

**U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:15-cv-00051-jdp**

Lewis, Richard v. Stephen, Michael
Assigned to: District Judge James D. Peterson
Referred to: Magistrate Judge Stephen L. Crocker
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 01/23/2015
Date Terminated: 02/08/2017
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

Richard Lewis

represented by **Richard Lewis**
567129
Columbia Correctional Institution
2925 Columbia Drive
P.O. Box 900
Portage, WI 53901-0900
(608) 742-9100
PRO SE

V.

Defendant

Edward Wall
TERMINATED: 09/23/2015

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
TERMINATED: 10/09/2015
LEAD ATTORNEY

Defendant

Michael Stephen

represented by **Corey Francis Finkelmeyer**
(See above for address)
TERMINATED: 10/09/2015
LEAD ATTORNEY

Ann M. Peacock
Wisconsin Department of Justice
P.O. Box 7857
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(608) 266-9230
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ATTORNEY TO BE NOTICED

Samuel Thomas Berg
State of Wisconsin Department of Justice
17 W. Main St.
Madison, WI 53707-7857
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ATTORNEY TO BE NOTICED

Defendant

Theodore Anderson
TERMINATED: 01/17/2017

represented by **Corey Francis Finkelmeyer**
(See above for address)

TERMINATED: 10/09/2015
LEAD ATTORNEY

Ann M. Peacock
 (See above for address)
ATTORNEY TO BE NOTICED

Samuel Thomas Berg
 (See above for address)
ATTORNEY TO BE NOTICED

Defendant

Bryan Gerry
TERMINATED: 01/17/2017

represented by **Corey Francis Finkelmeyer**
 (See above for address)
TERMINATED: 10/09/2015
LEAD ATTORNEY

Ann M. Peacock
 (See above for address)
ATTORNEY TO BE NOTICED

Samuel Thomas Berg
 (See above for address)
ATTORNEY TO BE NOTICED

Defendant

Andrew Miller
an unidentified Doe defendant
TERMINATED: 04/18/2016

represented by **Corey Francis Finkelmeyer**
 (See above for address)
TERMINATED: 10/09/2015
LEAD ATTORNEY

Ann M. Peacock
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/23/2015	<u>1</u>	COMPLAINT against All Defendants filed by Plaintiff Richard Lewis. (Case randomly assigned to District Judge James D. Peterson.) (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (nl) (Entered: 01/23/2015)
01/23/2015	<u>2</u>	Motion for Leave to Proceed in forma pauperis by Plaintiff Richard Lewis. (nl),(ps) (Entered: 01/23/2015)
01/23/2015	<u>3</u>	Prisoner Trust Fund Account Statement by Plaintiff Richard Lewis. (nl),(ps) (Additional attachment(s) added on 1/26/2015: # <u>1</u> IPP Calculation) (nl). (Entered: 01/23/2015)
02/02/2015	<u>4</u>	ORDER on ifp request: Initial partial filing fee of \$10.91 assessed. Initial partial filing fee due 2/23/2015. Signed by Magistrate Judge Peter A. Oppeneer on 2/02/2015. (nl),(ps) (Entered: 02/02/2015)
02/11/2015		Initial Partial Filing fee received: \$ 10.91, receipt number 34690022280. (jef),(ps) (Entered: 02/11/2015)
09/23/2015	<u>5</u>	ORDER on Leave to Proceed: Plaintiff granted leave to proceed against Defendants Bryan Gerry, Theodore Anderson, Michael Stephen, Andrew Miller. Leave to proceed denied and case dismissed against Edward Walls. Materials delivered to DOJ for acceptance of service. Signed by District Judge James D. Peterson on 9/23/2015. (jef),(ps) (Entered: 09/23/2015)
09/23/2015	<u>6</u>	Warden PLRA Letter. (jef),(ps) (Entered: 09/23/2015)

