

**U.S. District Court  
Western District of Wisconsin (Madison)  
CIVIL DOCKET FOR CASE #: 3:13-cv-00597-wmc**

Thomas, Darreyll v. Reese, Michael et al  
Assigned to: District Judge William M. Conley  
Referred to: Magistrate Judge Stephen L. Crocker  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 08/26/2013  
Date Terminated: 08/06/2014  
Jury Demand: Plaintiff  
Nature of Suit: 550 Prisoner: Civil Rights  
Jurisdiction: Federal Question

**Plaintiff**

**Darreyll T. Thomas**

represented by **Darreyll T. Thomas**  
442896  
Columbia Correctional Institution  
2925 Columbia Drive  
P.O. Box 900  
Portage, WI 53901-0900  
(608) 742-9100  
PRO SE

V.

**Defendant**

**Deputy Michael Reese**

represented by **Timothy J. Yanacheck**  
Bell, Moore & Richter, SC  
44 East Mifflin Street  
PO Box 1807  
Madison, WI 53701-1807  
608-257-3764  
Fax: 608-257-3757  
Email: [tyanacheck@bmlawyers.com](mailto:tyanacheck@bmlawyers.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Sheila M. Sullivan**  
Bell, Moore & Richter, S.C.  
44 East Mifflin Street, Suite 1000  
P.O. Box 1807  
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**ATTORNEY TO BE NOTICED**

**Defendant**

**Deputy Robin Hampton**

represented by **Timothy J. Yanacheck**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Sheila M. Sullivan**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Deputy Rob Van Norman**

represented by **Timothy J. Yanacheck**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Deputy Christopher Larsh**

represented by **Timothy J. Yanacheck**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dane County Jail**  
(D.C.J.)  
*TERMINATED: 04/24/2014*

represented by **Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Prison Health Services Inc.**  
*TERMINATED: 04/24/2014*

represented by **Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dane County – Madison, WI**  
*TERMINATED: 04/24/2014*

represented by **Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Madison Police Department**  
*TERMINATED: 04/24/2014*

represented by **Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Department of Corrections**  
*TERMINATED: 04/24/2014*

represented by **Corey Francis Finkelmeyer**  
Wisconsin Department of Justice  
P.O. Box 7857  
Madison, WI 53707  
(608) 266-7342  
Fax: (608) 267-8906  
Email: [federalorderscl@doj.state.wi.us](mailto:federalorderscl@doj.state.wi.us)  
*TERMINATED: 05/29/2014*  
*LEAD ATTORNEY*

**Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**C.C.I. Dept. / Health Serv. Unit**  
*TERMINATED: 04/24/2014*

represented by **Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dane County Jail Administrator**  
*TERMINATED: 05/06/2014*

