

**U.S. District Court
Southern District of Florida (Miami)
CIVIL DOCKET FOR CASE #: 1:24-cv-21726-RS**

Wilburn v. Corporal Dozier et al
Assigned to: Judge Rodney Smith
Referred to: Magistrate Judge Patrick M. Hunt
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 05/02/2024
Jury Demand: Plaintiff
Nature of Suit: 555 Habeas Corpus (Prison Condition)
Jurisdiction: Federal Question

Plaintiff

Christopher Wilburn

represented by **Christopher Wilburn**
220155863
Okeechobee Correctional Institution
Inmate Mail/Parcels
3420 NE 168th Street
Okeechobee, FL 34972
PRO SE

V.

Defendant

Corporal Dozier
*Correction Officer, Miami Dade Corrections,
in his individual and official capacities*

represented by **Armando Raul Mendez**
Miami-Dade County Attorney's Office
111 N.W. 1st Street, Suite 2810
Miami, FL 33128
(305) 375-5229
Email: armando.mendez2@miamidade.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Bernard Pastor
Shutts & Bowen
200 S. Biscayne Blvd.
Suite 4100
Miami, FL 33131
305-347-7883
Email: bpastor@shutts.com
TERMINATED: 11/10/2025
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Miami Dade Corrections
Individual and official capacities
TERMINATED: 07/09/2024

Date Filed	#	Docket Text
07/31/2026	82	RESPONSE in Opposition re 80 MOTION for Extension of Time to File Response/Reply/Answer as to 72 MOTION for Medical Exam (<i>Psychiatric</i>) filed by Corporal Dozier. Replies due by 8/7/2026. (Mendez, Armando) (Entered: 07/31/2026)
07/31/2026	 81	MOTION to Compel <i>Discovery</i> by Corporal Dozier. Responses due by 8/14/2026. (Attachments: # 1 Exhibit Ex. A, # 2 Exhibit Ex. B, # 3 Exhibit Ex. C, # 4 Exhibit Ex. D)(Mendez, Armando) (Entered: 07/31/2026)
07/28/2026	 80	MOTION for an Order Granting Extension of Time to File Response/Reply/Answer as to 72 MOTION for Medical Exam (<i>Psychiatric</i>) by Christopher Wilburn. Responses due by 8/11/2026. (wce) (Entered: 07/29/2026)
07/22/2026	79	ORDER REFERRING CASE to Volunteer Attorney Program. Signed by Judge Rodney Smith on 7/22/2026. <i>See attached document for full details.</i> (wce) (Entered: 07/22/2026)
07/21/2026	78	ORDER REFERRING CASE to Volunteer Attorney Program (for image see DE 76 .) Signed by Magistrate Judge Patrick M. Hunt on 7/21/2026. <i>See attached document for full details.</i> (cqs) (Entered: 07/22/2026)
07/21/2026	77	PAPERLESS ORDER denying 65 Motion for Leave to File ; 68 Motion to Compel Discovery; 74 Motion for Leave to Interview Witnesses; 75 Motion to Compel Production of Documents, for failure to comply with this Court's 52 General Discovery Order. That order explicitly requires that Parties must meaningfully confer in person or by telephone in a genuine effort to resolve discovery disputes before filing discovery motions. Further, the Court requires a Party to "obtain[] permission from Judge Hunt's chambers" prior to filing any Motion. Cognizant of Plaintiff's pro se, incarcerated status, this Court previously allowed him some leeway as to these directives. However, given the flurry of discovery motions now before the Court, it is evident that stricter enforcement is required. Accordingly, the Motions are DENIED without prejudice. The Parties are ordered to meaningfully confer over the issues within the Motions. If, after conferral, some discrete issue remains, Plaintiff may seek permission to refile. Signed by Magistrate Judge Patrick M. Hunt on 7/21/2026. (hhr) (Entered: 07/21/2026)
07/21/2026	76	ORDER granting in part and denying in part 58 Motion to Appoint Counsel, referring Plaintiff to the Volunteer Attorney Program. Signed by Magistrate Judge Patrick M. Hunt on 7/21/2026. <i>See attached document for full details.</i> (hhr) (Entered: 07/21/2026)
07/20/2026	75	Plaintiff's Second Motion for an Order Compelling Video Surveillance by Christopher Wilburn. Responses due by 8/3/2026. (wce) (Entered: 07/20/2026)
07/20/2026	74	MOTION Leave to Interview Witnesses by Christopher Wilburn. Responses due by 8/3/2026. (wce) (Entered: 07/20/2026)
07/20/2026	73	NOTICE of Inquiry by Christopher Wilburn re 50 Scheduling Order/Settlement Conference. (wce) (Entered: 07/20/2026)
07/14/2026	 72	MOTION for Medical Exam (<i>Psychiatric</i>) by Corporal Dozier. Responses due by 7/28/2026. (Attachments: # 1 Text of Proposed Order, # 2 Exhibit Exhibit B (Dr. Danziger's CV))(Mendez, Armando) (Entered: 07/14/2026)
06/29/2026	71	Plaintiff's Reply to 66 Defendant's Response to Change of Scheduling Order by Christopher Wilburn. (wce) (Entered: 06/29/2026)
06/25/2026	70	RESPONSE in Opposition re 68 MOTION to Compel Discovery filed by Corporal Dozier. Replies due by 7/2/2026. (Attachments: # 1 Exhibit Response to Plaintiff's

