

CLOSED,FJL,MEDIATION

**U.S. District Court
Southern District of Florida (Ft Pierce)
CIVIL DOCKET FOR CASE #: 2:14-cv-14036-KAM**

Rotte v. United States of America
Assigned to: Judge Kenneth A. Marra
Referred to: Magistrate Judge Frank J. Lynch, Jr
Cause: Public Health and Welfare

Date Filed: 01/29/2014
Date Terminated: 04/18/2016
Jury Demand: None
Nature of Suit: 320 Assault Libel & Slander
Jurisdiction: U.S. Government Defendant

Plaintiff**Harold B. Rotte**

represented by **Harold B. Rotte**
84 Crooked Tree Lane, #103
Vero Beach, FL 32962
772-257-1497
PRO SE

V.

Defendant**United States of America**

represented by **Christopher M. Whitcomb**
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TERMINATED: 09/16/2014

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Date Filed	#	Docket Text
05/10/2016	74	ORDER granting 73 Motion for Referral to Volunteer Attorney Program. Signed by Judge Kenneth A. Marra on 5/10/2016. (ir) (Entered: 05/10/2016)
05/10/2016	73	MOTION for Referral to Volunteer Attorney Program by Harold B. Rotte. (ir) (Entered: 05/10/2016)
04/29/2016	72	ORDER denying 71 Motion for Reconsideration. Signed by Judge Kenneth A. Marra on 4/29/2016. (ir) (Entered: 04/29/2016)
04/26/2016	71	MOTION for Reconsideration by Harold B. Rotte. (srd) (Entered: 04/27/2016)
04/18/2016	70	JUDGMENT Signed by Judge Kenneth A. Marra on 4/18/2016. (cbr) (Entered: 04/18/2016)
04/18/2016	69	ORDER granting 53 Motion for Summary Judgment. Closing Case. Motions Terminated: 53 MOTION for Summary Judgment filed by United States of America. Signed by Judge Kenneth A. Marra on 4/18/2016. (cbr) NOTICE: If there are sealed documents in this case, they may be unsealed after 1 year or as directed by Court Order, unless they have been designated to be permanently sealed. See Local Rule 5.4 and Administrative Order 2014-69. (Entered: 04/18/2016)
04/18/2016	68	ORDER denying 58 Motion to Add a New Claim. Signed by Judge Kenneth A. Marra on 4/18/2016. (cbr) (Entered: 04/18/2016)
04/13/2016	67	RESPONSE to 66 Response in Opposition to Motion by Harold B. Rotte. (srd) (Entered: 04/14/2016)
04/04/2016	66	RESPONSE in Opposition re 58 MOTION to Amend/Correct 28 Amended Complaint filed by United States of America. Replies due by 4/14/2016. (Attachments: # 1 Exhibit Exhibit 1)(Whitcomb, Christopher) (Entered: 04/04/2016)
03/31/2016	65	FINAL MEDIATION REPORT by Dieter Gunther. Disposition: Case did not settle.(Chaplin, James) (Entered: 03/31/2016)
03/25/2016	64	Notice of Mediation Hearing before Mediator, Dieter Gunther filed by Dieter Gunther. Mediation Hearing set for 3/28/2016 11:00 AM (Chaplin, James) (Entered: 03/25/2016)
03/23/2016	63	ORDER granting 62 Motion for relief from requirement that representative with full settlement authority attend mediation. Signed by Judge Kenneth A. Marra on 3/23/2016. (ir) (Entered: 03/23/2016)
03/23/2016	62	Unopposed MOTION From Requirement for Representative With Full Settlement Authority to Attend Mediation re 61 Notice of Mediation Hearing by United States of America. (Attachments: # 1 Text of Proposed Order)(Whitcomb, Christopher) (Entered: 03/23/2016)
03/23/2016	61	Notice of Mediation Hearing before Mediator, Dieter K. Gunther filed by Harold B. Rotte. Mediation Hearing set for 3/28/2016 11:00 AM (Chaplin, James) (Entered: 03/23/2016)
03/22/2016	60	Notice of Mediation Hearing before Mediator, Dieter Gunther filed by United States of America. Mediation Hearing set for 3/28/2016 11:00 AM (Chaplin, James) (Entered: 03/22/2016)