10/08/2015	<u>7</u>	Letter Requesting Copies by Plaintiff Richard Lewis. (Attachments: # <u>1</u> Envelope) (jef),(ps) (Entered: 10/08/2015)
10/08/2015	<u>8</u>	Letter from Clerk's Office returning check to plaintiff. (jef),(ps) (Entered: 10/08/2015)
10/09/2015	<u>9</u>	Notice of Appearance filed by Ann M. Peacock for Defendants Theodre Anderson, Bryan Gerry, Michael Stephen. (Attachments: # <u>1</u> Certificate of Service) (Peacock, Ann),(ps) (Entered: 10/09/2015)
10/09/2015	<u>10</u>	Acceptance of Service by DOJ on behalf of Defendants Theodre Anderson, Bryan Gerry, Michael Stephen. Service not accepted on behalf of Andrew Miller. (Peacock, Ann),(ps) (Entered: 10/09/2015)
10/09/2015	<u>11</u>	Memorandum that for the remainder of this lawsuit, with respect to the defendants the Wisconsin Department of Justice has accepted service for, plaintiff need only send a copy of his filings in this case to the court pursuant to an informal service agreement with the Department. Signed by Magistrate Judge Peter A. Oppeneer on 10/9/2015. (jef),(ps) (Entered: 10/09/2015)
10/15/2015	<u>12</u>	Letter from plaintiff Richard Lewis requesting three copies of <u>1</u> Complaint (check in the amount of \$2.10 enclosed). (Attachments: # <u>1</u> Envelope) (nlm),(ps) (Entered: 10/15/2015)
10/29/2015	<u>13</u>	ANSWER by Defendants Theodre Anderson, Bryan Gerry, Michael Stephen. (Attachments: # <u>1</u> Certificate of Service) (Peacock, Ann),(ps) (Entered: 10/29/2015)
10/29/2015		Set Telephone Pretrial Conference: Telephone Pretrial Conference set for 12/1/2015 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. [<u>Notice Regarding the Telephone Preliminary Pretrial Conference</u> attached] (nlm),(ps) Modified docket text on 10/29/2015 (nlm). (Entered: 10/29/2015)
10/30/2015	<u>14</u>	Motion for Assistance in Recruiting Counsel by Plaintiff Richard Lewis. (Attachments: # <u>1</u> Postage Disbursement Requests, # <u>2</u> Copies of Letters sent to Attorneys McGillivray, Bard and Harth, # <u>3</u> Envelope) (elc),(ps) (Entered: 10/30/2015)
11/04/2015	<u>15</u>	ORDER denying plaintiff's <u>14</u> Motion for Assistance in Recruiting Counsel without prejudice. Signed by District Judge James D. Peterson on 11/2/2015. (jef),(ps) (Entered: 11/04/2015)
11/30/2015		Reset Telephone Pretrial Conference: Telephone Pretrial Conference before Magistrate Judge Stephen L. Crocker set for 12/1/2015 at 1:30 PM is rescheduled to 12/11/2015 at 01:00 PM to accommodate the court's calendar. Counsel for Defendants remains responsible for setting up the call to chambers at (608) 264-5153. (elc),(ps) (Entered: 11/30/2015)
12/11/2015		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Preliminary Pretrial Conference – Pro Se held on 12/11/2015 [:25] (cak),(ps) (Entered: 12/11/2015)
12/15/2015	<u>16</u>	Pretrial Conference Order – Dispositive Motions for Failure to Exhaust Administrative Remedies due 2/5/2016. Dispositive Motions due 7/15/2016. Rule 26(a)(3) Disclosures and all motions in limine due 1/13/2017. Objections due 1/27/2017. Final Pretrial Conference set for 2/6/2017 at 08:30 AM. Jury Selection and Trial set for 2/6/2017 at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 12/15/2015. (jef),(ps) (Entered: 12/15/2015)
01/05/2016	<u>17</u>	ORDER regarding the identification of Doe Defendant Andrew Miller. (Amended Complaint due 2/26/2016. Answer due 3/18/2016). Signed by Magistrate Judge Stephen L. Crocker on 12/31/2015. (jef),(ps) (Entered: 01/05/2016)
04/18/2016	<u>18</u>	ORDER that John Doe defendant, Andrew Miller, is DISMISSED from this case without prejudice. Signed by District Judge James D. Peterson on 4/18/2016. (jef),(ps) (Entered: 04/18/2016)