		Request for Admissions)(Mendez, Armando) (Entered: 06/25/2026)
06/25/2026	69	RESPONSE in Opposition re 65 MOTION for Leave to File filed by Corporal Dozier. Replies due by 7/2/2026. (Mendez, Armando) (Entered: 06/25/2026)
06/22/2026	68	MOTION to Compel Responses by Christopher Wilburn. Responses due by 7/6/2026. (wce) (Entered: 06/22/2026)
06/22/2026	67	ORDER granting 63 Motion to Take Deposition. Signed by Magistrate Judge Patrick M. Hunt on 6/22/2026. <i>See attached document for full details.</i> (hhr) (Entered: 06/22/2026)
06/17/2026	66	RESPONSE 64 <i>Plaintiff's Objections Regarding Scheduling Order Dates</i> by Corporal Dozier. (Attachments: # 1 Text of Proposed Order Letter Confirming New Agreed-To Deadlines)(Mendez, Armando) (Entered: 06/17/2026)
06/15/2026	65	MOTION for Leave to Serve Additional Interrogatories by Christopher Wilburn. Responses due by 6/29/2026. (wce) (Entered: 06/15/2026)
06/15/2026	64	Plaintiff's Objections to the Defendant's Change in Scheduling Order Dates filed by Christopher Wilburn. Replies due by 6/22/2026. (wce) (Entered: 06/15/2026)
06/15/2026	63	Unopposed MOTION to Take Deposition from Plaintiff Christopher Wilburn by Corporal Dozier. Responses due by 6/29/2026. (Attachments: # 1 Text of Proposed Order)(Mendez, Armando) (Entered: 06/15/2026)
06/09/2026	62	REPLY in Support of Motion re 58 MOTION to Appoint Counsel, filed by Christopher Wilburn. (jas) (Entered: 06/09/2026)
05/29/2026	61	RESPONSE in Opposition re 58 MOTION to Appoint Counsel filed by Corporal Dozier. Replies due by 6/5/2026. (Mendez, Armando) (Entered: 05/29/2026)
05/15/2026	60	ORDER granting in part and denying in part 53 Motion to Compel Discovery. Signed by Magistrate Judge Patrick M. Hunt on 5/15/2026. <i>See attached document for full details.</i> (hhr) (Entered: 05/15/2026)
05/15/2026	59	NOTICE <i>Regarding Settlement Conference Availability</i> by Corporal Dozier (Mendez, Armando) (Entered: 05/15/2026)
05/15/2026	58	MOTION to Appoint Counsel by Christopher Wilburn. Responses due by 5/29/2026. (ls) (Entered: 05/15/2026)
05/12/2026	57	PAPERLESS ORDER requiring the Parties to confer and, on or before Friday, May 15, 2026, jointly provide three (3) dates and times when all Parties are available for a settlement conference. Signed by Magistrate Judge Patrick M. Hunt on 5/12/2026. (hhr) (Entered: 05/12/2026)
05/12/2026	56	NOTICE of Inquiry by Christopher Wilburn re 51 Order Referring Case to Magistrate Judge for Settlement Conference. (scn) (Entered: 05/12/2026)
04/28/2026	55	Plaintiff's Reply to Defendants Response to 53 Motion to Compel Discovery filed by Christopher Wilburn. (wce) (Entered: 04/28/2026)
04/14/2026	54	RESPONSE in Opposition re 53 MOTION to Compel Discovery filed by Corporal Dozier. Replies due by 4/21/2026. (Mendez, Armando) (Entered: 04/14/2026)
04/07/2026	53	MOTION for an Order Compelling Discovery by Christopher Wilburn. Responses due by 4/21/2026. (wce) (Entered: 04/08/2026)