represented by **Sheila M. Sullivan**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant****John Does 1-5**represented by **Sheila M. Sullivan**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
08/26/2013	<u>1</u>	COMPLAINT against All Defendants, filed by Darreyll T. Thomas. (Case randomly assigned to District Judge William M. Conley.) (Attachments: # <u>1</u> Summons, # <u>2</u> Envelope) (jef) (Entered: 08/26/2013)
08/26/2013	<u>2</u>	Motion for Assistance in Recruiting Counsel by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Attorney rejection letters (5)) (jef),(ps) (Entered: 08/26/2013)
08/26/2013	<u>3</u>	Motion for Leave to Proceed in forma pauperis and for Use of Release Account Funds by Plaintiff Darreyll T. Thomas. (jef),(ps) Modified text on 8/29/2013 (jef). Modified on 8/29/2013 (jef). (Entered: 08/26/2013)
08/26/2013	<u>4</u>	Prisoner Trust Fund Account Statement by Plaintiff Darreyll T. Thomas. (jef),(ps) (Entered: 08/26/2013)
09/04/2013	<u>5</u>	ORDER denying <u>2</u> Motion for Assistance in Recruiting Counsel; granting <u>3</u> Motion for Leave to Proceed without prepayment of fees, granting in part <u>3</u> motion to use release account funds. Initial partial filing fee of \$ 72.20 assessed. (Fee due 9/25/2013.) Signed by Magistrate Judge Peter A. Oppeneer on 9/4/2013. (jef),(ps) (Entered: 09/04/2013)
09/18/2013	<u>6</u>	Brief in Support re <u>1</u> Complaint by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Envelope) (jaf),(ps) (Entered: 09/18/2013)
09/18/2013		Partial Filing fee received : \$ 72.20, receipt number 34690018265 (elc),(ps) (Entered: 09/18/2013)
09/18/2013		Motion for In Forma Pauperis Screening. (elc),(ps) (Entered: 09/18/2013)
09/18/2013	<u>7</u>	Warden PLRA Letter. (elc),(ps) (Entered: 09/18/2013)
10/30/2013	<u>8</u>	Motion for Assistance in Recruiting Counsel by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Correspondence from Dane County Sheriff's Office, # <u>2</u> Envelope) (jaf),(ps) (Entered: 10/30/2013)
10/31/2013	<u>9</u>	ORDER denying <u>8</u> Motion for Assistance in Recruiting Counsel. Signed by District Judge William M. Conley on 10/31/2013. (jef),(ps) (Entered: 10/31/2013)
12/11/2013	<u>10</u>	Letter from Darreyll Thomas regarding next steps (Attachments: # <u>1</u> Envelope) (jaf),(ps) (Entered: 12/11/2013)
01/03/2014	<u>11</u>	Motion for Protective Order to preserve video tape evidence by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Envelope) (jaf),(ps) Modified docket text on 1/3/2014 (elc). (Entered: 01/03/2014)
01/03/2014	<u>12</u>	Brief in Support of <u>11</u> Motion for Protective Order by Plaintiff Darreyll T. Thomas (Attachments: # <u>1</u> Exhibit Table of Contents, # <u>2</u> Exhibit A - Letters to Records Dept, # <u>3</u> Exhibit B - Dane Co. Sheriff's Office Response, # <u>4</u> Exhibit D - Letter to Sheriff Mahoney, # <u>5</u> Exhibit E - Letter to Chief Noble Wray, # <u>6</u> Exhibit F - Letter to Commissioner Herrick, # <u>7</u> Exhibit G - Letter to AG Van Hollen, # <u>8</u> Exhibit H - Letter to Administrator O'Keefe) (jaf),(ps) (Entered: 01/03/2014)