03/22/2016	59	ORDER denying 57 Motion for Extension of Time to Mediate. Signed by Judge Kenneth A. Marra on 3/21/2016. (ir) (Entered: 03/22/2016)
03/16/2016	58	MOTION to Amend/Correct/Add A New Claim To 28 Amended Complaint by Harold B. Rotte. Responses due by 4/4/2016 (jas) (Entered: 03/16/2016)
03/15/2016	57	Agreed MOTION for Extension of Time to Mediate by United States of America. (Attachments: # 1 Text of Proposed Order)(Whitcomb, Christopher) (Entered: 03/15/2016)
01/21/2016	56	REPLY to Response to Motion re 53 MOTION for Summary Judgment filed by United States of America. (Whitcomb, Christopher) (Entered: 01/21/2016)
01/14/2016	55	RESPONSE to Motion re 53 MOTION for Summary Judgment filed by Harold B. Rotte. Replies due by 1/25/2016. (jas) (Entered: 01/15/2016)
12/21/2015	54	Notice of Summary Judgment re 53 MOTION for Summary Judgment filed by United States of America Signed by Judge Kenneth A. Marra on 12/21/2015. (cbr) (Entered: 12/22/2015)
12/21/2015	53	MOTION for Summary Judgment by United States of America. Responses due by 1/7/2016 (Attachments: # 1 Exhibit Government Exhibit 1, # 2 Exhibit Exhibit A to Declaration, # 3 Exhibit Government Exhibit 2)(Whitcomb, Christopher) (Entered: 12/21/2015)
11/10/2015	52	NOTICE to the Court re: Efforts to Obtain Legal Representation by Harold B. Rotte (pes) (Entered: 11/10/2015)
10/14/2015	51	ORDER denying without prejudice 50 Motion for Summary Judgment. Signed by Judge Kenneth A. Marra on 10/13/2015. (ir) (Entered: 10/14/2015)
10/13/2015	50	MOTION for Summary Judgment by Harold B. Rotte. Responses due by 10/30/2015 (pes) (Entered: 10/13/2015)
10/05/2015	49	ORDER denying without prejudice 48 Motion for Summary Judgment. Signed by Judge Kenneth A. Marra on 10/5/2015. (ir) (Entered: 10/05/2015)
10/02/2015	48	MOTION for Summary Judgment by Harold B. Rotte. Responses due by 10/19/2015 (ls) (Entered: 10/02/2015)
10/01/2015	47	ORDER denying 42 Motion to Amend/Correct Complaint. Signed by Judge Kenneth A. Marra on 10/1/2015. (ir) (Entered: 10/01/2015)
09/25/2015	46	ORDER re 45 Notice/Motion for Summary Judgment filed by Harold B. Rotte. Signed by Judge Kenneth A. Marra on 9/25/2015. (ir) (Entered: 09/25/2015)
09/24/2015	45	NOTICE OF FILING receipt of correspondence by Harold B. Rotte. (ir) (Entered: 09/24/2015)
09/17/2015	44	ORDER of instructions to pro se litigant. Signed by Judge Kenneth A. Marra on 9/17/2015. (Attachments: # 1 Exhibit A) (ir) (Entered: 09/17/2015)
09/11/2015	43	RESPONSE to Defendant's Recent Defense re: 39 Answer to Amended Complaint by Harold B. Rotte. See image at 42 . (pes) (Entered: 09/11/2015)
09/11/2015	42	MOTION to Amend Complaint by Harold B. Rotte. Responses due by 9/28/2015 (pes) (Entered: 09/11/2015)
08/20/2015	41	SCHEDULING ORDER: (Jury Trial set for 5/31/2016 09:00 AM in Fort Pierce Division before Judge Kenneth A. Marra., Telephonic Calendar Call set for 5/27/2016 10:00 AM in West Palm Beach Division before Judge Kenneth A. Marra., Amended Pleadings due by 9/30/2015., Discovery due by 11/30/2015., Joinder of Parties due by 9/30/2015., Dispositive Motions due by 12/28/2015.), ORDER REFERRING CASE to Magistrate Judge Frank J. Lynch, Jr. for Discovery, ORDER REFERRING CASE to Mediation. Signed by Judge Kenneth A. Marra on

