

EGT,REF_DISCOV

U.S. District Court
Southern District of Florida (Miami)
CIVIL DOCKET FOR CASE #: 1:22-cv-20465-WPD

Garcia v. Jackson Health System et al
Assigned to: Judge William P. Dimitrouleas
Referred to: Ch. Magistrate Judge Edwin G. Torres
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 02/15/2022
Jury Demand: Plaintiff
Nature of Suit: 555 Habeas Corpus (Prison
Condition)
Jurisdiction: Federal Question

Plaintiff**Julio Juan Garcia**

represented by **Julio Juan Garcia**
200148308
Suwannee Correctional Institution
Inmate Mail/Parcels
5964 US Highway 90
Live Oak, FL 32060
PRO SE

V.

Defendant**Jackson Health System**

*Corrections Health Services, in official and
individual capacities*
TERMINATED: 07/26/2022

Defendant**MDCR- Health Services**

*Jackson Health System, in official and
individual capacities*
TERMINATED: 07/26/2022

Defendant**Metro-Dade 030-Police Department**

*063-Narcotics Divison: Beovides, in official
and individual capacities*
TERMINATED: 07/26/2022

Defendant**Alain Rodriguez**

*Lead Narcotics-030 Metro Dade,
Badge:030-07427, in official and
individual capacities*

represented by **Erica Sunny Shultz Zaron**
Miami-Dade County Attorney's Office
111 N.W. 1st Street
Suite 2810
Miami, FL 33128
305-375-5151

Fax: 305-375-5611
Email: zaron@miamidade.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Dariel Santos

*030-Metro-Dade Police,
Badge#030-09313, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Robert Ramlochan

*030-Metro-Dade Police,
Badge#030-08970, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Indira Cuevas

*030-Metro-Dade Police,
Badge#030-08770, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Arthur Andrade

*030-Metro-Dade Police,
Badge#030-08709, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Christopher Fernandez

*030-Metro-Dade Police,
Badge#030-07919, in official and
individual capacities*

represented by **Erica Sunny Shultz Zaron**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Kerman Kerlus

*030-Metro-Dade Police,
Badge#030-07841, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Jesus Martinez

*030-Metro-Dade Police,
Badge#030-07820, in official and*

represented by **Erica Sunny Shultz Zaron**
(See above for address)
LEAD ATTORNEY

individual capacities

ATTORNEY TO BE NOTICED

Defendant

Alexader Esteves
*030-Metro-Dade Police,
Badge#030-07639, in official and
individual capacities*

represented by **Erica Sunny Shultz Zaron**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Xavier Alvarez
*030-Metro-Dade Police,
Badge#030-007533, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Gregory Waddell
*030-Metro-Dade Police,
Badge#030-07432, in official and
individual capacities*

represented by **Erica Sunny Shultz Zaron**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Veronica Carmenatty
*030-Metro-Dade Police,
Badge#030-05961, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Frank Decespedes
*030-Metro-Dade Police,
Badge#030-05919, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Darrian Washington
*030-Metro-Dade Police,
Badge#030-05891, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant

Miguel Reyes
*030-Metro-Dade Police,
Badge#030-05885, in official and
individual capacities*

represented by **Erica Sunny Shultz Zaron**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Willie Smith, II

*030-Metro-Dade Police,
Badge#030-05748, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant**Michael Cetta**

*030-Metro-Dade Police,
Badge#030-05034, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant**Victor Gil**

*030-Metro-Dade Police,
Badge#030-04821, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant**Juan Chaidez**

*030-Metro-Dade Police,
Badge#030-04817, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant**Robert Love**

*030-Metro-Dade Police,
Badge#030-04719, in official and
individual capacities*

represented by **Erica Sunny Shultz Zaron**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**Tracy Tompkins**

*030-Metro-Dade Police,
Badge#030-02809, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant**Jossue Dominguez**

*Police, Badge#002-01113, in official and
individual capacities
TERMINATED: 04/22/2022*

