

CASREF,PAW

U.S. District Court
Southern District of Florida (Ft Lauderdale)
CIVIL DOCKET FOR CASE #: 0:14-cv-62958-JIC

White v. Israel et al
Assigned to: Judge James I. Cohn
Referred to: Magistrate Judge Patrick A. White
Cause: 42:1983 State Prisoner Civil Rights

Date Filed: 12/30/2014
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Kontravious White
also known as
George Birkley, Jr.

represented by **Kontravious White**
231401123
South Florida Reception Center
Inmate Mail/Parcels
14000 NW 41st Street
Doral, FL 33178
PRO SE

V.

Defendant

Broward County Sheriff
Scott Israel, individually and in his official capacity

Defendant

Captain Williams
individually and in his official capacity

Defendant

Lieutenant C. Badgette
#520, individually and in his official capacity

Defendant

Lieutenant Col. Keith Neely
individually and in his official capacity

Defendant

Lieutenant Palmer
individually and in his official capacity

Defendant

Deputy K. Hankerson*individually and in his official capacity***Defendant****Jane Doe***individually and in her official capacity as**Head Nurse, Armor Correctional Health,**Inc.*

Date Filed	#	Docket Text
05/21/2015	31	ORDER REFERRING CASE to Volunteer Attorney Program Signed by Judge James I. Cohn on 5/21/2015. (cqs) (Entered: 05/21/2015)
05/21/2015	30	ORDER Adopting 22 Report and Recommendations. Certificate of Appealability: No Ruling. Signed by Judge James I. Cohn on 5/21/2015. (cqs) (Entered: 05/21/2015)
05/20/2015	29	NOTICE of Change of Address by Kontravious White (cqs) (Entered: 05/20/2015)
04/17/2015	28	AFFIDAVIT/ Declaration signed by : Goerge Birkley Jr. by Kontravious White (cqs) (Entered: 04/17/2015)
04/17/2015	27	NOTICE of Filing First Request for Production Of Documents by Kontravious White (cqs) (Entered: 04/17/2015)
04/14/2015	26	NOTICE RE: Summons by Kontravious White (no summons attached) (cqs) (Entered: 04/14/2015)
04/14/2015	25	OBJECTIONS to 22 Report and Recommendations by Kontravious White. (Attachments: # 1 Exhibit)(cqs) (Entered: 04/14/2015)
04/14/2015	24	NOTICE of Filing Discovery: First Set of Interrogatories by Kontravious White.(cqs) (Entered: 04/14/2015)
04/14/2015	23	NOTICE of Filing Proposed Order by Kontravious White (cqs) (Entered: 04/14/2015)
03/31/2015	22	REPORT AND RECOMMENDATIONS on 42 USC 1983 case re 19 Notice (Other) filed by Kontravious White Recommending that 1)the claims against Defendants Israel, Neely, Palmer, Badgette, Butler, Williams, Cooper, Giddari, and Marshall should be dismissed for failure to state a claim pursuant to 28 U.S.C. §1915(e)(2)(B)(ii); 2)the claims of excessive force against Defendants Hankerson and Brown in their individual capacities should proceed; 3)Plaintiffs state law claim of assault and battery against Defendants Hankerson and Brown in their individual capacities should proceed; 4)the claim of endangerment and failure to intervene and/or protect against Defendants Jones and Anthony in their individual capacities should proceed, but this claim should be dismissed as to the remaining defendants; 5)The claim of sexual assault against Defendant Jones in his

