance by Ethen R. Shapiro on behalf of Centurion of Florida, L.L.C Attorney Ethen R. Shapiro added to party Centurion of Florida, L.L.C.(pty:dft). (Shapiro, Ethen) (Entered: 11/21/2023)
11/21/2023	9	NOTICE of Attorney Appearance by Peter J. Solnick on behalf of Alfred Lockhart. Attorney Peter J. Solnick added to party Alfred Lockhart(pty:dft). (Solnick, Peter) (Entered: 11/21/2023)
11/14/2023	8	Defendant's MOTION to Dismiss with Prejudice 1 Complaint, by Florida Department of Corrections. Responses due by 11/28/2023 (Brisibe, Emomotimi) (Entered: 11/14/2023)
11/14/2023	7	NOTICE of Attorney Appearance by Emomotimi S. Brisibe on behalf of Florida Department of Corrections. Attorney Emomotimi S. Brisibe added to party Florida Department of Corrections(pty:dft). (Brisibe, Emomotimi) (Entered: 11/14/2023)
10/24/2023	<u>6</u>	Summons Issued as to Ronald Connor, Florida Department of Corrections, Jeremy Godbolt, Christopher Rolon, Kevin Selva, Kirk Walton. (cds) (Entered: 10/24/2023)
10/24/2023	<u>5</u>	NOTICE of Filing Proposed Summons(es) by JAMES L. INGRAM, JR (Attachments: # 1 Summon(s) Corrected FDOC Summons, # 2 Summon(s) Corrected CONNOR Summons, # 3 Summon(s) Corrected ROLON Summons, # 4 Summon(s) Corrected WALTON Summons, # 5 Summon(s) Corrected GODBOLT Summons, # 6 Summon(s) Corrected SELVA Summons) (Trentalange, Michael) (Entered: 10/24/2023)

10/24/2023	4	Clerk's Notice to Filer re: Summons(es) will not be issued. The party(ies) on the summons(es) does not match the initiating documents. Filer may file a Notice of Filing Proposed Summons(es) with the corrected summons attached. (nwn) (Entered: 10/24/2023)
10/24/2023	<u>3</u>	Summons Issued as to Centurion of Florida, L.L.C., Alfred Lockhart, Jairus Marshall. (nwn) (Entered: 10/24/2023)
10/24/2023	2	Judge Assignment to Judge Jose E. Martinez (nwn) (Entered: 10/24/2023)
10/24/2023	1	COMPLAINT against All Defendants. Filing fees \$ 402.00 receipt number AFLSDC-17017224, filed by James L Ingram. (Attachments: # 1 Civil Cover Sheet, # 2 Summon(s), # 3 Summon(s), # 4 Summon(s), # 5 Summon(s), # 6 Summon(s), # 7 Summon(s), # 8 Summon(s), # 9 Summon(s), # 10 Summon(s), # 11 Exhibit) (Trentalange, Michael) (Entered: 10/24/2023)