Defendant**Metro-West Detention Center**

*in official and individual capacities
TERMINATED: 04/22/2022*

Defendant

Jackson Memorial Hospital

Jackson Health System, in official and individual capacities

TERMINATED: 07/26/2022

Defendant

Daniel Junior

MDCR-Headquarters Director, in official and individual capacities

TERMINATED: 04/22/2022

Defendant


State of Florida Dade County

TERMINATED: 07/26/2022

Defendant

Miami Dade Corrections & Rehabilitation

TERMINATED: 07/26/2022

Date Filed	#	Docket Text
11/21/2023	147	NOTICE of Compliance: Per Order at DE# 146 The Clerk has provided a copy of this Order to the plaintiff at the address listed on the Order. (wce) (Entered: 11/21/2023)
11/21/2023	146	ORDER DENYING 144 MOTION TO APPOINT COUNSEL; REFERRING CASE TO VOLUNTEER LAWYERS PROJECT: The Clerk is directed to provide a copy of this order to the Plaintiff. Signed by Judge William P. Dimitrouleas on 11/21/2023. <i>See attached document for full details.</i> (wce) (Entered: 11/21/2023)
11/21/2023	 145	MOTION for Extension of Time on Interrogatories and Production of Documents and Pretrial Deadlines in Support of Counsel by Julio Juan Garcia. (scn) (Entered: 11/21/2023)
11/21/2023	144	MOTION to Appoint Counsel by Julio Juan Garcia. Responses due by 12/5/2023. (scn) (Entered: 11/21/2023)
10/27/2023	143	RESPONSE to 136 Status Report by Julio Juan Garcia. (ls) (Entered: 10/27/2023)
10/27/2023	142	NOTICE of Compliance: Per Order at DE 141 , The Clerk mailed a copy of the Order to the Parties listed in the Order. (wce) (Entered: 10/27/2023)
10/27/2023	141	ORDER SETTING TRIAL DATE & DISCOVERY DEADLINES, & REFERRING DISCOVERY MOTIONS TO UNITED STATES MAGISTRATE JUDGE: Calendar Call set for 6/14/2024 10:00 AM in Fort Lauderdale Division before Judge William P. Dimitrouleas. Jury Trial set for 6/17/2024 in Fort Lauderdale Division before Judge William P. Dimitrouleas. ORDER Referring All Pretrial Discovery Motions, and all Motions that relate directly to these Motions to United States Magistrate Judge Edwin G. Torres. The Clerk is DIRECTED to provide a copy of this Order to Plaintiff at the address listed below. Signed by

		Judge William P. Dimitrouleas on 10/27/2023. <i>See attached document for full details.</i> (wce) <u>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.</u> (Entered: 10/27/2023)
10/26/2023	140	ANSWER and Affirmative Defenses to Amended Complaint by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. (Zaron, Erica) (Entered: 10/26/2023)
10/19/2023	139	NOTICE of Change of Address, by Julio Juan Garcia. Address updated in CM-ECF. (scn) (Entered: 10/19/2023)
10/06/2023	138	NOTICE of Compliance re 137 Order Reopening Case. Order mailed to Plaintiff per order at DE#137. (scn) (Entered: 10/10/2023)
10/06/2023	137	ORDER REOPENING CASE TO ADDRESS SURVIVING CLAIMS: The Clerk is DIRECTED to mail a copy of this Order to Plaintiff at the address below. Defendants shall file an answer within twenty days. Signed by Judge William P. Dimitrouleas on 10/6/2023. <i>See attached document for full details.</i> (scn) (Entered: 10/10/2023)
10/05/2023	136	STATUS REPORT <i>Memorandum Against Reopening Case to Proceed with Excessive Force Claims</i> by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Alain Rodriguez, Gregory Waddell (Zaron, Erica) (Entered: 10/05/2023)
09/28/2023	135	NOTICE of Change of Address, by Julio Juan Garcia. (Address has previously been updated in CM-ECF) (scn) (Entered: 09/28/2023)
09/22/2023	134	NOTICE of Compliance re 27 Order. Order at DE#27 mailed to Julio Juan Garcia. (scn) (Entered: 09/22/2023)
09/22/2023	133	AMENDED ORDER CONTINUING STAY AND DIRECTING PARTIES TO FILE MEMORANDA: On or before October 5, 2023, the Parties shall file memoranda advising the Court of their position on reopening this case to proceed on the excessive use of force claims only. The Clerk is DIRECTED to mail a copy of this Order to Plaintiff. Signed by Judge William P. Dimitrouleas on 9/22/2023. <i>See attached document for full details.</i> (scn) (Entered: 09/22/2023)
09/22/2023	132	NOTICE of Change of Address by Julio Juan Garcia. (Address updated in CM-ECF) (scn) (Entered: 09/22/2023)
09/19/2023	131	NOTICE of Compliance re 130 Order Staying Case. Order at DE#130 mailed to plaintiff. (scn) (Entered: 09/19/2023)
09/19/2023	130	ORDER CONTINUING STAY AND DIRECTING PARTIES TO FILE MEMORANDA: On or before October 5, 2023, the Parties shall file memoranda advising the Court of their position on reopening this case to proceed on the excessive use of force claims only. The Clerk is DIRECTED to mail a copy of this Order to Plaintiff. Signed by Judge William P. Dimitrouleas on 9/19/2023. <i>See attached document for full details.</i> (scn) (Entered: 09/19/2023)
09/19/2023	129	RESPONSE to 126 Order by Julio Juan Garcia. (scn) (Entered: 09/19/2023)