		individual capacity should proceed; 6)the claim of a denial of adequate medical care against Jane Doe should be dismissed; 7)Plaintiffs claim of false disciplinary report against Defendants Hankerson, Brown and Anthony should be dismissed; 8) The claims of harassment, intentional infliction of emotional distress, cruel and unusual punishment and double jeopardy should be dismissed as to the remaining defendants; 9)Plaintiffs due process claim against remaining Defendants Hankerson, Brown, Jones and Anthony, should proceed against them in their individual capacities; 10) the claim of retaliation against Defendant Brown should be dismissed; 11) the claim of denial of grievances against remaining Defendants Hankerson, Brown, Jones and Anthony, should be dismissed; 12) to the extent plaintiff seeks to sue remaining Defendants Hankerson, Brown, Jones and Anthony in their official capacities, these claims should be dismissed; 13)that the punitive damages claim proceed as to Defendants Hankerson, Brown, Jones and Anthony. Objections to R&R due by 4/17/2015. Signed by Magistrate Judge Patrick A. White on 3/31/2015. (br) (Entered: 03/31/2015)
03/20/2015	21	PAPERLESS ORDER denying 20 Motion to Appoint Counsel. Signed by Magistrate Judge Patrick A. White on 3/20/2015. (jll) (Entered: 03/20/2015)
03/20/2015	20	MOTION to Appoint Counsel by Kontravious White. Responses due by 4/6/2015 (cqs) (Entered: 03/20/2015)
03/20/2015	19	NOTICE Of Filing Additional Civil Rights Complaint by Kontravious White re 1 Complaint 42 USC 1983 or Bivens (cqs) (Main Document 19 replaced on 3/20/2015) (drz). (Entered: 03/20/2015)
03/04/2015	18	PAPERLESS ORDER denying 17 Motion to Appoint Counsel. Signed by Magistrate Judge Patrick A. White on 3/4/2015. (jll) (Entered: 03/04/2015)
03/04/2015	17	MOTION to Appoint Counsel by Kontravious White. Responses due by 3/23/2015 (cqs) (Entered: 03/04/2015)
02/26/2015	16	ORDER for Final Amended Pleadings due by 3/30/2015. Signed by Magistrate Judge Patrick A. White on 2/26/2015. (Attachments: # 1 Supplement 1983) (tw) (Entered: 02/26/2015)
02/24/2015	15	NOTICE Of Filing Supplemental Complaint by Kontravious White (cqs) (Entered: 02/24/2015)
02/10/2015	14	OBJECTIONS to Preliminary Report & Recommendations by George Birkley Jr re 12 REPORT AND RECOMMENDATIONS on 42 USC 1983 case re 1 Complaint 42 USC 1983 or Bivens filed by Kontravious White Recommending (1)The claims against Defendants Israel, Williams, Badgette, Neely and Palmer should be dismissed for failure to state a claim (cqs) Modified text on 2/12/2015 (wc). (Entered: 02/10/2015)
01/28/2015	13	NOTICE of Filing Declarations of Inmates and Exhibits by Kontravious White (cqs) (Entered: 01/28/2015)
01/27/2015	 12	PRELIMINARY REPORT AND RECOMMENDATIONS on 42 USC 1983 case re 1 Complaint 42 USC 1983 or Bivens filed by Kontravious White.

		Recommending (1)The claims against Defendants Israel, Williams, Badgette, Neely and Palmer should be dismissed for failure to state a claim pursuant to 28 U.S.C. §1915(e)(2)(B)(ii). See image for details. Objections to R&R due by 2/13/2015 Signed by Magistrate Judge Patrick A. White on 1/27/2015. (tw) (Entered: 01/27/2015)
01/26/2015	11	AFFIDAVIT signed by : George Birkley, Jr. aka Kontravious White. by Kontravious White (cqs) (Entered: 01/26/2015)
01/23/2015	10	ORDER OF INSTRUCTIONS TO PRO SE LITIGANT. Signed by Magistrate Judge Patrick A. White on 1/23/2015. (tw) (Entered: 01/23/2015)
01/23/2015	9	ORDER granting 4 Motion for Leave to Proceed in forma pauperis. Signed by Magistrate Judge Patrick A. White on 1/23/2015. (tw) (Entered: 01/23/2015)
01/15/2015	8	NOTICE of Filing Re: Summons by Kontravious White (cqs) (Entered: 01/15/2015)
01/15/2015	7	Declaration of Ernest Glover signed by : Not Signed. by Kontravious White (cqs) (Entered: 01/15/2015)
01/15/2015	6	Declaration of Kevin Miller signed by : Not Signed. by Kontravious White (cqs) (Entered: 01/15/2015)
01/15/2015	5	Letter RE: Broward County Jail from Kontravious White (cqs) (Entered: 01/15/2015)
01/14/2015	4	MOTION for Leave to Proceed in forma pauperis by Kontravious White. (srd) (Main Document 4 replaced on 1/14/2015) (srd). (Entered: 01/14/2015)
12/30/2014	3	Clerks Notice of Magistrate Judge Assignment to Magistrate Judge Patrick A. White. Pursuant to Administrative Order 2003-19 for a ruling on all pre-trial, non-dispositive matters and for a Report and Recommendation on any dispositive matters. (jas) (Entered: 12/31/2014)
12/30/2014	2	Judge Assignment to Judge James I. Cohn (jas) (Entered: 12/31/2014)
12/30/2014	1	Complaint pursuant to 42 USC 1983 against All Defendants. Filing fee \$ 350.00, Not Paid/No IFP, filed by Kontravious White.(jas) (Entered: 12/31/2014)