01/03/2014	<u>13</u>	Prisoner Trust Fund Account Statement by Plaintiff Darreyll T. Thomas (jaf),(ps) (Entered: 01/03/2014)
01/03/2014	<u>14</u>	Motion for Declaratory Judgment by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Envelope) (jaf),(ps) (Entered: 01/03/2014)
01/03/2014	<u>15</u>	Brief in Support of <u>14</u> Motion for Declaratory Judgment by Plaintiff Darreyll T. Thomas (jaf),(ps) (Entered: 01/03/2014)
02/12/2014	<u>16</u>	Letter from Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Envelope) (jaf),(ps) (Entered: 02/12/2014)
02/13/2014	<u>17</u>	** TEXT ONLY ORDER ** Plaintiff Darreyll T. Thomas has filed a motion for a protective order seeking discovery of videotape evidence in possession of the Dane County Sheriff's Office. (Dkt. # <u>11</u> ). He has also filed a motion for a declaratory judgment. (Dkt. # <u>14</u> ). The court will consider the request for declaratory relief as a supplement to the complaint, which is currently under consideration for screening pursuant to 28 U.S.C. § 1915A. All discovery is STAYED until after the court has completed the screening process and there has been a preliminary pretrial conference, if necessary, in this case. Signed by District Judge William M. Conley on 2/13/2014. (elc),(ps) (Entered: 02/13/2014)
02/21/2014	<u>18</u>	Letter from clerk's office in response to <u>16</u> Letter from Plaintiff Darreyll T. Thomas. (elc),(ps) (Entered: 02/21/2014)
04/24/2014	<u>19</u>	AMENDED COMPLAINT against Robin Hampton, Christopher Larsh, Michael Reese, Rob Van Norman, Dane County Jail Administrator, John Does 1-5, filed by Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 04/24/2014)
05/06/2014	<u>20</u>	ORDER on Leave to Proceed: Plaintiff granted leave to proceed against Defendants John Does 1-5, Robin Hampton, Christopher Larsh, Michael Reese, Rob Van Norman. Leave to proceed denied and case dismissed against Dane County Jail Administrator. Service to be made by USMS. Thomas's request for leave to proceed with any of his remaining claims is DENIED. Signed by District Judge William M. Conley on 5/6/2014. (jef),(ps) (Entered: 05/06/2014)
05/07/2014	<u>21</u>	Summons Issued as to Robin Hampton, Christopher Larsh, Michael Reese, Rob Van Norman. Forwarded to USMS for service. (Attachments: # <u>1</u> Summons as to Hampton, # <u>2</u> Summons as to Van Norman, # <u>3</u> Summons as to Larsh) (jef),(ps) (Entered: 05/07/2014)
05/16/2014	<u>22</u>	Motion for Reconsideration re <u>20</u> Order, by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 05/16/2014)
05/19/2014	<u>23</u>	ORDER denying plaintiff Darreyll T. Thomas's <u>22</u> motion for reconsideration regarding his request to proceed with a deliberate-indifference claim and granting Thomas's <u>22</u> request for clarification of the screening order. Thomas may proceed with claims of excessive-force and/or failure to intervene against defendants Michael Reese, Robin Hampton, Robert Van Norman, Christopher Larsh and John Does 1 through 5. Thomas may also proceed with claims of retaliation and state law battery against defendant Reese. Thomas's request for leave to proceed with a state law negligence claim is denied. Signed by District Judge William M. Conley on 5/19/2014. (jef),(ps) (Entered: 05/19/2014)
05/23/2014	<u>24</u>	ANSWER to Amended Complaint by Defendants Robin Hampton, Christopher Larsh, Michael Reese, Rob Van Norman. (Attachments: # <u>1</u> Certificate of Service) (Yanacheck, Timothy),(ps) (Entered: 05/23/2014)
05/23/2014		Set Telephone Pretrial Conference: Telephone Pretrial Conference set for 6/12/2014 at 01:30 PM before Magistrate Judge Stephen L. Crocker. Counsel for Defendants responsible for setting up the call to chambers at (608) 264-5153.