09/18/2023	128	STATUS REPORT by Alexander Esteves, Christopher Fernandez, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4)(Zaron, Erica) (Entered: 09/18/2023)
08/29/2023	127	Clerk's NOTICE of Compliance re 126 Order Requiring Response. Order mailed to Plaintiff. (pcs) (Entered: 08/29/2023)
08/29/2023	126	ORDER REQUIRING RESPONSE. The Defendants shall file a response to the Status Report within twenty days of the entry of this order. Signed by Judge William P. Dimitrouleas on 8/29/2023. <i>See attached document for full details.</i> (pcs) (Entered: 08/29/2023)
08/28/2023	125	STATUS REPORT by Julio Juan Garcia. (drz) Modified filed date on 8/29/2023 (drz). (Entered: 08/29/2023)
08/08/2023	124	Clerks Notice of Receipt of Partial Filing Fee received on 8/4/2023 in the amount of \$ 17.07, receipt number FLS273454. (vt) (Entered: 08/08/2023)
07/12/2023	123	Clerks Notice of Receipt of Partial Filing Fee received on 7/10/2023 in the amount of \$ 150.00, receipt number FLS272207. (vt) (Entered: 07/12/2023)
05/01/2023	122	Objection to 121 Status Report by Julio Juan Garcia. (pcs) (Entered: 05/01/2023)
04/20/2023	121	STATUS REPORT by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell (Zaron, Erica) (Entered: 04/20/2023)
04/06/2023	120	STATUS REPORT/Memorandum by Julio Juan Garcia. (scn) (Entered: 04/06/2023)
02/27/2023	119	ORDER DENYING 117 and 118 MOTIONS TO LIFE STAY AND REOPEN CASE. The 114 prior ORDER STAYING CASE remains in effect and the parties shall abide by its terms. Signed by Judge William P. Dimitrouleas on 2/27/2023. <i>See attached document for full details.</i> (caw) (Entered: 02/28/2023)
02/24/2023	118	MOTION to/for: Lift The Stay and Reopen Case/Set Trial Date by Julio Juan Garcia. (pcs) (Entered: 02/24/2023)
02/14/2023	117	Reply/Objection/Status Report to Document 114 and MOTION to Lift Stay by Julio Juan Garcia. (pcs) (Entered: 02/14/2023)
02/07/2023	116	NOTICE: Regarding Defendants by Julio Juan Garcia (pcs) (Entered: 02/07/2023)
01/20/2023	115	CLERK'S NOTICE of Compliance re mailing copy to Plaintiff of 114 ORDER STAYING CASE. (caw) (Entered: 01/20/2023)
01/20/2023	114	ORDER STAYING CASE. Closing Case. DENYING 102 Motion to Dismiss and DENYING 110 Plaintiff's Motion to Clarify Real Party in Interest Signed by Judge William P. Dimitrouleas on 1/20/2023. <i>See attached document for full details.</i> (caw) (Entered: 01/20/2023)
01/13/2023	113	RESPONSE to 108 Reply to Response to Motion, by Julio Juan Garcia. (pcs) (Entered: 01/13/2023)
01/13/2023	112	NOTICE to Certify Exhibits as Evidence by Julio Juan Garcia (pcs) (Entered: 01/13/2023)

01/13/2023	111	NOTICE re Demand Trial by 12 Person Jury by Julio Juan Garcia (pcs) (Entered: 01/13/2023)
01/13/2023	110	MOTION to Clarify Real Party in Interest re 96 Amended Complaint/Amended Notice of Removal, by Julio Juan Garcia. Responses due by 1/27/2023 (pcs) (Entered: 01/13/2023)
01/13/2023	109	Clerks Notice of Receipt of Partial Filing Fee received on 1/12/2023 in the amount of \$ 140.00, receipt number FSL263061. (vt) (Entered: 01/13/2023)
01/05/2023	108	REPLY to Response to Motion re 102 MOTION to Dismiss 96 Amended Complaint/Amended Notice of Removal, MOTION to Stay re 95 Order on Motion to Dismiss,, Order on Motion for Leave to File,, Order on Motion to Stay, <i>Continue</i> filed by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. (Zaron, Erica) (Entered: 01/05/2023)
01/03/2023	107	PAPERLESS ORDER Granting 105 Motion to Resend Docket Entries. It is hereby ORDERED that the Clerk of the Court shall forward copies of docket entries 95 , 96 , and 97 to the Plaintiff at his mailing address listed on the Court docket. Signed by Judge William P. Dimitrouleas on 1/3/2023. (jcy) (Entered: 01/03/2023)
12/30/2022	106	RESPONSE to Motion re 102 MOTION to Dismiss 96 Amended Complaint/Amended Notice of Removal, filed by Julio Juan Garcia. Replies due by 1/6/2023. (jas) (Entered: 12/30/2022)
12/30/2022	105	MOTION to Resend Missing Docket Entries by Julio Juan Garcia. (jas) (Entered: 12/30/2022)
12/29/2022	104	ORDER denying 103 Letter Motion/Declaration for Entry of Default. Signed by Judge William P. Dimitrouleas on 12/29/2022. <i>See attached document for full details.</i> (jas) (Entered: 12/29/2022)
12/28/2022	103	Letter Motion/Declaration for Entry of Default by Julio Juan Garcia. (jas) (Entered: 12/28/2022)
12/16/2022	102	MOTION to Dismiss 96 Amended Complaint/Amended Notice of Removal, , MOTION to Stay re 95 Order on Motion to Dismiss,, Order on Motion for Leave to File,, Order on Motion to Stay, <i>Continue</i> by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. Responses due by 12/30/2022 (Attachments: # 1 Exhibit 1)(Zaron, Erica) (Entered: 12/16/2022)
12/14/2022	101	ORDER DENYING 100 Motion to Appoint Counsel. Signed by Judge William P. Dimitrouleas on 12/14/2022. <i>See attached document for full details.</i> (caw) (Entered: 12/14/2022)
12/14/2022	100	MOTION to Appoint Private State Court Criminal/Appellate Attorney for Civil Action by Julio Juan Garcia. Responses due by 12/28/2022 (pcs) (Entered: 12/14/2022)
11/30/2022	99	ORDER GRANTING 98 Motion for Extension of Time to File Response/Answer to a Third Amended Complaint. Response/Answer due for the following Defendants: Alexander Esteves; Christopher Fernandez; Robert Love; Jesus Martinez; Miguel Reyes; Alain Rodriguez; and Gregory Waddell. Signed by Judge William P. Dimitrouleas on 11/29/2022. <i>See attached document for full details.</i>