		8/19/2015. (ir) (Entered: 08/20/2015)
08/17/2015	40	SCHEDULING REPORT - Rule 16.1 by United States of America (Attachments: # 1 Text of Proposed Order)(Whitcomb, Christopher) (Entered: 08/17/2015)
08/17/2015	39	ANSWER and Affirmative Defenses to Amended Complaint by United States of America. (Whitcomb, Christopher) (Entered: 08/17/2015)
08/14/2015	38	NOTICE to the Court re: Scheduling Report by Harold B. Rotte (pes) (Entered: 08/17/2015)
08/04/2015	37	ORDER LIFTING STAY, Order Requiring Joint Scheduling Report. Joint Scheduling Report due by 8/28/2015. Signed by Judge Kenneth A. Marra on 8/4/2015. (ir) (Entered: 08/04/2015)
06/29/2015	36	ORDER ADOPTING 33 REPORT AND RECOMMENDATIONS granting in part and denying in part 29 Motion to Dismiss for Lack of Jurisdiction; Motion to Dismiss for Failure to State a Claim. Signed by Judge Kenneth A. Marra on 6/26/2015. (ir) (Entered: 06/29/2015)
06/04/2015	35	RESPONSE TO OBJECTION to 33 Report and Recommendations by Harold B. Rotte. (cbr) (Entered: 06/05/2015)
05/29/2015	34	OBJECTION of Magistrate Judge 33 REPORT AND RECOMMENDATIONS re 29 MOTION to Dismiss for Lack of Jurisdiction 28 Amended Complaint MOTION TO DISMISS 28 Amended Complaint FOR FAILURE TO STATE A CLAIM filed by United States of America Recommending Motion be to District Court (Whitcomb, Christopher) (Entered: 05/29/2015)
05/14/2015	33	REPORT AND RECOMMENDATIONS re 29 MOTION to Dismiss for Lack of Jurisdiction 28 Amended Complaint MOTION TO DISMISS 28 Amended Complaint FOR FAILURE TO STATE A CLAIM filed by United States of America. Recommending Motion be Granted in Part. Objections to R&R due by 6/1/2015. Signed by Ch. Magistrate Judge Frank J. Lynch, Jr. on 5/14/2015. (ls) (Entered: 05/15/2015)
05/13/2015	32	NOTICE of Attorney Appearance by Christopher M. Whitcomb on behalf of United States of America. Attorney Christopher M. Whitcomb added to party United States of America(pty:dft). (Whitcomb, Christopher) (Entered: 05/13/2015)
04/28/2015	31	RESPONSE to Motion re 29 MOTION to Dismiss for Lack of Jurisdiction 28 Amended Complaint MOTION TO DISMISS 28 Amended Complaint FOR FAILURE TO STATE A CLAIM filed by Harold B. Rotte. Replies due by 5/8/2015. (ls) (Entered: 04/29/2015)
04/22/2015	30	ORDER REFERRING 29 MOTION to Dismiss for Lack of Jurisdiction 28 Amended Complaint MOTION TO DISMISS 28 Amended Complaint FOR FAILURE TO STATE A CLAIM filed by United States of America. Motions referred to Judge Frank J. Lynch, Jr. Signed by Judge Kenneth A. Marra on 4/21/2015. (ir) (Entered: 04/22/2015)
04/20/2015	29	MOTION to Dismiss for Lack of Jurisdiction 28 Amended Complaint , MOTION TO DISMISS 28 Amended Complaint FOR FAILURE TO STATE A CLAIM (Responses due by 5/7/2015) by United States of America. (Strier, Mara) (Entered: 04/20/2015)
04/02/2015	28	AMENDED COMPLAINT against United States of America, filed by Harold B. Rotte.(ail) (Entered: 04/06/2015)
03/18/2015		Set/Reset Deadlines/Hearings: Amended Pleadings due by 4/3/2015. (ir) (Entered: 03/18/2015)
03/18/2015	27	ORDER ADOPTING 18 REPORT AND RECOMMENDATIONS ; denying 15 Motion to Dismiss for Lack of Jurisdiction. Amended complaint due 4/3/15. Signed by Judge Kenneth A. Marra on 3/18/2015. (ir) (Entered: 03/18/2015)
03/12/2015	26	MOTION to Expedite Case by Harold B. Rotte. (ls) (Entered: 03/13/2015)