04/20/2016	<u>19</u>	MOTION FOR SUMMARY JUDGMENT by Plaintiff Richard Lewis. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 04/20/2016)
04/20/2016	<u>20</u>	Brief in Support of <u>19</u> Motion for Summary Judgment by Plaintiff Richard Lewis. (jef),(ps) (Entered: 04/20/2016)
04/20/2016	<u>21</u>	Affidavit of Richard Lewis re: <u>19</u> Motion for Summary Judgment. (jef),(ps) Modified on 4/21/2016 (jef). (Entered: 04/20/2016)
04/20/2016	<u>22</u>	Affidavit of Booker Brown filed by Plaintiff Richard Lewis re: <u>19</u> Motion for Summary Judgment. (jef),(ps) (Entered: 04/20/2016)
04/20/2016	<u>23</u>	Exhibit (Defendants' response to plaintiff's request for interrogatories dated December 1, 2015) to <u>19</u> Motion for Summary Judgment filed by Richard Lewis. (Attachments: # <u>1</u> Defendants' response to plaintiff's request for documents dated December 1, 2015.) (jef),(ps) (Entered: 04/20/2016)
04/20/2016	<u>24</u>	Letter regarding copies of video footage <u>19</u> Motion for Summary Judgment filed by Richard Lewis. (Attachments: # <u>1</u> Letter from AAG Peacock) (jef),(ps) (Entered: 04/20/2016)
04/21/2016	<u>25</u>	Letter from the Clerk's Office to plaintiff regarding the document titled proposed findings of fact listed on plaintiff's dkt. <u>19</u> cover letter. (jef),(ps) (Entered: 04/21/2016)
04/27/2016	<u>26</u>	Proposed Findings of Fact filed by Plaintiff Richard Lewis re: <u>19</u> Motion for Summary Judgment. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 04/27/2016)
04/27/2016		Set Briefing Deadlines as to <u>19</u> MOTION FOR SUMMARY JUDGMENT. [Pro Se Summary Judgment Procedure for Cases Assigned to Judge Peterson attached.] Defendants' Brief in Opposition due 5/27/2016. Plaintiff's Brief in Reply due 6/6/2016. (jef),(ps) (Entered: 04/27/2016)
04/29/2016	<u>27</u>	Letter from AAG Ann Peacock submitting the DVD exhibit regarding dkt. <u>24</u> . (Attachments: # <u>1</u> DVD exhibit – Staff–assisted strip search, 10/17/14, # <u>2</u> Envelope) (jef),(ps) Note, the DVD is filed conventionally and located in the clerk's office. (jef) (Entered: 05/02/2016)
05/27/2016	<u>28</u>	Response to Proposed Findings of Fact filed by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen re: <u>19</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Certificate of Service) (Peacock, Ann),(ps) (Entered: 05/27/2016)
05/27/2016	<u>29</u>	Disregard. See <u>36</u> . Modified on 5/27/2016. (lak) (Entered: 05/27/2016)
05/27/2016	<u>30</u>	MOTION FOR SUMMARY JUDGMENT by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen. (Peacock, Ann),(ps) (Entered: 05/27/2016)
05/27/2016	<u>31</u>	Combined Brief in Support of <u>30</u> Motion for Summary Judgment by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen, Brief in Opposition re: <u>19</u> Motion for Summary Judgment. (Peacock, Ann),(ps) Modified on 5/27/2016: This is a multi–part document. (lak) (Entered: 05/27/2016)
05/27/2016	<u>32</u>	Proposed Findings of Fact filed by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen re: <u>30</u> Motion for Summary Judgment. (Peacock, Ann),(ps) (Entered: 05/27/2016)
05/27/2016	<u>33</u>	Declaration of Theodore Anderson filed by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen re: <u>30</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Exhibit 1000 – PREA Report, # <u>2</u> Exhibit 1001 – Diagram/Floor plan of D–S 1, # <u>3</u> Exhibit 1002 – Video of Search (10/17/14) – Dkt at #27, # <u>4</u> Exhibit 1003 – CCI–2014–21340) (Peacock, Ann),(ps) (Entered: 05/27/2016)