		(caw) (Entered: 11/30/2022)
11/29/2022	98	MOTION for Extension of Time to File Response/Reply/Answer as to 96 Amended Complaint/Amended Notice of Removal, by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. (Zaron, Erica) (Entered: 11/29/2022)
11/21/2022	97	Clerk's NOTICE of Compliance re 95 ORDER ON SCREENING THIRD AMENDED COMPLAINT: Order mailed to Plaintiff. (pcs) (Entered: 11/21/2022)
11/18/2022	95	ORDER ON SCREENING THIRD AMENDED COMPLAINT denying as moot 65 Motion to Dismiss; granting 84 Motion for Leave to File ; granting 87 Motion to Stay. Signed by Judge William P. Dimitrouleas on 11/18/2022. <i>See attached document for full details.</i> (pcs) (Entered: 11/21/2022)
11/02/2022	94	ORDER DENYING 82 MOTION FOR COURT ORDER TO ALLOW EXCESSIVE LEGAL DOCUMENTS/LEGAL PAPERS/LEGAL MATERIALS. Signed by Judge William P. Dimitrouleas on 11/2/2022. <i>See attached document for full details.</i> (caw) (Entered: 11/02/2022)
11/02/2022	93	ORDER DENYING 76 MOTION TO SUPPLEMENT. Signed by Judge William P. Dimitrouleas on 11/1/2022. <i>See attached document for full details.</i> (caw) (Entered: 11/02/2022)
11/01/2022	92	PAPERLESS ORDER granting 79 Motion for Extension of Time to File. The motion is granted. The response filed on September 16, 2022 is deemed timely. Signed by Judge William P. Dimitrouleas on 11/1/2022. (jb01) (Entered: 11/01/2022)
10/20/2022	91	REPLY to Response to Motion re 84 MOTION for Leave to File filed by Julio Juan Garcia. (pcs) (Entered: 10/20/2022)
10/20/2022	90	Clerks Notice of Receipt of Partial Filing Fee received on 10/19/2022 in the amount of \$ 143.00, receipt number FLS258678. (vt) (Entered: 10/20/2022)
10/12/2022	89	NOTICE by Julio Juan Garcia (pcs) (Entered: 10/12/2022)
10/11/2022	88	RESPONSE in Opposition re 84 MOTION for Leave to File filed by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. Replies due by 10/18/2022. (Zaron, Erica) (Entered: 10/11/2022)
09/29/2022	87	MOTION to Stay <i>Discovery Pending Ruling on Motion to Dismiss Which Raises Immunity and Younger Abstention</i> by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. Responses due by 10/13/2022 (Zaron, Erica) (Entered: 09/29/2022)
09/26/2022	96	THIRD AMENDED COMPLAINT against Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Metro-Dade 030-Police Department, Miguel Reyes, Alain Rodriguez, Gregory Waddell filed in response to Order Granting Motion for Leave DE 95 , filed by Julio Juan Garcia.(pcs) (Entered: 11/21/2022)
09/26/2022	86	AFFIDAVIT to/for Final Amended Complaint signed by: Julio Juan Garcia re 84 MOTION for Leave to File by Julio Juan Garcia (pcs) (Entered: 09/26/2022)

09/26/2022	85	MEMORANDUM in Support re 84 MOTION for Leave to File by Julio Juan Garcia. (pcs) (Entered: 09/26/2022)
09/26/2022	84	MOTION for Leave to File Amended Complaint by Julio Juan Garcia. (Attachments: # 1 Third Amended Complaint)(pcs) (Entered: 09/26/2022)
09/20/2022	83	NOTICE of Filing Discovery: Deposition Upon Written Questions(pcs) (Entered: 09/20/2022)
09/20/2022	82	MOTION for Court Order to Allow Possession of Excessive Legal Materials/Legal Papers by Julio Juan Garcia. (pcs) (Entered: 09/20/2022)
09/19/2022	81	REPLY to Response to Motion re 68 MOTION to Amend/Correct 1 Complaint 42 USC 1983 or Bivens,, filed by Julio Juan Garcia. (pcs) (Entered: 09/19/2022)
09/16/2022	80	REPLY to Response to Motion re 65 MOTION to Dismiss 35 Complaint, filed by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. (Zaron, Erica) (Entered: 09/16/2022)
09/13/2022	79	MOTION for Extension of Time to File Response/Reply/Answer as to 65 MOTION to Dismiss 35 Complaint, by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. (Zaron, Erica) (Entered: 09/13/2022)
09/12/2022	78	ORDER DENYING WITHOUT PREJUDICE 68 Motion to Amend/Correct. The motion must be filed on or before October 1, 2022, or the second amend complaint will be the operative pleading and no further amendments will be permitted. Signed by Judge William P. Dimitrouleas on 9/9/2022. <i>See attached document for full details.</i> (caw) (Entered: 09/12/2022)
09/12/2022	77	ORDER DENYING 71 Motion For Depositions taken in an Earlier Action. Signed by Judge William P. Dimitrouleas on 9/9/2022. <i>See attached document for full details.</i> (caw) (Entered: 09/12/2022)
09/09/2022	76	MOTION To Supplement The Record With The Courts by Julio Juan Garcia. (pcs) (Entered: 09/09/2022)
09/09/2022	75	RESPONSE to Motion re 65 MOTION to Dismiss 35 Complaint, filed by Julio Juan Garcia. Replies due by 9/16/2022. (pcs) (Entered: 09/09/2022)
09/08/2022	74	Clerks Notice of Receipt of Partial Filing Fee received on 9/7/2022 in the amount of \$ 79.00, receipt number FLS256826. (vt) (Entered: 09/08/2022)
09/07/2022	73	RESPONSE in Opposition re 68 MOTION to Amend/Correct 1 Complaint 42 USC 1983 or Bivens,, filed by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. Replies due by 9/14/2022. (Zaron, Erica) (Entered: 09/07/2022)
09/07/2022	72	NOTICE of Inquiry by Julio Juan Garcia (Docket Sheet Sent) (pcs) (Entered: 09/07/2022)
09/07/2022	71	MOTION for Depositions Taken in an Earlier Action by Julio Juan Garcia. (pcs) (Entered: 09/07/2022)
09/07/2022	70	NOTICE of Extraordinary Injunction/Extraordinary Writ/Extraordinary Notice by Julio Juan Garcia (pcs) (Entered: 09/07/2022)