02/03/2026	52	GENERAL ORDER ON DISCOVERY OBJECTIONS AND PROCEDURES Signed by Magistrate Judge Patrick M. Hunt on 2/3/2026. <i>See attached document for full details.</i> (hhr) (Entered: 02/03/2026)
01/26/2026	51	ORDER OF REFERRAL TO MAGISTRATE JUDGE FOR SETTLEMENT CONFERENCE: The Court hereby refers this matter to United States Magistrate Judge Hunt for a settlement conference to be conducted consistent with this Order. All Parties are required to participate in the settlement conference. The conference must be completed no later than April 17, 2026. Signed by Judge Rodney Smith on 1/26/2026. <i>See attached document for full details.</i> (wce) (Entered: 01/27/2026)
01/26/2026	50	ORDER SETTING CIVIL TRIAL DATE, PRETRIAL DEADLINES, AND REFERRAL TO MAGISTRATE JUDGE: Jury Trial set for 3/8/2027 09:00 AM in Fort Lauderdale Division before Judge Rodney Smith. Calendar Call set for 3/2/2027 09:00 AM in Fort Lauderdale Division before Judge Rodney Smith. Expert Discovery due by 7/17/2026. Fact Discovery due by 7/17/2026. In Limine Motions due by 2/12/2027. Dispositive Motions due by 10/2/2026. Pretrial Stipulation due by 2/12/2027. ORDER REFERRING CASE to Magistrate Judge Patrick M. Hunt for Pretrial Non-Dispositive Matters. Signed by Judge Rodney Smith on 1/26/2026. <i>See attached document for full details.</i> (wce) 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: 01/27/2026)
01/22/2026	49	Letter to Clerk re Discovery by Christopher Wilburn (pcs) (Entered: 01/22/2026)
12/15/2025	48	ANSWER and Affirmative Defenses to Amended Complaint by Corporal Dozier. (Mendez, Armando) (Entered: 12/15/2025)
11/24/2025		Set/Reset Response/Answer Due Deadline: Corporal Dozier response/answer due 12/15/2025. per DE 47 . (wce) (Entered: 11/24/2025)
11/24/2025	47	PAPERLESS ORDER granting 46 Motion for Extension of Time. Defendant shall file her Response to the Amended Complaint by December 15, 2025. Signed by Judge Rodney Smith on 11/24/2025. (lgn) (Entered: 11/24/2025)
11/20/2025	46	MOTION for Extension of Time to File Response/Reply/Answer by Corporal Dozier. (Attachments: # 1 Text of Proposed Order)(Mendez, Armando) (Entered: 11/20/2025)
11/10/2025	45	ORDER ON MOTION TO ALLOW SUBSTITUTION OF COUNSEL. ORDER granting 42 Motion to Withdraw as Attorney. Bernard Pastor representing Corporal Dozier (Defendant) withdrawn from case. Assistant County Attorney Armando R. Mndez, Esq. of the Miami-Dade County Attorney's Office shall be substituted as counsel for Defendant. Signed by Judge Rodney Smith on 11/10/2025. <i>See attached document for full details.</i> (nan) (Entered: 11/12/2025)
11/07/2025	44	ORDER denying 35 Motion to Dismiss. Signed by Judge Rodney Smith on 11/7/2025. <i>See attached document for full details.</i> (amb) (Entered: 11/10/2025)
10/31/2025	43	Clerk's Notice to Filer re 42 Notice/Stipulation of Substitution of Counsel,. Wrong Event Selected - Document is a Motion ; ERROR - The Filer selected the wrong event. A motion event must always be selected when filing a motion. The correction was made by the Clerk. It is not necessary to refile this document. (wce) (Entered: 11/03/2025)

