

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MARIE WINFIELD,

Plaintiff,

v.

JOSEPH J. FLORENT, et al.,

Defendants.

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Civil Action No. 10-10134-JLT

ORDER

January 3, 2011

TAURO, J.

After reviewing Parties’ submissions, this court hereby orders that:

1. Defendants Watson and Comfort Suites Hotel’s Motion for Entry of Separate and Final Judgment [#19] is ALLOWED. No additional claims exist against Defendant Watson nor Defendant Comfort Suites Hotel.
2. Defendants Shinners and Pearl’s Motion for Summary Judgment [#21] is ALLOWED. Plaintiff was convicted of being a disorderly person¹ and thus has no claim against Defendants for false arrest.²

¹ See Defs.’ Michael Shinners & Jason Pearl’s Mem. Law Supp. Their Mot. Summ. J., Ex. A [#22].

² See Heck v. Humphrey, 512 U.S. 477, 486–87 (1994) (“[T]o recover damages for allegedly unconstitutional conviction or imprisonment, or for other harm caused by actions whose unlawfulness would render a conviction or sentence invalid, a § 1983 plaintiff must prove that the

3. This case is CLOSED.

IT IS SO ORDERED.

/s/ Joseph L. Tauro
United States District Judge

conviction or sentence has been reversed on direct appeal, expunged by executive order, declared invalid by a state tribunal authorized to make such determination, or called into question by a federal court's issuance of a writ of habeas corpus. A claim for damages bearing that relationship to a conviction or sentence that has not been so invalidated is not cognizable under § 1983.” (internal citations omitted).