09/01/2022	69	NOTICE of Filing Discovery: Motion to/for Production of Documents by Julio Juan Garcia.(drz) (Entered: 09/01/2022)
09/01/2022	68	MOTION to Amend 1 Complaint 42 USC 1983 or Bivens by Julio Juan Garcia. Responses due by 9/15/2022 (drz) (Entered: 09/01/2022)
09/01/2022	67	Clerk's Non-Entry of Default as to Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell - Motions Terminated: 66 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 9/1/2022. (drz) (Entered: 09/01/2022)
09/01/2022	66	MOTION for Clerk's Entry of Default as to Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell by Julio Juan Garcia. (drz) (Entered: 09/01/2022)
08/30/2022	65	MOTION to Dismiss 35 Complaint, by Alexander Esteves, Christopher Fernandez, Robert Love, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. Attorney Erica Sunny Shultz Zaron added to party Robert Love(pty:dft). Responses due by 9/13/2022 (Attachments: # 1 Exhibit 1)(Zaron, Erica) (Entered: 08/30/2022)
08/26/2022	64	CLERK'S NOTICE of Compliance in mailing copy of 63 Order Striking to Plaintiff. (caw) (Entered: 08/26/2022)
08/26/2022	63	ORDER STRIKING 61 Notice filed by Julio Juan Garcia. Signed by Judge William P. Dimitrouleas on 8/26/2022. <i>See attached document for full details.</i> (caw) (Entered: 08/26/2022)
08/26/2022	62	PAPERLESS ORDER granting 60 Motion for Extension of Time to File. THIS MATTER is before the Court upon Defendants Jesus Martinez, Christopher Fernandez, Gregory Waddell, Alejandro Estevez, Miguel Reyes, and Alain Rodriguez Motion for Extension of Time to Respond to Second Amended Complaint.It is hereby ORDERED AND ADJUDGED that Defendants Motion for Extension of Time to Respond to Second Amended Complaint is GRANTED. Defendants shall respond to the Second Amended Complaint on or before August 30, 2022. Signed by Judge William P. Dimitrouleas on 8/26/2022. (jb01) (Entered: 08/26/2022)
08/25/2022	61	NOTICE by Julio Juan Garcia (mee) (Entered: 08/26/2022)
08/23/2022	60	MOTION for Extension of Time to File Response/Reply/Answer as to 35 Complaint, by Alexander Esteves, Christopher Fernandez, Jesus Martinez, Miguel Reyes, Alain Rodriguez, Gregory Waddell. Attorney Erica Sunny Shultz Zaron added to party Alexander Esteves(pty:dft), Attorney Erica Sunny Shultz Zaron added to party Christopher Fernandez(pty:dft), Attorney Erica Sunny Shultz Zaron added to party Jesus Martinez(pty:dft), Attorney Erica Sunny Shultz Zaron added to party Miguel Reyes(pty:dft), Attorney Erica Sunny Shultz Zaron added to party Alain Rodriguez (pty:dft), Attorney Erica Sunny Shultz Zaron added to party Gregory Waddell(pty:dft). (Zaron, Erica) (Entered: 08/23/2022)
08/22/2022	59	SUMMONS (Affidavit) Returned Executed on 35 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Robert Love served on 8/9/2022, response/answer due 8/30/2022. (pcs) (Entered: 08/22/2022)

