

**U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:14-cv-00528-jdp**

Flournoy, Michael v. Winnebago County Sheriff's Office et al
Assigned to: District Judge James D. Peterson
Referred to: Magistrate Judge Stephen L. Crocker
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 07/28/2014
Date Terminated: 03/10/2015
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Michael E. Flournoy

represented by **Michael E. Flournoy**
44862-424
Oxford - FCI
P.O. Box 1000
Oxford, WI 53952
PRO SE

V.

Defendant

Winnebago County Sheriff's Office

Defendant

Robert Bob Baudelio Juanez

Defendant

Larry Marino

Defendant

Daniel Freedlund

Defendant

Peter Dalpra

Defendant

Joseph Boomer

Defendant

Brad Kiser

Defendant

Iasparro Dominc

Defendant

Cunningham Nick

Defendant

Julie Dodd

Defendant

Neal C. Gruhn

represented by **Leslie K. Herje**
U.S. Attorney's Office
222 W. Washington Ave.

Suite 700
Madison, WI 53703
608-264-5158
Fax: 608-264-5724
Email: leslie.herje@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Wayne Jackowski

represented by **Leslie K. Herje**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Craig Smith

represented by **Leslie K. Herje**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Adam King

represented by **Leslie K. Herje**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John D. Richardson

represented by **Leslie K. Herje**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Dan Ivancich

represented by **Leslie K. Herje**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/28/2014	<u>1</u>	COMPLAINT against All Defendants, filed by Michael E. Flournoy. (Case randomly assigned to District Judge James D. Peterson.) (Attachments: # <u>1</u> Exhibit A - 12-048671, 8/1/12, # <u>2</u> Exhibit B - Information12cf2180, # <u>3</u> Exhibit C - Order 12cf2180, # <u>4</u> Exhibit D - 12-048671, 7/30/12, # <u>5</u> Exhibit E - FBI phone call transcript, # <u>6</u> Exhibit F - 12-048671, 7/21/12, # <u>7</u> Exhibit G - 12-048671, 8/6/12, # <u>8</u> Exhibit H - Probable cause statement, # <u>9</u> Exhibit I - 12-048671, 7/31/12, # <u>10</u> Exhibit J - 12-048671, 7/31/12, # <u>11</u> Envelope) (jef) (Entered: 07/29/2014)
07/30/2014	<u>2</u>	ORDER that plaintiff is to submit \$400 filing fee or motion and trust fund account statement. Motion and trust Fund Account Statement or fee due 8/21/2014. Signed by Magistrate Judge Peter A. Oppeneer on 7/30/2014. (jef),(ps) (Entered: 07/30/2014)
08/07/2014	<u>3</u>	Motion for Leave to Proceed in forma pauperis by Plaintiff Michael E. Flournoy. (Attachments:

		# <u>1</u> Envelope) (nln),(ps) (Entered: 08/07/2014)
08/07/2014	<u>4</u>	Affidavit re <u>3</u> Motion for Leave to Proceed in forma pauperis filed by plaintiff Michael E. Fournoy. (nln),(ps) (Entered: 08/07/2014)
08/07/2014	<u>5</u>	Prisoner Trust Fund Account Statement by Plaintiff Michael E. Flournoy (Attachments: # <u>1</u> IPP Calculation) (nln),(ps) (Entered: 08/07/2014)
08/11/2014	<u>6</u>	ORDER on ifp request: Initial partial filing fee of \$ 19.00 assessed. Initial partial filing fee due 8/28/2014. Signed by Magistrate Judge Peter A. Oppeneer on 8/11/2014. (nln),(ps) (Entered: 08/11/2014)
08/21/2014		Partial Filing fee received : \$ 19.00, receipt number 34690020948 (nln),(ps) (Entered: 08/21/2014)
09/11/2014	<u>7</u>	Notice of Request of Copy From Clerk by Plaintiff Michael E. Flournoy re (<u>3</u> in 3:14-cv-00528-jdp) Motion for Leave to Proceed in forma pauperis and (<u>4</u> in 3:14-cv-00528-jdp) affidavit. (Attachments: # <u>1</u> Envelope) (nln),(ps) (Entered: 09/11/2014)
09/17/2014	<u>8</u>	Letter from Clerk's Office in response to <u>7</u> Notice of Request of Copy From Clerk. (nln),(ps) Modified on 9/17/2014 (nln). (Entered: 09/17/2014)
09/26/2014	<u>9</u>	Affidavit of Michael E. Flournoy. (Attachments: # <u>1</u> Unmarked Exhibit – Brief in Support of Fed. R. Crim. P. 41(g) Motion captioned to NDIL, # <u>2</u> Exhibit D – State of IL case 12CF2180 Order, # <u>3</u> Exhibit 1 – Property Descriptions Winnebago County, IL, # <u>4</u> Exhibit 2 – FBI listing of Evidentiary Items, # <u>5</u> Exhibit 3 – Winnebago County, IL Search Warrant and Return, # <u>6</u> Exhibit 4 – US Dept. of Justice Property Receipt (scanned on darkest setting), # <u>7</u> Exhibit 5 – Schedule of Payments (Scanned on Darkest Setting), # <u>8</u> Envelope) (elc),(ps) (Entered: 09/26/2014)
09/29/2014	<u>10</u>	Letter from clerk's office re: plaintiff's September 26, 2014 submissions. (elc),(ps) (Entered: 09/29/2014)
01/22/2015	<u>11</u>	ORDER Dismissing <u>1</u> Complaint, pursuant to Fed. R. Civ. P. 8. (Amended Complaint due 2/15/2015.) Signed by District Judge James D. Peterson on 1/22/2015. (jef),(ps) (Entered: 01/22/2015)
02/02/2015	<u>12</u>	Motion for Reconsideration and/or for Extension of Time by Plaintiff Michael E. Flournoy. (Attachments: # <u>1</u> Exhibits D, E, 12 – Order, notice, transcript excerpt, # <u>2</u> Envelope) (jef),(ps) (Entered: 02/02/2015)
02/06/2015	<u>13</u>	ORDER denying plaintiff's <u>12</u> motion for reconsideration. Plaintiff's motion for additional time to file an amended complaint, Dkt. <u>12</u> , is GRANTED in part. Plaintiff may have until March 2, 2015, to file an amended complaint. Signed by District Judge James D. Peterson on 2/6/2015. (jef),(ps) (Entered: 02/06/2015)
03/02/2015	<u>14</u>	Proposed Amended Complaint by Plaintiff Michael E. Flournoy. (Attachments: # <u>1</u> Envelope) (nln),(ps) (Entered: 03/02/2015)
03/10/2015	<u>15</u>	ORDER on Leave to Proceed: Plaintiff Michael Flournoy is DENIED leave to proceed on his Fourth Amendment claim against defendants for false arrest, and the complaint is DISMISSED in its entirety for failure to state a claim upon which relief can be granted. The clerk's office is directed to close this case. Signed by District Judge James D. Peterson on 3/10/2015. (nln),(ps) (Entered: 03/10/2015)
03/10/2015	<u>16</u>	JUDGMENT entered in favor of defendants dismissing plaintiff Michael E. Flournoy's complaint, in its entirety, for failure to state a claim upon which relief can be granted. (PAO/nln). (nln),(ps) (Entered: 03/10/2015)
03/10/2015	<u>17</u>	Warden PLRA Letter. (jef),(ps) (Entered: 03/10/2015)
03/23/2015	<u>18</u>	Motion for Reconsideration re <u>15</u> Order by Plaintiff Michael E. Flournoy. (Attachments:

		# <u>1</u> Envelope) (jef),(ps) (Entered: 03/23/2015)
03/27/2015	<u>19</u>	ORDER that plaintiff Michael Flournoy's <u>18</u> motion for reconsideration and for an oral hearing is DENIED. Signed by District Judge James D. Peterson on 3/27/2015. (nlh),(ps) (Entered: 03/27/2015)
04/03/2015	<u>20</u>	NOTICE OF APPEAL by Plaintiff Michael E. Flournoy as to <u>16</u> Judgment, <u>15</u> Order, <u>19</u> Order on Motion for Reconsideration. In forma pauperis pending. No Docketing Statement filed. (Attachments: # <u>1</u> Envelope) (jef),(ps) (Entered: 04/03/2015)
04/03/2015	<u>21</u>	Appeal Information Packet. (jef),(ps) (Entered: 04/03/2015)