10/31/2025	42	NOTICE/STIPULATION of Substitution of Counsel by Armando Raul Mendez on behalf of Corporal Dozier instead of prior counsel of record Bernard Pastor. . Attorney Armando Raul Mendez added to party Corporal Dozier(pty:dft). (Mendez, Armando) Modified Event Type on 11/3/2025 (wce). (Entered: 10/31/2025)
10/14/2025	41	REPLY in Support of Motion re 35 MOTION to Dismiss with Prejudice 9 Amended Complaint/Amended Notice of Removal . filed by Corporal Dozier. (Pastor, Bernard) (Entered: 10/14/2025)
10/06/2025	40	Plaintiff's Sworn Affidavit filed by Christopher Wilburn. (wce) (Entered: 10/07/2025)
10/06/2025	39	PLAINTIFF'S RESPONSE TO 35 DEFENDANT'S MOTION TO DISMISS filed by Christopher Wilburn. Replies due by 10/14/2025. (wce) (Entered: 10/07/2025)
09/03/2025		Reset Deadline Per DE 38 as to DE 35 MOTION to Dismiss with Prejudice DE 9 Amended Complaint/Amended Notice of Removal . Responses due by 9/30/2025. (cwc) (Entered: 09/03/2025)
09/03/2025	38	PAPERLESS ORDER granting 37 Motion for Extension of Time to File Response/Reply/Answer as to 35 MOTION to Dismiss with Prejudice. Plaintiff's motion for an extension of time is granted. Plaintiff shall file his Response to Defendant's Motion to Dismiss with Prejudice by September 30, 2025. Signed by Judge Rodney Smith on 9/3/2025. (lgn) (Entered: 09/03/2025)
08/29/2025	37	MOTION for Extension of Time to File Response/Reply/Answer as to 35 MOTION to Dismiss with Prejudice by Christopher Wilburn. (wce) (Entered: 08/29/2025)
07/31/2025	36	ORDER THAT PRO SE PLAINTIFF RESPOND TO DEFENDANT'S MOTION TO DISMISS 35 . Plaintiff shall file a response to the Motion to Dismiss on or before August 30, 2025. (Responses due by 8/30/2025.) Signed by Judge Rodney Smith on 7/31/2025. <i>See attached document for full details.</i> (kma) (Entered: 07/31/2025)
07/30/2025	35	MOTION to Dismiss with Prejudice 9 Amended Complaint/Amended Notice of Removal by Corporal Dozier. Responses due by 8/13/2025. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7) (Pastor, Bernard) (Entered: 07/30/2025)
07/28/2025	34	NOTICE of Case Inquiry by Christopher Wilburn. A copy of the docket sheet has been mailed to the Plaintiff. (ar24) (Entered: 07/29/2025)
07/28/2025	33	NOTICE of Change of Address by Christopher Wilburn (ar24) (Entered: 07/29/2025)
07/02/2025		Reset Response/Answer Due Deadline: Corporal Dozier response/answer due 7/30/2025. (ls)(per DE #32) (Entered: 07/02/2025)
07/02/2025	32	PAPERLESS ORDER granting 31 Motion for Extension of Time to Respond to Amended Complaint. THIS CAUSE is before the Court on Defendant's Motion For Extension of Time To Respond To Amended Complaint, filed on July 1, 2024 ("Motion"). [ECF No. 31]. The Court has reviewed the Motion and is otherwise fully advised. Accordingly, it is ORDERED as follows:1. The Motion is GRANTED.2. Defendant shall have until July 30, 2025 to file a response to the Amended Complaint Signed by Judge Rodney Smith on 7/2/2025. (jb01) (Entered: 07/02/2025)
07/01/2025	31	MOTION for Extension of Time to File Response/Reply/Answer by Corporal Dozier. Attorney Bernard Pastor added to party Corporal Dozier(pty:dft). (Attachments: # 1 Text of Proposed Order)(Pastor, Bernard) (Entered: 07/01/2025)