08/22/2022	58	SUMMONS (Affidavit) Returned Executed on 35 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Alain Rodriguez served on 8/8/2022, response/answer due 8/29/2022. (pcs) (Entered: 08/22/2022)
08/11/2022	57	NOTICE of Compliance: Order on Motion to Amend Complaint, DE 56 , mailed to the Plaintiff. (mab) (Entered: 08/11/2022)
08/11/2022	56	ORDER DENYING DE 49 MOTION TO AMEND COMPLAINT- without Prejudice. Signed by Judge William P. Dimitrouleas on 8/11/2022. <i>See attached document for full details.</i> (mab) (Entered: 08/11/2022)
08/10/2022	55	NOTICE / Injunction by Julio Juan Garcia (pcs) (Entered: 08/10/2022)
08/10/2022	54	SUMMONS (Affidavit) Returned Executed on 35 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Miguel Reyes served on 8/3/2022, response/answer due 8/24/2022. (pcs) (Entered: 08/10/2022)
08/10/2022	53	SUMMONS (Affidavit) Returned Executed on 35 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Alexader Esteves served on 8/3/2022, response/answer due 8/24/2022. (pcs) (Entered: 08/10/2022)
08/10/2022	52	SUMMONS (Affidavit) Returned Executed on 35 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Gregory Waddell served on 8/3/2022, response/answer due 8/24/2022. (pcs) (Entered: 08/10/2022)
08/10/2022	51	SUMMONS (Affidavit) Returned Executed on 35 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Christopher Fernandez served on 8/3/2022, response/answer due 8/24/2022. (pcs) (Entered: 08/10/2022)
08/10/2022	50	SUMMONS (Affidavit) Returned Executed on 35 Complaint, with a 21 day response/answer filing deadline pursuant to Fed. R. Civ. P. 12 Jesus Martinez served on 8/3/2022, response/answer due 8/24/2022. (pcs) (Entered: 08/10/2022)
08/09/2022	49	Memorandum / MOTION to Amend/Correct 35 Complaint, by Julio Juan Garcia. Responses due by 8/23/2022 (pcs) (Entered: 08/09/2022)
07/26/2022	48	CLERK'S NOTICE of compliance re 40 Order, 39 Order. Copies of Orders mailed to Plaintiff. (daa) (Entered: 07/26/2022)
07/26/2022	47	Summons Issued as to Officer Alexander Estevez, Badge # 030-7639. (daa) (Entered: 07/26/2022)
07/26/2022	46	Summons Issued as to Officer Robert Love, Badge # 030-04719. (daa) (Entered: 07/26/2022)
07/26/2022	45	Summons Issued as to Officer Miguel Reyes, Badge # 030-05885. (daa) (Entered: 07/26/2022)
07/26/2022	44	Summons Issued as to Officer Gregory Waddell, Badge # 030-7432. (daa) (Entered: 07/26/2022)
07/26/2022	43	Summons Issued as to Officer Jesus Martinez, Badge # 030-07820. (daa) (Entered: 07/26/2022)
07/26/2022	42	Summons Issued as to Officer Christopher Fernandez, Badge # 030-7919. (daa) (Entered: 07/26/2022)

07/26/2022	41	Summons Issued as to Officer Alain Rodriguez, Badge # 030-7427. (daa) (Entered: 07/26/2022)
07/26/2022	40	ORDER DIRECTING U.S. MARSHAL TO EFFECT PERSONAL SERVICE UPON NAMED DEFENDANTS. Plaintiff's Motion to Appoint Special Process server [DE 22] is GRANTED. The United States Marshal shall serve a copy of the Second Amended Complaint [DE 35], screening order [DE 39] and appropriate summons upon named defendants. Signed by Judge William P. Dimitrouleas on 7/26/2022. <i>See attached document for full details.</i> (daa) (Entered: 07/26/2022)
07/26/2022	39	ORDER ON SCREENING. The individual capacity claims against Defendants Rodriguez, Fernandez, Martinez, Waddell, Reyes, Love and Estevez for excessive use of force will PROCEED. The individual claims against Defendants Rodriguez, Fernandez, Martinez, Waddell, Reyes, Love and Estevez for unreasonable search will be DISMISSED for failure to state a claim. The official capacity claims against Fernandez, Martinez, Waddell, Reyes, Love and Estevez and the claim against the Metro-Dade Police Department are DISMISSED for failure to state a claim. Defendant Jossue Dominguez is DISMISSED based on the statement of Plaintiff that a separate action will be commenced against Dominguez. The Clerk is DIRECTED to mail a copy of this Order to Plaintiff. Signed by Judge William P. Dimitrouleas on 7/26/2022. <i>See attached document for full details.</i> (daa) (Entered: 07/26/2022)
06/13/2022	38	NOTICE of Filing Amended Affidavit by Julio Juan Garcia. (apz) (Entered: 06/16/2022)
06/08/2022	37	ORDER denying 36 Motion for Notary Public. Signed by Judge William P. Dimitrouleas on 6/8/2022. <i>See attached document for full details.</i> (pes) (Entered: 06/09/2022)
06/08/2022	36	MOTION To/For Notary Public Court Order by Julio Juan Garcia. (drz) (Entered: 06/08/2022)
06/01/2022	35	SECOND COMPLAINT against Alexander Esteves, Christopher Fernandez, Jackson Health System, Jackson Memorial Hospital, Robert Love, MDCR- Health Services, Jesus Martinez, Metro-Dade 030-Police Department, Miami Dade Corrections & Rehabilitation, Miguel Reyes, Alain Rodriguez, State of Florida Dade County, Gregory Waddell., filed by Julio Juan Garcia. (Attachments: # 1 Memorandum of Law)(ail) (Entered: 06/01/2022)
04/28/2022	34	CLERK'S NOTICE of Compliance re 33 Order,, Set/Reset Deadlines/Hearings (42 usc 1983 FORM AND COPY OF ORDER MAILED TO PLAINTIFF) (drz) (Entered: 04/28/2022)
04/27/2022	33	SECOND ORDER TO FILE AMENDED COMPLAINT re 26 Amended Complaint/Amended Notice of Removal, filed by Julio Juan Garcia, as to 26 Amended Complaint/Amended Notice of Removal,. (Amended Complaint due by 5/27/2022.) Signed by Judge William P. Dimitrouleas on 4/27/2022. <i>See attached document for full details.</i> (drz) (Entered: 04/28/2022)
04/25/2022	32	CLERK'S NOTICE of compliance re 31 Memorandum, 30 MOTION, 29 Application/Petition (Complaint) for Writ of Habeas Corpus. New Habeas 2241 action opened pursuant to Chambers directive. New civil case: 1:22-cv-21275-RS. (daa) (Entered: 04/25/2022)

