

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

ROBERT L. EVERETTE, JR.	*	
Plaintiff,		
v.	*	CIVIL ACTION NO. DKC-15-3818
OFFICER OF THE STATES ATTORNEY	*	
MD. STATES ATTORNEY SCOTT		
SHELLENBERGER	*	
ASST. STATES ATTORNEY MS.		
SUZANNE COHEN	*	
Defendants.		

MEMORANDUM OPINION

On December 14, 2015, the court received for filing a self-represented Complaint submitted by Robert L. Everette, Jr. (“Everette”) a State inmate confined at the Brockbridge Correctional Facility in Jessup, Maryland. Everette claims that Defendants, the Office of the Baltimore County State’s Attorney, State’s Attorney Schellenberger, and Assistant State’s Attorney Cohen, committed “misconduct” when they singled him out for prosecution knowing that other persons played a major role in the case and there was insufficient evidence to prosecute him.¹ He accuses Defendant Cohen of lying in court and alleges that “the statement of facts” was very different from the police reports. ECF No. 1. Everette seeks \$2,500,000.00 in damages. Insofar as Everette alleges civil rights violations against state actors, his action shall be construed as a civil rights action under 42 U.S.C. § 1983.

¹ The state court docket indicates that on July 28, 2015, Everette entered a plea under *North Carolina v. Alford*, 400 U.S. 25 (1970) to two counts of burglary fourth-degree theft and one count of theft under \$1,000. See *State v. Everette*, 03K14003740 (Circuit Court for Baltimore County). He received a cumulative four-year, six-month sentence. See <http://casesearch.courts.state.md.us/casesearch/inquiry>.

