

MICKYAS BERHANEMESKEL 1281818

Name and Inmate Booking Number

SOUTHERN DESERT CORRECTIONAL CENTER

Place of Confinement

PO Box #208

Mailing Address

INDIAN SPRINGS, NV 89018

City, State, Zip Code

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<input type="checkbox"/> ENTERED	<input type="checkbox"/> SERVED ON
COUNSEL/PARTIES OF RECORD	
AUG 08 2024	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	<u>RJD</u> DEPUTY

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MICKYAS BERHANEMESKEL,
Plaintiff

vs.

(1) S. Lopez 18727 MPD,

(2) T. Roodus 19611 MPD,

(3) B. TRUMAN 16025 MPD,

(4) LUMPD,

(5) _____,
Defendant(s).

2:24-cv-01371-JAD-DJA

**CIVIL RIGHTS COMPLAINT
BY AN INMATE**

- Original Complaint
- First Amended Complaint
- Second Amended Complaint

Jury Trial Demanded

A. JURISDICTION

1) This Court has jurisdiction over this action pursuant to:

- 28 U.S.C. § 1343(a)(3); 42 U.S.C. § 1983
- 28 U.S.C. § 1331; *Bivens v. Six Unknown Named Agents*, 403 U.S. 388 (1971)
- Other: _____

2) Institution/city where Plaintiff currently resides: SOUTHERN DESERT CORRECTIONAL CENTER

3) Institution/city where violation(s) occurred: LAS VEGAS

B. DEFENDANTS

1. Name of first Defendant: S. LOPEZ. The first Defendant is employed as:
Officer MPD at LUMPD.
(Position of Title) (Institution)
2. Name of second Defendant: T. Rundus. The second Defendant is employed as:
Officer MPD at LUMPD.
(Position of Title) (Institution)
3. Name of third Defendant: B. TRUMAN. The third Defendant is employed as:
Officer MPD at LUMPD.
(Position of Title) (Institution)
4. Name of fourth Defendant: LUMPD. The fourth Defendant is employed as:
_____ at LUMPD.
(Position of Title) (Institution)
5. Name of fifth Defendant: _____. The fifth Defendant is employed as:
_____ at _____.
(Position of Title) (Institution)

If you name more than five Defendants, answer the questions listed above for each additional Defendant on a separate page.

C. NATURE OF THE CASE

Briefly state the background of your case.

I sustained agonizing knee and backpain (Trauma).
At the hands of Officer S. Lopez badge number 18727,
Officer T. Rundus badge number 19611 and Officer
B. Truman badge number 16025.

D. CAUSE(S) OF ACTION

CLAIM 1

1. State the constitutional or other federal civil right that was violated: 8th Amendment
cruel & unusual punishment (excessive force)
2. **Claim 1.** Identify the issue involved. Check **only one**. State additional issues in separate claims.
- Basic necessities Medical care Mail
- Disciplinary proceedings Exercise of religion Property
- Access to the court Excessive force by officer Retaliation
- Threat to safety Other: _____
3. **Date(s) or date range** of when the violation occurred: February 25th 2024.
4. **Supporting Facts:** State as briefly as possible the FACTS supporting Claim 1. Describe exactly what **each specific defendant (by name)** did to violate your rights. State the facts clearly in your own words without citing legal authority or argument.

On the night of my arrest at around 6:10 pm & 6:45 pm I was arrested at my address on February 25th 2024. Officers T. Rundus, B. Truman and S. Lopez told me to get on the ground put my hands over my head lift my feet in the air and cross them. Afterwards all three officers mentioned here jumped on my feet. My feet skinned all the way to my lower back. I experienced excruciating and agonizing pain; from my lower back all the way to my neck. Then again by extreme force as my hands are restrained with handcuffs on my back, they yank my arm injuring my shoulder as well. That night I had to get transported to UMC hospital for EKG because I experienced difficulty breathing and X-Ray had to be done. In the police report it states I was nothing but compliant. There is bodycam as well. Furthermore I have a bad back due to prior accidents; the injuries I sustained on the night of February 25 2024 has left my back in the worst condition ever.

E. PREVIOUS LAWSUITS

- 1. Have you filed any other lawsuits while incarcerated? Yes No
- 2. Has this Court or any other court designated you as subject to "three strikes" under 28 U.S.C. § 1915(g)? Yes No
- 3. If you have "three strikes" under 28 U.S.C. § 1915(g), does this complaint demonstrate that you are "under imminent danger of serious physical injury?" Yes No

F. REQUEST FOR RELIEF

I believe I am entitled to the following relief: I would like proper medical treatment and financial compensation. Furthermore these officers need to be penalized or retrained. Also want punitive and compensatory damages awarded against each defendant jointly and severally. And any other relief this court deems appropriate

I understand that a false statement or answer to any question in this complaint will subject me to penalties of perjury. **I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT.** See 28 U.S.C. § 1746 and 18 U.S.C. § 1621.

(name of person who prepared or helped prepare this complaint if not the plaintiff)

(signature of plaintiff)

(date)

ADDITIONAL PAGES

You must answer all questions concisely in the proper space on the form. Your complaint may not be more than 30 pages long. It is not necessary to attach exhibits or affidavits to the complaint or any amended complaint. Rather, the complaint or any amended complaint must sufficiently state the facts and claims without reference to exhibits or affidavits. If you need to file a complaint that is more than 30 pages long, you must file a motion seeking permission to exceed the page limit and explain the reasons that support the need to exceed 30 pages in length.

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XRAY

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333 LAS VEGAS Blvd, South, Room #1334
LAS VEGAS, NV 89101

Southern Desert
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