06/23/2025	30	SUMMONS (Affidavit) Returned Executed on 9 Amended Complaint/Amended Notice of Removal with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 by Christopher Wilburn. Corporal Dozier served on 6/18/2025, response/answer due 7/9/2025. (jas) (Entered: 06/24/2025)
06/09/2025	29	Summons Reissued as to Corporal Dozier. (kma) (Entered: 06/09/2025)
06/09/2025	28	Clerk's NOTICE of Compliance re 27 Order. A copy of the Order was placed in the U.S. Marshall's box. (ar24) (Entered: 06/09/2025)
06/09/2025	27	ORDER TO U.S. MARSHAL RE SERVICE OF PROCESS REQUIRING PERSONAL SERVICE UPON INDIVIDUALS. Signed by Judge Rodney Smith on 6/9/2025. <i>See attached document for full details.</i> (ar24) (Entered: 06/09/2025)
06/09/2025	26	Summons (Affidavit) Returned Unexecuted by Christopher Wilburn as to Corporal Dozier. (ar24) (Entered: 06/09/2025)
03/14/2025	25	Summons Reissued as to Corporal Dozier. (kma) (Entered: 03/14/2025)
12/26/2024	24	Summons (Affidavit) Returned Unexecuted as to Corporal Dozier. (pcs) (Entered: 12/26/2024)
12/16/2024	23	ORDER DENYING MOTIONS FOR APPOINTMENT OF COUNSEL denying 18 Motion to Appoint Counsel ; denying 22 Motion to Appoint Counsel. Signed by Judge Rodney Smith on 12/16/2024. <i>See attached document for full details.</i> (pcs) (Entered: 12/17/2024)
12/10/2024	22	MOTION for Appointment of Counsel by Christopher Wilburn. Responses due by 12/26/2024. (pcs) (Entered: 12/10/2024)
11/22/2024	21	Summons Issued as to Corporal Dozier. (kma) (Entered: 11/22/2024)
11/22/2024	20	ORDER TO U.S. MARSHAL RE SERVICE OF PROCESS REQUIRING PERSONAL SERVICE UPON INDIVIDUALS Signed by Judge Rodney Smith on 11/22/2024. <i>See attached document for full details.</i> (kma) (Entered: 11/22/2024)
09/09/2024	19	Summons (Affidavit) Returned Unexecuted as to Corporal Dozier. (pcs) (Entered: 09/09/2024)
09/03/2024	18	MOTION for Appointment of Counsel by Christopher Wilburn. Responses due by 9/17/2024. (pcs) (Entered: 09/03/2024)
07/23/2024	17	NOTICE re 16 Order on Motion. Order at DE#16 mailed to Petitioner. (scn) (Entered: 07/23/2024)
07/23/2024	16	ORDER DENYING 10 MOTION TO PREVENT CIRCUIT COURT JUDGE FROM BLOCKING MAIL PRIVILEGES. The Clerk of Court is instructed to MAIL a copy of this order to Petitioner and counsel of record. Signed by Judge Rodney Smith on 7/23/2024. <i>See attached document for full details.</i> (scn) (Entered: 07/23/2024)
07/10/2024	15	NOTICE of Compliance re 13 Order. DE# 9, 11, 13 & 14 provided to US Marshal in FTP. (scn) (Entered: 07/10/2024)
07/10/2024	14	Summons Issued as to Corporal Dozier. (scn) (Entered: 07/10/2024)
07/10/2024	13	ORDER TO U.S. MARSHAL RE SERVICE OF PROCESS REQUIRING PERSONAL SERVICE UPON INDIVIDUALS: It is ORDERED that the United States Marshal shall serve a copy of the Amended Complaint [DE 9], the screening order, and appropriate summons upon Corporal Dozier. Signed by Judge Rodney Smith on 7/10/2024. <i>See attached document for full details.</i> (scn) (Entered: 07/10/2024)