05/27/2016	<u>34</u>	Declaration of Michael Stephen filed by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen re: <u>30</u> Motion for Summary Judgment. (Peacock, Ann),(ps) (Entered: 05/27/2016)
05/27/2016	<u>35</u>	Declaration of Bryan Gerry filed by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen re: <u>30</u> Motion for Summary Judgment. (Peacock, Ann),(ps) (Entered: 05/27/2016)
05/27/2016		Set Briefing Deadlines as to <u>30</u> MOTION FOR SUMMARY JUDGMENT . [<u>Pro Se Summary Judgment Procedure for Cases Assigned to Judge Peterson</u> attached.] Plaintiff's Brief in Opposition due 6/27/2016. Defendants' Brief in Reply due 7/7/2016. (nlm),(ps) (Entered: 05/27/2016)
05/27/2016	<u>36</u>	Amended Declaration of Ann Peacock filed by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen re: <u>19</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Exhibit 1004 – Defendants' Supplemental Response to Interrogatory 9) (Peacock, Ann),(ps) Modified on 5/27/2016: Added exhibit description. This needs a certificate of service. (lak) (Entered: 05/27/2016)
05/31/2016	<u>37</u>	Amended Certificate of Service by Defendants Theodore Anderson, Bryan Gerry, Andrew Miller, Michael Stephen. (Peacock, Ann),(ps) (Entered: 05/31/2016)
06/03/2016	<u>38</u>	Motion for Extension of Time by Plaintiff Richard Lewis. (Attachments: # <u>1</u> Envelope) (jef),(ps) (Entered: 06/03/2016)
06/03/2016	<u>39</u>	**TEXT ONLY ORDER ** ORDER granting plaintiff's motion for extension of time, dkt. <u>38</u> , to file his reply to his motion for summary judgment. Plaintiff's Brief in Reply due 6/27/2016. Signed by Magistrate Judge Stephen L. Crocker on 6/3/2016. (jef),(ps) (Entered: 06/03/2016)
06/15/2016	<u>40</u>	Brief in Reply by Plaintiff Richard Lewis in Support of <u>19</u> Motion for Summary Judgment and Brief in Opposition to defendants' <u>30</u> Motion for Summary Judgment. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) Modified docket text on 7/7/2016 (nlm). (Entered: 06/15/2016)
06/15/2016	<u>41</u>	Response to Proposed Findings of Fact filed by Plaintiff Richard Lewis re: <u>19</u> Motion for Summary Judgment, <u>30</u> Motion for Summary Judgment. (elc),(ps) (Entered: 06/15/2016)
06/15/2016	<u>42</u>	Additional Proposed Findings of Fact filed by Plaintiff Richard Lewis re: <u>19</u> Motion for Summary Judgment, <u>30</u> Motion for Summary Judgment. (elc),(ps) (Entered: 06/15/2016)
06/15/2016	<u>43</u>	Second Declaration of Richard Lewis re: <u>19</u> Motion for Summary Judgment, <u>30</u> Motion for Summary Judgment. (Attachments: # <u>1</u> Exhibit A – Inmate Complaint Documents, # <u>2</u> Exhibit B – Medical Records for October 10, 2014 – October 17, 2014) (elc),(ps) (Entered: 06/15/2016)
07/01/2016	<u>44</u>	Expert Witness Disclosures by Defendants Theodore Anderson, Bryan Gerry, Michael Stephen, (Attachments: # <u>1</u> Certificate of Service) (Peacock, Ann),(ps) (Entered: 07/01/2016)
07/07/2016	<u>45</u>	Brief in Reply by Defendants Theodore Anderson, Bryan Gerry, Michael Stephen in Support of <u>30</u> Motion for Summary Judgment (Attachments: # <u>1</u> Certificate of Service) (Peacock, Ann),(ps) (Entered: 07/07/2016)
07/07/2016	<u>46</u>	Response to Additional Proposed Findings of Fact filed by Defendants Theodore Anderson, Bryan Gerry, Michael Stephen re: <u>19</u> Motion for Summary Judgment, <u>30</u> Motion for Summary Judgment. (Peacock, Ann),(ps) Modified on 7/8/2016: Removed reference/link to Additional Proposed Findings of Fact. Linked to the additional pending motion. (lak) (Entered: 07/07/2016)
07/07/2016	<u>47</u>	Reply in Support of Proposed Findings of Fact filed by Defendants Theodore Anderson, Bryan Gerry, Michael Stephen re: <u>30</u> Motion for Summary Judgment (Peacock, Ann),(ps) (Entered: 07/07/2016)

