

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**CORNELIUS BROWN** (#R-09994), )  
Plaintiff, )  
v. ) Case No. 17 C 1203  
**RANDY PFISTER**, et al., )  
Defendants. )

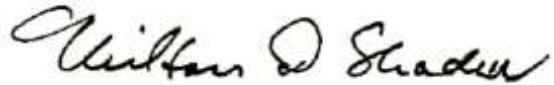
## **MEMORANDUM ORDER**

This Court's February 17, 2017 memorandum opinion and order (the "Opinion") sought to explain carefully to pro se plaintiff Cornelius Brown ("Brown") the fundamental flaw in his filing of a "Complaint Under the Civil Rights Act, Title 42 Section 1983" in which he used that Clerk's-Office-supplied form "to assert a claim of deprivation of his constitutional rights by a number of defendants associated with Stateville Correctional Center ('Stateville,' where he is in custody) and by a member of the Illinois Department of Corrections Administrative Review Board" (Opinion at 1).<sup>1</sup> That explanation, which reflected the results of this Court's preliminary screening called for by 28 U.S.C. § 1915A(a), concluded by dismissing both the Complaint and this action because of Brown's failure to have satisfied the precondition to suit established by Congress in 42 U.S.C. § 1997e(a) -- the obligation to exhaust "such administrative remedies as are available."

This Court has just learned, as the result of one of its customary checks on disposed-of cases when the 30-day timetable for possible appeal has expired, that Dkt. No. 8, reflected in the

<sup>1</sup> That treatment was (and should be) par for the course -- such explanations are always due to pro se prisoners, who seek to assert such Section 1983 claims.

Clerk's Office as though it were a new filing on February 21, is in fact a dead-bang photocopy of the same original Complaint that had been received in the Clerk's Office on February 15 -- a copy of which pleading had been delivered to this Court's chambers and had been the basis for its issuance of the February 17 Opinion. Nothing in that later-received photocopy alters the analysis in the Opinion or the result reached there. Both the Complaint and this action remain dismissed.



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Milton I. Shadur  
Senior United States District Judge

Date: March 23, 2017