		[ <a href="#">Notice Regarding the Telephone Preliminary Pretrial Conference</a> attached] (elc),(ps) (Entered: 05/23/2014)
05/29/2014	<u>25</u>	Motion for Appointment of Counsel by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Attorney Rejection Letters, # <u>2</u> Cover Letter, # <u>3</u> Envelope) (elc),(ps) (Entered: 05/29/2014)
05/29/2014	<u>26</u>	Declaration of Darreyll T. Thomasre: <u>25</u> Motion for Appointment of Counsel. (elc),(ps) (Entered: 05/29/2014)
05/29/2014	<u>27</u>	Motion to Alter or Amend <u>23</u> Order entered May 19, 2014 by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter) (elc),(ps) (Entered: 05/29/2014)
06/02/2014	<u>28</u>	Marshal Service Return Executed. Robin Hampton served on 5/19/2014; Christopher Larsh served on 5/19/2014; Michael Reese served on 5/19/2014; and Rob Van Norman served on 5/19/2014. (Attachments: # <u>1</u> Process Receipt and Return as to Van Norman, # <u>2</u> Process Receipt and Return as to Reese, # <u>3</u> Process Receipt and Return as to Hampton) (nlm),(ps) (Entered: 06/02/2014)
06/02/2014	<u>29</u>	ORDER denying plaintiff's <u>25</u> Motion for Counsel without prejudice as to later reconsideration. Signed by District Judge William M. Conley on 6/2/2014. (jef),(ps) (Entered: 06/02/2014)
06/02/2014	30	<b>** TEXT ONLY ORDER **</b> Plaintiff Darreyll T. Thomas has filed a motion to alter or amend a decision denying his motion for reconsideration of the screening order in this case. He now appears to claim that certain defendants denied him adequate medical care with deliberate indifference by assigning him to a top bunk at the Jail. The court has allowed Thomas to proceed with his claim that certain defendants violated his rights under the Eighth Amendment by using force against him or failing to intervene, among other things, after Thomas refused to accept an assignment to the top bunk. Thomas's contention appears to be that he was justified in refusing to accept the top bunk for medical reasons and that the defendants were wrong to use force against him as a result. But Thomas may make this argument in the context of his excessive-force claim without raising a separate claim for deliberate indifference or negligence where his bunk assignment is concerned. Accordingly, for the same reasons already stated in this case, Thomas does not allege facts showing that he has a separate claim for deliberate indifference or negligence with respect to his bunk assignment. Therefore, his motion to alter or amend (dkt. # <u>27</u> ) is DENIED. Signed by District Judge William M. Conley on 6/2/2014. (jef),(ps) (Entered: 06/02/2014)
06/12/2014		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Preliminary Pretrial Conference – Pro Se held on 6/12/2014 [:35] (cak),(ps) (Entered: 06/12/2014)
06/16/2014	<u>31</u>	Pretrial Conference Order – Amended Complaint Naming Doe Defendants due 8/15/2014. Answer to Amended Complaint due 9/5/2014. Dispositive Motions for Failure to Exhaust Administrative Remedies due 7/25/2014. Dispositive Motions due 3/13/2015. Rule 26(a)(3) Disclosures and all motions in limine due 9/4/2015. Objections due 9/18/2015. Final Pretrial Conference set for 9/28/2015 at 08:30 AM. Jury Selection and Trial set for 9/28/2015 at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 6/13/2014. (jef),(ps) (Entered: 06/16/2014)
06/23/2014	<u>32</u>	Declaration of Darreyll T. Thomas in Support of Dane County Jail Administrator Liability. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 06/23/2014)
07/24/2014	<u>33</u>	Notice of Appearance filed by Sheila M. Sullivan for Defendants John Does 1–5, Robin Hampton, Christopher Larsh, Michael Reese, Rob Van Norman. (Attachments: # <u>1</u> Certificate of Service) (Sullivan, Sheila),(ps) (Entered: 07/24/2014)