07/09/2024	12	NOTICE of Compliance re 11 Order. Order at DE#11 mailed to Plaintiff, Christopher Wilburn. (scn) (Entered: 07/09/2024)
07/09/2024	11	SCREENING ORDER: The Amended Complaint containing the claim of excessive force will proceed against Corporal Dozier. Miami Dade Corrections (Individual and official capacities) terminated. The Clerk is DIRECTED to mail a copy of this Order to Plaintiff at the address below. Signed by Judge Rodney Smith on 7/9/2024. <i>See attached document for full details.</i> (scn) (Entered: 07/09/2024)
07/08/2024	10	MOTION to Prevent Circuit Court Judge from Blocking Mail Privileges, by Christopher Wilburn. (scn) (Entered: 07/08/2024)
06/21/2024	9	AMENDED COMPLAINT against Corporal Dozier, filed by Christopher Wilburn. (scn) (Entered: 06/21/2024)
06/05/2024	8	NOTICE / Letter Re: Rule 26 of Discovery by Christopher Wilburn (pcs) (Entered: 06/05/2024)
05/21/2024	7	Clerk's NOTICE of Compliance re 6 Order Dismissing Case. Order mailed to Plaintiff. (pcs) (Entered: 05/21/2024)
05/21/2024	6	DISMISSAL ORDER (<i>Without Prejudice</i>) Signed by Judge Rodney Smith on 5/21/2024. <i>See attached document for full details.</i> (pcs) (Entered: 05/21/2024)
05/08/2024	5	ORDER OF INSTRUCTIONS TO PRO SE CIVIL RIGHTS LITIGANTS Signed by Judge Rodney Smith on 5/8/2024. <i>See attached document for full details.</i> (pcs) (Entered: 05/09/2024)
05/08/2024	4	ORDER GRANTING PLAINTIFF IN FORMA PAUPERIS STATUS AND ESTABLISHING A DEBT OF \$350 granting 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. USM Service NOT Ordered. Signed by Judge Rodney Smith on 5/8/2024. <i>See attached document for full details.</i> (pcs) (Entered: 05/08/2024)
05/02/2024	3	MOTION for Leave to Proceed in forma pauperis by Christopher Wilburn. (kma) (Entered: 05/03/2024)
05/02/2024	2	Judge Assignment to Judge Rodney Smith (kma) (Entered: 05/03/2024)
05/02/2024	1	Complaint pursuant to 42 USC 1983 against Corporal Dozier, Miami Dade Corrections. Filing fee \$ 405.00 (IFP Motion filed), filed by Christopher Wilburn. (kma) (Entered: 05/03/2024)