11/09/2016	<u>48</u>	ORDER denying plaintiff's <u>19</u> Motion for Summary Judgment; granting in part and denying in part defendants' <u>30</u> Motion for Summary Judgment. Signed by District Judge James D. Peterson on 11/9/2016. (jef),(ps) (Entered: 11/09/2016)
11/28/2016	<u>49</u>	Motion for Assistance in Recruiting Counsel by Plaintiff Richard Lewis. (Attachments: # <u>1</u> Placement/Review of Offender in Observation from October 2014, # <u>2</u> Psychological Services Clinical Contact dated 9/17/2014, # <u>3</u> Attorney Rejection Letters, # <u>4</u> Cover Letter and Envelope) (elc),(ps) (Entered: 11/28/2016)
11/28/2016	<u>50</u>	Declaration of Vance Hernandez-Smith filed by Plaintiff Richard Lewis re: <u>49</u> Motion for Assistance in Recruiting Counsel. (elc),(ps) (Entered: 11/28/2016)
12/13/2016	<u>51</u>	ORDER denying <u>49</u> Motion for Assistance in Recruiting Counsel. Signed by District Judge James D. Peterson on 12/13/2016. (jef),(ps) (Entered: 12/13/2016)
12/23/2016	<u>52</u>	Trial Preparation Order: Clerk directed to issue writ for plaintiff appearance. Motion for Issuance of Subpoenas or Writs due 1/13/2017. Final Pretrial Submissions due 1/13/2017. Signed by District Judge James D. Peterson on 12/23/2016. (jef: w/ dkt. 16 enclosures),(ps) (Entered: 12/23/2016)
01/04/2017	<u>53</u>	Writ Issued for Richard Lewis appearance on 2/6/2017 for Final Pretrial Conference and Jury Trial. Original writ mailed to Columbia Correctional Institution. Courtesy copy sent to USMS. (nlm),(ps) (Entered: 01/04/2017)
01/09/2017	<u>54</u>	Notice by Defendants Theodore Anderson, Bryan Gerry, Michael Stephen of <i>Additional Counsel</i> . (Attachments: # <u>1</u> Certificate of Service) (Berg, Samuel),(ps) Modified on 1/10/2017. (lak) (Entered: 01/09/2017)
01/09/2017	<u>55</u>	Motion for Clarification re: <u>48</u> Order on Motion for Summary Judgment, by Defendants Theodore Anderson, Bryan Gerry, Michael Stephen. (Berg, Samuel),(ps) (Entered: 01/09/2017)
01/13/2017	<u>56</u>	Motion in Limine (unsigned) by Plaintiff Richard Lewis. (See dkt. <u>70</u> for signed copy.) (Attachments: # <u>1</u> Cover Letter and Envelope) (nlm),(ps) (Entered: 01/13/2017)
01/13/2017	<u>57</u>	Proposed Jury Instructions (unsigned) by Plaintiff Richard Lewis. (See dkt. <u>71</u> for signed copy.) (nlm),(ps) (Entered: 01/13/2017)
01/13/2017	<u>58</u>	Proposed Special Verdict by Plaintiff Richard Lewis. (See dkt. <u>72</u> for signed copy.) (nlm),(ps) (Entered: 01/13/2017)
01/13/2017	<u>59</u>	Proposed Questions for Voir Dire Examination (unsigned) by Plaintiff Richard Lewis. (See dkt. <u>73</u> for signed copy.) (nlm),(ps) (Entered: 01/13/2017)
01/13/2017	<u>60</u>	Clerk's office letter returning dkt. ## <u>56</u> – <u>59</u> for plaintiff's signature. (nlm),(ps) (Entered: 01/13/2017)
01/13/2017	<u>61</u>	Proposed Voir Dire by Defendant Michael Stephen, (Attachments: # <u>1</u> Certificate of Service) (Peacock, Ann),(ps) (Entered: 01/13/2017)
01/13/2017	<u>62</u>	Proposed Jury Instructions – Liability and Damages by Defendant Michael Stephen. (Peacock, Ann),(ps) (Entered: 01/13/2017)
01/13/2017	<u>63</u>	Proposed Special Verdict – Liability and Damages by Defendant Michael Stephen. (Peacock, Ann),(ps) (Entered: 01/13/2017)
01/13/2017	<u>64</u>	Witness List by Defendant Michael Stephen. (Peacock, Ann),(ps) (Entered: 01/13/2017)
01/13/2017	<u>65</u>	Exhibit List by Defendant Michael Stephen, (Attachments: # <u>1</u> Exhibit 501 – PREA Report, # <u>2</u> Exhibit 502 – DS-1 Floor Plan, # <u>3</u> Exhibit 503 – Video of Strip Search (Dkt. 27), # <u>4</u> Exhibit 504 – CCI-2014-21340 and Appeal) (Peacock, Ann),(ps) Modified on 1/14/2017. (lak) (Entered: 01/13/2017)