07/24/2014	<u>34</u>	<b>MOTION TO DISMISS <i>for Failure to Exhaust Pursuant to 42 U.S.C.</i></b> by Defendants C.C.I. Dept. / Health Serv. Unit, Dane County – Madison, WI, Dane County Jail, Dane County Jail Administrator, Department of Corrections, John Does 1–5, Robin Hampton, Christopher Larsh, Madison Police Department, Prison Health Services Inc., Michael Reese, Rob Van Norman. (Sullivan, Sheila),(ps) (Entered: 07/24/2014)
07/24/2014	<u>35</u>	Brief in Support of <u>34</u> Motion to Dismiss <i>for Failure to Exhaust</i> by Defendants C.C.I. Dept. / Health Serv. Unit, Dane County – Madison, WI, Dane County Jail, Dane County Jail Administrator, Department of Corrections, John Does 1–5, Robin Hampton, Christopher Larsh, Madison Police Department, Prison Health Services Inc., Michael Reese, Rob Van Norman. (Sullivan, Sheila),(ps) (Entered: 07/24/2014)
07/24/2014	<u>36</u>	Affidavit of Michael Statz filed by Defendants C.C.I. Dept. / Health Serv. Unit, Dane County – Madison, WI, Dane County Jail, Dane County Jail Administrator, Department of Corrections, John Does 1–5, Robin Hampton, Christopher Larsh, Madison Police Department, Prison Health Services Inc., Michael Reese, Rob Van Norman re: <u>34</u> Motion to Dismiss, (Attachments: # <u>1</u> Exhibit A – Acknowledgement of Receipt – Handbook, # <u>2</u> Exhibit B – Inmate Handbook, # <u>3</u> Exhibit C – Notice of Disciplinary Hearing & Rights) (Sullivan, Sheila),(ps) (Entered: 07/24/2014)
07/24/2014	<u>37</u>	Certificate of Service by Defendants C.C.I. Dept. / Health Serv. Unit, Dane County – Madison, WI, Dane County Jail, Dane County Jail Administrator, Department of Corrections, John Does 1–5, Robin Hampton, Christopher Larsh, Madison Police Department, Prison Health Services Inc., Michael Reese, Rob Van Norman. (Sullivan, Sheila),(ps) (Entered: 07/24/2014)
07/24/2014		Set Deadlines as to <u>34</u> MOTION TO DISMISS <i>for Failure to Exhaust Administrative Remedies. Plaintiff's Brief in Opposition due 8/15/2014. Defendants' Brief in Reply due 8/22/2014.</i> (elc),(ps) (Entered: 07/24/2014)
07/25/2014	<u>38</u>	Motion for Recruitment of Counsel by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 07/25/2014)
07/25/2014	<u>39</u>	Declaration of Darreyll Thomas re: <u>38</u> Motion for Recruitment of Counsel. (Attachments: # <u>1</u> Attorney Rejection Letters) (elc),(ps) (Entered: 07/25/2014)
07/29/2014	<u>40</u>	Brief in Opposition by Plaintiff Darreyll T. Thomas re: <u>34</u> Motion to Dismiss, filed by Dane County – Madison, WI, Rob Van Norman, Robin Hampton, C.C.I. Dept. / Health Serv. Unit, Department of Corrections, Madison Police Department, Dane County Jail, John Does 1–5, Dane County Jail Administrator, Prison Health Services Inc., Christopher Larsh, Michael Reese (Attachments: # <u>1</u> Exhibit 3 – Dane County Sheriff's Office Jail Log, # <u>2</u> Exhibit 4 – June 23, 2014 Letter to Attorney Yanacheck, # <u>3</u> Cover Letter and Envelope) (elc),(ps) (Entered: 07/29/2014)
07/29/2014	<u>41</u>	Motion to Freeze, Seize and/or Lien Defendants' Assets by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter) (elc),(ps) (Entered: 07/29/2014)
07/29/2014	<u>42</u>	Motion to Compel by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter) (elc),(ps) (Entered: 07/29/2014)
07/29/2014	<u>43</u>	Brief in Support of <u>42</u> Motion to Compel by Plaintiff Darreyll T. Thomas (elc),(ps) (Entered: 07/29/2014)
07/29/2014	<u>44</u>	Declaration of Darreyll T. Thomas re: <u>42</u> Motion to Compel. (Attachments: # <u>1</u> Exhibit 1 – Plaintiff's First Set of Interrogatories and Requests for Production, # <u>2</u> Exhibit 2 – Letters from Plaintiff to Attorney Yanacheck) (elc),(ps) (Entered: 07/29/2014)
07/29/2014	<u>45</u>	Handwritten Declaration of Darreyll Thomas in support of <u>42</u> Motion to Compel. (elc),(ps) (Entered: 07/29/2014)