09/17/2014	25	RESPONSE to 20 Objections to Report and Recommendations by Harold B. Rotte. (lh) (Entered: 09/18/2014)
09/17/2014	24	Clerks Notice to Filer re 22 Notice of Attorney Appearance. Wrong Event Selected; ERROR - The Filer selected the wrong event. The document was re-docketed by the Clerk, see [de#23]. It is not necessary to refile this document. (tpl) (Entered: 09/17/2014)
09/16/2014	23	NOTICE of Substitution of Attorney Mara A. Strier as Counsel by Mara A. Strier on behalf of United States of America, Prior Counsel of Record Philip M. Schreiber. (see DE 22 for image) (tpl) (Entered: 09/17/2014)
09/16/2014	22	NOTICE of Attorney Appearance by Mara A. Strier on behalf of United States of America. Attorney Mara A. Strier added to party United States of America(pty:dft). (Strier, Mara) (Entered: 09/16/2014)
09/11/2014	21	Clerks Notice to Filer re 19 OBJECTION of Magistrate Judge 18 REPORT AND RECOMMENDATIONS re 15 MOTION to Dismiss for Lack of Jurisdiction 14 Amended Complaint filed by United States of America Recommending that the Defendant's Motions to Dismiss Plai. Wrong Event Selected; ERROR - The Filer selected the wrong event. The document was re-docketed by the Clerk, see [de#20]. It is not necessary to refile this document. (tpl) (Entered: 09/11/2014)
09/10/2014	20	OBJECTIONS to 18 Report and Recommendations by United States of America. (see DE 19 for image) (tpl) (Entered: 09/11/2014)
09/10/2014	19	OBJECTION of Magistrate Judge 18 REPORT AND RECOMMENDATIONS re 15 MOTION to Dismiss for Lack of Jurisdiction 14 Amended Complaint filed by United States of America Recommending that the Defendant's Motions to Dismiss Plaintiff's Amended Complaint be Denied to District Court (Schreiber, Philip) (Entered: 09/10/2014)
08/26/2014	18	REPORT AND RECOMMENDATIONS re 15 MOTION to Dismiss for Lack of Jurisdiction 14 Amended Complaint filed by United States of America Recommending that the Defendant's Motions to Dismiss Plaintiff's Amended Complaint be Denied. Objections to R&R due by 9/12/2014 Signed by Magistrate Judge Frank J. Lynch, Jr on 8/26/2014. (tpl) (Entered: 08/27/2014)
08/11/2014	17	Plaintiff's RESPONSE to Motion re 15 MOTION to Dismiss for Lack of Jurisdiction 14 Amended Complaint filed by Harold B. Rotte. Replies due by 8/21/2014. (tpl) (Entered: 08/12/2014)
08/01/2014	16	ORDER REFERRING 15 MOTION to Dismiss for Lack of Jurisdiction 14 Amended Complaint filed by United States of America. Motions referred to Judge Frank J. Lynch, Jr. Signed by Judge Kenneth A. Marra on 8/1/2014. (ir) (Entered: 08/01/2014)
07/31/2014	15	MOTION to Dismiss for Lack of Jurisdiction 14 Amended Complaint by United States of America. Responses due by 8/18/2014 (Schreiber, Philip) (Entered: 07/31/2014)
07/11/2014	14	AMENDED COMPLAINT against United States of America, filed by Harold B. Rotte.(tpl) (Entered: 07/14/2014)
07/01/2014	13	ORDER ADOPTING 10 REPORT AND RECOMMENDATIONS ; granting in part and denying in part 7 Motion to Dismiss for Lack of Jurisdiction; granting in part and denying in part 7 Motion to Dismiss for Failure to State a Claim. Amended complaint due 7/18/14. Signed by Judge Kenneth A. Marra on 7/1/2014. (ir) (Entered: 07/01/2014)
06/24/2014	12	NOTICE of Clarification of Claims by Harold B. Rotte (Attachments: # 1 Exhibit)(tpl) (Entered: 06/25/2014)