01/13/2017	<u>66</u>	Motions in Limine by Defendant Michael Stephen. (Peacock, Ann),(ps) (Entered: 01/13/2017)
01/17/2017	<u>67</u>	Rule 26(a)(3) Pretrial Disclosures by Plaintiff Richard Lewis (Attachments: # <u>1</u> Cover letter / certificate of mailing, # <u>2</u> Envelope) (nlm),(ps) (Entered: 01/17/2017)
01/17/2017	<u>68</u>	ORDER granting defendants' <u>55</u> motion for clarification. Defendants Theodore Anderson and Bryan Gerry are DISMISSED from this case. Signed by District Judge James D. Peterson on 1/17/2017. (jef),(ps) (Entered: 01/17/2017)
01/19/2017	<u>69</u>	ORDER that plaintiff Richard Lewis's deadline to file his request for subpoenas is extended to January 25, 2017. Signed by District Judge James D. Peterson on 1/19/2017. (jef),(ps) (Entered: 01/19/2017)
01/23/2017	<u>70</u>	Signed copy of <u>56</u> Motion in Limine filed by Richard Lewis. (Attachments: # <u>1</u> Envelope) (nlm),(ps) (Entered: 01/23/2017)
01/23/2017	<u>71</u>	Signed copy of <u>57</u> Proposed Jury Instructions filed by Richard Lewis. (nlm),(ps) (Entered: 01/23/2017)
01/23/2017	<u>72</u>	Signed copy of <u>58</u> Proposed Special Verdict filed by Richard Lewis. (nlm),(ps) (Entered: 01/23/2017)
01/23/2017	<u>73</u>	Signed copy of <u>59</u> Proposed Questions for Voir Dire Examination filed by Richard Lewis. (nlm),(ps) (Entered: 01/23/2017)
01/25/2017	<u>74</u>	Disregard – filed in wrong case. (jef). (Entered: 01/25/2017)
01/27/2017	<u>75</u>	Response to Proposed Jury Instructions, Proposed Special Verdict and Proposed Voir Dire by Defendant Michael Stephen, (Attachments: # <u>1</u> Certificate of Service) (Berg, Samuel),(ps) Modified on 1/29/2017: This is a multi-part document. To be refiled using applicable docketing events and linked appropriately. (lak) (Entered: 01/27/2017)
01/30/2017	<u>76</u>	Brief in Opposition by Defendant Michael Stephen re: <u>56</u> Motion in Limine filed by Richard Lewis, (Attachments: # <u>1</u> Certificate of Service) (Berg, Samuel),(ps) Modified on 1/31/2017. (lak) (Entered: 01/30/2017)
02/01/2017	<u>77</u>	Order that Michael Stephens shall provide a copy of this order along with the attached drafts of the trial materials to plaintiff Richard Lewis. Signed by District Judge James D. Peterson on 2/1/2017. (Attachments: # <u>1</u> Draft voir dire, # <u>2</u> Draft introductory jury instructions, # <u>3</u> Draft post trial jury instructions, # <u>4</u> Draft special verdict) (jef),(ps) (Entered: 02/01/2017)
02/06/2017		Set/Reset Trial Date: 2nd Day Jury Trial set for 2/7/2017 at 09:00 AM (voc),(ps) (Entered: 02/06/2017)
02/06/2017	<u>78</u>	Minute Entry for proceedings held before District Judge James D. Peterson: Jury Selection and First Day of Trial held on 2/6/2017. Trial continues. (Court Reporter CS/JD.) (nlm) [6:35],[ps) (Entered: 02/06/2017)
02/06/2017	<u>79</u>	Proposed Jury Instructions – Liability (<i>Limiting Instruction</i>) by Defendant Michael Stephen, (Attachments: # <u>1</u> Certificate of Service) (Peacock, Ann),(ps) Modified on 2/7/2017. (lak) (Entered: 02/06/2017)
02/07/2017	<u>80</u>	Minute Entry for proceedings held before District Judge James D. Peterson: 2nd Day Jury Trial held on 2/7/2017. Verdict returned in favor of defendant Michael Stephens. (Court Reporter CS.) [4:12] (nlm),(ps) (Entered: 02/07/2017)
02/08/2017	<u>81</u>	Voir Dire. (nlm),(ps) (Entered: 02/08/2017)
02/08/2017	<u>82</u>	Introductory Jury Instructions. (nlm),(ps) (Entered: 02/08/2017)
02/08/2017	<u>83</u>	Post-Trial Jury Instructions. (nlm),(ps) (Entered: 02/08/2017)