04/21/2022	31	MEMORANDUM of Law re 30 MOTION to/for Habeas Corpus Exempt from Filing Fees and Transfer of Custody Pending Review by Julio Juan Garcia. (pcs) (Additional attachment(s) added on 4/22/2022: # 1 Exhibit) (pcs). (Entered: 04/22/2022)
04/21/2022	30	MOTION to/for Habeas Corpus Exempt from Filing Fees and Transfer of Custody Pending Review by Julio Juan Garcia. (pcs) Modified on 4/22/2022 (pcs). (Entered: 04/22/2022)
04/21/2022	29	APPLICATION/PETITION (Complaint) for Writ of Habeas Corpus pursuant to 28 U.S.C. 2241. Filing fee \$ 5.00. IFP Filed, filed by Julio Juan Garcia. (Attachments: # 1 Exhibit)(pcs) (Entered: 04/22/2022)
04/21/2022	28	NOTICE of Constitutional Challenge to Statutes by Julio Juan Garcia (pcs) (Entered: 04/22/2022)
04/21/2022	27	AMENDED MEMORANDUM of Law re 26 Amended Complaint/Amended Notice of Removal, by Julio Juan Garcia. (pcs) Modified on 4/22/2022 (pcs). (Entered: 04/22/2022)
04/21/2022	26	AMENDED COMPLAINT against Alexander Esteves, Christopher Fernandez, Jackson Health System, Jackson Memorial Hospital, Robert Love, MDCR- Health Services, Jesus Martinez, Metro-Dade 030-Police Department, Miguel Reyes, Alain Rodriguez, Gregory Waddell, State of Florida Dade County, Miami Dade Corrections & Rehabilitation filed in response to Order Granting Motion for Leave, filed by Julio Juan Garcia. (Attachments: # 1 Exhibit)(pcs) (Entered: 04/22/2022)
04/01/2022	25	DEMAND for Trial by Jury by Julio Juan Garcia. (drz) (Entered: 04/01/2022)
03/28/2022	24	CLERK'S NOTICE of Compliance re 23 Order to File Amended Complaint, Set/Reset Deadlines/Hearings. (Approved 42 U.S.C. 1983 Civil Rights Complaint Form and Copy of Order Mailed to Julio Juan Garcia). (drz) (Entered: 03/28/2022)
03/28/2022	23	ORDER TO FILE AMENDED COMPLAINT re 1 Complaint 42 USC 1983 or Bivens,, filed by Julio Juan Garcia. (Amended Complaint due by 4/27/2022.) Signed by Judge William P. Dimitrouleas on 3/28/2022. <i>See attached document for full details.</i> (drz) (Entered: 03/28/2022)
03/21/2022	22	MOTION for Appointment of Special Process Server by Julio Juan Garcia. Responses due by 4/4/2022 (drz) (Entered: 03/21/2022)
03/21/2022	21	MEMORANDUM of Law re 1 Complaint 42 USC 1983 or Bivens by Julio Juan Garcia. (drz) (Entered: 03/21/2022)
03/09/2022	20	CLERK'S NOTICE of Compliance re 19 Order on Motion for Leave to Proceed in forma pauperis(Order Mailed to the Plaintiff and the Florida Department of Corrections) (drz) (Entered: 03/09/2022)
03/09/2022	19	ORDER granting 17 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 William P. Dimitrouleas on 3/9/2022. <i>See attached document for full details.</i> (drz) (Entered: 03/09/2022)