07/29/2014	<u>46</u>	Declaration of Darreyll T. Thomas in Support of Dane County Jail Administrator Liability and Request that the Court Reinstate the Dane County Jail Administrator as a Defendant. (elc),(ps) (Entered: 07/29/2014)
08/06/2014	<u>47</u>	ORDER granting defendants' <u>34</u> Motion to Dismiss. The complaint is DISMISSED without prejudice for plaintiff Darreyll T. Thomas's failure to exhaust available administrative remedies as required by 42 U.S.C. § 1997e(a). The clerk's office is directed to close this case and to terminate all pending motions. Plaintiff may move to reopen this case within thirty days of the date of this order if he presents evidence showing that he exhausted administrative remedies at the Dane County Jail. If plaintiff fails to so move, the clerk's office is directed to enter judgment dismissing this case. Signed by District Judge William M. Conley on 8/6/2014. (jef),(ps) (Entered: 08/06/2014)
08/06/2014		Pursuant to the dkt. <u>47</u> order, this case is closed and all pending motions are terminated. (jef),(ps) (Entered: 08/06/2014)
08/26/2014	<u>48</u>	Motion to Reopen Case and Motion for Reconsideration with Brief in Support by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (nlm),(ps) (Entered: 08/26/2014)
08/26/2014	<u>49</u>	Declaration in Support of <u>48</u> Motion to Reopen Case and Motion for Reconsideration by Plaintiff Darreyll Thomas. (nlm),(ps) (Entered: 08/26/2014)
08/27/2014		Set Briefing Deadlines as to <u>48</u> Motion to Reopen Case and Motion for Reconsideration. Defendants' Brief in Opposition due 9/8/2014. (nlm),(ps) (Entered: 08/27/2014)
09/08/2014	<u>50</u>	Brief in Opposition by Defendants C.C.I. Dept. / Health Serv. Unit, Dane County – Madison, WI, Dane County Jail, Dane County Jail Administrator, Department of Corrections, John Does 1–5, Robin Hampton, Christopher Larsh, Madison Police Department, Prison Health Services Inc., Michael Reese, Rob Van Norman re: <u>48</u> Motion to Reopen Case filed by Darreyll T. Thomas (Attachments: # <u>1</u> Certificate of Service) (Sullivan, Sheila),(ps) (Entered: 09/08/2014)
10/02/2014	<u>51</u>	ORDER denying plaintiff Darreyl T. Thomas's <u>48</u> Motion to Reopen Case. The clerk's office will enter judgment in favor of defendants and close this case. Signed by District Judge William M. Conley on 10/2/2014. (jef),(ps) (Entered: 10/02/2014)
10/02/2014	<u>52</u>	JUDGMENT entered in favor of defendants dismissing this case. (PAO/jef). (jef),(ps) (Entered: 10/02/2014)
10/07/2014	<u>53</u>	Affidavit of Darreyll Thomas. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 10/07/2014)
10/14/2014	<u>54</u>	Motion for Reconsideration by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 10/14/2014)
10/15/2014	<u>55</u>	ORDER denying plaintiff's <u>54</u> Motion for Reconsideration. Signed by District Judge William M. Conley on 10/15/2014. (jef),(ps) (Entered: 10/15/2014)
10/17/2014	<u>56</u>	Motion for Recusal by Plaintiff Darreyll T. Thomas. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 10/17/2014)
10/28/2014	57	** TEXT ONLY ORDER ** On August 6, 2014, the court granted defendants' motion to dismiss the prisoner civil rights case filed by plaintiff Darreyll T. Thomas. Thereafter, the court denied Thomas's motion to reopen and his motion for reconsideration. Citing the court's adverse rulings, Thomas has now filed a motion asking the court to recuse itself from this case. The motion must be denied for two reasons. First, adverse judicial rulings are not evidence of bias or prejudice and do not require recusal. <i>Liteky v. United States</i> , 510 U.S. 540, 555 (1994); <i>Brokaw v. Mercer County</i> , 235 F.3d 1000, 1025 (7th Cir. 2000). Plaintiff does not otherwise show that disqualification

		is required pursuant to 28 U.S.C. §§ 144, 455. Second, this case is now closed, meaning that there is nothing left to decide. As such, plaintiff's motion is moot. Therefore, plaintiff's motion to recuse (dkt. # <u>56</u> ) is DENIED. Signed by District Judge William M. Conley on 10/28/2014. (elc),(ps) (Entered: 10/28/2014)
10/29/2014	<u>58</u>	NOTICE OF APPEAL by Plaintiff Darreyll T. Thomas as to <u>52</u> Judgment, <u>51</u> Order on Motion to Reopen Case. In forma pauperis requested. Docketing Statement filed. (Attachments: # <u>1</u> Docketing Statement, # <u>2</u> Cover Letter, # <u>3</u> Envelope) (jef),(ps) (Entered: 10/30/2014)
10/29/2014	<u>59</u>	Motion for Use of Release Account Funds by Plaintiff Darreyll T. Thomas. (jef),(ps) (Entered: 10/30/2014)
10/29/2014	<u>60</u>	Affidavit of Darreyll Thomas re <u>58</u> Notice of Appeal. (jef),(ps) (Entered: 10/30/2014)
10/29/2014	<u>61</u>	Prisoner Trust Fund Account Statement by Plaintiff Darreyll T. Thomas. (jef),(ps) (Entered: 10/30/2014)
10/30/2014	<u>62</u>	Appeal Information Packet. (jef),(ps) (Entered: 10/30/2014)