02/08/2017	<u>84</u>	Supplemental Jury Instructions. (nl), (ps) (Entered: 02/08/2017)
02/08/2017	<u>85</u>	Exhibits Submitted to the Jury. (Attachments: # <u>1</u> Pl Ex. 1 – CCE Report CCI–2014–20352, dated 10/10/14, # <u>2</u> Pl Ex. 2 – DOC Policy 306.17, # <u>3</u> Def Ex. 501 – Employee Investigation Reports (pages 5–6, 13–14), Incident Reports (15–17, 18–20), # <u>4</u> Def Ex. 503 – Video of Search (DVD maintained in Clerk's Office Exhibit Room, Pro Se Shelf), # <u>5</u> Def Ex. 505 – Redacted DAI Policy 306.17.02) (nl), (ps) (Entered: 02/08/2017)
02/08/2017	<u>86</u>	Court Exhibits. (Attachments: # <u>1</u> Court Ex. 1 – Question from Juror No. 1, # <u>2</u> Court Ex. 2 – Question from Juror No. 8, # <u>3</u> Court Ex. 3 – Question from Juror No. 6, # <u>4</u> Court Ex. 4 – Note from the Jury re: unanimous verdict) (nl), (ps) (Entered: 02/08/2017)
02/08/2017	<u>87</u>	Special Verdict returned in favor of Defendant Michael Stephens. (nl), (ps) (Entered: 02/08/2017)
02/08/2017	<u>88</u>	JUDGMENT entered in favor of Defendant Michael Stephens dismissing the case. (JDP/PAO). (nl), (ps) (Entered: 02/08/2017)
02/10/2017	<u>89</u>	NOTICE OF APPEAL by Plaintiff Richard Lewis as to <u>88</u> Judgment. In forma pauperis pending. No Docketing Statement filed. (Attachments: # <u>1</u> Envelope) (nl), (ps) (Entered: 02/10/2017)