

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FORT SMITH DIVISION

ROBERT S. PHILPOTT

PLAINTIFF

v.

Civil No. 10-2061

LT. WEAVER, Van Buren
Police Department (VBPD); LT.
BRENT GRILL, VBPD; DETECTIVE
DICKERSON, VBPD; DETECTIVE
EVERSOLE, VBPD; THE VAN
BUREN POLICE DEPARTMENT;
OFFICER RIGGS, VBPD; and JOHN
DOE OFFICERS 1-3

DEFENDANTS

ORDER

Plaintiff filed a civil rights action pursuant to the provisions of 42 U.S.C. § 1983. Before the undersigned is the issue of whether the complaint should be served. In order to assist the court in making such determination, it is necessary that plaintiff provide additional information with respect to his claims.

Accordingly, it is ordered that plaintiff, Robert Scott Philpott, complete and sign the attached addendum to his complaint, and return the same to the court **by October 13, 2010**. **Plaintiff is advised that should he fail to return the completed and executed addendum by October 13, 2010, his complaint may be dismissed without prejudice for failure to prosecute and/or for failure to obey an order of the court.**

IT IS SO ORDERED this 21st day of September 2010.

/s/ J. Marschewski

HON. JAMES R. MARSCHEWSKI
CHIEF UNITED STATES MAGISTRATE JUDGE

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ADDENDUM TO COMPLAINT

TO: ROBERT SCOTT PHILPOTT

This form is sent to you so that you may assist the court in making a determination as to the issue of whether your complaint should be served upon the defendants. Accordingly, it is required that you fill out this form and send it back to the court **by October 13, 2010**. Failure to do so will result in the dismissal of your complaint.

The response must be legibly handwritten or typewritten, and all questions must be answered completely in the proper space provided on this form. If you need additional space, you may attach additional sheets of paper to this addendum.

RESPONSE

In your complaint, you allege that your constitutional rights were violated on March 26, 2010, when you were arrested by Lt. Weaver and your car searched. During the search, you indicate some of your legal papers were lost.

You indicate you were charged with rape and the possession of a weapon. You allege

2. Did you file a motion to suppress the items found in the car during the search?

Answer: Yes _____ No _____.

If you answered yes, please state whether the motion to suppress is still pending and if it has been ruled on state what the ruling was.

If you answered no, please state why no motion to suppress was filed.

3. Was there a warrant for your arrest?

Answer: Yes _____ No _____.

If you answered no, please state whether the woman who accused you of rape was present when you were arrested.