03/09/2022	18	PAPERLESS ORDER denying 4 Motion to Appoint Counsel. Plaintiffs in a civil case have no constitutional right to counsel. Bass v. Perrin, 170 F.3d 1312, 1320 (11th Cir. 1999). A court may, however, pursuant to 28 U.S.C. § 1915(e)(1), appoint counsel for an indigent plaintiff. Id. A district court has broad discretion in making this decision and should appoint counsel only in exceptional circumstances. Id.; Killian v. Holt, 166 F.3d 1156, 1157 (11th Cir. 1992). The Court does not find the case so exceptional as to warrant the appointment of counsel. See Bass, 170 F.3d at 1320. The motion to appoint counsel is denied without prejudice. Should the court later find that counsel is necessary it will reconsider appointing counsel at that time. Signed by Judge William P. Dimitrouleas on 3/9/2022. (jb01) (Entered: 03/09/2022)
03/08/2022	17	MOTION for Leave to Proceed in forma pauperis by Julio Juan Garcia. (for image see de# 16) (drz) (Entered: 03/08/2022)
03/08/2022	16	FINANCIAL REPORT AFFIDAVIT by Julio Juan Garcia. (drz) (Entered: 03/08/2022)
03/07/2022	15	PAPERLESS ORDER granting 14 Motion for Extension of Time. The request for an extension until March 28, 2022 to file the motion to proceed in forma pauperis is granted. Failure to file a proper motion with an account statement by March 28,2022, will result in dismissal of this complaint. Signed by Judge William P. Dimitrouleas on 3/7/2022. (jb01) (Entered: 03/07/2022)
03/07/2022	14	MOTION for an Extension of Deadline to Proceed In Forma Pauperis by Julio Juan Garcia. Responses due by 3/21/2022 (drz) (Entered: 03/07/2022)
03/04/2022	13	CLERK'S NOTICE of Compliance by Julio Juan Garcia re 12 Order on Motion for Miscellaneous Relief. (order Mailed to Julio Juan Garcia) (drz) (Entered: 03/04/2022)
03/04/2022	12	ORDER denying 10 Motion FOR CHANGE OF CUSTODY. Signed by Judge William P. Dimitrouleas on 3/4/2022. <i>See attached document for full details.</i> (drz) (Entered: 03/04/2022)
03/04/2022	11	AFFIDAVIT signed by: Julio Juan Garcia. (Attachments: # 1 Envelope)(drz) (Entered: 03/04/2022)
03/03/2022	10	MOTION To/For Change of Custody Jurisdiction to Federal Court by Julio Juan Garcia. (drz) (Entered: 03/03/2022)
03/01/2022	9	PAPERLESS ORDER denying 8 Motion to Produce. The Motion to Produce is denied. Plaintiff's complaint has not yet been screened as he has not paid the filing fee or filed a proper motion to proceed in forma pauperis. Plaintiff is referred to the Federal Rules of Civil Procedure for the rules of discovery. If his complaint proceeds he will be required to comply with those rules. Signed by Judge William P. Dimitrouleas on 3/1/2022. (jb01) (Entered: 03/01/2022)
03/01/2022	8	MOTION to Produce by Julio Juan Garcia. (drz) (Entered: 03/01/2022)
02/18/2022	7	Clerk's NOTICE of Compliance re 5 Order Requiring Payment of Filing Fee or Filing IFP Motion, 6 Order of Instructions to Pro Se Litigant. Orders mailed to Plaintiff. (pcs) (Entered: 02/18/2022)
02/17/2022	6	ORDER OF INSTRUCTIONS TO PRO SE CIVIL RIGHTS LITIGANTS Signed by Judge William P. Dimitrouleas on 2/17/2022. <i>See attached document for full</i>

		<i>details.</i> (pcs) (Entered: 02/18/2022)
02/17/2022	5	ORDER DENYING MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND REQUIRING PAYMENT OF \$402 FILING FEE OR FILING OF A NEW APPLICATION TO PROCEED IN FORMA PAUPERIS ALONG WITH SUPPORTING FINANCIAL AFFIDAVIT, denying 3 MOTION for Leave to Proceed in forma pauperis filed by Julio Juan Garcia (Filing Fee due by 3/7/2022., Motions due by 3/7/2022.) Signed by Judge William P. Dimitrouleas on 2/17/2022. <i>See attached document for full details.</i> (pcs) (Entered: 02/18/2022)
02/15/2022	4	MOTION to Appoint Counsel by Julio Juan Garcia. Responses due by 3/1/2022 (daa) (Entered: 02/15/2022)
02/15/2022	3	MOTION for Leave to Proceed in forma pauperis by Julio Juan Garcia. (Attachments: # 1 Declaration in Support)(daa) (Entered: 02/15/2022)
02/15/2022	2	Judge Assignment to Judge William P. Dimitrouleas. (daa) (Entered: 02/15/2022)
02/15/2022	1	Complaint pursuant to 42 USC 1983 against Xavier Alvarez, Arthur Andrade, Veronica Carmenatty, Michael Cetta, Juan Chaidez, Indira Cuevas, Frank Decespedes, Jossue Dominguez, Alexader Esteves, Christopher Fernandez, Victor Gil, Jackson Health System, Jackson Memorial Hospital, Daniel Junior, Kerman Kerlus, Robert Love, MDCR- Health Services, Jesus Martinez, Metro-Dade 030-Police Department, Metro-West Detention Center, Robert Ramlochan, Miguel Reyes, Alain Rodriguez, Dariel Santos, Willie Smith, II, Tracy Tompkins, Gregory Waddell, Darrian Washington. Filing fee \$ 402.00. IFP Filed, filed by Julio Juan Garcia. (Attachments: # 1 Exhibit, # 2 Proposed Summon(s))(daa) (Entered: 02/15/2022)