06/11/2014	11	OBJECTIONS to 10 Report and Recommendations by Harold B. Rotte. (ir) (Entered: 06/11/2014)
06/04/2014	10	REPORT AND RECOMMENDATIONS re 7 MOTION to Dismiss for Lack of Jurisdiction 1 Complaint MOTION TO DISMISS 1 Complaint FOR FAILURE TO STATE A CLAIM filed by United States of America Recommending that the Motion be granted in part. The Court recommends that the Complaint be Dismissed but with leave to file an Amended Complaint. Objections to R&R due by 6/23/2014 Signed by Magistrate Judge Frank J. Lynch, Jr on 6/4/2014. (tpl) (Entered: 06/05/2014)
06/03/2014	9	ORDER REFERRING 7 MOTION to Dismiss for Lack of Jurisdiction 1 Complaint MOTION TO DISMISS 1 Complaint FOR FAILURE TO STATE A CLAIM filed by United States of America. Motions referred to Frank J. Lynch, Jr. Signed by Judge Kenneth A. Marra on 6/2/2014. (ir) (Entered: 06/03/2014)
04/18/2014	8	RESPONSE to Motion re 7 MOTION to Dismiss for Lack of Jurisdiction 1 Complaint MOTION TO DISMISS 1 Complaint FOR FAILURE TO STATE A CLAIM filed by Harold B. Rotte. Replies due by 4/28/2014. (tpl) (Entered: 04/21/2014)
04/04/2014	7	MOTION to Dismiss for Lack of Jurisdiction 1 Complaint , MOTION TO DISMISS 1 Complaint FOR FAILURE TO STATE A CLAIM (Responses due by 4/21/2014) by United States of America. Attorney Philip M. Schreiber added to party United States of America(pty:dft). (Schreiber, Philip) (Entered: 04/04/2014)
02/07/2014	6	SUMMONS (Affidavit) Returned Executed United States of America, Attorney General of the United States served on 2/3/2014, answer due 4/4/2014. (tpl) (Entered: 02/10/2014)
01/30/2014	5	ORDER OF INSTRUCTIONS TO PRO SE LITIGANT. Signed by Judge Kenneth A. Marra on 1/30/2014. (ir) (Entered: 01/30/2014)
01/29/2014	4	Summons Issued as to U.S. Attorney General (lh) (Entered: 01/29/2014)
01/29/2014	3	Judge Assignment to Judge Kenneth A. Marra and Magistrate Judge Frank J. Lynch, Jr (lh) (Entered: 01/29/2014)
01/29/2014	2	Clerks Notice of Receipt of Filing Fee received on 1/29/2014 in the amount of \$ 400.00, receipt number FLS200000554 (lh) (Entered: 01/29/2014)
01/29/2014	1	COMPLAINT against United States of America. Filing fees \$ 400.00 Receipt#: FLS200000554, filed by Harold B. Rotte. (Attachments: # 1 Civil Cover Sheet)(lh) (Entered: 01/29/2014)