

**U.S. District Court
Southern District of Florida (Miami)
CIVIL DOCKET FOR CASE #: 1:24-cv-20854-MD**

Yearicks IV v. Miami-Dade County et al

Assigned to: Judge Melissa Damian

Case in other court: 11th Judicial Circuit in and for Miami-Dade
County, 24-001477-CA-01

Cause: 28:1331 Fed. Question: Civil Rights Violation

Date Filed: 03/05/2024

Jury Demand: Defendant

Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Earl Frank Yearicks IV

represented by **Earl Frank Yearicks IV**
5240 Martin Lane
Melbourne, FL 32904
321-557-6463
Email: eyearicks@aol.com
PRO SE

V.

Defendant

Miami-Dade County

represented by **Fabiana Cohen**
Miami-Dade County Attorney's Office
111 N.W. 1st Street
Suite 2800
Florida, FL 33128
305-490-4963
Email: cohenf@miamidade.gov
ATTORNEY TO BE NOTICED

Defendant

J.T. Barret

represented by **Fabiana Cohen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

N. Silva Jr.

represented by **Fabiana Cohen**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

J.S. Watkins

represented by **Fabiana Cohen**
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant**Miami-Dade Police Department**represented by **Fabiana Cohen**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/09/2024	18	CLERK'S NOTICE re 14 Order on Motion for Referral to Volunteer Attorney Program. Additional Notice of Electronic Filing (NEF) sent to Case Referral for Volunteer/Pro Bono Counsel (pes) (Entered: 05/09/2024)
05/02/2024	17	NOTICE OF CONVENTIONAL FILING re 16 Order regarding Evidence by Earl Frank Yearicks IV. (Attachments: # 1 State Court Document, # 2 USB Drive) (scn) (Entered: 05/03/2024)
04/26/2024	16	ORDER GRANTING 15 PRO SE PLAINTIFF'S MOTION for Introduction and Inclusion of Evidence into Case AND ORDER OF INSTRUCTIONS TO PRO SE LITIGANT. Signed by Judge Melissa Damian on 4/26/2024. <i>See attached document for full details.</i> (caw) (Entered: 04/26/2024)
04/24/2024	15	MOTION for Introduction and Inclusion of Evidence into Case by Earl Frank Yearicks IV. (caw) (Entered: 04/25/2024)
04/23/2024	14	ORDER GRANTING 5 PLAINTIFF'S MOTION FOR REFERRAL TO VOLUNTEER ATTORNEY PROGRAM. Signed by Judge Melissa Damian on 4/23/2024. <i>See attached document for full details.</i> (caw) (Entered: 04/24/2024)
04/04/2024	13	REPLY to Response to Motion re 8 MOTION TO DISMISS 7 Amended Complaint/Amended Notice of Removal FOR FAILURE TO STATE A CLAIM MOTION to Quash <i>Service of Process</i> filed by J.T. Barret, Miami-Dade County, Miami-Dade Police Department, N. Silva Jr., J.S. Watkins. (Cohen, Fabiana) (Entered: 04/04/2024)
04/01/2024	12	PAPERLESS ORDER granting 10 Defendant Miami Dade County's Unopposed Motion for Extension of Time to File a Reply in Support of its Motion to Dismiss. Finding good cause for the requested extension, and noting no opposition from Plaintiff, Defendant's Motion is GRANTED. Accordingly, Defendant shall file its Reply by April 5, 2024. Signed by Judge Melissa Damian on 4/1/2024. (cos) (Entered: 04/01/2024)
03/29/2024	11	ORDER OF REASSIGNMENT to Judge Melissa Damian for all further proceedings, Judge Kathleen M. Williams no longer assigned to case. Signed by Judge Kathleen M. Williams on 3/22/2024. <i>See attached document for full details.</i> (vjk) (Entered: 03/29/2024)
03/25/2024	10	Unopposed MOTION for Extension of Time to File Response/Reply/Answer <i>in Support of its Motion to Dismiss</i> by Miami-Dade County. (Attachments: # 1 Text of Proposed Order)(Cohen, Fabiana) (Entered: 03/25/2024)
03/22/2024	9	ANSWER to Defendants' 8 MOTION to Quash filed by Earl Frank Yearicks IV. Replies due by 3/29/2024. (Attachments: # 1 Exhibit)(kpe) (Entered: 03/22/2024)

03/12/2024	 8	MOTION TO DISMISS 7 Amended Complaint/Amended Notice of Removal FOR FAILURE TO STATE A CLAIM (Responses due by 3/26/2024.), MOTION to Quash <i>Service of Process</i> by J.T. Barret, Miami-Dade County, Miami-Dade Police Department, N. Silva Jr., J.S. Watkins. Attorney Fabiana Cohen added to party J.T. Barret(pty:dft), Attorney Fabiana Cohen added to party Miami-Dade Police Department(pty:dft), Attorney Fabiana Cohen added to party N. Silva Jr.(pty:dft), Attorney Fabiana Cohen added to party J.S. Watkins(pty:dft). (Attachments: # 1 Exhibit Arrest Affidavit)(Cohen, Fabiana) (Entered: 03/12/2024)
03/11/2024	7	AMENDED COMPLAINT against J.T. Barret, Miami-Dade County, Miami-Dade Police Department, N. Silva Jr., J.S. Watkins, filed by Earl Frank Yearicks IV.(caw) (Entered: 03/11/2024)
03/11/2024	6	Consent by Pro Se Litigant (Non-Prisoner) Earl Frank Yearicks IV to receive Notices of Electronic Filing at email address: eyearicks@aol.com (caw) (Entered: 03/11/2024)
03/11/2024	5	MOTION for Referral to Volunteer Attorney Program by Earl Frank Yearicks IV. (caw) (Entered: 03/11/2024)
03/05/2024	4	NOTICE <i>Regarding Civil Cover Sheet</i> by Miami-Dade County (Attachments: # 1 Exhibit Civil Cover Sheet) (Cohen, Fabiana) (Entered: 03/05/2024)
03/05/2024	3	Clerk's Notice to Filer re: Electronic Case. No Civil Cover Sheet. Filer is instructed to file a Notice (Other) with the Civil Cover Sheet attached within 24 hours of the notice. (caw) (Entered: 03/05/2024)
03/05/2024	2	Clerk's Notice of Judge Assignment to Judge Kathleen M. Williams. Pursuant to 28 USC 636(c), the parties are hereby notified that the U.S. Magistrate Judge Jonathan Goodman is available to handle any or all proceedings in this case. If agreed, parties should complete and file the Consent form found on our website. It is not necessary to file a document indicating lack of consent. Pro se (NON-PRISONER) litigants may receive Notices of Electronic Filings (NEFS) via email after filing a Consent by Pro Se Litigant (NON-PRISONER) to Receive Notices of Electronic Filing. The consent form is available under the forms section of our website. (caw) (Entered: 03/05/2024)
03/05/2024	1	NOTICE OF REMOVAL (STATE COURT COMPLAINT - Amended Complaint) Filing fee \$ 405.00 receipt number AFLSDC-17342959, filed by Miami-Dade County. (Attachments: # 1 Exhibit State Court Amended Complaint, # 2 Exhibit County Summons, # 3 Exhibit State Court Filings, # 4 Errata State Court Civil Cover Sheet)(Cohen, Fabiana) Modified on 3/5/2024: No Answer/Motion to Dismiss (caw). (Entered: 03/05/2024)